

**HIMACHAL PRADESH ELECTRICITY REGULATORY COMMISSION
SHIMLA**

NOTIFICATION

Shimla, the -13th May, 2010

No. HPERC/428.- In exercise of the powers conferred by sub-section (1) of section 181, sub-section (1) of section 62, clauses (a), (b) and (e) of sub-section (1) of section 86 of the Electricity Act, 2003 (36 of 2003) read with section 21 of the General Clauses Act, 1897 (10 of 1897) and all other powers enabling it in this behalf, the Himachal Pradesh Electricity Regulatory Commission after previous publications makes the following regulations further to amend the Himachal Pradesh Electricity Regulatory Commission (Power Procurement from Renewable Sources and Co-generation by Distribution Licensee) Regulations, 2007, published in Rajpatra, Himachal Pradesh (Extra- ordinary) dated 21st June, 2007, namely:-.

REGULATIONS

1. **Short title and commencement.-** (1) These regulations may be called the Himachal Pradesh Electricity Regulatory Commission (Power Procurement from Renewable Sources and Co-generation by Distribution Licensee) (Third Amendment) Regulations, 2010.

(2) These regulations shall come into force from the date of their publication in the Rajpatra, Himachal Pradesh.

2. **Amendment of regulation 4.-** In regulation 4 of the Himachal Pradesh Electricity Regulatory Commission (Power Procurement from Renewable Sources and Co-generation by Distribution Licensee) Regulations, 2007 (hereinafter called "the said regulations") for sub-regulations (1) and (2), the following shall be substituted, namely:-

“(1) For the purposes of regulation 3, the Commission shall constitute an Empowered Committee comprising of one representative each from -

- (i) the Commission;
- (ii) the State Transmission Utility;
- (iii) the distribution licensee;
- (iv) the Himachal Pradesh Power Transmission Corporation Limited (HPPTCL);
- (v) the Himachal Pradesh Energy Development Agency (HIMURJA).

(1-A) The Commission, whenever it considers expedient and necessary to do so, may appoint any other person to be the member of the Empowered Committee.

(2) The Commission shall appoint one member of the Empowered Committee to be its Convener and one officer of the Commission, as

may be designated by the Commission, shall be the Secretary to the Committee.”

3. **Omission of regulation 5.-** Regulation 5 of the said regulations shall be omitted.
4. **Substitution of regulation 7.-** For regulation 7 of the said regulations, the following regulation shall be substituted, namely.-

“7. Overriding effect.- The provisions of these regulations shall have effect notwithstanding anything inconsistent therewith contained in any other regulations, framed by the Commission, relating to the determination of tariff and/or making provisions for open access under the Act.”

By Order of the Commission,

Sd/-
Secretary