

Explanatory Memorandum

Memorandum explaining the reasons and circumstances leading to the HPERC (Conduct of Business) (Amendment) Regulations, 2025.

In order to conduct the business of the Commission, the HPERC (Conduct of Business) Regulations, 2005 were framed in 2005 under section 181 of the Electricity Act, 2003. At that point of time the Commission was single Member Commission and the Regulations were framed keeping in mind the composition of the Commission. Now, there are three Members in the Commission including Chairperson. The HPERC (Conduct of Business) Regulations, 2005 as amended from time to time, were replaced by the HPERC (Conduct of Business) Regulations, 2024 in view of the present composition of the Commission. There are some of the provisions of the CBR, 2024, particularly Regulations 2,6,7,8,14,19 and Schedule which needs to be made more specific and in lines with the provisions of the Electricity Act, 2003.

Draft Amendments.

- 1. Amendment of Regulation 2.** In Regulation 2 of the Himachal Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 2024 (hereinafter referred to as the “Principal Regulations”), in clause (e), after the words “Regulatory Commission”, the words “and includes the Chairperson” shall be inserted.
- 2. Amendment of Regulations 6.** In Regulations 6 of the Principal Regulations, in sub-regulation (3), for the word “Chairperson”, the word “Commission” shall be substituted.
- 3. Amendment of Regulations 7, 8 and 14.** In Regulations 7,8 and 14 of the Himachal Pradesh Regulatory Commission (Conduct of Business) Regulations, 2024 (hereinafter referred to as the Principal Regulations”), the word “Chairperson” wherever it occurs, the word “Commission” shall be substituted; and in sub-regulation (2) of Regulation 7, clauses (a) to (f), shall be renumbered as clauses (a) to (g).
- 4. Amendment of Regulation 19.** In Regulation 19 of the Principal Regulations, in proviso to sub-regulation (10) and sub-regulation (7), the words “of the Commission” shall be omitted.
- 5. Amendment of Schedule.**

In Schedule appended to the Principal Regulations, after Sr. No. 20, the following Sr. No. 21 shall be added, namely:-

“21.	Adjudication of disputes under the Energy Conservation Act, 2001	Section 27 of the Energy conservation Act, 2001 & CBR 1(4).	50,000/-”
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Secretary