

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION

Notification

The 22nd June, 2016

No. PSERC/Secy/Regu.114 - In exercise of the powers conferred under Section 181 read with Sections 43, 44, 45, 46, 47, 48, 50, 55, 56, 57, 58, 59, 126, 127, 135, 152, 154 & 163 of the Electricity Act, 2003 (Central Act 36 of 2003) read with Electricity (Amendment) Act, 2007 (No. 26 of 2007) and all other powers enabling it in this behalf and after previous publication, the Punjab State Electricity Regulatory Commission hereby makes following regulations to amend Punjab State Electricity Regulatory Commission (Electricity Supply Code and Related Matters) Regulations, 2014 (hereinafter referred to as Principal Regulations):-

1. SHORT TITLE, COMMENCEMENT AND INTERPRETATION

- 1.1 These Regulations may be called the Punjab State Electricity Regulatory Commission (Electricity Supply Code and Related Matters) (1st Amendment) Regulations, 2016.
- 1.2 These Regulations shall be applicable to all licensees (including entities exempted under Section 13 of the Act) in their respective licensed/supply areas and all consumers/persons in the State of Punjab.
- 1.3 These Regulations shall come into force from the date of their publication in the official gazette of the State.

2. Amendment to Regulation 4.3.9 of the Principal Regulations:

Regulation 4.3.9 (c) of the Principal Regulations shall be substituted as under:

- c) In case a constituent consumer requires new connection from the cluster sub-station, such connection can only be released from the cluster sub-station with the consent of all existing constituent consumers. If such demand can be released without any augmentation of HT/EHT line, the consumer seeking new connection shall be required to pay to the licensee proportionate cost of the HT/EHT line including bay as per the cost data approved by the Commission and erect 11 kV line as provided in regulation 4.3.8. The proportionate cost so recovered along with interest at Bank Rate (as on 1st April of each year) as notified by RBI (compounded annually) shall be adjustable against any expenditure incurred for augmentation of feeding EHT line which might be necessitated in case the existing constituent consumer requests for enhancement of load. However in case augmentation of cluster sub-station is required then the constituent consumers including the new consumer shall get the capacity augmented at their own cost since the cluster sub-station has been jointly installed by the constituent consumers.

3. Amendment to Regulation 9.3.6 of the Principal Regulations:

Regulation 9.3.6 of the Principal Regulations shall be substituted as under:

9.3.6 After execution of work of the electric line or electrical plant as the case may be, the distribution licensee shall be entitled to demand from the applicant the total amount of expenditure actually incurred (recoverable amount) and adjust Security (works) against such recoverable amount. In the event of Security (works) being in excess of the recoverable amount, the excess amount shall be determined by the distribution licensee within sixty (60) days from the date of release of connection and refunded by adjustment against electricity bills of the immediately succeeding months. In case the distribution licensee fails to refund the excess amount and adjust it against electricity bills of the immediately succeeding months, the distribution licensee shall be liable to pay interest on the excess amount at SBI's Base Rate prevalent on first of April of the relevant year plus 2% for the period of delay beyond sixty (60) days of the date of release of connection till the excess amount is adjusted. The amount of such interest shall be adjusted against the electricity bills thereafter.

4. Amendment to Regulation 9.3.7 of the Principal Regulations:

Regulation 9.3.7 of the Principal Regulations shall be substituted as under:

9.3.7 In case the recoverable amount from the applicant works out to be more than Security (works), then a notice shall be served on the applicant specifying such amount and requiring him to deposit the balance amount after adjusting the security (works). In case the applicant fails to deposit the balance amount within a period of thirty (30) days of the service of the notice, the applicant shall, for the period of delay, be liable to pay interest on the balance amount at SBI's Base Rate prevalent on first of April of the relevant year plus 2%. This shall be in addition to the licensee's right to disconnect supply of electricity if it has already been provided

5. Amendment to Regulation 9.5.5 of the Principal Regulations:

Regulation 9.5.5 of the Principal Regulations shall be substituted as under:

9.5.5 The proportionate cost of common portion of feeder/line recovered from 2nd and/or subsequent consumer along with interest at Bank Rate (as on 1st April of each year) as notified by RBI (compounded annually) on this proportionate cost shall be adjustable against the expenditure incurred for augmentation of feeder which might be necessitated in the event of the consumer who has borne the entire cost initially requests for enhancement in his contract demand at a later stage.

6. **Amendment to Regulation 16.5.5 of the Principal Regulations:**
Regulation 16.5.5 of the Principal Regulations shall be substituted as under:
- 16.5.5 In the event of any delay in payment, the consumer shall for the actual period of default pay interest thereon at the SBI's base rate prevalent on first of April of the relevant year plus 2% without prejudice to the licensee's right to disconnect supply of electricity, under these Regulations.
7. **Amendment to Regulation 17.1 of the Principal Regulations:**
Regulation 17.1 of the Principal Regulations shall be substituted as under:
- 17.1 The distribution licensee shall pay interest on Security (consumption) and Security (meter) at the Bank Rate (as on 1st April of each year) as notified by RBI.
8. **Amendment to Regulation 17.3 of the Principal Regulations:**
Regulation 17.3 of the Principal Regulations shall be substituted as under:
- 17.3 In the event of delay in effecting adjustments due to the consumer as per regulation 17.2, the distribution licensee shall for the actual period of delay pay interest at Bank Rate (as on 1st April of each year) as notified by RBI plus 4%.
9. **Amendment to Regulation 18.1.2 of the Principal Regulations:**
Regulation 18.1.2 of the Principal Regulations shall be substituted as under:
- 18.1.2 If the applicant is not issued a Demand Notice within the time period specified in regulation 6 and the applicant withdraws his application, the Security (consumption)/additional Security (consumption), as the case may be, shall be refunded in full within thirty (30) days along with interest for the period the Security (consumption)/additional Security (consumption) remained with the distribution licensee at Bank Rate (as on 1st April of each year) as notified by RBI.
10. **Amendment to Regulation 18.1.3 of the Principal Regulations:**
Regulation 18.1.3 of the Principal Regulations shall be substituted as under:
- 18.1.3 In the event of delay in refund beyond the stipulated period as per regulation 18.1.2, the distribution licensee shall pay interest at Bank Rate (as on 1st April of each year) as notified by RBI plus 4%.
11. **Amendment to Regulation 18.2.3 of the Principal Regulations:**
Regulation 18.2.3 of the Principal Regulations shall be substituted as under:

18.2.3 In the event of delay in refund beyond the stipulated period the distribution licensee shall pay interest at Bank Rate (as on 1st April of each year) as notified by RBI for the period of delay.

12. Amendment to Regulation 19.4 of the Principal Regulations:

Regulation 19.4 of the Principal Regulations shall be substituted as under:

19.4 The refund of Service Connection Charges/Security (works) shall be effected within thirty (30) days of receipt of request from the applicant. In case a distribution licensee fails to refund Service Connection Charges/Security (works), as the case may be, within the stipulated period, he shall for the period of default starting from the 31st day of the date of withdrawal of application till the date Service Connection Charges/Security (works) is refunded, be liable to pay interest at the SBI's Base Rate prevalent on first of April of the relevant year plus 2%.

13. Amendment to Regulation 20.2 of the Principal Regulations:

Regulation 20.2 of the Principal Regulations shall be substituted as under:

20.2 The refund of Security (meter) shall be effected within thirty (30) days of receipt of request from the applicant. In case a distribution licensee fails to refund Security (meter) within the stipulated period, he shall for the period of default starting from the 31st day of the date of withdrawal of application till the date Security (meter) is refunded, be liable to pay interest at Bank Rate (as on 1st April of each year) as notified by RBI plus 4%.

14. Amendment to Regulation 33.4 of the Principal Regulations:

Regulation 33.4 of the Principal Regulations shall be substituted as under:

33.4 Where an agreement for supply of electricity is terminated as per the provisions of the Supply Code, the distribution licensee shall refund the Security (consumption) and Security (meter), after making adjustments for the amounts outstanding against the consumer within one month of the date of termination of the agreement. If a refund due is delayed beyond a period of one month of termination of the agreement, the distribution licensee shall, without prejudice to other rights of the consumer, pay interest on such refund for such period of delay at Bank Rate (as on 1st April of each year) as notified by RBI plus 4%.

15. Amendment to Regulation 35.1.3 of the Principal Regulations:

Regulation 35.1.3 of the Principal Regulations shall be substituted as under:

35.1.3 If on examination of a complaint, the distribution licensee finds a bill to be erroneous, a revised bill shall be issued to the consumer indicating a revised due date of payment, which shall not be earlier than seven days from the date of delivery of the revised bill to the consumer. If the amount paid by the consumer under Regulation 35.1.1 is in excess of the revised bill, such

excess amount shall be refunded through adjustment first against any outstanding amount due to the distribution licensee and then against the amount becoming due to the distribution licensee immediately thereafter. The distribution licensee shall pay to such consumer interest on the excess amount at SBI's Base Rate prevalent on first of April of the relevant year plus 2% from the date of payment till such time the excess amount is adjusted.

By order of the Commission

**Secretary
PSERC, Chandigarh**

Note: The Principal Regulations issued vide Notification No. PSERC/Secy./Regu.97 dated 05.11.2014 published in Punjab Govt. Gaz.(Extra) dated 5th Nov. 2014.