

PUNJAB STATE ELECTRICITY REGULATORY COMMISSION

Notification

The 21 June, 2013

No. PSERC/Secy./Reg.82 - In exercise of the powers conferred under Section 181 of the Electricity Act, 2003 (Central Act 36 of 2003) and all other powers enabling it in this behalf, the Punjab State Electricity Regulatory Commission hereby makes the following Regulations to further amend the Punjab State Electricity Regulatory Commission (Electricity Supply Code and Related Matters) Regulations, 2007 as notified vide Notification dated 29th June, 2007 and amended vide Notifications dated 24th May, 2010, 29th Dec, 2011 and 13th Aug, 2012 namely:-

(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) (4th Amendment) Regulations, 2013.
- 1.2 These Regulations shall come into force on the date of their publication in the official gazette of the State.

(2) Amendment to Regulation 11- Transfer of ownership and provision of other services

After sub clause 11.4, the following shall be added:

The Licensee will within the specified period, seek approval of the Commission for extension of time whenever the above schedule cannot be met due to non-availability of Right of Way or other constraints.

(3) Amendment to Regulation 21.2- Supply & Installation of Meters

The sub-clause 21.2 (c) shall be substituted as under:

The Licensee may require a meter to be installed outside the premises of a consumer and in such an event, the entire cost of installing the meter outside the premises and providing a display unit within the premises will be borne by the Licensee. However, the cost of display unit will be treated as part of the meter cost while determining meter rentals. The display unit may not be installed by the Licensee if the consumer so opts. In such an event, monthly rentals on this account will not be levied. In a case where the meter/metering equipment is installed by the Licensee outside the premises of a consumer,

the consumer will not be responsible for the protection of the meter from theft or damage to the seals/meter or tempering of the seals /meter.

(4) Amendment to Regulation 21.4- Defective Meters

The sub-clause 21.4 (e) shall be substituted as under:

In case a meter installed at a consumer's premises gets burnt, a new tested meter will be installed within five days of the receipt of complaint. If the meter is burnt due to reasons attributable to the consumer, the Licensee will debit the cost of meter to the consumer who will also be informed about his liability to bear the cost. In such cases, the investigation report regarding reasons for damage to the meter must be supplied to the consumer within 30 days. However, supply of electricity to the premises will be immediately restored even if direct supply is to be resorted to, till such time as another tested meter is installed.

(5) Amendment to Regulation 36- Unauthorized Use of Electricity

The sub-clause 36.1 (g) shall be substituted as under:

The provisional assessment order will be issued within seventy two hours of inspection and served upon the consumer/person in such a manner as may be prescribed by the State Government.

(6) Amendment to Regulation 37- Theft of Electricity

The sub clause 37.2 (c) (i) shall be substituted as under:-

A consumer/person not satisfied with the assessment order may prefer within 15 days of the assessment a representation before an authority designated for this purpose by the Commission in respect of each Licensee. The designated authority will after giving the consumer/person an opportunity of being heard pass a final order within fifteen days of the representation having been received.

(7) Amendment to Annexure-8- Assessment of electricity charges in cases of Unauthorized Use/Theft

The para 1(a) of Annexure-8 shall be substituted as under:

(a) Where it is concluded that unauthorized use of electricity has taken place, the assessment shall be made for the entire period during which such unauthorized use has been continuing. If, however, in a case where the period of unauthorized use cannot be ascertained, such period shall be limited to a period of twelve months immediately preceding the date of inspection.

(i) The consumption of electricity in such case will be computed on the basis of the meter reading. However, in case where electricity is used for the purpose other than for which the usage of electricity was authorized (U/S 126 (6) (b) (iv) of the Act) then assessment shall be made in proportion of the load used for other purpose to the total load. In case where electricity is used for the premises or the areas other than those for which the supply of electricity was authorized (U/S 126 (6) (b) (v) of the Act) then assessment shall be made in proportion of the load extended to other premises or area to the total load including extended load.

(ii) If, the consumption of electricity cannot be computed on the basis of meter reading, then the same will be computed on the basis of the LDHF formula as detailed in para 4 below. However, where electricity is used for the purpose other than for which the usage of electricity was authorized or is used for the premises or the area other than those for which the supply of electricity was authorized, in such cases, 'L' in the LDHF formula shall be considered as load used for other purposes or load extended to other premises or areas, as the case may be, for assessment.

The para 3 (a) of Annexure-8 shall be substituted as under:

The electricity charges already paid by consumer for the electricity consumed during the presumptive period of assessment, if any, will be adjusted in the electricity charges assessed as para 1 & 2 above. However, in case of unauthorized use of electricity covered under section 126 (6) (b) (iv) and (v) of the Act and charged in accordance with para 1(a)(i) or para 1(a)(ii) above, the electricity charges already paid by a consumer will be calculated on pro-rata basis for the electricity consumed for the load used for other purposes or extended to other premises for the assessment period and will be adjusted in electricity charges assessed as per para 1 (a) (i) and (ii) above.

In para-4 of Annexure-8, the category (e) under definition of 'D' shall be substituted as under:

- e) Non-Residential (continuous) viz. hospital, hotels, - 30 days
restaurants, guest houses, nursing homes, petrol
pumps, telecommunication towers

In para-4 of Annexure-8, the category d (ii) under definition of 'H' shall be substituted as under:

- ii) Hotels, hospitals, nursing homes, guest houses, - 20 hrs
petrol pumps, telecommunication towers

By Order of the Commission,

(P P GARG)

Secretary to the Commission.