

RAJASTHAN ELECTRICITY REGULATORY COMMISSION

In the matter of RERC (Electricity Supply Code and Connected Matters) Regulations, 2021

Coram:

Shri Shreemat Pandey, Chairman

Shri S. C. Dinkar, Member

Shri Prithvi Raj, Member

Date of hearing: 06.07.2020 to 09.07.2020, 14.07.2020 & 15.07.2020

Date of Order: 03.02.2021

Memo on Statement of objects & reasons and consideration of Comments/ Suggestions, received from various stakeholders

Background:

- 1 The Rajasthan Electricity Regulatory Commission (RERC or Commission), In exercise of powers conferred under section 181 and other enabling provisions of the Electricity Act, 2003, framed the following draft Regulations:
“The Rajasthan Electricity Regulatory Commission (Electricity Supply Code and Connected Matters) Regulations, 2019”.

- 2 These draft Regulations along with the Explanatory Memorandum and Public Notice were placed on the website of the Commission for inviting public comments. Comments from the stakeholders were also invited through Public Notice published in the following newspapers, on the date indicated against each:

 - (1)Rajasthan Patrika : 25.10.2019
 - (2)Dainik Bhaskar : 25.10.2019
 - (3)Times of India : 25.10.2019

- 3 The last date for submission of comments/suggestions by the stakeholders/public was 25.11.2019 which was extended upto 13.12.2019. The list of stakeholders who offered their comments/suggestions on the draft Regulations and Explanatory Memorandum, which have been considered by the Commission while finalising the Regulations, is placed at **Annexure-I.**

- 4 The hearing in the matter was held on 06.07.20 to 09.07.20, 14.07.20 & 15.07.20 at the Commission's office at Jaipur, and the list of stakeholders who participated in the hearing is placed at **Annexure-II.**

- 5 The commission also directed Discoms to provide comments on the comments/objections received from the stakeholders on draft RERC (Electricity Supply Code and Connected Matters) Regulations, 2019. Accordingly Discoms have provided their comments which have been considered in this order. The main comments and views expressed by the stakeholders through their written submissions as well as during the hearing and the Commission's views thereon have been summarized in the following paragraphs. It may be noted that all the suggestions given by

the stakeholders have been considered. The Commission has attempted to elaborate all the suggestions in the Statement of Reasons, however, in case any suggestion is not specifically elaborated, it does not mean that the same has not been considered. Further, some stakeholders have suggested changes on Syntax/phrase/addition of word(s)/rewording related changes, which have been suitably incorporated, wherever necessary. Also, it may be noted that the clause numbers given in this Statement of Reasons are those mentioned in the draft RERC (Electricity Supply Code and Connected Matters) Regulations, 2019.

CHAPTER-1

6 Short title, Extent and Commencement

Stakeholders' Comments/Suggestions:

- 6.1 It was submitted that title may be changed to Rajasthan Electricity Regulatory Commission (Electricity Supply code and connected matters) Regulations, 2020".
- 6.2 It was submitted that these regulations shall apply to distribution licensees including deemed licensees, Distribution franchisee and consumers in the State.

7 Regulation 1.2 & 1.3 - Electricity Supply Code Review Committee (ESCRC) & Manner of reviewing Code

Stakeholders' Comments/Suggestions:

- 7.1 It was submitted that maximum members and quorum needs review. Since the maximum number of members in ESCRC has been proposed as fifteen (15), the quorum should be considered complete when 8 members are present (instead of 7) for holding meeting of the panel. "Non-Government Organization or independent consumer advocate consistently participating in regulatory affairs" should be added. The number of members were also suggested by a few stakeholders.
- 7.2 The proposal simply undermines the role of State Advisory Committee already existing in The Electricity Act 2003. There is no justification for creating such delicacy. This provision may be deleted.

8 Regulation 2.1 (3)-"Agreement"

Stakeholders' Comments/Suggestions:

- 8.1 It was submitted that "Agreement means an agreement entered into by the Distribution licensee with the Consumer for supply of electricity.

9 Regulation 2.1 (4)-"Apparatus"

Stakeholders' Comments/Suggestions:

9.1 It was submitted that definition of “Apparatus may be deleted.

10 Regulation 2.1 (5)-Appellate Authority

Stakeholders’ Comments/Suggestions:

10.1 It was submitted that definition of “Appellate Authority” may be revised as under:

“Appellate Authority” means an officer so designated by the State Government under Section 127 of the Act”.

11 Regulation 2.1 (6) “Applicant”

Stakeholders’ Comments/Suggestions:

11.1 It was submitted that the word "occupier" should be replaced with "authorized /legal occupier or tenant with an agreement with the owner".

11.2 It was submitted that the definition of “Applicant” may be dropped.

12 Regulation 2.1(7) “Application”

Stakeholders’ Comments/Suggestions:

12.1 It was submitted that the definition of Application should be as under:--

““Application” means the application complete in all respect in the appropriate form of distribution licensee along with necessary documents showing payment of necessary charges, if any, and other requisite compliances.”

13 Regulation 2.1(9) “Assessing Officer”

Stakeholders’ Comments/Suggestions:

13.1 It was submitted that Inclusion of franchisee is not required and it is to be dealt with by the respective Discoms separately at their end.

14 Regulation 2.1(10) “Authorized Officer”

Stakeholders’ Comments/Suggestions:

14.1 It was submitted that the definition of Authorised officer shall be as under:-

““Authorised officer” means an officer so designated by the State Commission or State Government, as the case may be , under Section 135 of the Act.”

15 Regulation 2.1(14)“Bank rate”

Stakeholders’ Comments/Suggestions:

15.1 It was submitted that “The bank rate may mean bank rate as on April 1 and October 1 as the case may be”. Since the RBI frequently revises the rate.

16 Regulation 2.1 (16)“Billing cycle” or “Billing period”

Stakeholders’ Comments/Suggestions:

16.1 It was submitted that “Billing cycle” or “Billing period” definition shall be as below –

“Billing cycle” or “Billing period” means “monthly issue of bills” of all categories of Consumers.

17 Regulation 2.1 (17)“Billing demand”

Stakeholders’ Comments/Suggestions:

17.1 It was submitted that definition of “Billing Demand” is not required to be defined.

18 Regulation 2.1(18)“Billing month”

Stakeholders’ Comments/Suggestions:

18.1 It was submitted that “Billing Month” means the month in which the electricity bill is issued.

19 Regulation 2.1(23)“ Connected Load”

Stakeholders’ Comments/Suggestions:

19.1 It was submitted that some clarity is required between “the load connected to the installation of the consumer” and “load connected to the system of the licensee”. The concern of the licensee should be limited to about the load which the licensee is supposed to cater and is allowed to be caused on its system. The licensee is not to be worried about with the installation load, which from this definition is the “connected load”. The installation load may be relevant for system safety or for working out security initially at the time of release of connection only. This term is now not finding place in Electricity Regulatory field the world over, and in India too most of the states have done away with it.

20 Regulation 2.1 (24) “Consumer”

Stakeholders’ Comments/Suggestions:

- 20.1 It was submitted that some provisions like recovery of dues and grievance settlement should be there for permanently disconnected consumer.
- 20.2 It was submitted that permanently disconnected consumer shall not be covered under this definition. It was suggested that if any recovery is due from such permanently disconnected (PD) consumer it should be termed as “PD consumer”, till all the dues are recovered.

21 Regulation 2.1 (26) “Sanctioned load/Contracted demand”

Stakeholders’ Comments/Suggestions:

- 21.1 It was submitted that in cases where the contract demand has been given in KW, the contract demand in KVA for tariff purposes shall be determined by adopting the average power factor as 0.90. Further, HT consumers are provided with tri-vector meter or ABT compliant meters which measures demand in KVA, so this provision is not appropriate. For contract demand purpose, KVA demand may be specified to be

conveyed by consumer and incorporated in HT agreement / HT supplementary agreement. Only in absence of these, power factor of 0.9 may be considered.

- 21.2 It was submitted that sanctioned load and contracted demand should be defined separately, since both are having different implication in billing system.

22 Regulation 2.1 (30) “Developer”

Stakeholders’ Comments/Suggestions:

- 22.1 It was submitted that purpose /use for defining “Developer “is not justified.

23 Regulation 2.1 (47) “Load Factor”

Stakeholders’ Comments/Suggestions:

- 23.1 It was submitted that in the Load factor formula (connected load in kW) should be replaced with (Maximum recorded demand in kW).
- 23.2 It was submitted that in the Load factor formula (connected load in kW) should be replaced with (Sanctioned load / demand in kW).
- 23.3 Discoms in reply of stakeholders comments submitted that in the Load factor formula (connected load in kW) should be replaced with (Sanctioned load / Contract demand) in kW.

24 Regulation 2.1 (49) “Meter”

Stakeholders’ Comments/Suggestions:

- 24.1 It was submitted that there is no need for defining only “ Meter” definition, the definition of “consumer meter” should be defined, which has already been defined in CEA (Installation and operation of meters) regulations 2006 as under:-

““Consumer meter” means a meter used for accounting and billing of Electricity supplied to the Consumer but excluding those consumers covered under Interface Meters.”

- 24.2 It was submitted that an additional definition of check meter may also be prescribed in the regulation as under:-

“Check Meter” means a meter which shall be connected to the same core of the current transformer (CT) and Voltage transformer (VT) to which the main meter is connected and shall be used for accounting and billing of electricity in case of failure or becoming defective of the main meter”.

25 Regulation 2.1 (50) “Occupier”

Stakeholders’ Comments/Suggestions:

- 25.1 It was submitted that occupier definition should not be defined in supply code. However, if Commission felt appropriate it may be kept.
- 25.2 It was submitted that only tenant with agreement on stamp paper as tenant only is occupier-possession holder and address proof as in Aadhar Card/DL/Voter ID/Ration Card or any other photo ID.NO connection to occupier should be released without Form-A and agreement copy of owner-tenant. A declaration should be taken from occupier that no litigation about tenancy-occupancy is pending in the court of law.

26 Regulation 2.1 (52) “ Point of supply”

Stakeholders’ Comments/Suggestions:

- 26.1 It was submitted that definition of “Point of supply” should be as under:
- ““ Point of supply” means unless otherwise agreed upon, the Point of supply shall be the outgoing terminals of the oil circuit breaker or cut out of the distribution licensee installed at the consumers premises from which Electrical energy is conveyed to the Consumer.”

27 Regulation 2.1 (60) “ Temporary supply”

Stakeholders’ Comments/Suggestions:

- 27.1 It was submitted that definition of “Temporary supply should be as under:-
- ““Temporary supply” means supply of electricity on a temporary basis for a specific period as may be agreed between the Distribution Licensee and the Consumer.”

28 Regulation 2.1 (62) “ Urban areas”

Stakeholders’ Comments/Suggestions:

- 28.1 It was submitted that there is no need to define “Urban areas” definition.

29 Regulation 2.1

Stakeholders' Comments/Suggestions:

- 29.1 It was submitted that the definition of "Energy Charges", "Fixed charges", "Late payment surcharge (LPS)/ Delayed payment surcharge" "Maximum Demand" are the matters related to tariff for supply of Electricity and have already been mentioned therein, hence, these should not be defined here.
- 29.2 It was submitted that definition of "Theft of Electricity" and "Unauthorized use of Electricity" have been already defined in the Act. Hence, these should not be defined here.

30 Regulation 3.1 (c) Character of supply

Stakeholders' Comments/Suggestions:

- 30.1 It was submitted that provision may be kept for two phase supply for Railway Traction.
- 30.2 It was submitted that "Three phase 2,20,000 Volts (220 kV) between phases" may be deleted as the Distribution Licensee are not entitled to have any business at this voltage as per License granted to them.

31 Regulation 3.2- Frequency Variation

Stakeholders' Comments/Suggestions:

- 31.1 It was submitted that frequency variation should not be more than $\pm 1\%$.
- 31.2 It was submitted that frequency of supply shall be 50 Hertz with a permissible variation of $\pm 3\%$ or as per CEA guidelines, whichever is less.

32 Regulation 3.3- Voltage Variation

Stakeholders' Comments/Suggestions:

- 32.1 It was submitted that this clause has provided permissible voltage variation of +6% to -9% for HT supply and +10% to -12.5% for EHT supply. This permissible variation is +10% to -10% as per REGC (Rajasthan Electricity Grid Code) 2008. Provision may kindly be changed in either of these regulations.
- 32.2 It was submitted that complete information of voltage variation should be provided at Notice Board of sub stations.
- 32.3 It was submitted that to prevent injection of harmonics in electrical

network, provision of harmonic variation limit for voltage and current for 11 KV and above should also be added in accordance with IEC 61000-4-30 class A and IEE 519-2014.

- 32.4 Ajmer Discom in respect of comment on harmonics variation submitted that the suggestion may be considered.

33 Regulation 4.1- Applicable supply voltage

Stakeholders' Comments/Suggestions:

- 33.1 It was submitted that for 33kV supply voltage limit of 8000 kVA be increased to 10000 kVA:-
- 33.2 It was suggested to increase the contract demand from 50 kVA to 100 kVA for LT supply voltage:-
- 33.3 It was submitted that basis for changing minimum contract demand for 33 kV and 132 kV from 1500 KVA and 5000KVA to 2500 KVA and 8000 KVA respectively have not been indicated. In absence of reasonable ground, existing minimum contract demand may not be changed. Further, "3 phase" may kindly be added for HT and EHT in the table.
- 33.4 It was suggested to increase the contract demand from 50 kVA to 75 kVA for LT supply voltage. At least it should be there for SSI units.
- 33.5 It was submitted that following table may be inserted instead of draft proposal in regulation 4.1:-

Category	System of Supply
<i>High Tension</i>	
<i>Contract demand/ estimated designed demand(in case of electrification) exceeding 50 kVA and up to 2500 kVA</i>	11 kV
<i>Contract demand exceeding 2500 kVA and up to 8000 kVA Or Estimated designed demand(in case of electrification) exceeding 2500 kVA and up to 15000 kVA</i>	33 kV
<i>Extra High Tension</i>	
<i>Contract demand exceeding 8000 kVA Or Estimated designed demand(in case of electrification) exceeding 15000 kVA</i>	132 kV/ 220 kV

- 33.6 Discoms in reply of stakeholders comments submitted that the existing provisions may be retained instead of proposed and the table given in Chapter 4.1 may be replaced with the title 'Category of Consumer and character of Service" by keeping kVA limits as per draft proposal.
- 33.7 Discoms in reply of stakeholders comments, submitted that submission for increasing limit to 10000 kVA may be considered after looking the impact of such increase upto 8000 kVA on 33 kV system
- 33.8 Discoms in reply of stakeholders comments, submitted that existing LT system is designed considering load upto 50 kVA on LT and running smoothly. Exceeding the limit of LT system upto demand of 100 kVA may create technical problems and will require a lot of augmentation in the system.
- 33.9 It was submitted that :-
- (i) Wherever supply voltage of 220KV is appearing, the same may be deleted.
- (ii) The present notes appearing under existing Regulation 4, Note (i), (iv) and (vi) may be retained by numbering them as note (1), (2) and (3) below the table 4.1.

34 Regulation 4.4-Option of 3 phase LT supply

Stakeholders' Comments/Suggestions:

- 34.1 It was submitted that the word "continuous" appearing in line no 8 of draft Regulation may be replaced with "24 hours".
- 34.2 It was submitted that the words "Other than Agriculture connections" may be inserted after the words "more than 5 kW" in line No. 2 and the words "entire cost of 11 kV line and Transformer and other" be inserted after the words "on payment of" in line No. 8.

35 Regulation 4.5- Option of single phase connection up to 10 KW

Stakeholders' Comments/Suggestions:

- 35.1 It was submitted that the words "*by recovering entire cost of 11 kV line and single phase transformer.*" may be added at the end of the Regulation.

36 Regulation 4.6- Option of 33 KV supply

Stakeholders' Comments/Suggestions:

- 36.1 It was submitted that as per provision of Regulation 4.1, for contract demand up to 2500 KVA, applicable supply voltage is 11 KV. Permitting 33 KV for lower contract demand is in contravention to Regulation 4.1. However, if a provision for relaxation for 33 KV is to be kept, the minimum contract demand should not be less than 1500 KVA. Making it up to 500 KVA for 33 KV supply will give rise to loading of 33 KV feeders by small contract demand consumers who are otherwise eligible for 11 KV supply voltage and further deprive the genuine consumers who are eligible for 33 KV supply only.
- 36.2 It was submitted that 33 KV supply voltage can be provided on the consumers request if contract demand is more than 250 KVA subject to providing the protection equipments as may be required by the licensee.
- 36.3 It was submitted that the proposed Regulation may be deleted.

37 Regulation 4.7- Option of 33 KV supply

Stakeholders' Comments/Suggestions:

- 37.1 It was submitted that the words "Subject to the capacity of the conductor and feasibility at the Grid Sub-station." may be added after this Regulation.
- 37.2 It was submitted that in Regulation 4.7, it is mentioned that consumer eligible for 132 KV supply voltage can be supplied on 33 KV supply, if technically feasible on 33 KV system, where transmission licensee has communicated technical constraint for release of connection on 132 KV supply. Technical constraint should be specific.
- 37.3 Ajmer Discom submitted that above may kindly be considered.
- 37.4 It was submitted that 15 MVA may be replaced with 12 MVA subject to short dedicated line with higher size of conductor.

38 Regulation 4.8(c) Variance in supply voltage for existing connections

Stakeholders' Comments/Suggestions:

38.1 It was submitted that the words "Running on" may be replaced by "provided at"

39 Regulation 4.8 (a) & 4.9 (c)(i) Variance in supply voltage for existing connections

Stakeholders' Comments/Suggestions:

39.1 It was submitted that once a connection is released at variance with specified voltage by distribution licensee, actions as proposed will not be appropriate till consumer requests or is at fault.

39.2 Further notice period should be specified in this Regulation, first for depositing demand notice amount and then for making arrangement to take supply on higher / lower voltage and its period should be adequate to procure and install requisite equipment for effecting changes in his installation

39.3 It was submitted that the notice time of 90 days should be provided and accordingly a line may be added in above clause.

40 Regulation 4.9 (a) (ii) & 4.9 (b) (ii) Variance in supply voltage for existing connections

Stakeholders' Comments/Suggestions:

40.1 It was submitted that Govt. Hospitals and Defense should be added in Regulation 4.9 (a) (ii).

40.2 It was submitted that Regulation 4.9 (a) (ii) should also include the words "33 KV feeders feeding the Discom substation as dedicated feeder".

40.3 It was submitted that the words "Lower voltage, plant cost shall be charged at twice the normal rates" should be added in Regulation 4.9 (b) (ii).

40.4 Ajmer Discom submitted that in respect of Regulation 4.9 (a)(ii), the comment could be considered as the provision is there in existing Regulation also.

41 Regulation 4.9 (c) (ii) Variance in supply voltage for existing connections

Stakeholders' Comments/Suggestions:

- 41.1 It was submitted that to clarify the words "transformer rent" may be added after the words "3% transformation losses" in line No. 9 in this Regulation.
- 41.2 It was submitted that consumer can not be billed for notional 3% losses.
- 41.3 It was submitted that 3% charges should be on the incremental consumption as referred at Regulation 4.9 (c) (i), instead of recorded total consumption.
- 41.4 It was submitted that after the words in Line No. 16 "3 % extra on the recorded consumption" the words "and transformer rent as per Schedule-I" should be inserted. Further, after words "transformation losses" at line no 11, the words "and transformer rent" should also be inserted.

42 Regulation 5(Classification of Categories)

Stakeholders' Comments/Suggestions:

- 42.1 It was submitted that there should be only one category and no discrimination between urban and Rural category.
- 42.2 It was submitted that there should be less category.

43 Regulation 6.1(a)Application for supply

Stakeholders' Comments/Suggestions:

- 43.1 It was submitted that at the end of Regulation 6.1 (a) the following may be added:-

"The licensee shall acknowledge the application and communicate the priority number to the consumer. Further, in the event the application is submitted online, hard copy of application and of documents, duly signed has to be sent to the authority to whom the application has been submitted, by the applicant within a period seven days.

44 Regulation 6.1(d)(i)(ii)Application for supply

Stakeholders' Comments/Suggestions:

44.1 It was submitted that Regulation 6.1 (d) (i) & (ii) may be deleted

45 Regulation 6.1(d)(iii)Application for supply

Stakeholders' Comments/Suggestions:

45.1 It was submitted that the Regulation 6.1 (d) (iii) may be redrafted as blow:-

“In case of deficiency or incomplete application, the licensee, within seven (7) Days of the receipt of application, shall inform the applicant in writing of deficiencies by post or through E-mail, if any, for removal of the deficiencies. If the deficiencies are not removed by the applicant within 30 Days of receipt of such information, the application shall stand cancelled and the application fee be forfeited.”

45.2 Discoms submitted that above may be considered.

46 Regulation 6.1(d)(iv)Application for supply

Stakeholders' Comments/Suggestions:

46.1 It was submitted that the proposed Regulation 6.1 (d)(iv)(v)(vi) and (vii) be deleted and a new Regulation be inserted as under as Regulation 6.1 (d)(iv):

“In the event of application stood cancelled, amount other than the application fee, deposited by the applicant shall be refunded within 30 days, beyond which interest thereon at the prevailing bank rate as on 1st April of relevant financial year shall be paid by the licensee to the applicant for the period such amount remains unpaid.”

46.2 Discoms submitted that above may be considered.

47 Regulation 6.1(d)(v) Application for supply

Stakeholders' Comments/Suggestions:

47.1 It was submitted that the following may also be added here;

“In case the licensee requires the applicant to give security for payment which may become due to him:-

a) in respect of electricity supplied;

b) in respect of electric meter when provided by the licensee;

the applicant shall deposit the specified security amount with the licensee as per demand notice issued by the licensee.”

47.2 Discoms submitted that above may be considered.

48 Regulation 6.1(d)(vi) Application for supply

Stakeholders' Comments/Suggestions:

48.1 It was submitted that the period of removal of deficiency in the application may be increased from 30 days to 60 days.

48.2 It was submitted that the applicant shall furnish the 'L' Form/Installation Certificate alongwith the amount of demand notice, in respect of completion of wiring at the premises where electricity connection has been sought for by the applicant

48.3 Jaipur and Jodhpur Discom submitted that above proposal, in respect of Installation Certificate, may be considered only for domestic connection and Ajmer Discom submitted that the same may be considered for all categories of connection, except agriculture and HT connection.

49 Regulation 6.2 (a)Priority

Stakeholders' Comments/Suggestions:

49.1 It was submitted that with the changing scenario of status of electrification in the State, the old concept of locality wise priority has lost its relevance. This will create more hurdle than solving a problem. The lowest unit of a priority should be sub-division so that person applying first in the sub-division gets the connection first. The pendency of connections in sub-division has drastically reduced post Soubhagya Yojna. It should therefore be now possible to stick to the principle of "first come first serve" at the sub-divisional level.

49.2 An additional provision was suggested as: “The list would also be made

available to consumer on demand and displayed in public at local electricity offices”.

50 Regulation 6.2 (c) Priority

Stakeholders' Comments/Suggestions:

- 50.1 It was submitted that the notice of 30 days to furnish Installation Certificate may be increased to 60 days.
- 50.2 It was submitted that after the words “at any time by the”, words may be inserted “domestic and upto load of 5 KW of all other categories”

51 Regulation 6.2 (d) Priority

Stakeholders' Comments/Suggestions:

- 51.1 It was submitted that Regulation may be redrafted as under;
“The priority for release of connection shall be determined with reference to the date of deposit of demand notice.”
- 51.2 Discoms submitted that above proposal may be considered.
- 51.3 Jodhpur Discom submitted that the demand note shall be issued according to first cum first out of completing application in all respect. In case any further requirement from consumer side such as installation of own transformer/erection of line` etc. the consumer be intimated through demand note. After deposition of demand note and completing all formalities by consumer as intimated through demand notice, shall determine the priority for release of connection.
- 51.4 Ajmer Discom in respect of above comment of Jodhpur Discom submitted that above proposal may be considered.

52 Regulation 6.2 (g) Priority

Stakeholders' Comments/Suggestions:

- 52.1 It was submitted that the extension of notice period may be limited to 30 days.

53 Proposed Clause no 6.3 (a)Application for the single point supply

Stakeholders' Comments/Suggestions:

- 53.1 It was submitted that in the first Proviso the words appearing as "sold or leased by such cooperative group housing society" and "of the area on such terms and condition as may be specified by the Commission" should be deleted
- 53.2 It was also submitted that the word cooperative group housing society may be replaced with the words "registered cooperative group housing" .

54 Regulation 6.3 (c)Application for the single point supply

Stakeholders' Comments/Suggestions:

- 54.1 It was submitted that these Regulation 6.3 (c)(i) to (viii) may be deleted as these do not relate to distribution licensee, however following two Regulations may be inserted:-
- (i) "The Co-operative Group housing society shall not charge electricity charges from its society members more than the tariff determined by the Commission for such categories of consumers."
 - (ii) "The Co-operative Group Housing society has to ensure that the distribution system within its area and the electrical installation of its individual units as well as in its area, confirms to the safety requirements of Acts, Rules and Regulations made under the act. Any default in this regards shall be the responsibility of the Co-operative Group housing society."

55 Regulation 6.3 (c) (ii)Application for the single point supply

Stakeholders' Comments/Suggestions:

- 55.1 It was submitted that Domestic bulk supply tariff shall be as approved by the appropriate commission which will also include permissible rebate on main meter, applicable energy charges based on average of each house consumption which can relate to slabs in domestic tariff and permissible mix of domestic and common area energy."

56 Regulation 6.3 (c)(iii) Application for the single point supply

Stakeholders' Comments/Suggestions:

- 56.1 It was submitted that this Regulation may be amended as it will also have special rights and obligations as Deemed Licensee.

57 Regulation 6.4- HT/EHT Agreement

Stakeholders' Comments/Suggestions:

- 57.1 It was submitted that the word "Licensee" should be replaced with the words "Distribution Licensee" in this Regulation.
- 57.2 Ajmer Discom commented additionally while giving comments on stakeholders comments, that the words "all HT consumers" in line No. 1 may be replaced with "all LIP consumers" to bring it in consonance/ similarity with point 17 of the model application form annexed as Annexure-2.

58 Regulation 6.5-HT/EHT Agreement

Stakeholders' Comments/Suggestions:

- 58.1 It was submitted that this regulation may be redrafted as follow:-
- "In the event of no formal agreement having been executed between the distribution licensee and the consumer and once the supply of electricity has commenced, the consumer shall be bound by the terms and Condition of the agreement required to be executed. The consumer shall not refuse to execute an agreement if so required by the distribution licensee at any time after the supply has commenced, notwithstanding that the same was not executed before. In such an event the date of agreement shall be the date on which the supply was commenced to the consumer."

59 Regulation 6.6-HT/EHT Agreement

Stakeholders' Comments/Suggestions:

- 59.1 It was submitted that without previous consent of the distribution licensee the consumer shall not at any time and in any manner assign or transfer or

part with the benefits of his agreement or create any partial or separate interest there under.

60 Regulation 6.7 (Clearance of arrears of old connection)

Stakeholders' Comments/Suggestions:

- 60.1 It was submitted that a No-dues Certificate should be provided by the licensee in case of permanent disconnection to the consumer. Subsequent to receipt of the No-dues Certificate, the consumer is not liable to pay any pending sum to the licensee and the same has to be included in the format of the certificate.
- 60.2 It was submitted that in case of transfer of ownership, the original consumer can request for a no-due certificate corresponding to the latest feasible date. In such a case, if property ownership is transferred, the licensee may not claim any arrears prior to the date notified in the No-dues certificate.

61 Regulation 6.8, 6.12, 11.8 (b), 12.1 (b) ,12.1 (i) and note below schedule-I (Regarding Agriculture Policy)

Stakeholders' Comments/Suggestions:

- 61.1 It was submitted that these Regulations provides automatic applicability of State Govt.'s Agricultural policy which is not correct legally as State Govt's agricultural policy can not override the regulations , which is a subordinate regulation and directive under sec. 108 of the electricity Act is also not automatically applicable as its review can also be sought by the Commission. As such provisions of applicability of State Govt.'s agriculture policy/ directive may be deleted and instead existing provision of policy / directive may be incorporated in this supply code/ regulations and licensee may be permitted to incorporate State Govt's agricultural policy issued subsequently in its "Terms and Conditions for Supply".
- 61.2 It was submitted that at the end of Regulation 6.12 the following words are required to be added which are already there in the existing supply code:-

“However the licensee shall not revise the application fee, line cost, rental charges until so revised by the commission through the Regulation.

61.3 Discoms submitted that above may be considered by the Commission.

62 Regulation 6.8 Shifting of connection

Stakeholders' Comments/Suggestions:

62.1 It was submitted that shifting of Connection should be permitted in all categories. Commission should also clarify regarding Shifting of Lines drawn by Discoms in private property or near the houses. All such lines be shifted by Discoms at its cost, as no compensation of land is given by Discom.

62.2 Discoms submitted that shifting of existing connection may be permitted in all categories.

63 Regulation 6.9 (Temporary Supply)

Stakeholders' Comments/Suggestions:

63.1 It was submitted that a new point may be added:

“Real estate is also an industry and thus temporary connection to be provided to them as per norms of industry.”

63.2 Ajmer Discom in respect of above submitted that the tariff clearly and very well defines the various categories viz. domestic, non domestic, industrial etc. and as per the categorization only, the temporary connection corresponding to that category is given.

63.3 It was submitted that:-

(i) Exemption for advance charges against consumption in temporary connection should be given to Nigam employee.

(ii) It is not clear whether permission of electric inspector required or not for releasing temporary connection.

63.4 It was submitted that temporary connection shall be extended for 6 months.

64 Regulation 6.11 (Transfer of connection/name change)

Stakeholders' Comments/Suggestions:

- 64.1 It was submitted that the word "installation" appearing in sub Regulation (b) and (f) be substituted with the word "connection".
- 64.2 It was submitted that provision for Name change/ Transfer of connection, reclassification of consumer category, Review of contracted load etc. may be reviewed.

65 Regulation 7.1(Supply where no extension of distribution mains is required)

Stakeholders' Comments/Suggestions:

- 65.1 It was submitted that reduction of length from 300 m to 50 m is not justified. This Regulation may be redrafted as below:-
"Where no extension of distribution mains is involved, connection may be released to the applicant as per procedure detailed in Chapter-6"
- 65.2 It was submitted that, earlier, service line was free of cost upto 100 m. but later on, it was made 50 m.. Therefore, it should be made 100 m free of cost.
- 65.3 It was submitted that, there should be a facility to provide electric connection at door step.

66 Regulation 7.1, 7.2 (b), 7.2 (e), 7.3 (d), 7.3 (e), 7.5 (m) (viii) and 7.8 (b)(Supply and release of connection)

Stakeholders' Comments/Suggestions:

- 66.1 It was submitted that after inspection and testing of installation to satisfy that it meets the requirement of the CEA (Measures relating to Safety and Electric supply) Regulation 2010(e.g. Earthing of installation, earth leakage protection device, Earthing Resistance etc) and for EHT connection provisions of harmonics as per Regulation of REGC 2008. These may be added after release of connection, in all clauses.

- 66.2 Ajmer Discom submitted while giving comments on stakeholders comments that under Regulation 7.2 & 7.3, time limit has been specified.
- 66.3 The cases where distribution mains require extension & where new substation is to be commissioned/system augmentation is required for release of connection, licensee has to complete the work within the time specified but in the cases where applicant/consumer has to execute the required work under the supervision of licensee, there is no specified time for completing work. It is suggested that the timelines specified for licensee may be made applicable for applicant/consumer also. Jaipur Discom also commented the same.

67 Regulation 7.2(a) Supply where distribution mains require extension

Stakeholders' Comments/Suggestions:

- 67.1 It was submitted that in this Regulation the words “
- 67.2 If the connection is on 132 KV/220 KV or 33 KV requiring construction of bay at 132 KV/220 KV grid sub-station, the notice of additional sum shall be issued within 60 days. The transmission licensee shall send the estimate for works pertaining to them within 30 days of the request made by distribution licensee” should be deleted.
- 67.3 It was submitted that in regulation 7.2(a) after the words construction of bay the words “and/ or Bus extension” may be inserted. 60 days should be 90 days and 30 days should be 60 days.

68 Regulation 7.2(f)-Supply where distribution mains require extension

Stakeholders' Comments/Suggestions:

- 68.1 It was submitted that the 33 KV feeders feeding the Discom's 33 KV substation should be considered as dedicated feeder and should not be permitted to be tapped.
- 68.2 Ajmer Discom submitted that the comment may be considered as the provision is already there in existing Regulation.

69 Regulation 7.3 (a) (v) (Supply where new substation is to be commissioned/system augmentation is required)

Stakeholders' Comments/Suggestions:

- 69.1 It was submitted that number of days may kindly be incorporated at serial no.(v).
- 69.2 It was submitted that it should be 45 days at serial no.(v). Another suggestion was received that it should be three months.
- 69.3 It was submitted that:-
(i)It should be 180 days at serial no.(ii).
(ii)It should be 18 months at serial no.(iv).
(iii)It should be 60 days at serial no.(v).
- 69.4 Jaipur /Jodhpur Discoms submitted that the timelines specified for licensee may be made applicable for applicant/consumer also.

70 Regulation 7.3 (b)Supply where new substation is to be commissioned/system augmentation is required

Stakeholders' Comments/Suggestions:

- 70.1 It was submitted that the word "after" may be replaced by the word "before".

71 Regulation 7.4 (Supply in localities where no provision for supply exists)

Stakeholders' Comments/Suggestions:

- 71.1 It was submitted that the proposed Regulation 7.4 (a) and (b) may be replaced with existing Regulation 10 (1)and (2) "Supply in localities where no provision for supply exists".
- 71.2 It was submitted that Villages/Hamlets/Scattered area existing at the distance of more than 2 km should be 1 km (One km), from the nearest technically feasible.
- 71.3 It was submitted that in Clause 7.4 (a) the words "with all technical details

with GPS locations" be added

72 Regulation 7.4 (b) :Supply in localities where no provision for supply exists. & 7.5: Supply to housing colonies/townships/group housing/industrial complexes/multi story buildings/complexes developed by developer.

Stakeholders' Comments/Suggestions:

72.1 Ajmer Discom submitted while giving comments on stakeholders comments, that the provision is to be modified as ascertaining & fixing the GPS locations of the existing 33 KV, 11 KV and LT network with all technical details and its uploading is a time taking task. In order to prepare the above details upto the base year, a substantial time will be required. After that the additions for each year will be done.

73 Regulation 7.5 Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/ complexes developed by developer

Stakeholders' Comments/Suggestions:

73.1 It was submitted that words "large building" should be inserted in the heading.

74 Regulation 7.5 (h): Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

74.1 It was submitted that power transformer or distribution transformer should not be allowed to be purchased by the developer. It will be better that the licensee installs the transformer from its own purchases and developer deposits the cost of the transformer as already provided in clause 7.5 (g).

In absence of above, It will result in installation of a transformer even when the load has not occurred, it Will also result in increase of avoidable no load losses, increased possibility of theft of transformer and theft from the

transformer, expiry of the guarantee period without effective use of the transformer & increased procedural hurdles.

- 74.2 It was submitted that this Regulation is not required in cases where transmission/ distribution system is not available, the distribution licensee shall intimate to the person requiring the connection about the present position of the system and probable timing during which distribution licensee intend to provide requisite system for the same.

In case any individual or group of intending consumer do not like to wait for the said period, distribution licensee may intimate the cost of distribution mains / sub- Station to be provided for the propose to the individual/group of consumers to deposit the expenses and works be carried out and connection may be released as per normal procedure.

75 Regulation 7.5 (g) Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

- 75.1 It was submitted that in case developer has proposed to complete the work in phases, as determined by him or as disclosed by him in RERA, the cost of distribution & power transformers and supervision charges be allowed to be deposited in similar stages with licensee.
- 75.2 Ajmer Discom in respect of above comment submitted that the clause 7.5 (g) comprehensively covers the aspects and interests of both the distribution licensee and of developers in a balanced way.

76 Regulation 7.5 (i) Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/ complexes developed by developer

Stakeholders' Comments/Suggestions:

- 76.1 It was submitted that estimated design demand should be calculated along with demand factor/diversity of 50%.
- 76.2 Ajmer Discom in respect of above comment submitted that the values of

estimated design demand, as envisaged in the table, have been arrived at after consideration of this aspect only as is evident upon comparison from the criteria presently applicable.

77 Regulation 7.5 (k) and 7.5 (l) (where electrification is for 33 kV & 132 kV by developer) Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

- 77.1 It was submitted that separate provision is required to be provided for providing land for 11 kV Transformer and their fencing.
- 77.2 It was submitted that in Regulation 7.5 (k) the word "SCADA" should be inserted after 33 KV line and sub-station. Further, Roadside vendors having permanent nature stall can be given permanent connection if Business Registration / valid certification from Statutory Body / self-certification by indemnity bond is provided by the vendor.
- 77.3 It was submitted that the condition of providing the land from the dedicated area for facilities should not be part of regulation. The title of the land should be insisted in favour of Discom and should be mandatory.
- 77.4 It was submitted that in Regulation 7.5(k) the words "or as per requirement" should be inserted at line no 4 after the words "1000 sq. meters."
- 77.5 Ajmer Discom submitted that provision of requirement of 1000 Sq meter land is justified as this much land is practically needed for construction of 33 /11 KV S/S.
- 77.6 It was submitted that in Regulation 7.5(l), the words "with suitable dimensions for construction of 132 kV GSS along with RoW for 132 kV line(s) & sub-transmission lines" should be inserted at line no 2 after "5000 sq. meter" & at the end of Regulation.
- 77.7 Ajmer Discom submitted that provision for providing land for 11 kV transformers and their fencing may be considered.

78 Regulation 7.5 (m) (i)(Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer)

Stakeholders' Comments/Suggestions:

- 78.1 It was submitted that this Regulation can be substituted with the following:
"where development is effected in phases, by mutual consent, Initially 33 KV line can be charged on 11 KV by the licensee and keep it charged on 11 kV till the total aggregated demand exceeds 1.5 (or 2.5, as per Regulation 4.1) MVA."
- 78.2 It was submitted that Regulation 7.5 (m) (i) may be redrafted as under :-
"Initially the 33 KV line can be charged on 11 KV by the licensee and keep it charged on 11 KV till the total aggregated demand exceeds 2.5 MVA. Thereafter when the demand exceeds, licensee shall be under obligation to install power transformer of the capacity as per technical sanction."

79 Regulation 7.5 (m) (ii) & (iii)Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

- 79.1 It was submitted that if developer is to effect electrification of the area concerned, then let it be completed by him and there be no provision of installing power transformer (except that at 33 kV and 132 kV substations) and distribution transformers by the licensee.
- 79.2 It was submitted that in Regulation 7.5 (m) (iii) at line 3 & 4 the words "except installation of power and distribution transformers" may be replaced with "except installation of power transformers".
- 79.3 It was submitted that the safety norms should apply for all work.
- 79.4 It was submitted that in Regulation 7.5 (m) (iii), the self certification of the institution shall be accepted only on upon furnishing of the Work Completion Report i.e. Form F issued by the Licensed Electrical Contractor only, as per CEA Regulation, 2010 or permission of Electrical inspector , as

the case may be.

79.5 It was submitted that, there is no practice in respect of inspection of installation & verification there of.

80 Regulation 7.5 (m) (ix) & (xi) Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

80.1 It was submitted that all electrical works except wiring beyond HT/LT tariff meters, which has to be handed over licensee, should be subjected to supervision and supervision charges as per estimate of store issue rate of distribution licensee. Provision of Regulation 2.2 (c) of schedule-I may be provided / repeated in this Regulation.

80.2 It was submitted that an HT meter to be termed as "Check meter" be installed in the panel of power transformers of more than 50 KVA. This will also help Discoms to reduce the losses.

80.3 Ajmer & Jaipur Discom submitted that above comments may be considered.

81 Regulation 7.5 (m) (x) Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

81.1 It was submitted that when connection is provided on LT, LT tariff will be applied and LT tariff covers the capital investment of 11/0.4 kV transformers and transformation losses. Thus, release of connection with more than 50 kVA on LT and considering it as LT connection, considering it notionally on HT with meter readings on LT increased by transformation losses shall not be correct.

81.2 It was submitted that the limit of demand, more than 50 KVA be indicated as up to 80 KVA or so. Further in such cases 3% transformation losses should

be billed extra on the incremental consumption above 50 KVA and no recorded total consumption.

82 Regulation 7.5 (m) (xii)Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

- 82.1 It was submitted that maintenance responsibility in respect of switch gears, underground cables network, transformers installed in the project should remain with the Residents Welfare association.
- 82.2 Ajmer Discom commented on above that said responsibility should invariably be vested with developer only as O&M of the multi storey complexes/ buildings is being looked after the developer only.

83 Regulation 7.5 (m)(xiii)Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

- 83.1 It was submitted that in Regulation 7.5 (m)(xiii), in line no 7 of draft Regulation, words " or 132 kV/220 kV lines" be inserted after the words "11 kV lines or 33 kV lines."
- 83.2 It was submitted that extending the network developed by the Developer beyond the periphery area by the Licensee should be in consultation with the Developer, so as not to harm the interest of occupiers within the periphery area.

84 Regulation 7.5(m)(xiv)Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

- 84.1 It was submitted that there is no provision for reduced charges in schedule-I.
- 84.2 It was submitted that the laying of service line by the developer for individual consumer should be where necessary as per technical sanction.

85 Regulation 7.5 (m) (xvi) and 7.5 (m) (xvii) Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer

Stakeholders' Comments/Suggestions:

- 85.1 It was submitted that guidelines under these Regulation should be issued by the Discoms as part of "terms and conditions of supply"

86 Regulation 7.6

Supply to the housing colonies/township/group housing/industrial complexes/multi story buildings/complexes developed by developer but developer is not willing to commence/complete the electrification work

Stakeholders' Comments/Suggestions:

- 86.1 It was submitted that in regulation 7.6 (a), the provision related to GPS location be deleted.
- 86.2 It was submitted that at the end of Regulation 7.6 (b), following may be added "Such provision may also be made in the Annual Investment Plan indicating expected revenue per year and obtain Commission's approval."
- 86.3 It was submitted that in schedule-I, point No. 2.2, charges for cases under "un electrified building" should be specified.
- 86.4 Ajmer Discom commented additionally while giving comments on stakeholders comments, that as ascertaining & fixing the GPS locations of the existing 33 KV, 11 KV and LT network with all technical details and its uploading is a time taking task. The provision is to be modified. In order to prepare the above details upto the base year, a substantial time will be

required. After that the additions for each year will be done.

87 Regulation 7.7(a) Supply to big residential building/houses not covered under sub-regulation 7.5 and 7.6

Stakeholders' Comments/Suggestions:

- 87.1 It was submitted that the applicant of such residential Buildings / houses in their application forms should give details of their expected load to be used and after that question of estimating their design, load demand does not arise. This proposed Regulation is therefore not justified and may be deleted.
- 87.2 It was submitted that this Regulation does not provide for installations of submeters and for maintaining their accuracy. In case sub meters are not provided then consumption for ED, WC and UC may have to be specified as main meter readings less say notional 2% LT loss (and 3% HT/LT transformation losses) less consumption recorded by meters at for separate connections provided as per clause (d) and (e). Further, if for single points supply, domestic tariff is considered even for common facilities of pumping and lifts etc. then this criterion should extend to single point supply under clause 7.5 and single point supply to housing colonies, townships / group housing / multi storey buildings / complexes (e.g. colonies of industrial consumer's colony, Railway colonies).
- 87.3 It was submitted that in large building/Houses where estimated design demand as per 7.5(i) comes more than 50 kVA atleast two connection, one for domestic and other for non domestic /industrial be allowed to release on LT supply voltage without insisting for electrification if required connected load of both connections remains upto 45 kW or demand upto 50 KVA. Metering cubical in such cases shall be provided by the consumer as per norms.
- 87.4 It was submitted that, following may be added at the end of this Regulation:-

"In such cases, where it is difficult to install a power transformer, supply can be given at LT up to 80 KVA for which 3% transformation charges on incremental consumption above 50 KVA will be charged."
- 87.5 It was submitted that Non residential buildings should also be included in

this Regulation and heading be changed to:

Supply to big residential /non-residential building /houses not covered under sub-regulation 7.5and 7.6

88 Regulation 7.7(b)

Supply to big residential building/houses not covered under sub-regulation 7.5and 7.6

Stakeholders' Comments/Suggestions:

88.1 It was submitted that in the Regulation following is stated

"if the registration of the premises is in the name of same owner then separate connections to the owner in the same name can released". This appears to be incorrect. It should be "separate connections to the owner in the same name cannot be released".

89 Regulation 7.10 Supply to old Havelies and Buildings situated in urban areas

Stakeholders' Comments/Suggestions:

89.1 It was submitted that "pro-rata cost for electrification" from applicant/building owner on the basis of floor area and augmentation of system is not well defined. It may be appropriate to effect recovery of charges as per schedule-I.

89.2 It was submitted that in schedule-I, point No. 2.2, charges for cases under old Havelies and Buildings situated in urban areas should be specified.

89.3 It was submitted that the facility of release of connection to the Haveli/Building having at least one connection prior to 31.12.2010 should not be subject to any other conditions such as pro rata charge or requirement of calculating the estimated design. If such provision is kept it will not be implementable and will create difficulties. However, additional charge per connection can be prescribed in the Schedule-1. If the building is newly constructed after demolition, the release of connection shall be regulated by the provisions of clause 7.5, 7.6 and 7.7.

89.4 It was submitted that the Havelies/ Buildings which had at least one connection prior to 31.1.2010 shall be considered under this provision.

89.5 It was submitted that If a building complex/large building which had at least one connection prior to 31.12.2010 and had not installed its own transformer as per applicable regulations at that time, requires more connections/load extension, it should be given the required connections without insisting for installation of its own distribution transformer even though the arithmetic sum of existing and newly applied Estimated Designed Demand as per sub-regulation 7.5(i) is more than 50 kVA by recovering the charges as per schedule-I and augmentation of system, if required, for this purpose, would need to be undertaken by the Licensee at its own cost.

90 Regulation 7.8,7.9 and 7.10

Stakeholders' Comments/Suggestions:

90.1 It was submitted that these Regulation may be deleted

91 Regulation 7.11 Maintenance of service line

Stakeholders' Comments/Suggestions:

91.1 It was submitted that whole of the supply code provides for using the service line of consumer to release connections to other consumers at the discretion of licensee subject to technical feasibility. Accordingly the feeder emanating from licensees substation to the consumer premises notwithstanding the cost being paid by the consumer, should not be considered as dedicated feeder and should be available for tapping without any time limit.

91.2 It was submitted that the Provision suggested for maintenance of underground service line by the consumer is not justified, as when the service line becomes the property of the distribution licensee and requires to be maintained by licensee question of maintenance of any portion therefore by the consumer does not arise.

Further, any feeder emanates from distribution licensee substation for supply to a consumers and cost of which has been borne by the consumer, it becomes the service line and cannot be said as dedicated feeder.

- 91.3 Discoms submitted that underground service line is difficult to be maintained by Discom as it may be laid below the floor by applicant and digging/repair of floor may not be possible by Discom. Service line is already defined under definitions at S. No. 56.
- 91.4 It was submitted that a dedicated feeder which emanates from licensee's substation to the consumer's premises and its full cost has been borne by the consumer, shall not be tapped by the licensee for release of another connection, unless the consumer, who has borne the cost, gives his consent. If at any point of time it is used for supply to other consumer, proportionate cost charged for the feeder from new consumer by the licensee shall be refunded to the consumer who paid the full cost of the feeder.
- 91.5 Discoms submitted that after the Licensee has taken over the line and its maintenance cost is being borne by the licensee, then this restriction is not required so that the optimum utilization of resources are done. Also if line is not allowed to be tapped, there may arise many problems like ROW, availability of spare bay at Sub-station. Moreover charges, if any, from new consumer for extension of new line are recovered as per provisions specified.
- 91.6 It was submitted that notwithstanding that the cost of the service line is paid for by the consumer, all rights of the service line including the portion paid for by the consumer shall vest in the Licensee and maintained by the Licensee at its cost. The Licensee shall have a right to utilize optimally the aforesaid service line, however the maintenance of underground service line shall be on the part of consumer, the licensee may place apparatus other than those required to control the supply to the consumer and to lay overhead and underground feeders in the property of the consumer with a view to connect the same with the apparatus installed in any other consumer's premises provided the quality of supply to the consumer is not adversely affected. The consumer shall provide all necessary facilities for such work.
- 91.7 It was submitted that in the proviso, "After the licensee has taken over the line and its maintenance cost is being borne by the licensee, then the

two years restriction is not required so that the optimum utilization of resources are done.”

92 Regulation 7.14 Delay on part of applicant to take supply

Stakeholders' Comments/Suggestions:

- 92.1 It was submitted that the maximum period of 12 months should be restricted to 6 months because after six months the lines can be dismantled. Longer the period, more will be chances of misuse and theft.
- 92.2 It was submitted that this Regulation specifies only the action to be taken against the Applicant like cancellation of the application and non-refund of security, etc., if the delay is on part of the Applicant. However, if the delay is on the part of the Licensee to fulfil its obligations, the action to be taken may also be specified.

93 Regulation 7.15: Relaxation in time specified

Stakeholders' Comments/Suggestions:

- 93.1 It was submitted that following shall be added at the end of Regulation:-
- Provided that in case of a deposit work or work done under supervision of licensee, the responsibility for arranging Right of Way for construction line will be of the consumer/developer. Further, any modification or additional expenditure in arranging RoW is to be borne by the developer/consumer.

94 Proposed Chapter 8“(Security)

Stakeholders' Comments/Suggestions:

- 94.1 It was submitted to exempt present/ex-employee of power sector companies from deposit of security amount.

95 Regulation 8.1 Provisional security

Stakeholders' Comments/Suggestions:

- 95.1 It was submitted that disconnection without prior notice shall be against section 56 of the Electricity Act 2003 so condition of disconnection without

notice may be deleted. Instead provision can be to serve the second fortnightly bill in the month with first fortnightly bill (i.e. clause 10.6(h)) with both having separate due dates. If there is more than 2 defaults in a year then this notice for depositing additional security to be issued.

95.2 It was submitted that condition of disconnection without notice may be deleted.

95.3 It was submitted that the charges prescribed for security in case of LT supply to Domestic on the basis of Rs. 100/kW to Rs. 500/kW is exorbitantly high & the enhancement of security is not justified. Further, It was submitted that the increase in SIP category initial security should be reduced with Domestic category.

95.4 Ajmer Discom commented additionally while giving comments on stakeholders comments, that following may be added at the end of Regulation:

“Provided further that amount of provisional security from a consumer other than the owner of premises shall be double the amount mentioned in this clause.”

96 Regulation 8.2 (a) (Final security)

Stakeholders' Comments/Suggestions:

96.1 It was submitted that regarding security amount only one month average is sufficient.

96.2 It was submitted that one month and half month should be considered for HT-NDS categories.

97 Regulation 8.3 Transfer of security

Stakeholders' Comments/Suggestions:

97.1 It was submitted that:-

(i) The words "the same shall be accepted" appearing at the end of Regulation 8.3(a) be replaced with the words 'the same shall be allowed'.

(ii) In Regulation 8.3 (b) the words appearing as "security deposit available in cash with the licensee shall be transferred" be replaced with the words "security deposit available in cash with the licensee shall also be transferred".

97.2 Discoms submitted that above may be considered.

98 Regulation 8.4 (Annual review of security amount)

Stakeholders' Comments/Suggestions:

98.1 It was submitted that annual Review is not acceptable to consumers specially domestic consumers. Only after ten years it should be open for review.

99 Regulation 8.4(c)Annual review of security amount

Stakeholders' Comments/Suggestions:

99.1 It was submitted that Regulation 8.4 (c) be deleted and the excess amount could be adjusted in subsequent year.

100 Regulation 8.5(a) Security for electric meter

Stakeholders' Comments/Suggestions:

100.1 It was submitted that at the end of this Regulation it may be added:-

"provided that in no case the amount of the security shall exceed the price of the meter."

100.2 It was submitted that exemption should be given for meter security to Nigam employee

101 Regulation 8.7(Failure to pay security)

Stakeholders' Comments/Suggestions:

101.1 It was submitted that no connection should be disconnected, as the consumers deposited security while taking connections from Discom. if consumption bills are not paid, supply can be disconnected after notice

as per regulations.

- 101.2 Ajmer Discom submitted additionally while giving comments on stakeholders comments, that the words 'failure to pay security under sub regulation 8.4(b)' may be replaced with the words 'failure to pay security under sub regulation 8.2 & 8.4(b)'.

102 Regulation 8.8 Refund of security

Stakeholders' Comments/Suggestions:

- 102.1 It was submitted that the security of a consumer be refunded for which details of the refund be provided and the system should be such, that it is done automatically without approaching to the Officers of the Licensee.
- 102.2 It was submitted that in the Regulation the word "person" be replaced with "consumer".
- 102.3 In the words "within two month of disconnection" or "application for refund" the word "or" be replaced with "on".

103 Regulation 9 (Meters)

Stakeholders' Comments/Suggestions:

- 103.1 It was submitted that the heading of this Chapter shall be "Meter and meter reading".

104 Regulation 9.1(Supply through correct meter)

Stakeholders' Comments/Suggestions:

- 104.1 It was submitted that licensee may install AMR/Smart meter with suitable communication facility subject to prior approval of Commission or as per CEA regulations in place.
- 104.2 It was submitted that the words in line No. 3 "Practice directions issued by Commission, if any, if required, licensee may install AMR / Smart meters with Suitable communication Facility" be deleted as these words are not in accordance with the act.
- 104.3 The following proviso may be added here:-

“ Provided that supply to public street lighting consumers, being supplied Electricity otherwise through a meter, shall not be so supplied beyond 31st Dec. 2020, failing which Discoms Managing Directors shall be personally responsible and liable for action under Section 142 and Section 146 of the Act.’’

104.4 It was submitted that following should be added

“In case of single point connection, sub metering shall be done through BIS approved meters.”

105 Regulation 9.2 Meter on ground floor

Stakeholders’ Comments/Suggestions:

105.1 It was submitted that meter can be placed outside the premises or on the pole subject to metering regulation of CEA.

105.2 It was submitted that:-

- (i) The heading of this Regulation shall be “location of Consumer Meter.”
- (ii) “The Consumer Meter shall be installed by the licensee either at consumer premises or outside the consumer premises and shall be easily accessible.
- (iii) Metering in each case shall be provided on ground floor.
- (iv) This Regulation may be redrafted as under:-
“Licensee if so desires, shall be allowed to bring out the existing meter from inside of the premises to a suitable place outside the premises”.

106 Regulation 9.4 (Duty of consumers)

Stakeholders’ Comments/Suggestions:

106.1 It was submitted that clause maybe modified as under:-

“It shall be duty of the consumer to ensure safety of the meter and metering equipment for providing his / her supply.”

107 Regulation 9.8 (c) (Reading of meter)

Stakeholders’ Comments/Suggestions:

107.1 It was submitted that at line No. 5 of this Regulation, the word

'Accordingly' may be replaced by "replaced immediately".

107.2 It was submitted that "and assessment of any unmetered consumption." may be added at the end of Regulation 9.8 c.

107.3 It was submitted that at the end of this Regulation, it may also be added "The reading / date so retrieved be made known to the Consumer at the spot on the same day and distribution licensee change the meter immediately".

108 Regulation 9.8 (d) Reading of meter

Stakeholders' Comments/Suggestions:

108.1 It was submitted that after the words "in case of non receipt of bill", the words "either through hand delivery/SMS/E-mail" may be inserted.

109 Regulation 9.9 (a)(Inaccessibility of meter)

Stakeholders' Comments/Suggestions:

109.1 It was submitted that the word "Licensee" may be replaced with "Licensee/ Franchisee" and following may be added:-

"If the consumer refuses to take meter reading, the licensee/franchisee/franchisee may recover charges for electricity supplied on $L \times D \times F \times H$ where L=Load in kW (sanctioned /connected, whichever is higher)* Days (Bill Period), F= Load Factor (0.30 for Domestic, 0.50 for NDS, 0.75 for IND), H= Hours of availability of power (23 hrs for Urban Consumers and 18 Hrs for Rural Consumers)."

109.2 It was submitted that the words "premises are locked" may be replaced with the words "premise is found locked".

110 Regulation 9.9 (b)(Inaccessibility of Meter)

Stakeholders' Comments/Suggestions:

110.1 It was submitted that fifteen clear days notice in writing is required before effecting disconnection as per section 56(1) of the electricity Act 2003 so provision of seven days notice for facilitating the reading of the meter and thereafter effecting disconnection will not be as per the Electricity Act.

110.2 It was submitted that the word “ Seven days” may be replaced with “24 hrs” as per Electricity Act Sec 163(3) and the words “for not providing access for meter reading and/or” may be inserted after the words notice at line no 5 of this Regulation.

110.3 It was submitted that in Line No. 2 the words“ may require the consumer by a notice” may be replaced with the words “ may serve a notice”

111 Regulation 9.10 (a) (Assessment in case of stopped/defective/burnt, lost or stolen meter)

Stakeholders' Comments/Suggestions:

111.1 It was submitted that Regulation (a) may be redrafted as below:-

“If the meter stops working for any reason or the meter is found stolen or lost or burnt, the consumption of Electricity for such period shall be calculated as follows:”

112 Regulation 9.10 (a) (i) (Assessment in case of stopped/defective/burnt, lost or stolen meter)

Stakeholders' Comments/Suggestions:

112.1 It was submitted that Regulation (a) (i) may be redrafted as below:-

“The consumption of Electricity for the month shall be assessed as of the corresponding month of the previous Year or the average consumption of previous 12 months, which ever is higher.”

113 Regulation 9.10 (a)(iii)(Assessment in case of stopped/defective/burnt, lost or stolen meter)

Stakeholders' Comments/Suggestions:

113.1 It was submitted that 100% load factor does not match with 4/6 units/HP/day in rural area and 8/12 units /HP/day for 24 hours supply so it is suggested that the words “with 100% load factor” may be deleted.

113.2 It was submitted that the consumption of defective agriculture meter should not be estimated on flat rate basis nor the charges be allowed on flat rate basis. The Discom official do not take any interest in change of

defective meters and keep the meters intact. There is a tendency of theft/resale of energy from the defective meters which remains unnoticed because of flat rate billing. Even during rainy season when there is no real consumption of energy, the sales in the defective meters is the same as prior to the rainy season and after the rainy season. The Discom officers by over estimating the sales in defective meters are not only attempting fictitious reduction in distribution losses but are also inflicting undue subsidy burden on the Rajasthan Government. Therefore, following formula should be for agriculture defective meter:-

- (i) For Billing months of October to April: Average consumption for this period of last year.
- (ii) For Billing months of May to September: Average consumption for this period of last year.

In case consumption of previous period is not available in respect of agriculture consumers, it will be provisionally considered 4 units per HP per day. Necessary adjustment shall be made on the basis of subsequent consumption recorded in the meter for the same period.

113.3 Ajmer Discom submitted additionally while giving comments on stakeholders comments, that In place of the provision of taking average of previous 12 months the existing provision of previous 6 months should be retained. The average consumption of previous 6 months is normally higher than the average consumption of previous 12 months. Therefore a better comparison between corresponding period of previous year and average consumption of previous 6 months will be obtained for correct assessment.

114 Regulation 9.10(b)Assessment in case of stopped/defective/burnt, lost or stolen meter

Stakeholders' Comments/Suggestions:

114.1 It was submitted that this Regulation may be replaced with the following:-

“In case of consumers other than agriculture consumers, in the event of non-availability of corresponding month of previous year, the consumption of the month may be assessed on the basis of average of available previous months”.

115 Regulation 9.10(C) Assessment in case of stopped/defective/burnt, lost or stolen meter

Stakeholders' Comments/Suggestions:

115.1 It was submitted that this Regulation may be redrafted as below:-

"No defective/ stop meter shall be allowed to remain for more than 2 billing cycle similarity, the burnt/ lost/ Stolen meter be replaced within a period of 2 months.

116 Regulation 9.11 (a), (b) &(c)(Inaccurate meter)

Stakeholders' Comments/Suggestions:

116.1 It was submitted that 9.11(a) and 9.11(c) may provide that if test result confirms the consumer's challenge then test fee shall be refunded"

116.2 Ajmer Discom submitted that Commission may please consider the same for more clarity.

116.3 It was submitted that the proposed Regulation may be deleted and existing Regulation 30(1) to 30(3) may be kept. However Regulation 30(2) may be redrafted as below:-

"In the event of the meter being found inaccurate, the consumption for the period the meter remained inaccurate subject to maximum of six months, be assessed on the basis of results of testing and necessary adjustments be made in subsequent bill/bills of the consumer. The results of testing be also intimated to the consumer."

116.4 It was submitted that in Regulation 9.11 (b), if meter due to fault conditions of Discom supply, the meter may be replaced free of cost.

116.5 It was submitted that in case of inaccurate meter, there is either delay or there is lot of litigation even after proven facts. In such cases, the amount should be refunded immediately for which time limit be fixed.

117 Regulation 9.11 (g)Inaccurate meter

Stakeholders' Comments/Suggestions:

117.1 It was submitted that adjustment for defective meter readings should be

up to the date of replacement as correct meter is provided on that date. If testing at site it is found to be accurate no charges is recoverable. Regulation may kindly be modified accordingly.

117.2 Ajmer Discom submitted additionally while giving comments on stakeholders comments, that:-

“ The period of 3 months as appearing in sub-clause (g) should also be replaced by 6 months so as to cover six bills of monthly billing consumers also, similar to that of bi monthly billing consumers.”

118 Regulation 9.12 (Replacement of meter)

Stakeholders' Comments/Suggestions:

118.1 It was submitted that in sub Regulation (a) in line No. 2 after the words “In case of burnt/stolen meter” the words “unless and otherwise it is established that the meter and its accessory equipment have been found tampered with or damaged in any way including excess load” be added.

118.2 It was submitted that in 9.12 (b) in line No. 5 the words “in case of monthly/fortnightly billing and second bill in case of bi monthly billing” be deleted

118.3 Jaipur and Jodhpur Discom have submitted to consider above (both) comments.

118.4 It was submitted that at the end of Regulation 9.12 (b) following may be added:-

“In addition to the above if the stop and defective meters could not be replaced by Nigam due to stiff resistance / refusal of the consumer then Nigam can issue notice for 24 hrs. (as per section 163 of Electricity Act 2003) and disconnect the supply or charge for a penal bill on 100% load factor basis (Min 2Kw / sanctioned load whichever is higher) with highest slab and hours as per availability of power (23 hrs. for Urban , 18 hrs. for rural).”

118.5 It was submitted that the word “burnt” may be deleted since burning may be on account of defective meter or meter might have completed its useful life.

118.6 It was submitted that in Regulation 9.12 (b) the word “except Agriculture” be inserted at line no 4 after the word “sub-regulation 9.10”.

118.7 Ajmer Discom while giving comments on stakeholders comments, submitted the provision of 5% should be replaced by 2% as provision of 5 % is also on higher side.

119 Regulation 9.12 (c) Replacement of meter

Stakeholders’ Comments/Suggestions:

119.1 It was submitted that in line no 4 the words “shall be forfeited and fresh security” be deleted and replaced with “, meter replacement cost in actual shall be deposited for replacement of meter”.

119.2 It was submitted that Regulation 9.12(c) be dropped.

119.3 Discoms submitted that the above comments for deletion of Regulation 9.12 (c) may be considered.

120 Regulation 9.14 Lost meter

Stakeholders’ Comments/Suggestions:

120.1 It was submitted that the words “and his existing meter security shall stand forfeited” & “fresh meter security” be deleted and the words “ cost of the meter” be inserted after the words “after obtaining”.

121 Regulation 9.8 (c) ,9.9 (a), 9.9 (b), 9.12(a) & 10.6 (g)

Stakeholders’ Comments/Suggestions:

121.1 It was submitted that in these Regulation the word ‘licensee’ may be substituted by the word ‘licensee/deemed licensee/franchisee’.

122 Regulation 10.2-(Information with the bill)

Stakeholders’ Comments/Suggestions:

122.1 It was submitted that at S.No. (b), dates should be for previous and present meter readings

122.2 It was submitted that in the billing information a new point “Vigilance

pending dues, till the case is unsettled" be incorporated

122.3 It was submitted that the information at (I) "Other charges" should be deleted, since it is also appearing at (v). Further, the other charges should also include the calculation sheet, if required by the consumer.

122.4 It was submitted that, in electricity bill, there is no column for recording power factor surcharge.

123 Regulation 10.4- Delivery of bills to consumers

Stakeholders' Comments/Suggestions:

123.1 It was submitted that in Regulation 10.4 (a) at the end following be added:-

"Subsequently receipted SMS / email should be treated as information received"

123.2 It was submitted that the words "25 HP" may be substituted by "18.65 KW/25 HP".

124 Regulation 10.5:Annual statement of bills to consumers

Stakeholders' Comments/Suggestions:

124.1 It was submitted that printed copy may be provided only on consumer's request at charges to be specified

124.2 It was submitted that details can also be sent through e-mail

124.3 Ajmer and Jodhpur Discom submitted that Instead of making the above provision mandatory, the words "on request of consumer shall furnish" may be inserted in the Regulation. As all the details are regularly provided to the consumer through his regular energy bills.

125 Regulation 10.6 (a):(ii)Mode of Payments to licensee

Stakeholders' Comments/Suggestions:

125.1 It was submitted that for Regulation 10.6 (a)(ii) In the mode of payment "cheque" may also be added.

126 Regulation 10.6 (a)(ii):(Mode of Payments to licensee)

Stakeholders' Comments/Suggestions:

126.1 The limit of payment through cash be increased from Rs.10000/-to Rs. 15000/-.

127 Regulation 10.6(c):(Mode of Payments to licensee)

Stakeholders' Comments/Suggestions:

127.1 It was submitted that at line no 5, the words "The acknowledgement of the receipt shall be sent by licensee on the registered mobile no. through SMS/WhatsApp" be replaced with "The acknowledgement of the receipt shall be sent by the licensee by post"

128 Regulation 10.6 (d)(Mode of Payments to licensee)

Stakeholders' Comments/Suggestions:

128.1 It was submitted that:-

- (i) The word "but" at line no 3 be replaced with word "and is"
- (ii) The words "is liable for levy of interest and" at line no 4 be replaced with the words "is liable for levy of late payment / delayed payment surcharge as the case may be, and for"

128.2 Discoms submitted that above suggestion may be considered .

129 Regulation 10.6 (e)(Mode of Payments to licensee)

Stakeholders' Comments/Suggestions:

129.1 It was submitted that cheque dishonor fee should be levied in each case of cheque dishonor.

129.2 Ajmer Discom submitted that above may be considered for more clarity

130 Regulation 10.6(f)(Mode of Payments to licensee)

Stakeholders' Comments/Suggestions:

- 130.1 It was submitted that the word “in tariff order from time to time.” be deleted as Commission may specify incentive even through any other order

131 Regulation 10.6(g)(Mode of Payments to licensee)

Stakeholders’ Comments/Suggestions:

- 131.1 It was submitted that in line no 2, the words “of its issue date” be replaced with the words “through hand delivery/ SMS/ Email”.

132 Regulation 10.6 (H)-(Mode of Payments to licensee)

Stakeholders’ Comments/Suggestions:

- 132.1 It was submitted that this Regulation may be deleted as billing has been stated on monthly basis. In case distribution licensee adopts fortnightly billing in certain cases the same will be on mutual consent and Procedure for the same may be decided by the licensee at their end.
- 132.2 It was submitted that the Plan of fortnightly Billing should not be there. There should be only monthly Billing as usual.

133 Regulation 10.6 (m)-(Mode of Payments to licensee)

Stakeholders’ Comments/Suggestions:

- 133.1 It was submitted that other levies like water consumption cess , urban cess etc. of State Government may kindly be added with “Electricity Duty”.
- 133.2 It was submitted that at the end of this Regulation the following may be added:-
- “However, in case of any court order in respect of dispute, the order of adjustment shall be accordingly”.

134 Regulation 10.6 (n)-(Mode of Payments to licensee)

Stakeholders’ Comments/Suggestions:

- 134.1 It was submitted that this Regulation may provide communication on web

site the amount of 6 /12 month's bill based on average consumption to effect online payment.

135 Regulation 10.7-Delayed payment Surcharge

Stakeholders' Comments/Suggestions:

135.1 It was submitted that the Regulation may be redrafted as under:

'If a consumer fails to pay his bill within the due date prescribed on the bill, consumer shall be liable for payment of late payment/delayed payment surcharge, as the case may be, at the rates fixed by the Commission'.

135.2 Discoms submitted that above comments may be considered.

136 Regulation 10.8-Refund of excess amount

Stakeholders' Comments/Suggestions:

136.1 It was submitted that, in case the excess amount is not refunded in time or within stipulated time, not only payment of interest equivalent to interest of Reserve Bank of India be paid but a responsibility should be fixed with penalizing the responsible Officer.

137 Regulation 10.9-(Electricity charges and prices)

Stakeholders' Comments/Suggestions:

137.1 It was submitted that:-

(i) The words at line No. 3 "and fixed by the Licensee in accordance with the methods and principles as may be specified by the Commission" be deleted. The Commission while determining the tariff of the licensee also specifies the relevant issue and as such the words "tariff determined by the Commission" covers everything.

(ii) Further, the words at line No. 5 "the charges for Electricity supplied by the licensee shall be published" be replaced with the words "the Charges for Electricity supplied by the licensee as determined by the Commission shall be published."

137.2 Discoms submitted that above comments may be considered.

138 Additional points (under chapter-10)

Stakeholders' Comments/Suggestions:

138.1 It was submitted that:-

- (i) Although TCOS specify that meter is to be installed at the ground floor of the premises, preferably near the entrance, suitable provision may please be incorporated in TCOS so that the licensee/ franchisee may be allowed to bring out the existing meter from inside to a suitable place, outside the premises/ replace the existing meter by installing meter at outside without any cost recovery from the consumer.
- (ii) As MoP, Gol has already issued notification regarding promotion of smart meter, necessary guideline regarding this may be provided in TCOS.
- (iii) Sanctioned Solar capacity in kW should be capped at the level of 80% of either sanctioned load or maxima of the last one-year MD values, whichever is less.
- (iv) There should be provision of taking bill MD (KVA) and KVAH for billing of SIP consumers to detect consumer's operating with low pf. Alternatively KVAH billing may be introduced for all demand based billing to address low power factor issue.

139 Regulation 11.1-(Notice for disconnection)

Stakeholders' Comments/Suggestions:

139.1 It was submitted that alternatively, the provision of a comprehensive notice cum bill be permitted to be sent to defaulting consumer for recovery of outstanding dues. For those cases it would not be the obligation of the utility to issue separate notice, as already incorporated in the bill.

139.2 It was submitted that this Regulation may be redrafted as below:-

“The licensee shall be entitled to disconnect the supply of Electricity to any consumer after giving not less than fifteen days notice in writing to him if he neglects to pay the charges for Electricity and / or any sum other than a charges of Electricity due from him to the licensee, without prejudice to his rights to recover such charges or other sum by suit together with any expenses incurred by him in cutting off and reconnecting the supply provided that the supply of Electricity shall not be cut off if such person / Consumer deposit under protest :-

- (a) An amount equal to the sum claimed from him, or
- (b) The Electricity charges due from him for month calculated on the basis of average charges for Electricity paid by them during preceding six months. Whichever is less, pending disposal of any dispute, if any, between him and the licensee.”

139.3 Further, Regulation 11.2 shall be in continuation of Regulation 11.1 and accordingly other subsequent Regulation be renumbered and Regulation 11.2 (e) may be deleted in view of above proposed Regulation 11.1.

140 Regulation 11.2 (b)-Duty of licensee in respect of disconnection

Stakeholders' Comments/Suggestions:

140.1 It was submitted that Regulation 11.2 (b) be redrafted as under:-

“Disconnection of power supply shall be affected as far as possible before 3.30 PM and reconnection shall preferably be affected on the same day of payment or within 48 hrs. of payment.”

141 Regulation 11.4 -Option of consumer for disconnection

Stakeholders' Comments/Suggestions:

141.1 It was submitted that at line No. 9, word 'as' be inserted after the word “to apply”.

142 Regulation 11.6 d- (Breach of code by consumer)

Stakeholders' Comments/Suggestions:

142.1 It was submitted that the word “meter” should be added in the 3rd line after the word “electric” .

142.2 It was submitted that Regulation 11.6 is irrelevant. It may be deleted.

143 Regulation 11.6 (e)- (Breach of code by consumer)

Stakeholders' Comments/Suggestions:

143.1 It was submitted that installation endangering the safety can be rectified. As such, in this case there can not be termination of agreement. This Regulation be either specified separately or as S.No. (ii) and previous para numbered as S.No. (i)

143.2 Ajmer Discom submitted that that above comments may be considered.

144 Regulation 11.7 (a) -(Recovery of old dues)

Stakeholders' Comments/Suggestions:

144.1 It was submitted that at the end of Regulation 11.7 (a) following may be added:-

“For disconnected consumers last billed served shall stand as valid claim of arrears until the dues are cleared.”

144.2 It was submitted that It is for the licensee to decide the ways for recovery of such dues. Hence, this Regulation may be deleted.

145 Regulation 11.7 (d)-Recovery of old dues

Stakeholders' Comments/Suggestions:

145.1 It was submitted that at line No. 3 after the words “name of the”, the words “same person /New occupant at the same premises / legal heir or connected by any means” may be inserted. Also notice period of 30 days should be 7 days.

145.2 It was also submitted that any outstanding arrears of a disconnected service shall be recoverable from any other service being utilized by the same user / beneficiaries within the licensed area.

146 Regulation 11.8 (c) and (d)- Restoration of supply

Stakeholders' Comments/Suggestions:

146.1 It was submitted that 'Reconnection charges' may preferably be part of amount intimated under sub clause (c) and demand notice under that Regulation may also indicate due date and one month interest thereafter.

147 Chapter 12 -(UNAUTHORIZED USE, THEFT AND TEMPERING)

Stakeholders' Comments/Suggestions:

- 147.1 It was submitted that the words "tempering' be changed to "tampering".
- 147.2 It was submitted that Consumers, particularly domestic or agricultural consumers, are not aware of the steps they should take if a case has been filed against them for unauthorized use or theft, including if they want to challenge the assessment. The Commission may nominate or direct the licensees to provide for helpdesks for consumers in cases of unauthorized use, theft and tampering.
- 147.3 It was submitted to keep existing regulation 41(a)(1), 41(a)(2) and 41(a)(3).
- All other matters as brought out in the proposed draft regulation are not the matter to be laid down in the supply code. For them respective Discom may issue necessary detailed Procedure at their end.
- 147.4 Ajmer Discom commented additionally while giving comments on stakeholders comments, that the details could be specifically specified viz. cases booked under each section in numbers, assessment, realization etc. which could be submitted on quarterly basis.

148 Regulation 12.1 (f)- General

Stakeholders' Comments/Suggestions:

- 148.1 It was submitted that the submission of record to the Commission on quarterly basis of each and every case booked under section 126, 135 & 138 of the Act will be voluminous for each quarter. Hence instead of this the details viz. cases booked under each case in numbers, assessment, realization etc. could be submitted to the Commission on yearly basis.

149 Regulation 12.1 (h)-General

Stakeholders' Comments/Suggestions:

- 149.1 It was submitted that this Regulation need not to be mentioned in the supply code. All incidences of misconduct are punishable under service regulation

150 Regulation 12.1(i)-General

Stakeholders' Comments/Suggestions:

150.1 It was submitted that this Regulation can be deleted as the same provision is covered in clause 12.1 (b)

151 Regulation 12.2 (a) (ii)- Inspections of the premises and electrical installations by Assessing Officer:

Stakeholders' Comments/Suggestions:

151.1 It was submitted that the words "Assessing officer" be replaced with "authorized officer"

152 Regulation 12.2 (a) (iii)- Inspections of the premises and electrical installations by Assessing Officer:

Stakeholders' Comments/Suggestions:

152.1 It was submitted that provision should be only for showing Photo ID, not for handing over to the consumer.

153 Regulation 12.2 c(iv)-Unauthorized Use of Electricity u/s 126 of the Act

Stakeholders' Comments/Suggestions:

153.1 It was submitted that the word "a single or two phase" need not be added.

154 Regulation 12.2 (d) (iii)- Preparation of Report by Assessing officer

Stakeholders' Comments/Suggestions:

154.1 It was submitted that provision should be redrafted as under:-

"provided that if the witness refused to sign, the same shall be recorded in the report."

155 Regulation 12.2 (d) (v)- Preparation of Report by Assessing officer

Stakeholders' Comments/Suggestions:

155.1 It was submitted that the words at line No. 4 “and video recorded “ be deleted.

156 Regulation 12.4- Theft of electricity under section 135

Stakeholders' Comments/Suggestions:

156.1 It was submitted that the franchisee operating on behalf of Discom in Bharatpur, Bikaner and Kota cities lack clear directions for setting up of VCR Monitoring and Review Committee which provide reasonable hearing opportunity to the assessed under section 135 of the Act. There is need for clear provisions in supply code of these cities which not only ensure setting up of VCR Monitoring and Review Committees by distribution franchisee. It will not only boost VCR disposal rate but will also enable residents of these cities to get their grievances if any to be disposed off fairly.

157 Regulation 12.4 (a)- Theft of electricity under section 135

Stakeholders' Comments/Suggestions:

- 157.1 It was submitted that words at line no 3 of Regulation 12.4 (iii) “shall be the conclusive proof of being involved in the theft of electricity and the electric supply will be disconnected immediately” may be shifted at the end of sub Regulation (v).
- 157.2 It was submitted that Regulation 12.4 (b) should include the provisions of Electricity (removal of difficulties) order, 2005 issued by GOI in exercise of its power conferred by section 183 of the Act.

158 Regulation 12.4 (d)(iii)- Procedure for prosecution for Theft of Electricity

Stakeholders' Comments/Suggestions:

- 158.1 It was submitted that:-
- (i) The “Authorised officer” in the 2nd line may be substituted by “competent officer.”
 - (ii) To prevent harassment of the honest consumer the officer competent for disconnection should satisfy himself of Dishonest intention in cases of section 135 requiring disconnection and lodging of FIR.”

159 Regulation 12.4(d)(v)- Procedure for prosecution for Theft of Electricity

Stakeholders' Comments/Suggestions:

159.1 It was submitted that “The consumption pattern” should be considered as “evidence” and accordingly it may be added in the Regulation.

160 Regulation 12.5-Assessment Bill for theft of electricity

Stakeholders' Comments/Suggestions:

160.1 During the course of hearing, Jaipur Discom submitted that when methodology of civil liability is compared with other states in the country, the assessment of units considered for calculation of civil liabilities of NDS consumers in Rajasthan is higher than that considered in MP, UP, Delhi , Gujarat, Maharashtra. Similarly for industrial consumers the assessment of units considered is higher in Rajasthan as compared to MP, UP and Delhi.

160.2 Discom further submitted that it is essential to penalize consumers in case of theft and other mal practices. However, such penalties should be revised time and again to maintain at levels whereby the consumer is not distressed and unable to pay. Keeping the larger interest of the consumer in mind, the following revision is proposed for computation of civil liabilities for Rajasthan Discoms:-

Category	Existing (Units/kW/month)		Proposed (Units/kW/month)	
	LT Supply	HT Supply	LT Supply	HT Supply
Non Domestic	250	600	125	300
Small Industries	200 per shift	NA	100 per shift	NA
Medium Industries	200 per shift	200 per shift	100 per shift	100 per shift
Large Industries	NA	200 per shift	NA	100 per shift

161 Regulation 12.6(a)-Suspected Theft

Stakeholders' Comments/Suggestions:

161.1 It was submitted that:-

- (i) "Licensee is not required to undertake proceeding against unauthorised use of Electricity/ theft/ irregularities etc. under this part. Hence reference of this Section is irrelevant.
- (ii) Under part XII of the Act no action is required to be taken by the licensee. Action required to be taken by the Assessing Officer designated by the State Govt.

162 Regulation 12.6(b) Suspected Theft

Stakeholders' Comments/Suggestions:

- 162.1 It was submitted that in Regulation 12.6 (b), the words "12.4 (c) (vi)" be replaced with "12.4 (d) (vi)".

163 Regulation 12.6(c) Suspected Theft

Stakeholders' Comments/Suggestions:

- 163.1 It was submitted that the words at line No. 2 "Disproportioned consumption to the load" should be deleted.

164 Regulation 12.8 (a) (iii) (Restoration of supply disconnected on account of theft of electricity)

Stakeholders' Comments/Suggestions:

- 164.1 It was submitted that this Regulation is the case where restoration of supply is not made. Therefore, this Regulation may be shifted and made sub Regulation (d).
- 164.2 Ajmer Discom submitted that as restoration of disconnected supply on account of theft requires deposition of assessed amount only, hence above suggestion is not required.

165 Chapter 12 (Unauthorized use, Theft and Tempering)

Stakeholders' Comments/Suggestions:

- 165.1 It was submitted that a new Regulation 12.10 may be added in supply code for bringing a voluntary disclosure scheme of tampered meter.

166 Regulation 13.1 (b)(Power of licensee to enter premises)

Stakeholders' Comments/Suggestions:

- 166.1 It was submitted that a clause may be provided for lodging of FIR under this Regulation.
- 166.2 It was submitted that the last line appearing as “may cut off the Supply to the Consumer and inform him in writing” may be replaced with the words “ may after the expiry of twenty four hours from the service of a notice in writing on the consumer , cut off the supply to the consumer”.

167 Regulation 13.2 Requirement of increase/decrease in sanctioned connected load/sanctioned contract demand

Stakeholders' Comments/Suggestions:

- 167.1 It was submitted that this Regulation may be replaced with Regulation No. 43 of existing Regulations.
- 167.2 It was submitted that a new Regulation 13.2 (e) may be added regarding Deemed Extension of load/demand as under:-

“(e) In case of any increase in connected load/ contract demand, the Nigam shall require 45 days notice. The date of receipt of completed application along with amount towards security and expenses for providing electric line /plant and extension of distribution mains or the plant cost as the case may be for increase in load/ demand in the concerned sub divisional office shall be considered as the date of notice. In case the Nigam fails to accord sanction or communicate reasons of refusal for the proposed increase within such notice period or the proposed increase in connected load/contract demand is not sanctioned, the increase shall be deemed to have been sanctioned subject to relevant certification and/or intimation in writing by the consumer about putting the increased load/demand on the system of Nigam. On expiry of notice period, the consumer shall be billed accordingly subject to fulfillment of other conditions, if any, thereafter:

Provided that the above deemed increase in connected load /contract demand shall be subject to the following conditions:-

- (i) The distribution system involved is not overloaded or it is technically feasible.

- (ii) If any additional sum is not required to be deposited by the applicant for drawing a new line for technical feasibility;
- (iii) Consumer is required to augment his own system by installing new/change of capacity of existing sub-station and furnish the required installation certificate.

168 Regulation 13.3 (General condition of Supply)

Stakeholders' Comments/Suggestions:

- 168.1 It was submitted that Indian Electricity Rules 1956 has been superceded by the Central Electricity Authority (Measures relating to Safety and Electric Supply) Regulations, 2010. This Regulation may be amended accordingly.
- 168.2 It was submitted that this Regulation may be replaced with Regulation No. 44 of existing Regulations as the same is more elaborative and proper.

169 Regulation 13.4 (Charges for providing electric line, electrical plant, security and miscellaneous services)

Stakeholders' Comments/Suggestions:

- 169.1 It was submitted that this regulation may be deleted.

170 Regulation 13.5- (Optimum utilization of assets)

Stakeholders' Comments/Suggestions:

- 170.1 It was submitted that this regulation may be deleted.

171 Regulation 13.6- (Safety in case of interconnection)

Stakeholders' Comments/Suggestions:

- 171.1 It was submitted that in Regulation 13.6, installation certificate as per Regulation 2.1 (43) (Definition) of the code may be furnished by the consumer if required by the licensee. Therefore, "An Installation certificate may be furnished by the consumer" may be added in the Regulation.
- 171.2 It was submitted that this regulation may be deleted.

172 Regulation 13.7(Sharing the cost of shifting of existing electric lines & other structures)

Stakeholders' Comments/Suggestions:

- 172.1 It was submitted that this regulation may be deleted.
- 172.2 It was submitted that 50% of cost should not be imposed on consumers for shifting line/transformers etc. by licensee. 50% be recovered, in case of shifting on the requests of consumers.
- 172.3 It was submitted that the following may be added at the end of regulation 13.7:-
- “However, in case of widening of roads/raising the height of the roads by any authority (PWD/JDA/Nagar Nigam/NHA etc.), full cost of the estimate has to be borne by the applicant.”

173 Regulation 14.1(Removal of difficulties)

Stakeholders' Comments/Suggestions:

- 173.1 It was submitted that Regulation 14.1 may be replaced with Regulation No. 45 of the existing Regulation.

174 Regulation 14.2 (Repeal and savings)

Stakeholders' Comments/Suggestions:

- 174.1 In Regulation 14.2 (b) after the words “On Commencement of these Regulation“, the word “Hence forth” may be added.

175 SCHEDULE-I

Stakeholders' Comments/Suggestions:

- 175.1 It was submitted that charges should not be increased for more than 6% per year assuming 5% per year inflation.
- 175.2 It was submitted that rates of schedule -I are much high. As such, these may be reduced.

175.3 It was also submitted that rate of schedule- I should not be increased.

175.4 It was submitted that guide line should be included in TCOS for change of category (i.e. DS to NDS and other category or vice versa).

176 Schedule-I, point No. 1- Application Fee

Stakeholders' Comments/Suggestions:

176.1 It was submitted that Remark col. may be deleted and fee for misc. works etc. may also be deleted as no such charges are required to be prescribed.

176.2 It was submitted that Application fee for LT Domestic category be prescribed to maintain the priority of application.

177 Schedule-I, point No. 2.1(a) Amount to be deposited with application

Stakeholders' Comments/Suggestions:

177.1 It was submitted that the charges should remain applicable up to 300 meter for domestic and non domestic categories. The high charges cannot be afforded by the low income group consumers mostly covered in these categories. Making the connection costly, will encourage the theft.

177.2 It was submitted that it should be clarified / specifically mentioned under this Regulation that distribution licensee shall not be entitled to recover any amount other than prescribed here under for giving supply to the consumer nor they can ask the consumer for providing material for such purpose presently in practice as is being done by the Discom and thus consumer is double loaded with such expenses for one and the same work. Further, In order to avoid such position it is suggested that the amount being provided in the Regulations be considered as reasonable one for a length of about 30 meters of service line and in case the length of service line exceeds 30 meters, Discom may prepare necessary estimate for the expenditure to be incurred and after adjusting the amount deposited with the application for the work, intimate the amount with copy of Estimate to the consumer for depositing the same and on receipt of such amount of the service line be drawn and connection be released.

178 Schedule-I, point No. 2.1 (b) and (c)

Stakeholders' Comments/Suggestions:

178.1 It was submitted that expenses indicated should be shown as advance subject to final adjustment in demand note.

179 Schedule-I, point No. 2.1 (d)

Stakeholders' Comments/Suggestions:

179.1 It was submitted that store issue rate should be notified by Distribution licensee as part of "conditions of supply" and these must be available to the consumer on web site while making on-line application. On-line application may be accepted only when charges as per Schedule-1, clause 1, 2, 3, 4 and 18, as applicable is paid. Application form at Annexure -2 and its check list may include receipt no. and date of deposit of these charges.

180 Schedule-I, point No. 2.2

Stakeholders' Comments/Suggestions:

180.1 It was submitted that proposal mentioned under schedule-I, Point No. 2.2 be deleted/ dropped and following table may be inserted in place of that:-

Expenses for Providing Electric line / Plant and extension of distribution mains.

(1) Amount to be deposited with application (refer clause 6) for LT supply.

S.NO	Category Consumer	Amount to be deposited(Rs.)
1.	Domestic Consumer	
	Rural for single Phase/ Three Phase	1500/-
	Urban for Single Phase/Three Phase	3000/-
2.	Non – Domestic Rural	
	For load up to 1KW	2000/-
	For load above 1KW and up to 5KW	3000/-
	For load above 5 KW and up to 10KW	5000/-
	For load above 10KW	Actual as per estimate

	Non – Domestic Urban	
	For load up to 1KW	3000/-
	For load above 1KW and up to 5KW	4000/-
	For load above 5KW and up to 10KW	6000/-
	For load above 10 KW	Actual as per estimate
3.	Public street Lighting	5000/- Per Connection excluding line /network cost which will be extra
4.	Agriculture Service	3500/-
5.	Small industry For up to 5KW For load above 5KW	3500/- 5000/-
6.	Medium Industry For three phase supply up to 25KW	6000/-
	For load above 25 kW	As per actual as per estimate
	For H.T Supply	As per actual as per estimate
7.	HT/EHT Supply Consumers	As per actual as per estimate

Note:

- 1 (1) The amount shown above (except for Public street lighting) in rupees is in respect of service line having length up to 30 meters for which no additional amount is to be claimed / charged by the distribution licensee.

In case Distribution licensee does not have required material for providing service line up to the length of 30 meters and ask the consumers / person requiring the connection to provide necessary material for the purpose, no above charges mentioned above be recovered from the consumer/ person requiring the connection.

- (2) In case the length of service line exceeds 30 meters, Distribution license may recovered actual charges for the whole service recovered actual charges for the whole service line as per estimates. After executing such work, accounts of actual expenditure incurred be prepared and necessary adjustments be made and amount short fall or

excess found to be recovered/ refunded as the case may be from/ to the consumer. Copy of actual accounts be also supplied to the concerned person/ consumer.

- 2 In case of Medium Industry and HT/EHT Supply of meter box/ Metering panel is provided by the Consumer no charges be recovered from the consumer. In case consumer does not opt to provided such box and the same is provided by the licensee cost of the same may be included is the estimates and amount be received from the Consumer.
- 3 In Case the Connection is not feasible from the existing distribution mains and extension of distribution mains required to be carried out the consumer may be informed to wait for such period till the extension of Distribution main or commissioning of new Sub- Station as the case may be. The expected period be informed of such work to the consumer by the licensee.

In case the Consumer does not want to wait for the period intimated to him and is ready to pay the required expenditure for such extension of distribution mains, necessary amount on the basis of estimates be recovered from him and provide the Connection by the licensee.

- 180.2 It was submitted that the charges as at schedule-I, Point No. 2.2 (a) (1) should be applicable only after 300 meter and at a moderate rate of not more than Rs. 200 per meter. Making these connections costly will discourage the low income group consumers from taking a new connection and they will try to make electricity theft.
- 180.3 It was submitted that the provision for actual charge as at schedule-I, Point No. 2.2 (a) (3) should not be there as the same gives rise to lot of room for manipulation and harassment. The discretion of estimation should not be left to the Discom employees. The charges for LT line should not be kept more than Rs. 200 per meter as for domestic/non domestic category
- 180.4 It was submitted that the expenditure of back up of 11/33 KV lines and substations should not be recovered from the LT consumer. That is a part of general augmentation to meet the load growth. Already Rs. 200 per KW have additionally proposed for release of connection.

181 Schedule-I, point No. 2.2(b)-HT Supply

Stakeholders' Comments/Suggestions:

- 181.1 It was submitted that in Schedule-1 Point No. (2.2)(b) the provision for, cases in which HT line is to be laid/erected by the applicant for taking supply, cost of bay, if required, shall be borne by the applicant may be added.
- 181.2 It was submitted that following new clause may be added and numbered as Schedule-I, 2.2(d) :-

Electrification charges for cases under un-electrified buildings / old Havelies and Buildings situated in urban areas

Sr. No.	Category of consumer	Amount to be deposited (Rs.)	Related Regulation
Un-electrified Buildings			7.6
1	Domestic	3000 per kW of sanctioned connected load	
2	Non-domestic	4000 per kW of sanctioned connected load	
Old Havelies and Buildings situated in urban areas			7.10
1	Domestic	3000 per kW of sanctioned connected load	
2	Non-domestic	4000 per kW of sanctioned connected load	

182 Schedule-I, point No. 3- Security for Meter and Metering Equipment

Stakeholders' Comments/Suggestions:

- 182.1 It was submitted that:-
- (i) There is no objection in respect of amount of security as suggested in the proposed draft at point No. 3 under schedule-1. The remarks col. be deleted.
 - (ii) Note: 1 be deleted. Distribution licensee cannot revise the rates prescribed in the Regulations framed by the Commission.

(iii) Note no.2 as in draft proposal shall be numbered as note No.1 and Note 2 may be prescribed under this clause as below:-

“Note 2: the above Prescribed security amount shall not be more than the cost of the meter/ metering Equipment”

183 Schedule-I, point No. 3- Serial no. 2

Stakeholders' Comments/Suggestions:

183.1 It was submitted that security charges for prepaid meter is quite heavy and this may hamper their installations. It is suggested this may be specified to be recoverable in parts, first part same as that of other meters payable with application and balance recoverable in say 24 monthly installments. Prepayment receipt to show the details of security deposit payable and paid.

184 Schedule-I, point No. 3- Serial no. 11 & 12

Stakeholders' Comments/Suggestions:

184.1 It was submitted that RVPN store issue rate regarding EHT CT/PT/CVT should be notified by distribution licensee as part of condition of supply.

185 Schedule-I, point No. 5- Rental charges

Stakeholders' Comments/Suggestions:

185.1 It was submitted that there is no objection for the proposal in respect of transformers up to 160 KVA.

185.2 However in respect of 1(d), the amount should be replaced as per existing regulation i.e. “2% of the cost of transformer & double pole structure installed per month” which is based on sound Justification whereas the proposal in the draft Regulation are not based on any sound reasons.

185.3 It was submitted that the CT/ PT set rental charges are quite high. These should be reduced.

186 Schedule-I, point No.6- Line and Plant Charges for Temporary Connection

Stakeholders' Comments/Suggestions:

186.1 It was submitted that in draft Regulation a new proposal for charging line and Plant charges for temporary connection have been brought out at clause 6 this is not required. Such charges are already covered under earlier clauses. Hence, this clause may be dropped/ deleted.

187 Schedule-I, point No. 7- Reconnection Charges:

Stakeholders' Comments/Suggestions:

187.1 It was submitted that reconnection charges:-

These Charges are suggested as below:-

(a)	low Tension Service(per phase)	Rs.
	At cut outs	100/-
	At over head mains./ distribution mains	200/-
(b)	High tension Service	2000/-
(C)	EHT Service	10000/-

188 Schedule-I, point No. 9- Witnessing the testing of metering equipments at Manufacturer's works

Stakeholders' Comments/Suggestions:

188.1 It was submitted that this clause is not related to Supply Code and as such the same may be deleted.

189 Schedule-I, point No. 10- Testing fee for other material

Stakeholders' Comments/Suggestions:

189.1 It was submitted that testing charges at CTL are on much higher side. These charges were fixed in FY 2006 or so with annual increase @ 15%. Now it is suggested that the annual increment should be reduced to 5% instead of 15% and these testing charges should also be brought in the ambit of Supply Code.

190 Schedule-I, NOTE: The charges for agriculture connections shall be as per Agriculture Policy issued by State Government from time to time.

Stakeholders' Comments/Suggestions:

- 190.1 It was submitted that the charges for Agriculture connection shall be as per Agriculture policy issued by the Govt. may be deleted as Charges for such works mentioned in the schedule are not Connection with any policy.
- 190.2 It was submitted that:-
- (i) In the existing Regulation, standard estimated Cost for line cost for H.T. supply, and towards plants cost has been prescribed. Whereas, in the proposed draft Regulations it has not been prescribed and thus has been left at the discretion of Distribution licensee which is against the Provision of Section 43 of the Act. This may be prescribed in these Regulations on the same lines as existing in the present Regulations.
 - (ii) Appendix-1 in the draft Regulation may be deleted.
 - (iii) Annexure-1 of existing Regulation is more proper and justified and this may be kept in place of proposed.
 - (iv) In the Proposed Annexure-1 suggestions for considering load for Arc/ Induction furnaces is irrelevant as in the case of HT/EHT connections connected load is irrelevant as contract demand is considered in all cases/ for all purposes.
 - (v) Application form for obtaining connection as per existing regulations needs no change and may be kept in place of proposed.
 - (vi) From A and B as Proposed are not required. As per Hon'ble Supreme Court even the trespasses is occupant for purpose of obtaining the electric connection and in such circumstances the proposed forms are irrelevant and it will un-necessary create problems for the distribution licensee employees at work.
 - (vii) The model Agreement for H.T. Consumer in the draft Regulations does not appear sufficient

191 Annexure-2- Application cum Agreement Form

Stakeholders' Comments/Suggestions:

191.1 It was submitted that following may be added to recover dues of electricity easily:-

(i) (a) Any electricity dues outstanding in Licensee's area of operation in consumer's name: Yes/No

(ii) (b) Any electricity dues outstanding for premises for which connection is applied:- Yes/No

(iii) (c) Any electricity dues outstanding with the licensee against any firm with which the consumer is associated as an Owner, Partner, Director, or Managing Director:- Yes/No

If yes in any case, please provide details on a separate sheet.

191.2 It was submitted that the checklist for completed application form do not contain the proof of recognized educational institute, Registration certificate, Vidhan & the charity certificate for the registration under Income Tax dept. for availing the exemption under R.E. (Duty) Act-1962.

192 Annexure-3 Model Power Supply Agreement For Electrical Energy Supply On HT/EHT System

Stakeholders' Comments/Suggestions:

192.1 Ajmer Discom submitted that the model agreement should be specified for LIP consumers only to maintain similarity with point No. 20 of the model application form annexed as Annexure-3 and point proposed for modification of Regulation 6.4. As such it should be modified to Model Power Supply Agreement For Electrical Energy Supply to LIP consumers on HT/EHT System

192.2 It was submitted that in the point no. 3, installation of meter at licensee substation should not be made mandatory as the same is against the provision of Act as well as CEA metering regulations which provide for installation of meter at consumer premises. This provision is also against the Regulation 2.1 (52) (Definition) of the supply code.

Commission's Views/Decision:

- 192.3 The Commission has taken note of the stakeholders' submissions and appropriately modified the Regulations, wherever required.
- 192.4 The Commission has considered carefully each of the objection/suggestions received and the provisions of the Electricity Act, 2003 while finalizing the Regulations.
- 192.5 Distribution licensee have also issued various circulars /orders for field officers for giving effect to the Provision of existing Supply Code Regulations. A need was felt to review and consolidate the amendments made and incorporation of orders issued by Discoms from time to time in a single document for smooth operations of Regulations for benefit of consumers. The Commission accordingly prepared a draft of RERC (Electricity Supply Code and Connected Matters) Regulations, 2019 and invited comments on it
- 192.6 The RERC (Electricity Supply Code and Connected Matters) Regulations, 2021 details the obligation of Distribution licensees and consumers towards each other. The code also specifies a set of practices that must be adopted by the Discoms to provide efficient, time bound, and consumer friendly service to the consumer.
- 192.7 While framing these regulations, Commission has considered ease of doing by consumers, ensuring quality supply to consumers, low cost, efficient/economical utilization of the licensee network to minimize the time period for getting electric connection.
- 192.8 To efficiently utilize the network, avoid right of way issues and facilitate consumers, contract demand limit has been enhanced for various voltage levels from the existing levels. However, these will be subject to technical feasibility.
- 192.9 To facilitate emergency services dedicated feeders i.e. Railway, Hospitals, PHED, Defense are exempted from power cuts. The existing hazardous electric lines may now be shifted at lower cost. However, Regulations have been made more stringent to stop/minimize theft and malpractices. To safeguard human beings/ animals etc. licensee shall strictly follow

Safety Regulations.

- 192.10 During the hearing, Discoms prayed for reduction in provisional Civil liability to be recovered from the consumer in the case of theft under section 135 of the Electricity Act. They have also submitted a note vide letter dated 06.08.2020 for the same. They have stated that civil liability on Non- Domestic and Industrial consumers are much more burdensome on consumers. The load factor for assessment of energy consumption for Civil liabilities for these categories is 80%. They have also furnished the comparative assessment for theft in different States. Compared to other States, the assessment of units considered for calculation of Civil Liabilities of Non- Domestic consumers in Rajasthan is higher than that other States i.e. Madhya Pradesh, Delhi, Gujarat, Uttar Pradesh and Maharashtra. For industrial consumers, the assessment of units considered is higher in Rajasthan as compared to MP, UP and Delhi.
- 192.11 Discoms have submitted that it is essential to penalize consumers in case of theft and other malpractices. However, for consumer not to be distressed and unable to pay, penalties should be revised. Accordingly, Discoms vide letter dated 06.08.2020 have requested for reduction in provisional Civil liability. Looking to the submission of the Discoms, the Commission has considered their submission and amended the relevant provision appropriately.
- 192.12 Based on the input received from the Discoms, the Commission had proposed changes in the schedule. The commission has considered the comments of the stakeholders and has decided to not to increase applicable fee, Reconnection charges, Testing Fee for various meters, fee for the first inspection and test of a new installation or of an addition or alteration in the existing installation, Resealing charges, Labour charges for shifting of L.T. meter etc. There will be no application fee for domestic consumers. However, they will be required to deposit Rs. 100/- as advance which will be subsequently adjusted in the demand notice
- 192.13 In view of the submission of the Stakeholders regarding Supply Code Review committee, the proposed sub Regulation regarding Electricity Supply Code Review Committee and manner of reviewing code has been deleted.

- 192.14 Regulation 3.2 and 3.3 have been suitably modified to bring in reference of CEA guidelines, Indian Electricity Grid Code and standards of performance Regulations.
- 192.15 Recently the Government of India has notified Electricity (Right of Consumers) Rules, 2020 on dt. 31.12.2020, the Commission has also considered various provisions of the said Rules and has incorporated the provisions appropriately whenever it deemed fit with a view to provide better services to the consumers, creating consumer awareness and bringing in clarity.
- 192.16 Various definitions including that of Load factor have been modified to bring in clarity and also to bring them in conformity with Electricity Act and other Regulations.
- 192.17 No additional amount for extension of distribution mains/supply line will be required to be deposited for domestic and non domestic (in urban area and in rural area) upto 300 meter as against 50 meter proposed in the draft.
- 192.18 Looking to the increase in the cost and the fact that line charges have not been revised since 2004 the Commission has decided to only marginally increase for single phase/three phase supply from existing level. However, in case of LT connection to avoid any discrepancy regarding charging of transformer cost, it has been clarified that if the connection is not feasible from existing LT system and a new substation is to be commissioned, the cost of substations, if any, shall be borne by the licensee. Further, to avoid disproportionate charging of HT line extension cost, recovery from the LT consumer has been limited to cost of estimation of LT line.
- 192.19 The Discoms are purchasing push fit meters for which no separate meter box is required. Accordingly, it has been clarified that in case of push fit meter, no extra cost towards meter box shall be recovered.
- 192.20 Presently Discoms are charging pro-rata cost for certain colonies/complexes based on their calculation, these are such colonies where developer are not available or willing to complete the electrification works. It has been observed that present charges to such colonies are high as compared to electrified colonies. Discoms submitted

that in past few years, infrastructure has been laid/ strengthened under various Centrally Sponsored Schemes e.g. DDUGJY, IPDS and Saubhagya yojna. Under these schemes, to provide electricity connections, intensive electrification has been done in electrified/un-electrified areas due to which the net costing of electrification scheme of un-electrified colonies has been reduced. Further in previous 2-3 years, the pro-rata cost of electrification on the basis of colonies electrified in Nagar Nigam area/Nagar Parishad Area/ Nagar Palika Area and Rural Areas comes between Rs. 65/- to Rs. 100/- per Sq. Yard of Plot area.

192.21 Discom also submitted that as per Regulation 11(h) of RERC (Supply Code & Connected Matters) Regulation, 2004 (Upto 11th Amendment), in case of building complex/large building which had at least one connection prior to 31.12.2010 and had not installed its own transformer as per applicable regulations at that time, requires more connections/load extension, it should be given the required connections without insisting for installation of its own distribution transformer even though the arithmetic sum of existing and newly applied Estimated Designed Demand is more than 50 kVA by recovering the pro-rata cost for electrification from applicant/building owner on the basis of floor area. Problem is being faced to calculate the area of old buildings and thereby determining cost per Sq. feet to be charged from prospective applicants. Therefore it is proposed to charge pro-rata cost of electrification from prospective consumers desiring connection in old buildings which had at least one connection prior to issue of these regulations as under:

For Domestic connections -Rs. 25/- per Sq. feet

For Non-domestic connections -Rs. 30/-per Sq. feet

192.22 The Commission has accepted the submission of Discoms and accordingly to avoid any arbitrariness, these charges have been specified in the schedule.

192.23 During the proceedings it has been brought to the notice of the Commission that higher security for pre paid meters has been acting as a barrier in promotion of pre paid metering. In the tariff the Commission has given an incentive for prepaid metering and looking to the need for promotion of pre paid metering the Commission has reduced the security

charges for pre paid meters to 50% of the proposed charges. Same security has been kept for Smart Meters.

192.24 In view of the Discoms submission, table under Regulation 4.1 has been elaborated.

192.25 To provide timely information to consumers, a provision for application tracking mechanism has been introduced. Procedures for submission of application, submission of installation certificates, transfer of connection and change of category have been rationalized so as to avoid any inconvenience to consumers.

192.26 Provision for supply to housing colonies/township etc. have been further rationalized and elaborated to bring in more clarity.

192.27 Provision related to ownership, replacement and testing of meters have been suitably modified to provide clarity. To facilitate consumers regarding metering issues consumers have been allowed to purchase own meters and a provision for self meter reading has also been introduced. Discom shall have to provide the data access to consumer, if they so require.

192.28 To avoid any hassles to consumer seeking permanent disconnection, a provision has been made for prompt refund of security and issue of No dues certificate on permanent disconnection.

192.29 Focus is on use of technology for metering billing and collection. Discom shall have to provide all the information to consumers through electronic means. A provision for rebate on advance payment has been introduced which will be beneficial for both consumers as well as Discoms.

192.30 An employee/officer of the licensee shall have to compulsorily show his identity card to consumer upon entering his premises.

192.31 Though there was a provision for increase/decrease of connected load/contract demand but consumer sometime faced delay in sanction of load/demand. To remove this a provision for deemed increase/decrease has been inserted.

192.32 Discoms poles are being used by telecom/internet companies for laying their cable and similarly there is a possibility of use of other assets of the

Discoms for purposes other than electricity business. However, Discoms needs to be prompt for recovery of revenue as well as for ensuring safety for their system/public. Accordingly, the enabling clause has been suitably modified.

192.33 In the light of the foregoing discussion and consideration of Draft Regulations and comments thereon, the finalized Regulations duly authenticated, placed below, may be got published in the official Gazette.

(Prithvi Raj)
Member

(S.C. Dinkar)
Member

(Shreemat Pandey)
Chairman

Annexure-I

1.	Sh Shanti Prasad
2.	Sh. Ashish Sharma
3.	Sh. S.C. Sharma Consulting LLP
4.	Sh. K.L. Vyas
5.	Secure Meters Limited, Jaipur
6.	CREDAI NCR Bhiwadi Neemrana Society
7.	Sh. L.N. Nimawat
8.	Rajasthan Steel Chamber
9.	The Rajasthan Textile Mills Association
10.	Mrs. Swapna Mehrotra
11.	Sh. S.C. Kothari
12.	Sh. V.D Bansal
13.	Sh. Mohan Lal Prajapat
14.	Sh. Santanu Bhattacharya, Bikaner Electricity Supply Limited
15.	Sh. D.S. Agarwal Rudraksh Energy, Jaipur
16.	SE (Regulation), Jaipur Vidyut Vitran Nigam Limited
17.	Bask Research Foundation, Jaipur
18.	SBF Ispat Pvt. Ltd.
19.	ShYewanti Kumar Bolia
20.	Upbhokta Margdarshan Samiti 'UMAS' Jodhpur
21.	Tulsi Palace Resort Pvt. Ltd., jaipur
22.	Hotel & Restaurant Association of Rajasthan
23.	Dr. Mohit Poddar
24.	Sh. Mohan Sukhani
25.	Sh. Dharm Deo Agarwal
26.	Beawer Laghu Udhog Sangh
27.	Samta Power
28.	CUTS International
29.	Laghu Udyog Bharti, Rajasthan
30.	SE(RA&C), Jodhpur Vidyut Vitran Nigam Limited
31.	Sh. G.L.Sharma
32.	CE(PP&D), Rajasthan Vidyut Prasaran Nigam Limited

Annexure-II

1.	Sh. D.S. Agarwal Rudraksh Energy, Jaipur
2.	Sh. S.C. Sharma
3.	Sh. Mohan Lal Prajapat
4.	Sh. R.R. Prajapati
5.	Sh. L.N. Nimawat
6.	Sh. Santanu Bhattacharya, Bikaner Electricity Supply Limited
7.	Sh. Dinesh Gupta
8.	Sh. Ashok Kumar Jain, Rajasthan Textile Mills Association
9.	Sh. Arvind Thada, Secure Meter
10.	Sh. R.R. Yadav, SBF Ispat Pvt. Ltd.
11.	Sh. Jaideep Hada
12.	Sh. Ravi Chirania
13.	Sh. Sarthak, CUTS International
14.	Sh. Liyakat Ali, Upbhokta Margdarshan Samiti 'UMAS' Jodhpur
15.	Sh. Anshuman Gothwal, Bask Research Foundation, Jaipur
16.	Sh. R.K. Sharma, Superintending Engineer, JVVNL
17.	Sh. P.K. Gupta, Executive Engineer, JVVNL