

Bihar Electricity Regulatory Commission
Vidyut Bhawan-II, J.L. Nehru Marg, Patna- 800 021

Notice No. 04

Patna, Dated-22.05.2024

PUBLIC NOTICE

Suo-Motu Proceeding for Inviting comments/suggestions/objections from general public and stakeholders.

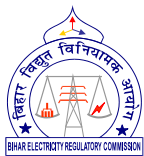
Bihar Electricity Regulatory Commission, empowered to make regulations under section 181 read with section 61, 62, 64 and 86 of the Electricity Act, 2003, initiates Suo-Motu Proceedings No. 12/2024 for issuance of Bihar Electricity Regulatory Commission (Rooftop Solar Grid Interactive Systems Based on Net and Gross Metering) (First Amendment) Regulation, 2024.

Copies of draft regulations and consultative paper is available on Commission's website www.berc.co.in. Interested person/organisation may obtain a copy of the draft regulation free of cost from the office of the Commission on any working day.

Commission invites written comments/suggestions/objections on the draft regulations from general public and stakeholders on or before 20.06.2024, addressed to **Secretary, Bihar Electricity Regulatory Commission, Vidyut Bhawan-II, J.L. Nehru Marg, Bailey Road, Patna-800021.**

Commission also invites interested person/organizations/companies to appear in the Public hearing scheduled on **25.06.2024** at 11:30 A.M for submission of any oral/ written argument in the aforesaid matter.

**Sd/-
Secretary**



Bihar Electricity Regulatory Commission

Vidyut Bhawan-II, J.L. Nehru Marg, Patna- 800 021

Consultative Paper on Draft BERC(Rooftop Solar Grid Interactive Systems Based on Net and Gross Metering) (First Amendment) Regulation, 2024

Sub section (1) (e) of Section 86 of the Electricity Act, 2003 (hereinafter referred as Act) mandates the State Electricity Regulatory Commission to discharge the necessary functions for promotion of co-generation and generation of electricity from renewable sources of energy by providing suitable measures for connectivity with the grid and sale of electricity to any person, and also specify, for purchase of electricity from such sources, a percentage of the total consumption of electricity in the area of distribution licensee.

Accordingly, Bihar Electricity Regulatory Commission had notified BERC (Rooftop Solar Grid Interactive systems Based on Net and Gross Metering) Regulations 2018, under section 181 read with section 61 and 86(l)(e) of the Act vide notification dated 2rd April, 2018, published in Bihar Gazette no. 301 dated 3rd April, 2018.

Electricity (Rights of Consumers) rules, 2020 notified by MoP, GoI on 31.12.2020 has been amended as Electricity (Rights of Consumers) Amendment Rules, 2024 on 22.02.2024, which provides as under:

“5. In the principal rules, in rule 11-

(i) for sub-rule (7), the following sub-rule shall be substituted, namely:-

“(7)For installation of roof top solar photo voltaic systems, the technical feasibility study shall be completed within a period of fifteen days and the outcome of the study shall be intimated to the applicant, failing which it shall be presumed that the proposal is technically feasible.

(7A) The applications for roof top solar photo voltaic systems upto 10 kW

capacity, complete in all respects shall be deemed to have been accepted without requiring technical feasibility study and any commensurate enhancement of the sanctioned load of the consumer, as may be required, shall be carried out by the distribution licensee .”

In view of the above, facts and circumstances, the Commission has formulated a draft BERC (Rooftop Solar Grid Interactive Systems Based on Net and Gross Metering) (First Amendment) Regulation, 2024 which is enclosed herewith. The aforesaid draft is also uploaded on the Commission website www.berc.co.in. The Commission invites comments/ suggestions/ objections, from all stakeholders and general public so as to reach before the Secretary Bihar Electricity Regulatory Commission, Ground Floor, Vidyut Bhawan-II, Jawahar Lal Nehru Marg, Patna- 800021 on or before 20.06.2024.

Commission shall hear this matter on 25.06.2024 at 11:30 A.M in the courtroom of the Commission. Interested persons may attend the hearing in person on the dates of hearing.

Sd/-
Secretary

Draft BERC(Rooftop Solar Grid Interactive Systems Based on Net and Gross Metering) (First Amendment) Regulation, 2024

BERC-SMP No.-- In exercise of powers conferred under sections 86(1)(e) and 181 of the Electricity Act, 2003 (Act 36 of 2003) and all other powers enabling it in this behalf, the Bihar Electricity Regulatory Commission hereby notifies the following regulations for amendment of BERC(Rooftop Solar Grid Interactive Systems Based on Net and Gross Metering) Regulations, 2018 (hereinafter referred to as “the Principal Regulations”).

1. Short Title, Commencement and Extent –

- 1.1 These Regulations shall be called the Bihar Electricity Regulatory Commission (Rooftop Solar Grid Interactive Systems Based on Net and Gross Metering) (First Amendment) Regulation, 2024.
- 1.2 These Regulations shall come into force from the date of their notification in the Official Gazette.
- 1.3 These Regulations shall extend to the whole of the State of Bihar
2. Amendment of Clause 4.3 - Clause 4.3 of the Principal Regulation shall be substituted namely: -

“The distribution licensee, within three months from the date of publication of this regulation in the Gazette, shall issue guidelines and procedures on connectivity of net or gross metering in its licensed area under which it shall be inter-alia provided that for installation of roof top solar photo voltaic systems, the technical feasibility study shall be completed within a period of fifteen days and the outcome of the study shall be intimated to the applicant, failing which it shall be presumed that the proposal is technically feasible.

Provided further that, applications for roof top solar photo voltaic systems upto 10 kW capacity, complete in all respects shall be deemed to have been accepted without requiring technical feasibility study and any commensurate enhancement of the sanctioned load of the consumer, as may be required, shall be carried out by the distribution licensee.”