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PART IV-C

Statutory Rules and Orders (Other than those published in Parts I, I-A and I-L) made by Statutory Authorities other than the Government of Gujarat including those made by the Government of India, the High Courts, the Director of Municipalities, the Commissioner of Police, the Director of Prohibition and Excise, the District Magistrates and the Election Commission, Election Tribunals, Returning Officers and other authorities under the Election Commission.

GUJARAT ELECTRICITY REGULATORY COMMISSION GANDHINAGAR

Gujarat Electricity Regulatory Commission (Electricity Supply Code and Related Matters) (First Amendment) Regulations, 2016

Notification No. 6 of 2016

In exercise of powers conferred under Section 181 (2) (x) read with Section 50 of the Electricity Act, 2003 (Act 36 of 2003) and under Section 42 (1) (b) of the Gujarat Electricity Industry (Reorganisation and Regulation) Act, 2003 (Gujarat Act 24 of 2003), and all powers enabling it in that behalf, the Gujarat Electricity Regulatory Commission hereby amends the Gujarat Electricity Regulatory Commission (Electricity Supply Code and Related Matters) Regulations, 2015, "the principal Code".

1. Short Title, Extent and Commencement

- 1) These regulations shall be called the Gujarat Electricity Regulatory Commission (Electricity Supply Code and Related Matters) (First Amendment) Regulations, 2016.
- 2) These regulations shall come into force from date of their publication in the official gazette;

Amendment in Section 4 of the principal regulations:

2. Clause 4.16 of the principal regulations shall be substituted as under:

"4.16 Any of the following documents shall be considered as acceptable proof of ownership or occupancy of premises:

- (1) Copy of registered sale deed or lease deed or in the case of agricultural connections a copy of 7/12, 8-A and hakk patrak (6-A);
- (2) Latest Municipal Tax Demand notice or any other related document (for residential connections only);
- (3) Letter of allotment;
- (4) Ownership Certificate issued by village level Government functionary;
.....”

Amendment in Section 6 of the principal regulations:

3. Clause 6.76 of the principal regulations shall be substituted as under;

“The licensee shall establish sufficient number of collection centres at suitable locations with necessary facilities where consumer can deposit the bill amount with ease and without undue congestion. Priority shall be given to senior citizens, differently abled persons and women for payment of bills. Display board about priority to senior citizens, differently abled persons and women be kept at prominent location at each collection window. The licensee shall create an appropriate infrastructure including ramp to facilitate senior citizens and differently abled persons to reach at collection window.”

4. Clause 6. 77 of the principal regulations shall be substituted as under:

“The licensee may issue a disconnection notice in writing, as per Section 56 of the Act, to any consumer who defaults on his payment of dues, after giving him a notice period of 15 clear days to pay the dues. The notice can be embedded in the energy bill of next billing cycle. In case a cheque is dishonoured, the licensee shall inform the consumer and require him to pay the bill within 7 days in cash or through company’s online payment portal or banker’s cheque (pay order) or through RTGS/NEFT. The consumer shall be liable to pay the late payment surcharge, as applicable, as well as a charge on account of the dishonour of the cheque. If there is one instance of dishonour of cheques of a consumer in a financial year, the consumer shall be required to make all payments only in cash or through company’s online payment portal or banker’s cheque (pay order) or through RTGS/NEFT till the end of the following financial year.”

Amendment in Section 7 of the principal regulations:

5. Clause 7.6 of the principal regulations shall be substituted as under:

“In case sufficient evidence is found to establish theft of electricity, licensee or Supplier as per Section 135 sub-clause (1A) of the Act shall disconnect the supply and seize all material evidence including wires/cables, meter, service line etc., from the premises and shall lodge a complaint in writing relating to the commission of such offence in police station having jurisdiction within 24 hours from the time of such disconnection.”

6. Clause 7.11 of the principal regulations shall be substituted as under:

“The report shall be signed by the Authorised Officer bearing photo identity card issued by the licensee as stipulated in Clause 7.24 of this Code and each member of the inspection team and the same must be handed over to the consumer or his/her representative at site immediately under proper receipt. In case of refusal by the consumer or his authorized representative to either accept or give a receipt, a copy of the inspection report may be pasted at a conspicuous place in/outside the premises and photographed. Simultaneously, the report shall be sent to the consumer under Registered Post/Speed Post on the same day or the next day of the inspection.”

7. Clause 7.18 of the principal regulations shall be substituted as under:

“In case of default in payment of the assessed amount, the licensee will, after giving a 15 days’ notice, in writing, take necessary action for recovery of the assessed amount including filing Civil suit etc. as provided under the Electricity Act, 2003”

8. Clause 7.29 of the principal regulations shall be substituted as under:

“The report shall be signed by the Authorised officer / Assessing Officer, each member of the inspection team and by the consumer, if the consumer fails to sign the report then the same has to be recorded in the inspection report and the report must be handed over to the consumer or his/her representative at site immediately under proper receipt. In case of refusal by the consumer or his/her representative to either accept or give a receipt, a copy of inspection report may be pasted at a conspicuous place in/outside the premises and photographed. Simultaneously, the report shall be sent to the consumer under Registered Post/Speed post on the same day or the next day of the inspection”

Amendment in Section 8 of the principal regulations:

9. Clause 8.5 of the principal regulations shall be substituted as under:

“8.5 The licensee may take steps to prevent unauthorized reconnection of consumers disconnected in the manner as described above. Wherever the licensee discovers that connection has been re-connected in an unauthorized manner, licensee may initiate action as per provisions of Section 138 of the Act. Further, in case the licensee discovers that supply to such premises has been restored through another live connection, all pending dues of the said disconnected connection shall be transferred to such live connection’s account and non-payment of such transferred dues may be treated as per clause 8.3(1).”

Amendment in Annexure IV of the principal regulations:

10. In the assessment formula ‘H’ to be considered as under;

H = Number of hours of the days of the period considered as per Clause 7.7 of the GERC (Electricity Supply Code and Related Matters) Regulations, 2015.

11. Sr. No. 7 and 11 of the table at Annexure IV shall be substituted as under:

Sr. No.	Particulars	Usage	Load factor
7	Agriculture – Metered -		
7 (a)	- Consumers getting power supply from agriculture dominant feeder		25%
7 (b)	- Consumers getting power supply from other than agriculture dominant feeder		50%
11	Direct Theft For all category of consumers		1.25 times the Load factor for relevant consumer categories as per Sr. Nos. 1 to 10 above, subject to maximum 100%

ROOPWANT SINGH, IAS,

Secretary

Gujarat Electricity Regulatory Commission
Gandhinagar.

Gandhinagar.

Date: 23-11-2016