



# Annual Report 2007-08

**Rajasthan Electricity Regulatory Commission**  
**Vidyut Bhawan, Shed No.5, Jyoti Nagar, Jaipur-302005**  
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Rajasthan Electricity Regulatory Commission Annual Report - 2007-08

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(2007-08)

## Chapter – I

### General

1. General

*The Commission started functioning w.e.f. 2<sup>nd</sup> January, 2000*

***Incumbency in the Commission during the year 2007-08***

***Chairman - (Vacant)***

***Member (Tech) - Shri K.L.Vyas***

***Member (Fin) - (Vacant)***

***Secretary - Shri R.K.Sharma, IAS***

*Office of the Commission*

*Rajasthan Electricity Regulatory Commission*

*Vidyut Bhawan, Block No.5, Jyoti Nagar,Jaipur-302 005*

## Chapter – II

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*Amendments in existing Regulations - 3 Nos.*

## Chapter – III

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*Notification issued on dtd. 26.3.08 wherein intrastate open access has been allowed for the period less than one year w.e.f. 1.4.08.*

5. Clarification on Standard Agreement for HT supply and short-term open access in distribution

*Order dated 15.9.07 containing elaboration and clarification.*

6. Wheeling Charges & Cross Subsidy Surcharge

*Order dated 20.3.08, determining the Cross Subsidy Surcharge for Open Access consumers having a load of 1 MVA & above, and the Wheeling Charges for the year 2008-09.*

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9. Truing up and corrections in ARR of Discoms  
*Petitions for Truing up of ARR for FY 2005-06 & 2006-07 and for correction in ARR for the year 2008-09.*
10. Multiyear ARRs of the Discoms for FY 08 FY 09  
*First control period ending March,09. Further, for the second & subsequent control periods, the Commission is reviewing the tariff Regulations.*
11. Rebate to Agriculture Consumers  
*In pursuance of Chief Minister's Budget Speech of 2007-08, Commission advised the Discoms to file the petition for rebate to agriculture consumers.*
12. Rationalization of Retail Tariff  
*Order dated 31.8.07rationalizing the retail tariff structure.*
13. Tariff for Captive Generation  
*Commission specified tariff for supply of power by CPP to Discoms.*
14. Concept paper for determination & declaration of Tariff for Solar Power Plants  
*Commission published a concept paper for determination & declaration of tariff from solar power generation plants and specified the tariff including incentive payable by Govt. of India.*

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16. Comments sent by the Commission
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  - (2) *CERC draft Terms & Conditions on tariff for the tariff control period starting from 1.4.2009, inviting suggestions/comments. RERC offered the comments vide letter dated 16.1.08.*
17. Criteria for declaration of potential sites for wind projects – Ministry of New and Renewable Energy (MNRE) invited comments, which were offered by the Commission vide letter dated 31.7.07.

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19. RERC (Rajasthan Electricity Grid Code) Regulations, 2008  
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20. Approval of Independent Meter Testing Laboratories  
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*Commission's budget for the year amounted to Rs.178.98 lacs*

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# RAJASTHAN ELECTRICITY REGULATORY COMMISSION

## Annual Report

2007-08

### Chapter – I : General

#### (1) General:

1. The Rajasthan Electricity Regulatory Commission (RERC) started functioning w.e.f. 2<sup>nd</sup> January 2000 with Shri Arun Kumar, as first Chairman, RERC and Shri Shanti Prasad as Member (Technical) having completed their term on 2<sup>nd</sup> January 2005. These vacancies were subsequently filled in by the Government on 1<sup>st</sup> June 2005 by appointing Shri Shanti Prasad as Chairman and Shri K.L.Vyas as Member (Technical). Shri S.M.Dharendra joined as Member (Finance) in May 2003. Subsequently, on completion of their term, Shri S.M.Dharendra and Shri Shanti Prasad demitted their offices on 14<sup>th</sup> and 15<sup>th</sup> January 2007 respectively. Since then the Commission is functioning with only one Member (Technical) Shri K.L.Vyas.
2. Shri R.K.Sharma, a super-time scale IAS officer having joined the Commission as Secretary on 15.9.05 is continuing since then.

### Chapter – II: Regulations

#### (2) New Regulations Framed :

3. The Commission framed the new regulations and issued amendments to the existing regulations as follows after following the procedure of prior publication: -
  - i) RERC (Metering) Regulations 2007
  - ii) RERC (Guidelines for Redressal of Grievances) Regulations, 2008

#### (3) Amendments in the existing Regulations :

- i) RERC (Guidelines for Redressal of Grievances) Regulations, 2003 (1st Amendment)
- ii) RERC (Electricity Supply Code & Connected Matters) (Eighth Amendment) Regulations 2004
- iii) RERC (Fees for Petitions) Regulations, 2005(4th Amendment)

### Chapter – III : Orders of the Commission

**(4) Open Access for less than one year**

4. As per Open Access Regulations, the Commission permitted the Open Access to the consumers with Contract Demand of 1 MVA and above for a period of one year and above w.e.f. 1.04.2008. The Commission issued a Notification on 26<sup>th</sup> March 2008 allowing intrastate open access for a period of less than one year also w.e.f. 1 April, 2008. The procedure and the terms and conditions remaining the same as applicable to short term open access consumers.

**(5) Clarification on standard agreement for HT supply and short-term open access in distribution**

5. Ajmer Discom pointed out some discrepancies relating to excess drawal in standard agreement. Accordingly, suo-moto cognizance was taken by the Commission and order containing elaboration and clarifications in the matter were issued on dt. 15.09.2007.

**(6) Wheeling Charges and Cross Subsidy Surcharge**

6. The Commission vide order dated 19.9.06 determined the cross subsidy surcharge for the year 2006-07 and provided the road map for reducing the surcharge @20% in each subsequent year so as to reach 20% level by 2010-11 as specified in the Tariff Policy. As the Discoms did not file the petitions in this regard, the Commission, vide order dtd 20.3.08 notified, the cross subsidy surcharge, wheeling charges and losses for 2008-09 as here under:

**Wheeling Charges, System Losses & Cross Subsidy Surcharge for the FY 2008-09**  
(Applicable for contract demand of 1.0 MVA and above)

Particulars	Wheeling charges (Rs./kwh)	System losses (%)	Cross Subsidy Surcharge (Rs./kwh)
<b>Industrial Consumers</b>			
LIP - EHV	0.01	0.00%	0.55
LIP -33KV	0.11	3.80%	0.38
LIP -11KV	0.32	12.60%	0.16
<b>Mixed Load Consumers</b>			
ML -132KV	0.01	0.00%	0.44
ML -33KV	0.11	3.80%	0.28
ML -11KV	0.32	12.60%	0.05
<b>Non Domestic Consumers</b>			
NDS-132KV	0.01	0.00%	1.47
NDS-33KV	0.11	3.80%	1.30
NDS-11KV	0.32	12.60%	1.08



## Chapter – IV : ARR/Tariff Orders

### (7) Multi Year Tariff for RVUN's power stations

Rajasthan Rajya Vidyut Utpadan Nigam Ltd. (RVUN) filed a petition on dated 21.01.2008 before the Commission for tariff determination for electricity supply to distribution licensee within the State during the year 2008-09 from the operating power stations and those likely to become operational.

The Commission, issued an order dated 29.3.08 stating that the tariff determination would take time and until a decision is taken by the Commission on the said petition, the tariff for the power plants in operation as already determined by the Commission under multiyear principles vide orders dated 12.1.07 and 21.3.07 shall be the provisionally applicable tariff for RVUN for the year 2008-09 for a period of three months subject to adjustment for the final tariff to be so determined by the Commission.

### (8) ARR & Tariff order of RVPN

7. The Commission issued ARR and Tariff order dtd.31.03.2008 for RVPN for the year 2008-09. The salient features are as follows:

#### Transmission & SLDC Charges for 2008-09

(Amount in lakh of Rs.)

S.N.	Particular	Transmission	SLDC
1	Total charges	79998	2320
2	Less other income	3815	5
3	Net charges recoverable from Discoms (1)-(2)	76183	2315
4	Transmission capacity (MW) excluding O.A.	6697.88	-
5	Transmission tariff (Rs./kW/month)	94.78	
6	Transmission Tariff (for short term O.A.) (Rs./kW/day)	3.159	
7	Transmission losses (%)	4.4%	

### (9) Truing up and corrections in ARR of Discoms :

8. The Commission vide order dtd.31.3.07, on determination of multiyear aggregate revenue requirement, directed the Discoms to file the petition for truing-up of ARR for FY-06 within three months and for FY-07 within three months of finalization of accounts so that

necessary impact could be passed on to subsequent year tariff. The Jaipur Discom, Ajmer Discom, Jodhpur Discom filed the petition for truing-up of accounts in October,07. The observations thereon were communicated vide Commission's letters dated 28.11.07, 10.12.07 & 3.12.07 respectively to the three Discoms.

9. The Discoms filed the ARR petitions for the year 2008-09 with revised ARRs for the year 2006-07 & 2007-08 in Dec,07 which were considered by the Commission in its 141 meeting and it was decided that the petitions may be considered for (i) corrections of ARR for FY-08-09 and (ii) truing-up of ARR for FY 06-07. It was observed that since the petitions for truing-up of ARR for FY -05-06 furnished by the Discoms are already under process, it may also be clubbed with the above petitions.
10. The Commission communicated its observations on 4.1.08 to Discoms in respect of truing up of ARR for FY 07 and corrections of ARR for FY-09. Subsequently, the Commission vide letter dtd.18.1.08 directed the Discoms to publish the abridged form of petition in the news papers latest by 25.1.08, inviting comments/suggestions by 16.2.08, it was also stated that the Commission's observations and reply of the Discom shall also form a part of the ARR petition.
11. The last date for receiving objections/comments was extended to 29th February because of non-posting of complete set of information by the Discoms on their website.
12. The comments/suggestions received from 4 persons were sent to the Discoms for reply. The Discoms responded to the objectors and to the Commission in March 08. It will come up for hearing after the decision on Tariff petition of RVUN for 2008-09.

**(10) Multiyear ARRs of the Discoms for FY-08 & FY-09**

13. In line with the Tariff Policy, the Commission w.e.f. April,06 introduced the Multiyear Tariff principles for determination of Annual Revenue Requirement (ARR)/Tariff for the Discoms keeping first control period of 3 years ending March,09. No Discom has sought any tariff revision, thereafter. However, the ARRs have been determined on the Multiyear Principle for the first control period ending March 09 vide commission's order dated 31.3.07. Further, for the second and subsequent control periods, the Commission is reviewing the Tariff Regulations. The Tariff Regulations also specify the sharing of excess profit beyond the approved ARR to be shared

on 50-50% basis between the Discom and the consumers while in case of excess loss, it is to be borne by the Discom alone.

14. The Commission has also given the road map for reduction of distribution losses on half yearly basis because of wide variation in losses during the first half and second half of the year. The Commission is monitoring the loss reduction on half yearly basis.

**(11) Rebate to agriculture consumers:**

15. Pursuant to the announcement made by the Chief Minister in the budget speech of 2007-08 the Secretary, Energy, GoR apprised the Commission that the Discoms have been directed to submit the proposals before the Commission for specifying the reduced rate of 70 Paise per unit against 110 Paise per unit for the agriculture consumers connected to the feeders having losses of less than 15%. The Commission, while appreciating the scheme, advised the Discoms that the right course for such a scheme would be to make it a part of the tariff petition. However, looking to the inherent benefits of the scheme regarding system efficiency, the Commission agreed to entertain the proposal in isolation also as a special case. The Discoms were advised to file the petition. However, till date no petition has been filed by any Discom.

**(12) Rationalization of Retail tariff**

16. The Commission determined the Aggregate Revenue Requirements of the Discoms vide orders dated 21.7.2006 indicating a revenue deficit of Rs. 306.85 crores for Ajmer Vidyut Vitran Nigam Ltd., Rs. 51.68 crores for Jaipur Vidyut Vitran Nigam Ltd. and Rs. 280.08 crores for Jodhpur Vidyut Vitran Nigam Ltd. based on the distribution loss targets assigned by the Commission. Since the Discoms did not file the tariff petitions, the Commission, in its orders, mentioned that the Discoms may file the tariff petition and such petitions should cover the cross subsidy targeted to category of consumers of their tariff (with and without State Government subsidies), fuel price adjustment etc. In case no tariff petition is filed within 30 days, the Commission will undertake suo moto tariff determination in accordance with para 8.1(7) of the tariff policy. As no tariff petition was received, considering the fact that the Discoms have not yet reached the profit earning stage and even then, have not filed the tariff petition, the Commission decided not to allow any additional revenue to the Discoms but to go for suo-moto rationalization of the existing tariff structure. Accordingly, the Commission prepared a background paper on rationalization of retail tariff and invited objections/ comments/suggestions from the interested persons as

also from the State Government by 28<sup>th</sup> February 2007 on suo moto rationalization of the existing tariff structure.

17. The Commission prepared a background note on Rationalization of Retail Tariff and invited objections/ comments/suggestions upto 12.1.07, extended to 31.1.07 and then to 28.2.07, in larger public interest. The objections/comments received, were sent to the Discoms. The replies received were considered by the Commission. Hearing in the matter was held on 20.8.07. Finally the Commission issued an order on 31.8.07 making it effective from 1.10.07.

18. The main features of the Order are as follows :

- (i) Abolition of minimum charges for all category of consumers except agriculture, without effecting any change in the fixed charges and energy charges in the existing tariff.
- (ii) Discoms have been directed to file petitions for tariff revision with the following considerations :
  - a. The BPL supply tariff shall be atleast 50% of the cost of power supply.
  - b. Cross subsidy within different categories of consumers to be limited to  $\pm 20\%$  of the cost of supply by 2010-11, as per Tariff Policy.
  - c. No discrimination in the category of consumers of the licensee whether having Captive Power Plant (CPP) or not.
  - d. The provision of ToD tariff to be incorporated for the consumers having contract demand of 1500 kVA and above.
  - e. Reduction in the number of tariff schedules for different category of consumers.
- (iii) Power Purchase Cost Adjustment (PPCA), as a pass through to the extent of 50% only, of the actual variation, without considering cross subsidization amongst different category of consumers, has been allowed to the Discoms to be levied on quarterly basis, as per formula prescribed, with the base rate of power purchase as of 2006-07 and considering the losses for different system voltage :

132 kV system	:	0%
33 kV system	:	3%
11 kV system	:	5%
LT system:	:	7%

- (iv) The CPP owners without any contract with the Discoms shall now get grid connectivity, when they contract for minimum power as here under:

11 kV supply	:	50 kVA
33 kV supply	:	375 kVA
132 kV supply	:	1500 kVA
220 kV supply	:	5000 kVA

- (v) Recategorization of some of the consumers have also been done:

- a. Connections for Mid-day meal Programme of the State Government now gets covered under the domestic category.
- b. Consumers of telecommunication sector of nature similar to BSNL/MTNL have been kept at par with BSNL/MTNL under mixed load category without any discrimination.
- c. Units covered under IT & IT Enabled Services Policy of the State Government have now been considered as industry and shall be categorized accordingly.

- (vi) Voltage rebate to certain category of consumers taking supply at higher voltage shall be as here under :

<u>Supply Voltage</u>		<u>Voltage Rebate</u>
132 kV	:	3%
33 kV	:	1%
DS LT-1, taking HT Supply	:	6%

- (vii) Power factor incentive and surcharge shall now be applicable for every 0.1% step in place of existing 1.0% step of power factor beyond the band of 90% to 95%, where the meters as per CEA Regulations are in position.

19. The main consideration while awarding this Order has been the rationalization of retail tariff, keeping focus on energy conservation. Rationalization is a continuous process and could further be developed, when based on past experience the Discoms will furnish suitable proposals to the Commission through tariff petitions, commensurate with approved ARR.

**(13) Tariff for Captive Generation:**

20. Commission specified the tariff for power supply by CPP to Discoms considering 14% return on equity, having different rates for peak, off

peak & normal hour of supply for non firm power supply arrangement and firm power supply arrangement where the variable cost of Generation is linked to weighted average cost of fuel and reasonable compensation for capacity charges (as per clause 6.3 of the Tariff Policy).

**(14) Concept paper for determination & declaration of Tariff for Solar Power plants**

21. The Commission, in RERC (Terms & Conditions for Determination of Tariff) Regulation, 2004 at regulation 109, has specified that for non firm solar energy including PV system, the specific minimum % shall be specified after commissioning of 50 MW capacity of power plants in Rajasthan and for others after commissioning of 25 MW capacity power plants specific minimum percentage shall be specified in Rajasthan.
22. The Ministry of New & Renewable Energy (MNRE), Government of India vide notification in January 2008 issued policy guidelines for generation based incentive for grid interactive solar power generation plants. As per policy notification, generation based incentive support shall be applicable upto a maximum of 50 MW capacity during the 11<sup>th</sup> plan period for photovoltaic power projects and solar thermal power generation for the plants commissioned upto 31<sup>st</sup> December, 2009.
23. The Commission published a concept paper for determination & declaration of tariff from solar power generation plants. The impact on retail consumer tariff other than agriculture consumers in the concept paper works out to Rs.5.68 P/kWh in 2009-10 for solar capacity injection into the grid at the notional rate of Rs. 15/unit amounts to nearly 1 P/kWh for every 9 MW of solar power capacity addition. The paper extensively covered the aspects such as general perception about tariff of solar power plants, tariff proposal & its impact on retail tariff.
24. The Commission specified the tariff, inclusive of generation incentive on solar power payable by Gol to the solar power producer, as under :

Particulars	Solar Photo Voltaic Power Plants (SPV)	Concentrated Solar Power Plants (CSP)
(a) Plants commissioned upto 31.12.2009 and	Rs. 15.78/kWh	Rs. 13.78/kWh
(b) Plants commissioned after 31.12.2009 but by 31.03.2010	Rs. 15.18/kWh	Rs. 13.18/kWh

## Chapter – V : Commission's Advise/Comments

### (15) Advice to the State Government

25. In view of the National Electricity Policy and Tariff Policy issued by Central Government and the Commission orders dated 29.09.2006 & 9.03.2007; the Commission directed the distribution companies and Rajasthan Renewable Energy Corporation (RREC) to initiate action for energy procurement from renewable sources through competitive bidding.
26. As the three distribution companies operating in the State are Government owned companies, the Government of Rajasthan vide letter dt 31.7.07 was advised to direct the Distribution Companies and RREC (being nodal agency for promoting RE in the State of Rajasthan) to initiate action for energy procurement from renewable sources through competitive bidding as per policy notified by the Govt. of India.

### (16) Comments sent by the Commission :

#### (1) CERC draft inter state OA regulations :

27. In order to simplify the process and to the facilitate trading of electricity through power exchanges, the CERC issued the guidelines in Feb, 2007 for setting up a Power Exchange. Accordingly need has arisen to revamp the open access regulations so as to accommodate collective transactions emanating from power exchange and from conventional trading. CERC invited comments on the issues included in the draft regulations. RERC offered the comments vide letter dtd.15.01.2008 to CERC for consideration in the matter.

#### (2) CERC draft Terms & Conditions of tariff for the tariff control period starting from 1.04.2009

28. The CERC specified the terms & conditions for tariff for the period 1.4.2004 to 31.03.2009 under the provisions of Section 61 of the Act and by circulating a concept paper for the tariff control period commencing on 1 April 2009 inviting suggestions/comments on the

concept paper, to be taken into consideration for tariff determination during the next tariff control period. RERC having studied the concept paper, offered comments vide letter dated 16<sup>th</sup> January, 2008.

**(3) Criteria for declaration of potential sites for wind projects - Ministry of New and Renewable Energy (MNRE)**

29. Ministry of New and Renewable Energy (MNRE) vide letter dtd. 17.07.2007 apprised that the deployment of grid-interactive wind power systems in class-II sites having wind power density (wpd) between 200-300 W/m<sup>2</sup> at 50 m hub height yields very low Annual capacity factors and consequently such sites are internationally considered as technically feasible and economically viable therefore, MNRE proposed the future deployment to be kept to class III sites and above i.e. the sites having wpd of 300 W/m<sup>2</sup> or more at 50 m hub height and invited comments thereon. The Commission, offered its comments to MNRE vide letter dated 31.07.2007.

**Chapter – VI : Other Activities**

**(17) First Meeting of Coordination Forum**

30. In exercise of the powers conferred by Section 166(4) of the Electricity Act 2003, Govt. of Rajasthan constituted a Coordination Forum on 29.01.2004 for the coordinated development of power system in the state. First formal meeting of the Coordination Forum was taken by Member (Technical) of the Commission on 22.01.08 where important issues pertaining to the load forecast, load management, evacuation matching with generation capacity addition in the state power sector were discussed.

**(18) RERC (Rajasthan Electricity Grid Code) Regulation, 2008:**

31. The Regulation to specify the grid standards for operation and maintenance of state grid as per provisions of section 86 of the Electricity Act, consistent with the Indian Electricity Grid Code issued by the Central Electricity Regulatory Commission superseding the existing grid code of Transmission & Distribution licensee's was drafted.

**(19) Approval of Independent Meter Testing Laboratories:**

32. The Commission approved the following four independent third party meter testing laboratories for the state of Rajasthan in terms of provisions of clause 5.4.9, of National Electricity Policy :



- |    |   |          |
|----|---|----------|
| 1. | M/s Secure Meters Ltd.,                           | Udaipur  |
| 2. | M/s Rajasthan Electronics & Instruments Ltd.,     | Jaipur   |
| 3. | M/s Yadav Measurement Pvt. Ltd.                   | Udaipur  |
| 4. | M/s Electrical Research & Development Association | Vadodara |

**(20) Investment Plan approval of RVPN & Discoms :**

33. The Commission received the Investment Plan from RVPN & Discoms for the year 2008-09 which was under scrutiny.

**(21) Standards of Performance:**

34. As per Section 59(2) of the Electricity Act, 2003, the Commission is to publish at least once a year, the level of performance etc. specified under Section 57 of the Electricity Act, 2003. The information regarding Standards of Performance received from RVPN, Ajmer VVNL & Jodhpur VVNL for the year 2006-07 is placed on Commission web site for general information.

**Chapter – VII : Policy Directives from the State Government**

**(22) Directives received from the State Government :**

35. The Commission has received following directives from the State Government.

- A. Directives relating to Agriculture Policy : dt 3.4.2007 & dt 29.3.08
- B. Directive relating to Relaxation in Tariff : dt 26.3.08
- C. Others : dt 17.8.07

**A. Policy directives relating to Agriculture Policy :**

- i. The Government's directives dated 3.4.07 relating to overriding priorities for release of agriculture connection to the freedom fighters and the persons honoured by 'Shaurya Chakra', 'Ashok Chakra' or 'Veer Chakra' respectively.
- ii. The Government vide order dt. 29.3.08 issued revised policy directives relating to release of agriculture connection and related matters.

As regards Agriculture Policy and amendments thereto as per State Government directives U/s 108 of the Act, the Commission inserted a new clause in the Supply Code Regulations for timely implementation of the Govt. directive from the date of its notification. The Commission vide order dt. 8.4.08 directed the Discoms to incorporate the said provisions in the Agriculture Policy.

**B. Subsidy for Relaxation in Tariff :**

- i. The Secretary, Energy, GoR vide order dt. 26.3.08 directed RERC to issue instructions to apply 'Domestic Service" (schedule DS/LT-1) tariff in respect of "Places of Public Worship" having sanctioned connected load upto 5 kW by providing clarifications/amendment substitution in relevant provisions of 'Tariff for Supply of Electricity-2004'. RERC vide letter dt. 5.4.08 directed the Discoms to intimate the Commission about the likely financial implications with details thereof, to apprise the state Government of the subsidy amount to be passed on to the three Discoms in advance as per Section 65 of the Electricity Act. However, response in the matter is awaited.

**C. Policy directives relating to fortnightly billing of Large Industrial Consumers**

The Government on dt. 17.8.07 issued policy directive that special fortnightly billing in case of large industrial consumers having contract demand of 2.5 MVA & above can enter into supplementary agreement with Discoms that the consumer shall make payments of main and fortnightly bills every month on a fixed date without the requirement of serving any notice for disconnection. However, consumer in lieu of this, would be required to make payment of security equivalent to one month consumption charges. These directions were incorporated in the Supply Code Regulations, allowing such facility to the large industrial consumers without restricting the contract demand requirement.

**Chapter – VIII :Redressal of Public Grievances**

**(23) Redressal of Consumer Grievances:**

36. In the consumer Grievances Redressal Forum established by the Distribution licensee, an independent member nominated by the Commission has been included to make the grievance Redressal process more transparent and judicious. Earlier, there were two different parallel channels for consumer grievance redressal through Forum or Settlement. The settlement process had various channels before appeal to the Ombudsman and the process through the Forum was a prerequisite. With an amendment in the regulations the process have been clubbed. To provide relief to the consumers a provision for redressal of the grievance by mutual settlement between the licensee and the aggrieved consumer has also been introduced. A time frame has also been specified for

speedy settlement of grievance by cutting down the number of channels for appeal to the Ombudsman .

**(24) Appointment of Ombudsman:**

37. Section 42(6) of the Act provides for redressal of grievances by an Ombudsman to be appointed or designated by the Commission. The Commission had specified RERC (Settlement of disputes by Ombudsman) Regulations 2003 for the settlement of specified matters. The Commission, with the approval of the State Government, designated the Divisional Commissioners of Ajmer, Jaipur & Jodhpur as Ombudsman for Ajmer Vidyut Vitran Nigam Ltd., Ajmer, Jaipur Vidyut Vitran Nigam Ltd., Jaipur and Jodhpur Vidyut Vitran Nigam Ltd., Jodhpur respectively. Ombudsman are authorized to appoint retired Chief Engineer/SE for assistance in technical matters. The Divisional Commissioners and staff is getting additional remuneration. Any consumer, not satisfied with the relief/ redressal given by the corporate level forums, can approach the Ombudsman without paying any fee. The consumer can take help of a lawyer to present his case before the ombudsman.

**Chapter – IX : Petitions & Appeals before the Commission**

**(25) Petitions & Appeals before the Commission**

38. 12 petitions were pending at the beginning of the year 2007-08. During the year 37 petitions received/taken suo-moto, totaling to 49 petitions. Final orders were issued by the Commission in respect of 35 petitions, leaving 14 petitions pending for disposal at the end of the year.

List of pending petitions

S. No	Date of Petition	Petitioner's name & address	Subject	Petition No.	Remark/Order issued by commission
1	22-11-02	Sh. P.N. Mandola Secretary, Committee for Protection of Public Properties, Jaipur	Compliance of section 22 & 39 of IE Act 1910 by JVVNL	RERC/19/02	Hearing suspended due to appeal filed by P.N. Mandola against decision of Commission in Raj. High Court
2	26-1-04	M/s Bhawani Marbles Pvt. Ltd, Piplada Village, Rajsamand	For imposing fines and charges on AVVNL for non compliance of Commission Order	RERC/28/04	Petition not heard because of stay of High Court

3	15-2-06	M.D, AVVNL, Ajmer	Appeal against order of E.I. in case of M/s Sisodia Marble & Granite Pvt, ltd	RERC/90/06	Order issued on dt. 18.9.07
4	15-2-06	--do--	Appeal against order of E.I. in case of M/s Safe Polymers Pvt. Ltd,	RERC/91/06	Order issued on dt. 18.9.07
5	27/2/06	M.D, AVVNL, Ajmer	Appeal against order of E.I. in case of M/s Rameshwaram Poly pack	RERC/92/06	Order issued on dt. 18.9.07
6	12/6/06	M.D, JVVNL, Jaipur	Amendment in Supply Code Regulation, 2004	RERC/106/06	Order issued on 21/08/07
7	19/9/06	M.D, JdVVNL, Jodhpur	Amendment in Terms & Conditions of Supply	RERC/113/06	Order issued on 21/8/07
8	24/2/07	MD, AVVNL, Ajmer	Review of order dt. 4/11/06 in matter of RSMML on pet no. 100/06	RERC/124/07	Order issued on 13/4/07
9	24/2/07	RSMML, Udaipur	Difficulty arising out of electricity generation by its CPP	RERC/125/07	--do--
10	6/3/07	HZL. Chanderya	Applicability of UI charges	RERC/126/07	Order issued on 12/4/07 (Not admitted)
11	7/3/07	AVVNL	Appeal against E.I. order on Dwarkesh Enterprises	RERC/127/07	Order issued on 18/9/07
12	7/3/07	JVVNL	Appeal against E.I. order on M/s Maruti Store Industries	RERC/128/07	Order issued on 30/10/07

### Petitions received during year 2007-08

S. No	Date of Petition	Petitioner's name & address	Subject	Petition No.	Remark/Order issued by commission
1	30-06-07	Jodhpur VVNL	Truing up of ARR FY- 06	RERC/129/07	Pending
2	30-6-07	Suo-Motto	Rationalization of Retail Tariff	RERC/130/07	Order issued on 31/8/07
3	3-07-07	Industrial Area Manufactures Association Jaipur	Clarification in respect of billing under MP/LT6	RERC/131/07	Order issued on 20/11/07
4	3-7-07	Alwar Zila Laghu Udyog Sangh, Alwar	--do--	RERC/132/07	Order issued on 20/11/07
5	13-08-07	Global Energy limited	Grant of intra state trading licence	RERC/133/07	Pending
6.	31-8-07	Suo-Motto	Changes in standard agreement in OA	RERC/134/07	Order issued on 15/09/07

7	15-09-07	RVPN, Jaipur	Investment Approval for FY 07-08	RERC/135/07	Pending
8	29-09-07	Rajasthan Steel Chamber	Power factor incentive clarification	RERC/136/07	Order issued on 8/11/07
9	15-10-07	AVVNL, Ajmer	Truing up of ARR FY 06	RERC/137/07	Pending
10	15-10-07	JVVNL	Truing up of ARR FY – 06	RERC/139/07	Pending
11	8-11-07	Hindustan Zinc Ltd. Udaipur	Review on order dt. 15-9-07 for OA	RERC/138/07	Order issued on 26/11/07
12	3-12-07	JdVVNL	ARR for FY 08-09	RERC/140/07	Pending
13	6-12-07	Ajmer VVNL Ajmer	ARR for FY 08-09	RERC/141/07	Pending
14	12-12-07	Jaipur VVNL Jaipur	ARR for FY – 08-09	RERC/142/07	Pending
15	29-12-07	RRVNL, Jaipur	ARR FY 08-09	RERC/143/07	Order issued on 31/3/08
16	2-1-08	Hindustan Zinc Limited Udaipur	Removal of difficulties in Open Access	RERC/144/07	Order issued on 1/2/08
17	7-1-08	RVPNL	Investment Plan 2008-09	RERC/145/07	Pending
18	10-1-08	M/s DCM Shriram Consolidated Ltd., Kota	Removal of difficulty in tariff for CPP	RERC/146/07	Order issued on dt. 27.2.08
19	11-1-08	Manglam Cement Ltd., Morak (Distt. Kota)	Power factor surcharge, withdrawal of letter	RERC/147/07	Order issued on 1/2/08
20	11-1-08	J.K. Laxmi Cement Ltd., Sirohi	--do--	RERC/148/07	--do--
21	11-1-08	Chittor Cement Works, Chanderia	--do--	RERC/149/07	--do--
22	11-1-08	Spinfed (Raj. Rajya Sahakari Spinning & Ginning Mills federation Ltd., Hanumangarh)	--do--	RERC/150/07	--do--
23	11-1-08	Birla Cement Ltd., Chanderia, Chittorgarh	--do--	RERC/151/07	--do--
24	11-1-08	J.K. Industries (Tyres) Rajsamand	--do--	RERC/152/07	--do--
25	11-1-08	J.K. White Cement, Gotan, Nagaur	--do--	RERC/153/07	--do--

26	19-1-08	Binani Cement Sirohi	--do--	RERC/154/07	--do--
27	19-1-08	ACC limited, Bundi	--do--	RERC/155/07	--do--
28	21-1-08	Jaipur VVNL Jaipur	Revision of CPP tariff	RERC/156/07	Pending
29	23-1-08	M/s Polycon International Ltd, Jaipur	Power factor surcharge, withdrawal of letters	RERC/157/07	Order issued on 1/2/08
30	23-1-08	M/s HZL, Udaipur	Adjudication of dispute between gen. com. & licensee in OA	RERC/158/07	Pending
31	24-1-08	M/s Aditya Cement Works Ltd.	Power factor surcharge, withdrawal of letters	RERC/159/07	Order issued on 1/2/08
32	24-1-08	M/s RSMML, Udaipur	--do--	RERC/160/07	--do--
33	24-1-08	M/s MICO, Jaipur	--do--	RERC/161/07	--do--
34	29-1-08	Jaipur dairy, Jaipur	--do--	RERC/162/07	--do--
35	29-1-08	Executive Engg. (PHED) Phalodi	--do--	RERC/163/07	--do--
36	31-1-08	Hindustan Copper Limited Jhunjhunu	--do--	RERC/164/07	--do--
37	8/2/08	Raj. Raja Vidyut Utpadan Nigam Ltd, Jaipur	ARR & tariff 2008-09	RERC/165/07	Pending

## Chapter – X :Writ Petitions & Appeals against Commission's Orders

### (26) Writ petitions/Appeals filed in the High Court :

39. Civil writ petition (SBCWP) / S.B. Civil Misc. Appeals (SBCMA) against some of the orders of the Commission are pending in the Rajasthan High Court, wherein date of hearing has yet not been fixed.

S. N.	Petitioner	Writ Petition/Appeal no.	Subject Reference
1	Shri B.L. Shishoo	SBCWP 1740/2001	Tariff Order Dt.24.3.01
2	Shri Prakash Shukla	SBCMA 1914/03	ARR Order dt. 10.6.03
3	Shri P.N. Mandola	SBCMA 1929/03	
4	Smt. Pramila Sharma	SBCMA 1915/03	
5	Shri Arihant Kr. Jain	SBCMA 1928/03	
6	Salasardham Vikas Samiti, Salasar	SBCWP 1500/2004	Tariff application

7	M/s Shree Cement Ltd., Jaipur	SBCWP 5128/2007	R E Obligations Regulations 2007
8	M/s DCM Shri Ram Consolidated, Kota	SBCWP 5270/2007	-----do-----
9	M/s Rajasthan Textile Mills Association, Jaipur	SBCWP 2850/2007	Functions of RERC, delicensing of Generation & Captive Power Plants etc U/s 7&9 of the Act
10	M/s Rajasthan Steel Chamber, Jaipur	SBCWP 429/2008	Order of the Comml. wing of the licensee- Jaipur Vidyut Vitran Nigam Ltd.

40. As per Electricity Act, 2003 all appeals against the Commission orders are to be filed before the Appellate Tribunal for Electricity established by the Central Govt. u/s 110 of the Act.

**(27) Appeals filed in the Appellate Tribunal for the Electricity:**

S. No.	Appeal No. of the Tribunal	Applicants & Respondents	Commission Order, Act Reference & Subject	Present Status
1	1/2005	Gajendra Haldea V/s CERC, RERC & others	Under Section 121 of the Act sanctity of the Generation/ Distribution Tariff & fixing of trading margins for licensee	Pending in the Supreme Court
2.	IA No. 154 & 155/2007 in AFR 1029 of 2007	JVVNL V/s RERC & others (in case of M/s Balkrishan Industries Ltd)	Under Section 111(1) of the Electricity Act, 2003 against order dated 25.7.2006 of the Commission given on petition no. 101/06 relating to review of Agreement with M/s Balkrishna Industries Ltd.	The tribunal dismissed the appeal.
3.	74/2007 & IA 95/2007	AVVNL V/s RERC & others (in case of M/s RSMML)	Under Section 111 of the Electricity Act, 2003 regarding mechanism of banking of renewable energy	Pending in the Appellate Tribunal

## Chapter – XI : State Advisory Committee

### (28) State Advisory Committee Meetings :

41. The Commission vide order dated 26.3.08 reconstituted the Advisory Committee for a period of one year w.e.f. 1st April 2008.

The composition of the state advisory Committee is given at **Annexure- I**

## Chapter – XII : FOIR/FOR Meetings

### (29) Forum of Indian Regulators :

42. The Commission is a Member of the Forum of Indian Regulators (FOIR) of which the Central Electricity Regulatory Commission and 18 other State Electricity Regulatory Commissions are the Members. This Forum meets periodically, every six months and provides Forum to all Regulatory Commissions for exchange of views on regulatory issues. Chairman, Members and Secretary to the Commission being Members, have been participating in the meetings of the FOIR.

### (30) Forum of Regulators:

43. The Govt. of India vide notification dated 16.2.05 notified the Forum of Regulators Rules 2005 under section 166(2) of the Electricity Act. The RERC Chairman is a member of the FOR. Chairman himself or through the Member had been attending the meetings of the FOR. During the year under review, meeting of the FOR was not held.

## Chapter – XIII : Administrative Matters

### (31) Commission Website :

44. The website of the Commission [www.erc.gov.in](http://www.erc.gov.in) is hosted & maintained by M/s.Rajcomp, Jaipur. The website is updated from time to time.

### (32) Promotion of Officer :

S. No.	Name	Designation		Date of Promotion	Order No. & Date
		Before Promotion	After Promotion		
1.	Shri R.C. Sharma	Dy. Secretary (Tech)	Jt. Secretary (L&R)	1.1.08	980/ 1.1.08

### (33) Sanctioned/Working Strength :

45. The sanctioned and working strength of the Commission as on 31.3.08 is as follows :



S. No.	Name of Post	No. of Sanctioned Post	Working Strength		
			Regular employees	Employees on Deputation	Total
1.	Secretary (Supertime IAS Officer)	1	1	-	1
2.	Special Secretary	2	2	-	2
3.	Joint Secretary	3	1	2	3
4.	Dy. Secretary (12000-16500)	1	-	-	-
5.	Dy. Secretary (10000-15200)	5	1	2	3
6.	TA to Chairman	1	-	-	-
7.	Sr.Economic Analyst	1	-	-	-
8.	Asstt. Secretary	7	3	2	5
9.	PS to Chairman	1	-	1	1
10.	Sr.PA to Member	2	-	1	1
11.	Accountant	1	-	1	1
12.	P.A.	3	1	1	2
13.	Legal Assistant	1	-	1	1
14.	Executive Assistant (Technical)	4	-	4	4
15.	Junior Accountant	1	-	1	1
16.	Steno cum Computer Operator	6	-	2	2
17.	Store Keeper, Cashier, Librarian	2	-	1	1
18.	Establishment RD Clerk (LDC)	3	-	2	2
19.	Vehicle Driver	2	-	1	1
20.	Class-IV	8	1	5	6
	<b>Total :</b>	<b>55</b>	<b>10</b>	<b>27</b>	<b>37</b>

### (34) Human Resource Development

46. The Commission is well aware of the need for Human Resource Development, particularly in regulatory matters which is a new field. The officers of the Commission are deputed from time to time for attending various training programmes, seminars, conference etc.

within the country. During the year 2007-08 following officers participated in seminars/workshops, indicated against each :

S. No	Name of Officer / Official	Designation	Place	Subject	Period
1.	Sh..R.K.Sharma, I.A.S.,	Secretary	Banglore	Solar India 2007	19.7.07 & 20/7/07
2.			Banglore	National Seminar on Power Development	21/7/07
3.	Sh. G.K.Sharma,	S.S.(Fin.)	H.C.M. Ripa., Jaipur	Computer Appreciation for Executive	11/2/08 to 16/2/08
4.			H.C.M. Ripa., Jaipur	I am O.K , You are O.K.	10/12/07
5.			H.C.M. Ripa., Jaipur	Real Success & Happiness	27/10/07
6.			New Delhi	Regulation in a Competitive Market	28/2/07 to 29/2/07
7.	Sh. D.R. Mathur,	S.S. (Tech.)	H.C.M. Ripa., Jaipur	Computer Appreciation for Executive	11/2/08 to 16/2/08
8.			H.C.M. Ripa., Jaipur	I am O.K , You are O.K.	10/12/07
9.			Jaipur	Tapping of Surplus Power	25/9/07
10.			H.C.M. Ripa., Jaipur	Real Success & Happiness	27/10/07
11.	Sh. Jitendra Singh	Jt. Secretary (Tariff)	H.C.M. Ripa., Jaipur	Real Success & Happiness	27/10/07
12.			Banglore	National Seminar on Power Development	19.7.07 & 20/7/07
13.			Banglore	National Seminar on Power Development	21/7/07
14.			New Delhi	Regulation in a Competitive Market	28/2/07 to 29/2/07

15.			Jaipur	Tapping of Surplus Power	25/9/07
16.			H.C.M. Ripa., Jaipur	E-Governance (DoPT)	8/10/07 to 10/10/07
17.	Sh. S.S.Gupata,	Jt. Secretary (CA)	Jaipur	Tapping of Surplus Power	25/9/07
18.			H.C.M. Ripa., Jaipur	E-Governance (DOpT)	8/10/07 to 10/10/07
19.	Sh. R.C. Sharma	Jt. Secretary (LA)	H.C.M. Ripa., Jaipur	Achieving Real Success & Happiness	11/10/07
20.	Sh. N.K.Parnami,	D.S. (Tech.)	H.C.M. Ripa., Jaipur	Achieving Real Success & Happiness	11/10/07
21.	Sh. K.K. Chaturvedi	D.S.(Estt.)	H.C.M. Ripa., Jaipur	Service Rules and Financial Matters	21/1/07 to 25/1/07
22.			H.C.M. Ripa., Jaipur	Right to Information (DoPT)	4/10/07 to 6/10/07
23.			H.C.M. Ripa., Jaipur	Personnel Re-Engineering	26/11/07 to 30/11/07
24.			H.C.M. Ripa., Jaipur	Effective Communication	15/12/07
25.	Sh. U.S.Palawat,	D.S.(Fin.)	H.C.M. Ripa., Jaipur	Service Rules and Financial Matters	21/1/07 to 25/1/07
26.			H.C.M. Ripa., Jaipur	Right to Information (DoPT)	4/10/07 to 6/10/07
27.			H.C.M. Ripa., Jaipur	Effective Communication	15/12/07
28.	Sh. Himanshu Khurana,	A.S. (Tech.)	H.C.M. Ripa., Jaipur	Effective Communication Skills	15/12/07
29.	Sh. Tarun Mathur,	A.S. (Tech.)	H.C.M. Ripa., Jaipur	Effective Communication Skills	15/12/07
30.	Sh. G.S. Verma,	A.S. (Tech.)	H.C.M. Ripa., Jaipur	Overcoming Stress in family & Job	22/1/08
31.			H.C.M. Ripa., Jaipur	Effective Communication Skills	15/12/07
32.	Sh. B.L.Gupta,	A.S. (Fin.)	H.C.M. Ripa., Jaipur	Personnel Re-Engineering	26/11/07 to 30/11/07

			Jaipur		
33.			H.C.M. Ripa., Jaipur	Effective Communi- cation	15/12/07
34.	Ms. Shyama Kumari Shama,	Add. AEN	H.C.M. Ripa., Jaipur	Overcoming Stress in family & Job	22/1/08
35.	Sh. Ashok Kumar Agrawal,	E.A.	H.C.M. Ripa., Jaipur	Emotional Intelligence for Happiness	23/1/08
36.			H.C.M. Ripa., Jaipur	Stress Management	5/2/08
37.	Sh. N.M. Mathur,	E.A.	H.C.M. Ripa., Jaipur	Stress Management	5/2/08
38.			H.C.M. Ripa., Jaipur	Happiness in Life and Work	25/1/08
39.	Sh. Pankaj Pareek,	E.A.	H.C.M. Ripa., Jaipur	Happiness in Life and Work	25/1/08
40.	Sh. Dinesh Mathur,	E.A.	H.C.M. Ripa., Jaipur	Emotional Intelligence for Happiness	23/1/08
41.	Sh. Arun Kumar Bhatnagar	UDC	H.C.M. Ripa., Jaipur	Pension , G.P.F. & S.I.Rules	11/2/08 to13/2/08
42.	Sh. Ashish Arora	L.D.C	H.C.M. Ripa., Jaipur	Pension , G.P.F. & S.I.Rules	11/2/08 to13/2/08

**(35) Meetings of the Commission:**

43. During the year 2007-08, 12 meetings were held besides many informal sittings in performing its functions.

**(36) Budget of the Commission :**

44. For the year 2007-08 a budgetary provision of Rs. 178.98 lakh was available against which an expenditure of Rs. 161.02 lakh was incurred. The Commission received a sum of Rs. 145.99 lakh during the year 2007-08 towards fee and other misc. Income as follows :

S.No.	Item	Amount (Rs. In lakh)
1.	Fee for tariff petition	139.11
2.	Fee for review petition	
3.	Other misc. income	6.88

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### List of Members of the State Advisory Committee

List of the Members of the State Advisory Committee, constituted by the Commission

- | S. No. | Name & Designation/ Address of the person   |
|--------|---|
| 1.     | Chairman, RERC  |
| 2.     | Member (Fin.), RERC   |
| 3.     | Member (T), RERC  |
| 4.     | Secretary, RERC (Member Secretary)  |
| 5.     | Chairman & Managing Director, Rajasthan Vidyut Prasaran Nigam Ltd., Vidyut Bhawan, Jyoti Nagar, Jaipur.                             |
| 6.     | Chairman & Managing Director, Jaipur Vidyut Vitran Nigam Ltd., Vidyut Bhawan, Jyoti Nagar, Jaipur.                                  |
| 7.     | Chairman & Managing Director, Ajmer Vidyut Vitran Nigam Ltd., Old Power House, Hathi Bhata, Ajmer.                                  |
| 8.     | Chairman & Managing Director, Jodhpur Vidyut Vitran Nigam Ltd., New Power House, Basni, Jodhpur.                                    |
| 9.     | Chairman & Managing Director, Rajasthan Rajya Vidyut Utpadan Nigam Limited, Vidyut Bhawan, Jyoti Nagar, Jaipur.                     |
| 10.    | Chairman & Managing Director, Rajasthan Renewable Energy Corporation.   |
| 11.    | Secretary to the Govt., Energy Department, Govt. Secretariat, Jaipur  |
| 12.    | Principal Secretary/ Secretary & Ex officio Commissioner, Food, Civil Supplies & Consumer Affairs Deptt, Govt. Secretariat, Jaipur. |
| 13.    | Sh. R.K. Poddar, Chairman, CII, Rajasthan Chapter, D 24, Subhash Marg, 1 <sup>st</sup> Floor, C- Scheme, Jaipur.                    |
| 14.    | Shri P.N. Bhandari, IAS (Retd.), 307-309, Ganpti Plaza, M.I. Road, Jaipur   |
| 15.    | Dr. K.L. Jain, Honorary Secretary General, Raj. Chamber of Commerce & Industry, Rajasthan Chamber Bhawan, M.I. Road, Jaipur.        |
| 16.    | Shri R.K. Sharma, Retd. Member, RSEB Flat No. 202, Krishan Kripa – 4 Apartment, Subhash Nagar, Jaipur.                              |
| 17.    | Sh. D.S. Agrawal, Rudraksh Energy, R- 15-A, Yudhishtar Marg, C- Scheme, Jaipur.   |
| 18.    | Sh. George Cheriyan, Associate Director Consumer Unity & Trust Society, ('CUTS'), D-217, Bhaskar Marg, Bani Park, Jaipur.           |

