

# HARYANA ELECTRICITY REGULATORY COMMISSION, PANCHKULA

## NOTIFICATION

Dated 26<sup>th</sup> July 2005

Regulation No. HERC/12/2005

### DUTY TO SUPPLY ELECTRICITY ON REQUEST, POWER TO RECOVER EXPENDITURE INCURRED IN PROVIDING SUPPLY & POWER TO REQUIRE SECURITY

In exercise of the powers conferred under Sub Section 2 (t, v), of Section 181 read with Section 43, 46 & 47 of the Electricity Act 2003 and all other powers enabling it in this behalf, the Haryana Electricity Regulatory Commission hereby frames the following Regulations.

#### PART – I GENERAL

1. Short title, Commencement and Interpretation

- 1.1 These regulations may be called the Haryana Electricity Regulatory Commission (Duty to supply electricity on request, Power to recover expenditure incurred in providing supply & Power to require security) Regulations, 2005.
- 1.2 These regulations shall be applicable to all distribution & retail supply Licensees in their respective Licensed Area of Supply in the State of Haryana.
- 1.3 These regulations shall extend to the State of Haryana.
- 1.4 These regulations shall come into force on the date of their publication in the Haryana Government Gazette.
- 1.5 The Punjab General Clauses Act 1898 (Act 1 of 1898), as applicable to the state of Haryana shall apply to the interpretation of these regulations.

2. Definitions

In these regulations, unless the context otherwise requires: -

- 2.1 “Act” means the Electricity Act, 2003 (Act No.: 36 of 2003);
- 2.2 “Applicant” means the owner or occupier of any premises who makes an application to the Licensee for supply of electricity to that premises;
- 2.3 “Area of supply” means the area within which a Licensee is permitted by his licence to supply electricity;

- 2.4 “Commission” means the Haryana Electricity Regulatory Commission;
- 2.5 “Consumption Security” means the security on account of consumption charges;
- 2.6 “Consumption Charges” means the consumption of electrical energy in KWh multiplied by appropriate tariff rates and also includes demand charges, fixed charges, Fuel Surcharge Adjustment (FSA) and customer charges etc. which ever applicable;
- 2.7 “Demand Note” means the document issued by the Licensee, intimating the applicant about the acceptance of his application and requiring the applicant to deposit:
- (a) Test report regarding electrical installation at his premises,
  - (b) Charges on account of extension of distribution system (Service Connection charges) if applicable including details thereof,
  - (c) Option for getting the above work executed through Licensee or on self execution basis,
  - (d) Meter, if supplied by the applicant, along with the meter testing fee,
  - (e) Meter security if meter supplied by the licensee,
  - (f) Consumption security;
- 2.8 “Distribution Main” means the portion of any main with which a service line is or is intended to be immediately connected;
- 2.9 “Distribution System” means the system of wires and associated facilities between the delivery points on the transmission lines or the generating station connection and the points of connection to the installation of the consumers;
- 2.10 “Electric Line” means any line which is used for carrying electricity for any purpose and includes;
- (a) Any support for any such line, that is to say, any structure, tower, pole or other thing in, on, by or from which any such line is, or may be, supported, carried or suspended; and
  - (b) Any apparatus connected to any such line for the purpose of carrying electricity;
- 2.11 “Electric plant” means any plant, equipment, apparatus or appliance or any part thereof used for, or connected with the generation, transmission, distribution or supply of electricity but does not include-
- (a) An electric line; or
  - (b) A meter used for ascertaining the quantity of electricity supplied to any premises; or
  - (c) An electrical equipment, apparatus or appliance under the control of a consumer;

- 2.12 “Extension of Distribution System” means the system of wires and associated facilities, required to be erected and/or extended for giving supply to the applicant, between the delivery points on the transmission lines or the generating station connection and the points of connection to the installation of the applicant;
- 2.13 “Extra high Tension (EHT) Consumer” means a consumer who is supplied electricity at a voltage higher than 33000 volts under normal conditions;
- 2.14 “High Tension (HT) Consumer” means a consumer who is supplied electricity at a voltage exceeding 440 Volts but not exceeding 33000 volts under normal conditions;
- 2.15 “KV” means Kilo Volts;
- 2.16 “Licensee” means a Distribution Licensee authorised to operate and maintain a distribution system for supplying electricity to the consumers in his area of supply;
- 2.17 “Low Tension (LT) Consumer” means a consumer who is supplied electricity at a voltage up to 440 volts under normal conditions;
- 2.18 “Month” means the calendar month. The period of about 30 days between the two consecutive meter readings shall also be regarded as a month for the purpose of billing;
- 2.19 “Premises” includes any land, building or structure;
- 2.20 “Service Connection charges” means expenditure, the licensee is authorised to recover from the applicant, on account of Extension of Distribution System for giving supply of electricity to the premises and calculated in accordance with these regulations;
- 2.21 “Service Line” means any electric supply-line through which electricity is, or is intended to be, supplied –
- (a) to a single consumer either from a distributing main or immediately from the Licensee's premises; or
  - (b) from a distributing main to a group of consumers on the same premises or on contiguous premises supplied from the same point of the distributing main;
- 2.22 “Terminal Pole” means a pole carrying LT / HT line which is situated within 30 meters from the boundary of the applicant;
- 2.23 “Voltage” means, the difference of Electric potential measured in volts between any two conductors or between any part of either conductor and the earth as measured by a suitable Voltmeter;
- 2.24 All other expressions used herein but not specifically defined herein but defined in the Act shall have meaning assigned to them in the Act. The other expressions used herein but not specifically defined in these regulations or in the Act but defined under the Haryana Electricity Reform Act 1997 shall have the meaning

assigned to them under the said Act, provided that such definitions in the Haryana Electricity Reform Act, 1997 are not inconsistent with the provision of the Electricity Act, 2003.

## PART – II

### 3. Duty of Licensee to supply on request

- 3.1 Where supply of electricity does not require any Extension of distribution system, every distribution Licensee shall, on receipt of an application from the owner or occupier of any premises, give supply of electricity to such premises, within one month of receipt of the application, complete in all respects along with the non - refundable application processing fee as given hereunder and documents as required by the Licensee.

S. N.	Connected Load	Application Processing Fee
1	Upto 2 KW	Rs 10/-
2	Above 2 KW	Rs. 25/- per KW or part thereof subject to the maximum of Rs. 10,000

The time schedule to achieve this is as under:

- 3.1.1 **The Licensee shall issue Demand Note** after ascertaining the technical feasibility of giving supply of electricity to the applicant within ten days of receipt of application,.
- 3.1.2 **The applicant shall deposit the charges**, security, meter & documents as per the Demand Note within ten days of the date of despatch of the Demand Note by the Licensee.
- 3.1.3 **The Licensee shall issue the service connection order** within three days of the receipt of the charges, Security, meter & documents as per the Demand Note.
- 3.1.4 **The Licensee shall release the electric connection** to the applicant within Seven days of issue of Service Connection Order.
- 3.2 Where supply of electricity requires any Extension of Distribution System and the applicant opts for self-execution of work for such Extension of Distribution System, he shall inform the licensee in writing about his readiness for availing

power supply after getting the work executed. The licensee shall issue the service connection order within 15 days from the date of receipt of the intimation from the consumer regarding his readiness for availing power supply. Thereupon, the time frame for release of electric connection to such consumer and completion of applicable outstanding activities shall be as specified under regulations 3.1.

- 3.3 Where supply of electricity requires any Extension of distribution system and the applicant opts for getting the work of such extension executed through the licensee, the Licensee shall give supply of electricity to such premises within the time frame specified below reckoned from the date of receipt of the application, complete in all respects along with the prescribed non refundable application processing fee and documents as required by the Licensee.

Rated System Voltage of service connection applied	Period (in days) within which supply of electricity is to be provided from the date of receipt of the application
Low Tension (LT)	45
11KV	65
33KV	95
Extra High Tension (EHT)	180

The time schedule to achieve this is as under:

- 3.3.1 **The Licensee shall issue Demand Note** after ascertaining the technical feasibility of giving supply of electricity to the applicant within {[ten days, in case of Low Tension (LT) Supply], [twenty days, in case of 11 KV Supply], [twenty five days, in case of 33KV Supply] and [thirty days, in case of Extra High Tension (EHT) Supply]} of receipt of application.
- 3.3.2 **The applicant shall deposit the charges**, security, meter & documents as per the Demand Note within {[ten days, in case of Low Tension (LT) Supply], [ten days, in case of 11 KV Supply], [twenty days, in case of 33KV Supply] and [forty days, in case of Extra High Tension (EHT) Supply]} of date of despatch of the Demand Note by the Licensee..
- 3.3.3 **The Licensee shall issue the service connection order** within {[five days, in case of Low Tension (LT) Supply], [five days, in case of 11 KV Supply], [five days, in case of 33KV Supply] and [ten days, in case of Extra High Tension (EHT) Supply]} of the receipt of the charges, security, meter & documents as per the Demand Note.

3.3.4 **The Licensee shall release the electric connection** to the applicant within {[twenty days, in case of Low Tension (LT) Supply], [thirty days, in case of 11 KV Supply], [forty five days, in case of 33KV Supply] and [one hundred days, in case of Extra High Tension (EHT) Supply]} of issue of Service Connection Order.

The activities under regulation 3.3.1 to 3.3.4 for different voltage level consumers are tabulated hereunder :

Activity under sub regulation		Time Allowed (in days) for consumers on			
		LT	11 KV	33 KV	Extra High Tension (EHT)
3.3.1	To issue Demand Note	10	20	25	30
3.3.2	To deposit the charges & documents as demanded in the Demand Note	10	10	20	40
3.3.3	To issue Service connection order	05	05	05	10
3.3.4	To release the electric connection to the applicant	20	30	45	100
	Total	45	65	95	180

Provided where the magnitude of works is such that it requires more time than as specified above, the Licensee may approach the Commission for extension of time, duly furnishing the reasons in support of such claim and accompanied by a document laying down the time frame to be followed for activities specified under this regulation. The licensee shall file the petition within 15 days of the receipt of complete application where such extension is covered under the investment plan approved by the Commission. In other cases the petition may be filed within a period of 12 weeks of receipt of the complete application.

- 3.4 It shall be the responsibility of the Licensee to have necessary commercial arrangements with the respective transmission Licensee(s) to ensure that the required supply at Extra High Tension (EHT), i.e. above 33 KV, is made available within the time frame specified under regulation 3.3 above.
- 3.5 The Licensee shall not be held responsible for the delay in extending supply if the same is on account of problems relating to statutory clearances, right of way, acquisition of land, or the delay in consumer's obligation to obtain approval of

Chief Electrical Inspector for his High Tension or Extra High Tension installation, over which the Licensee has no reasonable control.

- 3.6 In case where the village or hamlet or area is not electrified earlier, the Licensee shall give supply of electricity to such applicants after the village or hamlet or area is targeted for electrification under any programme of electrification of habitations covered in the investment plan approved by the Commission. The supply shall be extended within the time frame specified in such investment plan approved by the Commission.
- 3.7 No person shall be entitled to demand, or to continue to receive, from a Licensee, a supply of electricity for any premises having a separate supply unless he has agreed with the Licensee to pay him such price as determined by the Commission.

### PART – III

#### 4. Recovery of Expenditure

- 4.1 The Licensee shall be responsible to lay down the distribution system up to thirty meters from the terminal pole and no charges shall be recoverable from the applicant on this account except as provided under these regulations. The Licensee shall provide the service cable upto 30 meters from terminal pole to the metering cubicle.
- 4.2 The Licensee shall not claim any payment or reimbursement from the applicant for any expenditure incurred or to be incurred by the Licensee in terms of or under any scheme approved by the Commission or when such expenditure is otherwise allowed to be recovered through tariff by the Licensee as a part of the revenue requirements of the Licensee.
- 4.3 Subject to the provisions of the Act and these regulations and subject to such directions, orders or guidelines issued by the Commission, every Licensee is authorised to recover, from an applicant requiring supply of electricity any expenditure that the Licensee shall be required to reasonably incur in providing any electric line or electric plant in addition to those specified in sub regulations 4.1 & 4.2 for the purpose of giving such supply to the applicant. Such charges shall be calculated in accordance with these regulations and shall be termed as Service Connection Charges.
- 4.4 In the event electricity supply is required by two or more applicants in the same premises through extension of common Distribution System and the expenditures in respect thereof are not covered under Regulation 4.1 & 4.2, the Licensee shall apportion such expenditure amongst all such applicants based on the connected load of each applicant.

- 4.5 After receipt of application for supply of electricity, the Licensee shall issue a demand note to the applicant informing him of the details of Service Connection Charges on account of the following: -
- 4.5.1 Cost of service cable for length in excess of 30 meters in case the distance between the terminal pole and the metering cubicle is more than 30 meters and the cost of terminal and metering arrangements (excluding the cost of the meter) at the premises of the consumer.
- 4.5.2 Where supply of electricity requires any extension of distribution system to be carried out by the licensee, the charges for such work calculated in accordance with Annexure 1 or supervision charges calculated in accordance with regulation 4.9 in case the applicant opts for execution of work at his own cost.
- 4.5.3 In case the applicant requests for supply of electricity through an independent feeder, the charges of Controlling Circuit Breaker, metering cubicle complete with CTs & PTs and Meter and Terminal Equipment required at the sub station-end, Electric Line up to the metering cubicle, Electric Plant and metering cubicle complete with CTs, PTs & meter at the consumer-end.
- Such consumers, who on his own, requests for supply of electricity through an independent feeder, will be billed as per the joint meter reading, by consumer and the Licensee, of the meter placed at the S/S from where the independent feeder is emanating. Thus the installation of metering arrangements at the consumer-end would be optional.
- 4.5.4 The Licensee shall estimate the above cost based on the latest Standard Cost Data Book as published by it under regulation 4.10.
- 4.6 The Licensee shall take necessary steps for extension of Distribution System for supply of electricity within the time limits specified in regulation 3 only after the applicant deposits service connection charges with the Licensee as per regulation 3.1. or 3.3 through cash or local cheque(s) (outstation cheque(s) will not be accepted) or Demand Draft drawn in favour of Licensee.
- 4.7 All equipments except the meter (if supplied by the applicant), upon energisation, shall become the property of the Licensee & the Licensee shall maintain the same without claiming any operation & maintenance expenses, including replacement of defective/damaged material/equipment from the consumer.
- 4.8 The Licensee shall maintain a record of expenditure incurred on Extension of Distribution System . After executing the work, the amount found excess, if any, shall be refunded to the applicants by adjustment in future bills. The Licensee shall be entitled to demand the amount found short, if any, by giving a notice and

the applicant shall pay the same within 30 days from the date of despatch of the notice. The applicant shall pay interest @ 12% p.a. from the date of despatch of notice, on the amount found short if he fails to pay within the notice period and the applicant shall be liable for disconnection in case of default.

Provided that the Licensee shall complete the finalization of accounts and present the detailed statement of expenditure to the consumer within a period of one month from the date of release of supply failing which the licensee shall pay interest to the applicant @ 12% per annum from the date of completion of work, on the amount found excess.

4.9 Special Provisions in case Applicant opts for execution of Extension of Distribution System at his own cost

4.9.1 The applicant can get the extension of distribution system carried out through a Class – I licensed contractor provided that the applicant pays supervision charges to the Licensee. The Licensee shall charge supervision charges at the rate of 1.5% of estimated cost of such extension or as approved by the Commission, prepared on the basis of standard cost data book.

4.9.2 The work relating to electrification of Urban Estates and Group Housing Societies will be executed by the concerned department / colonizer / societies after the Licensee approves the electrification plan and estimates, prepared on the basis of standard cost data book, for such plans and the applicant shall pay supervision charges to the Licensee in accordance with Regulation 4.9.1. At the time of energisation of the system, the Licensee shall ensure that the system has been laid as per the approved electrification plan. The consumer applying for connection in such area shall not pay service connection charges to the licensee as long as his load is within the parameters of the sanctioned plan.

4.9.3 In such cases the applicant shall procure the material conforming to the specifications notified by the Licensee and get the work done before informing the Licensee as per regulation 3.2 in order to enable the Licensee to release the Connection within the specified time frame.

4.10 Standard Cost Data Book

4.10.1 The Licensee shall, on an annual basis, compile and publish a cost data book by 1st April of the year, which shall include all the requisite information required for the preparation of estimate for work for Extension of distribution system in order to extend supply to the applicant and the norms for calculating the load for the electrification of Urban Estates and Group Housing Societies. The standard cost data book, so published, shall

be valid for a period of one year i.e. w.e.f. 1<sup>st</sup> April to the 31<sup>st</sup> March of next year.

4.10.2 The Licensee shall compile the Standard Cost Data Book and file with the Commission by 31st of January every year, for its approval.

4.10.3 The Licensee shall make available the copies of the standard cost data book to the general public on demand at a reasonable charge and shall also make it available on the website of Licensee.

4.10.4 The cost data for the Extra High Tension works will be prepared by the Licensee in consultation with the State Transmission Utility.

4.11 Refund of service connection charges

If the Licensee fails to extend the supply to the applicant within the time frame specified under regulation 3, it shall be liable to pay interest on service connection charges at the rate specified in regulation 5.7, along with penalty as provided under the regulation and refund such service connection charges to the applicant on request.

4.12 Manner of accounting and adjustments

The Licensee shall account, under appropriate account head, all service connection charges recovered by him under regulation 4. The amounts so recovered shall be deducted from the Gross Fixed Assets to arrive at the value of Net Fixed Assets.

## PART – IV

### 5. Power to require security

5.1 The Licensee may require any person, who requires a supply of electricity to his premises in pursuance of section 43 of the Act, to give him security, for the payment of all monies, which may become due to him in respect of

5.1.1 the electricity supplied / to be supplied to such person ( Consumption Security);

5.1.2 any electric line / plant / meter to be provided by the Licensee for supplying electricity to such person;

5.2 If the person fails to give such security, referred to in regulation 5.1, the Licensee may, if he thinks fit, refuse to give the supply of electricity or to provide the electric line / plant / meter for the period during which the failure continues.

5.3 Consumption Security

5.3.1 The LT consumers shall at all times maintain with the Licensee an amount equivalent to consumption charges of four months wherever bi-monthly billing is in vogue and two months in the case of monthly billing cycle, as consumption security towards the electricity supplied / to be supplied to him against any default in payment during the period the Agreement for supply of energy is in force:

Provided that as and when the bi-monthly cycle is replaced with monthly billing cycle, the Licensee shall refund the excess amount if any, over the two months charges by adjustment against the existing dues or those becoming due immediately thereafter.

5.3.2 The HT consumers shall at all times maintain with the Licensee an amount equivalent to consumption charges of two months as consumption security towards the electricity supplied / to be supplied, against any default in payment during the period the Agreement for supply of electricity is in force.

5.3.3 If any person requiring supply under LT or HT is prepared to take the supply through a pre-payment meter, the Licensee shall not be entitled to collect consumption security from such person.

Provided that in the case of existing consumers (LT or HT) who opt for the supply through pre-payment meter, the balance amount of consumption security of such consumers after adjusting against pre-payment amounts payable by them, if any, shall be refunded.

5.3.4 The consumption security amount shall be paid either in cash or local cheque(s) (outstation cheque(s) will not be accepted) or through demand draft (DD) drawn in favour of the Licensee.

5.4 Consumption Security for new applications

5.4.1 New applicants shall deposit consumption security at the flat rates given hereunder:

Sr. No.	Category of Consumer	Consumption Security Amount (Rs. / KW or part thereof of the Connected Load)
1	Agriculture Supply	100
2	Domestic Supply	500
3	LT Industrial Supply	500
4	HT Industrial Supply	750
5	Non Domestic Supply	1000
6	Bulk Supply	1000
7	MITC	750
8	Lift Irrigation	1000
9	Public Water Works	1500
10	Street Light	2000
11	Railways	1500

5.4.2 In case of consumers who are sanctioned additional connected load, the additional consumption security shall be got deposited for the additional connected load, treating it as a new connection.

5.5 Review of Consumption Security

5.5.1 Subject to the restrictions of the periods of four months or two months as specified in regulation 5.3.1 and 5.3.2, the adequacy of the amount of consumption security in respect of consumers shall be reviewed by the Licensee once in three years based on the average consumption for the period representing 12 (twelve) months from April to March of the previous year.

Provided that the initial review of existing consumers shall be carried out within a period of six months from the date of issue of these regulations and the licensee shall adjust the Advance Consumption Deposit (ACD) of existing consumers against the consumption security required from them. Any deficit in the security on account of this revision shall be recovered in six instalments through the energy bills.

5.5.2 In case of seasonal industries, the Licensee, shall review the adequacy of consumption security based on the consumption during the seasonal period of the preceding year, and shall demand such additional consumption security, as required, by giving thirty (30) days' notice before commencement of the seasonal period. The Licensee shall ensure that the consumption security equivalent to 2 (two) months' consumption charges, during seasonal period, is available before the commencement of seasonal period.

5.5.3 Based upon such review the Licensee will raise demand for shortfall or refund the excess consumption security provided that

- (a) In case the amount payable by the consumer is found short by more than 10% of the existing Consumption Security, Additional Consumption Security shall be demanded by giving 30 days notice.
- (b) The consumers shall pay the additional consumption security demanded within thirty days from the date of despatch of notice failing which the consumer shall pay interest thereon at 12% per annum pro rata or at such rate as the Commission may fix, from time to time without prejudice to the Licensee's right to disconnect supply of electricity.
- (c) Refund of the excess Consumption Security shall be made by adjustment in subsequent energy bills if the existing Consumption

Security of a consumer is found to be in excess by more than 10% of the required Consumption Security.

5.5.4 If the consumer fails to pay such consumption security, the Licensee may, if he thinks fit, discontinue the supply of electricity for the period during which the failure continues.

5.6 Security for Electric Meter

5.6.1 The Licensee shall intimate the applicant about the security, to be deposited for providing electric meter in case the meter is to be provided by the licensee along with the demand note under regulation 3.

5.6.2 The applicant shall deposit the security for providing Electric Meter, either in cash or local cheque(s) (outstation cheque(s) will not be accepted) or through Demand Draft drawn in favour of Licensee within the time limit specified under regulation 3.1.2 or 3.3.2.

5.6.3 The amount of meter security shall be equal to the cost of such meter as stated in cost data book for that year.

5.7 Interest on Consumption Security and Meter Security

The Licensee shall pay interest on Consumption Security and meter security deposited by the consumer at the Saving Bank rate notified by State Bank of India or such higher rate as the Commission may fix, from time to time. The interest accruing to the credit of the consumer shall be adjusted in energy bills of April or May of every year or in the final bill if permanent disconnection is sought by the consumer during the year.

5.8 Refund of Consumption and Meter Security

On application by a consumer seeking permanent disconnection, the licensee shall compile all dues receivable from the consumer and adjust the same against the Consumption security and meter security after applicant deposits the meter (if supplied by the Licensee) with the Licensee. The licensee shall intimate the balance amount due from the consumer within 15 days of receipt of the application for permanent disconnection asking him to deposit the amount within a period of 10 days from the date of despatch of such notice. In case any amount is due to be refunded to the consumer, the same shall be done within a period of 30 days from the date of receipt of application. After receipt of balance amount, if any, from the consumer, the Licensee shall issue the Permanent Disconnection Order (PDCO).

## PART – V

### 6. Consequences of Default

- 6.1 The Licensee who fails to comply with the time frame for supply of electricity stipulated in Regulation 3 shall be liable to pay a penalty which may extend to One thousand rupees for each day of default.
- 6.2 The liability to pay penalty under these regulations for default if any, does not absolve the Licensee from the liability to pay compensation to the affected person as per the regulations notified under Section 57 of the Act (i.e. Standard of Performance for the Licensee, regulation 2004).
- 6.3 In case where the Licensee has issued the service connection order within the stipulated time and the applicant is not ready to avail power supply within the period specified under these regulations, the responsibility of the Licensee to pay penalty ceases.
- 6.4 In case the applicant fails to fulfil the conditions prescribed by the Licensee within the stipulated time regarding execution of the power supply agreement, production of electrical wiring diagram, etc., the application will be treated as cancelled.
- 6.5 In case of the extension of the distribution system, when the Licensee completes the extension work and is ready to give supply, the Licensee shall serve a notice on the consumer to take power supply within the time limits specified in Regulation 3.2. If the consumer fails to avail supply within the notice period, the charges deposited by the consumer, shall be forfeited and the opportunity may be given to the next applicant in queue.

### 7. Transition Period and implementation

- 7.1 The implementation of these regulations would start from 1<sup>st</sup> November 2005. The existing distribution licensee(s) shall, during the transition period (from the date of notification of these regulations to 31<sup>st</sup> October 2005), carry out the spadework for implementation of the various provisions of these regulations. The licensee(s) must accomplish the above task by 30<sup>th</sup> September 2005, so that mock exercise(s) in the field offices may be carried out in the month of October 2005.
- 7.2 The charges which are to be collected from the consumers as per these regulations would supersede any earlier order(s) passed by the Commission (including such charges as referred to in the Commission's order on ARR for Distribution and Retail supply business for 2000-01 and Distribution and retail tariff dated 22.12.2000).

8. Force Majeure:  
The time frame specified in these regulations shall not be operative where the Licensee is prevented from giving supply of electricity on account of the Force Majeure Conditions such as War, Mutiny, Civil Commotion, Riot, Lightning, Cyclones, Floods, Storms, Earth Quake or other forces beyond the control of the Licensee & occurrences such as Strike, Lock Out, Fire affecting the Licensee's Installation and activities.
9. Issue of Orders and Practice Directions  
Subject to the provisions of the Act and these regulations, the Commission may, from time to time, issue orders and practice directions with regard to the implementation of the regulations and procedures to be followed.
10. Power to remove difficulties  
10.1 In case of any difficulty in giving effect to any of the provisions of these regulations, the Commission may by general or special order, direct the Licensee to take suitable action, not being inconsistent with the provisions of the Act, which appears to the Commission to be necessary or expedient for the purpose of removing the difficulty.  
10.2 The Licensee may make an application to the Commission and seek suitable orders to remove any difficulties that may arise in implementation of these regulations.
11. Power to amend  
The Commission may at any time add, vary, alter, modify or amend any provisions of these regulations.
12. Savings  
Nothing contained in these regulations shall affect the rights and privileges of the consumer under any other law for the time being in force, including the Consumer Protection Act, 1986 (68 of 1986).

By order of the Commission

Sd/-

Secretary  
Haryana Electricity Regulatory Commission

## ANNEXURE 1

(see regulation 4.1, 4.2, 4.3 and 4.5.2)

### Calculation of Charges for extension of distribution system in case of:

#### 1. Low Tension Supply

In case of an applicant where there is a need to erect new electric plant or enhance the capacity of existing electric plant to release his connection, the Licensee shall charge the cost of erecting new electric plant or enhancing the capacity of existing electric plant, such as, Distribution Transformer (DTR) along with associated equipments, calculated as under on the basis of Standard Cost Data Book. The cost of existing equipment for the purpose of calculating the enhancement cost shall be the replacement cost of such equipment of equivalent capacity.

##### 1.1 Where new electrical plant is to be erected:

- (a) Cost of work involved in erecting new DTR along with associated equipment (in Rupees) = P
- (b) Rated capacity of DTR (KVA) to be erected = Q
- (c) Cost per KVA (in Rupees) = P/Q
- (d) Contracted load (KVA) of the applicant = K
- (e) Amount payable by applicant towards electrical plant (in Rupees) = K X (P/Q)

##### 1.2 Where capacity of the existing electrical plant is to be enhanced:

- (a) Cost of existing DTR along with associated equipment (in Rupees) = P1
- (b) Cost of enhanced capacity of the DTR along with associated equipment (in Rupees) = P2
- (c) Cost of additional capacity of the DTR along with associated equipment (in Rupees) = P2 – P1
- (d) Rated capacity of existing DTR (KVA) = Q1
- (e) Enhanced capacity of the DTR (KVA) = Q2
- (f) Capacity Added (KVA) = Q2 – Q1
- (g) Cost per KVA of capacity added (in Rupees) = (P2 – P1) / (Q2 – Q1)
- (h) Contracted load (KVA) of the applicant = K
- (i) Amount payable by applicant towards electrical plant (in Rupees) = K X {(P2 – P1) / (Q2 – Q1)}

##### 1.3 In case of an applicant where there is a need to erect or extend the electric line in order to release his connection, the Licensee shall charge the cost of such section of electric line as under.

Amount payable by applicant towards cost of line (in Rupees) = Length of electric line X Rate per kilometre

## 2. High Tension Supply

2.1 In case of an applicant where there is a need to enhance the capacity of existing power transformer or provide new power transformer or erect or extend the electric line for extending supply to the applicant, the Licensee shall charge the cost of enhancing the capacity of existing power transformer or providing new power transformer, with or without bay extension, along with associated equipments and the cost of erecting or extending such line, calculated as per part I of this annexure.

2.2 In case of an applicant where there is a need to erect a new 33/11 KV sub-station in order to extend supply to the applicant, the Licensee shall charge the cost of providing such a sub-station. If such a sub-station is created to cater to more than one applicant, the cost of its creation will be shared by the applicants in proportion to their connected load.

## 3. Extra High Tension Supply

In case of an applicant where there is a need to enhance the capacity of existing power transformer or provide new power transformer or erect or extend the electric line for extending supply to the applicant, the Licensee shall charge the cost of enhancing the capacity of existing power transformer or providing new power transformer, with or without bay extension, along with associated equipments and the cost of erecting or extending such line, calculated as per part I of this annexure.