

UTTARAKHAND ELECTRICITY REGULATORY COMMISSION

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Draft Notification

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No. ... : In exercise of powers conferred under Section 61(h), 86(1)(e) read with Section 181 (zp) of the Electricity Act, 2003, and all other powers enabling it in this behalf, and after previous publication, the Uttarakhand Electricity Regulatory Commission hereby proposes to make the following amendments in the Uttarakhand Electricity Regulatory Commission (Tariff and Other Terms for Supply of Electricity from Renewable Energy Sources and non-fossil fuel based Co-generating Stations) Regulations, 2013, (hereinafter referred to as "the Principal Regulations"), namely:

1. Short Title, Commencement and Interpretation

- (1) These Regulations may be called the Uttarakhand Electricity Regulatory Commission (Tariff and Other Terms for Supply of Electricity from Renewable Energy Sources and non-fossil fuel based Co-generating Stations) (Third Amendment) Regulations, 2015.
- (2) These shall come into force on the date of publication in the official Gazette.

2. Amendment of Regulation 3 of the Principal Regulation:

- (a.) Following definition shall be inserted after sub-regulation 3(1)(c) of Regulation 3 as under:
"(c1) Billing cycle or billing period" means the period for which regular electricity bills are prepared for eligible consumers by the licensee;"
- (b.) Following definition shall be inserted after sub-regulation 3(1)(m) of Regulation 3 as under:
"(m1) "Eligible Consumer" means a consumer of electricity in the area of supply of the distribution licensee, who uses or proposes to use a rooftop or small solar system installed in its premises, to offset part or all of its electrical requirements, such systems can either be self-owned or third party owned;"
- (c.) Following definition shall be inserted after sub-regulation 3(1)(cc) of Regulation 3 as under:

“(cc1) “Premises” means rooftops or/and elevated areas on the land, building or infrastructure or part or combination thereof in respect of which a separate meter or metering arrangements have been made by the licensee for supply of electricity;”

(d.) Following definition shall be inserted after sub-regulation 3(1)(mm) of Regulation 3 as under:

“(mm1) “Third party owner” means a developer who is generating solar energy from a plant established in the premises but does not own the premises, and who has entered into a lease/commercial agreement with the premises owner.”

3. Amendment of Regulation 7 of the Principal Regulation: Following proviso shall be inserted after sub-regulation (2) of Regulation 7 as under:

“Provided that in case of implementation of a grid interactive roof top and small Solar PV plant, within the premises of a consumer of the Distribution Licensee, by a third party who is willing to have a direct commercial relationship with such Distribution Licensee for sale of net energy injected into the grid (i.e. after adjustment of consumption by owner of the premise), a tripartite agreement will have to be entered into among the third party, the consumer at whose premises the solar plant is installed and such Distribution Licensee.”

4. Amendment of Regulation 35 of the Principal Regulation: sub-regulations (2), (3), (4) & (5) of Regulation 35 shall be amended as under:

“(2) Roof-top Solar PV sources can be installed for injecting into the distribution system of a licensee by any eligible consumer.

Provided, the maximum Rooftop PV Solar Power Plant capacity to be installed at the premises of any Eligible Consumer shall not be more than 80% of the sanctioned connected load/contract demand of such eligible consumer.

(3) Such injection from roof-top solar PV sources owned by the consumer(s) or by third party shall be settled on net energy basis at the end of each billing period.

(4) The tariff, as per tariff orders of the Commission, in respect of the supply of electricity to the consumers by the distribution licensee shall be applicable for the net energy supplied by the licensee in a billing period if the supplied energy by the licensee is more than the energy injected by the roof-top solar PV sources of the consumer(s) or by third party.

(5) If in a billing period the supplied energy by the licensee is less than the energy injected by the roof-top solar PV sources of the consumer(s) or the third party, the

licensee would be billed at the generic tariff as may be specified by the Commission for excess energy supplied to it."

3. Amendment of Regulation 42 of the Principal Regulation: Following sub-regulations will be added after sub-regulation (4) of Regulation 42:

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- (5) *In the interconnection of roof top PV solar energy generator with the local distribution licensee's grid, the relevant provisions of the Central Electricity Authority (Measures relating to Safety and Electric Supply) Regulations, 2010 as amended from time to time shall apply.*
- (6) *The roof top PV solar energy generator shall be responsible for safe operation, maintenance and rectification of defect of its system up to the interconnection point beyond which the responsibility of safe operation, maintenance and rectification of any defect in the system including the net meter shall rest with the distribution licensee.*
- (7) *The consumer shall be solely responsible for any accident to human being/ animals whatsoever (fatal/nonfatal/departmental/non-departmental) that may occur due to back feeding from the solar plant when the grid supply is off. The distribution licensee reserves the right to disconnect the consumer's installation at any time in the event of such exigencies to prevent accident or damage to man and material."*

By the order of the Commission

(Neeraj Sati)
Secretary