

UTTARAKHAND ELECTRICITY REGULATORY COMMISSION

‘Vidyut Niyamak Bhawan’, Near I.S.B.T., P.O.-Majra, Dehradun-248171

Draft Notification

January ..., 2018

.....: In exercise of the powers conferred under Sub-section (1)(g) of Section 86 read with sub-section (2)(zg) & (2)(zp) of section 181 of the Electricity Act, 2003, and all other powers enabling it in this behalf, and after previous publication, the Uttarakhand Electricity Regulatory Commission hereby makes the following amendments in the Uttarakhand Electricity Regulatory Commission (Fees and Fines) Regulations, 2002 (Principal Regulations), namely:

1. Short Title, Commencement and Interpretation

- (1) These Regulations may be called the Uttarakhand Electricity Regulatory Commission (Fees and Fines) (Second Amendment) Regulations, 2018.
- (2) These shall come into force on the date of their publication in the official Gazette.

2. Amendment of Regulation 3(2) of Principal Regulation:

- a. The following para shall be added to Regulation 3(2) of the Principal Regulation.
“The fees can also be remitted through NEFT for amount equivalent to or less than Rupees Two Lakh or through RTGS for amount exceeding Rupees Two Lakh. However, in such a case, the person making payment of fees in accordance with these Regulations shall submit the details of remittance through RTGS/NEFT as per Form-I to these Regulations, within three days of making such payment:

3. Amendment of Schedule of Principal Regulation:

- a. The Schedule referred to in Regulation 3(1), 4(2), 4(5) and Regulation 7 of the Principal Regulation and forming part of the Principal Regulation shall be replaced by the Schedule as appended to these Regulations.

SCHEDULE
{See Regulation (3)}

Sl. No.	Nature of Application/Petition	Fees (In Rs.)
1.	Application for inspection of orders/ records/ documents of the Commission.	Rs. 200.00 (Rs. Two Hundred)/day for a period not exceeding three hours.
2.	Petition for approval of investment in utility	0.05% of the proposed investment subject to a minimum of Rs. 15,000.00 (Rs. Fifteen Thousand).
3.	Supply of certified copies of documents/ orders of the Commission	Rs. 5.00 (Rs. Five)/page.
4.	Miscellaneous Petitions not covered elsewhere.	
(a)	If filed by licensee/generating company	Application for FCA= Rs. 1 Lakh (Rs. One Lakh) per application. Other = Rs. 20,000 (Rs. Twenty Thousand) per application.
(b)	If filed by anybody other than licensee or individual	Open access issue = Rs. 1 Lakh (Rs. One Lakh) per application. Rs. 5,000.00 (Rs. Five Thousand) per application.
(c)	If filed by individual	Open access issue = Rs. 50,000.00 (Rs. Fifty Thousand) per application. Other = Rs. 1,000 (Rs. One Thousand) per application.
Part B - Resolution of disputes and complaints		
1.	Adjudication of disputes and differences under the Electricity Act, 2003 and regulations specified thereunder.	
(a)	Referred by a Licensee or by a Generating Company using Conventional source of energy	Rs. 50,000.00 (Rs. Fifty Thousand).
(b)	Referred by a Generating Company using Non-conventional source of energy	Installed capacity of the generating station: Upto 2 MW = Rs. 10,000.00 (Rs. Ten Thousand) >2 MW to 5 MW = Rs. 20,000.00 (Rs. Twenty Thousand) >5 MW to 25 MW = Rs. 50,000.00 (Rs. Fifty Thousand)
(c)	Referred by a Person owning a Captive Generating Plant	Conventional Energy Plant = Rs. 1,00,000.00 (Rs. One Lakh) RE Plant = Rs. 10,000.00 (Rs. Ten Thousand).
Part C - Grant of Licence		
1.	Application/Processing Fee to accompany application for grant of Distribution and Retail Supply Licence, Transmission and Trading in electricity.	Fee as may be prescribed by the State Government under the Electricity Act, 2003.
2.	Annual Licence Fee payable by the Distribution Licensee.	0.05% of amount billed during the immediate preceding financial year in the supply area of the licensee, payable initially at the time of grant of licence, and annually in each subsequent year during validity of the licence, the amount determined by similar calculations every year.
3.	Annual Licence Fee payable by the Transmission Licence.	Rs. 500 (Rs. Five Hundred) for every One Lac units of electricity or part thereof supplied or transmitted or handled in any other manner by the licensee in the immediately preceding financial year payable initially at the time of grant of License. For subsequent years during validity of the licence, the amount determined by similar calculations every year.
4.	Annual licence fee to be paid by trading licensee	Annual Fee based on the Volume of Electricity proposed to be traded per annum: 1. Upto 100 million units: Rs. 1.00 Lakh (Rs. One Lakh) 2. From 100 to 200 million units: Rs. 2.00 Lakh (Rs. Two

Sl. No.	Nature of Application/Petition	Fees (In Rs.)
		Lakh) 3. Above 200 million units: Rs. 5.00 Lakh (Rs. Five Lakh)
5.	Applications seeking prior approval under section 17 of the Electricity Act, 2003	Rs. 5,00,000.00 (Rs. Five Lakh)
6.	Application for amendment of Licence under Section 18 of the Electricity Act, 2003	
(a)	By licensee	Rs.1,00,000.00 (Rs. One Lakh)
(b)	By any person other than a licensee	Rs. 10,000.00 (Rs. Ten Thousand)
7.	Application seeking exemption from grant of licence.	Fee as may be specified on case to case basis at the time of filing of application/petition or at other appropriate time.
Part D - Setting Tariff		
1.	Approval of business plan of licensee/generating companies/SLDC	Rs. 1,00,000.00 (Rs. One lakh)
2.	Approval of Tariff Petition under MYT framework for Truing up, APR and determination of Annual Tariff for Conventional Fuel based Generating plant including hydel plants with capacity above 25 MW, Retail Supply, Wheeling/Transmission & SLDC charges	
(a)	Distribution/Retail Sale	Rs. 5 (Rs. Five) for every Rs. One Lakh of ARR claimed.
(b)	Transmission & Wheeling	0.05% of ARR claimed
(c)	SLDC	Rs. 5,00,000.00 (Rs. Five Lakh)
(d)	Conventional Fuel based Generating plant including hydel plants with capacity above 25 MW	Rs. 10,00,000.00 for installed capacity upto 100 MW and Rs. 10,000.00 for each additional MW or part thereof the installed capacity of the generating station.
3.	Application for determination of generation tariff	
(a)	For Renewable/Non-conventional generating stations having installed capacity:	
(i)	Upto 2 MW	Rs. Nil
(ii)	>2 MW to 5 MW	Rs. 5,00,000.00 (Rs. Five Lakh)
(iii)	>5 MW to 25 MW	Rs. 5,00,000.00 (Rs. Five Lakh) + Rs. 20,000 (Rs. Twenty Thousand) for each additional MW or part thereof above 5 MW.
4.	Application for approval of Power Purchase Agreement for a period exceeding one year	
(a)	Conventional Fuel based plant including hydel plants with capacity above 25 MW or Conventional/RE power procured through trader or any other licensee	Rs. 15,000.00 (Rs. Fifteen Thousand) per MW or part thereof.
(b)	Renewable Generating sources/Co gen having installed capacity more than 2 MW and upto 25 MW.	Rs. 10,000.00 (Rs. Ten thousand) per MW or part thereof [Minimum Rs. 50,000].
Part E - Review		
1.	Petition/Application for review of order for approval of investment in utilities.	50% of the fee paid at the time of making an application for approval of investment.
2.	Application for review of order on adjudication of disputes and differences between licensees and generating	50% of the fee paid for original application.

Sl. No.	Nature of Application/Petition	Fees (In Rs.)
	companies and between licensees.	
3.	Fee to accompany review application/petition for review of order on application/petition for grant of Distribution, Transmission or Trading Licence.	Rs. 1,00,000.00 (Rs. One Lakh)
4.	Review petition for order on determination of generation tariff	
(a)	Renewable Generating sources/Co gen having installed capacity more than 2 MW and upto 25 MW.	Rs. 50,000.00 (Rs. Fifty Thousand)
5.	Fee to accompany review petition/application for review of order on Tariff Petition/Application by Conventional Fuel based plant including hydel plants with capacity above 25 MW, Retail Supply, Wheeling/Transmission licensees and SLDC.	Rs. 1,00,000.00 (Rs. One Lakh)
6.	Fee to accompany Petition/ Application for review of order for approval of Power Purchase and procurement process from	
(a)	Conventional Fuel based plant including hydel plants with capacity above 25 MW or Conventional/RE power procured through trader or any other licensee.	Rs. 1,00,000.00 (Rs. One Lakh)
(b)	Renewable Generating sources/Co gen having installed capacity more than 2 MW and upto 25 MW.	Rs. 25,000.00 (Rs. Twenty Five Thousand)
7.	Application for review or reconsideration of any order of the Commission not covered elsewhere	Rs. 10,000.00 (Rs. Ten Thousand)
Part F - Others		
1.	Application for adoption of Tariff U/s 63 of the Electricity Act	Conventional Energy based power plants - Rs. 2,000/MW subject to a Minimum of Rs. 10,000 (Rs. Ten thousand) and Maximum of Rs. 2,00,000 (Rs. Two Lakh). Non-Conventional/ RE Plants - Rs. 1000/MW subject to a Minimum Rs. 15,000 (Rs. Fifteen Thousand).
2.	Interlocutory Application	Rs. 10,000.00 (Rs. Ten Thousand)
3.	Application seeking Adjournment/ Extension of time	Rs. 1000.00 (Rs. One Thousand)

By the order of the Commission

(Neeraj Sati)
Secretary

Form-I

Particulars	
1. Name of the Petitioner/ Applicant	
2. Address of the Petitioner/ Applicant	
3. Subject Matter	
4. Details of fee remitted (a) UTR No. (b) Date of remittance (c) Amount remitted	
Signature of authorized signatory with date	