

# **PUNJAB STATE ELECTRICITY REGULATORY COMMISSION**

## **Notification**

The 21<sup>st</sup> March, 2017

**No. PSERC/Secy/Regu. 119** - In exercise of the powers conferred under Section 181 read with Sections 43, 44, 45, 46, 47, 48, 50, 55, 56, 57, 58, 59, 126, 127, 135, 152, 154 & 163 of the Electricity Act, 2003 (Central Act 36 of 2003) read with Electricity (Amendment) Act, 2007 (No. 26 of 2007) and all other powers enabling it in this behalf and after previous publication, the Punjab State Electricity Regulatory Commission hereby makes following regulations to amend Punjab State Electricity Regulatory Commission (Electricity Supply Code and Related Matters) Regulations, 2014 (hereinafter referred to as Principal Regulations):-

### **1. SHORT TITLE, COMMENCEMENT AND INTERPRETATION**

- 1.1 These Regulations may be called the Punjab State Electricity Regulatory Commission (Electricity Supply Code and Related Matters) (3<sup>rd</sup> Amendment) Regulations, 2017.
- 1.2 These Regulations shall be applicable to all licensees (including entities exempted under Section 13 of the Act) in their respective licensed/supply areas and all consumers/persons in the State of Punjab.
- 1.3 These Regulations shall come into force from the date of their publication in the official gazette of the State.

### **2. AMENDMENT TO REGULATION 6.4.2 OF THE PRINCIPAL REGULATIONS:**

Regulation 6.4.2 of the Principal Regulations shall be substituted as under:

#### **6.4.2 Partnership firms/Companies or Trusts/Societies**

An application by a Partnership firm, Company or a Trust/Society shall be accompanied by following documents:

- (a) An attested copy of the partnership deed signed by all the partners or by a partner authorized to sign by other partners through a Special Power of Attorney duly notarized.
- (b) A private or a public limited company, shall while submitting an application, furnish certified copies (by the Chartered Accountant of the Company) of the resolution of the Board of Directors in favour of the person authorized to sign the A&A form and other documents. The signatures of the authorized signatory shall also bear the common seal of

the company. In case of change in the Board of Directors, the consumer shall intimate the distribution licensee.

- (c) An application by a Trust or a Society shall be accompanied by a certified copy of its constitution, its bye laws along with resolution in favour of the authorized signatory for signing the A&A form and other documents. The names of the managing body of the Trust or Society and their residential addresses shall also be furnished. The consumer shall intimate to the distribution licensee every change in the managing body of the Trust or Society within one month.

**3. AMENDMENT TO REGULATION 6.4.3 (c) OF THE PRINCIPAL REGULATIONS:**

Regulation 6.4.3 (c) of the Principal Regulations shall be substituted as under:

**6.4.3 (c) Submission of NOCs**

For release of new connection/additional load/demand an applicant shall submit No Objection Certificate (NOC) from the competent authority in case it is required as per any State/Central government law/notified policy or regulations framed under the Electricity Act, 2003 or specific order of any court issued from time to time restraining release of connections in any particular area/premises. The distribution licensee shall circulate the list of cases where NoC is required, as per applicable law/policy, with the approval of the Commission.

**4. AMENDMENT TO REGULATION 6.8.3 OF THE PRINCIPAL REGULATIONS:**

Regulation 6.8.3 of the Principal Regulations shall be substituted as under:

**6.8.3 Issue of Demand Notice:**

The demand notices shall be issued by the distribution licensee as per the seniority list of the applicants maintained by the distribution licensee for different categories of consumers as per regulation 6.8.2. The Demand Notice shall specify:

- (a) Service Connection Charges or Security (works) and/or balance Security (consumption), if any, required to be deposited by the applicant as per regulation 9 and 14 of these regulations;
- (b) the details of works including service line to be undertaken by the distribution licensee for providing electricity connection;
- (c) other terms required to be accepted by the applicant under regulation 8.8 of these regulations;

- (d) submission of NOC by the applicant, as per statutory requirements, wherever applicable;
- (e) submission of Electrical Contractor's Test Report by the applicant; and
- (f) any other compliance to be made by the applicant.

The terms and conditions specified in the Demand Notice once issued shall not be altered except when necessitated by change in applicable Laws/Regulations or in case of genuine arithmetical calculation mistake. However, where an applicant for AP connection requests for extension/reduction in load &/or shifting the site of connection within the validity period/extended validity period of demand notice, the distribution licensee may issue a fresh demand notice incorporating necessary changes.

Further, if after issue of Demand Notice (except in case of priority granted to the individual applicant due his personal status viz handicap/ex-service man/freedom fighter/ members of schedule caste etc) but before release of connection, the applicant or the new owner requests for the change of name due to transfer/sale/purchase of land or property etc., within the validity period/extended validity period of demand notice, the distribution licensee may issue a fresh demand notice incorporating necessary changes due to change of name subject to fulfillment of following conditions:

- I. Submission of no objection certificate on non-judicial stamp paper of ₹15/- by the original applicant to the effect that he has no objection if the tube well connection is released to the new owner of the land to whom the land has been sold by him and initial security, or any other deposit made by him in his name be transferred in the name of the new owner of the land. Alternatively, a registered sale deed indicating the transfer of tubewell connection along with land to the new owner shall also be admissible for processing such case of change of name without insisting on separate NoC.
- II. Submission of documentary proof from the revenue authorities (Tehsildar/Patwari) for sale of land by the original applicant to the new owner of the land to whom the land has been sold.
- III. Submission of new A&A form duly signed by the new owner of the land along with payment of charges as may be applicable.

The above regulation shall also be applicable to all cases, whether pending or otherwise, for change of name where demand notice has already been issued and/or sale of land has taken place before issue of this amendment. The

seniority in case of new applicant shall be reckoned from the date of original application.

In case of death of original applicant after issue of Demand Notice but before release of AP connection, the change of name in the event of transfer/sale/purchase of the land during this period may be allowed subject to fulfillment of conditions mentioned at Sr. No. (I) to (III) above.

The change of name to the legal heirs in the event of death of original applicant after issue of demand notice but before release of AP connection shall be allowed as per procedure under regulation 11.6.3 of the Supply Code, 2014.

**5. AMENDMENT TO REGULATION 6.8.7 OF THE PRINCIPAL REGULATIONS:**

Regulation 6.8.7 of the Principal Regulations shall be substituted as under:

**(a) Extension of Demand Notice Period for applicants other than AP**

In case the applicant (other than AP) does not comply with the Demand Notice within the validity period, his application shall be liable to be cancelled after serving a 15 days' notice to the consumer/ applicant in this regard. However, if the request for extension in the validity period of Demand Notice is received within the validity/notice period along with extension fee as specified in Schedule of General Charges, validity period shall be further extended up to a maximum period of one year from the date of issue of demand notice in all cases in blocks of three months by the distribution licensee.

**(b) Extension of Demand Notice for AP applicant & Revival of cancelled AP Application:**

In case an AP applicant does not comply with the demand notice within the validity period, his application shall be liable to be cancelled after serving a 30 days' notice to the consumer/ applicant in this regard. However, if the request for extension in the validity period of Demand Notice is received within the validity/notice period along with extension fee as specified in Schedule of General Charges, validity period shall be further extended up to a maximum period of two years from the date of issue of demand notice in all cases in blocks of three months by the distribution licensee.

Provided that in case an AP applicant is not able to apply for extension in demand notice period within the original /extended period of the demand notice and his application has been cancelled, the request of such AP applicant for revival may be acceded to by the distribution licensee for a maximum period of 2 years from the date of issue of demand notice in blocks of 3 months provided the applicant deposits the revival fee equivalent to double the Demand Notice

extension fee in addition to normal demand notice extension fee per quarter as applicable.

Provided further that if the applicant seeks revival of cancelled application after two years from the date of issue of Demand Notice, the request for revival of such application shall be allowed by the Licensee only once for a maximum period of 3 months provided the applicant deposits the revival fee equivalent to double the Demand Notice extension fee in addition to normal demand notice extension fee per quarter as applicable along with Security (consumption) and Service Connection Charges as in vogue at the time of revival of application/extension in demand notice.

Provided also that in case of revival of cancelled application after 2 years, no further 30 days notice shall be served to the applicant and his application shall be deemed to be cancelled if the applicant does not make compliance of the demand notice within the extended validity period after revival

**By order of the Commission**

**Secretary  
PSERC, Chandigarh**

**Note:** The **Principal Regulations** issued vide Notification No. PSERC/Secy./Regu.97 dated 05.11.2014 published in Punjab Govt. Gaz.(Extra) dated 5<sup>th</sup> Nov. 2014.

**The 1<sup>st</sup> amendment to the Principal Regulation issued vide Notification No./ PSERC/Secy./Regu.114 dated 22.06.2016 published in Punjab Govt. Gaz.(Extra) dated 23.06.2016**

**The 2<sup>nd</sup> amendment to the Principal Regulation issued vide Notification No./ PSERC/Secy./Regu.116 dated 05.10.2016 published in Punjab Govt. Gaz.(Extra) dated 05.10.2016**