

ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION

Regulation No. _____ / 2004

LICENSEES' DUTY FOR SUPPLY OF ELECTRICITY ON REQUEST

DRAFT REGULATIONS INVITING SUGGESTIONS / COMMENTS

In exercise of the powers conferred by clause (w) of sub-section (2) of section 181 read with sub-section (1) of section 43 of the Electricity Act 2003 (36 of 2003) and all powers enabling it in that behalf, the Andhra Pradesh Electricity Regulatory Commission hereby makes the following Regulations, namely:-

1. Short title, commencement and interpretation

- i. These Regulations may be called the Andhra Pradesh Electricity Regulatory Commission (Licensee's duty for supply of electricity on request) Regulations No.... / 2004.
- ii. These Regulations shall be applicable to all distribution licensees in their respective licensed areas, in the State of Andhra Pradesh.
- iii. These Regulations shall come into force on the date of their publication in the Andhra Pradesh Gazette.

2 Definitions

In these Regulations, unless the context otherwise requires:-

- (a) "Act" means the Electricity Act, 2003 (36 of 2003);
- (b) "Commission" means the Andhra Pradesh Electricity Regulatory Commission;
- (c) "applicant" means the owner or occupier of any premises who makes an application to the distribution licensee for supply of electricity.
- (d) "adjudicating officer" means any Member of the Commission appointed by the Commission to adjudicate upon matters under the Act.
- (e) "distribution licensee" means a licensee authorized to operate and maintain a distribution system for supplying electricity to the consumers in his area of supply;
- (f) "distribution main" means the portion of any main with which a service line is, or is intended to be, immediately connected;

- (g) “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;
- (h) “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;
- (i) “high tension (HT) consumer” means a consumer who is supplied electricity at a voltage higher than 440 volts.
- (j) “low tension (LT) consumer” means a consumer who is supplied electricity at a voltage up to 440 volts.
- (k) “extra high tension (EHT) consumer” means a consumer who is supplied electricity at a voltage higher than 33000 volts.
- (l) “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 purpose of billing;
- (m) “premises” includes any land, building or structure;
- (n) “service line” means any electric supply-line through which electricity is, or is intended to be, supplied -
 - (i) to a single consumer either from a distributing main or immediately from the distribution licensee's premises; or
 - (ii) 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;

- (o) Words and expressions used and not defined in these regulations but defined in the Act shall have the meanings as assigned to them in the Act.

3. Duty of licensee to supply on request

- 3.1 Where supply of electricity does not require any extension of distribution mains, or commissioning of new substations 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 requiring such supply accompanied by the prescribed fee and charges as notified by the licensee.
- 3.2 In the cases of applications where such supply requires extension of distribution network, the distribution licensee shall give supply of electricity to such premises within the time frame specified hereunder:

Type of service connection requested	Period from date of payment of required security, within which supply of electricity should be provided
Low Tension (LT) supply	30 days
11KV supply	45 days
33KV supply	90 days
Extra High Tension (EHT) supply	180 days

Provided that the distribution licensee may approach the Commission for extension of the time specified above, in specific cases where the magnitude of extension is such that it requires more time, duly furnishing the details in support of such claim for extension. Such request should be made immediately after preparation of estimate.

- 3.3 In the case of application for new connection, where extension of supply requires erection and commissioning of new 33/11 KV substation, the Distribution licensee shall within 15 days of receipt of application, submit to the Commission a proposal for erection of 33/11 KV substation together with the time required to commission the substation, and get the same approved by the Commission. The licensee shall commence power supply to the applicant within the period so approved by the Commission.

Provided that if the substation is meant to extend supply to an individual consumer, the licensee shall commence erection of the substation only after receipt of necessary security from the applicant.

Provided further that where such substation is covered in the investment plan approved by the Commission, the distribution licensee shall not be required to take any further approval from the Commission and shall complete the erection of such substation within the time period specified in such investment plan.

- 3.4 The licensee shall not be held responsible for the delay, if any, 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 licensee has no reasonable control.
- 3.5 It shall be the responsibility of the distribution 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 sub-clause 3.2 above.
- 3.6 In cases where the village or hamlet or area is not electrified earlier, the distribution licensee shall give supply of electricity to such premises 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.

4. Consequences of default

- 4.1 The distribution licensee who fails to comply with the time frame for supply of electricity stipulated in clause 3 above shall be liable to pay penalty as may be decided by the adjudicating officer of the Commission in accordance with sub-section (3) of section 43 of the Act.
- 4.2 The liability to pay penalty under these regulations for default if any, does not absolve the distribution licensee from the liability to pay compensation to the affected person as per the regulations notified under sub-section (2) of section 57 of the Act.

5. Force Majeure: The time frame specified in clause 3 above shall not be operative where the distribution licensee is prevented from giving supply of electricity on account of cyclones, floods, storms and other occurrences beyond his control.

6. 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).

7. Power to amend: The Commission may, at any time add, vary, alter, modify or amend any provisions of these regulations.

Secretary
A.P.Electricity Regulatory Commission