

HARYANA ELECTRICITY REGULATORY COMMISSION

BAYS NO. 33- 36, SECTOR -4, PANCHKULA-134113, HARYANA

HERC Duty to Supply Electricity on Request and Power to Recover Expenditure and Power to Recover Security Regulations 2016 (1st Amendment) Regulation, 2020.

Notification

The 19th March, 2020

Regulation No. HERC/ 34/ 2016/ 1st Amendment / 2020:- The Haryana Electricity Regulatory Commission, 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 and after previous publication, makes the following regulations, to amend, the HERC Duty to Supply Electricity on Request and Power to Recover Expenditure and Power to Require Security Regulations 2016 (1st Amendment) Regulation, 2020.

1. Short title, commencement, and interpretation

- 1.1 These Regulations may be called the Haryana Electricity Regulatory Commission Duty to Supply Electricity on Request and Power to Recover Expenditure and Power to Require Security Regulations 2016 (1st Amendment) Regulation, 2020.
- 1.2 These regulations shall come into force with effect from the date of their publication in the Haryana Government Gazette.
- 1.3 These Regulations shall be applicable to all Distribution and Retail Supply licensees including deemed licensees and all consumers in the State of Haryana (including entities exempted under Section 13 of the Act).
- 1.4 These Regulations shall extend to the whole State of Haryana.

2. Amendment to Regulation 4.12.2

Existing Regulation 4.12.2 shall be substituted with the following:

- 4.12.2 Special Provisions in case of a Developer opting under Regulation 3.10 for self-execution of the work for Electrical Infrastructure within its Development Area.
- (a) In case a Developer opts to carry out work for installation of Electrical Infrastructure in its Development Area on its own, it shall get the same carried out through a Licensed Electrical Contractor as per Regulation 3.10 of Duty to Supply Regulations, 2016 as amended from time to time.
 - (b) The Developer before commencement of work for installation of Electrical Infrastructure in his area of development shall obtain approval of electrification plan along with an execution plan and the estimate of cost of the work of electrical infrastructure for each phase on the basis of Regulation 4.8.4 for execution of the work as per the said plan and pay supervision charges to the licensee in accordance with Regulation 3.10 of the Regulations.
 - (c) The aforesaid execution plan for installation of complete Electrical Infrastructure by the Developer may be executed in maximum 4 (four) phases spanning over a period of 5 (five) years or such executed in other extended period as may be deemed fit by the Distribution Licensee.

Provided, in case of development of large area (50 Acre or above) the phases for execution may be six spanning over period of 10 years including extension granted by the appropriate authority.

Provided that, the land which constitutes a phase declared by the Developer shall be contiguous and one single piece of land.

- (d) Distribution Licensee, within 30 (thirty) days from the date of approval of electrification plan, shall issue a demand notice requiring the Developer to submit a BG within 30 (thirty) days equivalent to the estimated cost of the work for installation of Electrical Infrastructure necessary to meet the demand of first phase as per approved electrification plan.
- (e) The Developer, before commencement of the work for installation of Electrical Infrastructure in each subsequent phase(s), shall apply to the Distribution Licensee for assessment of estimated cost of the work to be done in such subsequent phase as per Regulation 4.8.4. The Distribution Licensee, within 30 (thirty) days of such application, shall issue a demand notice requiring the Developer to submit a BG within 30 (thirty) days equivalent to the estimated cost of the work for installation of the Electrical Infrastructure necessary to meet the demand of such subsequent phase of the aforesaid execution plan.

Provided, in case a Developer fails to complete installation of requisite Electrical Infrastructure for the phase within the time period mentioned in execution plan, the Distribution Licensee shall have the following options:

- (i) To encash the BG for said phase and get the balance work of such phase executed.
 - (ii) to extend the time period of such phase on furnishing a BG equivalent to 1.5 times of the estimated cost of the work of such phase earlier provided by the Distribution Licensee.
 - (iii) To cancel the Electrification Plan and encash all the BGs submitted by the Developer, if the developer does not inform the Distribution Licensee about commencement of development work(s) in subsequent phase(s) and does not apply for obtaining the assessment of the cost of Electrical Infrastructure to be created before commencement of development work therein
- (f) The Developer, immediately upon expiry of time period of a phase as mentioned in aforesaid execution plan shall apply for verification of work completed.
 - (i) Distribution Licensee upon such verification, if satisfied that the work has been duly completed as per the approved electrification plan, a certification of completion shall be issued to the Developer in respect of the concerned phase.
 - (ii) If upon such verification it is found that the work either has not been completed or the completed work is not in conformity with the approved electrification plan, the Distribution Licensee shall have the options as mentioned in proviso to sub paragraph (e) above.

Provided that, if the Developer does not apply for aforesaid verification then the Distribution Licensee shall have the right to Suo moto carry out inspection of the work done and take steps mentioned above in.

- (g) Distribution Licensee shall carry out the supervision of the work of installation of Electrical Infrastructure during phases as declared in the execution plan. If the Distribution Licensee finds that work being carried out by the developer is not in conformity with the approved electrification plan and / or of poor quality, the licensee shall have the options to take action as mentioned in proviso to sub paragraph (e) above
- (h) All BGs required to be submitted by the Developer shall be irrevocable and unconditional and shall be valid for a period equal to 90 (ninety) days beyond the completion period of such phase in respect of which Developer is required to submit the said BG.

- 3) The following additional provision is inserted after Regulation 4.8.1.

Provided further, that in case of supply through independent feeder existing or new for release of new load as well extension of load/contract demand, the service connection charges shall be payable

4) Regulation 4.8.2 (iii) be substituted as under:

4.8.2(iii) If more than one applicant/consumer(s) are required to be fed from the existing independent feeder due to right of way or other similar problems, the utility shall connect such consumer(s) to an existing independent feeder. Provided, they are HT (Industrial, Non-Domestic Supply, Bulk Supply and Bulk Supply Domestic) consumers. In such cases metering arrangement shall be mandatory at the consumer end.

By Order of the Commission
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Secretary, HERC