

HARYANA GOVERNMENT**POWER DEPARTMENT****Notification**The 5th June, 2014

No. 2/2/2013-I Power.- In exercise of the powers conferred by clause (g) of sub-section (2) of section 180 read with sub-section (3) of section 103 of the Electricity Act, 2003 (Central Act 36 of 2003), the Governor of Haryana hereby makes the following rules, namely:-

Part – I

- Short title and Commencement.** 1. (1) These rules may be called the Haryana Electricity Regulatory Commission Fund Rules, 2014.
(2) They shall come into force from the date of its publication in the Official Gazette.
- Definitions.** 2. (1) In these rules, unless the context otherwise requires; -
(a) "Act" means the Electricity Act, 2003;
(b) "Chairperson" means the Chairperson of the Haryana Electricity Regulatory Commission;
(c) "Commission" means the Haryana Electricity Regulatory Commission;
(d) "Fund" means the Haryana Electricity Regulatory Commission Fund;
(e) "Government" means the Government of Haryana in the Administrative Department;
(f) "Member" means a Member of the Haryana Electricity Regulatory Commission and includes the Chairperson of the Commission; and
(g) "Secretary" means the Secretary of the Haryana Electricity Regulatory Commission.
(2) Words and expressions used in these rules but not defined therein, shall have the same meaning assigned to them under the Act.

Part – II

- Constitution of the Fund.** 3. The Government hereby constitutes a fund and shall open an account for this purpose in any nationalized bank at the head quarter of the commission.
- Contribution to the Fund.** 4. The fund shall comprise of;-
(i) any grants and loans made to the Commission by the Government under section 102 of the Act;
(ii) all fees received by the Commission under the Act;
(iii) all sums received by the Commission from any other source as may be decided by the Government from time to time.
- Application of the Fund.** 5. The fund shall be applied for meeting;-
(1) (a) the salary, allowances and other remuneration etc. of the Chairperson, Members, Secretary, Officers and other employees of the Commission;
(b) The expenses of the Commission in discharge of its functions under section 86 of the Act; and
(c) The expenses for the purposes authorized by the Act.
(2) Any amount credited to the fund shall not be utilized for purposes other than that specified above.

6. (1) The Fund shall be operated by the Drawing and Disbursing Officer of the Commission to be appointed by the Chairperson. **Operation of Fund.**
(2) Any receipt of the Commission shall immediately be credited to the Fund and Withdrawal from the Fund shall be only against proper authorisation and after sanction from the Chairperson.
7. All expenditure from the Fund shall be governed in accordance with and confirm to the provisions of the Punjab Financial Rules (PFR) as amended from time to time and instructions issued by the Government in this behalf. **Rules of Expenditure.**
8. The Commission shall prepare in such form and at such time, as may be specified, in each financial year, its budget for the next financial year, showing the estimated receipt and expenditure of the Commission and forward the same to the Government by September 30th of the financial year to ensure timely submission of the requirement. Revised estimates, if any, shall, however be submitted as per requirement of the Commission. **Budget and Revised Estimates of the Commission.**
9. The Drawing and Disbursing Officer shall invest surplus funds, available in the Fund from time to time in gainful short term or long term deposits, in any nationalized bank or financial institution promoted by the Government of India or the Government of Haryana as per the guidelines issued from time to time on the subject, in order to ensure suitable returns on surplus funds. The incidental charges like brokerage, commission etc., shall be accounted for as a charge on the Fund the income earned on the investment of money from time to time shall form receipt of the Fund. **Investment on Surplus.**

PART-III

10. The accounts of the Commission shall be audited in the following manner:- **Accounts and Audit.**
(i) all the amounts received by the Commission shall be credited to the Fund against which all expenditure shall be debited;
(ii) the Commission shall maintain proper accounts and other relevant records and prepare annual statements of accounts in such form as may be specified by the Government, in consultation with the Comptroller and Auditor General of India;
(iii) the annual accounts of receipts and payments, income and expenditure shall be submitted to the Principal Accountant General (Commercial), Haryana, Chandigarh by 30th June of the following year;
(iv) the accounts of the Commission shall be audited by the Comptroller and Auditor General of India at such intervals as may be specified by him and any expenditure incurred in connection with such audit shall be payable by the Commission to the Comptroller and Auditor General of India;
(v) the Comptroller and Auditor General of India or any person appointed by him in connection with the audit of the Accounts of the Commission under this Act shall have the same rights and privileges and authority in connection with such Audit as the Comptroller and Auditor General of India generally has in connection with the Audit of Government Accounts and in particular shall have the right to demand the production of books, accounts, connected vouchers and other documents/papers and to inspect any of the offices of the Commission;
(vi) the accounts of the Commission as certified by the Comptroller and Auditor General of India or any other person appointed by him in this behalf together with the audit report thereon shall be forwarded annually to the Government and the Government shall cause the same to be laid before the State Legislature in the session immediately following the receipt of the report /accounts as far as possible.

DEVENDER SINGH,
Principal Secretary to Government, Haryana,
Power Department.