KARNATAKA ELECTRICITY REGULATORY COMMISSION BANGALORE-560 001

NOTIFICATION


Seventh Amendment to the KERC (Recovery of Expenditure for Supply of Electricity) Regulations, 2004.

Preamble:

Whereas, Section 46 of the Electricity Act, 2003 empowers the State Commission to authorize by way of Regulations, a Distribution Licensee to charge from a person requiring a supply of electricity in pursuance of Section 43, any expenses reasonably incurred in providing any electrical line or plant used for the purpose of giving that supply, the Commission by virtue of the said powers, read with Section 181 of the Act has notified "KERC (Recovery of Expenditure for Supply of Electricity) Regulations, 2004" in the Notification No:Y/01/4 dated 12-11-2004 and the same was published in Part-3 of Gazette of Karnataka dated 16-12-2004.

Consequent to requests made by BESCOM, GESCOM and consumers, the Commission deemed it appropriate to bring in amendments to the existing KERC (Recovery of Expenditure for Supply of Electricity) Regulations, 2004.

Draft Amendments were notified in the Gazette of Karnataka vide Notification No: KERC/D/14/13-14, Bangalore, dated 20-02-2014 inviting objections/suggestions/views from the stakeholders. The draft amendment was hosted on the Commission’s website www.karnataka.gov.in/kerc and was also notified in the newspapers for the information of public/interested persons. The Commission has received response from the stakeholders including BESCOM and CESC. Further, the Commission has also held a 'Public Hearing' on 04.07.2014 in the matter. The Commission also held discussions with all ESCOMs in the matter during the meeting held on 14th July, 2014. The Commission after considering the views/suggestions from the Stakeholders has finalized the amendments.

Now, therefore, in exercise of the powers conferred by Section 181 read with Section 46 and sub-Section(2) of Section 43 of the Electricity Act 2003 and all powers enabling it in that behalf, the Karnataka Electricity Regulatory Commission hereby makes the following Regulations further to amend KERC(Recovery of Expenditure for Supply of Electricity) Regulations, 2004.
I. Title and commencement:

a) These Regulations may be called the KERC (Recovery of Expenditure for Supply of Electricity) (Seventh amendment) Regulations, 2004.

b) These Regulations shall come into force from the date of publication in the official gazette of Karnataka.

c) These Regulations shall extend to the whole of the State of Karnataka.


The existing Clause in Column-2 of Table below shall be substituted by the Clause as in Column 3.

<table>
<thead>
<tr>
<th>Clause No.</th>
<th>Regulation as existing</th>
<th>As amended</th>
</tr>
</thead>
<tbody>
<tr>
<td>3.1.1</td>
<td>Provision for Low Tension supply except for layouts: For providing power supply to the Applicant under the LT category, for all the installation(s) clubbed together in a premises standing in the name of one or more persons, the Distribution Licensee shall recover the expenditure towards the cost of electric line/plant up to point of connection as follows from the Applicant: (Note: For the purpose of clause 3.1.1, the point of connection means a terminal pole carrying LT/HT line and is situated within 30 meters outside the premises of the Applicant.) A) For loads less than 25 kW in respect of domestic, commercial and mixed load installations:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Requisitioned Load</td>
<td>Recoverable amount</td>
</tr>
<tr>
<td></td>
<td>Up to and inclusive of 3kW</td>
<td>Nil</td>
</tr>
<tr>
<td></td>
<td>Above 3kW up to and inclusive of 15 kW</td>
<td>Rs.650 per kW for loads above 3 kW</td>
</tr>
<tr>
<td></td>
<td>Above 15kW and less than 25 kW</td>
<td>Rs. 7800 plus Rs 1300 per kW for loads above 15 kW</td>
</tr>
<tr>
<td>3.1.5</td>
<td>Where the requisitioned load is 25 kW or more or built up area in the premises of the applicant exceeds 500 sq. meters the Applicant shall provide the required space in his premises and also provide at his cost</td>
<td></td>
</tr>
<tr>
<td></td>
<td>NOTE (a): The maximum limit of total requisitioned load shall be less than 100 kW in case of commercial, or Mixed loads. In case the requisitioned load is 25 kW and above, sub-clause no. 3.1.5 of these regulations shall be applicable.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>If the Requisitioned load is 100 kW or more in case of residential apartments/complexes, LT supply to individual houses can be arranged at the request of the applicant subject to observing of all other conditions.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Where the requisitioned load is 35 kW or more or built up area in the premises of the Applicant exceeds 800 Sq. meters, the Applicant shall provide the required space in his premises and also provide at his cost electric line, distribution</td>
<td></td>
</tr>
<tr>
<td></td>
<td>NOTE (a): The maximum limit of total requisitioned load shall be less than 100 kW in case of commercial, or mixed loads. In case the requisitioned load is 35 kW and above, sub-clause no. 3.1.5 of these regulations shall be applicable.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>If the Requisitioned load is 100 kW or more in case of residential apartments/complexes, LT supply to individual houses can be arranged at the request of the applicant subject to observing of all other conditions.</td>
<td></td>
</tr>
</tbody>
</table>
electric line, distribution transformer and associated equipments. The transformer so provided by the applicant shall be dedicated to the premises of such Applicant. The details of space to be provided by the Applicant are as follows:

a) An electrical room with RCC roof having clear floor area of 5 meters X 4 meters with a vertical clearance of 2.75 meters with locking facility, exhaust fans and adequate size of cable duct, shall be provided at the ground floor within the Applicant’s premises nearer to the main entrance for installing floor mounted distribution transformer and associated switchgear or

b) A clear space of 3 meters X 5 meters open to the sky shall be provided within the Applicant’s premises preferably at the main entrance for installing structure mounted distribution transformer and switchgear.

transformer and associated equipments. The transformer so provided by the applicant shall be dedicated to the premises of such Applicant. The details of space to be provided by the Applicant are as follows:

a) An electrical room with RCC roof having clear floor area of 5 meters X 4 meters with a vertical clearance of 2.75 meters with locking facility, exhaust fans and adequate size of cable duct, shall be provided at the ground floor within the Applicant’s premises nearer to the main entrance for installing floor mounted distribution transformer and associated switchgear, or

b) A clear space of 3 meters X 5 meters open to the sky shall be provided within the Applicant’s premises preferably at the main entrance for installing structure mounted distribution transformer and switchgear.

Explanation:
Conditions specified in this sub-clause shall also be applicable to the applicant when his total built up area inclusive of existing area exceeds 800 sq meters or the total load of the premises inclusive of existing sanctioned load exceeds 35 kW.

Omitted

3.1.5

NOTE: (1)

In the case of Applicant whose building plan is sanctioned by the Local Authority prior to 25.8.2005 in the Gazette of Karnataka and if the Applicant is unable to provide the space for erection of transformer, switchgear and other allied equipment, the Licensee shall arrange power supply to the Applicant from the existing transformer or by installing a new transformer duly collecting charges towards electric line and plant as indicated below:

a) Charges where the requisitioned load is above 25kW and up to and inclusive of 50kW: Rs. 20,800/- plus Rs.6500/- per kW for loads above 25kW.

b) Charges where the requisitioned load is above 50 kW and up to and inclusive of 100kW:
   Rs.1, 83,300/- plus Rs. 19,500/- per kW for loads above 50 kW in BruhatBangalore MahanagaraPalike Area and BDA Areas and Rs.13, 000/- per kW in other areas.

In addition to the above Rs.1000/- per kW for loads above 3 kW for loads above 3 kW shall be collected in BruhatBangalore MahanagaraPalike Area and BDA Areas and Rs. 13,000/- per kW in other areas.
In addition to the above Rs. 1000/- per kW for loads above 3 kW shall be collected in Bruhatbangalore MahanagaraPalike Area and BDA Areas towards HT/LT UG cable/ABC system.

c) In the case of Applicants whose requisitioned load is less than 25 KW but built up area is more than 500 square meters, in such cases, onetime payment of Rs.20, 500/- towards cost of electric line / plant shall be collected from the Applicant. The Licensee shall not collect any further amount from the Applicant even if the Applicant requisitions additional loads subsequently up to a total load (existing + additional) of less than 25 KW.

In addition to the above Rs.1000/- per kW for loads 3 kW shall be collected in Bruhatbangalore MahanagaraPalike Area and BDA Areas towards HT/LT UG cable / ABC system.

3.1.5

Note (6)

In case of following installations, Clause no.3.1.5 is not applicable if the requisitioned load is less than 25KW irrespective of built up area:-

Buildings of Govt. offices (Govt.owned), Godowns, Kalamandiras, Samudaya Bhavanas, Theatres of Film Societies, Art Galleries, Auditoriums and charitable / Religious institutions registered under section 12-A of Income Tax Act, Temples, Mosques, Churches, Gurudwaras and other places of worship, Youth centers and Vocational centers and single dwelling house. However if the requisitioned load is 25 kw and above Clause no. 3.1.5 shall be applicable.

3.1.5

Note (7)

However, in respect of new building whose building plan is sanctioned after 25.8.2005 i.e., the date of publication of Second Amendment No: Y/01/4 dated 25.8.2005 in the Gazette of Karnataka, with requisitioned load of more than 25 KW or built up area is more than 500 Sq.Meters, where the Applicant should have provided the required space in his premises and should have provided at his own cost electric line, distribution transformer and associated equipments as per this Clause but not provided by the Applicant, the Licensee shall not arrange power supply for such building.

3.1.7

The above sub-clause 3.1.5 is applicable to 1) Consumers whose plan is sanctioned before 25-08-05 & are serviced subsequently 2) for existing Consumers serviced prior to 25-08-05 seeking additional loads, where addition of such loads makes the total load to be 25 kW or above. Sub-clause 3.1.5 is also applicable to existing Consumers serviced prior to 25-08-05 when their total built up area

In case of following installations, Clause No.3.1.5 is not applicable if the requisitioned load is less than 35 KW irrespective of built up area:-

Buildings of Govt. offices (Govt.owned), Godowns, Kalamandiras, Samudaya Bhavanas, Kalyanamantapas, Theatres of Film Societies, Art Galleries, Auditoriums and charitable / Religious institutions registered under section 12-A of Income Tax Act, Temples, Mosques, Churches, Gurudwaras and other places of worship, Youth centers and Vocational centers, Single dwelling house. However, if the requisitioned load is 35 kw and above Clause no. 3.1.5 shall be applicable.

Omitted

The above sub-clause 3.1.5 is applicable to 1) Consumers whose plan is sanctioned before 25-08-05 & are serviced subsequently, and 2) for existing consumers serviced prior to 25-08-05 seeking additional loads, where addition of such loads makes the total load to be 35 kW or above. Sub-clause 3.1.5 is also applicable to existing consumers serviced prior to 25-08-05 when their total built up area...
3.1.7 Note
(1) [B]
Where additional loads are requisitioned for existing installations and addition of such loads makes the total load to be less than 25 kW but the addition of built up area makes the total built up area (existing + additional built up area) to be more than 500 sq. meters, in such cases, onetime payment of Rs. 20,800/- towards cost of electric line / plant shall be collected from the Applicant. The Licensee shall not collect any further amount from the Applicant even if the Applicant requisitions for additional loads, subsequently up to a total load (existing + additional) of less than 25 kW.

In addition to the above Rs.1000/- per kW shall be collected in BruhatBangalore MahanagaraPalike Area and BDA Areas towards HT/LT UG cable / ABC system for the additional requisitioned load only.

3.2 Provision for Low Tension supply for layouts

3.2.1 In case of layouts approved by competent authority, the developer shall execute at his cost the electric line/plant such as extension works including extension of 11 kV line/ABC cable, transformer, LT lines /ABC cable etc., but excluding improvement /augmentation works in the station and/or works of strengthening of the distribution main, subject to the condition that:

Where additional loads are requisitioned for existing installations and addition of such loads makes the total load to be less than 35 kW but the addition of built up area makes the total built up area (existing + additional built up area) to be more than 800 sq. meters, in such cases, onetime payment of 170,800/- Rupees towards cost of electric line / plant shall be collected from the Applicant. The Licensee shall not collect any further amount from the Applicant even if the Applicant requests for additional loads, subsequently up to a total load (existing + additional) of less than 35 kW.

In addition to the above Rs.1000/- per kW shall be collected in BruhatBangalore Mahanagara Palike Area and BDA Areas towards HT/LT UG cable / ABC system for the additional requisitioned load only.

Provision for Low Tension supply for layouts

In case of layouts approved by competent authority except improvement /augmentation works in the station and/or works of strengthening of the distribution main, the developer shall execute at his cost the electric line/plant such as extension of 11 kV line/UG Cable/AB cable, LT lines /UG Cable/AB cable, mounting structure for distribution transformer, etc., and shall deposit with the licensee the cost of distribution transformer and allied materials/equipment required to be installed in the layout as per the estimate prepared at the prevailing schedule of rates by the licensee separately under Deposit Contribution Head.

The criteria for assessment of load in a layout shall be as follows:

<table>
<thead>
<tr>
<th>Sl No</th>
<th>Site Area in Square feet</th>
<th>Estimated load in kW</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Up to 600</td>
<td>3</td>
</tr>
<tr>
<td>2</td>
<td>Above 600 &amp; up to 1200</td>
<td>6</td>
</tr>
<tr>
<td>3</td>
<td>Above 1200 &amp; up to 2400</td>
<td>8</td>
</tr>
<tr>
<td>4</td>
<td>Above 2400 &amp; up to 4000</td>
<td>10</td>
</tr>
<tr>
<td>5</td>
<td>Site measuring more than 4000 Sq feet</td>
<td>10 kW plus 1 kW for every additional 400 Sq feet</td>
</tr>
</tbody>
</table>
(iii) The developer shall execute an agreement on stamp paper of required denomination, affirming his consent to maintain the lines and transformer centers erected in the layout till 25% of the Applicants avail power supply to the houses in the layout. After the completion of works satisfactorily by the developer and after a minimum of 25% of the Applicants avail power supply in the layout, the entire Distribution System along with the transformer(s) shall be taken over by the Distribution Licensee, without payment of any charges for the purpose of maintenance.

Erection of transformers shall be in accordance with the Central Electricity Authority (Technical Standards for Construction of Electrical Plants and Electric Lines) Regulations, 2010 and its amendments from time to time.

(iii) After the satisfactory completion of works by the developer, the entire Distribution System shall be taken over by the Distribution Licensee duly collecting one time maintenance charges at the rate of FIVE per cent of the total cost of electrification of the layout towards maintaining the Distribution network in the layout.

The Distribution licensee shall install the required distribution transformers and allied materials/equipment in the layout on the basis of the electricity demand by the consumers from time to time.

By the Order of the Commission

**Captain Dr. K. Rajendra**
Secretary
Karnataka Electricity Regulatory Commission