KARNATAKA ELECTRICITY REGULATORY COMMISSION BANGALORE

Notification No: KERC/Regulations/F-40/Vol-6 Dated 30.08.2013

2nd Amendment to
"Karnataka Electricity Regulatory Commission (Fees) Regulations, 2004"

Preamble:

Karnataka Electricity Regulatory Commission has been entrusted with various functions under the Electricity Act, 2003 (Central Act 36 of 2003). Under section 86(1) (g) of the Act, the Commission has been empowered to levy fees for the purposes of the Act. For discharging its functions under the Act smoothly and efficiently, the Commission has specified the Karnataka Electricity Regulatory Commission (Fees) Regulations, 2004 which were notified in Part-3 of Gazette of Karnataka dated 21-10-2004 (Page nos. 1869 to 1871) and came into force with effect from 21.10.2004. (The Commission had issued amendments to the Regulations with effect from 2nd April 2009 which were notified in Part-3 of Gazette of Karnataka dated 2nd April 2009)

In order to further amend the said Regulations the Commission had notified the draft of 2nd Amendment to “Karnataka Electricity Regulatory Commission (Fees) Regulations, 2004” was notified in Part III of Gazette No. 839 dated 14th June 2013. The Gazette notification was sent to the Stake holders and also placed on the Notice Board of the Commission and of the Utilities and also published through the Commission’s website www.kerc.org, inviting comments / objections to the proposed amendments on or before 22.07.2013. In response, the distribution Licensees viz, MESCOM, CESC, HESCOM, and GESCOM have furnished their comments.

On consideration of the comments and in exercise of powers conferred on the Commission under the above provisions read with Section 181 of the Act, and all powers enabling it in that behalf, the Karnataka Electricity Regulatory Commission hereby makes the following amendments to the Regulations

1) Short title and commencement

(i) These Regulations may be called the “Karnataka Electricity Regulatory Commission (Fees) (Second Amendment) Regulations, 2013”.

(ii) They shall come into force on the date of their publication in the Karnataka Government Gazette.

(iii) They shall extend to the whole of the State of Karnataka.

2) Amendment to Clause 5:

Fees for Applications/petitions, Annual Licence Fee etc.

The words and figures appearing at Sl.No.2 and Sl. No.3 in the column 2 and column 3 of the table below shall be substituted by the words and figures indicated at column 4 and column 5 respectively:
<table>
<thead>
<tr>
<th>Sl. No. as in the earlier Notification dated: 27.9.2004</th>
<th>Particulars as existing</th>
<th>Fees as existing</th>
<th>Particulars as amended</th>
<th>Fees as amended</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Application for determination of tariff in respect of Generating Companies</td>
<td>(i) Rs. 5000/- per MW or part thereof of installed capacity</td>
<td>(a) Application for determination of tariff in respect of Generating Companies</td>
<td>i) Rs. 5000/- per MW or part thereof</td>
</tr>
<tr>
<td></td>
<td>(i) Conventional fuel based plant</td>
<td>(ii) Rs. 1000/- per MW or part thereof of installed capacity subject to a minimum of Rs. 5000/- per application.</td>
<td>(ii) Non-conventional and renewable sources of energy including cogeneration</td>
<td>(ii) Rs. 1000/- per MW or part thereof subject to a minimum of Rs. 5000/- per application.</td>
</tr>
<tr>
<td>2</td>
<td>Application for determination of tariff in respect of Generating Companies</td>
<td>(i) Rs. 5000/- per MW or part thereof of installed capacity</td>
<td>(b) Application for Adoption of Tariff for Short Term/Medium Term/Long Term Power Purchases to be made through Competitive Bidding.</td>
<td>(b) Rs 50,000/- per application.</td>
</tr>
<tr>
<td>(i) Conventional fuel based plant</td>
<td>(ii) Rs. 5000/- per MW or part thereof of installed capacity</td>
<td>Processing fee for approval of Power Purchase / Power procurement in respect of:</td>
<td>Processing fee for approval of Power Purchase / Power procurement through agreements in respect of:</td>
<td></td>
</tr>
<tr>
<td>(i) Conventional fuel based plant</td>
<td>(ii) Rs. 5000/- per MW or part thereof of installed capacity</td>
<td>(i) Rs. 5000/- per MW or part thereof of contracted capacity</td>
<td>(i) Rs. 5000/- per MW or part thereof of contracted capacity</td>
<td></td>
</tr>
<tr>
<td>(ii) Non-conventional and renewable sources of energy including cogeneration</td>
<td>(ii) Non-conventional and renewable sources of energy including cogeneration</td>
<td>(iii) Short Term/Medium Term/Long Term Power Purchases to be made through Competitive Bidding</td>
<td>(iii) Rs 250/- per MW per Annum or part thereof of the contracted capacity.</td>
<td></td>
</tr>
</tbody>
</table>

The Note: "In respect of SL No.2&3 above, fees shall be paid by the respective generating company" is deleted.

By Order of the Commission,

Secretary,

Karnataka Electricity Regulatory Commission