

Karnataka Electricity Regulatory Commission Bangalore

**Notification No KERC/ Regulations/ F / D/07/4 dated 27.9.2004
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Karnataka Electricity Regulatory Commission (Fees) Regulations, 2004.

Preamble:

Section 86(1)(g) of the Electricity Act 2003 empowers the Commission to levy fees for the purposes of the Act. Under Section 64 of the Act, the Commission may determine the fee for determination of tariff of a generating company or a Licensee. In exercise of powers conferred on it 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 Regulations.

1 Short title and commencement

- (i) These Regulations may be called the "Karnataka Electricity Regulatory Commission (Fees) Regulations, 2004".
- (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 State Karnataka.

2 Definitions

In these Regulations, the words or expressions shall bear the same meaning as in the Electricity Act 2003 or the other Regulations published by the Commission.

3 Fees

- (i) Every petition, application or grievance made to the Commission shall be made along with payment of appropriate fees specified in these Regulations. However, every application for grant of licence under section 14 of the Act shall be accompanied by such fee as may be prescribed by the State Government under Section 15 of the Act.
- (ii) Every Licensee shall pay the Annual Licence fee specified in these Regulations.
- (iii) The fees payable to the Commission as prescribed under these Regulations shall be paid by means of Bank draft or Banker's cheque, drawn in favor of the Secretary, Karnataka Electricity Regulatory Commission, payable at Bangalore. For amounts not exceeding Rs 1000, the Commission may accept cash payments.

- (iv) The Commission may by order in writing waive or reduce amounts of fees payable provided in these Regulations.

4 Categories of Applications/Petitions,

The applications/ petitions presented before the Commission shall be categorized as follows:

- (i) Applications for grant of licence/ grant of exemption from licence.
- (ii) Applications for determination of tariff
- (iii) Applications for review of Commission's orders
- (iv) Other Applications/ petitions

5. Fees for Applications/ petitions, Annual Licence Fee etc.

The fee payable along with the Applications/ petitions presented before the Commission and the Annual Licence Fee payable by the Licenses shall be as follows:

Sl. No	Particulars	Fees
1	Annual Licence Fee: (i) Transmission Licensee (ii) Distribution Licensee other than Rural Electric Co-operative Societies (iii) Distribution Licensee who is a Rural Electric Co-operative Society	(i) Rs. 75 lakhs per annum (ii) Rs. 10 lakhs per Annum (iii) Rs.50, 000/- per annum
2	Application for determination of tariff in respect of Generating Companies (i) Conventional fuel based plant (ii) Non-conventional and renewable sources of energy including co-generation	(i) Rs. 5000/- per MW or part thereof of installed capacity (ii) Rs. 1000/- per MW or part thereof of installed capacity subject to a minimum of Rs. 5000/- per application.
3	Processing fee for approval of Power Purchase / Power procurement in	

	respect of: (i) Conventional fuel based plant (ii) Non-conventional and renewable sources of energy including co-generation	(i) Rs. 1000/- per MW or part thereof of installed capacity Rs. 500/- per MW or part thereof of installed capacity subject to a minimum of Rs. 1000/-.
4	Application for determination of transmission Tariff.	Rs. 2 lakhs.
5	Application for determination of tariff for retail sale of electricity.	0.025% of the expected revenue receipts in the year for which the tariff is to be determined by the Commission.
6	Application for determination of tariff for wheeling of electricity	Rs. 1 lakh
7	Petition for Review of Commission's orders	Rs. 5000/- for Licensees & Generating Companies. Rs. 1000/- for others.
8	Inspection of records of the Commission.	Rs. 100/- per day.
9	Supply of certified copies of documents /orders of the Commission.	Re. 1 per page.
10	Other applications/ petitions not covered above seeking orders of the Commission.	Rs.500/-
11	Complaints/applications/ grievances against the working of the Licensees, Generating Companies etc	Nil
12.	Application for adjudication of disputes/ resolution of disputes between Generating Companies & Licensees under section 86(1(f) of the Act.	Disputes involving settlement of amount -- 0.1% of the amount in dispute In other cases - To be fixed on case-to-case basis.

Note: In respect of SI No.2&3 above, fees shall be paid by the respective generating company.

6. Fees payable for trading in electricity

The fees payable by a Licensee who undertakes trading in electricity under Section 14 of the Act shall be as determined in KERC (Eligibility conditions and Duties of Electricity Trader) Regulations, 2004.

7. Fees payable to State Load Dispatch Center

The fees payable to State Load Dispatch Center by the Generating Companies and Licensees engaged in Intra State Transmission of electricity under Section 32(3) of the Act are as stipulated under KERC (Levy and collection of Fees and charges by SLDC) Regulations, 2004.

8. Fees payable for appeal petition under section 127 (1) of the Act

The fees payable in respect of an appeal petition against the orders of the Assessing Officer under sub-section (1) of section 127 of the Act shall be as specified under K.E.R.C. (Procedure for filing appeal before the Appellate Authority) Regulations, 2004.

9. Power to amend:

The Commission may from time to time add, vary, alter, modify or amend any provision of these regulations after following the necessary procedure.

10. Power to Remove Difficulties

If any difficulty arises in giving effect to any of the provisions of these Regulations, the Commission may, by general or special order, pass appropriate orders, not being inconsistent with the provisions of the Act, which appears it to be necessary or expedient for the purpose of removing the difficulties.

By order of the Commission

**SECRETARY
Karnataka Electricity Regulatory Commission**