

# NOTIFICATION

THE 3<sup>rd</sup> NOVEMBER, 2000

In exercise of the powers conferred on it by section 56 of THE KARNATAKA ELECTRICITY REFORM ACT, 1999 (Act No.25 of 1999) and all powers enabling it in that behalf, the Karnataka Electricity Regulatory Commission hereby make the following regulations, namely;

## The Karnataka Electricity Regulatory Commission (Advisory Committee) Regulations, 2000

### Chapter - I

#### GENERAL

#### **1. Short title, Commencement and Extent**

- 1) These regulations may be called the 'Karnataka Electricity Regulatory Commission (Advisory Committee) Regulations, 2000'.
- 2) They shall come into force from the date of their publication in the official Gazette.
- 3) They extend to the whole of the State of Karnataka.
- 4) The objective of these regulations is to lay down procedures for the conduct of business of Commission Advisory Committee

#### **2. Definitions**

1) In these Regulations, unless the context otherwise requires:

a. 'Act' means the Karnataka Electricity Reform Act, 1999;

b. 'Agenda' means the list of business proposed to be transacted at a meeting of the Commission Advisory Committee (CAC);

c. 'Chairman' means the Chairman of the Commission;

d. 'Commission' means the Karnataka Electricity Regulatory Commission;

e. 'Member' means a member of the Commission;

f. 'Committee' means Commission Advisory Committee;

g. 'Committee Member' means a member of Commission

Advisory Committee other than a member of the  
Commission;

h. 'Officer' means an Officer of the Commission;

i. 'Regulations' means the Karnataka Electricity Regulatory  
Commission (Advisory Committee) Regulations, 2000;

j. 'Secretary' means Secretary of the Commission.

2) Words or expressions occurring in these Regulations and not defined herein above shall bear the same meaning as in the Act.

## Chapter II

### CONSTITUTION AND FUNCTIONS OF THE COMMITTEE

#### 3. Constitution of the Commission Advisory Committee

1) In accordance with Sec. 34 of the Act, the Commission shall, by notification and in consultation with the State Government, constitute with effect from such date as it may specify in such Notification a Committee to be known as Commission Advisory Committee.

2) The Committee shall consist of such number of persons being not less than 9 and not more than 15 (excluding Members) as the Commission may appoint after consultation with such representatives or bodies representative of the interests listed in sub-section (1) of the section 34 of the Act.

3) The interests referred to in Sub-section 34(1) of the Act are as under:

- a. Holders of Supply License;
- b. Holders of Transmission Licence;
- c. Generating Companies operating in the State;
- d. Commerce;
- e. Industry;
- f. Transport;
- g. Agriculture;
- h. Labour employed in the Electricity Supply Industry; and
- i. Consumers of Electricity

4) The appointments to the Committee are to be made by the Commission after consulting the representatives or bodies of such interest groups as are listed at Regulation 3(3).

5) The term of Committee Members shall be three years and one-third of Committee Members shall retire annually. Retiring Committee

Members are eligible for re-appointment.

6) The Chairman and Members of the Commission shall be ex-officio Chairman and Members of the Committee.

#### **4. Functions of the Commission Advisory Committee:**

The functions of the Committee shall be as follows:

1) to advise the Commission on major questions of policy, relating to the electricity supply industry in the State;

2) to advise the Commission on any matters, which the Commission may put before it including matters relating the quality, continuity and extent of service provided by licensees and compliance by licensees with the conditions and requirements of their licences; and

3) to advise the Commission on matters arising out of Sections 35 and 36 of the Act.

### **Chapter III**

#### **MEETINGS**

#### **5. Meetings of the Committee:**

The Committee shall meet atleast once every three months for transaction of business

#### **6. Venue of Meetings**

All meetings of the Committee shall ordinarily be held in Bangalore at the office of the Commission.

#### **7. Notice of Meetings**

1) Meetings of the Committee shall be called by notice in writing giving Members/Committee Members thereof not less than fourteen days notice in writing of the date, time and place of the proposed meeting.

2) A special meeting can be called by the Chairman, in which case the notice for this meeting may be of less than three days.

3) Non-receipt of a notice of a meeting by any Member/Committee Member shall not invalidate the proceeding or any resolution passed or decision taken at such meeting.

4) A notice shall be deemed duly issued if it is sent, by post or by a messenger, within the prescribed time to the registered address of the Member/Committee Member.

#### **8. Agenda for Meetings**

The Secretary shall normally send the agenda for the meeting together with notes, statements and reports, if any, along with the notice of the meeting.

## **9. Quorum for Meetings**

1) The quorum for the meeting shall be one-third of the total strength of the committee. If there is no quorum the meeting shall stand adjourned. No further notice need be given for an adjourned meeting and no quorum is also necessary for the adjourned meeting. If at any time after the meeting is commenced a quorum ceases to exist the meeting shall not be dissolved but shall continue.

2) No matter shall be considered at an adjourned meeting other than the matters remaining from the meeting at which the adjournment took place, provided that, with or without notice, the Chairman may bring in, or direct to be brought, any new matter which, in his opinion, is urgent before an adjourned meeting of the Committee.

3) No proceedings of the Committee shall be invalid by reason solely of the vacancies existing in the Committee, or by reason of non-receipt of the notice or the agenda paper, provided the notice and agenda were duly issued.

## **10. Presiding Officer**

1) The Chairman shall preside over the meetings and conduct the business. If the Chairman is unable to be present in the meetings for any reason, the senior-most Member of the Commission shall preside over the meeting and perform the duties of the Chairman.

2) The rulings given by the Chairman, or the Member presiding over the meeting on any points of procedure shall be final and binding.

## **11. Matters which may be discussed**

In addition to matters included in the Agenda, any other matter proposed by any Member / Committee Member may be discussed only with the permission of the Chairman or the presiding Member.

## **12. Participation at Meetings**

The Secretary and such persons as have been invited by the Chairman to attend any meeting may participate in the discussions with the approval of the Chairman or the presiding Member.

## **13. Minutes of Meetings**

1) The Secretary, or in his absence an officer of the Commission designated by the Chairman, shall record the minutes of the meetings

and maintain a book which will, amongst other things, contain the names and designation of Members and invitees present in the meeting and proceedings thereof. The minutes of the meeting shall be signed by the Chairman of the Meeting.

2) The minutes of the previous meeting shall be confirmed in the next meeting.

## Chapter IV

### Fees and Allowance to Members and Resignation/Cessation of Membership

#### 14. Fees and traveling allowances for Committee Members

1) A Committee Member shall not be entitled to any remuneration other than that provided in these regulations.

2) A sitting fee of Rs 500/- per meeting shall be payable to all Committee Members except those who are employees of the Government or a Public Sector Undertaking.

3) A Committee Member who is a Government servant or an employee of any Public Sector Undertaking shall draw traveling and daily allowances on the scale admissible to him from his parent organization.

4) For the Committee Members who are not covered as in (3) above, payment of TA and DA shall be at the rates applicable to Group A officers of the Government of Karnataka.

#### 15. Cessation of Membership

1) **By Absence:** A Committee Member who fails to attend three consecutive meetings of the Committee without prior intimation to the Commission and without valid reasons for his absence shall forthwith cease to be a Committee Member.

2) **By Resignation:** Any Committee Member may, by writing under his hand addressed to Secretary of the Commission, resign his office as a Committee Member.

3) The Commission will take appropriate action to nominate a Committee Member to fill up the vacancy thus caused.

**16.** In cases not expressly provided for in these Regulations for the conduct of meetings, the decision of the Chairman presiding at the meeting on all matters relating to the conduct of business at the meeting shall be final

By order of the Commission

Secretary to Commission

K.E.R.C.