

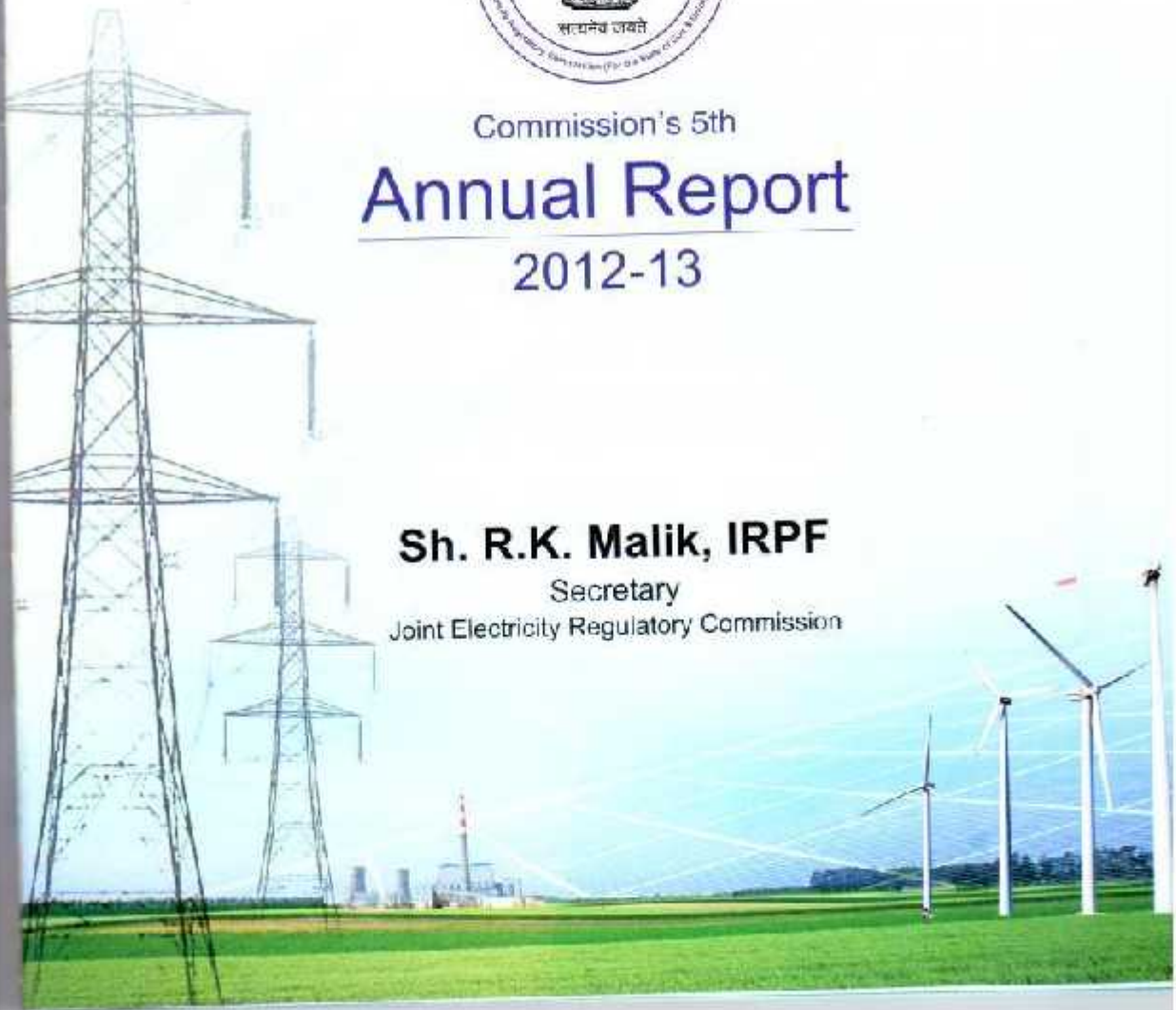
Joint Electricity Regulatory Commission
(for State of Goa & Union Territories)



Commission's 5th
Annual Report
2012-13

Sh. R.K. Malik, IRPF

Secretary
Joint Electricity Regulatory Commission





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1. THE COMMISSION IN BRIEF

1.1 Introduction

In exercise of the powers conferred by Section 83 of the Electricity Act, 2003, the Central Government constituted a two member (including Chairperson) Joint Electricity Regulatory Commission for all Union Territories except Delhi to be known as 'Joint Electricity Regulatory Commission for Union Territories' with Headquarter at Delhi, as notified vide notification no. 23/52/2003 – R&R dated 2nd May, 2005. Later with the joining of the State of Goa, the Commission came to be known as 'Joint Electricity Regulatory Commission for the State of Goa and Union Territories' as notified vide notification no. 23/52/2003 – R&R (Vol. II) on 30th May, 2008. The Joint Electricity Regulatory Commission for the State of Goa and Union Territories started functioning with effect from August 2008. Office of the Commission is presently located in a rented building in the district town of Gurgaon, Haryana.

During the year, the Commission has endeavored to set up a fair, transparent and objective regulatory process in the State of Goa & Union Territories. The present Annual Report, the fifth of the Commission, presents the activities of the Commission during the financial year 2012-13.

All proceedings before the Commission are deemed to be judicial proceedings within the meaning of Sections 193 and 228 of the Indian Penal Code and the Commission is deemed to be a civil court for the purposes of Sections 345 and 346 of the Code of Criminal Procedure, 1973. The Commission has the power to act as arbitrator or nominate arbitrators to adjudicate and settle disputes arising between licensees.



Dr. V.K. Garg
Chairperson

1.2 Profile of Members of the Commission

Dr. V.K. Garg joined the Commission on 21st October 2008.

He is an MBA and has attended Advanced Management Programmes at Texas University USA and Cambridge University UK in addition to attending a course in Development of Finance Appraisal at Bradford University UK.

Dr. V.K. Garg after having served in Indian Economic Service for 17 years shifted to Public Sector to serve for another 17 years before he superannuated as Chairman and Managing Director of Power Finance Corporation Ltd. Dr. Garg, a PhD in Business Administration, has served Energy Sector, Power and Oil, in various capacities at senior positions. He was Director (Finance) of Power Grid Corporation Ltd for 8 years.

Under his leadership, PFC made successful transition from Mini Ratna to Navratna PSU, the highest recognition for any public sector company from Government of India for its performance. He spearheaded the paradigm shift in the company's business, culture and operations. New business generated during his tenure of 39 months was worth Rs. 1.41 lakh Cr or US\$ 30 billion as against total cumulative business of 1.85 lakh Cr generated in last 22 years since inception. PFC (IPO) under his stewardship was oversubscribed 77 times; Qualified Institutional Investors oversubscribed 136 times, a record for any PSU. Achieved one of the highest per capita productivity in India of post tax net profit of Rs. 4.3 Cr per employee per annum. Awarded three Ultra Mega Power Projects of 4000 MW costing US\$ 4 billion each at Sasan, Mundra & Krishnapatnam in private sector through International Competitive Bidding in a record time.





Sh. S.K. Chaturvedi
Member

Sh. S. K. Chaturvedi joined the commission on 31.05.2012

Sh. S. K. Chaturvedi has pursued M.Sc. (Special) in Geology from Lucknow University and PG Diploma in Personnel Management & Industrial Relation from Andhra Pradesh productivity Council. He also pursued Advance Management Programme from ASCL, Hyderabad.

In a career spanning about 35 years, Sh. S. K. Chaturvedi has served in leading Public Sector Undertakings such as National Mineral Development Corporation, National Thermal Power Corporation, Power Grid Corporation of India and National Hydroelectric Power Corporation. He has the rare distinction of having experience in generation, both Thermal & Hydro and Power Transmission Projects.

In August 2008, he was appointed as Chairman and Managing Director of POWERGRID, a Navratana CPSU, and took the challenge of developing transmission system for XI & XII Five Year Plan targets of Govt for the power sector. Under his leadership, POWERGRID, during FY 2008-09, 2009-10 & 2010-11, has achieved significant milestones such as exceeding budget utilization target & Overall MoU targets, timely commissioning of projects of national importance like National Load Despatch Centre (NLDC) project & prestigious consultancy assignment in Afghanistan etc. As on June 30, 2011, Company owns & operated about 84,432 ckt kms of transmission lines upto 765 kV voltage level and 138 nos of EHV sub-station including GIS sub-station with transformation capacity of over 93,680 MVA, wheeling 50% of total power produce in the country.

He has been conferred with many Awards, notably, 'Best CEO Award 2009' by World HRD Congress, 'Change Master' Award by Delhi Chapter of National HRD Network, National HRD Network Award for Best HR Practices, PR Excellence Award by Public Relations Society of India and Fellowship of AIMA for professional contribution in the field of management.

Sh. Chaturvedi held position of President "Very large Power Grid operators of the world", Vice Chairman "CBIP" and currently holding President "IPE".



Joint Electricity Regulatory Commission

1.3 Office of the Commission

Shri R.K. Malik, an IRPF officer of 1988 Civil Service Batch (Ministry of Railways) joined as Secretary (Joint Secretary Level in GOI) in the Commission on deputation w.e.f. 7th September, 2011.

Shri Rajeev Amit, Electrical Superintending Engineer from Bihar State Electricity Board joined as Director (Engineering) on 28th April, 2011 on deputation.

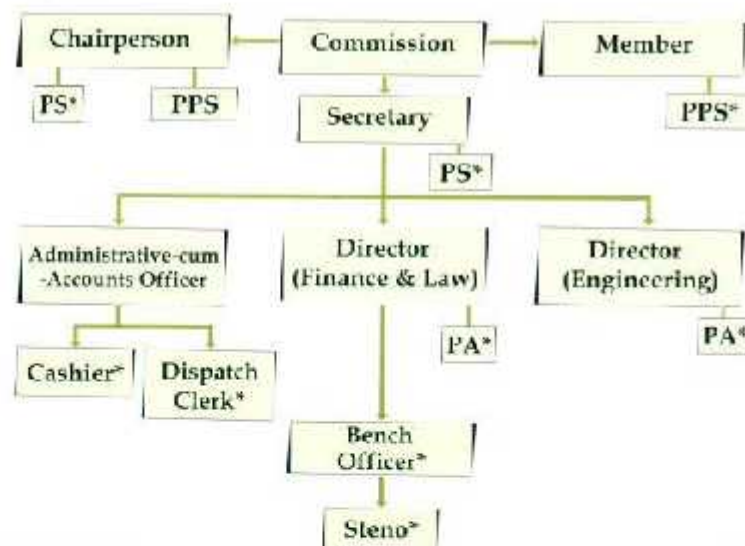
Shri Anish Garg, Joint Director (Performance Standards & Enrgy) from Delhi Electricity Regulatory Commission joined as Director (Finance & Law) on 17.07.2012 on deputation.

Shri Pramod Singh, Pay & Accounts Officer from Ministry of HRD joined as Administrative-cum-Accounts officer on 01.08.2012 on deputation.

Shri Ramesh Kumar, Private Secretary from Ministry of Rural Development joined as Principal Private Secretary on 06.11.2012 on deputation.

1.4 Organization structure

In terms of Section 91 of Electricity Act, Ministry of Power sanctioned the staff strength and accordingly recruitment process started. The Organizational Structure is as below (excluding Secretarial support).



* Vacant





2. THE MANDATE OF THE COMMISSION

The Electricity Act, 2003, aims at consolidating the laws relating to generation, transmission, distribution, trading and use of electricity and generally taking measures conducive to development of electricity industry, promoting competition therein, protecting interest of consumers and supply of electricity to all areas, rationalization of electricity tariff, ensuring transparent policies.

2.1 The Commission is vested with the responsibility of discharging the following functions:

- a) determine the tariff for generation, supply, transmission and wheeling of electricity, wholesale, bulk or retail, as the case may be;
- b) regulate electricity purchase and procurement process of distribution licensees including the price at which electricity shall be procured from the generating companies or licensees or from other sources through agreements for purchase of power for distribution and supply within the State;
- c) facilitate intra-state transmission and wheeling of electricity;
- d) issue licenses to persons seeking to act as transmission licensees, distribution licensees and electricity traders with respect to their operations within the State/ Union Territories;
- e) promote cogeneration and generation of electricity from renewable sources of energy by providing suitable measures for connectivity with the grid and sale of electricity to any person, and also specify, for purchase of electricity from such sources, a percentage of the total consumption of electricity in the area of a distribution licensee;
- f) adjudicate upon the disputes between the licensees, and generating companies and to refer any dispute for arbitration;
- g) levy fee for the purposes specified under this Act;
- h) specify State Grid Code consistent with the Indian Electricity Grid Code (IEGC) specified by Central Electricity Regulatory Commission;
- i) specify or enforce standards with respect to quality, continuity and reliability of service by licensees;
- j) fix the trading margin in the intra State trading of electricity, if considered, necessary;
- k) approval of Power Purchase Agreements, and
- l) discharge such other functions as may be assigned to it under the Act.



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- 2.2 **The Commission shall advise the State/ Union Territory Government on all or any of the following matters, namely:-**
- a) promotion of competition, efficiency and economy in activities of the electricity industry;
 - b) promotion of investment in electricity industry;
 - c) reorganization and restructuring of electricity industry in the State/ U.Ts
 - d) matters concerning generation, transmission, distribution and trading of electricity or any other matter referred to the Joint Commission by that Government.
- 2.3 **The Commission shall ensure transparency while exercising its powers and discharging its functions.**
- 2.4 **In discharge of its functions the Joint Commission shall be guided by the Electricity Act, 2003, the National Electricity Policy, National Electricity Plan and Tariff Policy.**



6th State Advisory Committee meeting on 8th October, 2012 at New Delhi





3. MISSION STATEMENT

The Joint Electricity Regulatory Commission is committed to fulfill its mandate for creating an efficient and economically viable electricity system in the State of Goa & Union Territories, balance the interests of all stakeholders while fulfilling its primary responsibility to ensure reliable supply of power at affordable rates and shall be guided by the principles of transparency, accountability, equitability and participation in discharge of its functions, to safeguard the interests of the licensees and generating companies in the State of Goa & Union Territories and to give a fair deal to consumers at the same time.

To achieve above, the Commission aims to:

- a) Promote competition, efficiency and economy in the activities of the Electricity Industry within the State of Goa & Union Territories;
- b) Regulate effectively the power purchase and procurement process of the distribution licensee; for sale, distribution and supply of electricity within the State of Goa & Union Territories;
- c) Encourage cogeneration and use of energy generated from Renewable Sources;
- d) Consumer satisfaction with mechanism to redress its complaint urgently;
- e) Introduce open-access & reduce the cross-subsidy;
- f) Improve access to information for all Stakeholders.



Heating on ARR and determination of Tariff in the UT of Puducherry



4. THE YEAR IN RETROSPECT

4.1 Amendment in Regulations

The following Regulations have been amended during the year 2012-13:-

1. Regulation No 4. (Establishment of Forum for Redressal of Grievances of Consumers) Regulations, 2009.
2. Regulation No-10, JERC (Terms & Conditions for determination of Tariff) Regulations, 2009.

4.2 Commission's Web Site

JERC has its own website www.jercuts.gov.in which is regularly updated to provide transparency, easy access and wide publicity to consumers and other stakeholders in respect of various activities being undertaken.

All Petitions, Orders, Tariff Orders, Regulations and other relevant notices are on the website, to ensure transparency & stakeholders' participation.

4.3 Protecting Consumers' Interest

4.3.1. Redressal of Grievances

The preamble of the Electricity Act, 2003 makes a specific mention of protecting the interest of consumers. The Act provides under Sub-section (5) of Section 42 for establishment of Forum for Redressal of Grievances of Consumers by every distribution licensee, in accordance with the guidelines as may be specified by the Joint Commission. Further, Sub-section (6) of Section 42 of the Act, provides for establishment of an authority known as Ombudsman to be appointed or designated by the Joint Commission. Any consumer of electricity who is aggrieved by non-redressal of his/ her grievance under Sub-section (5) can make a representation for redressal of his grievance to the Ombudsman.

The Joint Electricity Regulatory Commission (JERC) for Goa and UTs, has notified the regulations known as "JERC (Establishment of Forum for Redressal of Grievances of Consumers) Regulations, 2009" and "JERC (Appointment and Functioning of Ombudsman) Regulations, 2009". These are applicable in the State of Goa and UTs of A&N Islands, Chandigarh, Dadra & Nagar Haveli, Daman & Diu, Lakshadweep and Pondicherry. They provide the procedures and guidelines to be followed in redressal of consumers' grievances.

These Regulations are available on the website of the Commission.





4.3.2 Establishment of CGRF

Consumer Grievances Redressal Forums (CGRFs) established by Distribution Licensees/ Electricity Departments in the State of Goa and UTs for redressal of grievances of electricity consumers, are currently functional, the details of which are given below :-

S.No	Name of the CGRF	Name of Member	Designation	Office address	Contact No.	E-mail
1	Goa	1. Sh. V.K. Jha 2. Sh. Nelson Iype 3. Sh. P.K.Kamalan (Upto 28.02.2013)	Chairperson Member Nominated Member	Electricity Department, 4th Floor, Vidhyut Bhavan, Vasco- Goa	9881102937/ 0832-2501836 7588459505 09730043878	vkjba57@yahoo.com nelson1950@rediffmail.com kamalanakesavan@gmail.com
2	Andaman & Nicobar Islands	1. Sh. Manohar Singh 2. Sh. P.K.Kapoor 3. Sh. Sujit Thankachen	Chairperson Member Nominated Member	Office of the CGRF, Horticulture Road, Haddo, Port Blair.	09434280409/ 03192-231763(R) 09434286122/ 03192-244822(O) 03192-2863440(R)	cgrf.and@nic.in
3	Chandigarh	1. Sh. R.L.Kalsia 2. Sh. Sunil Kumar Madan 3. Sh. Inder Pal Gupta	Chairperson Member Nominated Member	Room No. 531, 5th Floor, UT. Secretariat, Deluxe Building, Sector - 9D, Chandigarh. Room No. 530,5th Floor, UT. Secretariat, Deluxe Building, Sector - 9E, Chandigarh.	0172-2745531 0172-2745531 0172-2745531	chairmancgrf@gmail.com
4	Daman & Diu	1. Sh. S.N.Saundankar 2. Sh. S.Subramanian 3. Sh. J.T.Bhanvadia (Upto 09.03.2013)	Chairperson Member Nominated	Department of Electricity, Power House Building, Sea Member Facing road, Nani, Daman- 396210	0260- 2992330 Fax. No - 0260- 2254745	eddaman@rediffmail.com
5	Dadra & Nagar Haveli	1. Sh. Lal Singh 2. Sh. T.D.Davda 3. Sh. M.C.Gandhi (Upto 28.02.2013)	Chairperson Member Nominated Member	Electricity Department, Dadra & Nagar Haveli, 66 KV substation, Amil Road, Silvassa-396230	09910384617 0260-2642926 Fax. No- 0260-2642338	chairperson_cgrf@rediffmail.com
6	Lakshadweep	1. Sh. B.Amamulla 2. Sh. Misbah Ashroda 3. Vacant	Chairperson Nominated Member Member	Electricity Division Office, UT of Lakshadweep, Kavaratti- 682 555	09496427878 04896-262127 04896-262616	lk-telelect@nic.in
7	Puducherry	1. Sh. O.M. Chandrasekhar 2. Sh. D. Gunasekaran 3. Sh. G. Venkateshan	Chairperson Member Nominated Member	No. 4, 3rd Cross Street, Sathya Nagar, New Saram, Puducherry- 605013	0413-2243151 Fax. No. 0413-2243251	cgrfpod.pon@nic.in cgrfpod@gmail.com



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Each CGRF has the jurisdiction to entertain the complaints/ grievances of consumers with respect to electricity services provided by its Distribution licensee/ Electricity Department.

CGRFs entertain any kind of complaint or grievance concerning with electricity supply to the consumers except those arising under Section 126 and 127 (unauthorized use of electricity), Section 135 to 139 (theft of electricity and offences and penalties there of), and Section 161 (notice of accident etc) under the Electricity Act, 2003.

CGRFs do not entertain complaints or grievances if they pertain to the same subject matter for which any proceedings before any court of law or authority (except those under the control of distribution licensee) or the Forum is pending or a decree, award or a final order has already been passed.

CGRFs also do not entertain any complaint in regard to recovery of arrears where the billed amount is not disputed.

CGRFs may reject the complaint/ grievance at any stage if it appears that the same is frivolous, vexatious, malafide or without any sufficient cause or there is no prima facie loss or damage or inconvenience caused to the consumer. However, CGRFs provide an opportunity of being heard before rejecting the complaints of consumers on this account.

Model procedures for filing the complaints by consumers have been made available to all CGRFs and are also available on the JERC website. CGRFs have been advised to create awareness among consumers about the procedures for Redressal of grievances as laid down by them and give wide publicity to the same by way of display on Notice board at various bill collection centers and Sub- divisional/ divisional offices of the licensees including placing on their websites. It has been advised that copies shall also be kept ready in the offices of CGRFs and licensees so that consumers of electricity, if they wish to have the same for their information or knowledge can collect it without any hindrance.

4.3.3 Grievances Settled by CGRF during the year:-

Name of the CGRF	Goa	Chandigarh	A & N Islands	Lakshadweep	Daman & Diu	Puducherry	DNH
Disposal of Grievances by CGRF							
No. of grievances outstanding at the close of previous year	Nil	20	03	02	02	13	Nil
No. of grievances received during the year	17	148	29	15	19	160	31
No. of grievance disposed during the year	17	147	28	17	18	167	27
No. of grievances pending at the close of the year	Nil	21	04	Nil	03	06	04
No. of grievances pending which are older than two months	Nil	Nil	Nil	Nil	Nil	Nil	Nil
No. of sittings of CGRF in the year	30	218	90	16	48	241	17





A snap shot of consumers, stakeholders attending public hearing at Puducherry

4.3.4 Ombudsman Office:-

Electricity Ombudsman, a statutory authority has been appointed by the Commission for the State of Goa and UTs. The territorial jurisdiction of the Electricity Ombudsman extends to the whole State of Goa and UTs of Andaman & Nicobar Island, Chandigarh, Dadra and Nagar Haveli, Daman & Diu, Lakshadweep and Puducherry. Any consumer aggrieved by non-redressal of his complaint or grievance under CGRFs has the option to make an appeal or a representation for redressal of his/ her grievance or dispute to the Ombudsman. The Ombudsman has been entrusted with a task of settling the grievances or disputes of consumers as per the provisions of "JERC (Appointment and Functioning of Ombudsman) Regulations, 2009.

The Ombudsman, in the first instance, endeavours to settle the dispute by mutual agreement between the complainant and the licensee through conciliation or mediation. Failing settlement through agreement, the Ombudsman decides the matter in the dispute on the pleadings of the parties concerned i.e., the consumer and the licensee department.

Detailed Procedure for submitting an appeal or a representation to the Ombudsman have been laid down and displayed on the website of the Commission. These have also been sent to CGRFs and licensees for giving due publicity.

During the year 2012-13, ten representations/ appeals were filed before the Electricity Ombudsman by electricity consumers in the State of Goa and UTs of Puducherry, Andaman & Nicobar Island and Lakshadweep. The number of representations and subject matter of these representations are detailed as under:



Joint Electricity Regulatory Commission

State/ UTs	Number of representations	Subject matter	Remarks
Goa	03	<ol style="list-style-type: none"> Shifting of newly constructed high tension line. Inordinate delay in replacement of defective meter- Low tension Industrial consumer. Faulty meter, showing excess consumption. 	<ol style="list-style-type: none"> Not admitted. Admitted and award/ order issued in favour of consumer. Yet to be admitted. (received late March, 2013)
Poducherry	05	<ol style="list-style-type: none"> Replacement of burnt meter- single phase domestic consumer. Non- release of domestic connection to newly built house. Deficiency in supply of electricity-EHT consumer with Contracted Demand of 14 MVA. Delay in effecting enhancement of Contracted maximum demand HT Consumer. Wrong billing - single phase domestic connection 	<ol style="list-style-type: none"> Admitted and award/ order issued in favour of consumer. Admitted and award/ order issued. Action to release connection shall be taken by the licensee depending upon the opinion and technical advice of the Electrical Inspector of the UT on the safety norms as - prescribed by CEA. Admitted and order issued based on the settlement mutually agreed between the consumer and the licensee and joint memorandum of agreement signed between them. Admitted and order issued based on the settlement mutually agreed between the consumer and the licensee and joint memorandum of agreement signed between them. Not admitted (representation time barred and also not in terms of provisions of regulations)
Andaman and Nicobar Island	01	Dangerous condition of electric pole near the premises of the consumer- request made to the licensee for its replacement in safe and sound manner, remaining unattended.	Not admitted as the same as per the regulations is not within the purview of the Ombudsman.
Lakshadweep	01	Refusal by the licensee to release domestic connection.	Yet to be admitted. (received late March, 2013)
Total	10		





As may be seen from the above table, awards/ orders were issued in respect of all such representations/ appeals before the Electricity Ombudsman which were admitted during the year. All awards went in favour of consumers.

Besides the above, during the year 2012-13, awards / orders were also issued in respect of two carried over representations of last year for Industrial consumers of Goa, action for which for conducting the hearings was on at the close of year 2011-12. Both these awards were also in favour of consumers.

4.4 Tariff Order

Eight Tariff Orders, on ARR and Tariff Petitions for 2012-13, received from Electricity Departments of Goa, Andaman & Nicobar Island, Dadra & Nagar Haveli, Daman & Diu, Chandigarh, Lakshadweep, Puducherry, Puducherry Power Corporation Ltd. (PPCL), have been issued.

4.5 T&D and Regional Transmission Losses

S.No.	Name of Licensee	FY 2012-13 #	
		T&D loss (%)	Regional Transmission loss (%)
1.	State of Goa	12.50	5.00
2.	UT of Andaman & Nicobar	18.03	N.A.*
3.	UT of Chandigarh	16.00	3.35
4.	UT of Daman & Diu	9.25	3.56
5.	UT of Dadra and Nagar Haveli	4.80	3.56
6.	UT of Puducherry	12.50	3.90
7.	UT of Lakshadweep	21.40	N.A.*

Approved in Tariff order for FY 2013-14 as part of Review of FY 2012-13

* Not connected to Grid



4.6 Highlights of the electricity utilities under jurisdiction of JERC

FY 2012-13*								
S No.	Particulars	UTILITIES						
		Chandgarh	Goa	Andaman & Nicobar Islands	Puducherry ^{^^^}	Dadra and Nagar Haveli	Daman & Diu ^{^^^}	Lakshadweep
1	No. of Consumers	2,04,137	5,81,302	1,11,024	4,06,494	62,051	59,716	19,792
2	Connected Load (in kW)	12,42,325	19,05,906	1,61,097	4,04,790#^	11,63,860	6,56,984	67,240
3	Energy Sales (MUs)	1455.14	2886.00	201.28	2348.49	4766.70	1867.00	36.12
4	Revenue Realised (Rs. Crs)^	655.36	938	98.2	799.94	1812.80	842.7	10.18
5	Average cost of supply	4.45	3.58	18.54	4.17	4.09	4.46	17.58
6	Average Tariff	4.50	3.25	4.88	3.41	3.80	4.51	3.55
7	Aggregate Revenue Requirement (Rs. Crs)**	647.84	1032.01	373.24	979.04	1951.85	832.07	84.17
8	ARR (Gap)/ Surplus (Rs. cr)^^^	32.87	0.00	0.00	680.84	57.13	101.35	73.19
9	T&D Loss (%)	16.00	12.50	18.03	12.50	4.80	9.25	21.40
10	Average Tariff as percentage of ACoS	101	91	26	82	93	101	20.19
11	Domestic as % ACoS	93	49	15	40	51	52	10.52
12	Commercial as % of ACoS	109	98	35	101	74	70	30.09
13	Industrial as % of ACoS	106	112	25	100	94	110	48.2
14	Agriculture as % of ACoS	51	39	43	9	27	16	N.A
15	Domestic Revenue as % of Total Revenue	40	16	27	10	0.92	1.98	47.45
16	Commercial Revenue as % of Total Revenue	31	8	40	11	0.44	1.23	39.48
17	Industrial Revenue as % of Total Revenue	20	59	6	75	98.5	96.51	6.68
18	Agriculture Revenue as % of Total Revenue	0.05	0.04	0.29	0.28	0.02	0.03	N.A
19	Per Capita Consumption (in 1000 units/year)	7.1	5.0	1.8	5.6	76.8	31.3	1.82





* Revised estimates based on the performance review in tariff order for FY 2013-14

^ Does not include the revenue from sale of surplus power, Revenue on account of FPPCA variations, UI etc; considered at 100% collection efficiency.

** Net Revenue Requirement

^^ If shown as zero, it is proposed to be filled from budgetary support from the Government, the value is after including previous year's gap and surplus.

#^ Includes agriculture, HT Industrial, HT Govt. establishments, EHT Industrial only

^^^ Category wise percentage calculated are on the figures for second half of FY 2012-13

4.7 Meetings held by the Commission

Two no. of meetings of the Commission were held during the year.

4.8 Status of Petitions in FY 2012-13

Petitions as on 1.04.2012	17
Petitions received during the year 2012-13	31
Total	48
Petitions disposed off during the year 2012-13	38
Petitions as on 31.03.2013	10



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Details of petitions under process as on 31.03.2013

S. No.	In the matter of
i	Petition stating that Lakshadweep falls under the Rural Category based on the Seventy- Third Amendment Act, 1992 by notifying the Lakshadweep Panchayats Regulation 1994. Department of Electricity, Lakshadweep is also entitled to get the exemptions mentioned in the 8th provision of Section 14 of the Electricity Act, 2003. Administrator, Lakshadweep : Petitioner
ii	Intimation for release of Power more than 25000KVA on 66KV system to M/s. Alok Industries, Sayali till the installation work of 220KV switching station is completed. Electricity Department, Dadra & Nagar Haveli : Petitioner
iii	M/s Saheli Export Pvt. Limited : Petitioner Electricity Department, Puducherry
iv	Petition for approval of Complete/actual capital cost of the project-a power Generating Company- under Regulation 3(2)(a),3(4),12 and 36 of the JERC Regulations 2009. Miscellaneous application for directions to the respondents to release the short payment of interest made by the respondents to the petitioner for the period between April ,2013 till October, 2012, on the agreed provisional cost of Rs. 77.595 Crores as an interim measures. M/sSuryachakra Power Corporation Limited :Petitioner Vs Electricity Department, A&N : Respondent
v	Petition for approval of Power Purchase Agreement between Electricity Department, A&N AND NTPC Ltd. Electricity Department, A&N : Petitioner
vi	Petition for approval of Power Purchase Agreement between Electricity Department, A&N and Suryachakra Green Fuels Ltd. Electricity Department, A&N :Petitioner
vii	Petition for approval of agreement for hiring of 10MW DG capacity between ED,A&N Administration and M/s Sudhir Ready Genset Corporation under Section 86(1) (b) of Electricity Act, 2003. Electricity Department, A&N : Petitioner
viii	Petition for approval of agreement for hiring of 5MW DG capacity between ED,A&N Administration and M/s New Bharat Engineering, Navi Mumbai, Section 86(1) (b) of Electricity Act, 2003. Electricity Department, A&N : Petitioner
ix	Petition for adjudication of disputes between the Petition -a Power Generating Company and the Respondents- the Distribution Licensee. Electricity Department, A&N : Petitioner
x	Review of Commission's Order dated 19.10.2011 and 12.12.2011 in the petition for intimation regarding release of power more than 25000KVA on 66KV system to M/s. Alok Industries, Sayali till the installation work of 220KV switching station is completed. Electricity Department, Dadra & Nagar Haveli : Petitioner





4.9 Suo-moto Petitions

In addition to status of Petitions at Sl. No. 4.8 the status of Suo- Moto petitions in FY 2012-13 is as under

Suo - Moto Petitions as on 1.04.2012	5
Suo- Moto Petitions initiated in 2012-13	9
Total	14
Suo- Moto Petitions disposed off during 2012-13	8
Suo- Moto Petitions as on 31.03.2013	6

(A) Details Suo- Moto Petitions under process as on 31.03.2013

Sl. No	In the Matter of
i.	Establishment of Consumer Grievance Redressal Forums. Compliance of Order dated 9.10.2010 of the Hon'ble Appellate Tribunal for Electricity. Respondents: Electricity Department Goa, Electricity Department Andaman & Nicobar Islands, Electricity Department Chandigarh, Electricity Department Daman & Diu, Electricity Department, Dadra & Nagar Haveli, Electricity Department Lakshadweep, Electricity Department Puducherry.
ii.	Compliance of JERC for the State of Goa and UTs(Procurement of Renewable Energy) Regulations, 2010 regarding Renewable Purchase Obligation (RPO) Respondents : Secretary (Power), Govt. of Goa, Secretary (Power), UT of Andaman & Nicobar Islands, Secretary (Power), UT of Chandigarh, Secretary (Power), UT of Daman & Diu, Secretary (Power), UT of Dadra & Nagar Haveli, Secretary (Power), UT of Lakshadweep, Secretary (Power), UT of Puducherry.
iii.	Loss Reduction Programme-reg. And :



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	<p>Secretary (Power), Govt. of Goa, Secretary (Power), UT of Andaman & Nicobar Islands, Secretary (Power), UT of Chandigarh, Secretary (Power), UT of Daman & Diu, Secretary (Power), UT of Dadra & Nagar Haveli, Secretary (Power), UT of Lakshadweep, Secretary (Power), UT of Puducherry.</p>
iv.	<p>Status of Consumer Metering, Reading and Billing of category wise And Secretary (Power), Govt. of Goa, Secretary (Power), UT of Andaman & Nicobar Islands, Secretary (Power), UT of Chandigarh, Secretary (Power), UT of Daman & Diu, Secretary (Power), UT of Dadra & Nagar Haveli, Secretary (Power), UT of Lakshadweep, Secretary (Power), UT of Puducherry.</p>
v.	<p>Opinion from Ministry of Law and Justice on the operationalization of Open Access in Power Sector And Secretary (Power), Govt. of Goa, Secretary (Power), UT of Andaman & Nicobar Islands, Secretary (Power), UT of Chandigarh, Secretary (Power), UT of Daman & Diu, Secretary (Power), UT of Dadra & Nagar Haveli, Secretary (Power), UT of Lakshadweep, Secretary (Power), UT of Puducherry.</p>
vi.	<p>A & A Petition for revise Application and Agreement form (A&A) as provision in Electricity Act, 2003.</p>





5. ANNUAL ACCOUNTS OF THE COMMISSION SHOWING RECEIPTS AND EXPENDITURE

The Commission was allocated a budget of Rs. 400 lakh in BE and RE for the year 2012-13 as grant-in-aid, besides saving of Rs. 09.35 lakhs pertaining to the year 2011-12.

5.1 Statement of Income and Expenditure during the Year 2012-13 is furnished below:-

Sl.No.	Particulars	Income In Lakh rupees	Expenditure In Lakh rupees
	Balance in hand B/F	09.35	
A	Income:		
	By grants/Loans/Subsidies From Govt. of India (Grant-in-aid) Grant-in-aid received vide sanction no. & dated		
	i. 47/6/2010-R&R 30.04.2012	66.00	
	ii. 31.05.2012	60.00	
	iii. 12.07.2012	100.00	
	iv. 08.09.2012	100.00	
	v. 26.12.2012	34.00	
	vi. 21.03.2013	40.00	
	Total	400.00	
	Contribution/subscription received from FOR	7.00	
		-	
	By Royalty, Publications, etc		
	Interest on Saving Account	0.07	



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B	Expenditure:	*	
1.	Salaries(Chairman & Member of the Commission)		31.41
2.	Salaries (Officers and Establishments)		46.84
3.	Payments for Professionals and Others Services.		
	(a) Professional		42.64
	(b) Other Services		51.24
	(i) Outsourcing of personnel	44.89	
	(ii) Outsourcing for Housekeeping job	2.36	
	(iii) Outsourcing for security personnel	3.99	
4.	Domestic Travel	—	52.15
5.	Foreign Travel	—	0.02
6.	CPF*	—	1.68
7.	Electricity & Power	—	3.36
8.	Rent Rate & Taxes	—	55.72
9.	Vehicles (Hiring of Vehicles)	—	22.45
10.	Postage, Telephones& Communication Charges.	—	5.06
11.	Printing and stationery	—	7.63
12.	Subscription to FOR/FOIR etc.	—	7.00
13.	Seminar and Conferences	—	17.85
14.	Legal Fee	—	7.12
15.	Adv. & Publication	—	27.88
16.	Others :		5.83
	a) Office Expenses	5.72	
	b) Bank Charges	0.05	
	c) Miscellaneous	0.06	





17. Machinery & Equipment	* —	1.45
18. Furniture & Fixture	—	4.11
19. Expenditure on Ombudsman	—	23.98
TOTAL	—	415.42
Balance in Hand	—	1.00
Total	416.42	416.42

Note: The above figures are based on internal records of the Commission

- License fee/ other fee placed in FDR :-
with Oriental Bank of Commerce pending
allotment of relevant head of Account
Rs. 347.21 Lakh (2012-13)
Rs. 301.95 Lakh (2011-12)
Rs. 235.62 Lakh (2010-11)
Rs. 228 Lakh (2009-10)
- Placed in FDR/ CPF A/C with
Oriental Bank of Commerce
Rs. 1.68 Lakh* (2012-13)

* The figure of Rs. 1.68 Lakh is govt. contribution for FY 2012-13 in respect of the Chairman and for Member w.e.f. 01.06.2012.

5.2 ANNUAL LICENCE FEE

The amount received from Goa & UTs on account of Licence Fee for the year 2012-13 is as under:-

Sl. No.	Date of Receipt	State/UT/Other	Amount (in rupees)
1.	13.09.2012	Electricity Department, Andaman & Nicobar Island	5,12,800
2.	06.12.2012	Electricity Department, Puducherry	43,09,890



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3.	07.12.2012	Electricity Department, Lakshadweep	50,000
4.	01.01.2013	Electricity Department, DNH	99,80,000
5.	01.01.2013	Electricity Department, Goa	46,37,000
6.	04.02.2013	Electricity Department, Daman & Diu	33,71,400
7.	15.01.2013	Electricity Department, Chandigarh	36,09,000
Total			2,64,70,090

5.3 PETITION FEE

The amount received on account of fees of petitions submitted during 2012-13 is detailed as under:-

Sl. No.	Date of Receipt	State/UT/Other	Amount (in rupees)
1.	13.03.2012	Compliance of JERC for the State of Goa & UTs (Procurement of Renewable energy) Regulations,2010	10,000
2.	14.03.2012	Petition under the provisions of section 61,62 & 86 (1) of the Electricity Act, 2003 and JERC (Procurement of Renewable energy) Regulations,2010 for approval of "Power Purchase Agreement to be executed between Daman & Diu and the selected bidder ED-Daman & Diu	1,10,000
3.	05.06.2012	Petition for removal of difficulty in the matter of interpretation of section 10.1 (2) (i) in view of orders passed by the Hon'ble CGRE, UT of Chandigarh	10,000
4.	13.06.2012	Fee for filing of Petition in the matter of Silvassa Industries Association vs. Dadra & Nagar Haveli	50,000
5.	21.06.2012	Review Petition in respect of Tariff Order FY 2012-13 dated 07th May, 2012 issued by JERC for the UT Chandigarh	69,600



6.	31.07.2012	Filing of petition for approval of ARR and Tariff proposal for FY 2012-13 for the UT of Lakshadweep	5,04,000
7.	03.09.2012	M/s Saheli Exports Ltd vs. ED-Puducherry	1,000
8.	10.09.2012	Review Petition in the matter of Tariff Order dated 27th June,2012 of Hon'ble JERC for FY-2012-13 of ED-Goa	75,000
9.	11.09.2012	Review Petition in the matter True up of ARR for the year 2010-11, Review the ARR FY 2011-12 and approval of ARR and determination of tariff for 2012-13 of DNH	80,000
10.	28.09.2012	Filing of petition for the approval of Power Purchase Agreement (PPA) for procurement of 200 MW power on long term basis as per the case-1 bidding guidelines of Ministry of Power.	1,00,000
11.	16.11.2012	Application for seeking approval of draft power purchase agreement proposed to be entered into by Electricity wing of engineering department with NTPC for supply of unallocated power from NTPC stations	1,00,000
12.	27.11.2012	Submission of Petition for approval of the ARR and Tariff proposal for FY 2013-14 under section 61,62 & 64 of Electricity Act, 2003	5,29,500
13.	29.11.2012	Petition for approval of completed/actual capital cost of project and tariff of the petitioner.	10,00,000
14.	29.11.2012	Miscellaneous application for directions to the respondents to release the short payment of interest made by the respondents to the petitioner for the period between April 2013 till October, 2012, on the agreed provisional cost of Rs. 77.595 Crores as an interim measures.	1,000
15.	29.11.2012	Petition for seeking approval regarding the extension of time in respect of ARR & Tariff Petition for FY 13-14, ARR for FY 12-13 and true up petition for FY 11-12	10,000
16.	30.11.2012	Petition for approval of ARR & Tariff Petition for FY 13-14 for UT of DNH	8,15,000





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17.	30.11.2012	Petition for approval of ARR & Tariff Petition for FY 13-14 for UT of D&D	6,35,000
18.	06.12.2012	Application for condonation of delay in filing the ARR and Tariff fixation for FY 13-14	10,000
19.	10.01.2013	Application for condonation of delay in filing of Tariff Petition for PPCL Gas Power Station 32.5 MW for the period 01.04.13 to 31.03.14	10,000
20.	10.01.2013	Fee for approval of Power Purchase agreement between ED-A &N and NTPC Ltd.	1,00,000
21.	10.01.2013	Fee for approval of Power Purchase agreement between ED-A &N and Suryachakra Green Fuels LTd.	1,00,000
22.	15.01.2013	Petition for seeking approval of the Open Access Charges for LTOA/STOA customer for FY 12-13	10,000
23.	15.01.2013	Petition for hiring of 5MW & 10MW DG Sets (Rs.20,000/-)& difference amount for admission of petition received on 11.03.2012 (Rs.1,80,000/-)	2,00,000
24.	15.01.2013	Affidavit in the matter of ARR and tariff petition for year 2013-14	7,50,000
25.	22.01.2013	Extension for filing of the ARR and Tariff proposal for FY 13-14, Goa	10,000
26.	24.01.2013	Petition for adjudication of disputes between M/s Suryachakra Power Corporation vs. ED- A&N	5,00,000
27.	31.01.2013	Petition for approval regarding extension of time in respect of ARR & Tariff Petition for FY 13-14, CHD	10,000
28.	05.02.2013	Tariff Petition for PPCL Gas Power Station 32.5 MW for the period 01.04.13 to 31.03.14	10,00,000
29.	05.02.2013	Petition for approval of ARR for FY 2013-14 of ED-Goa	7,44,000
30.	12.02.2013	Application for seeking impleadment of the applicant in respect of adoption of tariff and draft Power Purchase Agreement for procurement of 200 MW	1,000
31.	12.02.2013	Application under Regulation 23 and 79 of JERC (Conduct of Business Regulation) 2009	1,000
32.	15.02.2013	ARR & Tariff Petition for FY 13-14, ARR for FY 12-13 & True up of FY 11-12	7,05,500
Total			82,51,600

Other Fee

1.	03.01.2013	Fee for apply of certified copy of order dated 27.12.2012	50
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6. OUTCOME OF REGULATORY PROCESS IN TERMS OF BENEFITS TO CONSUMERS AND DEVELOPMENT OF SECTOR

Regulation is the basic tool to implement policy. As national policies change and evolve in response to the new realities of a fast changing and increasingly interdependent world, the regulations too need to change in order to serve their original purpose.

Regulatory regime in power sector aims at rationalization of electricity tariff, transparent policies regarding subsidies, promotion of efficient and environmentally benign policies. This is to be accomplished by balancing the interest of licensees and that of consumers, there by achieving the twin objective of ensuring reasonable returns to investors and at the same time protecting the interest of consumers.

The standard prescription for restructuring and regulatory reform is to set up rules and procedures that reduce regulatory uncertainty and provide reasonable tariff to enable recovery of fixed & variable cost and incentivize return on equity to facilitate efficiency and competition regulators are given multiple explicit and implicit goals which must be achieved despite number of constraints. These include:

- Charging consumers "reasonable" prices overall for services provided by the regulated monopoly (the rent extraction goal).
- Inducing the monopoly supplier to perform its services efficiently (the supply-side efficiency goal).
- Providing consumers with incentives through tariff structure.
- Efficient utilization (consumption) decisions regarding their use of the services offered by the regulated monopoly (the demand-side efficiency goal).
- Providing adequate incentives for the economic environment to attract additional capital to the regulated monopoly sector (and to invest in maintaining the existing capital stock) to balance supply and demand over time. This requires regulatory rules and procedures that allow the regulated firm to anticipate revenues that will at least cover the (efficient) costs of supplying services, including a return on investment at least equal to the firm's cost of capital (the capital attraction goal or firm viability constraint).

The accountability of regulatory institutions flow out of above defined goals. There is a need to adapt our regulatory frameworks continuously to help create an environment where such an industry can grow and develop the way it was intended.





7. WORK PLAN FOR THE YEAR AHEAD

7.1 Finalization of Draft Regulations:-

Following draft Regulations which were formulated and sent to Ministry of Power, GOI in terms sections 89 (2) and 91 (3) of The Electricity Act, 2003, to be finalized upon receipt of approval from MOP, GOI.

- JERC (Leased Accommodation) Regulations, 2010.
- JERC (Indoor/ Outdoor Medical Facilities) Regulations, 2011

7.2 Establishment of CGRF -

CGRF has been established in the jurisdiction of all the distribution licensees in the regulatory domain of this Commission and are functional.

7.3 Constitution of Review Committee for Supply Code & Review Panel for Distribution Code.

Electricity Supply Code Review Committee and Distribution Code Review Panel have been established. Second meeting of Supply Code Review Committee was held at Chandigarh on 21.09.2012

7.4 Work for Issuance of Tariff order for the next year i.e. FY 2014-15 to begin in November, 2013

The Tariff order for ensuing year are likely to be issued for the State of Goa and UTs.

7.5 State Advisory Committee -

Regular meetings of the State Advisory Committee are being organized in terms of Regulation JER No. 7 of JERC (State Advisory Committee) Regulations, 2009.

7.6 Framing of Multi Year Tariff Regulations

Framing the draft MYT Regulations, seeking public comments, holding public hearing and thereafter finalization of MYT Regulations.



7.7 Framing of DSM Regulations

Framing the draft Demand Side Management Regulations, seeking public comments, holding public hearing & thereafter finalization of DSM Regulations.

7.8 Amendment in Regulations

Various comments have been received from Electricity Departments, consumers on various regulations. Amendments have been made in Regulations accordingly.

