

**JOINT ELECTRICITY REGULATORY COMMISSION FOR  
THE STATE OF GOA AND UNION TERRITORIES  
GURGAON**

Coram  
Dr. V.K. Garg, Chairperson  
**Petition No. 33/2011**



**In the matter of**

Filing of ARR and Tariff Proposal for the FY 2011-12.

**And in the matter of:**

Electricity Department, Daman & Diu  
Petitioner

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**Present**

1. Shri Anand K. Ganesan, Counsel for Petitioner
2. Shri S. Siddharth Mehta, Consultant for Petitioner

**ORDER**

**30.03.2012**

Notice sent on 20.03.2012 to Daman Industries Association / Appellant in Appeal No. 169 of 2011 not received either served or unserved. Fresh notice be again sent through Registered A.D., Speed Post, Ordinary Post and Electricity Department, Daman and Diu to Daman Industries Association returnable for 16.04.2012.

M/s Daman Industries Association filed Appeal No. 169/2011 before the Hon'ble APTEL. Hon'ble APTEL partly allowed the appeal and gave directions to the Commission in para 10.6 of the Judgment in regard to allowing the Power Purchase Cost Adjustment (PPCA) which is reproduced below:-

“The Joint Commission is directed to re-determine the formula taking into account the Regulations and the conditions specified under the PPCA.

formula. The formula should be such that there is no scope for ambiguity and it determines the PPCA by mechanical application of the formula. The State Commission may also direct the Respondent No. 1 to display the PPCA in a consumer friendly format on its website for the benefit of the consumers.

Contd...2/-

As FY 2011-12 is going to end shortly, the State Commission is also at liberty to decide the PPCA for the FY 2011-12 and consequential modification in retail supply tariff after hearing the concerned parties and our directions for specifying the correct formula may be noted for future.”

Since the financial year 2011-12 would end on 31<sup>st</sup> March, 2012, the Commission opts to decide PPCA for the FY 2011-12 after hearing the concerned parties.

In view of the above, the Commission direct the Electricity Department, Daman and Diu to furnish the following information on or before 10.04.2012:-

- (A) (i) Total amount collected by the Electricity Department, Daman and Diu on account of fuel surcharge till date.
- (ii) Total amount billed on account of Fuel surcharge by Electricity Department, Daman and Diu, till date.
- (iii) Methodology, computation and working sheet of the Fuel Surcharge calculation.
- (iv) Details of the “Designated officer” appointed by Electricity Department of Daman and Diu as per the JERC Tariff Order dated 03.10.2011, his role and responsibilities.
- (v) Whether details of Fuel Surcharge, its computation methodology & calculations were uploaded on the website of Electricity Department, Daman and Diu.
- (B) (i) List of consumers who asked information about the basis of calculation and computation of such fuel surcharge as per the JERC Order and status of the replies from the department to the consumers.

Post for Hearing at 11.00 A.M. on 16.04.2012.

**Sd/-**  
**(Dr. V.K. Garg)**  
**Chairperson**

**Member (Vacant)**

- ☆ Post of the Member is vacant. According to provisions of section 93 of the Electricity Act, no act or proceedings of the appropriate Commission shall be questioned or invalidated merely on the ground of existence of any vacancy or defect in the Constitution of the appropriate Commission. As per conduct of business regulation of the JERC “Coram is Two” but if the Member is prevented from attending the meeting or the hearing for any reason, the Hon’ble Chairperson will constitute a valid Coram.