

KERALA STATE ELECTRICITY REGULATORY COMMISSION
THIRUVANANTHAPURAM

Present : Adv. A J Wilson, Member

IA No.06/2022

In the matter of : Condonation of delay in filing the petition of ARR&ERC for the Control Period from 2022-23 to 2026-27
Petitioner : M/s SmartCity (Kochi) Infrastructure Pvt. Ltd.

Order dated 19-09-2022

1. Instant petition is for condoning the delay in filing the petition of ARR&ERC for the Control Period from 2022-23 to 2026-27 by M/s SmartCity (Kochi) Infrastructure Pvt. Ltd. (hereinafter referred to the licensee or the petitioner). As per Regulation 10(1)(i) of the KSERC (Terms and conditions for determination of Tariff) Regulations 2021, the petition for approval of ARR&ERC, including capital investment plan for each year of the control period is to be filed by the licensee on or before 31-12-2021. M/s SmartCity (Kochi) Infrastructure Pvt. Ltd. has filed petition for approval of ARR&ERC for the control period 2022-23 to 2026-27 vide letter dated 26-08-2022, which was received on 02-09-2022 in the Office of the Commission.
2. M/s SmartCity further submits that the delay in filing the petition was due to the following reasons.
 - a. SmartCity is engaging only very minimal staff to carry out the distribution business functions to minimize the overall cost. Due to this, staffs involved in the preparation of petition is heavily loaded. The regulatory matters were handled by these staffs required several clarifications regarding regulatory provisions relating to the preparation of ARR&ERC to avoid lack of clarity in the petition for the current control period.
 - b. There was no expert engaged to provide advice on preparation of petition. This also caused delay in preparation of the petition.
3. M/s SmartCity, therefore, prayed before the Commission to condone the delay in filing the petition for approval of ARR&ERC for the control period 2022-23 to 2026-27.
4. The Commission examined the matter and the reasons given by the licensee for condoning the delay. As per Regulation 10(1)(i) of the KSERC (Terms and conditions for determination of Tariff) Regulations 2021, the petition for approval of

ARR&ERC including capital investment plan for each year of the control period is to be filed by the licensee on or before 31-12-2021. M/s SmartCity has filed petition for approval of ARR&ERC for the control period 2022-23 to 2026-27 vide letter dated 26-08-2022, which was received on 02-09-2022 in the Office of the Commission. Accordingly, there is a delay of 244 days in filing the petition. The Commission has examined the reasons given by the licensee for the delay and is of the view that, considering the lack of experts and other administrative reasons, the delay of 244 days in filing the petition on ARR&ERC for the control period from 2022-23 to 2026-27 can be condoned.

Orders of the Commission

5. After considering the matter in detail, the Commission hereby condones the delay of 244 days in the filing and admits the petition on ARR&ERC for the control period from 2022-23 to 2026-27 of the licensee for further processing.

Sd/-

Adv. A. J. Wilson

Member (Law)

Approved for Issue

Sd/-
Secretary