

KERALA STATE ELECTRICITY REGULATORY COMMISSION

NOTIFICATION

CONDITIONS OF LICENCE FOR EXISTING DISTRIBUTION LICENSEES (FIRST AMENDMENT) REGULATIONS, 2009

No. KSERC/II/Regulation/2009/ Dated, December 16, 2009 Thiruvananthapuram,

In exercise of powers conferred under Section 181 of Electricity Act, 2003 (Central Act 36 of 2003), and all other powers enabling in this behalf, and after previous publication, the Kerala State Electricity Regulatory Commission hereby makes the following regulations to amend the Conditions of Licence for Existing Distribution Licensees Regulations, 2006, namely.-

1. Short title and Commencement.- (1) These Regulations may be called the Kerala State Electricity Regulatory Commission (Conditions of Licence for Existing Distribution Licensees) First Amendment Regulations, 2009.

(2) They shall come into force at once.

2. Amendment of Regulations.- In the Kerala State Electricity Commission (Conditions of Licence for Existing Distribution Licensee) Regulations, 2006, (hereinafter referred to as the principal regulations)

- (i) for sub clause (l) of Clause 14, in Form I of the principal regulations, the following clause shall be substituted, namely:-
“During the tenure of licence, the distribution licensee shall pay to the Commission the licence fee, mentioned in the special conditions in Part V before 30th April of every financial year based on provisional calculation of revenue from sale of power for the previous year. On finalization of accounts, balance fee if any due shall also be paid and if fee paid is excess, it shall be adjusted in future payments”;

- (ii) for clause 34 in Form I of the principal regulations, the following clause shall be substituted namely:-
“The Licensee shall pay every year Licence fee to the Commission at the rate of 0.03% (subject to revision) of the revenue from sale of power for the previous financial year.”

Explanatory Note

This does not form part of the notification, but is intended to achieve its general purport.

Clause 34 of Form I, Conditions of Licence appended to the Kerala State Electricity Regulatory Commission (Conditions of Licence for Existing Distribution Licensee) Regulations, 2006 stipulates that the Licensee shall pay every year License fee to the Commission at the rate of 0.03% (subject to revision) of the revenue from sale of power stated in the certified financial statement of the previous year. The date fixed for the payment is 1st April of the financial year. But the certified statement of the year is not likely to be ready by 1st April of the next financial year. This causes hardship to the Licensees. Hence this amendment.

By Order of the Commission

Sd/-
Secretary