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PART IV-C

Statutory Rules and Orders (Other than those published in Part I, I-A and I-L) made by Statutory Authorities other than the Government of Gujarat including those made by the Government of India, the High Court, the Director of Municipalities, the Commissioner of Police, the Director of Prohibition and Excise, the District Magistrates and the Election Commission, Election Tribunals, Returning Officers and other Authorities under the Election Commission.

GUJARAT ELECTRICITY REGULATORY COMMISSION

OPEN ACCESS REGULATION

Notification No. 13 of 2005

In exercise of the powers conferred on it by Section 181 read with Sections 39(2)(d), 40(c), 42 (2)(3)(4), 86(1)(c) of the Electricity Act, 2003 (36 of 2003) and Section 20 (3)(b) of the Gujarat Electricity Industry (Reorganisation and Regulation) Act, 2003 (Gujarat Act No. 24 of 2003) and all other powers enabling in this behalf, the Gujarat Electricity Regulatory Commission, makes the following Regulations, namely :-

1. Short Title and Commencement

- (i) These Regulations may be called the Gujarat Electricity Regulatory Commission (Open Access in Intra-state Transmission and Distribution) Regulations, 2005
- (ii) These Regulations shall come into force from the date of their publication in the Official Gazette.

2. Definitions and Interpretations

(i) Definitions

In these Regulations, unless the context otherwise requires, -

- (a) "Act" means the Electricity Act, 2003 (36 of 2003).
- (b) "Commission" means Gujarat Electricity Regulatory Commission.
- (c) "consumer" means any person who is supplied with electricity for his own use by a licensee or the Government or by any other person engaged in the business of supplying electricity to the public under this Act or any other law for the time being in force and includes any person whose premises are for the time being connected for the purpose of receiving electricity with the works of a licensee, the Government or such other person, as the case may be.
- (d) "existing beneficiary" means a person who is a user of the transmission / distribution network on the date of coming into force of these Regulations either as a generator or transmission licensee or distribution licensee or deemed licensee or other wise permitted to its use.
- (e) "Grid Code" means the Gujarat State Grid Code specified by the Commission and the expression includes the Indian Electricity Grid Code specified by the Central Electricity Regulatory Commission.

- (f) "nodal agency" means the nodal agency defined in Regulation 8 of these Regulations.
- (g) "open access" means the non-discriminatory provision for the use of transmission lines or distribution system or associated facilities with such lines or system by any licensee or consumer or a person engaged in generation in accordance with the Regulations specified by the Commission;
- (h) "open access user" means anyone permitted to receive supply of electricity from a person other than distribution licensee of his area of supply, and the expression includes a generating company and a licensee, who has availed of or intends to avail of open access.
- (i) "State" means the State of Gujarat

Words and expressions used and not defined in these Regulations but defined in the Act shall have the meanings assigned to them in the Act. Expressions used herein but not specifically defined in these Regulations or in the Act but defined under any law passed by a competent legislature and applicable to the electricity industry in the State shall have the meaning assigned to them in such law. Expressions used herein but not specifically defined in the Regulations or in the Act or any law passed by a competent legislature shall have the meaning as is generally assigned in the electricity industry.

(ii) Interpretation

In the interpretation of these Regulations, unless the context otherwise requires:

- a) words in the singular or plural term, as the case may be, shall also be deemed to include the plural or the singular term, respectively;
- b) the terms “include” or “including” shall be deemed to be followed by “without limitation” or “but not limited to” regardless of whether such terms are followed by such phrases or words of like import;
- c) references herein to the “Regulations” shall be construed as a reference to these Regulations as amended or modified by the Commission from time to time in accordance with the applicable laws in force;
- d) the headings are inserted for convenience and may not be taken into account for the purpose of interpretation of these Regulations;
- e) references to the statutes, Regulations or guidelines shall be construed as including all statutory provisions consolidating, amending or replacing such statutes, Regulations or guidelines, as the case may be, referred to.

3. Extent of Application

These Regulations shall apply to open access for use of intra-state transmission system and / or the distribution systems of licensees in the State, including when such system is used in conjunction with inter-state transmission system unless explicitly stated to be applicable only for a specific category of licensee.

4. Categorisation of Transmission / Distribution Open Access Users

- (i) The transmission / distribution open access users shall be divided into two categories, namely: -
 - (a) Long-term open access users, and
 - (b) Short-term open access users.

- (ii) The persons availing or intending to avail access in case of intra-state transmission or distribution system for a period of twenty-five years or more shall be the long-term open access users.

Provided that the existing beneficiaries of an intra-State transmission and distribution system owned or operated by the State Transmission Utility and distribution licensee respectively shall be deemed to be the long-term open access users of the particular system and the application fee schedule according to Regulation 9(iii) shall not apply for them.

- (iii) The open access users other than the long-term open access users shall be the short-term open access users.

Provided that the maximum duration for which the short-term access is allowed at a time shall not exceed one year.

Provided further that the short-term open access user shall be eligible and re-eligible to obtain fresh reservation after expiry of his term.

5. Criteria for Allowing Long-term and Short-term Open Access

- (i) Long-term open access shall be allowed in accordance with the transmission planning criterion stipulated in the Grid Code.
- (ii) Short-term open access shall be allowed, if the request for open access can be accommodated by utilizing: -
 - a) Inherent design margins
 - b) Margins available due to variation in power flows; and
 - c) Margins available due to in-built spare transmission capacity created to cater to future load growth.

6. Allotment priority

- (i) Allotment priority of a long-term open access user shall be higher than reservation priority of a short-term open access user.

- (ii) In case of short-term open access users, at given point of time, if the capacity sought to be reserved by the open access users is less than the available capacity at that point of time, each short-term open access user shall pay the transmission or wheeling charges in accordance with Regulation 14.

- (iii)
 - (a) In case of short-term access, if the capacity sought to be reserved by the open access users is more than the available capacity at that point of time, the State Load Despatch Centre concerned shall invite snap bids through fax/e-mail.
 - (b) The floor price for the bidding shall be the price determined in accordance with Regulation 14.
 - (c) The bidders shall quote price in terms of percentage points above the floor price.
 - (d) The reservation of capacity will be made in decreasing order of the price quoted.
 - (e) In case of equal price, if required (Capacity is short), the reservation of capacity shall be made pro rata to the capacity sought.
 - (f) The open access user getting reservation for a capacity less than the capacity sought by him shall pay charges for the capacity allotted at the rate quoted by him.

(g) The State Load Despatch Centre shall, within 45 days, formulate a detailed procedure for reservation of transmission and distribution capacity to short-term open access users, including the detailed procedure for bidding.

7. Within a category (long-term or short-term), there shall be no discrimination between open access users and self-use by an integrated entity. The transmission /distribution licensees shall declare existing long- term open access users using their system (including self-use and use by unbundled agencies which were previously integrated) either on their own website or on the website of the State Load Despatch Centre within 180 days from the date of notification of these Regulations. All future requests for use of the transmission and distribution system shall be handled in accordance with these Regulations.

8. Nodal Agency

- (i) The nodal agency for arranging the long-term open access within the State shall be the State Transmission Utility (STU).
- (ii) The nodal agency for the short-term open access within the State shall be the State Load Despatch Centre (SLDC).

9. Procedure for Long-Term Open Access User

- (i) An application for long-term access shall be submitted to the concerned nodal agency.
- (ii) The application shall contain the details, such as capacity needed, point(s) of injection, point(s) of drawal, duration of availing open access, peak load, average load and such other additional information that may be specified by the nodal agency:

Provided that the nodal agency shall issue necessary guidelines, procedure and application forms within 30 days from the date of notification of these Regulations.

- (iii) The application shall be accompanied by a non-refundable application fee of Rs fifty thousand payable in the name and in the manner to be decided by the nodal agency;
- (iv) Based on system studies conducted in consultation with other agencies involved, including other transmission and distribution licensees, the nodal agency shall, within 30 days of receipt of the application, intimate to the applicant whether or not the long-term access can be allowed without further system strengthening:

Provided that where the long-term access can be allowed without further system strengthening, this shall be allowed immediately after entering into commercial agreements.

- (v) If, in the opinion of the nodal agency, further system strengthening is essential before providing the long-term access, the applicant may request the nodal agency to carry out the system studies and preliminary investigation for the purpose of cost estimates and completion schedule for system strengthening;
- (vi) The nodal agency shall carry out the studies immediately on receipt of request from the applicant under clause (v) and intimate results of the studies within 90 days of receipt of request from the applicant;
- (vii) The applicant shall reimburse the actual expenditure incurred by the nodal agency for carrying out the system studies and preliminary investigation for the purpose of

cost estimates and completion schedule for system strengthening.

Provided that the fee of rupees Rs fifty thousand paid by the applicant shall be adjusted against the actual expenditure to be reimbursed by the applicant

10. Bulk Capacity Agreement

- (i) A long-term open access user shall enter into Bulk Power Transmission / Distribution Capacity Agreement with the transmission / distribution licensee. An open access user shall enter into commercial agreements with the transmission and distribution licensees, for use of their transmission and distribution systems.
- (ii) The agreement shall provide, amongst other things for the eventuality of premature termination of agreement and its consequences on the contracting parties.
- (iii) After agreements have been entered into and copies furnished to State Load Dispatch Centre, the State Load Dispatch Centre shall inform the open access user the date from which open access will be available which will not be later than 3 days from the date of furnishing of agreements.

11. Exit Option

- (i) A long-term open access user shall not relinquish or transfer his rights and obligations specified in the Bulk Power Transmission / Distribution Capacity Agreement, without prior approval of the Commission.
- (ii) The relinquishment or transfer of rights and obligations by a long-term open access user shall be subject to payment of compensation, as may be determined by the Commission.

12. Procedure for Short-Term Open Access User

- (i) A short-term open access user shall submit an application for transmission/distribution access to the State Load Despatch Centre;
- (ii) The application shall contain the details such as capacity needed, point(s) of injection, point(s) of drawal, duration of availing open access, peak load, average load and such other additional information that may be specified by the State Load Despatch Centre;
- (iii) The application shall be accompanied by a non-refundable application fee of Rs. five thousand payable in the name and in the manner to be decided by the State Load Despatch Centre;
- (iv) The reserved capacity shall not be transferred by a short-term open access user to any other open access user.

13. Non-Utilisation of Reserved Transmission Capacity by Short-Term Open Access User

- (i) In case a short-term open access user is unable to utilise, full or substantial part of the reserved capacity, it shall inform the State Load Despatch Centre along with reasons for his inability to utilise the reserved capacity and may surrender the reserved capacity;
- (ii) The State Load Despatch Centre may reduce or cancel the reserved capacity of a short-term open access user when such a short-term open access user frequently under-utilises the reserved capacity;
- (iii) The short-term user, who has surrendered the reserved capacity under clause (i) or whose reserved capacity has been reduced or cancelled under clause (ii), shall bear the transmission / wheeling charges and the scheduling and system operation charge based on the original reserved

transmission capacity for seven days or the period of reservation surrendered or reduced or cancelled, as the case may be, whichever period is shorter.

- (iv) The capacity available as a result of surrender or reduction or cancellation of the reserved capacity by the State Load Despatch Centre under clause (i) or clause (ii) above, may be reserved for any other short-term open access user in accordance with these Regulations.

14. Open Access Charges

The following Open Access Charges shall be payable by Open Access users. These charges will be determined and notified by Commission from time to time through separate order.

The charges for open access shall consist of one or more of the following charges:

(i) Transmission / Distribution (Wheeling) Charges

The charges for use of the system of the licensee for intra-state transmission or distribution except intervening transmission facilities shall be regulated as under, namely:-

- (i) The annual charges shall be determined by the Commission in accordance with the terms and conditions of tariff notified by the Commission from time to time and after deducting the adjustable revenue from the short-term users, these charges shall be shared by the long-term users;
- (ii) (a) The charges payable by a short-term users shall be calculated in accordance with the following methodology:

$$\text{ST RATE} = 0.25 \times [\text{TSC} / \text{Av CAP}] / 365$$

Where:

ST RATE is the rate for short-term open access user in Rs per MW per day.

"TSC" means the Annual Transmission / Distribution Charges of the transmission or distribution licensee for the previous financial year determined by the Commission.

"Av CAP" means the average capacity in MW served by the system

The capacity of the transmission licensee in the previous financial year and shall be the sum of the generating capacities connected to the transmission system and contracted capacities of other transactions handled by the system of the transmission licensee.

The capacity of the distribution licensee in the previous financial year shall be the sum of the distributed load for the licensee.

(b) The transmission charges payable by a short-term open access user in case of un-congested transmission corridor shall be levied as under, namely:-

(1) Up to 6 hours in a day in one block: 1/4th of ST RATE

(2) More than 6 hours and up to 12 hours in a day in one block: 1/2 of ST RATE

(3) More than 12 hours and upto 24 hours in a day
in one block: equal to ST RATE

(c) Every licensee shall declare rate in Rs per MW per day,
which shall remain fixed for a period of one year:

Provided further that where reservation of capacity has
been done consequent to bidding in the manner specified
in Regulation 6, the ST RATE shall be taken as the floor
price for bidding.

(iii) 25% of the charges collected from the short-term open
access user shall be retained by the licensee and the
balance 75% shall be adjusted towards reduction in the
charges payable by the long-term open access users.

(iv) The rates, charges and terms and conditions for providing
the use of intervening transmission facilities would be
mutually decided by the licensees. Provided that any
dispute on the extent of surplus capacity available or
disagreement on the rates, charges and terms and
conditions, shall be adjudicated upon by the Commission.
However the rates, charges and terms and conditions
shall be fair and reasonable and may be allocated in
proportion to the use of such facilities.

(ii) Cross-Subsidy Surcharge

In addition to transmission charges and wheeling charges,
a consumer availing open access to the transmission
system/distribution system shall pay a Cross-Subsidy
Surcharge.

The Open Access users, except those availing open access
facility to transfer power from their captive generating

plants to the destination of own use, shall pay the (cross-subsidy) surcharge to the Distribution Licensee of their area, as determined by the Commission from time to time under section 42 (2) of the Act.

The amount of surcharge shall be so calculated as to meet the current level of cross subsidy from that category of consumers and shall be paid to the distribution licensee of area of supply where the consumer is located.

Such surcharge and cross subsidies shall be progressively reduced and eliminated by the Commission.

(iii) Additional Surcharge

- (a) A consumer availing open access and receiving supply of electricity from a person other than the distribution licensee of his area of supply shall pay to the distribution licensee an additional surcharge, in addition to wheeling charges and surcharge, to meet the fixed cost of such distribution licensee arising out of his obligation to supply as provided under sub-section (4) of section 42 of the Act.
- (b) The distribution licensee whose consumer intends to avail open access shall submit to the Commission within thirty days of receipt of application an account of fixed cost paid by such open access user which the licensee is incurring towards his obligation to supply.
- (c) The Commission shall scrutinize the statement of account submitted by the licensee and obtain objections, if any, of the consumer and determine the amount of additional surcharge payable by the consumer.

- (d) The additional surcharge shall be leviable for such period as the Commission may determine but not normally exceeding one year.

(iv) Scheduling and System Operation Charges

- (a) The scheduling and system operation charges payable to State Load Despatch Centre by long-term open access users shall be same as determined by the Commission under Section 32 of the Act read with GERC (Levy and collection of fees and charges by SLDC) Regulations, 2005.
- (b) The scheduling and system operation charges of Rs.1000/-per day or part of the day shall be paid by a short-term open access user to State Load Despatch Centre
- (c) The scheduling and system operation charges collected by the State Load Despatch Centre in accordance with clause (b) above shall be in addition to charges determined by the Commission under Section 32 of the Act. These will be however adjusted in the subsequent ARR of SLDC.

Explanation

Scheduling and system operation charges shall be payable by a supplier as well as his consumer availing open access under these Regulations.

(v) Reactive Energy Charges

The payment for the reactive energy charges for the open access user shall be calculated in accordance with the scheme applicable.

- (vi)** Any other charges as may be specified by the Commission from time to time shall be payable by the open access user.

15. UI Charges under Intra-State Availability Based Tariff (ABT)

The Commercial settlement of Unscheduled Interchange charges (UI charges) under Intra-State ABT shall be done according to the Inter-State ABT being followed for Inter-State Transactions with the following, additions/variation.

- (i) A consumer opting for open access shall continue to be treated according to the rules applicable to a normal consumer in the equivalent category of the Discom. Thus he will be penalized for deviating from his scheduled drawl which may be detrimental to the grid either by way of frequency or voltage of the grid. At the same time he will not be paid any UI charges for changing his schedule even if it be helpful to the grid.
- (ii) A generating station with a total capacity of generation upto 15 MW may operate under UI regime and inject power (specially during peak load condition) when there is an overall shortage and will be paid for such injection of generation into grid at the UI rate as determined by SLDC.
- (iii) Generating Stations with a total capacity above 15 MW shall be regulated as follows according to CERC stipulations to avoid gaming.:
 - (a) Any generation up to 105% of the declared capacity in any time block of 15 minutes and aggregated averaging up to 101% of the average declared capacity over a day shall not be construed as gaming, and the generator shall be entitled to UI charges for such excess generation above the declared capacity scheduled generation (SG).
 - (b) For any generation beyond the prescribed limits, the State Load Despatch Centre shall investigate so as to ensure that there is no gaming, and if gaming is found by the State Load Despatch Centre, the

corresponding UI charges due to the generating station on account of such extra generation shall be reduced to zero and the amount shall be adjusted in UI account of beneficiaries in the ratio of their capacity share in the generating station.

16. Security Deposit and Other Commercial Conditions

- (i) As a payment security towards charges for open access of more than 3 months, a deposit equal to 3 months of the average billing on the basis of agreed contract demand or scheduled drawal shall be maintained with the State Transmission Utility.
- (ii) As a payment security towards SLDC charges for open access of more than 3 months, a deposit equal to 3 months of the SLDC charges shall be maintained with the State Load Dispatch Centre.
- (iii) As a payment security for open access of more than 3 months towards wheeling charges, surcharge and additional surcharge, a deposit equal to 3 months of average billing for these charges shall be maintained with the distribution licensee of the area of supply.

Provided that for open access less than 3 months, payment security shall be advance payment for the duration of the open access pertaining to the charges as mentioned in this Regulation in clause (i), (ii) and (iv).

- (iv) Such security could be in form of cash deposit, letter of credit etc. However for open access less than 3 months, such security shall be only in form of cash deposit.
- (v) Other commercial conditions for transmission & wheeling charges and scheduling and system operation charges, such as, terms of payment, creditworthiness, indemnification, and force majeure conditions shall be standardised within 60 days by the State Transmission

Utility for long-term open access user and by the State Load Despatch Centre for the short-term open access users.

17. Energy losses

The open access user shall bear average energy losses in the transmission and / or distribution system in proportionate to its drawl as specified by the Commission. The loss in the transmission and / or distribution system shall be compensated by additional injection at the injection point(s).

18. Special Energy Meter

- (i) The open access user shall provide ABT compatible Special Energy Meter as Main Meter capable of time differentiated measurements (15 minutes) of active energy and voltage differentiated measurement of reactive energy as may be specified by the STU or SLDC which shall be according to the Metering Code as may be specified by Central Electricity Authority based on voltage, point and period of supply and tariff category.
- (ii) Main meters shall always be maintained in good condition and shall be open for inspection by any person authorised by the nodal agency.
- (iii) The concerned licensee may provide check meters of the same specifications as main meters.
- (iv) The main and check meters shall be periodically tested and calibrated by the concerned licensee in the presence of other party involved. Main and check meters shall be sealed by both parties. Defective meter shall be replaced immediately.
- (v) Reading of main and check meters shall be taken periodically at appointed day and hour by authorized

officer of the concerned licensee, the generator and the open access user or his representative, as the case may be. Meter reading shall be communicated to SLDC, the open access user and the generating company or trader, as the case may be, by the licensee, within 12 hours of meter reading.

- (vi) Readings of the check meters shall be considered when main meters are found to be defective or stopped. Both the main meter and check meter shall be tested for accuracy if difference between the readings of main and check meters vis-à-vis main meter reading exceed twice the percentage errors permissible for relevant accuracy class. The meter found defective shall be replaced immediately.
- (vii) If during the test checks or otherwise, both the main meters and the corresponding check meters are found to be beyond permissible limits of error as per the IS specifications, both the meters shall be immediately calibrated and the correction applied to the generation of energy registered by the main meter to arrive at the correct generation of energy registered by the main meter to arrive at the correct generation of energy for billing purposes for the period of the month up to the time of such test check. Billing for the period thereafter until the next monthly meter reading shall be as per the calibrated main meter.
- (viii) If an open access user requires the licensee to provide main meter it shall provide security to the licensee and shall pay for its rent. The meter shall be maintained by the licensee.

19. Time-schedule for Processing Application

As far as practicable, the following time schedule shall be adhered to by the respective nodal agency for processing of the application for grant of open access:

1. Short-term Service (for the period to be treated on First-come-first-served basis)

Up to one week	2 days
More than a week	3 days

2. Long Term service

Intimation regarding feasibility of access without system strengthening - thirty days

Intimation of results of studies for system strengthening with cost estimates and completion schedule – ninety days

20 Curtailement Priority

When because of transmission or distribution capacity constraints or otherwise, it becomes necessary to curtail the service of the open access users, the short-term open access users shall be curtailed first followed by the long-term open access users:

Provided that within a category, all users shall have same curtailment priority and shall be curtailed pro rata to the allotted capacity in the case of long term open access users and the reserved capacity in the case of short-term open access users.

21. Compliance of Grid Code

The open access user shall abide by the Grid Code and instructions given by State Transmission Utility and State Load Dispatch Centre as applicable from time to time.

22. Collection and Disbursement of Charges

1. In case of open access to consumer, the concerned Distribution Licensee (or concerned Transmission Licensee if the consumer is directly connected to its network), may invoice a consumer in respect of the open access charges (such as Transmission Charges/Wheeling Charges/Cross Subsidy Surcharge/ Additional Surcharge as the case may be) as set out in clause 14 of this Regulation and the open access user shall pay those charges, in accordance with the procedures set out in the Bulk Capacity Agreement (Regulation: 10) between the Licensees and the user.

Provided that the Distribution Licensee and Transmission Licensee(s) shall have appropriate back-to-back arrangements in place in order to pass on Open Access Charges, pertaining to the concerned Licensees.

2. The scheduling and system operation charges in respect of open access shall be paid to the State Load Despatch Centre by the Open Access users.
3. The Unscheduled Interchange charges shall be paid in the manner as directed by the State Load Despatch Centre on weekly basis.

23. Phasing of Open Access

- (i) Open access shall be allowed to consumers in the following phases subject to the satisfaction of the conditions contained in the Act and in these Regulations:

Phase	Load Level	Time Frame
1	Load of 5MW and above	After Intra-State ABT is put in place or 1 st January, 2006 whichever is later.
2	Load of 1MW and above	2 years after introduction of 1 above

- (ii) Based on the experience of operation of open access in phase 1, the Commission may revise the schedule for allowing open access in subsequent phases.
- (iii) The Commission may allow open access to consumers with less than 1 MVA contract demand at such time as it may consider feasible having regard to operational constraints and other factors.

24 A person who has been allowed to use the transmission / distribution network on the date of coming into force of these Regulations under the Captive Power policy of Government of Gujarat shall pay charges applicable to Long Term Open Access User.

25. Information System

The State Load Despatch Centre shall post following information on their websites in a separate web-page titled “Open access information”:

(i) Floor rate in rupees per MW per day for the short-term open access users (ST_RATE)

(ii) A status report on the current short-term open access users indicating:-

(a) Name of open access user;

(b) Period of the access granted (start date and end date);

(c) Point(s) of injection;

(d) Point(s) of drawal;

(e) Transmission / Distribution systems used (in terms of region and ownership);

(f) Reserved capacity; and

(g) Applicable rate (Rs per MW per day).

Note

The status report shall be updated upon every change in status.

(iii) Month-wise and year-wise report on past short-term open access users indicating:

(a) Name of the open access user;

(b) Period of the access granted (start date and end date);

(c) Point(s) of injection;

(d) Point(s) of drawal;

(e) Transmission / Distribution systems used;

(f) Reserved capacity;

(g) Applicable rate (Rs per MW per day); and

(h) Actual load factor.

Note

All previous reports shall also be available in the web-archives.

(iv) Information regarding usage of the links between various State licensees indicating:

- (a) Time of updating;
- (b) Name of the link;
- (c) Total capacity of the link;
- (d) Scheduled capacity use (giving open access user-wise break-up); and
- (e) Current capacity of the link in use.

Note

This information should be updated at least on hourly basis, and where ever feasible on 15 minute basis.

(v) The information regarding average energy losses for the previous 52 weeks.

Provided that publication of web-based information system shall commence within 180 days. Each transmission / distribution licensee shall make available the above information to the SLDC.

All licensees shall declare current long-term open access using their system (including self-use and use by unbundled entities which were previously integrated) with details thereof either on their own websites or on the website of the State Load Despatch Centre concerned, within 180 days.

Note

This list shall be updated as and when change in status takes place.

26. Communicating facility

The open access users shall meet the communication requirements as the nodal agency may direct from time to time.

27. Redressal Mechanism

- (i) All disputes and complaints relating to open access shall be made to the State Load Despatch Centre, which may investigate and endeavour to resolve the grievance within 30 days, and
- (ii) Where State Load Despatch Center is unable to resolve a grievance, Grid Code Review Committee constituted under Grid Code shall endeavour to resolve the grievance within 30 days, and
- (iii) Where Grid Code Review Committee is unable to resolve the grievance in the time period specified above, it shall be referred to the Commission.
- (iv) The responsibilities assigned to the State Load Despatch Centres for formulation of procedures, guidelines and application forms under these Regulations shall be coordinated by the State Transmission Utility.

28. Powers to Remove Difficulties

If any difficulty arises in giving effect to any of the provisions of these Regulations, the Commission may by general or special order, direct the State Transmission Utility, State Load Dispatch Centre, licensees and the open access user, to take such action, as may appear to the Commission to be necessary or expedient for the purpose of removing difficulties.

29. Operationalization of Open Access

Open Access will require implementation of the Intra-State Availability Based Tariff (ABT) System. Installation of ABT compliant metering system, Discom-wise Area Load Dispatch

Centres and procedure for energy accounting and commercial settlement.

For operationalisation of open access, the STU and SLDC shall furnish report on these matters to the Commission not later than 30th November, 2005.

(M.B. Bhalgama)
Deputy Director
Administration

Date : 29th September, 2005

Place : Ahmedabad