

Gujarat Electricity Regulatory Commission

Security Deposit

Draft GERC (Security Deposit) (Second Amendment) Regulations, 2014

In exercise of the powers conferred under Section 47 and Section 181 (2) (v) and (w) of the Electricity Act, 2003 (Act 36 of 2003), read with Clause 5.3 of the Gujarat Electricity Regulatory Commission (Security Deposit) Regulations, 2005, the Gujarat Electricity Regulatory Commission hereby amends the Security Deposit Regulations, 2005 (Notification No.8 of 2005) (The Principal Regulations).

1. Short Title, Extent and Commencement:

- i. These Regulations may be called the Gujarat Electricity Regulatory Commission (Security Deposit) (Second Amendment) Regulations, 2014.
- ii. These Regulations extend to whole of the State of Gujarat and shall apply to all Distribution Licensees within their respective licensed areas.
- iii. These Regulations shall come into force on the date of their publication in the Gujarat Government Gazette.

2. Amendment to Clause 4.6

Clause 4.6 of the principle Regulations shall be substituted by the following

“Subject to the restrictions of the periods of three months or two months or one and a half months as specified in Clauses 4.1 and 4.2, the adequacy of the amount of Security Deposit calculation in respect of consumers may be reviewed by the licensee once in every two years for HT Consumers and once in every five years for LT Consumers (preferably after revision of tariff for the respective year) based on the average unit consumption for the period representing 12 (twelve) months from April to March of the previous year.”

3. Amendment to Clause 4.9

Clause 4.9 shall be substituted in the principle Regulations as under

Based on such review, the licensee may either seek increase in amount of Security Deposit or reduce its amount as the case may be.

Provided that if the Security Deposit payable by the consumer is short by not more than 10% of the existing Security Deposit, no demand will be made for payment of further Security Deposit. If the existing Security Deposit of a

consumer is found to be in excess by more than 10% of the required Security Deposit, refund of the excess Security Deposit shall be made by adjustment in next electricity bill. In case the full amount of refund cannot be adjusted in the next bill, balance amount shall be refunded by way of single cheque/DD. Where the consumer is required to pay additional amount by way of Security Deposit, a notice for payment within 30 days shall be issued.

4. New Clauses 4.15 to 4.22 to be added after Clause No. 4.14.

“4.15 The consumer shall furnish a Bank Guarantee in favour of Distribution Licensee and it should be renewed from time to time for the cases where total amount of Security Deposit exceeds Rs. 10 Lacs.”

“4.16 Distribution Licensee shall specify the amount of existing Security Deposit on Electricity Bill of Consumers of all categories”

4.17 Consumers having Captive Generating Plant in the same premises and having contract demand with Distribution Licensees –

Total security deposit (A) should be worked out based on the consumption charges taking demand charges based on the 85% of contract demand plus energy charges based on 80% of load factor at 0.90 power factor plus all other levies and taxes.

Cash security deposit (B) should be on the basis of monthly average consumption of such consumer for the average period of past twelve months.

The Security Deposit as Difference between A and B should be in the form of Bank Guarantee.

4.18 Consumers availing Open access (availing benefit of wheeled power from CGP or purchase of power through bilateral arrangement/trader) and having contract demand with Distribution Licensees –

Total security deposit (C) should be worked out based on the consumption charges without deducting wheeled units.

Cash security deposit (D) should be on the basis of monthly average consumption of such consumer for the period of past twelve months and after deducting the wheeled units.

The Security Deposit as Difference between C and D should be in the form of Bank Guarantee.

4.19 If the existing cash security deposit of above consumers (having CGP/Open Access facilities) is found to be in excess than the refund of the excess security deposit shall be made by adjustment in full in subsequent six

months billing. And if some amount is still left out than it has to be paid in cash on expiry of period of six months.

4.20 Recovery of Security Deposit in case of consumers having both CGP in the same premises as well as availing Open Access i.e. wheeling of power from CGP having contract demand with Distribution Licensees.

The Security Deposit amount calculated with the following methodology may adopted.

(i) Calculation of security deposit of Consumers based on CGP in the same premises.

Total security deposit (A) should be worked out based on the consumption charges taking demand charges based on 85 % of contract demand plus energy charges based on 80 % of load factor at 0.90 power factor plus all other levies and taxes.

(ii) Calculation of security deposit of Consumers based on availing benefit of wheeled power from CGP or purchase of power through bilateral purchases etc:

Total security deposit (B) should be worked out based on the consumption charges without deducting wheeled units.

(iii) The total security deposit to be recovered from consumer having both CGP as well as wheeling from CGP and purchase of electricity through either traders or generator or other licensee than the concerned distribution licensee where the consumer is situated.

Highest of the amount from above (A) and (B) should be considered as total security deposit recoverable (C) from the consumer having both CGP as well as wheeling energy through its own sources or purchase from other sources.

(iv) Cash security deposit (D) should be on the basis of monthly average consumption of such consumer for the past twelve months and after deducting the wheeled units.

(v) The Security Deposit as difference between (C) and (D) should be in the form of Bank Guarantee.

4.21 Advance payment of 90% of monthly energy bill in case any consumer does not desire to pay Security Deposit. Any Consumer who opts for this facility shall have to pay in advance 90% of amount of highest bill in the previous 12 months (or actual billing months in case of previous history of

billing is less than 12 months) on or before first day of the billing period. Differential amount shall be paid by consumers in accordance with the actual bill of the respective month within due date. All the time there should be 90% of amount should be available as advance on the due date.

4.22 Payment of differential security deposit through 12 Equated Monthly Installments (EMIs) In case of demand is made for payment of further security deposit on account of incremental consumption charges for existing consumers for existing contact demand, the distribution Licensee may grant 12 (twelve) equal monthly installments.

The consumer shall pay the EMIs and regular energy bills within the due dates.

Installment facility will not be available for new connection and for additional load requirement.

Gandhinagar
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Mukesh Kumar
SECRETARY