



# Uttar Pradesh Electricity Regulatory Commission

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## Notification

No. UPERC-2355  
Date 1<sup>st</sup> July, 2003

### Amendment No.1 to the Electricity Supply Code-2002 approved by the Commission vides Order dated 7<sup>th</sup> June 2002 and effective in the State of UP w.e.f. 1<sup>st</sup> July 2002.

The Commission after observing the procedure specified in clause 1.5 of the Electricity Supply Code-2002 hereby makes following amendments in the above-referred Electricity Supply Code-2002, w.e.f. 1<sup>st</sup> July, 2003. All Distribution Licensees of the State are required to publish the amendments or extract of the amendments in at least two newspapers having wide circulation in their area of supply for the awareness of the consumers, as required under clause 1.6 of the Code. All Licensees will also ensure availability of the copy of amendment in their local offices.

Title	Clause No.	Existing Clause	Amended Clause
Definition of Meter	2.2(ah)	“Meter” means an equipment used for measuring electrical quantities like energy in KWh, maximum demand in KW or KVA, reactive energy in KVAR hours etc. including accessories like Current Transformers (CT) and Potential Transformers (PT) where used in conjunction with such meter and any enclosure used for housing or fixing such meter or its accessories and any devices like switches or fuses used for protection and testing purposes.	“Meter” means an equipment used for measuring electrical quantities like energy in KWh, maximum demand in KW or KVA, reactive energy in KVAR hours etc. including accessories like Current Transformers (CT) and Potential Transformers (PT) where used in conjunction with such meter and any enclosure used for housing or fixing such meter or its accessories and any devices like switches or fuses used for protection and testing purposes. <b>It will include any seal or sealing arrangement provided by the Licensee for avoiding theft of electricity.</b>

Estimate	4.45	<p>The estimate shall be prepared as per the provisions of the Indian Electricity Act, 1910 and on the basis of charges approved by the Commission. The Licensee shall submit once in two years a proposal to the Commission for approval of various charges to be charged by the Licensee from the consumer in the estimate. The estimate shall be valid for two months. If the work is to be done by the applicant, Licensee shall charge 15% of the estimate as supervision charges that shall need to be deposited before work begins. In other cases, Licensee shall commence the work after the applicant, has deposited the full amount of the estimate.</p>	<p>The estimate shall be prepared as per the provisions of the Indian Electricity Act, 1910 and on the basis of charges approved by the Commission. <b>The Licensee shall submit once a year the proposal to the Commission for approval of various charges to be charged by the Licensee from a consumer.</b> The estimate shall be valid for two months. If the work is to be done by the <b>developer</b>/applicant, Licensee shall charge 15% of the estimate as supervision charges that shall need to be deposited before work begins. In other cases, Licensee shall commence the work after the applicant, has deposited the full amount of the estimate.</p>
Reduction of Load	4.69.6	<p>The reduction in load shall not be permitted in following cases:</p> <ul style="list-style-type: none"> <li>(a) If electricity dues are outstanding or a case relating to payment of electricity bill is pending in a court of law.</li> <li>(b) Arc/Induction furnaces, rolling and re-rolling mills and mini steel plants shall not be allowed to reduce the load below the total rating of machines and furnaces installed in the premises. Auxiliary load shall be excluded.</li> <li>(c) Contracted load shall not be reduced below the total rating of installed machines in case of Small &amp; Medium industrial consumers having no MDI meter and in case of private tube wells.</li> <li>(d) Load shall not be reduced within 24 months of the date of commencement of supply. However, if the consumer is willing to pay the fixed / minimum charge applicable for the unreduced contracted load for the balance of the 24 month period or six months, whichever is less, reduction may be allowed.</li> </ul>	<p>Clause 4.69.6 (a) will be deleted. Sub-Para's 4.69.6 (b), (c) and (d) will be renumbered as 4.69.6 (a), (b) and (c) respectively. The amended Clause will be</p> <p>The reduction in load shall not be permitted in following cases:</p> <ul style="list-style-type: none"> <li>(a) Arc/Induction furnaces, rolling and re-rolling mills and mini steel plants shall not be allowed to reduce the load below the total rating of machines and furnaces installed in the premises. Auxiliary load shall be excluded.</li> <li>(b) Contracted load shall not be reduced below the total rating of installed machines in case of Small &amp; Medium industrial consumers having no MDI meter and in case of private tube wells.</li> <li>(c) Load shall not be reduced within</li> </ul>

		No application for reduction of load shall be rejected without recording reasons and the decision shall be communicated to the applicant.	24 months of the date of commencement of supply. However, if the consumer is willing to pay the fixed / minimum charge applicable for the unreduced contracted load for the balance of the 24 month period or six months, whichever is less, reduction may be allowed.
MRI	New Sub Clause		After clause 6.3 following new sub clause numbered as 6.3.1 will be inserted: - <b>“The Licensee may prepare bill on the basis of the data downloaded from the meter with the help of meter reading instrument (MRI).”</b>
Billing in Case of Theft of Electricity/ Tampering of Meter	6.17	6.17.1(c) For Small and Medium power consumers (up to 50 kW) F = 0.50 (d) For large and heavy power consumer (With load above 50 KW) F = 0.75	6.17.1.(c) For Small and Medium power consumers F = 0.50 (d) For large and heavy power consumer F=0.75
Billing in Case of Excess Load	6.18	In cases where MDI is installed the assessment shall be made as per the provisions of the Tariff order. In cases where no MDI is installed, the excess load shall be billed as per the formula given in clause 6.17 but at two times the rate applicable in the tariff order. The ‘L’ in the formula shall be computed as per below: (a) In Domestic category, 50% of the difference between the actual connected load and two times the contracted load (b) In commercial category, 75% of the difference between the actual load and 1.33 times the contracted load. (c) In other cases difference between the connected load and the contracted load.	<b>In cases where the installed meter has the facility of reading ‘Maximum Demand’ the assessment of excess load shall be made as per the maximum demand recorded in the meter. The excess load shall be maximum demand recorded in the meter minus contracted load. In other cases where there is no provision in the meter for depicting the maximum demand, the excess load shall be computed as per below:</b> <b>(a) In Domestic category, 50% of the difference between the actual connected load and two times the contracted load</b> <b>(b) In commercial category, 75% of the difference between the actual</b>

			<p>connected load and 1.33 times the contracted load.</p> <p>(c) In other cases difference between the connected load and the contracted load.</p> <p>The excess load so determined shall be charged as follows: -</p> <p>a. If fixed charges for the consumer category is per connection basis and the excess load does not fall under a higher category slab-- no penalty.</p> <p>b. In other cases it will be (Fixed charge or demand charge for the detected load – (minus) fixed charge or demand charge paid)*2*M Where M is number of months for which excess load existed or 6 whichever is less.</p> <p>The consumer shall be advised to get the load enhanced within 30 days of the detection. In case of non compliance after thirty days supply may be disconnected temporarily.”</p>
Billing	7.19	7.19 If a consumer is aggrieved by the decision of the AE (Revenue) or EE (Revenue) he may appeal to the EE (Distribution) or DGM respectively, within 30 days who shall dispose off the appeal within 30 days. However, no such appeal shall be admitted unless the consumer has paid the full amount as adjudicated upon by EE / AE (Revenue).	<p>7.19 If a consumer is aggrieved by the decision of the AE (Revenue) or EE (Revenue) he may appeal to the EE (Distribution) or DGM respectively, within 30 days who shall dispose off the appeal within 30 days. However, no such appeal shall be admitted unless the consumer has paid <b>at least 50% of the amount</b> adjudicated by EE / AE (Revenue).</p> <p><b>(a) If appeal is upheld by EE (Distribution)/DGM a revised bill shall be issued and consumer shall be given 15 days to make the balance payment. The Consumer shall not be charged any late payment surcharge (and he shall be eligible for timely payment rebate, if</b></p>

	7.20	7.20 An appeal from the order of the EE or DGM shall lie to the Appellate committee as per the procedure detailed in Annex 7.2.	<p>applicable) if the payment is made by the revised date. If payment has already been made, excess amount shall be adjusted in subsequent bills. (b) If appeal is rejected the consumer shall be notified and directed to make the balance payment, as per the original bill immediately and the consumer shall be liable to pay the late payment surcharge from the original date of payment. The consumer shall not be entitled to timely payment rebate.</p> <p>7.20 An appeal from the order of the EE or DGM, regarding billing or assessment, shall lie to the Appellate committee as per the procedure detailed in Annex 7.2. However, no such appeal shall be admitted unless the consumer has paid the full amount as adjudicated upon by EE or DGM.</p>
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(Anand Kumar)  
Secretary

No.

Date 1<sup>st</sup> July, 2003

Copy forwarded to following for information & necessary action:

1. The Chairman & Managing Director, UP Power Corporation Ltd., 7<sup>th</sup> Floor, Shakti Bhawan Extn., 14<sup>th</sup> Ashok Marg, Lucknow
2. The Managing Director, Kanpur Electricity Supply Company Ltd., KESA House, 14/71, Civil Lines, Kanpur
3. The Chief Executive Officer, Noida Power Company Limited, Commercial Complex, Ist Floor, H Pocket, Alpha II Sector, Greater Noida-201306
4. All Members of the Advisory Committee of UPERC
5. All Members of the Electricity Supply Code Review Panel
6. Consumer Societies

(Anand Kumar)  
Secretary