KERALA STATE ELECTRICITY REGULATORY COMMISSION
THIRUVANANTHAPURAM

NOTIFICATION

No.781/Com.Ex/KSERC/2015 Dated 23rd June, 2015,

Kerala Electricity Supply Code (Removal of Difficulties) Sixth Order, 2015

Whereas, the Kerala Electricity Supply Code, 2014 (hereinafter referred to as the Supply Code, 2014) came into force on 1st April, 2014;

And whereas, the Kerala Electricity Supply Code, 2005 (hereinafter referred to as the Supply Code, 2005) was repealed as per regulation 178 of the Supply Code, 2014;

And whereas, vide sub-regulation (9) of regulation 8 of the Supply Code, 2005, there was a provision to the effect that where an applicant for electric connection does not require the licensee to provide electric line or electric plant, but chooses to provide them himself, he shall pay ten percent of the expenses as supervision charges to the licensee and get the work executed by a licensed contractor under the technical supervision and guidance of the licensee with a view to ensuring specifications, standards and safety;

And whereas, the Supply Code, 2014, does not contain a provision similar to sub-regulation (9) of regulation 8 of the Supply Code, 2005, as mentioned above;

And whereas, regulation 27 of the Supply Code, 2014, stipulates that every distribution licensee shall develop and maintain an efficient, coordinated and economical distribution system in its area of supply and regulation 85 thereof stipulates that the overall time line for releasing new electric connection from the date of receipt of completed application and all the payments as per the demand note shall be one month in the case where supply can be provided without any extension or augmentation to the existing distribution system;

And whereas, regulation 36 of the Supply Code, 2014, stipulates that the expenditure for extension or upgradation or both of the distribution system undertaken exclusively for giving new service connection to any person or a collective body of persons or a developer or a builder or for enhancing the load demand of a consumer or a collective body of consumers or a developer or a builder shall be borne by the respective applicant or consumer or collective body of consumer or developer or builder, as the case may be, in the case of meeting the demand of an applicant with a contract demand above 1 MW, meeting the additional demand of existing consumers with the aggregate demand is above 1 MW, meeting the demand of the domestic or commercial or industrial complex or colony constructed by developers or a builder with a demand above 1 MW, meeting the demand of a highrise building irrespective of its demand, meeting the demand of power intensive unit irrespective of its demand and meeting the demand for a

consumer requesting for dedicated feeder or protected load status irrespective of its demand;

And whereas, regulation 37 of the Supply Code, 2014, states that the consumer shall bear the expenditure for the service line or of the plant or of the both provided exclusively for him by the licensee;

And whereas, several persons have reported that they have, in the light of sub-regulation (9) of regulation 8 of the Supply Code, 2005, procured costly electrical conductors such as UG cables and electrical equipment such as meters and accessories, RMU and transformers in anticipation of obtaining electric supply to their projects for their early commissioning;

And whereas, several applicants have expressed their difficulties in commissioning of their projects or plants due to the procedural delays on the part of the licensee in providing the electric lines and electric plants and therefore requested the Commission to allow them to execute the work to provide electric line or electric plant or both by a licensed contractor under the technical supervision and guidance of the licensee, for ensuring specifications, standards and safety, on payment of supervision charges to the licensee at the rate of ten percent of the expenses;

And whereas, M/s Kerala State Electricity Board Limited, vide their letter No. KSEB/TRAC/R3/Dist. Cost Data/2014-15/1444 dated 17.12.2014, have requested the Commission to grant permission to the willing applicants for electric connection, on their specific request, to undertake, themselves the works relating to construction of service lines including supply of materials under the technical supervision and guidance of the authorities of KSEB Limited subject to the condition that supervision charges at the rate of ten percent of the labour and transportation charges is paid by the applicant to KSEB Limited;

And whereas, the Commission is satisfied that KSEB Limited, the licensee, often finds it difficult, in view of the procedural and administrative delays in procurement and award of works, to meet the time lines specified for the development of the required service line or of the plant or of both to be provided to the applicants above mentioned who were anticipating to complete the works by themselves as above under the earlier provisions of sub-regulation (9) of regulation 8 of Supply Code, 2005, which causes difficulties to such applicants;

Now, therefore, the Kerala State Electricity Regulatory Commission in exercise of its powers conferred by regulation 179 of the Supply Code, 2014, hereby makes the following order in public interest and in partial relaxation of regulation 36 and regulation 37 of the Supply Code, 2014, to remove the difficulties above mentioned, namely:-

1. Short title and commencement.- (1) This order may be called the Kerala Electricity Supply Code (Removal of Difficulties) Sixth Order, 2015.

(2) It shall come into force on the date of this order.

2. Supply when electric line / substation is provided by the applicant.- (1) If an applicant for electric connection submits an application to the licensee for permission

to provide electric line or plant or both by himself with a view to expediting the release of supply of electricity to him, the licensee may if it is satisfied that it may not be able to release the electric connection to the applicants mentioned in regulation 36 after providing the required additional electric line or plant or both within the time lines specified in regulation 85 of the Supply Code, 2014, grant such permission subject to the following conditions,-

(a) the materials provided by the applicant for the construction of electric line or plant or both shall conform to the standards specified by the Bureau of Indian Standards;
(b) the materials procured are in conformity with the specified standards of materials published in the website of the licensee;
(c) the licensee is given prior intimation regarding the source of procurement of the materials required for the construction of electric line or plant or both;
(d) warranty for the materials for the construction of electric line or plant or both if any stipulated by the licensee is obtained and submitted by the applicant to the licensee;
(e) the work is got executed by a duly licensed electrical contractor ensuring safety and standards specified by the Central Electricity Authority and by the Chief Electrical Inspector;
(f) the work is got done under the supervision of the licensee for which the licensee may charge a supervision fee, subject to a maximum of ten percent of the cost of labour and transport;
(g) approval if any required from the Electrical Inspector shall be obtained before energizing the electric line or electrical plant or both.
(2) The facility as specified in clause (1) above shall be available only till the 31st December, 2015.

Sd/-	Sd/-	Sd/-
K. Vikraman Nair	S. Venugopal	T.M.Manoharan
Member	Member	Chairman

Approved for Issue,

K. MATHEW KURIEN
SECRETARY