KERALA STATE ELECTRICITY REGULATORY COMMISSION

NOTIFICATION

No. 934/CEX/KSERC/14. *Dated, Thiruvananthapuram, 23rd September 2014.*

Kerala Electricity Supply Code (Removal of Difficulties) Order, 2014

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

And whereas, Regulation 43 of the Code, provides that in case of demolition and reconstruction of the entire premises or building the existing service shall be determined and terminated after realizing all dues payable to the licensee ; that security deposit shall be duly refunded to the consumer by the licensee after adjusting outstanding dues, if any ; that temporary supply of electricity for the existing connection shall not be allowed for construction purposes; that a new temporary connection shall be availed for the construction, if necessary and that a service connection shall be availed for the constructed building after clearing all dues in respect of the old premises;

And whereas, the distribution licensees and the consumers have expressed difficulties in implementing the provisions of the said regulations;

And whereas, in accordance with the provisions under regulation 43 of the Code when the existing connection is dismantled for the purpose of reconstruction of the building the consumer has to apply for a temporary connection and the licensee has to realize the connection charges which includes the expenditure for construction of the service line;

And whereas, when the construction of the new building is completed the consumers will have to avail a fresh connection depending upon the connected load of the premises and the consumer has to meet the expenditure again for the construction of the service line;

And whereas, the consumer is thus constrained to meet expenditure for the construction of the service line twice, though the service line for the original connection was also constructed at the expense of the consumer;

And whereas, if the service line is actually dismantled by the licensee before the reconstruction of the building, the licensee may have to obtain the right of way afresh which is again a time consuming and difficult to process in view of the probable local resentments;

And whereas, the Commission has satisfied that difficulties have arisen in giving effect to the provisions of regulation 43 of the Code;

Now, therefore, the Kerala State Electricity Regulatory Commission in exercise of its powers conferred by regulation 179 of the Code, hereby makes the following order in respect of supply of electricity in case of reconstruction of existing building or premises in regulation 43 of the Code, to remove the difficulties, namely:—

1. *Short title and commencement.*— (1) This order may be called the Kerala Electricity Supply Code (Removal of Difficulties) Order, 2014.

(2) It shall come in to force on the date of publication of the same in the Official Gazette.

2. *Suspension of application of regulation 43.*— The operation of regulation 43 of the Code shall stand suspended for the time being.

3. *Substitution of regulation 43.*—For regulation 43 in the Code, the following shall be substituted namely:—

"*43 Supply of electricity in the case of reconstruction of existing premises.*—The following procedure may be adopted in the case of supply of electricity with regard to reconstruction of existing buildings,—

(i) In the case of demolishing of the entire existing building if the consumer concerned requires the existing service connection to be continued for the purpose of re-construction thereof, the service connection may be allowed to be continued, subject to clauses (ii), (iii), (iv) and (v) below.

(ii) In such cases the existing service connection may be shifted to a standard weather proof kiosk as may be approved by the licensee and supply may be extended to the electrical installation for the reconstruction of building, provided such electrical installation for reconstruction purpose has been made in accordance with the standards specified CEA (Measures Relating to Safety and Electric Supply) Regulations, 2010 and provisions in the Code including the provisions for Earth Leakage Circuit Breaker (ELCB).

(iii) Electricity charge shall be realized at the appropriate tariff rates applicable for construction of building for the time being.

(iv) On completion of the construction of the new building, if the load requirement of the new building justifies the shifting of existing service connection to it, the connection may be shifted to the new building provided the wiring thereof is completed in accordance with the provisions of the standards as specified in the CEA (Measures Relating to Safety and Electric Supply) Regulations, 2010 and in the Kerala Electricity Supply Code, 2014.

(v) On completion of the construction of the new building if the load requirement of the new building does not justify the shifting of the existing service Connection, a new service connection shall be availed by the consumer as per the relevant regulations in the Code."

K. MATHEW KURIEN,
Secretary.

NOTIFICATION

No. 934/CEX/KSERC/14. *Dated, Thiruvananthapuram, 23rd September 2014.*

Kerala Electricity Supply Code (Removal of Difficulties) Second Order, 2014

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

And whereas, item (ii) of sub regulation (4) of regulation 15 provides that approval from the Electrical Inspector shall be obtained for the electrical installation of certain types of consumers including multi-storied buildings;

And whereas, the term "multi-storied building" is an ambiguous one enabling different interpretations;

And whereas, many complaints were received from stake holders on this aspect;

And whereas, the distribution licensees and consumers have experienced difficulties in implementing the said provision;

And whereas, the Commission has satisfied that difficulties has arisen in giving effect to item (ii) of sub-regulation (4) of regulation 15 of the Code;

Now, therefore, the Kerala State Electricity Regulatory Commission in exercise of its powers conferred by regulation 179 of the Code, hereby makes the following order in respect of approval from Electrical Inspector for electrical installation in the case of multi-storied building as contained in item (ii) of sub regulation(4) of regulation 15 of the Code, to remove the difficulties, namely:-

1. *Short title and commencement.*—(1) This order may be called the Kerala Electricity Supply Code (Removal of Difficulties) Second Order, 2014

(2) It shall come into force on the date of publication of the same in the gazette.

2. *Substitution of item (ii) of sub-regulation (4) of regulation 15 of the Code.*—For item (ii) of sub-regulation (4) of regulation 15 of the Code, the following shall be substituted namely:—

"(ii) High rise building".

K. MATHEW KURIEN,
Secretary.

NOTIFICATION

No. 934/CEX/KSERC/14. *Dated, Thiruvananthapuram, 23rd September 2014.*

Kerala Electricity Supply Code (Removal of Difficulties) Third Order, 2014.

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

And whereas, sub-regulation (2) of regulation 11 of the Code provides that the maximum contract demand permissible for low tension consumer who avails power under demand based metering shall be 100 kVA, irrespective of the connected load;

And whereas, there were certain consumers on the date of implementation of the Kerala Electricity Supply Code 2005 who were permitted to avail power at low tension up to a connected load or contract demand of 150 kVA in accordance with clause (b) of sub-regulation (5) of regulation 4 of the Kerala Electricity Supply Code, 2005;

And whereas, if sub-regulation (2) of regulation 11 of the Code is strictly implemented the above group of consumers may be put to difficulties;

And whereas, the Commission is satisfied that difficulties have arisen in giving effect to sub-regulation (2) of regulation 11 of the Code;

Now, therefore, the Kerala State Electricity Regulatory Commission in exercise of its powers conferred by regulation 179 of the Code, hereby makes the following order, in respect of the consumers who were permitted to avail power at low tension up to a connected load or contract demand of 150 kVA in accordance with clause (b) of sub-regulation (5) of regulation 4 of the Kerala Electricity Supply Code, 2005, to remove the difficulties, namely:—

1. *Short title and commencement.*—(1) This order may be called the Kerala Electricity Supply Code (Removal of Difficulties) Third Order, 2014.

(2) It shall come into force on the date of publication of the same in the gazette.

2. *Insertion of proviso to sub-regulation (2) of regulation 11 of the Code.*—To sub regulation (2) of regulation 11 of the Code, the following proviso shall be inserted, namely:—

"Provided that the consumers existed on the date of implementation of the Kerala Electricity Supply Code, 2005, and who were permitted to operate at low tension upto a connected load or contract demand of 150 kVA in accordance with clause (b) of sub-regulation (5) of regulation 4 of the Kerala Electricity Supply Code, 2005 [substituted by regulation 3 of the Kerala Electricity Supply Code (Fourth Amendment) Regulations, 2008] shall be allowed to operate at the same voltage level and connected load or contract demand subject to realization of low voltage surcharge until an upward revision of connected load or contract demand is granted on application submitted by the consumer or becomes otherwise necessary.".

K. MATHEW KURIEN,
Secretary.

NOTIFICATION

No. 934/CEX/KSERC/14. *Dated, Thiruvananthapuram, 23rd September 2014.*

Kerala Electricity Supply Code (Removal of Difficulties) Fourth Order, 2014

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

And whereas, in schedule 2 of the Code under the heading "Model Estimated Rates for Distribution Works" the cost of works in the distribution sector for which specific rates are not given shall be the grand total of I (a) cost of materials as per cost data, (b) centage charge 16% of (a), (c) transportation charge, (d) labour charges and II supervision charges 10% of I;

And whereas, the intention was to include II Supervision charge 10% of I (c) and I (d) only;

And whereas, the Commission has satisfied that difficulties has arisen in giving effect to arrive at the cost of works in the distribution sector for which specific rates are not given;

Now, therefore, the Kerala State Electricity Regulatory Commission in exercise of its powers conferred by regulation 179 of the Code, hereby makes the following order in respect of arriving at the cost of works in the distribution sector for which specific rates are not given in schedule 2, under the heading "Model Estimated Rates for Distribution Works", to remove the difficulties namely:—

1. Short title and commencement.—(1) This order may be called the Kerala Electricity Supply Code (Removal of Difficulties) Fourth Order, 2014.

(2) It shall come into force on the date of publication of the same in the gazette.

2. Substitution of item (II) under the heading "Cost of Work in the distribution sector for which specific rates are not given shall be arrived at as follows" in schedule 2 to the Code.—For item II under the heading "Cost of Work" in the distribution sector for which specific rates are not given shall be arrived at as follows" in schedule 2 to the Code, the following shall be substituted namely:—

"II Supervision charge 10% of I (c) + I (d)".

K. MATHEW KURIEN,
Secretary.