

RAJASTHAN ELECTRICITY REGULATORY COMMISSION
Notification

Jaipur, 2 .9.2006

No. RERC/Secy/Reg.54 Pursuant to further amendments in the revised Agriculture Policy dated 18.9.2004 by the State Government vide directives dated 2.12.2004, 27.6.2005, 12.8.2005, 15.10.2005, 16.12.05 and 23.1.06, the Rajasthan Electricity Regulatory Commission, in exercise of the powers conferred by sections 43 to 48,50,55 and 56 read with section 181 of the Electricity Act 2003 (Act 36 of 2003), makes the following regulations, after previous publication, namely

1. Short title applicability and commencement

(1) These regulations be called

The Rajasthan Electricity Regulatory Commission (Electricity Supply Code and Connected Matters) (Fifth Amendment) Regulations, 2006.

(2) These regulations will come into force from the date of its publication in the official gazette.

2. Amendments

In the Rajasthan Electricity Regulatory Commission (Electricity Supply Code and Connected Matters) Regulations, 2004, the following amendments shall be made:

1. Following provision shall be inserted in Clause 6[2]:

‘Provided that in respect of agricultural consumer, application shall be accompanied by the amount indicated at Sr.No.2[1][1][4] of the Schedule. Demand note shall be prepared for the additional amount as per Sr.No.2[2][1][3] of the schedule based on connected load indicated in the application form. In case consumer requests for increase in the connected load before the release of service connection, demand note shall be issued for increased connected load. If during the course of inspection and testing, prior to release of the service connection, connected load is found to be in excess of that applied for, connection will be released and additional demand for the increased load, shall be charged in the bill.’

2. Add following provision at the end of Sub-clause 6 [7]:

‘Provided that if an applicant for agriculture connection does not furnish L-form within one month of depositing the amount of demand notice, a registered notice shall be served on him for furnishing the L-form within six months. Application shall be cancelled if the L-form is

not furnished within the said notice period. The licensee shall give a receipt for the L-form on receipt of 10/- from the applicant.

3. The existing clause 6A be replaced as under:

“6(A) Technical feasibility for release of agricultural connections and works estimates.

- i) Load on 25 KVA transformer shall not exceed 25 HP. Release of agriculture connection shall normally be through 25 KVA transformer. However, where service connection is for pump, motor capacity exceeding 25 HP, 40 KVA transformer will be installed.
- ii) For every agriculture connection, direct feeder will be drawn from the transformer. No agriculture connection will be released from existing L.T. Line.
- iii) Length of LT feeder shall not exceed 270 meters. Connection shall be released by providing at least one pole on the well. As far as possible, meter will be provided on the transformer.
- iv) Agriculture connections up to maximum of 32 HP will be released from the existing 40 KVA transformer. However, LT-ABC shall be drawn directly from the transformer to well and length of such LT line will not exceed 270 meters. Connection will not be released by tapping the line.
In cases where, because of single connection, transformer capacity is not fully utilized, length of LT line up to 320 meters can be provided with the approval of next higher authority.
- v) Demand notice for general category consumers will be issued without preparing estimate. After deposition of demand notice amount, for the purpose of work order, estimate for work and material will be prepared.
- vi) Where 11KV feeder has a voltage regulation exceeding 8%, demand notice will not be with held on this account. The scheme for feeder improvement will be prepared and work will be got carried out on priority.
- vii) At least one pole will be provided for each connection and cost of one pole will be charged in the demand note.
- viii) Counting of poles shall be made by counting 11KV and LT line poles together.
- ix) Applicant shall be responsible for the material transportation, required for HT/LT line extension and poles etc. for the preparation of Sub-station DP structures, from the office of Assistant Engineer to his well.’

4. Following be added at the end of clause 12:

Provided that for agriculture connections, the priority shall be maintained as under :

A) General Category

- a) Initially priority shall be Village wise and Subdivision wise.

- b) Issue of Demand notice shall be in the order of priority of depositing the application fee and advance amount.
- c) Issue of service connection order and release of connection shall be re-determined as per date of deposit of demand note amount. In case L-Form is furnished later, the priority shall be re-determined from the date of receipt of L-Form.
- d) After depositing the demand notice amount, the priority for release of Service Connection Order and release of connection shall be determined Subdivision wise and not Village wise.
- e) For issuing Demand notice, priority will be worked as hereunder:

(i) Application from Scheduled Caste applicant under General category.	Immediate priority
(ii) Application under General category from villagers of Tribal sub-plan and from Saharia Tribes of Panchayat Samities of Kishanganj and Shahbad in Baran District.	Immediate priority
(iii) Widows or son / daughter (parents, if land is not in the name of widow /son /daughter) of martiers [Shaheeds] in 1962, 1965 or 1971 war or in military activity in Kargil, Dras or any other area, there of there in any other military activity or in action against terrorist activity in the country or abroad; provided death certificate has been received from the concerned military organization.	Immediate priority
(iv) One connection in the name of soldier honored with Paramveer / Mahveer Chakra and in case of his death, in the name of his widow or son / daughter (If land is not in the name of self/ widow /son /daughter then to parents); on receipt of death certificate from the concerned military / semi-military organization.	Immediate priority
(iv)[A] Ex-Chief of Military, Navy or Air force, honored with Param Vishisth Seva Padak.	Immediate priority
(v) Connection under General Category to working / ex-soldiers or their widows or sons / daughters (parents or grandson, if land is not in the name of widow /son /daughter)	Antedated priority of 3 years
(vi) Connection under General category, to a police personnel awarded police medal by the President or President's Police Medal.	Antedated priority of 3 years
(vii) Connection to a physically disabled person with 40% or more disabilities.	Antedated priority of 3 years from cut-of-date
(viii) Nigam's employees	Antedated priority of 3

	years
(ix) Agriculture connections under all categories, which may be released by LT-extension only, be released by giving priority over the connections to be released after installation of a transformer.	

B) Special Category

Special category agriculture connection is purely a voluntary scheme. The applicant who wishes to take agriculture connection, out of priority can make application under this category.

a) For Demand Notice

Sub-division-wise priority will be maintained, based on the date of depositing the application fee and advance amount.

b) For Job Order and release of connection

The above priority will be redetermined based on the date of depositing the demand notice amount. In case L-Form is furnished later, the priority will be determined from the date of receipt of L-Form.

C) Farm House Category in Rural area

Connections under this category will be treated at par with Special category for all purposes including tariff for electricity supply.

D) Co-operative / Lift Irrigation Scheme

Connection under this category shall be released on immediate priority basis. Demand notice will be issued as per Special category. All connections under Tribal Sub-plan Area and all connections other than Round-the - clock Supply feeders will be treated as General category.

5. In Clause 25[1] words "not be so supplied beyond March 31st, 2005" shall be replaced by "Shall be converted to metered supply category in time bound manner with the period notified by the Commission under Section 55[1] of the Electricity Act-2003".

6. Clause 40 (1) be replaced as under:

(1) A person whose power supply has been cut off for non-payment of dues of the licensee may apply for restoration of supply in such form as the licensee may prescribe with prior approval of the Commission.

(2) An application for restoration of supply other than for agriculture category should be considered if made within

(a) one year in case of industrial consumer, and

(b) six months in case of other consumers,

of the date of disconnection. A person applying after the aforesaid period shall be treated as a new applicant.

- (3)(a) An application for restoration of supply under agriculture category should be considered, if made within
- (i) two years (in case disconnection was effected after 30.6.2004) or
 - (ii) five years (in case disconnection was effected before 30.6.2004)

A person applying after the said period shall be treated as a new applicant. However, if a person under this category comes forward for restoration of supply within permissible time limit, he will be required to pay the reconnection charges, the outstanding dues appearing at the time of disconnection with interest @ 16% per annum compounded six-monthly. In respect of disconnection period exceeding 2 years and if line has been removed, consumer will also be required to pay @Rs 1500/HP up to 10 HP and Rs.750/HP thereafter.

- (b) In respect of disconnected service connection the change of name and place shall be permitted as per rules, before reconnection.
- (c) These rules will be applicable for the reconnection of the disconnected connections; where the Khatadari belongs to other. However, in that case shifting of connection will not be allowed.
- (d) The general category consumer, whose well gets dried out, may, after verification from the concerned Sub-divisional officer, can have temporary disconnection of the agriculture service connection. In such cases no minimum charges will be payable during the period of disconnection. They may have the reconnection of their service connection within a period of two years from the disconnection but this facility will be provided only once.'

7. A new clause after Clause 40 shall be added as under:

'40(A) Change of Category

All connections released under Special category or Nursery category and all connections to be released under Special category, shall be converted into and billed under General category from the date the lower priority applicant in the same village gets the connection released under General category. This provision for change in category will also be applicable to the farmhouse connections released in rural areas. Till such conversion, connection released under Special category and categories other than General category will continue to be billed under the applicable tariff to that category.

Provided that where the connection under the Nursery, Special or Farm house category has been released or may be released in future, in a village

where no application of general category, agriculture service exists the conversion of such connection to general category shall be made from the date of release of general category agricultural service connection in any village of the panchayat samit of such village after the application for Nursery, special or farm house category is made. Provided further that connections released under Hara Chara Yojana and yet not converted to general category may be converted to general category by December'06.

Provided that agricultural service connection under special category, Hara chara special category, Nursery category and farm house category in rural areas [where round the clock electric supply is not effected], having completed more than two years after the release of connection will be converted to general category with effect from 19.11.2005. Cases not completing 2 years period after release of connection on 19.11.2005 and those connections which have been released after 19.11.2005, will also be converted to general category connection on completion of 2 years period.'

8. At the end of clause 41(A), following be added:

' Theft in Case of Agriculture:

(A) General category

(i) When an applicant is found involved in theft of electricity, he will have to deposit the compounding charges and connection shall be released under General category as per his priority.

(ii) When an applicant of Scheduled cast / Scheduled Tribe belonging to Tribal Sub-plan or villages of Panchayat Samiti Kishanganj or Shahbad in Baran District under Saharia tribal area, is found involved in theft of electricity, he will have to deposit the compounding charges and connection shall be released under this category as per his priority.

(iii) If a consumer lying disconnected for a period of more than two years, is found involved in theft of electricity, connection will be released under this category for which he has to deposit the compounding charges, reconnection charges and the outstanding dues appearing at the time of disconnection with interest @ 16% per annum compounded six-monthly. Further, in case line has been removed, he will also be required to pay the charges @ Rs 1500/HP up to 10 HP and 750/HP thereafter. The connection shall be released only on deposition of such charges.

(iv) When an applicant, after depositing demand notice amount, is found involved in theft of electricity, connection will be released under general category on deposition of compounding charges.

(B) Special category

When an applicant is found involved in theft of electricity, a connection will be released under special category as per his priority only after deposition of compounding charges.

9. A new sub-clause 43(3) shall be added as under:

'In case of an agriculture connection,

- (i) If during inspection by Vigilance or other Officer of the licensee, connected load is found to be up to 20% of the sanctioned load, no charges shall be leviable. For the sanction of connected load exceeding this limit, plant charges will be charged @Rs 1500/HP as charges for extension and 1.5 times the monthly flat rate charges for 3 months as penalty. Any augmentation work of 11 kv or LT line and/or installation of transformer wherever considered necessary, shall be done by the licensee at its cost. The licensee will serve a 30 days notice after such inspection/checking and in case the consumer so desires his connection may be re-inspected/rechecked.
- (ii) For load extension request by the consumer on the same well, Rs 1500/HP (which includes service connection) will be charged. Any augmentation work of 11 kv or LT line and/or transformer shall be done by the licensee at its cost.
- (iii) The premises of supply for an agriculture connection shall be the Khasra / field boundaries/Murabba. In case a consumer applies for load extension to operate his second motor on another well in the same Khasra/murabba/field boundary, it may be sanctioned on the payment of Rs 2500/HP up to 10 HP, 1000/HP for in excess of 10 HP up to 20 HP and thereafter 750/HP in excess of 20 HP; including service connection charges. Line and/or transformer charges will be borne by the licensee. Sprinkler used for the same Khasra/Murabba/field boundary will also be considered as a part of connected load of the pump / motor on the same well.
- (iv) If a consumer requests for a new connection in the same supply area within a Khasra / field boundary / Murabba, where one connection already exists, the second connection may also be released as per regulations applicable for a new connection. The second connection will be released only under the General category from the same 11 KV feeder from which first connection has been released.
- (v) A consumer is allowed to bifurcate his existing sanctioned load in two parts and can transfer a part to the second connection in the same Khasra / field/ Murabba to be released from the same 11KV feeder from which first connection was released. The charges for second connection will be as applicable for a new connection under general category as per Sr. No..2[2][3] [A] of the Schedule. However, if a

consumer provides his own cable from first to second connection, no amount will be charged.

10. Application fee for LT supply under S.No. 1[I] of the Schedule is replaced by the following :

'1. Application fee (refer clause 6)

I. For LT – Supply:

- a) Agriculture Service
- i) General Category 75/-
 - ii) Special Category 250/-
 - iii) In Urban area 250/-
- b) Others
- i) LT - Single Phase 200/-
 - ii) LT - Three Phase 500/-

11. S. N. 2(1)(I)(4) of the Schedule, relating to the amount to be deposited with application for agriculture connections, shall be replaced by the following :

4.	Agriculture Services (To be adjusted in Demand Notice amount)	<u>(A) General Category</u>	
		i) General	- 2500/-
		ii) Scheduled Caste	- 250/-
		iii) Scheduled Tribe in Schedule Tribal sub-plan	- 250/-
		iv) Scheduled Tribe in Kishanganj & Shahbad Panchayat Samiti of Sahariya area	- 250/-
		<u>(B) Special Category</u>	
		i) Advance Deposit	- 5000/-
		ii) Advance Deposit for re-categorization from General Category	- 5000/-
		<u>(C) In Urban area</u>	- 5000/-

12. S. N. 2(2)(I)(3) of the Schedule, relating to the additional amount to be deposited for agriculture connections, will be replaced by the following:

3.	Agriculture Service	<u>(Amount deposited with application be adjusted)</u>
		<u>(A) General Category</u> up to 10 HP - Rs 2500/- per HP

		<p>more than 10 HP but up to 20 HP – Rs 1000/- per additional HP above 20 HP - Rs 750/- per additional HP</p> <p>Note- in case number of poles required is less than 5 then for lesser number of poles [up to 4 pole], amount towards pole shall be refunded by adjustment in the electricity bill at the rate of Rs.2500/- per pole. Further, no amount shall be refundable for connections up to 7.5 HP.</p> <p>(B) <u>Special Category</u> Demand note for 11KV and LT lines shall be charged as under :</p> <p>[i] Rs 100/- per meter of 11 KV & LT line + 2000/- per pole. [ii] Rs 55/- per meter for converting LT line to 11 kv line. [iii] Rs 75/- per meter for converting single phase to three-phase line.</p> <p>Note: (i) In case where only service line is to be provided or only one pole is to be provided, Cost of 1 pole amounting Rs 11000 will be paid. (ii) In desert area of Rajasthan for release of connection under special scheme, full cost of first five poles will be charged and for additional poles half of the cost will be charged. For this purpose, number of poles will be counted together for 11KV & LT Lines. Connection under this scheme can also be released under non-desert areas and un-electrified village also. (iii) Substation / Transformation charges – [Non-refundable] at Rs 1450/- per HP. (iv) Service Connection charges for special category – (i) up to 10 HP - Rs 1750/- (ii) more than 10 HP - Rs 2200/-</p> <p>(C) <u>Farm House in Urban area</u> As per (B) above.</p>
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		<p>(i) Provided that where demand notice has been issued prior to 18.9.04, under earlier policy and demand notice amount have not been deposited, demand notice shall be revised as above.</p> <p>[ii] Where demand notice amount as per earlier policy, prior to 18.9.04, has been issued but amount has not been deposited, the demand notice amount will be revised as above.</p>
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10. These amendments shall take effect from 18.9.04 except that:
- (i) Clause 12 A(e)[iv][A] shall take effect from 2.12.04.
 - (ii) Clause 43[3] [i] shall take effect from 27.6.05.
 - (iii) Clause 12[D] shall take effect from 12.8.05.
 - (iv) Provision to Clause 6[A](4), Proviso below Sr.No.2[2][I][3] of schedule, first proviso of Clause 40 A, 43[3][iv]& [v] and 40[3][d] shall take effect from 15.10.05.
 - (v) Second proviso of Clause 40 [A] shall take effect from 16.12.05.

(R K Sharma)
Secretary

Explanatory Note:

Supply Code Regulations (fifth amendment)
- Insertion of Agriculture Policy

In consideration to Advocate General's advice dated 15.9.05 that policy directive of the State Government to the Commission is the directive to amend the regulation and even such amendment has to follow the procedure of previous publication, policy directives of the State Government in respect of agricultural connections have to be incorporated in RERC [Electricity Supply Code & Connected Matters] Regulations, 2004. Accordingly amendment to aforesaid regulations is proposed which incorporates the Revised Agriculture Policy of the State Government, as per directive dated 18.9.04 to the Commission, duly amended vide directives dated 2.12.04, 27.6.05, 12.8.05, 15.10.05, 16.12.05 and 23.1.06, except following:

1. Para 25- As provisions is covered by Clause 25[i] of Supply Code Regulations
2. Para 26(First para) – As it is related with tariff for Supply of Electricity.
3. Para 23[iv] – As it is deleted vide policy directive dated 27.6.05.

The clause 43[3] provides for policy directive under para 23[1] as amended vide policy directive dated 27.6.05. The clause 12[D] provides for policy directive under para 12 as amended vide policy directive dated 12.8.05 except for the provision of tariff.
