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ORISSA ELECTRICITY REGULATORY COMMISSION

BIDYUT NIYAMAK BHAWAN

UNIT-VIII, BHUBANESWAR-751 012

NOTIFICATION

The 15th April 2011

No. 625—OERC-Engg.-92/2003(Vol.VI)(Part)—In exercise of powers conferred on it under Section 181 of the Electricity Act, 2003, the Orissa Electricity Regulatory Commission had framed the O.E.R.C. Distribution (Conditions of Supply) Code, 2004 which were published in the *Orissa Gazette*, Extraordinary No.710, dated the 28th May 2004. The said Regulations were amended six times vide amendments which were published in the *Orissa Gazettes*, Extraordinary Nos.1261, 1266 both dated the 22nd September 2004, No.557, dated the 24th March 2007 (No.1688, dated the 17th September 2007 on the same matter with correction of some typographical errors), 2066, dated the 31st October 2007, 1586, dated the 26th October 2009 and 1689, dated the 12th October 2010. In the Tariff Order, dated the 20th March 2010 for FY 2010-2011, the Commission had clarified the issue of power factor penalty and supervision charges including inspection fees and capital works undertaken by the consumer and ordered that necessary amendment should be brought in the Supply Code. Further, in the meantime, the Commission vide its Retail Supply Tariff Notification, dated the 18th March 2011 for FY 2011-2012 (Case Nos. 146,147,148 & 149 of 2010) has reiterated with further clarification on the issue of power factor penalty. It is also felt that the use of word "power factor" as defined in Regulation 2(gg) of the O.E.R.C. Distribution (Conditions of Supply) Code, 2004 creates confusion while being used in Regulation 77. Hence, Regulation 2(gg) is required to be amended with clarifications. Further, as regards to the use of check meter for accounting and billing purpose, in relation to the order passed in Case No. 55 of 2010, some amendments are necessary to the existing O.E.R.C. Distribution (Conditions of Supply) Code, 2004. Hence, the Commission hereby notifies the following amendments of the O.E.R.C. Distribution (Conditions of Supply) Code, 2004 for information of the general public.

1. Short title and commencement — (i) These Regulations may be called the Orissa Electricity Regulatory Commission Distribution (Conditions of Supply) (7th-Amendment) Code, 2011.

(ii) It shall come into force on the date of its publication in the Official Gazette.

2. Amendment to Regulation 77:

The Regulation 77 is substituted as below :

The consumer shall so arrange his installation that the average lagging power factor of his load during any billing period is not less than 92%. Power factor penalty shall be levied if there is a breach of the aforesaid requirement.

3. Amendment to Clause 4 of Appendix-1:

The Clause 4 of Appendix-1 is substituted as below:

Cost data compiled by DISCOMs shall be submitted to the Commission for approval from time to time. Pending submission of Cost Data to the Commission for approval, Capital cost shall be determined based on the escalation factor approved by the Commission from year to year (financial yearwise).

When a consumer is asked to bear the capital work, the estimated cost shall be calculated on the aforesaid basis. The licensee is entitled to collect the requisite supervision charge for checking and ensuring that the capital works have been done as per the standards and in addition, the inspection fees for inspection pertaining to safety and security as notified by the Government of Orissa from time to time. The licensee should ensure inspection of works by the Electrical Inspector.

The material cost shall be inflated by the percentage as mentioned below for the incidental expenses incurred for procurement of materials for erection and installation of the capital works:

| | | |
|---|---|---|
| (a) Cost of materials as per the cost data/estimate approved by the Commission | A | |
| (b) Stock storage insurance | B | 3% of A |
| (c) Contingency | C | 3% of (A+B) |
| (d) Tools & Plants | D | 2% of (A+B) |
| (e) Transportation | E | 7.5% of (A+B) |
| (f) Erection charges | F | 10% of (A+B) |
| (g) Sub-total | G | Sum of A...F |
| (h) Other overheads(including supervision charges) | H | 6% of G |
| (i) Total estimated capital cost | I | G+H |
| (j) Inspection fees (to be paid by the consumer to the licensee, which is ultimately to be paid to the Government of Orissa). | | As per actuals according to the notification of the Government of Orissa from time to time. |

4. Amendment to Regulation 2(f) (1):

The Regulation 2(f) (1) is substituted as below:

"Check Meter" in case of H.T. & E.H.T. supply includes a meter, which shall be connected to the same core of the Current Transformer (CT) and Voltage Transformer (VT) to which main meter is connected. In case of L.T. supply Check Meter includes a meter which is connected in series with the Main Meter in a place other than consumer premises.

5. Amendment to Regulation 2(gg):

The Regulation 2(gg) is substituted as below:

"Power Factor" means the ratio of kilowatt to kilovolt-ampere and is the cosine of the electrical angle between the voltage and current complexors in an AC electrical circuit.

By order of the Commission,
P. K. SWAIN
Secretary