HARYANA ELECTRICITY REGULATORY COMMISSION,PANCHKULA
Notification

The 16.12.2008

Regulation No. HERC/07/2004/1st Amendment, 2008:- In exercise of the power conferred on it by section 181 of the Electricity Act, 2003 (36 of 2003) and all other powers enabling in this behalf, and after previous publications, the Haryana Electricity Regulatory Commission hereby makes the following regulation to amend the Haryana Electricity Regulatory Commission (Conditions of Licence for Distribution and Retail Supply Business) Regulations, 2004 hereinafter referred to as "the principal regulations" namely:-

1. **Short title, commencement and interpretation.**
   - i) These Regulations may be called the Haryana Electricity Regulatory Commission (Conditions of Licence for Distribution and Retail Supply Business) Regulations, 1st Amendment, 2008.
   - ii) These regulations shall come into force on the date of their publication in the Haryana Govt. Gazette.
   - iii) These regulations shall extend to whole of the State of Haryana.
   - iv) These shall be applicable to all the Distribution and Retail Supply licensees in their respective areas of licenced jurisdiction.
   - v) The Punjab General Clauses Act, 1898 (1 of 1898), as applicable to the State of Haryana shall apply qua the interpretation of these Regulations.

2. **Amendment to sub regulations 13 (Disposal of Assets).**

   Clause no. 13.2 and 13.3 of the regulation shall be substituted by the following provisions:-

   13.2 The Licensee shall not dispose of or relinquish operational control over any assets, other than land and building, otherwise than in accordance with following paragraphs of Condition 13, if the cost of the assets being disposed of or whose operational control is being relinquished in a single transaction or a series of related transactions, exceeds Rs. One

crore or such other amount as may be specified by the Commission from time to time.

13.3 (a) The Licensee shall give to the Commission not less than three weeks prior written notice of its intention to dispose of scrap of conductor, cables, metal, dirty transformer oil, unserviceable & surveyed off tools & plants, vehicles & batteries. In case, there is any change in quantities of scrap items disposed of at the time of auction, the revised quantities and values may be intimated to the Commission within 15 days from the date of auction. However, no new items shall be added in the auction without prior intimation to the Commission;

In the case of individual equipment like power or distribution transformers which are disposed of through NIT, the notice period shall be considered as one month;

To dispose of or relinquish operational control over any other asset the notice period shall be considered as two months. Notice shall not be deemed to have been given until such time as the Licensee has provided to the Commission all such further information as the Commission may require.

13.3 (b) In order to safeguard against any non-reporting of disposal of material by the licensees, they shall be required to supply the detail of material disposed of during a financial year by 30th April of the following FY.

By Order of the Commission

Sd/-

Secretary

Haryana Electricity Regulatory Commission, Panchkula.