

Conditions of Supply of Electricity Of Distribution Licensees in The State of Karnataka

Notified in Karnataka Gazette dated: 17.6.2006

With First amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008 and Second amendment vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1.7.2010 published in Karnataka Gazette dated: 22.7.2010 and with the following Annexure

- Annex-1: K.E.R.C. (Duty of the Licensee to supply Electricity on request) Regulations, 2004 and its amendments (Page - 86)**
- Annex-2: KERC (Recovery of Expenditure for Supply of Electricity) Regulations 2004 with up to date amendments (Page - 89)**
- Annex-3: KERC (Procedure for Filing Appeal Before the Appellate Authority) Regulations, 2005 (Page - 105)**
- Annex-4: KERC (Electricity Supply) Code, 2004 and its amendments (Page - 109)**
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- Annex-6: Power Supply Agreement for Supply of High Tension / Extra High Tension Electrical Energy (Page - 122)**
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**Notified in Karnataka Gazette dated: 17.6.2006
Energy Secretariat**

**NOTIFICATION No: EN 27 PSR 205, Bangalore Dated: 17.6.2006
Conditions of Supply of Electricity of Distribution Licensees in the State of
Karnataka**

PREAMBLE

According to the provisions of the Electricity Act 2003, the following utilities are Distribution Licenses in the state of Karnataka.

BESCOM, CESCO, GESCOM HESCOM, MESCOM and Hukkeri RECS.

Section 16 of the Electricity Act 2003 empowers the Appropriate Commission to specify any general or specific conditions applicable to the Licensees covered in the first to fifth proviso of Section 14 of the Electricity Act 2003, with in one year from the appointed date. In exercise of the powers conferred on it by Section 16 of the Electricity Act 2003, read with appropriate provisions of the K.E.R. Act, 1999, the K.E.R.C. has formulated and issued the K.E.R.C. (Conditions of Licence to ESCOMs) Regulations, 2004

In accordance with clause No. 7 of K.E.R.C. (Conditions of License to ESCOMs) Regulations, 2004, the ESCOMs were required to furnish to the Commission, a draft "Model Conditions of Supply of Electricity" describing the operating practices and connection policies of the Licensee along with draft " Standard Agreements" to obtain approval of the Commission before notifying the same in the Gazette. Since the draft was not furnished by the ESCOMs, the Commission on its own formulated the draft and circulated the same for obtaining the comments / views of ESCOMs and other stakeholders. The Commission has finalised the draft after examining the comments / views of ESCOMs and other stakeholders. The Commission by its Order No.D/07/4/901 Dated: 2.6.2006 has communicated approval to notify the same in the Gazette.

CHAPTER - I

1.0 SHORT TITLE AND COMMENCEMENT

- 1.01 This may be called the "Conditions of Supply of Electricity of the Distribution Licensees in the State of Karnataka".
- 1.02 This shall extend to the whole of the state of Karnataka
- 1.03 This shall apply to all persons engaged in the business of distribution of electricity under Section 14 of the Electricity Act, 2003 and the Consumers of electricity.

1.04 This shall come into force from the date of publication in the official gazette of Karnataka and shall be in force unless amended otherwise.

CHAPTER - II

2.00 DEFINITIONS

Unless the meaning is repugnant to the context, the following words shall have the meanings assigned to them.

2.01 'ACT' means The Electricity Act, 2003.

2.02 'APPLICANT' means a person who is the owner or occupier of any premises who has registered his application with the Distribution Licensee for supply of electricity.

2.03 'ASSESSING OFFICER' means an officer of the State Government or Licensee, as the case may be, designated as such by the State Government under Section No. 126 of the Electricity Act 2003.

2.04 'KER ACT' means the Karnataka Electricity Reform Act, 1999.

2.05 'AGREEMENT' with its grammatical variations and cognate expressions means an Agreement entered into between the Licensee and the Consumer under Clause 4.03 (ii) (b) of these Conditions.

2.06 'AMPERE' means a unit of electric current.

2.07 'APPARATUS' means electrical apparatus and includes all machines, fittings accessories and appliances in which conductors are used.

2.08 'AREA OF SUPPLY' means the area within which a distribution licensee is authorised by his licence to supply electricity

2.09 'AUTHORIZED OFFICER' means an officer authorised by the State Government under Section No. 135 of the Electricity Act 2003.

2.10 'BILLING PERIOD' means the period between two consecutive Meter reading dates.

2.11 'BREAKDOWN' means an occurrence relating to the equipment of supply system or other electrical line which prevents its normal functioning.

- 2.12 'BULK SUPPLY' means the sale of electricity to any person for resale, such as, supply given to a distribution Licensee for purposes of distribution in his area of supply.
- 2.13 'BUILT-UP AREA' means the sum of the building areas of each of the floors of the building including the cellar, measured between the external walls as per the actual construction or as per the sanctioned plan whichever is higher.
- 2.14 'CALENDAR YEAR' means the period from the first day of January of a year to the thirty-first day of December, of the same year.
- 2.15 'COMMISSION' means the Karnataka Electricity Regulatory Commission constituted under subsection (1) of Section 3 of the Karnataka Electricity Reform Act 1999.
- 2.16 'CONDUCTOR' means any wire, cable, bar, tube, rail or plate used for conducting electricity and so arranged as to be electrically connected to a system.
- 2.17 'CONNECTED LOAD' means the sum total of the installed (connected) capacities in Kilowatts (KW) of all the energy consuming devices on the Consumer's premises, which can be used simultaneously. This shall be expressed in KW or KVA. If the ratings are in KVA, the same may be converted to KW by multiplying the KVA by 0.85. If the same or any apparatus is rated by the manufacturer in HP, the HP rating shall be converted into KW by multiplying it by 0.746.
- 2.18 'CONSUMER' means any person who is supplied with electricity for his own use by a licensee or the Government or by any other person engaged in the business of supplying electricity to the public under the Act or any other law for the time being in force and includes any person whose premises are for the time being connected for the purpose of receiving electricity with the works of a licensee, the Government or such other person, as the case may be.
- 2.19 'CONTRACTED DEMAND' means the Load in kilovolt amperes (KVA) / KW, mutually agreed to between the Licensee and Consumer as entered in the Agreement.
- 2.20 'CONTRACTOR' means a qualified Licensed Electrical Contractor (L.E.C.) having valid licence issued / recognized by the Government of Karnataka and such other persons who are authorized by the Government of Karnataka/ India to carry out electrical installation works.

- 2.21 'DATE OF COMMENCEMENT OF SUPPLY' means the date of actual availment of supply by the Consumer or the date of expiry of a period of 30 days from the date of intimation to the Consumer of the availability of the power, whichever is earlier.
- 2.22 'DEMAND CHARGE' refers to a charge levied to a Consumer, which is based on the CONTRACTED DEMAND or MAXIMUM DEMAND recorded.
- 2.23 'DESIGNATED AUTHORITY OF THE LICENSEE' means an authority who has been notified as such by the Licensee.
- 2.24 'DISTRIBUTING MAIN' means the portion of any main with which a service line is, or is intended to be, immediately connected.
- 2.25 'DISTRIBUTION SYSTEM' means the system of wires and associated facilities between the delivery points on the transmission lines or the generating station connection and the point of connection to the installation of the Consumers.
- 2.26 'ELECTRICITY' means electrical energy-
- (a) generated, transmitted, supplied or traded for any purpose; or
 - (b) used for any purpose except the transmission of a message;
- 2.27 "ELECTRICAL INSPECTOR" means an Electrical Inspector appointed under Section 162 of the Electricity Act, 2003 by the Appropriate Government and includes the Chief Electrical Inspector.
- 2.28 'ENERGY CHARGE' refers to a charge levied to a Consumer for the consumption of electricity.
- 2.29 'ENGINEER' means a qualified Engineer, by whatever name he may be designated, who is employed by the Licensee and who is in charge of the local area having direct jurisdiction over the area of supply or any part thereof in which the premises to be served are located and who is notified as such for the purposes of these Conditions by the Licensee in the manner prescribed by the Commission and includes any other employee with engineering qualification duly authorized by him or his superior officer to exercise any power, jurisdiction or authority under these "Model Conditions of Supply".
- 2.30 'EXTRA HIGH TENSION' (EHT) means supply voltages above 33 KV.
- 2.31 'FACTORY' means any premises including the precincts thereof wherein ten or more persons are working and in any part of which

a manufacturing process is being carried on with the aid of electrical power, as defined in the Factories Act.

- 2.32 'FACTORY PREMISES' means the premises in which laboratories, repair shops, stores, offices, reading rooms, libraries, yards, watch and ward, canteen and first aid centres belonging to the factory are housed, as defined in the Factories Act.
- 2.33 'FAULTY METER' means a Meter which does not record or which records with an error beyond the permissible limits prescribed by the appropriate Authority under the Electricity Act, 2003.
- 2.34 'HIGH TENSION' (HT) means supply voltages of more than 650 volts and up to and inclusive of 33000 volts.
- 2.35 'INSTALLATION' means the whole of the electric wires, fittings, motors and apparatus installed and wired by or on behalf of the Consumer in one and the same premises starting from the point of commencement of supply.
- 2.36 'LICENSEE' means a person who has been granted a licence under Section 14 of the Electricity Act, 2003 and also includes a deemed Licensee.
- 2.37 'LOW TENSION' (LT) means supply voltages of 650 V and below.
- 2.38 'MAXIMUM DEMAND' means the average amount of kilowatts or kilovolt amperes, as the case may be, delivered at the point of supply of the Consumer and recorded during a thirty minute period of maximum use in the month, however, subject to the Licensee reserving the right to shorten this period in the case of special classes of Consumers, if necessary, with the approval of the Commission.
- 2.39 'METER' means an equipment used for measuring electrical quantities like Energy in kilowatt hours, maximum demand in kilowatts or kilovolt amperes, reactive energy in kilovolt ampere hours, etc., including accessories like current transformers and potential transformers where used in conjunction with such Meter and any enclosure used for housing or fixing such Meter or its accessories and any devices like switches or fuses used for protection and testing purposes. Further, 'METER' includes meters where more than one meter has been installed.
- 2.40 'METER READING DATE' means the date fixed for meter reading.
- 2.41 'MINIMUM CHARGES' means the minimum charges payable under the Tariff schedule in force from time to time.

- 2.42 'MONTH' means the calendar month or the period between the meter reading date in a particular month and the corresponding meter reading date of the immediately succeeding month.
- 2.43 'OCCUPIER' means the owner or person in occupation of the premises where energy is used or proposed to be used.
- 2.44 'OHM' means a unit of electric resistance.
- 2.45 'O&M OFFICE' means the local office of the Licensee in charge of supply and distribution of electricity.
- 2.46 'OFFICE OF ISSUE' means the office from which the claims for power supply charges or any other charges are made or any notice is issued by the Licensee.
- 2.47 'OUTLET' means in any electrical installation, a point to which an electrical appliance is or is intended to be connected.

NOTE: -

(1) For assessing the lighting load

- (a) Each outlet shall be taken as 40 Watts. If compact fluorescent lights (C.F.L.) are used, actual load shall be taken.
- (b) Each wall plug shall be taken as 40 Watts and 30% of such wall plugs shall be taken.

(2) For assessing the heating load,

- (a) Actual load connected to each heating outlet.
- (b) Each wall plug shall be taken as 1 KW and 10% of such wall plugs shall be taken.

However, the provisions under Clause 4.09 (ix) of these Conditions shall be the criteria to arrive at the total load of domestic and AEH installations.

- 2.48 'PERSON' shall include any company or body corporate or association or body of individuals, whether incorporated or not, or artificial juridical person.
- 2.49 'POWER FACTOR' means the ratio of watts to Volt-amperes, or the ratio of KWh to KVAh, as applicable.

Note: - Billing Power factor shall be the average PF recorded in Electronic Trivector Meter. In case the same is not available, the ratio of KWh to KVAh consumed during the billing period and in case of non-availability of the above also, the PF obtained during the rating shall be used.

- 2.50 'PUBLIC LAMP' means an electric lamp used for lighting of any street or any public place.
- 2.51 'POINT OF COMMENCEMENT OF SUPPLY' means the outgoing terminals of the Licensee's metering system fixed in the premises of the Consumer in case of LT installations and the outgoing terminals of the Licensee's Metering cubicle placed before any Consumer's apparatus in case of HT installations. In the absence of any metering cubicle or the metering being on the LT side in case of HT installations, the point of commencement of supply shall be the incoming terminals of the Consumer's main switchgear.
- 2.52 'POINT OF CONNECTION' means a terminal pole carrying LT/HT line and is situated within 30 meters outside the premises of the Applicant.
- 2.53 'PREMISES' includes any land, building or structure;
- 2.54 'R.R. No.' or 'REVENUE REGISTER NUMBER.' means the number assigned to the Consumer's installation.
- 2.55 'SANCTIONED LOAD' means the mutually agreed load in kilowatts (KW)/Horsepower (HP) between the Licensee and the Low Tension Consumer as entered in the Agreement.
- 2.56 'SERVICE-LINE' means any electric supply line through which electricity is, or is intended to be supplied -
(a) to a single Consumer either from a distributing main or immediately from the Distribution Licensee's premises; or
(b) from a distributing main to a group of Consumers on the same premises or on contiguous premises supplied from the same point of the distributing main.

Note: For the purpose of these Conditions, it shall not include the improvement/ augmentation works in the station or works of strengthening of the distributing main. However, it includes EHT/HT line, Transformer, and LT line drawn exclusively for a Consumer from the distributing main.

- 2.57 'SERVICE MAIN' means the part of service line from the terminal pole up to the point of commencement of supply whether overhead or underground.
- 2.58 'SUPERVISOR' means a person having a valid permit issued / recognized by the Government of Karnataka and includes authorized employees of the Central Government in case of works in the Central Government installations.

- 2.59 'SUPPLIER' means any person who has been granted a licence under Section 14 or is granted exemption under Section 13 of the Electricity Act, 2003 and also includes a deemed Licensee.
- 2.60 'TARIFF' means a schedule of standard prices or charges for specified services, which are applicable to all such specified services provided to the type of Consumers specified in the Tariff Published.
- 2.61 'TRANSMISSION SYSTEM' means the system consisting mainly of Extra high tension electric lines having design voltage of 66 KV and higher and shall include all plant and equipment in connection with Transmission owned or controlled by the Licensee.
- 2.62 "UNAUTHORIZED USE OF ELECTRICITY" means the usage of electricity –
(i) by any artificial means; or
(ii) by a means not authorized by the concerned person or authority or licensee; or
(iii) through a tampered meter; or
(iv) for the purpose other than for which the usage of electricity was authorized.
- 2.63 'VOLT' means a unit of electro-motive force and is the electric pressure, which, when steadily applied to a conductor, the resistance of which is one ohm, shall produce a current of one ampere.
- 2.64 'VOLTAGE' means the difference of electric potential measured in volts between any two conductors or between any part of either conductor and the earth as measured by a suitable voltmeter.
- 2.65 'YEAR' means year commencing on 1st of April of any year and ending on 31st of March of the succeeding year.

NOTE: The words and expressions used and not defined above but defined in the Act / KER Act shall have the meanings as assigned to them in the relevant Acts. In case of inconsistency in the words and expressions used between the Act and KER Act, 1999, the provisions in the Act shall always prevail.

CHAPTER-III

3.00 SYSTEM AND CLASSIFICATION OF SUPPLY

For arranging power supply, the following system and classification shall be applicable.

3.01 SYSTEM OF SUPPLY: The declared voltages are as follows: -

(a) LOW TENSION SUPPLY

- i) Alternating Current, single phase, 50 c/s., 230 volts, between phase and neutral.
- ii) Alternating Current, 3 phase, 50 c/s., 400 volts, between phases and 230 volts between phase and neutral.

(b) HIGH TENSION SUPPLY

Alternating Current, 3 phase, 50 c/s., 11/13.2/33 KV depending upon the voltage available in the area.

(c) EHT SUPPLY

Alternating Current, 3 phase, 50 c/s., 66/110/220/400 KV or two phase supply at 220 KV.

3.02 CLASSIFICATION OF SUPPLY

(a) AT 230 V., SINGLE PHASE

- (i) All installations (other than motive power) upto & inclusive of 5 KW of sanctioned load.
- (ii) Motive power installations upto & inclusive of 4 KW of sanctioned load.
- (iii) Public lighting system upto 10 K.W.

Note: 1) The capacity of individual Motor of Single Phase shall not exceed 1HP.

- 2) If any Consumer requests for 3 Phase supply for lesser load than stated above, the Licensee shall permit the same provided the Consumer intends to use 3 phase equipments.

(b) AT 400 V., 3 PHASE

All installations below 50 KW (67 HP / 59 KVA) of sanctioned load (inclusive of lighting load).

Note: The Consumer has the option to avail himself of supply at High Tension even if the requisitioned load is less than 50 KW. The minimum C.D. in such cases shall be 25 KVA.

(c) H T SUPPLY, 3 PHASE, 50 C/S, 11/13.2KV AVAILABLE IN THE LOCALITY

All installations with a Contract Demand of 50 KW / 59 KVA and above up to and inclusive of 2,000 KVA.

Note: - In case the power supply is given at 13.2 KV, the transformer provided by the Consumer shall be designed for change over to 11 KV, when the Licensee's supply line is converted to 11 KV.

(d) H T SUPPLY, 3PHASE, 50 C/S, 33KV

All installations with a contract demand above 2,000 KVA and up to and inclusive of 7,500 KVA

(e) E H T SUPPLY, 3PHASE, 50 C/S, 66KV

All installations with a contract demand above 2,000 KVA and up to and inclusive of 20,000 KVA

(f) E H T SUPPLY, 3PHASE, 50 C/S, 110KV

All installations with a contract demand above 7,500 KVA and up to and inclusive of 35,000 KVA

(g) E H T SUPPLY, 3PHASE, 50 C/S, 220KV

All installations with a contract demand of above 20,000 KVA.

Note: - 1) The Standard supply voltages for various contract demands are as follows:

Contract demand	Supply voltage
Up to 2,000 KVA	11/13.2 KV
Above 2,000 to 7,500 KVA	33 KV
Above 2,000 to 20,000 KVA	66 KV
Above 7,500 to 35,000 KVA	110 KV
Above 20,000 KVA	220 KV

- 2) A Consumer can avail himself of power supply at voltage levels specified above for lesser loads also, if he so desires.
- 3) If the C.D. is more than 2000 KVA, Supply shall be arranged at the appropriate voltage levels depending upon the system network available in the area.
- 4) The Licensee can at his discretion supply a higher quantum of power than what is stipulated for a particular classification by putting up adequate capacity lines and other improvement works, etc, provided the voltage regulation is within the specified limits duly collecting augmentation charges as noted below.

Contract demand	Supply voltage	Remarks
Above 2,000 KVA and up to and inclusive of 7,500 KVA	11/13.2 KV	Augmentation charges at Rs. 5 lakhs per MVA for CD exceeding 2000 KVA shall be collected.
Above 7,500 KVA and up to and inclusive of 10,000 KVA	33 KV	Augmentation charges at Rs. 5 lakhs per MVA for CD exceeding 7,500 KVA shall be collected.

- 4) As a special case, Railways are entitled to get power on two phases only for traction purposes, subject to conditions that may be specified by the Licensee.

3.03 CLASSIFICATION OF CONSUMERS FOR THE PURPOSE OF TARIFF CATEGORIES

Licensee may classify or reclassify a Consumer into various Tariff categories from time to time as may be approved by the Commission. No additional category other than those approved by the Commission shall be created by the Licensee.

3.04 RECLASSIFICATION OF CONSUMER

If it is found that a Consumer has been classified under a particular Tariff category erroneously, the Engineer of the Licensee may reclassify such Consumer under the appropriate category after issuing notice of 15 clear days to him to execute a fresh Agreement duly observing other Conditions, if required, on the basis of the altered classification.

If the Consumer does not take steps within the time indicated in the notice to execute the fresh Agreement duly observing the required conditions, the Engineer, may disconnect the supply of power, after issuing a clear fifteen days notice and after considering his explanation, if any. **In case of disconnection of Power Supply, reconnection shall be effected as soon as the fresh agreement is executed.**

3.05 CONSUMERS UNDER SPECIAL AGREEMENT

The Licensee may, having regard to the nature of supply and purpose for which supply is required, may fix special Tariff and Conditions of supply for the Consumers not covered by the classification enumerated in these Conditions. For such purposes, Licensee may enter into special Agreements with the approval of the Commission with suitable modifications in the Standard Agreement Form. The Tariff in such cases shall be separately approved by the Commission.

CHAPTER-IV

4.00 GENERAL PROCEDURE FOR ARRANGING POWER SUPPLY

4.01 DUTY OF THE LICENSEE TO SUPPLY ELECTRICITY ON REQUEST.

Every distribution licensee, shall, on an application by the owner or occupier of any premises, give supply of electricity as specified under K.E.R.C. (Duty of the Licensee to supply Electricity on request) Regulations, 2004{Annex-1}.

4.02 APPLICATION FOR SUPPLY / ADDITIONAL SUPPLY OF ELECTRICITY

1. Any person desirous of availing himself of Power Supply shall comply with the following requirements besides other specific requirements detailed elsewhere under these Conditions.

- (i) Application for supply of electricity shall be filed with the Distribution Licensee by the owner or occupier of the premises. The application shall be filed in duplicate accompanied by the prescribed fee and charges as per Clause 30.01. The Licensee shall return the duplicate copy of the Application duly acknowledged with seal & signature and the Applicant shall be made known the provisions of the KERC (Duty of the Licensee to supply Electricity on request) Regulations, 2004{Annex-1}. These provisions shall also be applicable for cases requiring enhancement of existing load & change over of voltage level.
- (ii) The application duly filled in shall be filed at the local office of the Licensee.

Attested true copies or Photostat copies of the following documents as applicable shall be enclosed along with the application.

- (a) Proof of ownership of the premises or proof of occupancy.
- (b) General Licence from the local authority, if such Licence is provided for.
- (c) In case of a partnership firm, partnership deed.
- (d) In case of a Limited Company, Memorandum and articles of Association and Certificate of incorporation.
- (e) Indemnity Bond if the Applicant is not the owner of the premises.
- (f) Proof of Permanent residential address of the Applicant and PAN number, if any. If there is any change at a later date, the same shall be intimated by the Applicant to the Licensee immediately.
- (g) An under-taking from the Applicant stating that he will not engage Child Labour in his Industrial/Commercial installation and consent to disconnect power supply to the installation in case he employs Child Labour in violation of Child Labour (Prohibition and Regulation) Act 1986 and Clause 24 of Karnataka Shops and Commercial

NOTE: However, there is no necessity of production of the licence from the local authority when the supply is required for an Industry to be set up in an Industrial estate established by KIADB / KSSIDC / KEONICS / Other Industrial Estates approved by the Govt. of Karnataka.

- (iii) The application shall contain full address, location sketch, and contact telephone number, if any and the name of the nominee.
- (iv) The Applicant shall indicate in the application form the name and address of the Licensed Electrical contractor (LEC) with whom he intends to get the interior wiring work done.

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

Government of Karnataka has issued the Notification No: EN 396 NCE 2006 dated: 13.11.2007 wherein the Solar water heating system is mandatory for categories of buildings mentioned below:

- i. Industries where hot water is required for processing or for auxiliary purposes.
- ii. Hospitals and Nursing homes including Government Hospitals.
- iii. Hotels, Restaurants, Motels, Banquet halls and Guest Houses.
- iv. Jail Barracks, Canteens.
- v. Housing Complex set up by Group housing Societies / Housing Boards / other developers.
- vi. All residential buildings with built-up area of 600 Sq. feet and above constructed on sites measuring 1200 Sq. feet and above falling within the limits of Municipalities / Corporations and Bangalore Development Authority sectors.
- vii. All Government buildings / Residential schools / All Educational Institutions / Technical / Vocational Education Institutions / All Training Institutions / Hostels / Tourism Complexes / Universities / Community centers / Kalyana Mantapas where facility for stay is provided.

The applicant shall indicate in his application that he will install the Solar water Heater as per the above Clause and produce an undertaking on plain paper for having installed the Solar Water heater along with the agreement and CR/WD before issue of the Work order.

- 2. The Licensee shall verify the application and the enclosed documents at the time of receipt of the application and shall give an acknowledgement after satisfying himself of the completeness of the application.
- 3. Any assistance required for filling up the application shall be given by the local office of the Licensee. The Licensee shall identify or nominate an official to provide such assistance.

4. Amended version vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008

Power supply to building /premises either HT or LT or combination of HT< through separate distinct service mains can be arranged from a single source with the provision of a common isolation point. The service main cables shall have distinct identity and separation. Metering arrangements shall be at the ground floor only. Power supply to different types of consumers in building/premises can be arranged through separate VLs having common isolation point.

While doing so, the Licensee shall obtain an undertaking from the Consumer / Consumers for ensuring safety arising out of providing supply to that premises through different services.

Old Version: Power Supply from only one source shall be provided to the premises of the Applicant.

4.03 ESTIMATE AND POWER SANCTION

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

i) After the point of entry of supply mains and the position of mains, cut out(s)/Load limiters and meter(s)/metering cubicle have been decided, the Licensee shall communicate power sanction indicating the amount towards the expenses in providing any electric line or electrical plant as specified under the K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations, 2004 and its amendments from time to time (Annex-2) and, initial security deposit, meter security deposit as stipulated under K.E.R.C. (Security Deposit) Regulations, 2007 and other charges to be paid, in the prescribed form to the Applicant.

The Licensee shall also indicate in the power sanction letter that the installation of Solar water heating system is mandatory as per the Government of Karnataka Notification No: EN 396 NCE 2006 dated: 13.11.2007

OLD VERSION

i) After the point of entry of supply mains and the position of mains, cut out(s) / Load limiters and meter(s)/Metering Cubicle have been decided, the Licensee shall communicate power sanction indicating the amount towards the expenses in providing any electric line or electrical plant, initial security deposit, Meter Security Deposit and other charges to be paid in the prescribed form to the Applicant as specified under the K.E.R.C. (Recovery of expenditure for supply of Electricity) Regulations, 2004 and its amendments from time to time, {Annex-2} and the Security Deposit as determined by the Commission.

ii) Before the work of laying the service line is taken up, the Applicant shall comply with the following requirements.

a) Furnish the consent of the owner of the property, if the proposed service line has to pass through the property of some person(s) other than the Applicant. The Licensee reserves the right to discontinue

power supply, if after the installation is serviced, such consent is withdrawn by the property owner. The Consumer shall be liable for payment of all dues as if the installation were in service during the period of such discontinuance till the expiry of the initial Agreement period.

- b) Execute an Agreement as per Clause 32.00.

Note: If additional power is being availed, the new Agreement shall be for the aggregate power and the earlier Agreement(s) shall stand cancelled.

- c) Pay the amount towards the expenses in providing any electric line or electrical plant, initial security deposit, M.S.D. and other charges as communicated under Clause 4.03(1)

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

- d) Submit the contractor's completion-cum-test report along with the wiring diagram in duplicate.

The applicant shall produce an undertaking on plain paper for having installed the Solar Water heater before issue of the Work order. The Licensee shall acknowledge the receipt of the above documents and issue an acknowledgement slip for having accepted the same.

OLD VERSION

- d) Submit the contractor's completion-cum-test report along with the wiring diagram in duplicate. The Licensee shall acknowledge the receipt of the contractor's completion-cum-test report and issue an acknowledgement slip for having accepted the contractor's completion-cum-test report.

- e) Execute an Indemnity Bond as per Annex-8, if necessary, indemnifying the Licensee against any losses on account of disputes arising between the owner of the premises and the occupant consequent to servicing of the installation.

- iii) After observance of all the Conditions laid down in Clause 4.03(ii) (a to e) by the Applicant, the work order shall be issued and action shall be taken by the Licensee to arrange power supply within such period as specified under K.E.R.C. (Duty of the Licensee to supply Electricity on request) Regulations, 2004 { Annex-1}.
- iv) In case the requirements as in 4.03(ii) are not fulfilled within the stipulated time and the Applicant is not ready to avail himself of power supply, the application shall be treated as cancelled and the responsibility of the Licensee to pay penalty for failure to provide power supply within the specified period ceases. The registration cum processing fee paid shall

stand forfeited. This condition shall be laid down clearly in the power sanction letter communicated as per Clause 4.03. However, if the Consumer requests for renewal of power sanction before the expiry date, the same shall be renewed not more than once subject to payment of re-registration charges as specified under Clause 30.01 and power supply shall be arranged by the Licensee within one month from the date of such renewal of power sanction. If the Applicant fails to avail power supply within such period, the application will be treated as cancelled.

The following note is added to the existing Clause by an Amendment vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

Note:

If the Applicant is not desirous of availing the power supply and has not executed the agreement, he may seek refund of the amounts paid by him by making an application. The Licensee shall refund the amounts after deducting 10% of the total amount within 60 (Sixty) days from the date of application.

4.04 SERVICE MAIN

- i) The Service main from the terminal pole up to the point of commencement of supply, whether overhead or underground, shall be got done by the Applicant through a contractor.
- ii) It shall be mandatory for the Applicant to install a bus bar chamber with a facility for sealing for the incoming service mains where the size of the service main is 16 sq. mm or more. This is not applicable for installations where there are 3 or less connections.
- iii) Permission to lay service main under, across or over the Applicant's premises or for fixing apparatus upon the said premises by the Licensee shall be deemed to be implied and vested with the Licensee.
- iv) The Applicant shall stand guarantee for a period of one year from the date of service for the service main work carried out through the contractor. Any defects arising during this period due to bad workmanship or usage of sub-standard materials shall be got rectified by the Consumer at his cost.
If the service main is to be replaced consequent to additional load requirements, the same shall be got done by the Consumer at his cost through the contractor.
- v) The Applicants of L.T. Commercial and industrial installations shall provide cover of approved type for fixing over the meter to facilitate affixing of additional seals. Whenever C.Ts. are to be used for metering purpose,

the Applicant shall provide a locked and weatherproof enclosure of approved design with separate chambers for CTs and the meter.

- vi) An Applicant requiring HT / EHT supply must provide and maintain at his expense a locked and weather-proof enclosure of approved design for the purpose of housing the Licensee's metering equipment.
- vii) Meter or metering panel shall be installed at a suitable and easily accessible place near the main entrance. In case meter is to be installed out side the building, it shall be well protected against adverse weather Conditions by an enclosure of suitable design to the satisfaction of the Licensee. Licensee is at liberty to make provision for remote reading of meters wherever considered necessary.
- viii) If a Consumer desires to have the position of the existing service main altered, the Licensee shall carry out the work after collecting charges from the Consumer for the cost of the additional materials used and the labour charges plus 10 percent of the latter as supervision charges or may permit the Applicant to carry out such work at his cost duly paying 10 percent of the cost of the estimate (excluding the employees' cost) as supervision charges
- ix) Where any difference or dispute arises as to the cost or fixing of the position of the service mains, the matter shall be referred to the Chief Electrical Inspector, Government of Karnataka / Officer authorized by the Chief Electrical Inspector for a decision.
- x) **Amended version vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008**
In the following places and at such other places as may be notified by the Licensee from time to time with due approval of the Commission, the service main shall be laid by under ground cables only: -

BESCOM:

- 1) Bruhat Bangalore Mahanagara Palike area.
- 2) Chitradurga CMC area.
- 3) Davanagere CMC area.
- 4) Tumkur CMC area.
- 5) Kolar CMC area.
- 6) Robertsonpet CMC area.

CESC:

- 1) City Municipal Corporation area of Mysore City.
- 2) Hassan CMC area.
- 3) Mandya CMC area.
- 4) Chamarajanagar CMC area

GESCOM:

- 1) Municipal Corporation area of Gulbarga.
- 2) Yadgir TMC area.
- 3) Shahabad TMC area.
- 4) Bidar CMC area.

- 5) Basavaklyan TMC area.
- 6) Raichur CMC area.
- 7) Sindhanur TMC area.
- 8) Koppal TMC area.
- 9) Gangavathi CMC area.
- 10) Hospet CMC area.
- 11) Bellary CMC area

HESCOM :

- 1) Municipal Corporation area of Hubli-Dharwad.
- 2) Municipal Corporation area of Belgaum.
- 3) Bijapur CMC area.
- 4) Gadag-Betgeri CMC area.

MESCOM :

- 1) Municipal Corporation area of Mangalore.
- 2) Shimoga CMC area.
- 3) Bhadravathi CMC area.
- 4) Udupi CMC area.
- 5) Chikkamagalur CMC area

Old version: In Bangalore, Mysore, Mangalore and Hubli-Dharwad, and Shimoga - Bhadravathi Corporation limits and at such other places as may be notified by the Licensee from time to time with due approval of the Commission, the service main shall be laid by underground cables only.

- xi) If the Applicant wishes to have power supply by means of under ground cable at any place other than the places specified under Clause 4.04(x), the Applicant has to bear the entire cost of the service main. The rectification of any faults in the service main subsequent to servicing of the installation shall be got done by the Consumer at his cost. The released materials if any on account of rectification of faults in the service line are permitted to be taken over by the Consumer.

4.05 SERVICE LINE

- i) The method of construction of the service line, whether overhead or underground, shall be determined by the Licensee and the quality of materials to be used shall conform to relevant I.S. Specifications.
- ii) The service line, notwithstanding that the cost has been paid for by the Consumer, shall remain the property of the Licensee for the purpose of maintenance. The Licensee shall have a right to use it to supply energy to any other person, provided, such use is not detrimental to the supply to the Consumer or Consumers already connected to the service line in question. However, in case of conversion of LT supply to HT supply, the distribution Transformer and connected lines installed by the LT Consumer at his cost shall be allowed to be retained by such Consumer.

4.06 INSPECTION AND TESTING

(a) For safety to the Applicant and the public in general, it is necessary that the wiring on the Applicant's premises shall conform to the Rules framed by the Central Electricity Authority (CEA) from time to time under Section 53 of the Electricity Act, 2003 and the work is carried out by a qualified Licensed Electrical Contractor. The Applicant shall submit to the Licensee the electrical contractor's Completion and Test Report of the installation.

No Electrical installation work (including addition, alternation, repairs and adjustment to the existing installations), except such as replacement of lamps, fans, fuses, low voltage domestic appliances and fittings as in no way alters the capacity and character of the installation, shall be carried out upon the premises on behalf of any Consumer or owner for the purposes of supply of energy to such Consumer or owner, except by a qualified Licensed electrical contractor licensed by the Government in this behalf and under the direct supervision of a person holding a certificate of competency issued or recognized by the Government. Any person committing a breach of this provision shall render himself liable for punishment with fine, under the Rules framed by the Central Electricity Authority.

- (b) (i) Upon receipt of the contractor's completion cum test report along with actual wiring diagram and after intimation of the completion of service main work by the Applicant, the Licensee shall intimate to the Applicant the time and the day when the Licensee's Engineer proposes to inspect and test the installation. It shall then be the duty of the Applicant to ensure that, the Supervisor of the contractor employed by him is present at the time of inspection, to give the Licensee's Engineer such information as may be required by him concerning the installation. On due compliance there on by the Applicant, the Engineer shall complete the inspection of Applicant's installation.
- (ii) No power connection shall be made until the Applicant's installation has been inspected and tested by the Licensee and found satisfactory. No charge shall be made for the first test carried out by the Licensee but subsequent tests which are required to be done due to faults disclosed at the initial test or due to the failure of the Applicant or representative or Supervisor of the L.E.C. to attend the test at the appointed time as required above or because facilities for inspection and test were not arranged or due to the installation not being completed, each such subsequent inspection and / or test shall be charged for in accordance with Clause 30.12 .

Note: In case the Supervisor of the L.E.C. is not present on the notified date, the Licensee shall notify another date for testing and servicing of the installation. However, the installation shall be tested and serviced even if the Supervisor of the L.E.C. is not present on the second notified date, provided the test results are satisfactory. However, the Consumer shall

pay the fee towards the second or subsequent inspections as prescribed under Clause 30.12.

- (iii) Before taking the insulation test of the installation, the wiring must be complete in all respects including the service main. All fittings, whether incandescent lamps, fans, motors, heating, cooking or other apparatus must be connected to the conductors, and all fuses must be in place and all switches in the 'on' position before the tests are carried out. Temporary wires or fittings or dead ends shall not be included in the installation and no part of the work shall be left incomplete.

NOTE:

(I) FOR LOW VOLTAGE INSTALLATIONS

At a pressure of 500 volts applied between each live conductor and earth for a period of one minute, the insulation resistance of medium and low voltage installations shall be at least 1 Megohm or as specified by the Indian Standards Institution from time to time. The insulation resistance between the phases shall be at least half the insulation resistance from phase to 'earth'.

(II) FOR HIGH / EXTRA HIGH VOLTAGE EQUIPMENT / INSTALLATIONS

High / Extra High voltage equipments shall be tested as stipulated in the relevant Indian Standard. Manufacturer's test certificates in respect of all High / Extra High voltage apparatus shall be produced, if required by the Licensee.

4.07 APPROVAL OF CONSUMER'S INSTALLATIONS

- i) Before any wiring or apparatus of the Applicant, including transformers, switch gear etc, are connected to the Licensee's distribution system, the same shall be subjected to the inspection and approval of the Engineer and no connection shall be made without such approval. In addition, all EHT and HT installations shall have to be approved by the Chief Electrical Inspector, Government of Karnataka or any other officer authorised by him on this behalf. Testing of HT / EHT installations shall however be taken up by the Engineer only after receipt of certificate of inspection of installation issued by Chief Electrical Inspector. The detailed test procedure for LT / HT / EHT installations is as narrated under Clause 4.07.
- ii) The Engineer shall notify the Applicant in writing under acknowledgement, the details of any of the defects noticed by him at the spot on the date of inspection.
- iii) In such cases power supply shall commence only when the defects in the installation are rectified and wiring is done in accordance with the completion and test report and installation complies with the other Conditions of Clause 4.09 and relevant Rules.

4.08 COMMENCEMENT OF SUPPLY

- i) Where power sanction letter is issued by the Distribution Licensee on receipt of Application for supply of electricity and after execution of the required agreement by the Applicant, and after approval of the Applicant's installation, the Engineer shall commence supply of power to the Applicant under intimation to him. If the Applicant fails to avail power supply within the time specified under clause 3 of K.E.R.C. (Duty of the Licensee to supply Electricity on request) Regulations, 2004 (Annex-1), the installation shall be deemed to have been serviced on the date of completion of the period specified in the said clause and the Consumer shall be liable to pay Demand charges/ Fixed charges as per the Electric power Tariff in force during the initial agreement period.
- ii) If the installation satisfies the Conditions specified above, the Engineer concerned shall service the installation, seal the meter and load limiters, meter housing box / cubicle / panel, etc.
- iii) The Consumer or his representative and the Supervisor of the LEC shall be present at the time of servicing of the installation.
- iv) The original License / permit or any other certificate or any other document issued as may be applicable in respect of industrial / commercial installations shall be produced at the time of service for verification and immediate return.
- v) Immediately after the installation is serviced, an R.R. No. shall be assigned to the installation and this number shall be painted on the meter board.

Note: The R.R. No. shall invariably be quoted by the Consumer in all subsequent correspondence with the Licensee.

- vi) The Engineer of the Licensee servicing the installation shall give a service certificate to the Consumer for having serviced the installation specifying the following: -
 - (a) Name & address of the Consumer
 - (b) R.R. No.
 - (c) Date of service
 - (d) Sanctioned load / Contract Demand
 - (e) Connected load
 - (f) Meter details such as C.T./P.T. ratio (multiplying constant), meter reading at the time of service, etc.
 - (g) Condition of seals / seal number, if any
 - (h) Size of service main cable
 - (i) Fuse rating

- (j) I.S.D. and M.S.D. collected with details of receipt nos.
- (k) Name and address of the L.E.C & Valid License number.

A copy of the Agreement shall also be given to the Consumer and necessary acknowledgement from the Consumer shall be obtained on the test report.

- vii) The Consumer or his representative is required to sign in the sealing register and on the completion report that his installation has been serviced and the meter, load limiters, meter housing box / cubicle / panel, etc are sealed.

4.09 GENERAL

- i) In case of domestic / non-commercial installations, the consent of the owner is not necessary where the owner is not the occupant of the premises. In such cases proof of occupancy such as valid power of attorney or latest rent paid receipt or valid lease deed shall be produced.
- ii) If the Applicant is not the owner of the premises, Indemnity bond shall be produced as per Annex-8
- iii) Unauthorised occupants of the premises shall not be given power supply connection for any purpose.
- iv) If any person desires to have electricity for a premises for which the power supply Agreement has been terminated (whether the service line is dismantled or not) he shall be treated as a fresh Applicant and the Licensee shall collect the outstanding arrears in respect of the said premises from such person before connection is given.
- v) Arrears in any particular installation, which is under disconnection for nonpayment, shall be collected as arrears of any other installation except residential installation standing in the name of the same Consumer. However arrears of any other installation shall not be included to a residential installation.
Further the Licensee shall issue a separate notice clearly explaining the circumstances before recovery is pursued by claiming the arrears of any installation as arrears of another installation of the same Consumer.
- vi) Arranging power supply by the Licensee shall not be construed to mean that requirements of all other laws are fulfilled by the Applicant. It is the Applicant who shall be responsible for compliance of all statutory requirements under other laws and for any non-compliance, the Applicant alone shall be responsible and the Licensee shall not be liable for any action whatsoever in this regard.

- vii) The mode of payment of Security Deposit, the amount towards the expenses in providing any electric line or electrical plant, Supervision charges, Revenue charges, etc, shall be as stipulated under Clause 29.04.
- viii) Applicant shall provide load limiter of suitable capacity with sealing arrangements, which shall be sealed at the time of servicing the installation. In addition to the load limiter, the AEH Consumer shall provide suitable capacity earth leakage circuit breaker (ELCB).
- ix) Fixed charges for domestic and A.E.H. installations shall be calculated based on the sanctioned load only irrespective of the connected load as long as the load limiter is in good working condition and is not tampered with. It is the responsibility of the Consumer to maintain the load limiter in proper working condition. However, the connected load or the sanctioned load which ever is higher shall be taken for billing of fixed charges, in case the load limiter is found to be tampered with and not in good working condition.
- x) If any equipment installed by the Consumer induces harmonics beyond the limits specified by the Licensee, the Consumer shall install harmonic suppressors failing which the installation is liable for disconnection after the expiry of 60 days.
- xi) If the Consumer / establishment has been convicted in a competent Court of Law for employing Child Labour, the Licensee reserves the right to disconnect the installation forthwith without prejudice to the recovery of dues, if any.
- xii) In the case of demolition & reconstruction of Building, the existing installation shall be surrendered and Agreement terminated and Meter and service mains shall be removed. Only fresh service shall be arranged for the reconstructed building treating it as a new building. Temporary power supply from the existing R.R. No. shall not be arranged for construction purposes in such cases. However, this Clause shall not be applied in case of addition / alteration to the existing building.

5.00 APPLICABLE TO

- (a) LIGHTING INSTALLATIONS OF DOMESTIC, NON-DOMESTIC / NON-COMMERCIAL CATEGORIES**
- (b) COMBINED LIGHTING AND HEATING INSTALLATIONS OF DOMESTIC (AEH), NON-DOMESTIC / NON-COMMERCIAL CATEGORIES**
- (c) COMMERCIAL LIGHTING INSTALLATIONS**

5.01 General procedure for arranging power supply under Clause 4.00 and provisions under K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time, {Annex-2} wherever applicable shall be complied with by the Applicant and the Licensee.

5.02 TATKAL SCHEME

{APPLICABLE TO DOMESTIC LIGHTING, A.E.H., AND COMMERCIAL LIGHTING, WHERE THERE IS MAXIMUM 5 KW OF LOAD AND L.T.ELECTRIC LINE IS EXISTING AND EXTENSION OF DISTRIBUTION MAIN IS NOT REQUIRED.} THIS IS NOT APPLICABLE TO INSTALLATIONS COVERED UNDER CLAUSE 9 {M.S.BUILDINGS, COMMERCIAL/RESIDENTIAL COMPLEX (ES)} AND CLAUSE 10 (LAYOUTS).

If the Applicant is **in urgent need** of power supply and desires to avail himself of power supply **with in 8 days** after filing of complete documents as stated in Clause 4.02, a surcharge of Rs.1, 000/= for each installation shall be paid in addition to the amount noted in Clause 4.00. The installation shall be serviced by the Licensee thereafter with in 8 days. The Applicant shall comply with the other Conditions as applicable under Clause 4.00. If the Licensee fails to provide Power Supply with in 8 days after accepting the application under this scheme, the Licensee shall refund surcharge of Rs.1000/= together with an additional amount of Rs.1, 000/= for each installation

5.03 SPECIAL SCHEMES BY THE GOVERNMENT

The Government may formulate **schemes like Bhagyajyoti, Kuteerajyoti** etc, for electrification of houses of poorer classes of society and for such schemes, rules as per the approved scheme shall apply. Such schemes require the approval of the Commission and the financial implications on the revenue of the Licensee shall be met by the Government.

6.00 APPLICABLE TO IRRIGATION PUMP SETS

All new I.P. Sets irrespective of capacity shall be serviced **WITH** energy meter.

6.01 General Conditions of supply as per Clause 4.00 wherever applicable regarding preparation of estimate, communication of power sanction, submission of completion report, wiring diagram, Agreement and payment of deposits etc., shall be complied with.

6.02 The Applicant shall register the application at the subdivision office of the Licensee along with the "water right certificate" or khata certificate or Record of Rights (Geni and Pahani Patrike) from the competent authority ie, Village Accountant of the Revenue Department of the concerned area, to establish his right to draw water from the water source and furnish permanent residential address. If there is any change in permanent residential address of the Applicant at a later date, the same shall be informed to the Licensee forthwith.

6.03 In case, the Applicant desires to draw water from any River / Channel / Sub-channel, Nallah, etc., by installing pump set(s), he shall furnish along with the application a 'NO OBJECTION' Certificate to lift water, from the

concerned Irrigation Department, P.W.D. or Revenue Department as the case may be. If permission to draw water is given only for a particular period of the year, power supply shall be arranged and made available only for that period subject to payment of minimum charges as per Tariff in force. If the 'NO OBJECTION' Certificate issued is withdrawn / suspended by the department at any time during the period of installation under service, the power supply will be disconnected subject to recovery of arrears if any and also the minimum charges till the expiry of initial agreement period."

- 6.04** The feasibility criteria for arranging power supply to I.P. sets shall be as prescribed by the Licensee with the approval of the Commission.
- 6.05** Power Supply shall not be provided to the I.P Sets of the wells dug with in 250 meters of drinking water supply bore wells of local authority.
- 6.06** The power supply to irrigation wells shall be arranged as per the policy directives of the Government of Karnataka from time to time.
- 6.07** All IP Sets shall be provided with capacitors of rating noted below depending upon the capacity of I.P.Set.

- (a) 5 H.P. and below ---1.0 RKVA
- (b) 7.5 H.P. ----- 2.0 RKVA
- (c) 10 H.P ----- 3.0 RKVA
- (d) 15 H.P. ----- 5.0 RKVA

For IP Sets above 15HP, the rating of capacitor shall be equivalent to KW rating of I.P. Set x 0.4 RKVA rounded off to the nearest integer as per Clause 23.01.

- 6.08** I.P sets shall be energy efficient and shall bear ISI Mark.
- 6.09** In respect of IP Set installations, the initial Agreement period is 2 Years where there is only extension of service main or where the service line is executed under self finance scheme/ self execution at the cost of the Consumer and 7 years where there is extension of service line by the Licensee at Licensee's cost. If the Consumer requests for reduction of sanctioned load, the same shall be effected only after the expiry of initial Agreement period. If the Consumer desires to terminate the agreement on account of failure of water in the well, the same shall be agreed to by the Licensee during the Initial Guaranty period also without collecting the minimum charges for the unexpired period of the agreement.

6.10 PRIORITY

The priority policy for taking up the I.P. Set works for execution shall be as prescribed by the Licensee from time to time. However I.P. Sets sanctioned

under self-financing scheme shall be given first priority over other I.P. Set Applicants.

NOTE: The Licensee shall notify the updated priority lists of the subdivision at the beginning of every month both at the respective O&M unit office and the Sub-Division office. If the Applicant requests for issue of copy of priority list, the same shall be issued by the Licensee on collecting the photocopying charges.

7.00 APPLICABLE TO LT INDUSTRIAL AND COMMERCIAL POWER INSTALLATIONS

(Other than those covered under Clause s 5,6,9,10 &11)

7.01 General procedure for arranging power supply under Clause 4.00 and provisions under K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations, 2004 and its amendments from time to time, {Annex-2} wherever applicable shall be complied with by the Applicant and the Licensee.

7.02 The application shall be registered at the subdivision office of the Licensee.

7.03 For industrial lay outs developed by KIADB / KSSIDC / KEONICS / OTHERS the entire work of HT / LT lines, Transformers etc shall be carried out on self execution basis by the Applicant as per the estimate prepared by the Licensee. Supervision charges at 10% on the cost of estimate excluding employee's cost and MSD shall be payable subject to a maximum of Rs.15 lakhs. In such cases recovery of expenditure for supply of electricity as per K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations, 2004 and its amendments from time to time, {Annex-2} shall not be collected.

7.04 L.T. Trivector Meter with demand indicator shall be provided at the option of the Consumer to avail "Demand based Tariff". In such cases, fixed charges shall be levied on the basis of the sanctioned load or M.D. recorded which ever is higher irrespective of the connected load as long as the LT Trivector meter is maintained in good working condition and not tampered with. If the recorded M.D. is higher than the sanctioned load, penal charges shall apply as per Clause 42.01 of these Conditions.

7.05 T.O.D. Tariff facility shall be extended to any Consumer at his option for eligible categories.

8.00 APPLICABLE TO HT / EHT INSTALLATIONS

8.01 General procedure for arranging power supply under Clause 4.00 and provisions under K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time, {Annex-2},

wherever applicable, shall be complied with by the Applicant and Licensee.

- 8.02** The application shall be registered at the division office of the Licensee.
- 8.03** The Applicant shall furnish the list showing the name plate details of machinery such as make, capacity and layout plan of the premises with in which he intends to make use of the power after installation of the machinery.
- 8.04** If the Applicant is not desirous of availing himself of the power supply and in case where the agreement is not yet executed, the amounts paid by him shall be refunded on application, after deducting 10% of the total amount.
- 8.05** After intimation by the Licensee to take up the service line work, the Applicant shall commence the service line work immediately and complete such works within 90 days, failing which; the application will be treated as cancelled. However, if the Applicant requests for extension of time to complete the service line work, the same may be granted by the Licensee.
- 8.06** H.T. Consumers shall install a group operated triple pole-isolating switch along with fuses of fast blowing characteristics or circuit breaker after the point of commencement of supply. Interlocking of isolators and circuit breakers shall be provided to prevent opening of isolator unless circuit breaker is open. Circuit breaker shall be provided if the contract demand is 1000 KVA and above.
- 8.07** The Licensee shall generally commence his portion of the work after all the requirements as per Clause 4.00 are fulfilled. However, on specific request of the Government / local authority, the Licensee may commence his portion of the work even if the completion report is not given, provided he is satisfied that the Applicant's work is progressing satisfactorily.
- 8.08** The Applicant shall provide all the materials / cable / equipments of reputed make conforming to relevant Indian Standards. He shall furnish proof for having purchased the materials of reputed make only along with inspection cum test reports.
- 8.09** After servicing of the installation, the entire service line along with other accessories shall be taken over by the Licensee and the ownership would thereafter vest with Licensee for the purpose of maintenance. Guarantee shall be obtained by the Licensee from the Applicant for a period of 12 months from the date of servicing the installation for the materials used in the work as well as the quality of work executed.
- 8.10** The capacity of any individual machinery / equipment installed / connected shall not be more than the contract demand. This condition does not apply to the main transformer installed by the Applicant at the

point of supply. A stand by transformer can also be provided by the Applicant.

- 8.11** The servicing of the installation of the Applicant shall be carried out on production of the copy of the approval of his installation by the Electrical Inspectorate and also " Test and Commissioning Certificates " of the equipments installed as required by the Licensee.
- 8.12.** In case of HT / EHT installations, the Licensee shall provide HT Electronic type Trivector metering equipment for registering the average Power factor, demand as well as energy consumed.
- 8.13.** T.O.D. Tariff facility shall be extended to any Applicant / Consumer at his option for eligible categories.
- 8.14. The H.T. / E.H.T. Consumer is permitted to use power within his premises for any bonafide purpose including construction works without exceeding the contract demand or permitted maximum demand / energy entitlement, as the case may be. Such usage does not amount to prejudicial use.**

9.00 APPLICABLE TO COMMERCIAL / RESIDENTIAL BUILDING (S)/ COMPLEX (ES) / M.S. BUILDING (S) where:

- (a) Requisitioned load is 25 KW or more or
- (b) Where the built-up area of building is more than 500 Sq. Mtr.

General procedure for arranging power supply under Clause 4.00 and provisions under K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time, {Annex-2} wherever applicable shall be complied with by the Applicant and the Licensee.

- 9.01** The Owner / Promoter / Occupier of the Multi storied Buildings / Complexes shall register the application for power supply in the prescribed form along with the following documents at the jurisdictional Sub division office of the Licensee duly paying the registration cum processing fee as per Clause 30.01.

- (1) Copy of sanctioned plan of the Building / Complex showing the built-up area of building.
- (2) Proof of Ownership / GPA / Occupancy.
- (3) NOC issued by the Licensee to obtain plan sanction, wherever applicable.
- (4) Route sketch to locate the Building.

NOTE: -

- i. In the case of existing buildings already having power supply, if sanctioned plan is not available, plan of the building / complex prepared duly showing the built-up area of the entire building and certified by the registered Architect / Civil Engineer and signed by the Applicant shall be furnished.
- ii. In the case of new Buildings, an Architect's / Civil Engineer's Plan as per actual duly showing the built-up area of building certified by Registered Architect / Engineer and signed by the Applicant shall be furnished along with the sanctioned plan, if there is any deviation in construction from the sanctioned plan.
- iii. The Applicant shall not deviate from the condition of providing space at his premises free of cost for erection of transformer as indicated in the layout plan approved by the Licensee at the time of issue of N.O.C. by the Licensee.
- iv. In case the Applicant fails to produce the plan of the building / complex prepared duly showing the built-up area of the entire building as stipulated in Paras (i) & (ii) above, the application shall be rejected.

9.02 SPACE FOR TRANSFORMER

Space for Transformer shall be provided as specified in K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time.

9.03 DEPOSITS

The Applicant shall pay the prescribed initial security deposit and Meter security deposit based on requisitioned load.

9.04 Power supply to the cellular telecommunication services:

The telecommunication services are permitted to avail power supply by paying Rs.10, 000/-per KW in BDA & BMRDA area, Rs. 7, 500/-per KW in other places towards cost of Service line.

If the building has got HT power supply, power supply to such services shall be through a sub meter (Trivector meter) and both demand and energy are charged at HT-2 (b) (HT Commercial) tariff schedule.

If the building has got LT power supply, power supply to such services shall be through a meter tapped from the common bus bar provided at the ground floor and billed at LT-3 (LT Commercial) tariff schedule.

However, this shall be treated independent of Clause 9.00.

9.05 DEMOLITION AND RECONSTRUCTION OF BUILDING

In the case of demolition & reconstruction of Building, the existing installation shall be surrendered and Agreement terminated and Meter and service mains shall be removed. Only fresh service shall be arranged for the reconstructed building treating it as a new building. Temporary power supply from the existing R.R. No. shall not be arranged for construction purposes in such cases.

9.06 ASSIGNING R.R. No. AND SANCTION OF ADDITIONAL LOAD

In case of M.S. Building the abbreviation "M.S." shall be assigned as prefix to the R.R. No. for easy identification of the Multistoried Building. If developers/ promoters / owners / occupier of the buildings request for additional load at a later date, the same can be sanctioned subject to fulfillment of appropriate Conditions of Clause 9.00.

9.07 GENERAL CONDITIONS APPLICABLE TO CLAUSE 9.00

1. The total capacity of the distribution transformer to be erected by the Applicant shall be based on the requisitioned load which shall be the Standard rating as per IS and make approved by the Licensee. For example, if the requisitioned load of the M.S. Building is 75 KW, the transformer rated capacity shall be fixed at the next higher available standard capacity i.e., 75 KW / 0.85PF=88 KVA or 100 KVA which is the next higher Standard rating as per IS.
2. The Applicant shall arrange for laying of service cable and other equipment of reputed make and of adequate size as prescribed by the Licensee to meet the requisitioned load from the nearest distribution main or the transformer in his premises as the case may be at his cost up to the metering point. In case of additional load for the existing building, the Consumer shall have to lay new service main cable of adequate size to meet the load requirements.
3. In case of self execution, the Owner / Occupier of the M.S. Building shall execute the service line works including extension of 11 KV line/ABC, transformer, LT Lines/ABC etc., as per the estimate, subject to the following Conditions.
 - a) Supervision charges shall be paid to the Licensee at 10% of the estimated cost of the works excluding the employee's cost and M.S.D subject to a maximum of Rs.15 Lakhs.
 - b) The works shall be carried out through appropriate class of licensed electrical contractor and as per the estimate, standard specifications and drawings prepared by the Distribution Licensee based on Schedule of Rates. The size of the conductor / cable shall be as prescribed by the Licensee from time to time.

- c) The materials used shall conform to the relevant ISI specifications. The quality of work such as depth of planting of poles, erection of poles and transformer centers, stringing etc., shall be as per the Standard drawings of the Licensee.
- d) The transformer and switchgear used shall be of reputed make and approved by the Licensee from time to time. Manufacturers' test report for the transformer(s) and switchgear(s) installed shall be obtained and approved by the authority competent to sanction the estimate.
- e) After completion of the works, the Licensee shall take inventory of works jointly with the Applicant / representative of the Applicant. If there are any deficiencies with respect to the sanctioned estimates or defects in the quality of execution of the work, the same shall be rectified by the Applicant. Thereafter, the entire service lines along with the transformer(s) shall be taken over by the Licensee without payment of any charges. The ownership of the lines and other equipment would thereafter vest with the Licensee for the purpose of maintenance.
- f) Guarantee shall be obtained from the Consumer for a period of one year for the materials used in the works as well as for the quality of the work carried out, from the date of taking over of the lines and equipment by the Licensee.

5. Amended version vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008

Suitable and easily accessible space near the main entrance shall be provided at a height of 0.6 Mt to 1.6 Mt above the ground level for energy metering at the ground floor only for housing the Licensee's metering equipments. However, this is not applicable to the existing installations where power supply has already been provided.

Old version: Suitable and easily accessible space near the main entrance shall be provided at a height of 0.6 mtrs to 1.6 mtrs above the ground level for energy metering at the ground floor / cellar floor for housing the Licensee's metering equipments.

Separate circuit for each installation shall be laid and terminated at the common point of supply. The panel board and bus bar arrangements shall be as approved by the Licensee which shall be arranged by the Applicant at his cost.

- 6. To have alternate source of supply, two cables shall be provided by the Applicant. The arrangement shall be as follows:
 - Two runs of cables for alternate supply.

- Change over switch at the end of the supply cables
- Master Metering Cubicle / Master Meter

All the equipment shall be suitable for sealing to prevent theft / misuse.

7. Supply to the building shall be through a common service main cable terminating in a common bus bar. Supply to individual Consumers shall be tapped from the common bus bar through individual Meters.
8. MCCB & ELCB shall be installed for the individual installations by the Applicant / Consumer to have better selectivity. ELCB mentioned above shall be installed at the entrance of the Individual premises.
9. **Amended version vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008**
For the purpose of calculation of load, fraction of a KW shall be rounded off to next higher KW

Old version: For calculation purposes, all fractional loads shall be rounded off to the nearest quarter KW. Ex. (i) 7.1 KW to be rounded off to 7.0 KW (ii) 7.15 KW to be rounded off to 7.25 KW.

10. Bulk check meter shall be provided by the Licensee at his cost for the purpose of energy audit for all buildings where power supply is sanctioned under the Clause 9.00 where sanctioned load is 25 KW or more or built up area of the building is more than 500 sq. mtrs.

9.08 Mixed Loads

- i) If a building coming under Clause 9.00 has partial industrial loads along with residential / commercial loads, then in such cases, the requisitioned load of the entire building shall be considered and appropriate clause of Clause 9.00 shall be applied. However, power supply can be arranged to the industrial loads separately depending upon the actual load requirement as per Clause 7.00 by providing separate Meters.
- ii) Buildings, which are used completely for INDUSTRIAL ESTABLISHMENTS, are exempted from application of Clause 9.00. However, when the power supply of such industrial establishments is changed to other commercial / residential purpose at a later date, the provisions of clause 9.00 shall be applicable. This is in addition to the applicability of penal provisions made under Clause 42.02.

9.09 METERING OF BUILDING WITH MIXED LOADS

- a) In the case of residential building under H.T. supply as described under note (b) of Clause 3.1.1 of the K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to

time, {Annex-2}, for the portion of the Commercial area loads, one bulk energy meter on LT side (sub-meter) shall be provided and the energy so recorded in the sub-meter shall be billed at the appropriate L.T. commercial Tariff. The consumption of this bulk energy meter (Sub-meter) shall be deducted from the energy recorded in the main H.T. meter and the balance of energy (pertaining to domestic loads) shall be billed at the appropriate H.T. Tariff applicable to Residential apartments. There shall be no reduction in the demand recorded in the main meter.

- b) In the case of commercial building under H.T. supply as described under note (c) of Clause 3.1.1 of the K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time, {Annex-2}, for the portion of the residential area loads, one bulk energy meter on L.T side (sub-meter) shall be provided and the energy so recorded in this bulk energy meter (sub-meter) shall be billed at the appropriate H.T. Tariff applicable to Residential apartments. The consumption of this bulk energy meter (sub-meter) shall be deducted from the energy recorded in the main H.T. meter and the balance of energy (pertaining to the commercial area loads) shall be billed at the appropriate commercial H.T. Tariff. There shall be no reduction in the demand recorded in the main meter.

c) METERING OF PURELY RESIDENTIAL APARTMENTS / COMPLEX (ES)

L.T. Power supply shall be arranged at the request of the Applicant with the facility of LT metering to individual Installations subject to observing all other Conditions as per provisions under note (b) & (c) of Clause 3.1.1 of the K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time, {Annex-2},

- d) Power supply to common areas like lifts, water supply, staircase lighting etc., if metered separately, shall be billed under either residential or commercial Tariff as per the classification of the building as defined under note (b) & (c) of Clause 3.1.1 of the K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time, {Annex-2},
- e) For buildings having requisitioned load of combined residential and commercial loads less than 100 KW, the power supply shall be arranged on LT basis with individual meters to each of the installations irrespective of whether it is commercial or domestic installation. Billing shall be done at appropriate Tariff.
- f) For commercial buildings having requisitioned load less than 100 KW, the power supply shall be arranged on LT basis with individual meters to each of the installations. Billing shall be done at the appropriate Tariff.

Note:

- (i) In the case of existing commercial buildings already under service, where the requisitioned load is less than 100 KW and the Consumer opts for individual meter, the same can be arranged if the Consumer gets the wiring done through LEC at his cost duly making provision to fix up the meter by the side of the existing bulk meter. However, the sanctioned load of the bulk meter shall be automatically reduced to the extent of the load of the installation bifurcated for individual meter.
- (ii) If additional load is requested over and above the total load already sanctioned, the same shall be sanctioned within 100 KW only. For load of 100 KW and above, the Consumer shall avail himself of HT supply.

9.10 RESALE OF ENERGY

The Consumer shall not supply part or whole of the energy supplied to him by the Licensee to another person unless he holds a suitable sanction or licence for distribution and sale of energy granted by the Commission except as provided hereunder:

- a) Any registered Consumer for whom power supply is sanctioned under the Clause 9.00 is permitted to extend power supply to the tenements/ individual Consumers and this shall not be treated as resale of energy.
- b) In the case of Commercial, office or residential complexes, where High Tension or Low Tension Power supply is availed originally in the name of the builder or promoter of the complex and who subsequently transfers the ownership of the complex, either entirely, to different individuals or partly to different individuals retaining the balance for lease, the power supply may be continued on the following basis.
 - i) The builder or promoter of the complex in whose name the supply continues, is permitted to extend power supply to the individual owners of the flats etc. or to the lessee by installing sub-meters and to collect the amount from them on no profit or no loss basis (i.e. sharing of electricity bill) and this shall not be treated as unauthorized extension of supply or resale of energy.
 - ii) In case, the promoter or builder of the complex does not wish to have any stake in the complex after promoting the complex, the service connection originally availed may be permitted to be transferred in the name of an Association or Society that may be formed in the complex and registered and the service agency so formed is permitted to extend supply to the individual owners of the flats etc. or lessees by installing sub-meters and to collect the cost for consumption of power from them on no profit or no loss basis (i.e., sharing of electricity bill) and this shall not be treated as unauthorized extension or resale of energy.

9.11 LOADING OF DISTRIBUTION TRANSFORMERS INSTALLED FOR POWER SUPPLY SANCTIONED UNDER CLAUSE 9.00

The loading of distribution transformer shall be as follows:

- a) The capacity of the distribution transformer installed in the Applicant's premises shall be based on the requisitioned load of the building with a Diversity Factor of Unity.
- b) In the case of arranging power supply to a building covered under this Clause from the existing transformer or from a higher capacity transformer proposed by the Licensee, the total load on the transformer including existing loads, loads already sanctioned to other Applicants and requisitioned load of the building to be serviced shall not exceed 75% loading capacity of the transformer.

9.12 APPROVAL OF ELECTRICAL INSPECTORATE

Before making an application for commencement of supply, the owner / occupier of a multistoried building (more than 15 meters in height) shall give not less than 30 days' notice in writing to the Electrical Inspector / Chief Electrical Inspector, Govt. Electrical Inspectorate, Govt. of Karnataka together with particulars. The supply of energy shall not be commenced within this period, without the approval or otherwise in writing of the Inspector.

9.13 SAFETY OF ELECTRICAL INSTALLATION

- 1) The owner / occupier of a multistoried building shall ensure that Electrical installations / works inside the building are carried out and maintained in such a manner so as to prevent danger due to shock and fire hazards in accordance with Relevant Rules.
- 2) No other service pipes shall be taken along the ducts provided for laying power cables.
- 3) The owner / occupier of the installation shall provide at the point of commencement of supply, a suitable isolation device with cutout or breaker to operate on all phases except neutral in the 3 phase 4 wire circuit and fixed in a conspicuous position at not more than 2.75 Meters above the ground level so as to completely isolate the supply to the building in case of emergency.

9.14 TRANSFER OF INSTALLATION (APPLICABLE ONLY FOR LT INSTALLATIONS)

- (a) In the case of Residential Complex (es) / Commercial Complex (es), after the installation(s) is / are serviced, even though on a common main in the name of the promoter / developer, the individual installations may be

transferred to the names of the Consumers / Applicant possessing the ownership rights of the premises actually utilizing the power if desired, by providing individual meters subject to observance of the provisions in Clause 36.00.

(b) However Note (ii) of Clause 36.01 (a) is not applicable in this case.

Note: The Applicant desiring such transfer of installation shall make suitable arrangements for tapping of power supply to the individual meters for providing power supply to his installation separately and shall bear the cost of such alteration and also pay the ISD, MSD as per Clause 30.02 & 30.04.

10.00 APPLICABLE TO LAYOUTS HAVING MIXED LOADS SUCH AS RESIDENTIAL, COMMERCIAL AND INDUSTRIAL

10.01 The application along with a layout plan approved by the competent authority duly indicating the nature of service required, anticipated load, number of street lights required, shall be registered at the jurisdictional sub division office of the Licensee duly paying the prescribed registration cum processing fee as per Clause 30.01.

General procedure for arranging power supply under Clause 4.00 and provisions under K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time-{Annex-2}, wherever applicable, shall be complied with by the Applicant and the Licensee.

The sanctioning authority of the Licensee shall verify the bonafides of the developer and obtain his permanent residential address on the application, which shall be verified by the sanctioning Authority.

10.02 In the case of requisitions from Applicants for commercial/industrial purpose, the Distribution Licensee shall recover the cost of Electric Line/Plant as per the KERC (Recovery of expenditure for supply of electricity) Regulations, 2004 and its amendments from time to time, {Annex-2} from the Applicants within such layouts. In the case of buildings with requisition loads of 25 KW or more or if the built up area in the premises of the Applicant exceeds 500 Sq. meters, the KERC (Recovery of expenditure for supply of electricity) Regulations, 2004 and its amendments from time to time, {Annex-2} shall be applicable.

10.03 The Licensee retains the right to tap the service line laid for any Consumer for extending power supply to other Consumers in the vicinity or for any other purpose.

10.04 Other provisions of these Conditions as applicable to the particular category of Consumers shall be observed while servicing the installations.

The following Clause is added by an Amendment vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

10.05 H.T supply may be provided to the layouts and the provision as stipulated under Sections 8.00 & 9.10 of COS shall apply.

11.00 APPLICABLE TO PUBLIC LAMPS (STREET LIGHTS):

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

No street lighting installation shall be serviced without a suitable energy meter and an Electronic time switch.

OLD VERSION

All street lighting installations shall be serviced with suitable energy meter.

11.01 CITY CORPORATION AREAS, TOWN MUNICIPALITY AREAS, TOWN PANCHAYAT AREAS, AREAS BELONGING TO THE DEVELOPMENT AUTHORITIES / TRUST BOARDS / KIADB / APMC / HOUSING BOARDS AND SUCH OTHER AUTHORITIES / LOCAL BODIES and VILLAGES (other than those covered under approved schemes of the Government and in areas other than layouts covered under Clause 10.00.)

General procedure for arranging power supply under Clause 4.00 and provisions under K.E.R.C. (Recovery of Expenditure for Supply of Electricity) Regulations 2004 and its amendments from time to time {Annex-2} wherever applicable shall be complied with by the Applicant and the Licensee.

- (a) Power supply to new or additional public lamps or change in type of fitting shall be arranged subject to the following Conditions: -
- (i) The Applicant shall apply in the prescribed form at the jurisdictional Sub-Division Office of the Licensee on payment of prescribed registration cum processing fee as per Clause 30.01.
 - (ii) The Licensee shall intimate the cost of arranging power supply and the deposits to be paid within 7 days.
 - (iii) The Applicant shall pay the estimated cost of the supply lines including the cost of fittings along with supervision charges at 10% on the cost of estimate and also the prescribed deposits as per Clause 30.02 to the Licensee within 15 days of intimation. Cost of fittings shall not be collected if the local authority provides the same.
- (b) If the amount is not paid within 15 days, the application is treated as withdrawn.
- (c) The Applicant shall execute an Agreement in the prescribed form.

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

- (d) Only energy efficient lamps shall be used for street lighting. It is not permitted to use incandescent type fittings for street lighting.

OLD VERSION

- (d) It is not permitted to use incandescent type fittings for street lighting.

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

- (e) The Licensee shall also erect and connect specified type and street light fittings with energy efficient lamps and accessories (other than incandescent lamp fittings) supplied by the Applicants by collecting labour and supervision charges. The Licensee reserves the right to reject the fittings supplied for installation, if these are of sub-standard quality

OLD VERSION

- (e) The Licensee shall also erect and connect up specified type of street light fittings and accessories (other than incandescent lamp fittings) supplied by the Applicants by collecting labour and supervision charges. The Licensee reserves the right to reject the fittings supplied for installation, if these are of sub-standard quality or of un-standard types.

- (f) A Suitable metal waterproof box to house the meter and street control M.C.B. as per Licensee's approved design shall be provided.

11.02 VILLAGE ELECTRIFICATION UNDER SPECIAL SCHEMES

The Government may formulate schemes like Electrification of Harijan basties, Tribal areas, Janatha colonies, Thandas etc, and for such schemes, conditions as per the approved scheme shall apply.

12.00 PROCEDURE FOR ARRANGING POWER SUPPLY ON TEMPORARY BASIS

All Temporary power supply installations shall be serviced only with a Meter.

Any person desirous of availing himself of temporary power supply shall comply with the following requirements:

12.01 APPLICABLE TO L.T. TEMPORARY POWER SUPPLY

- a) The prospective Consumer shall apply for temporary supply in the prescribed form to the Section / Sub-Division Office of the Licensee. No registration cum processing fee is payable. He shall pay service charges

of Rs.50/= per Installation and advance estimated power consumption charges as per Clause 12.01(c) at the prevailing Tariff rate.

- b) The Licensee shall prepare the estimate for the service line required for arranging temporary power supply and communicate temporary power sanction indicating service charges, advance power consumption charges, etc.

c) Estimated Power consumption charges

Applicant / Consumer shall deposit advance estimated power consumption charges for the energy calculated at 12 units per KW per day for the duration of temporary power supply. This shall be adjusted towards periodical bills at the prevailing Tariff rates based on the actual consumption and any balance amount at the credit of the Consumer after the disconnection of temporary supply shall be refunded to him on application with in TWO months by a cheque or the same shall be adjusted to the existing permanent R.R No. in the name of the same Consumer as requested by him in his application. If the amount due to the Consumer is not refunded with in two months of receipt of valid refund bill, the Licensee shall pay interest at 1% per month on actual number of days of delay on the amount due for refund. If the amount deposited falls short of the power consumption charges, the Licensee shall take immediate action for recovery of the balance amount.

In addition to the above, if the load is 50 KW or more / 67 HP or more the Consumer has to pay fixed charges in addition to advance estimated power consumption charges at the prevailing Tariff rate.

- (d) On receipt of wiring diagram and completion-cum-test report of the contractor and Agreement in the prescribed form and copies of permit / licence / NOC, etc., and payment of necessary advance consumption charges, work order for temporary supply shall be issued by the Licensee.

Note: (1) Permit / Licence / NOC is not required for floor polishing, Water pumping, marriages and domestic functions.
(2) Approval of the Electrical Inspectorate is required for temporary electrical installations where 100 or more people are likely to gather or assemble in a single place.

- e) The Applicant shall arrange to execute the work of providing the service line including distribution Transformer if necessary for load of 50 KW and above and also service main work as per the Licensee's estimate and specifications on self-execution basis through a qualified licensed electrical Contractor. The Consumer shall pay to the Licensee supervision charges at 10% on the cost of estimate, subject to a minimum of Rs.100/-per work.

However, the service line work shall be commenced only after orders sanctioning the temporary supply is issued by the Licensee. The Consumer shall provide current limiter of appropriate capacity and earth leakage circuit breaker of adequate capacity and capacitors, if any, as required under Clause 23.00.

- (f) The prevailing rate of temporary Tariff in force shall be applicable.
- (g) The date of availment of the temporary supply may be got amended by the Consumer, by applying to the authority who has issued the power sanction before the commencement date indicated in the order. However, any alternate date proposed shall commence within 15 days of the date of the first order.
- (h) If power is not availed as above, the advance estimated power consumption charges paid by the Applicant / Consumer shall be refunded within two months after deducting Rs.100/- on receipt of the valid refund bill. If the amount due to the Consumer is not refunded within two months of receipt of valid refund bill, the Licensee shall pay interest at 1% per month on actual number of days of delay on the amount due for refund.
- (i) In case any permit / licence / NOC is withdrawn by the competent authority after the installation is serviced, the installation shall be disconnected forthwith and shall be reconnected only after the permit / licence / NOC is restored. Further, the Licensee shall not be liable for any damages. Reduction of any charges or refund shall not be permissible on this account.
- (j) The installation shall be serviced by the Engineer of the Licensee by providing a suitable meter and assigning an R.R. No.

The Engineer of the Licensee servicing the installation shall give a service certificate to the Applicant / Consumer for having serviced the installation specifying the following: -

(1) R.R. No. (2) Date of service (3) Sanctioned load (4) Connected load (5) Meter details (6) Condition of seals (7) Details of amount of advance estimated power consumption charges collected (8) Name of L.E.C.& Licence No. (9) Period of sanction of temporary power supply, (10) Periodicity of reading of meter and issue of bill i.e., weekly/fortnightly etc.

Necessary acknowledgement for the same shall be obtained on the test report.

- (k) For further extension of the period of temporary supply, the Consumer shall apply to the jurisdictional Engineer of the Licensee at least one week before the date of expiry of temporary supply, duly paying the up to date power supply charges and any other arrears.
- (l) Temporary power supply to Touring Cinemas may be given on the production of a "Camp Allotment Letter" from the local District Magistrate permitting the Consumer for running of the Touring Cinemas and also certificate by the Electrical Inspector.

Note: However, power supply to touring cinemas may be continued for not more than one month after the expiry of the licence subject to the condition that the owner does not run shows until the licence is renewed.

12.02 TEMPORARY USAGE IN THE PREMISES ALREADY HAVING PERMANENT SUPPLY

- a) Use of power within the Consumer's premises for Temporary purposes for bonafide domestic use is permitted subject to the condition that the total load of the installation on the system does not exceed the sanctioned load.
- b) Where it is intended to use floor polishing equipment and such other portable equipment temporarily in a premises having permanent supply, such equipment shall be provided with an earth leakage circuit breaker of adequate capacity.

12.03 OTHER CONDITIONS APPLICABLE FOR TEMPORARY SUPPLY

- (a) The general Conditions of power supply as per Clause 4.00 shall also be applicable unless specifically provided otherwise in this Clause.
- (b) In the case of Meter not recording, the billing for the non-recording period shall be 12 units per day per KW of sanctioned load or connected load whichever is more. If the connected load is more than the sanctioned load, penal measures as per Clause 42.01 shall apply.
- (c) Fraction of KW / KVA / HP of sanctioned load shall be rounded off to the nearest quarter KW / KVA / HP for the purpose of billing and the minimum billing being for 1 KW/ KVA / HP.

12.04 POWERS OF SANCTION AND RENEWAL OF TEMPORARY POWER SUPPLY

(i) Sanction of temporary power supply

Officers of the Licensee who are empowered to sanction permanent power supply are also authorised to sanction temporary power supply

to the same extent for a period required by the Applicants irrespective of whether it is for lighting, power, temporary touring Cinemas etc, subject to observance of Rules and Conditions laid down in this Clause

(ii) Renewal of temporary power supply:

The Officers who are empowered to sanction temporary power supply are also empowered to renew power supply for a period up to a maximum of two years from the date of service. Requisitions for sanction and extension of power supply for installations having capacity exceeding their powers of sanction shall be forwarded to the next higher authority.

NOTE:

- a) There shall be no extension of temporary power supply beyond two years. For any extension of more than two years, the Consumer has to take fresh sanction.
- b) The officers of the Licensee are empowered to sanction / give extension of temporary power supply for permanent usage under special circumstances, where infrastructure is yet to be created or in the process of being created to individual houses / MS Buildings / Residential / Commercial Complex / Lay outs and others. However, temporary power supply shall not be extended beyond two years from the date of service.

CHAPTER--V

13.00 WIRING ON APPLICANT'S / CONSUMER'S PREMISES AND MAINTENANCE

13.01 General wiring conditions

- a) Mains -The Applicant's / Consumer's mains shall in all cases be brought up to the Licensee's point of supply, and sufficient cable shall be provided for connecting up with the Licensee's apparatus.
- b) Switches & Fuses - The Applicant's / Consumer shall provide linked quick break main switch and a single pole fuse / load limiter on each conductor except on the neutral conductor which shall be fixed as near as possible to the Licensee's meter board. Single pole switches controlling the lamps or fans or other apparatus shall be inserted in the phase wire and not on the neutral wire.
- c) The Licensee's meter and mains cutouts / load limiter shall be enclosed in a strong teakwood box / metal waterproof box suitably ventilated and provided with a hasp, staple and lock. All wires between which a difference of potential over 230 volts exists, shall be

made inaccessible to unauthorized persons or enclosed in an earthed metallic casing or conduit / PVC pipes. A "Caution" board printed in Kannada and Hindi / English shall be fixed therein.

- d) Earthing – Gas / water pipes shall on no account be used for earthing purposes. All wiring shall be kept as far as possible away from gas and water pipes.
- e) Domestic Appliance – A special circuit solely for the use of domestic appliances, which shall be approved by the Licensee, shall be run from the Licensee's point of supply. Wall plugs used on these circuits shall be of the three-pin type, the third pin being an earth connection. Two pin plugs or lighting sockets shall not be allowed. All appliances used shall be effectively earthed. The minimum size of earth wire permitted shall be No. 14 S.W.G. or 3.0 sq. mm.

Each equipment or apparatus installed shall have a nameplate indicating the wattage.

- f) Plugs – Single pole switches controlling the plugs shall be inserted in the phase wire and not on the neutral wire.
- g) Wiring – Single leads shall not be allowed to be run separately in iron conduit.
- h) A.C. Motor Installations – Motors shall be provided with control gear fitted with a no-volt release and Triple Pole fuses (overload release) so as to prevent satisfactorily the maximum starting current from the Consumer's installation exceeding the limits given in the following table at any time under all possible Conditions. It is important that the releases shall be maintained in good working order. Failure to comply with this specification shall render the Consumer's installation liable for disconnection from the supply on account of disturbance to the Power Supply to other Consumers: -

TABLE

Nature of supply.	Size of Installation.	Limit of Maximum Current
Single Phase	Upto and including 1 B.H.P.	Six times the full load current.
Three Phase	Above 1 B.H.P. and upto and including 10 B.H.P.	Three times the full load current.
	Above 10 B.H.P. and upto and including 15 B.H.P.	Twice the full load current.
	Above 15 B.H.P.	One and half times the full load current.

Each three phase motor circuit shall be protected by Moulded case circuit breaker (MCCB). Wiring for motors shall be run with all three phase wires bunched in a single metallic conduit, which shall be efficiently earthed throughout and connected to the frame of the motor from which two separate earth wires of adequate size shall be run. The minimum size of the earth wire permitted shall be No. 14 S.W.G. or 3.0 sq. m.m. All motor wiring shall comply in every respect with the relevant Regulations framed by Central Electricity Authority in force from time to time.

Motors above 1 B.H.P. shall be wound for 3 phase, 400 volts between phases.

Applicants / Consumers intending to use non-standard apparatus, are advised to send to the Licensee full technical particulars of such apparatus before ordering it so that the Applicants / Consumers can be informed about any special Conditions that may be applicable to that type of apparatus, to enable it to be connected to the mains.

- i) The L.T. Consumers shall provide current limiters of suitable capacity, which must be erected within one metre of the Licensee's meter board or in such other position as, shall be approved by the Licensee. No fuses shall be provided on the neutral conductor.
- j) All Domestic and AEH Consumers shall provide load limiters of required capacity for their installations, which shall be properly sealed. In addition to the load limiter, the AEH Consumer shall provide suitable capacity earth leakage circuit breaker (ELCB).
- k) Independent starters provided with over current and no volt devices shall be provided for motors as noted below: -

1	Upto & inclusive 5 HP	Direct online Starter
2	Upto & inclusive 30 HP	Star-Delta starter/Auto transformer starter
3	Above 30 HP (a) Squirrel cage Motors (b) Wound rotor Motors	(a) Auto Transformer Starter (b) Rotor resistance starter

Note: However, the Designated authority of the Licensee in special circumstances may relax the above requirements depending upon the location and conditions of the working of the installation by an order in writing.

- l) In the case of H.T. Consumers, suitable protective devices approved by the Licensee shall be used so as to afford full protection to the Licensee's apparatus placed on the Consumer's premises.

14.00 HANDLING OF LICENSEE'S EQUIPMENT IN CONSUMER'S PREMISES

14.01 The meter, meter boards, service mains, main cutouts, load limiters etc., must on no account be handled or removed by any one who is not an authorised employee of the Licensee. The seals, which are fixed on the meters / metering equipments, load limiters and the Licensee's apparatus, must on no account be broken. It shall be the responsibility of the Consumer to ensure safe custody of Licensee's equipments and seals on the meters / metering equipments with in the Consumer's premises.

14.02 In the case of H.T. installations the Designated authority of the Licensee at his discretion, may permit the Consumer on written request, to operate the Licensee's terminal switches, fuses or circuit breakers for the purpose of isolating the Consumer's apparatus in case of emergency. However, the Consumer is solely responsible for any damage caused to life or property due to such operation.

14.03 All transformers, switchgear and other electrical equipment belonging to the Consumer and connected to the mains of the Licensee shall be maintained as per relevant IS.

14.04 In the event of any damage caused to the Licensee's equipments in the Consumer's premises by reason of any act, neglect or default of the Consumer or his employees, the cost thereof as claimed by the Licensee as per the schedule of rates / market rates shall be payable by the Consumer.

15.00 EXTENSIONS AND ALTERATIONS - L.T. INSTALLATION

15.01 Whenever a Consumer desires to change the machinery within the sanctioned load, he shall intimate the details to the Licensee's Engineer with the contractor's completion cum test report and licence of the local authority wherever required.

15.02 In the case of LT installations, provided with **Electronic trivector meter and opted for Demand based Tariff**, additional load may be connected to the installation subject to M.D. recorded being limited to the sanctioned load. However, the Consumer shall inform the Licensee the details of the additional machinery installed.

If the M.D. recorded in the electronic trivector meter exceeds the sanctioned load, penal measures shall be applicable as per Clause 42.01 (i) (a).

15.03 In all other cases, if the Consumer desires to increase the number and capacity of connected machinery beyond the sanctioned load, he shall get the additional load sanctioned and furnish the contractor's completion cum test report to the Licensee, where upon, the representatives of the Licensee shall call and inspect the alterations and if necessary, change the meters and fuses and alter the service line at the cost of the Consumer. Failure to give notice to the Licensee shall render the installation liable for disconnection and action as per Clause 42.01 (ii) & (iii).

- 15.04** (a) The Consumer is not permitted to install additional machinery by providing alternate switch but can make use of the provisions under Clause 15.02 and 4.09 (ix) of these Conditions.
- (b) However, the motor of IP set installations can be used with an alternative drive for other agricultural operations like sugar cane crusher, coffee pulping, etc., with the approval of the Licensee. The energy used for such operation shall be metered separately by providing alternate switch and charged at LT Industrial Tariff (Only Energy charges) during the period of alternative use. However, if the energy used both for IP Set and alternate operation is measured together by one energy meter, the energy used for alternate drive shall be estimated by deducting the average IP Set consumption for that month as per the IP sample meter readings for the sub division as certified by the sub divisional Officer.

16.00 EXTENSION AND ALTERATIONS - H.T. INSTALLATION

In the case of H.T. installations, additional H.T. apparatus / H.T. equipment shall not be connected by the Consumer to the system unless it is approved by the Electrical Inspectorate and a copy of such approval shall be furnished to the Licensee.

17.00 BALANCING OF LOAD

If the installation is required to be wired on three phases, wiring shall be done on group system, separate neutral wires being brought back in each case to the Licensee's point of supply. An approved type of a double pole linked switch shall control each main circuit. The lamps, fans or any other apparatus in the installation shall be so grouped that under normal working Conditions, the current in the three phases would be balanced and very little current shall flow in the neutral wire and it shall not be more than 10% of the maximum phase current under full load Conditions.

18.00 ACCESS TO CONSUMER'S PREMISES

18.01 Employees of the Licensee shall have access at all reasonable times to the premises of the Consumer on informing the Consumer of his intension

for inspection, meter reading, testing and/or for any other purpose incidental to or connected with the proper maintenance of supply.

- 18.02** They shall have access to the premises at any time for inspection, if there is any reason to suspect breach of the provisions of the Act and these Conditions.
- 18.03** If the Consumer or any person purporting to be his representative, deliberately obstructs the Licensee's employees from inspection of the installation or any other legitimate act, the installation may be disconnected forthwith and may be kept disconnected till such time the Consumer affords necessary facilities for carrying out the inspection or testing.
- 18.04** Any officer authorized in this behalf by the State Government may -
- (a) enter, inspect, break open and search any place or premises in which he has reason to believe that electricity has been, is being, or is likely to be, used unauthorisedly;
 - (b) search, seize and remove all such devices, instruments, wires and any other facilitator or article which has been, is being, or is likely to be, used for unauthorized use of electricity;
 - (c) examine or seize any books of account or documents which in his opinion shall be useful for or relevant to, any proceedings in respect of the offence under sub-section (1) and allow the person from whose custody such books of account or documents are seized to make copies thereof or take extracts there from in his presence.

19.00 PERIODICAL TESTING AND INSPECTION

- 19.01** The periodical inspection and testing of the Consumer's installation may be carried out by the Licensee or Electrical Inspectorate in accordance with applicable Rules.
- 19.02** Any defects observed during the inspection shall be intimated to the Consumer and he shall get them rectified through a qualified Licensed electrical contractor within the time stipulated therein. The installation shall be liable for disconnection if the defects are not rectified since the Consumer is responsible for any defects in the internal wiring.

20.00 DANGER DUE TO DEFECTS IN CONSUMER'S PREMISES

In the event of any danger due to defect being discovered in the Consumer's wiring or apparatus connected to the system, the Consumer shall in the absence of the employees of the Licensee, disconnect the same forthwith and notify the same to the Licensee and shall reconnect the same only with the consent of the Licensee after the defects are rectified. The Licensee reserves the right to disconnect the installation if any defect in the installation comes to his notice.

21.00 FAILURES OR VARIATION IN SUPPLY

In the event of failure or variation in the voltage / frequency of the supply the Consumer shall lodge a complaint with the jurisdictional service station / Section office.

Such complaints shall be attended to within the time frame specified under K.E.R.C. (Consumer Complaints Handling Procedure) Regulations, 2004. If supply has failed due to any defect in the Consumer's system, the Consumer shall be advised to rectify such defect, keeping the installation disconnected if the situation so warrants. The installation shall be reconnected after the rectification of the defect is duly certified by a qualified Licensed electrical contractor and reported to the Licensee.

The Licensee shall not be liable for any claims for loss or damage whatsoever arising out of failure or variation in supply. However, if the damage or loss occurred to the Consumer's equipment consequent to the proved lapses of the Licensee or his representatives, compensation may be awarded by the Commission.

CHAPTER - VI POWER FACTOR

22.00 HT INSTALLATIONS:

22.01 It shall be the responsibility of the HT Consumer to determine the capacity of the power factor correction apparatus in consultation with the manufacturers/suppliers of the equipments.

a) The Consumer shall maintain an average power factor of not less than 0.90 lag. In case this is not maintained, surcharge shall be payable as specified under Tariff schedule from time to time.

b) The average power factor is the ratio of KWh to the KVAh consumed during the billing month/period.

Billing Power factor shall be the average PF recorded in ETV meter. In case the same is not available, the ratio of KWh to KVAh consumed during the billing period and in case of non-availability of the above also, the PF obtained during the rating shall be taken.

22.02 (a) If during any monthly reading or periodical or other testing / rating by the Licensee, the power factor of the installation is found to be less than 0.90 lag, the Consumer shall install additional power factor correction apparatus as may be necessary to bring the power factor to not less than 0.90 lag within three months from the date of intimation and

inform the same, in writing, to the office of issue, failing which power factor surcharge shall be leviable as specified under Tariff schedule from time to time, from the billing month following the date of expiry of the said three months, till the P.F. is brought up to 0.90. This shall also be applicable for H.T. installations provided with LT trivector meter.

(b) In respect of HT installations with LT metering without LT trivector meter, if during any periodical or other testing / rating by the Licensee, the power factor of the installation is found to be less than 0.90, the Consumer shall install additional power factor correction apparatus as may be necessary to bring the power factor to not less than 0.90 within three months from the date of intimation and inform the same, in writing, to the office of issue, failing which power factor surcharge shall be leviable as specified under Tariff schedule from time to time, from the billing month following the date of expiry of the said three months, till the P.F. is brought up to 0.90.

22.03 In the event of meter going out of order, in any month, the power factor for the period during which the meter is out of order shall be the power factor during the month previous to the month in which the meter went out of order.

22.04 Notwithstanding the above provisions, power factor surcharge shall not be leviable in a HT installation for the first three billing months from the date of service. In case the power factor continues to be less than 0.90 even beyond the first three billing months, power factor surcharge shall be leviable.

23.00 LT INSTALLATIONS

The following provisions are applicable for LT installations, (including IP set Installations) other than X-Ray installations.

23.01 To maintain the PF at not less than 0.85, LT installations including I.P sets but other than X-Ray installations shall be provided with capacitors of rating as indicated below:

Installed capacity	Rating of P.F. correction Apparatus
For Motors (both single phase and three phase):	
(i) Upto and inclusive of 1 KW	0.4 RKVA (35 MFd.)
(ii) Above 1 KW Upto and inclusive of 3 KW	1 RKVA
(iii) Above 3 KW	KW Rating x0.4 RKVA rounded off to the nearest integer

Note: For welding sets and induction furnaces, the RKVA rating of the P.F. correction Apparatus shall be the name plate rating in KVA or rated KVA of the equipment multiplied by 0.4, rounded off to the nearest integer.

- 23.02 The Consumer shall furnish the original Manufacturer's Test certificate of the Power factor correction apparatus or a test certificate issued by the Testing laboratory of the Licensee or laboratory approved by the Licensee, before the installation is serviced.
- 23.03 Whenever a fluorescent or vapour discharge lamp is installed, capacitors of adequate capacity shall be installed so that the P.F. of the fitting is not less than 0.85. The size of capacitors to be used with different types of lamps are given below:

CAPACITANCE IN MICRO FARADS

Wattage of lamp	Type of lamp		
	Fluorescent	Mercury Vapour	Sodium Vapour
20 watts	Not less than 2 MFd.	-	-
40 watts	-do-	-	-
80 watts	-	1x8 MFd.	-
125 watts	-	1x10 MFd.	-
250 watts	-	2x8 MFd.	-
400 watts	-	2x10 MFd.	1x33 MFd. + 1x10 MFd.
1000 watts	-	2x33 MFd.	-

- 23.04 (a) Even after capacitors, as recommended in Clause 23.01 and 23.03 above are provided, if during any periodical or other testing / rating by the Licensee, the power factor of the installation is found to be less than 0.85, the Consumer shall install additional capacitors of rating as required within three months from the date of intimation and inform the same, in writing, to the office of issue, failing which power factor surcharge shall be leviable as specified from the billing month following the expiry of the said three months.

The following Clause is deleted by an Amendment vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

DELETED
 b) In respect of LT installations where Trivector Meter is fixed, the provisions under Clause 22.00 as applicable to HT installations shall be applied.

24.00 APPLICABLE TO BOTH HT AND LT INSTALLATIONS:

24.01 The power factor shall be determined upto 3 decimals (ignoring figures in the other decimal places) and then rounded off to the nearest second decimal as illustrated below:

- (i) 0.8449 to be rounded off to 0.84.
- (ii) 0.8451 to be rounded off to 0.85.

This is applicable when the ratio of KWh to KVAh is taken for calculating the PF.

24.02 Notwithstanding any provisions anywhere, if the consumption in an installation in any billing period is less than 10 units per KVA of Contract Demand or 10 units per KW of sanctioned load, per month, the P.F. Penalty shall be limited to 30% of the energy bill excluding taxes, arrears and fixed charges / demand charges.

CHAPTER - VII

METERING AND POWER SUPPLY CHARGES

25.00 METERING

25.01 **No installation shall be serviced without a meter.**

Note:

- a) The Consumer may also install his own check meter at his option. However, for billing purposes the reading of the check meter shall not be considered. The check meter shall be calibrated by the Licensee at the cost of the Consumer and can be used for billing during the period of failure of main meter for a period not exceeding two months. The Faulty main meter shall be replaced with in a period of two months.
- b) The Consumers of commercial and industrial installations shall provide metal clad box cover of approved design by the Licensee to facilitate affixing additional seals.
- c) Whenever CT's are to be used for metering purposes " Metal clad Boxes" of approved design by the Licensee shall be provided by the Consumer.
- d) In case the Licensee is not able to provide power supply to the Consumer's installation within the specified period for want of meter, the Licensee shall permit the Consumer to supply the meter of approved type and specifications duly tested in the Approved Laboratory.

25.02 In case of HT installations, the Licensee shall provide HT Electronic type Trivector metering equipment for registering the Power factor, demand as well as energy consumed and with the facility of "Time of the day " Metering with memory capacity of one month.

- 25.03 The Consumer unless exempted, shall pay the prescribed meter security deposit.
- 25.04 The Licensee shall have the right to recover from the Consumer the cost of metering equipment and accessories lost or damaged in the Consumer's premises.
- 25.05 The Licensee may provide additional seals, in addition to those normally provided, whenever considered necessary, which shall be acknowledged by the Consumer or his representative.
- 25.06 During periodical inspection / testing by the Licensee, if the seals are to be broken for the purpose of inspection / testing, the same shall be resealed in the presence of the Consumer or his representative. The Licensee shall re-seal the meter and associated equipment when the seal is removed by the Licensee, which shall be acknowledged by the Consumer or his representative. An endorsement specifying the details of seals released and refixed shall be given by the Engineer breaking the seals to the Consumer or his representative.
- 25.07 The Consumer shall ensure that the metering equipment and seals provided are not damaged / tampered with.
- 25.08 Any damage / tampering of metering equipment or seals shall be prima-facie evidence of dishonest abstraction of energy and the same shall be dealt with in accordance with the provisions of the Electricity Act 2003.

26.00 BILLING PROCEDURE/ READING OF METERS.

The procedure as specified in K.E.R.C. (Electricity Supply) Code, 2004 (Annex-4) shall be followed.

26.01 SELF READING OF METERS.

In case the Licensee does not take the meter reading of L.T. installations during any month/s, the Consumer shall have the option to provide the Meter reading to the Licensee for such month/s and the Licensee shall consider such reading and provide Electricity bill to the Consumer accordingly. In case of such self-reading of meters by the Consumer, the Licensee shall take reading atleast once in Six months and reconcile the difference, if any, and adjust the bill accordingly.

26.02 Periodicity of testing of meters by the Licensee,

Periodicity of testing of meters shall be as follows:-

Sl.No.	Nature of installation	Periodicity of testing
i	HT installations	Every six months

ii	LT Power installations	
	a) More than 40 HP	Once in a year
	b) 40 HP and below	Once in 2 years.
iii	Other installations	Once in 5 years

Note: All installations whose average consumption is less than 20 units per KW per month or more than 300 units per KW per month shall be mandatorily tested every year.

27.00 CORRECTNESS OF METER

27.01 In the event the Consumer disputes the accuracy of the meter, he shall give notice to the Licensee. The Licensee shall refer the matter for inspection / testing of the meter to a "Third Party Agency" approved by the Commission under information to the Consumer. The Consumer shall pay the specified testing fee directly to such Agency. The Agency shall test the accuracy of the meter using an electronic type testing equipment with facility of a printer attached to it which shall provide an automatic printout of test readings, percentage error with date / time / R.R. No., etc. The Agency shall provide printout of test readings, percentage error with date / time / R.R. No., etc to the Consumer under a copy to the Licensee.

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

Note: Arrangements for inspection / testing of the meter by a "Third Party Agency" is approved by K.E.R.C. appointing the Chief Electrical Inspector to Government of Karnataka as Third Party Agency vide notification No D/06/6 dated: 11.5.2006 and published in the Karnataka Gazette dated: 25.5.2006 in accordance with National Electricity Policy dated: 12. 2. 2005.

OLD VERSION

Note: Arrangements for inspection / testing of the meter by a "Third Party Agency" will be put in place by the K.E.R.C. as per National Electricity Policy dated: 12. 2. 2005.

In the event of the meter being incorrect beyond the limits of accuracy prescribed under relevant Regulations framed by the Central Electricity Authority / relevant I. S., the amount of the bill shall be adjusted by the Licensee in accordance with the result of test with respect to the meter readings of the 6 billing months prior to the month in which the Consumer has disputed the accuracy of the Meter and upto the date of testing, due regard being paid to the conditions of working, occupancy, etc., during the said 6 months. In such cases, the prescribed fee paid for testing the meter shall be refunded to the Consumer.

27.02 Licensee's qualified Engineer shall conduct periodical inspection / test to check the working / correctness of meter in case the consumption recorded in a month is less than 50% of the consumption of the previous

month, such Meter shall be inspected and reasons for such short fall shall be recorded.

27.03 In the event of test being undertaken by the Licensee periodically as per clause 26.07 of these Conditions using an electronic type testing equipment preferably with a facility of a printer attached to it, the following procedure shall be adopted.

- (i) When the meter is found to be slow beyond the permissible limits, the Consumer shall be liable to pay the difference at normal rates based on the percentage error, for a period of not more than 6 months prior to the test, due regard being paid to the conditions of working, occupancy etc., during this period and up to the date of replacement or rectification of the meter.
- (ii) When the meter is found to be fast beyond the permissible limits, the Licensee shall adjust the excess amount collected based on the percentage error for a period not more than 6 months prior to the date of test, with in one month of the date of test by giving credit to the account of the Consumer. In case of delay in adjustment of the excess amount, the Licensee shall pay interest at 1% per month on actual number of days of delay on the amount due for adjustment.
- (iii) The testing staff of the Licensee shall draw a mahazar and obtain the signature of the Consumer or his representative for witnessing the test and also agreeing to pay the back billing charges in case of slow recording of the meter.
- (iv) If the Consumer or his representative refuses to sign the mahazar, the error in the meter need not be adjusted or meter removed and referred to the "Third Party Agency" by the Licensee for testing the meter on the spot who shall test the meter within a period of one week.

Note

- 1) A check meter can be installed for billing purposes till the error in the original meter is rectified.
- 2) The Consumer shall not be liable to pay any penal charges if the revised consumption / demand exceeds the entitlement fixed for the installation.

27.04 METER NOT RECORDING

- (i) During the inspection / testing by the Licensee, if the meter is found to be not recording (for any reasons other than tampering) the Consumer shall be billed for a period of not more than six billing months preceding the date of inspection / testing and up to the date of replacement or rectification of the meter on the basis of the average energy consumption of the immediately preceding 3(three) billing months when the meter was recording properly in addition to demand / fixed charges.
- (ii) Notwithstanding the above, where it is established that the meter is out of order only for few days in a billing month, the consumption for such period

shall be computed on pro-rata basis of the consumption recorded for the remaining number of days in the billing month.

- (iii) Also, where the recorded consumption is not available fully for three preceding billing months, the available consumption of such lesser period shall be deemed sufficient for computing the consumption, provided consumption of at least one full billing month is clearly established.
- (iv) In case the maximum demand meter of an installation is found to be faulty or not recording properly or not recording at all, the maximum demand shall be billed on the basis of the highest demand recorded in the immediately preceding three billing months during which period maximum demand (MD) meter was recording correctly or 75% of the contract demand whichever is higher. Where, however, the demand entitlement has been got reduced by the Consumer the billing demand shall be restricted to Demand Entitlement.
- (v) In the event of meter going out of order on any day before the first meter reading date after the installation is serviced the revenue demand shall be computed as per the table indicated below subject to the condition that, the consumption for that period being subsequently regulated taking into account the average of twelve months consumption after a working meter is installed.

TABLE

HIGH TENSION SUPPLY

- (i) Lift Irrigation Scheme: Demand charges on 75% of contract demand plus energy charges based on 100 units per KVA of contract demand per month.
- (ii) All other installations: Demand charges on 75% of contract demand plus energy charges based on 100 units per KVA of contract demand per shift per month.

LOW TENSION SUPPLY

Fixed charges plus consumption charges based on units per month as indicated below:

(i) Non-commercial Lights & fans, etc., and Non-commercial Combined lighting and heating	}	10 units per 250 Watts or part thereof of sanctioned load- <u>Upto1KW</u> <u>and</u>
(ii) Commercial Lighting	}	100 units per KW -or part thereof of sanctioned load. <u>above1 KW</u> 20 units per 250 watts or part thereof of a sanctioned load.

- | | | |
|-------------------------------------|---|--|
| (iii) I.P. sets of metered Category | } | 60 units per HP or part thereof of sanctioned load. |
| (iv) All other Installations | } | 135 units per KW or part thereof of sanctioned load per shift. |

Note: In case of I.P. installations, the billing for the period the meter has not recorded, shall be on the basis of Demand / consumption during the corresponding months of the preceding year when the meter was recording.

- (vii) All meters not recording shall be replaced or repaired within a maximum period of 15 days from the date of report by the Consumer / employees of the Licensee. In case the same is not done, the Licensee shall pay a rebate of 5 % on the monthly energy bills issued as per the applicable clauses of the above table after the expiry of the above 15 days period till the meter is replaced.

28.00 REPLACEMENT OF BURNT OUT METERS

- (i) The cost of burnt out meter shall be collected from the Consumer either in cash or by crossed cheque and the burnt out meter shall be replaced by a good meter immediately without any lapse of time.
- (ii) If the meter of required capacity is not readily available, the installation shall be connected on "DIRECT CONNECTION BASIS" and immediate action taken to fix a good meter to the installation within 3 days.
- (iii) The consumption during the direct connection period shall be computed on prorata basis based on the recorded consumption of the previous month or in the month in which the new meter was fixed.
- (iv) The released burnt meter shall be sent to the approved Meter testing laboratory. If the meter is burnt out due to mistake of Consumer or fault in the Consumer premises, there shall be no refund of the cost of meter collected by the Licensee and if it is due to technical reasons like voltage fluctuation etc, attributable to the system constraints, the cost of meter collected by the Licensee shall be adjusted against the future energy charges of the Consumer commencing from the immediate succeeding month after receipt of the test report under intimation to the Consumer.
- (v) The Meter testing laboratory shall send a report to the Consumer and subdivision office duly recording the test results within 7 days and remarks regarding refund of cost of the meter collected to the Consumer.
- (vi) Test results and the remarks of the Meter testing laboratory shall be recorded in the revenue ledger maintained at the subdivision office.

Note: However, if more than one Meter are burnt in the same area due to system constraints, such Meters shall be replaced by the Licensee immediately without collecting the cost of the Meter from the Consumer.

29.00 BILLS PAYMENT / RECOVERY OF POWER SUPPLY CHARGES

29.01 The procedure as specified in K.E.R.C. (Electricity Supply) Code, 2004(Annex-4) shall be followed.

29.02 In case of belated payment, charge as per Clause 29.05 shall be levied.

29.03 **Supplemental claims:** For preferring the supplemental claims, the Licensee shall serve a provisional Assessment order with 15 days' notice to the Consumer to file his objections, if any, against the provisional Assessment order on account of faulty meter or short claims caused due to erroneous billing and obtain his reply. After considering the objections of the Consumer, the Licensee shall issue the final order. The Consumer shall be intimated to make the payment within 15 days of the date of intimation, failing which, the power supply to the installation shall be disconnected and such amount shall be deemed to be arrears of electricity charges. The Licensee shall indicate in the final order, the provisions of K.E.R.C. (Consumer Grievance Redressal Form and Ombudsman) Regulations, 2004.

Note: 1) If the due date happens to be a holiday for the office of issue, the next working day shall be deemed to be the due date.
2) Any complaint with regard to errors in the bill shall be made either in person or in writing to the office of issue and the amount of such bill shall be paid under protest within the due date. The Licensee shall accept the cash / cheque / D.D. at the cash counter, if the payment is made under protest.

29.04 MODE OF PAYMENT

(a) The Consumer shall pay the Power Supply charges at the office of issue or at the jurisdictional cash counters as indicated hereunder:

- i) In respect of revenue payments i.e., monthly power supply charges up to and inclusive of Rs.10, 000/-shall be made by cash or cheque or D.D. and payments above Rs.10, 000/- shall be by cheque or D.D. only
- ii) Payments under other heads of account i.e., other than revenue payments shall be made by cash or D.D. upto and inclusive of Rs.10, 000/-and above Rs.10, 000/-shall be by D.D. only
- iii) The Consumers can avail the facility of payment of monthly power supply bill through Electronic clearing system (ECS)/ Credit cards / on line E-Payment @ www.billjunction.com at counters wherever

such facility is provided by the Licensee in respect of revenue payments up to the limit prescribed by the RBI.

- iv) Through banks authorised by the Licensee. (The date of payment in the bank shall be the date of payment of the bill)

Note: Demand Draft / Cheque shall be issued in favor of the Licensee drawn on any scheduled commercial bank situated at the headquarters of the office of issue and the same shall be presented along with the bill. The R.R. No. and ledger folio No. shall be indicated on the reverse side of the Demand Draft / Cheque. Receipt for payment shall be obtained.

Payment by Cheque / Demand Draft sent by post or by money order shall also be accepted. The Consumer shall invariably furnish RR No., Ledger No and Folio Number on the reverse of Cheque / Demand Draft sent by post /on money order form. The Consumer has to collect the receipt.

- (b) In case the amount is paid at the cash counter in person, bill shall be produced. In the absence of the bill, the RR No., ledger and Folio No. shall be furnished.
- (c) The Licensee shall accept the cheque from the Consumer in good faith and shall issue receipt subject to realization. If the cheque is not realized but returned by the bank, it amounts to non-payment and the Consumer is liable for levy of interest and disconnection of power supply with due notice.
- (d) In the event of non-realization of cheque, no further cheques shall be accepted from such Consumer without prejudice to the Licensee taking action such as levying cheque dishonour fee as per Clause 30.17 and initiating other actions as per Law.
- (e) Cheques can be dropped in a box meant for the same at the Licensee's designated office for payment of bill charges and the Licensee shall draw the receipt and Consumer shall collect the receipt.
- (f) A passbook shall be issued to all I.P. Set Consumers. If the IP set Consumer wishes to make advance payment at any time during the year the same shall be accepted and adjusted at the time of issue of quarter yearly bills. All payments shall be entered in the passbook. The Licensee shall make proper arrangement for the issue and entry of the payments in the passbook.
- (g) **Prompt payment incentive:**
In all cases of payment through ECS and in the case of monthly bills exceeding Rs.1, 00,000/- (Rs. one lakh), if the payment is made 10 days in advance of the due date, an incentive at the rate of 0.25% of such bill shall be given to the Consumer by way of adjustment in the subsequent month's bill.

29.05 LEVY OF BELATED PAYMENT CHARGE

- i) In case of belated payment, charge shall be levied at the rate of 1% per month on actual number of days of delay from the expiry of due date, subject to a minimum of Re.1/- for LT installations and Rs.100/- for HT installations.
- ii) (a) No belated payment charge is leviable for arrears of Rs.10/- and less.
(b) The belated payment charge for delayed payment of Electricity tax shall be levied at the rates prescribed by the Government from time to time. In the absence of the above rate, the rate as noted in sub clause 29.05(i) shall be adopted.

29.06 DISCONNECTION /RECONNECTION OF POWER SUPPLY BY LICENSEE.

The procedure as specified in K.E.R.C. (Electricity Supply) Code, 2004 (Annex-4) shall be followed.

- a) Disconnection of power supply shall not be effected on General Holidays and Sundays.
- b) Disconnection of power supply shall be effected as far as possible before 1.30 P.M. and re-connection shall be effected on the same day of payment.
- c) Disconnection shall be normally effected at the Licensee's cutouts in the Consumer's premises. If it is not possible or effective, it shall be effected at the pole / distribution box.
- d) If the Consumer produces clear proof of payment at the time of disconnection, the installation shall not be disconnected.
- e) If the arrears is Rs.10/- or less, the installation shall not be disconnected.

29.07 PRIORITY FOR ADJUSTMENT OF PAYMENT

The procedure as specified in the K.E.R.C. (Electricity Supply) Code, 2004(Annex-4) shall be followed.

29.08 ADJUSTMENT OF ERRONEOUS BILLS

- a) At any time during verification of the Consumer's account, if any short claims caused by erroneous billing are noticed, the Consumer is liable to pay the difference. The Licensee shall follow the procedure laid down under Clause 29. 03 in such cases for preferring the supplemental claims. However, the Licensee shall not recover any arrears after a period of 2 years from the date when such sum became first due, unless such sum has been shown continuously in the bill as recoverable as arrears of the charges of electricity supplied.

In case the verification of the Consumer's account shows excess claims made in the past, the excess amount shall be credited to the Consumer's account along with the interest at Bank Rate from the date of payment up to the date of credit. This shall be done within one month from the date of pointing out the excess claims. If for any reason there is delay in crediting the amount to the Consumer's account, Interest at 2 % per month shall be paid to the Consumer for the period beyond two months.

- b) When the difference is payable by the Consumer, claims shall be made by a separate supplemental bill furnishing all the relevant details with a 15 days' notice as indicated in Clause 29.03.

CHAPTER VIII

30.00 SCHEDULE OF CHARGES SUCH AS SECURITY DEPOSITS, COST TOWARDS SERVICE LINE, AND OTHER SERVICE CHARGES

30.01 APPLICATION REGISTRATION / REREGISTRATION CUM PROCESSING FEE

The application registration / reregistration cum processing fees payable by the Applicant for registration purpose is as follows.

Sl. No.	Category	Amount Rs.
01.	Domestic / Non-Commercial Lighting. Clause 5.00	25.00
02.	Domestic combined lighting & heating (AEH) / Non-Commercial / Non-Domestic combined lighting & heating. Clause 5.00	50.00
03.	Commercial Lighting. Clause 5.00	50.00
04.	I.P. Sets. Clause 6.00	50.00
05.	L.T. Power. Clause 7.00	100.00
06.	H.T. Power. Clause 8.00	250.00
07.	Commercial / Residential complexes / M.S. Buildings. Clause 9.00	As prescribed for each installation of that category as above subject to minimum of Rs. 250.00 per premises
08	Layouts. Clause 10.00	250.00 per layout
09	Public Lighting. Clause 11.00	25.00
10.	Application for reduction of sanctioned load / contract demand. Clause 34.02.	As applicable to respective category of power supply as noted above.

30.02 INITIAL SECURITY DEPOSIT (ISD)

All prospective Consumers shall pay, unless exempted, security towards estimated power consumption charges as determined by the Commission.

30.03 ADDITIONAL SECURITY DEPOSIT (ASD)

Existing Consumers shall pay additional security deposit (ASD) as determined by the Commission.

30.04 METER SECURITY DEPOSIT (MSD)

Meter security deposit is payable at the time of servicing of all new installations towards the meter / metering equipment at the rates as per schedule of rates prescribed by the Licensee from time to time except in respect of BJ/KJ installations and I.P. Set installations up to and inclusive of 10 H.P. under LT 4(a) category.

In respect of existing installations where MSD is not collected, MSD shall be collected at the prevailing schedule of rates whenever the meter is replaced.

30.05 APPLICABLE TO ALL SECURITY DEPOSITS

- a. The amount payable shall be rounded off to the next multiple of Rs. 10/-
- b. Security deposit (ISD and ASD) and MSD shall be refunded by the Licensee on termination of the contract by either party after adjustment of dues, if any.
- c. Interest on Security Deposit shall be paid as per the K.E.R.C. (Interest on Security Deposit) Regulations, 2004 (Annex-5).
- d. In case the ASD is not paid within the stipulated period, the installation is liable for disconnection by a 30 days' notice.

30.06 RECOVERY OF EXPENSES TOWARDS PROVIDING ANY ELECTRIC LINE OR ELECTRICAL PLANT FROM LT APPLICANTS: (Applicable for Clause 5.00 & 7.00)

Expenses towards providing any electric line or electrical plant in respect of LT Applicants shall be collected in accordance with the K.E.R.C. (Recovery of expenditure for supply of Electricity) Regulations, 2004 and its amendments from time to time (Annex-2).

30.07 RECOVERY OF EXPENSES TOWARDS PROVIDING ANY ELECTRIC LINE OR ELECTRICAL PLANT FROM LT APPLICANTS:(Applicable for Clause 9.00)

Expenses towards providing any electric line or electrical plant shall be collected based on requisitioned load in accordance with the K.E.R.C. (Recovery of expenditure for supply of Electricity) Regulations, 2004 and its amendments from time to time (Annex-2).

30.08 RECOVERY OF EXPENSES TOWARDS PROVIDING ANY ELECTRIC LINE OR ELECTRICAL PLANT FOR ARRANGING POWER SUPPLY TO LAYOUTS: (Applicable for Clause 10.00)

Expenses towards providing any electric line or electrical plant shall be collected in accordance with the K.E.R.C. (Recovery of expenditure for supply of Electricity) Regulations, 2004 and its amendments from time to time (Annex-2).

30.09 RECONNECTION CHARGES PER INSTALLATION

Reconnection Charges shall be as follows:

a	Single Phase Domestic installations under Tariff schedule LT 1 & LT2 (a)	Rs.20/-per Installation .
b	Three Phase Domestic installations under Tariff schedule LT2 (a) and Single Phase Commercial & Power installations.	Rs.50/-per Installation .
c	All LT installations with 3 Phase supply other than LT2 (a)	Rs. 100/-per Installation.
d	All HT& EHT installations	Rs. 500/-per Installation.

Note: If the monthly bill is less than Rs100/=, reconnection charge shall be Rs. 5/= only.

30.10 TRANSFER OF INSTALLATION.

Charges for Transfer of Installation shall be as follows:

a)	All L.T. installations	Rs.100/=per Installation
b)	H.T. installation	Rs.500/= per Installation

30.11 SERVICE CHARGES FOR ISSUE OF N.O.C. WHILE ARRANGING POWER SUPPLY TO BUILDINGS UNDER CLAUSE 9.00 / LAYOUTS UNDER CLAUSE 10.00

(Where any Applicant or developer requests the Licensee for issue of NOC for the purpose of approval of building or layout plan by the local authorities): Charges for issue of NOC shall be as follows:

a	For each Building under Clause 9.00 where the height of the M.S. building is more than 15 Meters from the center of the road.	Rs. 5,000/- per Building
b	For layouts under Clause 10.00 where the sites are more than 300 in number	Rs. 100/-per site or Rs 10,000/- per layout, which ever is higher.
c	For layouts under Clause 10.00 where the sites are 300 in number or less.	Rs. 50/-per site or Rs 5,000/- per layout, which

	ever is higher.
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Note: These rates are applicable in other cases also whenever N.O.C. is requested by the developer. However, the Licensee shall not insist on production of N.O.C. in cases other than those noted in (a) & (b) above.

30.12 CHARGES FOR INSPECTION / TESTING OF INSTALLATION

Charges for Inspection / Testing of Installation per installation shall be as follows:

a)	Inspection / Testing for servicing a new installation (or for extension or alteration)	For the First Test No CHARGE
b)	Subsequent Inspection / testing warranted due to absence of contractor or his representative or due to defects in wiring of Consumer's premises: i) Domestic/Non-Commercial Lighting / Non-Commercial combined lighting & heating (AEH) / Commercial lighting installation / IP installation and Other LT installations ii) HT installations	Rs.100.00 Rs.200.00
c)	Charges for service necessitated due to conversion of an installation or additions and/or alterations to an installation i) LT ii) HT	Rs.100.00 Rs.200.00
d)	Charges for temporary disconnection at Consumer's request	Rs. 50.00

30.13 TESTING OF METERS

Charges per Meter for testing of meter at the instance of the Consumer (Either belonging to the Licensee or to the Consumer) shall be as follows:

a)	Domestic/Non-Commercial Lighting / Non-Commercial combined lighting & heating (AEH) / Commercial lighting installations	Rs. 100.00
b)	Any Other LT installations	Rs.200.00
c)	All HT installations	Rs.500.00

30.14 RATING / RE-RATING OF INSTALLATION

Charges per installation for rating / re-rating at the instance of the Consumer shall be as follows:

a)	All LT installations	Rs.250.00
b)	All HT installations	Rs.500.00

30.15 FURNISHING CERTIFIED COPIES

(To be issued to the Consumer only)

a)	Contractor's completion-cum-test report	Rs.10.00
b)	Ledger Extract per Calendar year or part thereof	Rs.10.00
c)	Agreement (other than at the time of service)	Rs.20.00

d)	Details of Security Deposits held	Rs.50.00
e)	Estimate	Rs.50.00
f)	Any other correspondence relating to LT/HT installation	Rs.10.00 per sheet

30.16 PUBLIC LAMPS AND FITTINGS

Replacement of lamps shall be carried out by the Licensee on payment of fixed labour charges, as detailed below for each lamp.

a) Incandescent lamp	Free
b) Fluorescent lamp	Rs.15.00
c) Mercury vapor lamp	Rs.20.00
d) Sodium vapor lamp	Rs.35.00
<p>Note: 1) The charges indicated above do not include the cost of lamps. The local body shall supply the lamps. 2) In case of replacement of faulty chokes, starters, fittings, accessories etc., payment shall be made as per separate estimate prepared under "Deposit Contribution Works". Alternatively above spares may be supplied by the Local authority to the Licensee.</p>	

30.17 Charges for non-realization of cheque shall be as noted below: (Cheque dishonour fee):

1	Cheque amount upto and inclusive of Rs. 10,000/-	5% of the amount subject to minimum of Rs. 100/-
2	Cheque amount of Rs.10,001 and upto and inclusive of Rs.1, 00,000/-	3% of the amount subject to minimum of Rs. 500/-
3	Cheque amount Above Rs.1,00,000/-	2% of the amount subject to minimum of Rs. 3000/-

30.18 CHARGES FOR SHIFTING OF METER BOARD / METERING CUBICLE PER INSTALLATION AT THE REQUEST OF THE CONSUMER SHALL BE AS NOTED BELOW:

a) LT single phase supply	Rs.100.00
b) LT three phase supply	Rs. 200.00
c) HT Supply	Rs. 500.00

NOTE: The actual work shall be got carried out by the Consumer at his cost through the LEC after obtaining necessary line clear from the Licensee.

30.19 Reading of Meter on request as per clause 4.15 of K.E.R.C. (Supply) code,2004

CHARGES FOR ISSUE OF BILLS BY READING OF METER ON REQUEST SHALL BE AS NOTED BELOW:

Category	Charges per installation
a) LT installation	Rs. 100.00
b) HT installation	Rs. 250.00

30.20 MISCELLANEOUS WORKS

The charges payable in advance for any work, which the Licensee may undertake for the Consumer and which is not included in the above schedule and for self execution works for both Government and private agencies, shall be the cost of materials and labour plus 10% of the cost of estimate excluding the employees cost as supervision charges subject to a maximum of Rs. 15 Lakhs. Copy of the estimate shall be furnished on demand on payment of charges as per Clause 30.15 (e).

CHAPTER-IX

MISCELLANEOUS MATTERS

31.00 RATING OF THE INSTALLATIONS

(Applicable to LT, HT, EHT installations, other than domestic installations)

31.01 All LT installations are subject to periodical / surprise rating by the Licensee's qualified Engineer to verify the correctness of the ratings of the equipments connected, to assess power factor, etc. The Consumer shall provide necessary facilities for carrying out such rating. The result of such rating shall be binding on the Consumer. The Licensee shall rate the installation with an electronic type testing equipment preferably with the facility of the printer attached to it which shall provide an automatic print out giving the test readings, percentage error of the meter, connected load in KW / HP / KVA, time, date, R.R. No. etc.

The rated KVA or KW shall be converted into HP by applying conversion factor and in cases where the rated HP exceeds an integral number of HP after conversion, the fractional HP shall be rounded off to the next higher quarter for the purpose of calculation of monthly charge.

All installations whose average consumption is less than 20 units per KW per month or more than 300 units per KW per month shall be mandatorily tested every year.

31.02 The Consumer can also get his installation rated by the Licensee on payment of the specified fee under Clause 30.14, in case of: -

- a) Additions and alterations in the connected machinery / equipments in his installation.
- b) A dispute, if any, consequent on the rating by the Licensee.

31.03 The date of effect of rating at Licensee's instance shall be the meter reading date immediately following the actual date of rating. If the rating is at the Consumer's instance, the date of effect of rating shall be the meter reading date immediately following the date of payment of the rating fee by the Consumer.

If during the rating, the rated load is higher than the sanctioned load the provisions of Clause 42.01 (iii) shall apply.

31.04 The rating shall be conducted in the presence of the Consumer or his authorised representative. The rating report shall be signed by the Consumer or his representative for having witnessed the test and for having received a copy of the rating report.

31.05 (a) In case of installations provided with MD meters and opted for Demand based Tariff, for purposes of billing, the higher of the sanctioned load or MD recorded shall be considered.

(b) In all other cases where M.D. meter is not provided, the connected load or the rated load or the sanctioned load which ever is higher shall be taken for the purpose of billing.

32.00 AGREEMENTS AND VALIDITY OF POWER SUPPLY CONTRACT:

32.01 Agreement shall be executed on a stamped paper of prescribed value / methods allowed by the Registration Department of Government of Karnataka.

32.02 Agreement for power supply shall be in triplicate for HT installations (in the form specified in Annex-6) and in duplicate for LT installations (in the form specified in Annex-7). The original shall be on a stamped paper of appropriate value. The original and copies shall be duly signed by the Consumer and the Licensee.

In case of HT installations, the original shall be in safe custody in the Division Office, the duplicate shall be in the RR file of the installation and the triplicate shall be handed over to the Consumer and his acknowledgement obtained in the test report. In case of LT installations, the original shall be in the RR file and the duplicate shall be handed over to the Consumer and his acknowledgement obtained in the test report.

Note: If a Consumer has more than one installation, he shall execute separate Agreement for each service.

32.03 The following officers are authorised to sign the power supply Agreement on behalf of the Licensee.

Category of installation	Officer authorized by the Licensee.
b) LT installation	Asst. Executive Engineer or any other Officer authorized by the Licensee.
c) HT installation	Executive Engineer or any other Officer authorized by the Licensee.

32.04 The initial Agreement period of the power supply Agreement shall be as noted below.

(i) All LT installations including IP Set Installations: 2 years

Amended version vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008

(ii) All HT installations: 2 years

Old version: (ii) All HT installations:	5 years
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32.05 After the expiry of the initial Agreement period specified under Clause 32.04, the Agreement for power supply is deemed to have been renewed from year to year thereafter, until it is terminated by either party.

32.06 During the Agreement period (initial or extended) the Licensee or Consumer is at liberty to terminate the Agreement by giving at least three months' advance notice. However, the Consumer shall clear the outstanding arrears before terminating the Agreement.

Note: The Consumer shall be eligible for refund of deposits as per Clause 30.05 i.e., ISD, ASD & MSD & not the cost paid towards service line under Clause 30.06, 30.07 & 30.08

32.07 **TREMINATION OF AGREEMENT:** If an installation is under disconnection for non-payment of dues for a continuous period of not less than three months, the Licensee shall serve a three months' notice to the Consumer to get the installation reconnected after payment of dues failing which the power supply Agreement shall be deemed to have been duly terminated on the date of expiry of the said notice, without prejudice to the right of the Licensee to recover forthwith all dues in terms of the Agreement and these Conditions.

32.08 Soon after termination of the supply Agreement the supply lines shall be dismantled by the Licensee and action initiated for recovery of dues.

32.09 The officers who are empowered to sanction permanent power supply are also empowered to approve permanent surrender of power supply to that extent, subject to fulfillment of the other applicable Conditions. The Registered Consumer shall give an undertaking to the Licensee as per Annex -10 to effect surrender of power supply.

33.00 MINIMUM CHARGES

Charges for power supply in accordance with Tariff in force from time to time shall be payable by the Consumer until the power supply Agreement is terminated irrespective of whether the installation is in service or under disconnection.

34.00 REDUCTION / VARIATION IN THE CONTRACT DEMAND/SANCTIONED LOAD

34.01 Consumer's increased load requirement

The procedure for sanction of additional power shall be the same as for a new installation except that dues, if any, shall be cleared before sanction of additional power.

34.02 Reduction in contract demand / sanctioned load: / Surrender of RR No. (Installation) (Except IP set Installations under LT category)

During the Agreement period initial or extended, the Consumer is entitled to get his contract demand / sanctioned load reduced by executing a fresh Agreement. The reduction shall be given effect to from the meter reading date following the expiry of two months period from the date of registration of his application for reduction of contract demand / sanctioned load along with fresh Agreement for reduced contract demand / sanctioned load duly making payment of registration cum processing fee as prescribed under Clause. 30.01.

The following sub clause has been deleted by Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008

However, the Consumer shall continue to pay minimum charges if any, till the expiry of the initial Agreement period.

The same Conditions shall also be applicable for requisitions in case of temporary reduction of contract demand / sanctioned load as per provision in power supply Agreements subject to a maximum period of six months only.

Note: The officers who are empowered to sanction permanent power supply are also empowered to approve reduction of CD/sanctioned load to the same extent.

34.03 When a Consumer gets his contract demand / sanctioned load reduced, his energy / demand entitlement, if any, shall be reduced on prorata basis with effect from the date of reduction of CD / sanctioned load. This shall be applicable during power cut period only.

34.04 Where the Contract demand / Sanctioned load is reduced, the Security Deposit required shall be recalculated for the reduced Contract demand / Sanctioned load on a pro-rata basis on average monthly bill of the preceding calendar year. Any excess Security Deposit held over the recalculated average monthly bill amount of the preceding calendar year shall be refunded to the Consumer by cheque, within 2 months from

the date of approval of reduction of Contract demand / Sanctioned load.

If the amount due to the Consumer is not refunded by cheque within two months from the date of approval, the Licensee shall pay interest at 1% per month on actual number of days of delay on the amount due for refund.

35.00 SHIFTING OF INSTALLATIONS

Shifting of IP set installations and drinking water supply installations of VPs / TPs / CMCs / City Corporations from one place to another within the Electrical subdivision is permitted subject to the technical feasibility and clearance of outstanding arrears. Shifting of other category of installations is not permitted. The cost of shifting is to be borne by the Consumer.

36.00 TRANSFER OF INSTALLATION (Change in the name of Consumer)

36.01 An installation can be transferred from one Consumer to another person subject to the following Conditions:

a) The registered Consumer shall furnish a consent letter for transferring the installation and also the deposits held in his name to the transferee.

Note: In the absence of the consent letter from the registered Consumer, the transferee shall produce any one of the following documents in respect of such installation:

- i) Proof of ownership of the installation in the form of Registered sale deed or partition deed or katha / succession or heir ship certificate or deed of last will.
- ii) Proof of occupancy such as valid power of attorney or latest rent paid receipt or valid lease deed in respect of only non-commercial lighting and non-commercial combined lighting and heating installations.

b) An indemnity bond as per Annex -9 shall be executed by the transferee indemnifying the Licensee against all disputes that may arise out of such transfer.

c) There shall be no arrears outstanding against the installation.

d) The transferee shall:

- (i) Pay Transfer fee as specified under Clause 30.10
- (ii) Produce the documents as specified in 36.01 Note: (i) / ii)
- (iii) Execute a fresh power supply Agreement with the Licensee.
- (iv) Furnish photocopy of the licence / clearance issued in his favour by local authority if such licence / clearance is required under any statute

- (iii) Undertake to pay any dues that may arise due to any short claims detected at a later date even in respect of periods prior to the date of transfer.
- (iv) Pay fresh deposit as if he is a new Consumer in case there is no consent for transfer of deposit from the registered Consumer.
In case consent of the registered Consumer for transfer of deposit is produced, no additional deposit shall be demanded at the time of transfer of installation.

36.02 The power supply Agreement with the original registered Consumer is deemed to be terminated from the date of order of transfer of installation or from the date of expiry of 7 days from the date of compliance of required formalities by the transferee whichever is earlier.

36.03 The officers who are empowered to sign the power supply Agreement are also empowered to effect the transfer of such Installation to another person.

37.00 RESTRICTIONS ON THE USE OF POWER

37.01 The Licensee reserves the right to impose restrictions on the use of power in any part of the day or night if the same is deemed to be necessary due to system constraints / non availability of power.

37.02 When restrictions are imposed by the Government or the Commission on the use of power and / or energy, the Licensee may levy deterrent charges (besides disconnecting the installation without notice) as may be stipulated from time to time, on the quantum of power and / or energy drawn in excess of the restricted quantum.

38.00 RESALE OF ENERGY

The Consumer shall not resell electricity unless the Consumer holds a sanction or the conditions of Tariff provide for such distribution and sale of energy.

39.00 CONVERSION FROM ONE TYPE OF USE TO ANOTHER TYPE OF USE (CHANGE IN TARIFF CATEGORY)

39.01 When there is no change in the sanctioned load, the Licensee may permit use of power from one type of use to another type of use subject to the following Conditions.

- a) An application shall be made.
- b) Additional deposits, if any, shall be paid.

The following sub-Clause is deleted by an Amendment vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

Deleted

- c) Minimum charges, if any, shall be continued to be paid till the expiry of initial guaranteed period.
- d) A fresh Agreement applicable to the new type of use shall be executed.
- e) Necessary licence that is required from the local authority for the changed category of the installation shall also be furnished.
- f) Contractor's completion-cum-test report shall be furnished if there is any change in the wiring.
- g) The Consumer shall pay the charges for conversion as per Clause 30.12 (c) as applicable to the category of installation.

39.02 The Licensee shall permit conversion of an existing HT installation to an LT installation if the sanctioned load is less than 50 KW / 67 HP subject to the following Conditions.

- a) An application shall be made.
- b) A fresh Agreement applicable to the LT class of supply shall be executed and other requirements as may be applicable to this class of supply shall be complied with.
- c) Arrangement shall be made by the Consumer for installation of the LT metering equipment at a suitable place acceptable to the Licensee
- d) The LT Tariff shall be applicable from the meter reading date following the date of service on LT and the HT Agreement stands terminated from that date.

The following Clause is deleted by an Amendment vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

DELETED

- e) This is not permitted with in the initial guaranteed period.
- f) Contractor's completion-cum-test report shall be furnished if there is any change in the wiring.
- g) The Consumer shall pay the charges for conversion as per Clause 30.12 (c) as applicable to the category of installation.

The following note has been added by Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008

Note: However, the maximum load limit in case of commercial or mixed loads and residential apartments / complexes shall be adhered to as stipulated under Note (a) of Clause 3.1.1 (A) of K.E.R.C. (Recovery of

Expenditure for Supply of Electricity) Regulations, 2004 as amended from time to time.

- 39.03 Licensee may also permit conversion of an existing LT installation into HT installation subject to compliance with all the requirements applicable for HT supply.

40.00 SERVICE OF NOTICE

Any notice to the Consumer by the Licensee shall be deemed to be duly served by the Licensee if it is: -

- a) Sent by registered post, under certificate of posting, by courier or other similar means or
- b) Delivered by hand to the person residing at the Consumer's address
- c) Affixed at a conspicuous part of such premises in case there is no person to whom the same can, with reasonable diligence, be delivered.

41.00 RECOVERY OF DUES AS PER ACTS AND RULES FRAMED BY THE GOVERNMENT OF KARNATAKA

Notwithstanding disconnection, the Consumers who do not pay arrears due to the Licensee in time are liable for proceedings for recovery of dues under the Land Revenue Act and the Rules made there under.

CHAPTER -X

42.00 PREJUDICIAL USE OF SUPPLY

42.01 Unauthorized increase in load (Applicable to LT Installations)

(i) IN CASE OF INSTALLATIONS WITH ELECTRONIC TRIVECTOR METER AND OPTED FOR DEMAND BASED TARIFF: -

- a) If the Maximum Demand recorded is in excess of the sanctioned load indicated in the power supply Agreement, the Consumer shall on demand pay to the Licensee for such extra-recorded demand, at **two times as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** Old version: one and half times the Tariff applicable. The penal charges shall be restricted to that particular month only.

b) If the maximum demand is less than sanctioned load, no penalty is applicable irrespective of the connected load

(ii) IN CASE OF INSTALLATIONS WITH ELECTRONIC TRIVECTOR METER AND NOT OPTED FOR DEMAND BASED TARIFF

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

In the case of existing installations where an Electro Mechanical Meter is replaced by an Electronic Trivector Meter, if the M.D. recorded is in excess of the sanctioned load that is indicated in the power supply Agreement, during the very first month's meter reading immediately after fixing the Electronic Trivector Meter, then the Consumer shall on demand pay to the Licensee for such extra recorded demand at two times the Tariff applicable **for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection** as per the Electricity (Amendment) Act, 2007 (No.26 of 2007) dated: 15.6.2007

OLD VERSION

In the case of existing installations where an Electro Mechanical Meter is replaced by an Electronic Trivector Meter, if the M.D. recorded is in excess of the sanctioned load that is indicated in the power supply Agreement, during the very first month's meter reading immediately after fixing the Electronic Trivector Meter, then the Consumer shall on demand pay to the Licensee for such extra recorded demand **at two times as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** **Old version: one and half times** the Tariff applicable for such period as may be deemed justified in the circumstances of any given case subject to a maximum period of six months.

Note: -(a) In the above case, if the M.D. recorded is more than the sanctioned load during the second and subsequent months immediately after an Electro Mechanical Meter is replaced by an Electronic Trivector Meter, then penal charges for excess connected load based on inventory shall be restricted to that particular month only. Further, action to regularize the excess connected load shall be taken as per Clause 42.01(v)

(b) If the MD recorded is less than the sanctioned load, but if it is found during inspection that the Consumer has connected excess load over the sanctioned load, the penal charges for such excess connected load shall be

payable by the Consumer for that month and up to removal or regularization of excess load.

(iii) IN ALL OTHER CASES

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

If at any time, the connected load of an installation is un-authorisedly increased in excess of the sanctioned load indicated in the power supply Agreement, or, if the rated load at any time is in excess of the sanctioned load, then, the Consumer shall on demand, pay to the Licensee for such excess connected load / rated load exceeding the load indicated in the Agreement (Unauthorized load) at two times the Tariff applicable **for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection** as per the Electricity (Amendment) Act, 2007 (No.26 of 2007) dated: 15.6.2007

NOTE: - If the Assessing officer arrives at the conclusion that unauthorized use of electricity has taken place, the assessment shall be made for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection.

OLD VERSION

If at any time, the connected load of an installation is un-authorisedly increased in excess of the sanctioned load indicated in the power supply Agreement, or, if the rated load at any time is in excess of the sanctioned load, then, the Consumer shall on demand, pay to the Licensee for such excess connected load / rated load exceeding the load indicated in the Agreement (Unauthorized load) at **two times as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** **Old version:** one and half times the Tariff applicable for such period as may be deemed justified in the circumstances of any given case subject to a maximum period of 6 months.

OLD VERSION

NOTE: - If the Assessing officer arrives at the conclusion that, unauthorized use of electricity has taken place, it shall be presumed that such unauthorized use of electricity was continuing for a period of three months immediately preceding the date of inspection in case of domestic and agricultural services and for a period of six months immediately preceding the date of inspection for all other categories of services, unless the onus is rebutted by the person, occupier or possessor of such premises or place.

(iv) The amount so claimed as above in (i), (ii) & (iii), shall be paid within 30 days from the date of claim, failing which, the installation is liable for disconnection and such amount shall be deemed as arrears of the Electricity charges.

(v) If there is unauthorized load as above, the Assessing officer in charge of the area shall serve a notice to the Consumer and continue the power supply for a maximum period of 3 months subject to levy of penal charges as specified above. If the Consumer does not regularize the excess load or remove the excess load and intimate the same to the Licensee within the expiry of 3 months period, the installation shall be disconnected.

42.02 MISUSE OF ELECTRICITY

(Applicable to both HT and LT. Installations)

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

(a) If at any time, the energy supplied under one method of charging is misused for purpose for which a higher method of charging is in force, the Assessing officer shall assess the quantum of energy and difference in fixed charges **for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection** and charge at two times the Tariff applicable to the purpose for which the energy is misused.

The Consumer shall pay such amount within thirty days from the date of claim, failing which, the installation is liable for disconnection and such amount shall be deemed to be arrears of electricity charges.

Note: 1) If the Assessing officer arrives at the conclusion that unauthorized use of electricity has taken place, the assessment shall be made for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection.

OLD VERSION

(a) If at any time, the energy supplied under one method of charging is misused for purpose for which a higher method of charging is in force, the Assessing officer shall assess the quantum of energy and difference in fixed charges for such period as may be justified in the circumstances of any given case subject to a maximum of 6 months and charge at **two times as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** Old version: one and half times the Tariff applicable to the purpose for which the energy is misused. The Consumer shall pay such amount within thirty days from the date of claim, failing which, the installation is liable for disconnection and such amount shall be deemed to be arrears of electricity charges.

OLD VERSION

Note: 1) If the Assessing officer comes to the conclusion that unauthorized use of electricity has taken place, it shall be presumed that such unauthorized use of electricity was continuing for a period of three months immediately preceding the date of inspection in case of domestic and agricultural services and for a period of six months immediately preceding the date of inspection for all other categories of services, unless the onus is rebutted by the person, occupier or possessor of such premises or place.

2) The basis for assessing the period and the quantum of energy misused shall be recorded by the Assessing officer, and intimated to the Consumer. The Consumer shall be given an opportunity to verify the basis of assessing the period and quantum of energy misused and represent on the computed consumption.

(b) From the date of detection till such time the misuse is discontinued and reported by the Consumer to the Licensee in writing or the loads are suitably bifurcated by complying with the relevant requirements of the Licensee, the higher Tariff shall be applicable **at two times as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** Old version: one and half times the Tariff applicable on the proportionate consumption and Demand charges / Fixed charges of the installation. The entitlement shall be revised, as applicable, to the higher Tariff in case of period of power cut.

The misuse shall be regularized within 3 months, failing which, power supply to the installation shall be liable to be disconnected.

(c) If at any time, during the course of inspection, the Licensee finds that the Consumer has used energy for a purpose, which attracts lower Tariff, such use does not amount to prejudicial use and no revision of bill shall be made in such cases, unless there is unauthorized excess load.

42.03 UNAUTHORISED INCREASE IN MAXIMUM DEMAND

(Applicable to HT Installations and also to the LT installations opted for Demand based Tariff)

(a) If at any time, the maximum demand recorded exceeds the Contract Demand or the Demand Entitlement during the periods of power cut in case of HT Installation and sanctioned load in case of LT installation the Consumer shall pay for the quantum of excess demand **at two times as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** Old

version: one and half times the Tariff applicable per KVA / HP per month as penal charges.

- (a) For the excess demand drawn in any month the installation shall be liable for disconnection for a period as noted here under at the discretion of the Licensee, besides payment of penal charges as per Clause 42.03(a) above.

Above 25% excess demand drawn over the permitted Demand or Contract Demand in HT / Sanctioned load in case LT installations opted for Demand based Tariff): **3 Days**

42.04 In a HT installation, if there is any change of machinery or product line, the same shall be intimated by the Consumer to the Licensee along with approval, if any, required from the competent authorities, to enable the Licensee to examine whether such a change would cause disturbance to the Licensee's system or change in policy regarding imposition of restrictions, if any, as the case may be.

If any such deviation, which is detrimental to the interest of the Licensee, is carried out, the same shall be deemed as prejudicial use of supply and may entail disconnection of the installation.

42.05 UNAUTHORISED EXTENSION OF SUPPLY

(Applicable to both HT and LT Installations)

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

If at any time, energy supplied to a Consumer / premises is found extended unauthorizedly to some other person / premises, the installation shall be disconnected forthwith. The installation shall be reconnected only after unauthorized extension of supply is removed and reported by the Consumer. Further, the Assessing Officer, shall assess the quantum of energy and excess load so extended and charge for that quantum for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection at two times the Tariff applicable for the purpose for which the energy is so extended as per the Electricity (Amendment) Act, 2007 (No.26 of 2007) dated: 15.6.2007.

Such amount shall be paid within thirty days from the date of final order, failing which, the installation shall be disconnected, and such amount shall be deemed to be arrears of electricity charges.

Note: If the Assessing officer arrives at the conclusion that unauthorized use of electricity has taken place, the assessment shall be made for the entire period during which such unauthorized use of electricity has taken place and if, however, the period

during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection.

OLD VERSION

If at any time, energy supplied to a Consumer / premises is found extended unauthorisedly to some other person / premises, the installation shall be disconnected forthwith. The installation shall be reconnected only after unauthorised extension of supply is removed and reported by the Consumer. Further, the Assessing Officer, shall assess the quantum of energy and excess load so extended and charge for that quantum for such period as may be deemed justified in the circumstances of any given case subject to a maximum period of 6 months, **at two times as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** **Old version: one and half times** the Tariff applicable for the purpose for which the energy is so extended.

OLD VERSION

Such amount shall be paid within thirty days from the date of final order, failing which, the installation shall be disconnected, and such amount shall be deemed to be arrears of electricity charges.

OLD Note: 1) Amended version vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008

If the Assessing officer reaches to the conclusion that unauthorized use of electricity has taken place, the assessment shall be made for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection.

Old version: If the Assessing officer comes to the conclusion that unauthorized use of electricity has taken place, it shall be presumed that such unauthorized use of electricity was continuing for a period of **three months** immediately preceding the date of inspection in case of **domestic and agricultural services** and for a period of **six months** immediately preceding the date of inspection **for all other categories** of services, unless the onus is rebutted by the person, occupier or possessor of such premises or place.

2) In respect of installations which are in service for not more than six months and temporary installations, the minimum period specified above may be suitably reduced keeping in view the date of service.

42.06 THEFT OF ELECTRICITY

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

- (a) (i) Where it is prima-facie established to the satisfaction of the officer authorized by the State Government in this behalf under Section 135 of the Electricity Act 2003 that the person / Consumer or his agent, servant etc., has committed / is committing theft of Electricity as indicated in Section 135 of the Electricity Act 2003, Authorized officer shall estimate the value of the electricity thus abstracted, used or wasted or diverted, in accordance with the calculation table: 1 as noted hereunder, **for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months** immediately preceding the date of inspection at two times the Tariff applicable to such category of installation and demand and collect the same by including the same in the next bill or in a separate bill pending adjudication by the Special Court. Before including the said amount in the bill, the Authorized officer shall issue a provisional assessment notice indicating the demand to the concerned person within 3 days from the date of inspection informing such person to file his objections, if any, within 7 days and due opportunity shall be given to such person of being heard.

OLD VERSION

- (a) (i) Where it is prima-facie established to the satisfaction of the officer authorized by the State Government in this behalf under Section 135 of the Electricity Act 2003 that the person / Consumer or his agent, servant etc., has committed / is committing theft of Electricity as indicated in Section 135 of the Electricity Act 2003, Authorized officer shall estimate the value of the electricity thus abstracted, used or wasted or diverted, in accordance with the calculation table: 1 as noted hereunder, for a period of 12 months preceding the date of detection of the theft of energy or the exact period of theft if determined which ever is less at **two times** the Tariff applicable to such category of installation and demand and collect the same by including the same in the next bill or in a separate bill pending adjudication by the Special Court. Before including the said amount in the bill, the Authorized officer shall issue a provisional assessment notice indicating the demand to the concerned person within 3 days from the date of inspection informing such person to file his objections, if any, within 7 days and due opportunity shall be given to such person of being heard.

- (ii) This is without prejudice to the criminal proceedings that may be instituted under the provisions of the Electricity Act 2003 for theft of energy.

However, no theft case shall be booked for breakage of window glass or seal of the energy meter when it is concluded that the consumption pattern for the last 12 months is reasonably uniform or is not less than 50% of the estimated consumption as per the table given below unless prima-facie evidence of theft of energy is made out.

- b) Where any Person /Consumer or his agent or servant, etc., is/was found committing any of the offences mentioned above, the Licensee reserves the right to disconnect the installation forthwith and without notice.

TABLE: 1 FOR ESTMATING THE ELECTRICITY DISHONESTLY ABSTRACTED USED, WASTED OR DIVERTED UNDER SUB-CLAUSE (a) ABOVE

(i) LT.INSTALLATIONS: Units per month per KW of connected load as found during inspection or the sanctioned load, whichever is higher shall be taken for preferring the back billing charges.

Sl.No.	Type of installation	Units
1	Non-Commercial Lighting	90 Units
2	Non-Commercial combined lighting, heating & Power (AEH)	120 Units.
3	Commercial lighting / heating / Power	240 Units
4	I.P. Sets: Open Wells	180 Units
5	I.P. Sets: River, Channel, Stream, Nalla or Bore-well.	360 Units
6	Industrial & other LT Installations not covered Under 1 to 5 above	150 Units per shift.

(ii) H.T. INSTALLATIONS: Maximum demand on the basis of the actual highest Maximum Demand recorded during any of the previous 24 (Twenty four) billing months immediately preceding the date of inspection or the contract demand, whichever is higher, **plus** energy at 140 units per KVA of Maximum Demand so assessed per shift.

Note: Applicable to both HT / LT INSTALLATIONS:

- 1) The above table is applicable when there is no recording in the meter during the relevant period. If there is any recording in the meter during the relevant period, the recorded quantum already billed shall be deducted from the estimated quantum as per the table and such difference shall be the electricity dishonestly abstracted, used, wasted or diverted.

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

- 2) In case of I.P. Sets where theft of power either by direct hooking or new connection serviced without sanction or installing of higher Horse Power

Motor is noticed, the back billing charges at two times the highest energy rate prescribed for the metered category of I.P. Sets **for the entire period during which such unauthorized use of electricity has taken place and if, however, the period during which such unauthorized use of electricity has taken place can not be ascertained, such period shall be limited to a period of 12 months immediately preceding the date of inspection** as per the Electricity (Amendment) Act, 2007 (No.26 of 2007) dated: 15.6.2007

OLD VERSION

2) In case of I.P. Sets where theft of power either by direct hooking or new connection serviced without sanction or installing of higher Horse Power Motor is noticed, the back billing charges **at two times as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** **Old version:** one and half times the highest energy rate prescribed for the metered category of I.P. Sets shall be levied for a period of three months.

(c) Compounding of offences.

(1) Notwithstanding anything contained in the Code of Criminal Procedure 1973 {2 of 1974}, the Appropriate Government or any officer authorized by it in this behalf may accept from any Consumer or person who committed or who is reasonably suspected of having committed an offence of theft of electricity punishable under this Act, a sum of money by way of compounding of the offence as specified in the Table: 2 below:

Table: 2 Compounding amount applicable to Clause No. 42.06 as per notification II No. DE/117/PSR 2003/910 dated 12th Nov 2003 from the Energy Department, Govt. of Karnataka.

Sl No	Nature of supply	Applicable rate for compounding amount to be collected per KW/HP or part thereof for LT supply & per KVA of contracted demand for HT supply		Officers specifically empowered to accept compounding amount
		(3)	(4)	
(1)	(2)	(3)	(4)	(5)
1	Non-Comml. Lighting	Up to 250 Watts	Rs.1000/- per KW/HP	Jurisdictional Asst. Exe. Engr. El and police Inspector of Vigilance Police station. in KPTCL/ESCOM
	Non-Comml. Lighting	250 watts to 1 KW	Rs.2000/-per KW/HP	
		Above 1 KW and part thereof	Rs.2000/- per KW	
2	Non-Comml. Combined lighting, heating	Up to 250 watts	Rs.1000/- per KW/HP	Jurisdictional Asst. Exe. Engr. El and Police Inspector of the

	and power	250 watts to 1 KW	Rs.2000/- per KW/HP	vigilance police station. In KPTCL /ESCOM
		Above 1 KW and part thereof	Rs.2000/- per KW	
3	Commercial lighting/Heating/Power.	Up to 2 KWs	Rs.2000/- per KW or part thereof	Jurisdictional Asst. Exe. Engr. EI and Police Inspector of the Vigilance Police station. In KPTCL /ESCOM
		Above 2 KWs	Rs.10, 000/- per additional KW or part thereof	
4	IP sets a) Open wells		Rs.1000/- per HP or part thereof	Jurisdictional Asst. Exe. Engr. EI and Police Inspector of vigilance police station. In KPTCL /ESCOM
5	IP sets: b) River, channel, stream, Nala or Bore wells	Up to 10 HP	Rs.2000/- per HP or part thereof	
		Above 10 HP	Rs.4000/- per additional HP or part thereof	
6	Industrial and other LT installations not covered under 1 to 5 above	Upto 15 HP	Rs.4000/- per HP or part thereof.	Jurisdictional Asst. Exe. Engr. EI and Police Inspector of vigilance police station. In KPTCL/ESCOM
		Above 15 HP	Rs.10, 000/- per additional HP or part thereof	
7	HT Installations		Rs.10, 000/- per KVA of contracted demand	Jurisdictional Asst. Exe. Engr. EI and Police Inspector of vigilance police station. In KPTCL/ESCOM

- (2) On payment of the sum of money in accordance with sub- clause (1) above, any person in custody in connection with that offence shall be set at liberty and no proceedings shall be instituted or continued against such Consumer or person in any criminal court.
- (3) The acceptance of the sum of money for compounding an offence in accordance with sub-clause (1) above by the Appropriate Government or an officer empowered in this behalf shall be deemed to amount to an acquittal within the meaning of section 300 of the Code of Criminal Procedure, 1973.

- (4) The Compounding of an offence under sub- clause (1) above shall be allowed only once for any person or Consumer.
- (5) The back billing charges as per Clause 42.06(a) shall also be collected in addition to the above compounding charges.
- (6) Any person who is convicted of an offence punishable under the Electricity Act 2003 shall be debarred from getting any supply of energy for a period which may extend to two years but which shall not be less than 3 months.
However, the supply may be restored by the Licensee if the Consumer pays the penal charges demanded (compounding charges Plus back billing charges) and takes such other action as may be directed by the Licensee.

- d) If any Consumer obstructs the Authorized officer from inspecting the premises at any time, to which supply is being given, such officer may disconnect the supply forthwith and with out notice and such obstruction shall be a prime-facie proof of prejudicial use of electricity and shall make the Consumer liable to pay the penal charges as specified above.
- e) In case of prejudicial use / Theft of Electricity under Clauses 42.01,42.02,42.05 and 42.06 above, the Assessing officer / Authorized officer shall draw **mahazar** at the time of inspection when such prejudicial use/ Theft of Electricity is detected. The mahazar shall be drawn in the presence of the Consumer or his representative along with two other witnesses who shall sign the mahazar report. One copy of such report shall be handed over under acknowledgment of the Consumer or his representative.

42.07 Provisional Assessment order on account of prejudicial use of power under Clause 42.01, 42.02 & 42.05: -

- (1) The Assessing officer shall serve the order of provisional assessment within 7 days from the date of inspection upon the person in occupation or possession or in charge of the place or premises with a 15 days' notice.
- (2) Any person served with the order of provisional assessment, may, accept such assessment and deposit the assessed amount with the licensee within seven days of service of such provisional assessment order upon him:

The following sub clause has been deleted by Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008

Provided that in case the person deposits the assessed amount he shall not be subjected to any further liability or any action by any authority whatsoever.

- (3) The person, on whom the order has been served shall be entitled to file objections, if any, against the provisional assessment before the Assessing officer within 15 days, who shall, after affording a reasonable opportunity of hearing to such person, pass a final

order of assessment **within 30 days from the date of service of such order of provisional assessment (The above sub clause has been added by Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008)** of the electricity charges payable by such person.

- (4) The Assessing officer shall indicate in the above order, the provisions of appeal under Clause 44.00 of these Conditions
- (5) Any person served with the final order of assessment, may, accept such assessment and deposit the assessed amount with the Licensee within 30 days of service of such final order of assessment order upon him.
- (6) If the person served with the final order fail to deposit the assessed amount within 30 days, power supply to the installation shall be disconnected and such amount shall be deemed to be arrears of electricity charges.
- (7) When a person defaults in making payment of the assessed amount, he, in addition to the assessed amount shall be liable to pay, on the expiry of thirty days from the date of receipt of the order of assessment, an amount of interest at the rate of sixteen per cent per annum compounded every six months.

43.00 FURNISHING OF FAKE / FRAUDULENT DOCUMENTS BY THE CONSUMER

If power supply is availed by the Consumer on the basis of fake / fraudulent documents, the Licensee reserves the right to disconnect the installation forthwith and to forfeit the deposits, without prejudice to the recovery of dues, if any.

CHAPTER-XI

44.00 APPEALS

- 44.01 Any person aggrieved by a final order made under the Condition 42.07 may, within thirty days of the said order, prefer an appeal in such form, verified in such manner and be accompanied by such fee as specified by the State Commission in KERC (Procedure for Filing Appeal before the Appellate Authority) Regulations, 2005{Annex-3} under intimation to the office of issue.
- 44.02 No appeal against an order of assessment under made as per Clause 42.07 of these Conditions shall be entertained unless an amount **equal to half of the assessed amount as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008 (Old version: equal to one third of the assessed amount)** is deposited in cash or by way of bank draft with the Licensee and documentary evidence of such deposit has been enclosed along with the appeal.

44.03 The Appeal shall be made in the form specified in the schedule under K.E.R.C. (Procedure for filing Appeal before Appellate Authority) Regulations, 2005 {Annex-3}.

44.04 Amended version vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008

The Government of Karnataka has designated the following Appellate Authorities vide notification No. EN 52 PSR 2007 dated: 22nd May 2007.

Sl. No	Appeals pertaining to	Not exceeding Rs. 2,50,000/-	Exceeding Rs. 2,50,000/- but not exceeding Rs. 5,00,000/-	Exceeding Rs. 5,00,000/-
1	BESCOM	SEE of MESCOM or an officer of equivalent rank	CEE of MESCOM or an officer of equivalent rank	D (T) & F.A of MESCOM or an officer of equivalent rank
2	MESCOM	SEE of CESC or an officer of equivalent rank	CEE of CESC or an officer of equivalent rank	D (T) & F.A of CESC or an officer of equivalent rank
3	CEC	SEE of BESCOM or an officer of equivalent rank	CEE of BESCOM or an officer of equivalent rank	D (T) & F.A of BESCOM or an officer of equivalent rank
4	HESCOM	SEE of GESCOM or an officer of equivalent rank	CEE of GESCOM or an officer of equivalent rank	D (T) & F.A of GESCOM or an officer of equivalent rank
5	GESCOM	SEE of HESCOM or an officer of equivalent rank	CEE of HESCOM or an officer of equivalent rank	D (T) & F.A of HESCOM or an officer of equivalent rank

Old version: The Government of Karnataka has designated the following Appellate Authorities vide notification No. DE 100 PSR 203/90 dated: 7th Feb 2005.

Sl.No.	Amount of Assessment	Appellate Authority
1	2	3
1	Amount of Assessment not exceeding Rs. 2,50,000/-	Superintending Engineer (Electrical) of the respective ESCOM.
2	Amount of Assessment exceeding Rs. 2,50,000/-but not exceeding Rs. 5,00,000/-	Area Chief Engineer of ESCOM.
3	Amount of Assessment exceeding Rs. 5,00,000/-	Managing Director of ESCOM.

CHAPTER-XII: GENERAL

45.00 DECISIONS TO BE IN WRITING

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

All decisions of the Licensee in respect of the Conditions of Supply of Electricity of the Distribution Licensees in the State of Karnataka shall be in writing.

OLD VERSION

All decisions of the Licensee in respect of the Model Conditions of Supply shall be in writing.

46.00 RESERVATION OF RIGHTS

Amended version vide Notification No. K.E.R.C./COS/D/07/10 Dated: 1. 7. 2010 published in Karnataka Gazette dated: 22. 7. 2010

The Commission reserves the right at any time to cancel, alter or add to any of the provisions of the Conditions of Supply of Electricity of the Distribution Licensees in the State of Karnataka after following due procedure. The changes so effected shall be binding on the Licensee and the Consumer automatically.

OLD VERSION

The Commission reserves the right at any time to cancel, alter or add to any of the provisions of the Model Conditions of Supply of Electricity after following due procedure. The changes so effected shall be binding on the Licensee and the Consumer automatically.

47.00 REPEAL AND SAVINGS

The Conditions of Supply of Electricity of Distribution Licensees in the State of Karnataka shall come into force with effect from the date of publication in the official gazette of Karnataka and shall be in force unless amended otherwise.

The K.E.R.C. (ES&D) Code, 2000-01 with all its up to date amendments are here by repealed.

However, the provisions of the KEB / KPTCL Electricity Supply Regulations, 1988 (Seventh Edition) with all its amendments and the Karnataka Electricity Regulatory Commission (Electricity Supply and Distribution) Code, 2000-01 with all its amendments issued there on shall apply to the respective periods prior to the date of coming into force of the Conditions of Supply of Electricity of Distribution Licensees in the State of Karnataka.

M.D, ----ESCOM

KARNATAKA ELECTRICITY REGULATORY COMMISSION, BANGALORE

Notification No KERC/ Regulations/ F / D/07/4 dated 28.9.2004

K.E.R.C. (Duty of the Licensee to supply Electricity on request) Regulations, 2004 and its amendments

Notified in Karnataka Gazette dated: 21.10.2004

Preamble:

In exercise of the powers conferred by clause (t) of sub Section (2) of Section 181 read with sub-Section (1) of Section 43 of the Electricity Act 2003 (Central Act 36 of 2003) and all powers enabling it in that behalf, the Karnataka Electricity Regulatory Commission hereby makes the following Regulations, namely:

1. Short title, commencement and interpretation

- a) These Regulations shall be termed as K.E.R.C. (Duty of the Licensee to supply Electricity on request) Regulations, 2004.
- b) **Amended version dated: 12.5.2005:** They shall come into force from the date of publication in the official gazette of Karnataka.e.,12.5.2005 and will be in force unless amended otherwise

Old version: They shall come into force with effect from the date as may be notified by the Commission in the official gazette of the State of Karnataka.

- c) They shall extend to the whole State of Karnataka.

2 Definitions

In these Regulations, unless the context otherwise requires: -

- (a) "Act" means the Electricity Act, 2003 (36 of 2003);
- (b) "Commission" means the Karnataka Electricity Regulatory Commission;
- (c) "Applicant" means the owner or occupier of any premises who makes an application to the distribution licensee for supply of electricity.
- (d) "Distribution licensee" means a licensee authorized to operate and maintain a distribution system for supplying electricity to the Consumers in his area of supply;
- (e) "Distributing main" means the portion of any main with which a service line is, or is intended to be, immediately connected;
- (f) "Electric line" means any line/cable which is used for carrying electricity for any purpose and includes-
 1. any support for any such line/cable, that is to say, any structure, tower, pole or other thing in, on, by or from which any such line/cable is, or may be, supported, carried or suspended; and
 2. any apparatus connected to any such line/cable for the purpose of carrying electricity;
- (g) "Electrical plant" means any plant, equipment, apparatus or appliance or any part thereof used for, or connected with, the generation, transmission, distribution or supply of electricity but does not include-
 1. an electric line/cable; or
 2. a meter used for ascertaining the quantity of electricity supplied to any premises; or

3. an electrical equipment, apparatus or appliance under the control of a Consumer;
- (h) "High tension (HT) Consumer" means a Consumer who is supplied electricity at a nominal voltage higher than 415 volts and up to 33,000 Volts.
- (i) "Low tension (LT) Consumer" means a Consumer who is supplied electricity at 415 V, 3 Phase or 240 V, Single Phase.
- (j) "Extra high tension (EHT) Consumer" means a Consumer who is supplied electricity at a nominal voltage higher than 33,000 volts.
- (k) "KER Act" means the Karnataka Electricity Reform Act, 1999;
- (l) "Month" means the calendar month. The period of about 30 days between the two consecutive meter readings shall also be regarded as a month for purpose of billing;
- (m) "Premises" includes any land, building or structure;
- (n) "Service line" means any electric supply-line through which electricity is, or is intended to be, supplied –
- (i) to a single Consumer either from a distributing main or immediately from the distribution licensee's premises; or
 - (ii) from a distributing main to a group of Consumers on the same premises or on contiguous premises supplied from the same point of the distributing main;
- (o) "Transmission Licensee" means a licensee authorised to establish or operate transmission lines;
- (p) "Voltage" means, the difference of Electric potential measured in volts between any two conductors or between any part of either conductor and the earth as measured by a suitable Voltmeter.

The words and expressions used and not defined in these regulations but defined in the Act / KER Act shall have the meanings as assigned to them in the Acts. In case of inconsistency in the words and expressions used between the Act and KER Act, 1999, the provisions in the Act shall always prevail.

3. Duty of licensee to supply on request

Application for supply of electricity shall be filed with the Distribution Licensee by the owner or occupier of the premises. The application shall be filed in duplicate accompanied by the prescribed fee and charges as notified by the Licensee. The Licensee shall return the duplicate copy of the Application duly acknowledged with seal & signature and the Applicant shall be made known the provisions of these Regulations. These provisions shall also be applicable for cases requiring enhancement of existing load & change over of voltage level.

3.1 Where supply of electricity does not require any extension of distribution mains, or commissioning of new substations, every distribution licensee shall, on receipt of an application give supply of electricity within one month of receipt of the application.

3.2 In the cases of applications where such supply requires extension of distribution mains, the distribution licensee shall arrange extension of distribution mains and give supply of electricity to such premises within the time frame specified hereunder:

Type of service connection Requested.	Period within which supply of electricity should be provided from date of receipt of the application.
Low Tension (LT) supply	45 days
11KV supply (HT)	60 days

33KV supply (HT)	90 days
Extra High Tension (EHT) supply	180 days

- 3.3 In the case of application for new connection, where extension of supply requires erection and commissioning of new substation, and where such work is already included in the investment plan approved by the Commission, the licensee shall complete the work and commence power supply to the Applicant within the period so approved by the Commission. In case the substation is not included in the investment plan already approved by the Commission, the Distribution Licensee shall within 15 days of receipt of application, submit to the Commission a proposal for erection of substation together with the time required for commissioning of the substation for the approval by the Commission. The licensee shall complete the work and commence power supply to such Applicant within the period approved by the Commission.
- 3.4 Where the extension of distribution main is executed by the Applicant on self-execution basis, the Distribution Licensee shall provide supply of electricity within 15 days from date of receipt of the intimation from the Consumer regarding his readiness to avail power supply and on production of all statutory approvals.
- 3.5 It shall be the responsibility of the Distribution Licensee to have necessary commercial arrangements with the respective Transmission Licensee(s) to ensure that the required supply at Extra High Tension (EHT), i.e. above 33,000 volts, is made available within the time frame specified under sub-clause 3.2 above.
- 3.6 In cases of Rural Electrification, the Licensee shall follow the National Policy on Rural Electrification envisaged under Section 5 of the Electricity Act, 2003.

4. Consequences of default

- 4.1 The Distribution Licensee who fails to comply with the time frame for supply of electricity stipulated in clause 3 above shall be liable to pay to the Applicant the amount specified in KERC (Licensee's Standards of Performance) Regulations, 2004. Where power sanction letter is issued by the Distribution Licensee on receipt of Applicant for supply of electricity, and the Applicant fails to avail power supply within the time specified under clause 3 above, the responsibility of the Licensee to pay the amount ceases and the application will be treated as cancelled.
- 4.2 Where power sanction letter is issued by the Distribution Licensee on receipt of Application for supply of electricity and after execution of the required agreement by the Applicant, if the Applicant fails to avail power supply within the time specified under clause 3 above, the installation shall be deemed to have been serviced on the date of completion of the period specified in clause 3 and the Consumer shall be liable to pay Demand charges/ Fixed charges as per the Electric power Tariff in force during the initial agreement period.

5. Force Majeure: The time frame specified in clause 3 above shall not be operative where the Distribution Licensee is prevented from giving supply during Force-Majeure conditions such as war, mutiny, Civil commotion, riot, flood, cyclone, lightning, earth quake or other force or cause beyond the control of the Licensee and strike, lock-out, fire affecting the Licensee's installations and activities.

6. Amended version dated: 12.5.2005: Repeal and Savings:

- 6.1 The provisions of the K.E.R.C. (Electricity Supply & Distribution) Code 2000-01 that are in any manner repugnant to or inconsistent with these Regulations shall stand repealed to the extent of such repugnance or inconsistency with effect from the date of this amendment i.e., 12.5.2005 in the gazette of Karnataka

6.2 Without prejudice to the generality of sub-clause 1, the following provisions of KERC (Electricity Supply and Distribution) Code, 2000-01 shall stand repealed.

- a) 4.01 (ii)
- b) 4.02 (a) and (b)
- c) 4.05 (iv) to (vii)
- d) 4.11 (i)
- e) 5.01 (d) and (f)

6.3 Nothing contained in these regulations shall affect the rights and privileges of the Consumer under any other law for the time being in force, including the Consumer Protection Act, 1986 (68 of 1986).

Old version:

6. Savings: Nothing contained in these regulations shall affect the rights and privileges of the Consumer under any other law for the time being in force, including the Consumer Protection Act, 1986 (68 of 1986).

7. Power to amend: The Commission may, at any time add, vary, alter, modify or amend any provisions of these regulations.

**By order of the Commission
(Sd.) Secretary
Karnataka Electricity Regulatory Commission**

Annex-2

Karnataka Electricity Regulatory Commission Bangalore

Notification No.Y/01/4 dated 12th November 2004

KERC (Recovery of Expenditure for Supply of Electricity) Regulations 2004 with up to date amendments

Notified in the Karnataka Gazette dated: 16.12.2004

Preamble:

Whereas, Section 46 of the Electricity Act, 2003 empowers the State Commission to authorize by way of regulations, a Distribution Licensee to charge from a person requiring a supply of electricity in pursuance of Section 43, any expenses reasonably incurred in providing any electrical line or plant used for the purpose of giving supply. The Commission by virtue of the said powers, read with Section 181 of the Act makes the following regulations:

CHAPTER-I

General

1. Short title, Commencement and Interpretation:

- a. These regulations shall be called KERC (Recovery of Expenditure for Supply of Electricity) Regulations 2004.

- b. They shall come into force with effect from the date of notification in the Gazette of Karnataka.
- c. These Regulations shall be applicable to all Distribution Licensees in their respective licensed areas, in the State of Karnataka.

CHAPTER-II

2. Definitions

- (a) **“Act”** means Electricity Act, 2003 (36 of 2003);
- (b) **“Applicant”** means a person who is the owner or occupier of any premises who has registered his application with the Distribution Licensee for supply of electricity.
- (c) **“Commission”** means the Karnataka Electricity Regulatory Commission.
- (d) **“Distribution Licensee”** means a licensee authorized to operate and maintain a distribution system for supplying electricity to the Consumers in his area of supply.
- (e) **“Distribution Main” means the portion of any main with which a service line is, or is intended to be, immediately connected.**
- (f) **“Distribution System” means the system of wires and associated facilities between the delivery points on the transmission lines or the generating station connection and the point of connection to the installation of the Consumers.**
- (g) **“Electric Line” means any line, which is used for carrying electricity for any purpose and includes:**
 - (i) any support for any such line, that is to say, any structure, tower, pole or other thing in, on, by or from which any such line is, or may be, supported, carried, or suspended; and
 - (ii) **any apparatus connected to any such line for the purpose of carrying electricity.**
- (h) **“Electrical Plant”** means any plant, equipment, apparatus or appliance or any part thereof used for, or connected with, the generation, transmission, distribution or supply of electricity but does not include:
 - i. an electrical line ; or
 - ii. a meter used for ascertaining the quantity of electricity supplied to any premises; or
 - iii. an electrical equipment, apparatus or appliance under the control of a Consumer.
- (i) **“Extra High Tension (EHT)”** means supply voltages above 33000 volts.

(j) “High Tension (HT)” means supply voltages of more than 650 volts and upto and inclusive of 33000 volts.

(k) “KER Act” means Karnataka Electricity Reform Act 1999 (No.25 of 1999).

(l) “kV” means Kilo Volts.

(m) “Low Tension (LT)” means supply voltages of 650 volts and below.

(n) “Point of commencement of supply” means the outgoing terminals of the Licensee’s cutouts fixed in the premises of the Consumer in case of LT installations and the outgoing terminals of the Licensee’s metering cubicle placed before any Consumer’s apparatus in case of HT installations.

(o) “Premises” includes any land ,building or structure.

(p) “Schedule of Rates (S.R.)” means the schedule of rates prepared and published by the Distribution Licensee periodically.

(q) “Service Line” means any electric supply line through which electricity is, or is intended to be, supplied: –

- (i) to a single Consumer either from a distributing main or immediately from the Distribution Licensee’s premises; or
- (ii) from a distributing main to a group of Consumers on the same premises or on contiguous premises supplied from the same point of the distributing main.

Words and expressions, which are not defined in these Regulations, shall have the same meaning as assigned in the Electricity Act, 2003 and K. E. R. Act1999. In case of any inconsistency between KER Act and the Act, the meaning assigned to them in the Act shall prevail.

CHAPTER III

3.1.1 Amended Version dated: 12.1.2006

Provision for Low Tension supply except for layouts:

For providing power supply to the Applicant under the LT category, for **all the installation(s) clubbed together in a premises standing in the name of one or more persons**, the Distribution Licensee shall recover the expenditure towards the cost of electric line/plant up to point of connection as follows from the Applicant:

(Note: For the purpose of clause 3.1.1, the point of connection means a terminal pole carrying LT/HT line and is situated within 30 meters outside the premises of the Applicant.)

A) For loads less than 25 KW in respect of domestic, commercial and mixed load installations:

Requisitioned Load	Recoverable amount
Up to and inclusive of 3 KW	Nil
Above 3 KW up to and inclusive of 15 kW	Rs. 650 per kW for loads above 3 KW
Above 15 kW and less than 25 kW	Rs. 7800 plus Rs. 1300 per kW for loads above 15 Kw

NOTE (a): The maximum limit of **total** requisitioned load shall be less than 100 KW in case of commercial, **or Mixed loads**. In case the requisitioned load is 25 KW and above, sub-clause no. 3.1.5 of these regulations shall be applicable.

If the Requisitioned load is 100KW or more in case of Residential apartments / complexes, L.T. supply to individual houses can be arranged at the request of the Applicant subject to observing of all other conditions.

- (b): In case of buildings with both domestic and /or commercial load and / or mixed loads including power, if the requisition load/sanctioned commercial load (treating power load as commercial load) is 25% or less than the total combined load of the entire building irrespective of ownership, then it shall be considered as residential building for application of tariff for common area loads and for application of arranging power supply on H.T. basis.
- (c): If the requisition load / Sanctioned commercial load/ mixed load including power load of the building is in excess of 25% of the total load in the building then such building shall be considered as commercial building for the purpose of application of tariff for common area loads and for application of arranging power supply on H.T. basis.

3.1 Old Version dated: 12.11.2004

Provision for Low Tension supply except for layouts

3.1.1 For providing power supply to the Applicant under the LT category, for each installation, the Distribution Licensee shall recover the expenditure towards the cost of electric line/plant up to point of connection as follows from the Applicant:
(Note: For the purpose of clause 3.1.1, the point of connection means a terminal pole carrying LT/HT line and is situated within 30 meters outside the premises of the Applicant.)

A) For loads less than 25 KW in respect of domestic and commercial installations:

Sl. No.	Requisitioned Load	Recoverable amount
i	Upto and inclusive of 3 KW	NIL
ii.	Above 3 KW upto and inclusive of 15 KW	Rs. 650 per KW for loads above 3 KW
iii.	Above 15 KW and less than 25 KW	Rs. 7800 plus Rs. 1300 per KW for loads above 15 KW

Old Version dated: 17.8.2005

Note: (a) The maximum limit of requisitioned load shall be less than 100 KW in case of commercial loads. In case the requisitioned load is 25 KW and above, sub-clause no. 3.1.5 of these regulations shall be applicable.

If the Requisitioned load is 100KW or more in case of Residential apartments / complexes, L.T. supply to individual houses can be arranged at the request of the Applicant subject to observing of all other conditions.

Old Version dated: 12.11.2004

Note: (a) The maximum limit of requisitioned load shall be less than 100 KW in case of domestic or commercial loads. In case the requisitioned load is 25 KW and above, sub-clause no. 3.1.5 of these regulations shall be applicable.

B) For loads less than 50 KW in respect of industrial installations:

Sl. No.	Requisitioned Load	Recoverable amount
i	Upto and inclusive of 3KW	NIL
ii.	Above 3 KW and upto and inclusive of 15 KW	Rs. 650 per KW for loads above 3 KW
iii.	Above 15 KW and Upto and	Rs. 7800 plus Rs. 1300 per KW for

	inclusive of 25 KW	loads above 15 KW
iv	Above 25 KW but less than 50 KW.	Rs. 20800 plus Rs. 1950 per KW for loads above 25 KW

Note (Applicable to A & B above): Amended Version dated: 12.1.2006

- a) Fraction of KW shall be rounded off to next higher KW.
- b) In case of industrial load, the maximum requisitioned load shall be less than 50 KW.
- c) In addition to the above charges an additional amount of Rs.1000/kW for loads above 3 KWs shall be collected in **Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas** towards HT/LT UG cable /ABC system.
- d) The above charges shall not be applicable to streetlights, LT water supply and IP sets that are covered under separate provisions in these regulations.
- e) Where additional loads are requisitioned for existing installations, the cost towards electric line/plant **shall be collected for the additional load only at the appropriate slab rate.** The slab rate shall be arrived at based on the total load (existing + additional load).

The additional amount of Rs.1000/- per KW applicable for **Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas** towards HT/LT UG cable /ABC system shall be collected in case of existing installations **for the additional load sought for.**

Old Version dated: 12.11.2004

Note (Applicable to A & B above):

- (a) Fraction of KW shall be rounded off to next higher KW.
- (b) In case of industrial load, the maximum requisitioned load shall be less than 50 KW.
- (c) In addition to the above charges an additional amount of Rs.1000/- Per KW for loads above 3 KWs shall be collected in Bangalore (BMP and BDA areas) towards HT/LT UG cable system.
- (d) The above charges shall not be applicable to streetlights, LT water supply and IP sets that are covered under separate provisions in these regulations.
- (e) Where additional loads are requisitioned for existing installations, the cost towards electric line/plant for the total load (existing +additional load) may be calculated according to the above table at appropriate slab rate and deduction allowed for any cost towards electric line/plant/service line paid previously.

The additional amount of Rs.1000/- per KW applicable for Bangalore urban area (BMP and BDA areas) towards HT/LT UG cable system shall be collected in case of existing installations for the additional load sought for.

- 3.1.2 The Distribution Licensee shall execute all the works necessary for providing power supply including providing electric line/plant, up to and including terminal pole as may be required, duly collecting the amount specified in sub- clause 3.1.1 above.

Provided the Applicant opts for executing the work of extension of electric line/plant on his own as per the estimate, standard drawings and specifications of the Licensee, the same shall be granted. In such cases the Applicant shall pay supervision charges at 10% of estimated cost of the work (**Added by amendment dated: 12.1.2006**) **excluding employees cost subject to a maximum of Rs.15 Lakhs** for extending the supply, to the Licensee. Wherever Applicant carries out the work by himself at his own cost, the Licensee shall not collect the charges specified in sub-clause 3.1.1 above.

- 3.1.3 The Applicant shall execute at his cost the LT service line from the terminal pole outside his premises to the point of commencement of supply in his premises through appropriate class of licensed electrical contractor.
- 3.1.4 The Distribution Licensee shall provide the supply within the time frame as specified in KERC (Duty to Supply) Regulations 2004.
- 3.1.5 Where the requisitioned load is 25 KW or more or built up area in the premises of the Applicant exceeds 500 sq. metres, the Applicant shall provide the required space in his premises and also provide at his own cost electric line, distribution transformer and associated equipments. The transformer so provided by the Applicant shall be dedicated to the premises of such Applicant. The details of space to be provided by the Applicant are as follows:-
- (a) An electrical room with RCC roof having clear floor area of 5 metres X 4 metres with a vertical clearance of 2.75 meters with locking facility, exhaust fans and adequate size of cable duct, shall be provided at the ground floor within the Applicant's premises nearer to the main entrance for installing floor mounted distribution transformer and associated switchgear or
- (b) A clear space of 3 metres X 5 metres open to the sky shall be provided within the Applicant's premises preferably at the main entrance for installing structure mounted distribution transformer and switchgear.

Note: (1) Amended version dated: 12.1.2006

In the case of Applicant whose building plan is sanctioned by the Local Authority prior to **25. 8. 2005 i.e., the date of publication of second amendment No. Y/01/4 dated: 25.8.2005 in the Gazette of Karnataka** and if the Applicant is unable to provide the space for erection of transformer, switchgear and other allied equipments, the Licensee shall arrange power supply to the Applicant from the existing transformer or by installing a new transformer duly collecting charges towards electric line and plant as indicated below:

- a) Charges where the requisitioned load is above 25 kW and upto and inclusive of 50 kW: **Rs. 20,800/- plus Rs. 6500/- per kW for loads above 25 kW.**
- b) Charges where the requisitioned load is above 50 kW and upto and inclusive of 100 kW:
- Rs. 1,83,300/- plus Rs. 19,500/- per kW for loads above 50 kW in Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas & Rs.13, 000/- per kW in other areas.
- In addition to the above Rs. 1000/- per kW for loads above 3 kW shall be collected in Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City

Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas towards HT/LT UG cable/ABC system.

(c) In the case of Applicants whose requisitioned load is **less than 25 KW but built up area is more than 500 square meters**, in such cases, **one time payment** of Rs.20, 800/- towards cost of electric line /plant shall be collected from the Applicant. The Licensee shall not collect any further amount from the Applicant even if the Applicant requisitions additional loads subsequently up to a total load (existing + additional) of less than 25 KW.

In addition to the above Rs. 1000/- per kW for loads above 3 kW shall be collected in **Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas** towards HT/LT UG cable /ABC system.

Note :(1): - old Version dated: 17.8.2005

In the case of Applicant whose building plan is sanctioned by the Local Authority prior to the date of publication of this amendment in the Gazette of Karnataka and if the Applicant is unable to provide the space for erection of transformer, switchgear and other allied equipments, the Licensee shall arrange power supply to the Applicant from the existing transformer or by installing a new transformer duly collecting charges towards electric line and plant as indicated below:

- a) Charges where the requisitioned load is above 25 kW and upto and inclusive of 50 kW: - Rs. 20,800/- plus Rs. 6500/- per kW for loads above 25 kW.
- b) Charges where the requisitioned load is above 50 kW and upto and inclusive of 100 kW: - Rs. 1,83,300/- plus Rs. 19,500/- per kW for loads above 50 kW in BMP and BDA areas in Bangalore & Rs.13,000/- per kW in other areas.

In addition to the above Rs. 1000/- per kW for loads above 3 kW shall be collected in Bangalore (BMP and BDA) areas towards HT/LT UG cable/ABC system.

- (2) For car parking area, external staircase area and balcony area, 50% of the area shall be taken for calculating the built up area.
- (3) Water tank area and Chajja projection area shall not be considered for calculating the built up area.

(4) Amended Version dated: 12.1.2006

In case the sanctioned plan indicates two or more buildings in the same premises **or if the sanctioned plans are separate & in different names but the buildings are attached &/or share a common passage or staircase they** shall be clubbed together to calculate built up area.

Whenever the requisitioned load or built up area is calculated in an Applicant's premises, the requisitioned load or built up area of exempted category as per note- (5) to sub-clause no. 3.1.5 shall be excluded and the remaining requisitioned load or built up area shall be considered **for the purpose of applicability of provisions of clause no. 3.1.5.**

However the requisitioned load/sanctioned load sought in respect of exempted category may be tapped from the same bus bar of the transformer provided for the unexempted category.

Note (4): Old Version dated: 17.8.2005

In case the sanctioned plan indicates two or more buildings in the same premises, they shall be clubbed together to calculate requisitioned load or built up area.

Whenever the requisitioned load or built up area is calculated in an Applicant's premises, the requisitioned load or built up area of exempted category as per note - (5) to sub-clause no. 3.1.5 shall be excluded and the remaining requisitioned load or built up area shall be considered.

Note (4): Old Version dated: 12.11.2004

In case the sanctioned plan indicates two or more buildings in the same premises, they shall be clubbed together to calculate built up area.

(5) Sub-section 3.1.5 is not applicable to Educational Institutions, Govt. Hospitals, Govt. Guest Houses, Hospitals of Charitable Institutions, Students' Hostels, Multistoried Buildings of slum dwellers and LT industries. However, they shall be liable to pay cost towards electric line/plant at the rates specified in clause 3.1.1 (A). In case the load is 25 KW and above, the cost towards electric line/plant payable is Rs.20,800 plus Rs.1950/- per KW for loads above 25 KW.

(6) Amended Version dated: 12.1.2006

In case of following installations, clause no. 3.1.5 is not applicable if the requisitioned load is less than 25 KW irrespective of built up area: -

Buildings of Govt. offices (Govt. owned), Godowns, Kalamandiras, Samudaya Bhavanas, Theatres of Film Societies, Art Galleries, Auditoriums and charitable/religious institutions Registered under section 12-A of Income Tax Act, Temples, Mosques, Churches, Gurudwaras and other places of worship, Youth centers and Vocational centers & **single dwelling house**. However if the requisitioned load is 25 kw and above, clause no. 3.1.5 shall be applicable.

Old Version dated: 12.11.2004

(6) In case of following installations, clause no. 3.1.5 is not applicable if the requisitioned load is less than 25 KW irrespective of built up area:-Buildings of Govt. offices (Govt. owned), Godowns, Kalamandiras, Samudaya Bhavanas, Theatres of Film Societies, Art Galleries, Auditoriums and charitable/religious institutions Registered under section 12-A of Income Tax Act, Temples, Mosques, Churches, Gurudwaras and other places of worship, Youth centers and Vocational centers. However if the requisitioned load is 25 KW and above, clause 3.1.5 shall be applicable.

(7) Amended Version dated: 12.1.2006

However in respect of new building whose building plan is sanctioned after **25-8-2005 i.e., the date of publication of Second Amendment no. Y/01/4 dated 25-8-2005 in the Gazette of Karnataka**, with requisitioned load of more than 25 KW or built up area is more than 500 Sq.Mtr., where the Applicant should have provided the required space in his premises and should have provided at his own cost electric line, distribution transformer and associated equipments as per this Clause but not provided by the Applicant, the Licensee shall not arrange power supply for such building.

(1)(a) Old Version dated: 17.8.2005

However in respect of new buildings whose building plan is sanctioned after the date of notification of this Amendment in the Gazette of Karnataka with

requisitioned load of more than 25 KW or built up area is more than 500 Sq.Mtr. where space has to be provided for transformer and its allied equipments as per this Clause but not provided by the Applicant, the Licensee shall not arrange power supply for such buildings.

Old Version: dated 12.11.2004

(1) If space is not provided by the Applicant, he is not entitled to get power supply

3.1.6 Where any extension of electric line and / or erection of electric plant is required within the premises of the Applicant, the Applicant shall execute such works at his own cost through appropriate class of licensed electrical contractor

3.1.7 Amended Version dated: 12.1.2006

The above sub clause 3.1.5 is applicable to **1) Consumers whose plan is sanctioned before 25-08-05 & are serviced subsequently 2) for existing Consumers serviced prior to 25-8-05 seeking additional loads, where addition of such loads makes the total load to be 25 kW or above.** Sub-clause 3.1.5 is also applicable to **existing Consumers serviced prior to 25-8-05** when their total built up area exceeds 500 sq. meters. In such cases, the Consumer shall provide space for the transformer as noted under sub-clause 3.1.5 and install the transformer at his own cost.

Note: (1)

If the Applicant is unable to provide the space for erection of transformer, switchgear, and other allied equipments, the Licensee shall arrange power supply to the Applicant from the existing transformer or by installing a new transformer duly collecting charges towards electric line and plant for the additional requisitioned load as follows: -

(A) Where additional loads are requisitioned for existing installations and addition of such loads makes the total load to be 25 kW or above, the cost towards electric line/plant **for the additional load only** shall be collected from the Applicant as given below: -

- a) Charges where the total load (existing+additional load) including the additional load is more than 25 kW and up to and inclusive of 50 kW: -
Rs. 6500/- per kW for **additional load sought for.**
- b) Charges where total load (existing+ additional load) including the additional load is more than 50 kW: -

(I) In Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas:-

- (i) Rs.6500/- per KW of **additional load** up to a total load (existing+additional load) of 50 KW.
- (ii) Rs.13, 000/- per KW of **additional load** for the total load (existing+additional load) exceeding 50 KW up to and inclusive of 75 KW.
- (iii) Rs.19, 500/- per KW of **additional load** for the total load (existing+additional load) exceeding 75 KW.

(II) In other places :-

- (i) Rs.6500/- per KW of **additional load** up to a total load (existing + additional load) of 50 KW.

(ii) Rs.13, 000/- per KW of **additional load** for the total load (existing + additional load) exceeding 50 KW.

(c) An additional amount of Rs.1000/- per KW applicable for Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas towards HT/LT UG cable /ABC system shall be collected in case of existing installations **for the additional requisitioned load only.**

(B) Where additional loads are requisitioned for existing installations and addition of such loads makes the total load to be **less than 25 kW but the addition of built up area makes the total built up area (existing+ additional built up area) to be more than 500 square meters**, in such cases, **one time payment of Rs.20, 800/-** towards cost of electric line /plant shall be collected from the Applicant. **The Licensee shall not collect any further amount from the Applicant even if the Applicant requisitions for additional loads, subsequently up to a total load (existing + additional) of less than 25 KW.**

In addition to the above Rs. 1000/- per kW shall be collected in Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas towards HT/LT UG cable ABC system **for the additional requisitioned load only.**

(C) In case of buildings serviced earlier to 25-8-2005, if the additional load for existing installations or additional installations under common mains is sought and if the total load inclusive of such additional load sought is within the specified load already sanctioned as per ES&D Code, 2000-01, for which the Applicant has already remitted the cost towards service line at the rates prevailing on that date, then in such cases **(1) providing space, transformer, switchgear and associated equipment by the Consumer shall not be applicable (2) No service line cost shall be collected for the additional load.**

(D) In case of buildings serviced earlier to 25-8-2005, if the additional load for existing installations or additional installations under common mains is sought (with or without additional built up area) and if the total load inclusive of such additional load is more than the specified load already sanctioned as per ES&D Code, 2000-01, then in such cases the Licensee shall recover the expenditure towards the cost of electric line/plant **for such additional loads only** as stated below at appropriate slab rate :-

(a) Charges where the total load (existing + additional load) including additional load is more than 25 kW and up to and inclusive of 50 kW: - Rs. 6500/- per kW for **additional load sought for.**

b) Charges where the total load (existing + additional load) including additional load is more than 50 kW: -

(I) In Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council,

Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas: -

- (i) Rs.6500/- per KW of **additional load** up to a total load (existing+additional load) of 50 KW.
- (ii) Rs.13,000/- per KW of **additional load** for the total load (existing+additional load) exceeding 50 KW up to and inclusive of 75 KW.
- (iii) Rs.19,500/- per KW of **additional load** for the total load (existing+additional load) exceeding 75 KW.

(II) In other places: -

- (i) Rs.6500/- per KW of **additional load** up to a total load (existing+additional load) of 50 KW.
- (ii) Rs.13,000/- per KW of **additional load** for the total load (existing+additional load) exceeding 50 KW.
- c) An additional amount of Rs.1000/- per KW applicable for Bangalore Metropolitan Area comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas towards HT/LT UG cable /ABC system shall be collected in case of existing installations for the additional requisitioned load only.

- NOTE:**
- 1) For installations serviced prior to 6-10-95, arranging power supply on HT basis is applicable only if the load of the individual installation (commercial or power as the case may be) including the additional load sought exceeds 100 Kws and not the total load of other installations in the same building.
 - 2) Bifurcation of load with or without Tariff conversion or only Tariff conversion (from one tariff to the other) shall be given without insisting to avail power supply on H.T. basis in case the existing sanctioned load of the installation serviced prior to 6-10-95 is more than 100 KW.
 - 3) For installations serviced after 6-10-95, bifurcation of load with or without tariff conversion (from one tariff to the other) shall be given provided such total load shall be within 100 KW duly observing the appropriate provisions as per note (b) & (c) under clause no.3.1.1.

Old Version dated: 12.11.2004

3.1.7 The above sub clause 3.1.5 is applicable to existing Consumers seeking additional loads, where addition of such loads makes the total load to be 25 KW or above. Sub-clause 3.1.5 is also applicable to existing Consumers when their total built up area exceeds 500 sq. metres. In such cases, the Consumer shall provide space for the transformer as noted under sub-clause 3.1.5 and install the transformer at his own cost.

Old Version dated: 17.8.2005

Note:

- (1) If the Applicant is unable to provide the space for erection of transformer, switchgear, and other allied equipments, the Licensee shall arrange power supply to the Applicant from the existing transformer or by installing a new transformer duly collecting charges towards electric line and plant for the additional requisitioned load.

Where additional loads are requisitioned for existing installations and addition of such loads makes the total load to be 25 kW or above, the cost towards electric line/plant for the total load (existing +additional load) may be calculated as indicated below at appropriate slab rate and deduction allowed for any cost towards electric line/plant/service line paid previously:

- a) Charges where the total load is 25 kW and upto and inclusive of 50 kW: **Rs. 20,800/- plus Rs. 6500/- per kW for loads above 25 kW.**
- b) Charges where the total load is above 50 kW and upto and inclusive of 100 kW: **Rs. 1,83,300/- plus Rs. 19,500/- per kW for loads above 50 kW in BMP and BDA areas in Bangalore & Rs.13,000/- per kW in other areas.**

Old Version dated: 12.11.2004

Note: (1) If space is not provided by the Applicant, he is not entitled to get additional power supply.

- (2) The additional amount of Rs.1000/- per KW applicable for Bangalore urban area (BMP and BDA areas) towards HT/LT UG cable system shall be collected in case of existing installations for the additional requisitioned load sought for.

3.2 Provision for Low Tension supply for layouts

3.2.1 In case of layouts approved by competent authority, the developer shall execute at his cost the electric line/plant such as extension works including extension of 11KV line/ **ABC cable -added by amendment dated: 12.1.2006**, transformer, LT lines / **ABC cable-added by amendment dated: 12.1.2006**,etc., but excluding improvement/augmentation works in the station and/ or works of strengthening of the distribution main, subject to the condition that:

- i) Supervision charges shall be paid to the Distribution Licensee at 10% of the estimated cost of the work (**Added by amendment dated: 12.1.2006**) **excluding employees' cost subject to a maximum of Rs.15 Lakhs.**
- ii) The works shall be carried out through appropriate class of licensed electrical contractor and as per the estimate, standard specifications and drawings prepared by the Distribution Licensee based on Schedule of Rates.
- iii) The developer shall execute an agreement on stamp paper of required denomination, affirming his consent to maintain the lines and transformer centers erected in the layout till 25% of the Applicants avail power supply to the houses in the layout. After the completion of works satisfactorily by the developer and after a minimum of 25% of the Applicants avail power supply in the layout, the entire Distribution System along with the transformer(s) shall be taken over by the Distribution Licensee, without payment of any charges for the purpose of maintenance.
- iv) Guarantee shall be given by the developer for a period of one year for the materials used in the works as well as for the quality of work carried out, from the date of taking over of the Distribution System and transformer(s) by the Distribution Licensee.
- v) Provisions of clause no. 3.1 of these regulations is applicable to the Applicants under domestic / commercial / industrial categories.
- vi) **New Clause added as per Fourth Amendment vide Notification No.Y/01/4 dated: 24th August, 2007 Published in the Gazette of Karnataka dated 13th September, 2007**

The developer shall use Aerial Bunched Cables for 11 KV and LT lines in the new layouts developed in the following places: -

<u>BESCOM :</u>
Bruhat Banglore Mahanagara Palike area. <u>CESC:</u> City Municipal Corporation area of Mysore.
<u>GESCOM:</u>
1) Municipal Corporation area of Gulbarga. 2) Yadgir TMC area. 3) Shahabad CMC area. 4) Bidar CMC area. 5) Basavaklyan TMC area. 6) Raichur CMC area. 7) Sindhanur TMC area. 8) Koppal CMC area. 9) Gangavathi CMC area. 10) Hospet CMC area. 11) Bellary CMC area.
<u>HESCOM :</u>
1) Municipal Corporation area of Hubli-Dharwad. 2) Municipal Corporation area of Belgaum. 3) Bijapur CMC area. 4) Gadag-Betgeri CMC area.
<u>MESCOM :</u> Municipal Corporation area of Mangalore.

- 3.2.2 In case of sites/houses granted to economically/ socially weaker sections under any scheme sanctioned by Government of Karnataka or Government of India, the Distribution Licensee shall recover Rs. 2000/- per site from the Applicant or GoK or GOI or person in charge of the scheme and arrange for power supply. Alternately the cost of electrification of such layouts shall be budgeted in the scheme itself and paid to the licensee.
- 3.2.3 In case of layouts where there is a default on the part of the developer and where the developer has not laid the electric line/plant within the layout, the Distribution Licensee shall recover expenditure towards electric line/plant as follows:
- (i) For sites coming in the areas of Bangalore Mahanagarapalike, B.D.A. and its agglomeration area and also in the areas of city corporation and its agglomeration areas of Mysore, Mangalore, Hubli, Gulbarga and Belgaum.
- (a) For sites having dimension of 1200 sq.ft & less, Rs 4,000/- per KW of requisitioned load subject to a minimum of Rs 4000/- per site
- (b) For sites having dimension of more than 1200 sq.ft, Rs 4000/- per KW of requisitioned load subject to a minimum of Rs 12000/- per site.
- (ii) For sites coming in other urban areas within the Town limits identified by local / development authority, Rs.4,000/- per KW of requisitioned load per site subject to a minimum of Rs.4,000/- per site. `

- (iii) For sites coming beyond the Town limits in the layouts other than those referred in sub-clause 3.2.3 (i) & (ii), Rs.3,000/- per KW of requisitioned load per site subject to a minimum of Rs.3, 000/- per site.

(iv) Added by amendment dated: 12.1.2006

For sites coming outside the village limits, outside Town Panchayat limits, revenue sites, stray sites, etc., situated in other than abandoned layouts, Rs.3000 per KW of requisitioned load subject to a minimum of Rs.3000 per site.

Note: (1) In all the above cases, (i.e., 3.2.3 (i), (ii), (iii) & (iv)), for total requisitioned loads exceeding 3 KW, the charges at appropriate slab rates for such additional loads only shall be recovered as per clause no.3.1.1. Alternately the Applicant may execute the line work under self-execution basis.

- 2) **An additional amount of Rs.1000/- per Kw for loads above 3 KW applicable for Bangalore Metropolitan Area** comprising of Bangalore Mahanagara Palike, Dasarahalli City Municipal Council, Yelahanka City Municipal Council, Byatarayanapura City Municipal Council, Kengeri Town Municipal Council, Rajarajeshwari City Municipal Council, Krishnarajapura City Municipal Council, Mahadevapura City Municipal Council, Bommanahalli City Municipal Council and BDA Areas towards HT/LT UG cable /ABC system shall be collected in all the above cases.

3.2.4 Amended Version dated: 12.1.2006

In case of layouts/buildings/**cluster of buildings/building blocks situated in a common site** requiring power supply and the total requisitioned load in such cases is more than 7500 KVA, the developer/Applicant shall provide the space for erection of sub-station and also bear the entire charges of such a substation and associated lines/equipments. The work shall be carried out either by the Licensee duly recovering the charges as per estimate or by the Applicant himself through appropriate class of licensed electrical contractor by paying 10% of the cost of the estimate **excluding employees cost subject to a maximum amount of Rs.15 Lakhs as supervision charges to the Licensee.**

3.2.4 Old version dated: 12.11.2004

In case of layouts/buildings requiring power supply and the requisitioned load is more than 7500 kVA, the developer/Applicant shall provide the space for erection of sub-station and also bear the entire charges of such a substation and associated lines/equipments. The work shall be carried out either by the Licensee duly recovering the charges as per estimate or by the Applicant himself through appropriate class of licensed contractor by paying 10% of the estimate as supervision charges to the Licensee.

3.3 Provision for IP sets:

The power supply to irrigation pump sets shall be arranged as per the policy of GoK from time to time.

3.4 Provision for LT water supply

The cost of electrification of LT water supply installations shall be included in the water supply scheme itself. The Licensee shall prepare the estimate and collect the estimated amount from the Applicant. In case the Applicant for such supply desires

to carry out the work by himself, the licensee shall allow the Applicant to carry out the work duly collecting 10% of the cost of electrification as supervision charges.

3.5 Provision for streetlights

In public places and notified areas belonging to development authorities/trust boards/municipal corporations/ city municipalities/KIADB/ APMC/Housing boards/villages and town panchayats and such other authorities/bodies, power supply to street lighting (new or additional public lamps) shall be arranged by the licensee after recovering the cost based on the estimates prepared by the licensee as per schedule of rates. In case the Applicant desires to carry out the work by himself, the same shall be permitted duly collecting 10% of estimated cost of electrification as supervision charges.

3.6. Provision for HT/EHT supply:

3.6.1 In case of Applications where there is a need to erect a new HT line/EHT line from the sub station or extend the existing HT/EHT line in order to extend supply to the Applicant, the Distribution Licensee in case of HT, and Distribution Licensee in co-ordination with Transmission Licensee in case of EHT shall prepare an estimate for arranging such power supply corresponding to the Applicant's actual requirement and provide the estimate to the Applicant for arranging payment to the Licensee. However, the estimate shall not include the improvement/augmentation works in the station or works of strengthening the line. However, it includes transformer, HT/EHT line drawn exclusively for the Applicant/s.

3.6.2 The estimate shall be prepared by the licensee based on Schedule of Rates in force.

3.6.3 **Amended Version dated: 12.1.2006**
The Licensee duly collecting the estimated amount plus tender premium not exceeding 10% from the Applicant shall carry out the work. In case the Applicant opts for executing the work of extension of electric line/plant on his own as per the estimate, standard drawings and specifications of the Licensee, the same shall be granted. In such cases the Applicant shall pay supervision charges at 10% of estimated cost of the work **excluding the employees' cost subject to a maximum amount of Rs.15 Lakhs for extending the supply, to the Licensee.**

3.6.3 **Old version dated: 12.11.2004**
The work shall be carried out either by the Licensee duly collecting the estimated amount or by the Applicant. In case the Applicant opts for executing the work of extension of electric line/plant on his own as per the estimate, standard drawings and specifications of the Licensee, the same shall be granted. In such cases the Applicant shall pay supervision charges at 10% of estimated cost of the work for extending the supply, to the Licensee.

3.6.4 The improvement/augmentation works in the station or works of strengthening the line shall be carried out by the Licensee under the capital investment programme.

3.6.5 The Applicant shall stand guarantee for the electric line/plant and works carried out under self-execution for a period of one year for the satisfactory performance from the date of handing over to the Licensee. The Applicant shall hand over to

the Distribution Licensee electric line/plant, free of cost for the purpose of maintenance.

3.6.6 In case of applications where there is a need to erect a new/augmentation of a substation in order to extend supply to an Applicant, the Distribution Licensee in case of HT and in case of EHT, in co-ordination with Transmission Licensee shall carry out the work at respective Licensee's cost under capital expenditure.

- 3.6.7
- (a) A Consumer can avail power supply at voltage levels specified under Model Conditions for lesser loads also.
 - (b) If the C.D. is more than 2000 KVA, supply will be arranged depending upon the system network available in the area.
 - (c) The Licensee can at his discretion supply a higher quantum of power than what is stipulated for a particular classification of supply under Model Conditions by providing adequate capacity lines/plant provided the voltage regulation is within the specified limits duly collecting augmentation charges as noted below.

Contract demand	Supply voltage	Remarks
Above 2,000 KVA up to 7,500 KVA	4.6/11/13.2 KV	Augmentation charges at Rs 5 lakhs per MVA for CD exceeding 2000 KVA shall be collected
Above 7,500 KVA up to 10,000 KVA	33 KV	Augmentation charges at Rs 5 lakhs per MVA for CD exceeding 7,500 KVA shall be collected

CHAPTER IV

4.0 Miscellaneous

4.1.1 Power to remove difficulties

1. The Commission may remove any difficulty in giving effect to any of the provisions of these regulations by general or special order.
2. The licensee/Consumer/Applicant may make an application to the Commission and seek suitable orders to remove any difficulties that may arise in implementation of these regulations.

4.1.2 Issue of orders and practice directions

Subject to the provisions of the Electricity Act, 2003 and these regulations, the Commission may, from time to time, issue orders and practice directions with regard to the implementation of the regulations and procedures to be followed.

4.1.3 Power to amend:

The Commission may at any time add, vary, alter, modify or amend any provisions of these regulations.

**By Order,
Sd.
Secretary,
Karnataka Electricity Regulatory Commission**

Karnataka Electricity Regulatory Commission, Bangalore.

Notification No.D/07/ AA /4 dated: 25th March 2005

KERC (PROCEDURE FOR FILING APPEAL BEFORE THE APPELLATE AUTHORITY) REGULATIONS, 2005

Notified in Karnataka Gazette dated: 12.5.2005

Preamble:

In exercise of the powers conferred by Section 181(2) (zo) read with sub- Section (1) of Section 127 of the Electricity Act 2003 (Central Act 36 of 2003) and all powers enabling it in that behalf, the Karnataka Electricity Regulatory Commission hereby makes the following Regulations, namely: -

1. Short title, commencement and interpretation.

- a) These Regulations shall be termed as K.E.R.C. (Procedure for filing appeal before the Appellate Authority) Regulations, 2005.
- b) They shall come into force with effect from the date of notification in the official gazette of the State of Karnataka.
- c) They shall extend to the whole State of Karnataka.

2 Definitions.

In these Regulations, unless the context otherwise requires: -

- (a) **"Act"** means the Electricity Act, 2003.
- (b) **"Appellate Authority"** means the person designated by the State Government under sub- Section (1) of Section 127 as Appellate Authority in pursuance of Government of India notification No.G.S.R.265 (E) Dated: 16th April, 2004.
- (c) **"Assessing officer"** means an officer of the State Government or Board or licensee, as the case may be, designated as such by the State Government;
- (d) **"Commission"** means the Karnataka Electricity Regulatory Commission;
- (e) **"Consumer"** means any person who is supplied with electricity for his own use by a licensee or the Government or by any other person engaged in the business of supplying electricity to the public under this Act or any other law for the time being in force and includes any person whose premises are

for the time being connected for the purpose of receiving electricity with the works of a licensee, the Government or such other person, as the case may be;

- (f) **“KER Act”** means Karnataka Electricity Reforms Act 1999;
- (g) **“Month”** means the calendar month. The period of about 30 days between the two consecutive meter readings shall also be regarded as a month for purpose of billing;
- (h) **‘R.R. No.’ or ‘REVENUE REGISTER NUMBER’** means the number assigned to the Consumer's installation.

The words and expressions used and not defined in these regulations but defined in the Act/KER Act shall have the meanings as assigned to them in the Acts. In case of inconsistency in the words and expressions used between the Act and KER Act, the provisions in the Act shall always prevail

3. Filing of appeal

- (1) A person aggrieved by a final order of assessment of the Assessing officer made under Section 126 of the Act may file an appeal before the Appellate Authority, within 30 days of that order.
- (2) The appeal shall be made in the form specified in the Schedule.
- (3) The Memorandum of Appeal shall be signed and verified in the manner specified in the Schedule.
- (4) The appeal shall be accompanied by fee shown in the table below:

Sl.No.	Amount assessed	Fee
(i)	Up to Rs. 1,00,000/-	1% of the assessed amount subject to minimum of Rs. 100/-
(ii)	Above Rs. 1,00,000/-	1% of the assessed amount subject to minimum of Rs. 2, 000/-

- (5) The fee shall be remitted in the form of cash / demand draft to the Appellate Authority and receipt be obtained.
- (6) No appeal against an order of assessment under sub- Section (1) of Section 127 of the Act shall be entertained unless an amount equal to one third of the assessed amount is deposited in cash or by way of bank draft with the

licensee and documentary evidence of such deposit has been enclosed along with the appeal.

4. Repeal: Section 44.00 of the K.E.R.C. (Electricity Supply & Distribution) Code 2000-01 is repealed.

5. Miscellaneous.

1. Subject to the provisions of the Electricity Act, 2003 and these regulations, the Commission may, from time to time, issue orders and practice directions with regard to the implementation of these regulations and procedures to be followed.
2. The Commission may, at any time, add, vary, alter, modify or amend any of the provisions of these regulations. **By the order of the Commission**

Sd.

**Secretary,
K.E.R.C.**

Schedule

**APPEAL BEFORE THE APPELLATE AUTHORITY UNDER SECTION 127 OF THE
ELECTRICITY ACT, 2003**

Appeal against final assessment order No.----- Dated.-----of the Assessing officer made under Section 126 of the Act

Appeal No..... of 200....

I Between

1. Appellant

(Full name and address of the Consumer including the RR No. and category of service)

AND

2. Respondent

(Full name and address of the Respondent)

(i) Name of the Licensee

(ii) Name & Address of the Assessing officer

Appeal under Section 127 of the Act

II Aggrieved by the final assessment order No.----- Dated. ----- which was received by the Appellant on -----, the above Appellant presents this Memorandum of Appeal on the following grounds:

Grounds: (State the grounds of the case on which the Appeal is filed and why the final assessment order is unsustainable)

1
2
3

III The value of the Appeal is Rs. ----- and a fee of Rs. ---- is paid vide Receipt No.----- Dated----- as per Section 127(1) of the Act read with Regulation No. 3(4) of the K.E.R.C. (Procedure for filing appeal before the Appellate Authority) Regulations, 2005.

IV An amount of Rs.-----, equal to one third of the assessed amount is deposited vide Receipt No.----- Dated ----- with the licensee as per Section 127(2) of the Act and Xerox copy of the above Receipt is enclosed along with this appeal.

V The final assessment order was not passed with the consent of both the Licensee and the Consumer as per Section 127(5) of the Act.

VERIFICATION:

The statements made in the above paragraphs are true to the best of my knowledge and belief.

Enclosures:

- 1. Copy of the Assessment Order
- 2.
- 3.etc.,

PRAYER

.....
.....
.....
.....

Signature of the Appellant
(Name of the Appellant)

Date:

KARNATAKA ELECTRICITY REGULATORY COMMISSION BANGALORE

KERC (Electricity Supply) Code, 2004 and its amendments

Notified in Karnataka Gazette dated: 2.12.2004

Preamble

Where as the Electricity Supply Act, 2003 provides that the Commission shall specify a Supply Code to be adopted by the Licensees. Section 50 of the Act specifies that the supply code shall provide for (1) recovery of electricity charges, (2) intervals for billing of electricity charges, (3) disconnection of electricity for non-payment thereof, (4) restoration of supply of electricity, (5) tampering, distress or damage to electrical plant, electric lines or meter, (6) entry of Licensee or any other authorised person for disconnecting supply and removing the meter (7) entry for replacing, altering or maintaining electric lines or electrical plant or meter etc., Sub clause (zp) to Section 181 (2) provides that the Commission may specify any other matter which is to be specified. In exercise of the powers conferred under the above, Karnataka Electricity Regulatory Commission prepared this draft Electricity Supply Code to give effect to the matters specified U/S 50 of Electricity Act, 2003. .

1. Short Title, Commencement and extent:

These Regulations may be called Karnataka Electricity Regulatory Commission (Electricity Supply) Code, 2004.

Amended Version dated: 12.5.2005: This Code shall come into force from the date of publication of this notification i.e., 12.5.2005 in the official Gazette of Karnataka and will be in force unless amended otherwise.

<p>Old Version They shall come into force from such date as may be notified by the Commission</p>
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They shall apply to the State of Karnataka

2. Definitions

- 2.1 "Act" means The Electricity Act, 2003 (Act 36 of 2003)
- 2.2 "Additional Surcharge" means surcharge determined by the Commission under Section 42(4) of the Act
- 2.3 "Agreement" means an agreement specified in the Model Conditions of Supply approved by the Commission and entered into between the Licensee and Consumer for the services including supply of electricity by the Licensee to such Consumer
- 2.4 "Area of Supply" means the geographic area in which a Licensee is authorised to supply electricity.
- 2.5 "Bill Date" means the date on which bill is Issued which shall not be later than 4 days from the meter reading date

- 2.6 "Billing period" means period between two consecutive meter reading dates
- 2.7 "Code" means KERC (Electricity Supply) Code, 2004
- 2.8 "Commission" means Karnataka Electricity Regulatory Commission
- 2.9 "Consumer" means any person who is supplied with electricity **for his own use** by a licensee or the Government or by any other person engaged in the business of supplying electricity to the public under this Act or any other law for the time being in force and includes any person whose premises are for the time being connected for the purpose of receiving electricity with the works of a licensee, the Government or such other person, as the case may be;
- 2.10 "Charges" means the tariff as approved by the Commission from time to time.
- 2.11 "Due date" means fifteen (15) days from the bill date
- 2.12 "Licence" means a licence granted under Section 14.
- 2.13 "Licensee" means a person who has been granted a licence under Section 14 of the Act and includes a deemed licensee under the Act.
- 2.14 "Meter reading date" the date fixed for meter reading by the Licensee under this regulation.
- 2.15 "Occupier" means the owner or person in occupation of the premises where the licensee is providing/intends to provide electricity supply;
- 2.16 "Ombudsman" means the authority created in pursuance of the Section 42(6) of the Act.
- 2.17 "Premises" includes any land, building or structure;
- 2.18 "Surcharge" means surcharge as determined by the Commission under Sections 39(2)(d)(ii), 40(c)(ii), and 42(2) of the Act.
- 2.19 "Tariff" means a schedule of standard prices or charges for specified services which are applicable to all such specified services provided to the type of Consumers as determined by the Commission..
- 2.20 "Wheeling Charges" means charges for wheeling of electricity as determined by the Commission;

The words or expressions in this Code, which are not defined herein, shall have the same meaning as in the Act or Karnataka Electricity Reform Act, 1999. In case of any inconsistency, the meaning in the Act shall prevail.

3. Recovery of Charges for supply

3.1 The Licensee shall charge a Consumer tariff for supply of electricity as approved by the Commission from time to time.

3.2 The Licensee is entitled to charge a Consumer the following:

- a) Tariff for the supply of electricity as determined by the Commission
 - b) Taxes and duties as notified by the Government
 - c) In the case of Consumers availing supply of electricity under open access, wheeling charge and/or surcharge and additional surcharge applicable as may be determined by the Commission.
 - c) Other charges such as penal charges for exceeding sanctioned/ contract demand, interest on belated payments and other charges as may be applicable and as approved by the Commission time to time.
- 3.3 In the case where more than one Distribution Licensee operates in the same area of supply, notwithstanding clause 3.2 (a) above,, the Licensee may recover such tariff as he considers appropriate subject to the maximum ceiling of tariff fixed by the Commission for retail sale of electricity. .
- 3.4 Clarifications, if any, sought by a Consumer on the tariff applicable to him shall be provided by the Licensee promptly.
- 3.5 On request by a Consumer, the Licensee shall provide a copy of the tariff applicable to the Consumer by collecting the cost.

The Licensee shall from time to time furnish the schedule of Charges such as service line charges and other charges applicable to each Consumer category for approval of the Commission. The schedule of charges shall be part of the Model conditions of supply and any change thereto shall be made effective only after the approval of the Commission.

4. Billing procedures

- 4.1 The Licensee shall issue a bill to each Consumer for the electricity and/or other services rendered, at the Consumer's address, at such periodic intervals as may be determined and notified by the Licensee.
- 4.2 The bill shall be issued by any of the following means:
- b. Delivery by hand
 - c. By post or courier
 - d. By electronic means capable of generating a delivery confirmation report, if agreed to by the Consumer;
- 4.3 The Consumer shall be notified the periodicity of billing, date of meter reading, bill date and due date for payment in a calendar month. The Licensee shall adhere to the schedule of prescribed meter reading date and bill date.
- 4.4 The bill issued by the Licensee shall be legible and easily verifiable by the Consumer.

- 4.5 Basis of the bill, unless otherwise provided, shall be the meter reading. If meter is not provided to a Consumer (unmetered categories), the Licensee shall prepare the bill based on the procedures approved by the Commission.
- 4.6 For reasons other than those referred to in clause 5, if the Licensee is unable to base a bill on meter reading due to its non-recording, the Licensee shall issue a bill based on the previous 6 months average consumption. In such cases, the Licensee shall replace the meter immediately.
- 4.7 In case the Licensee is unable to read the meter for any other reasons, (door lock, etc.,) the Licensee may provide the Consumer with an estimated bill following the procedure under clause 4.6. The Licensee shall subsequently read the meter in the next billing cycle and appropriately adjust the bill in accordance with the meter reading
- 4.8 The bill shall be issued within 4 days from the meter reading date and the bill date shall not be more than 4 days from the meter reading date. In the case of spot billing, meter reading and bill date shall be the same.
- 4.9 The Licensee shall provide and maintain with the Consumer a meter card for recording the meter reading. The Licensee shall record the meter reading and date of reading in the meter card provided to the Consumer.
- 4.10 The Consumer shall inform the concerned local office of the Licensee if the bill is not received within 7 days of specified meter reading date. The Licensee shall take necessary steps to issue duplicate bill immediately free of cost.
- 4.11 In case the Licensee issues a bill which covers a period not consistent with the billing period or a period during which the Consumer's tariff changes, the Licensee must charge in proportion to the relevant periods and clearly show the relevant working details on the bill.
- 4.12 In the case of new installations, the Licensee shall issue the first bill within 2 months of service. In case of non-receipt of the bill within 2 months of effecting supply, the Consumer may inform the concerned local office of the Licensee and the Licensee shall arrange to issue the bill immediately.
- 4.13 The Licensee shall not recover any arrears after a period of 2 years from the date when such sum became first due, unless such sum has been shown continuously in the bill as recoverable as arrears of the charges of electricity supplied.
- 4.14 After payment of the bill, if it is established that the Licensee has over charged the Consumer, the excess amount shall be repaid by the Licensee within two months with interest at bank rate.

4.15 Reading of meter on request:

- a) The Licensee shall arrange for special reading of the meter on an application by the owner or the occupier of the premises accompanied with specified fee, in the event of vacation or change of occupancy of the premises.
- b) The application shall be given at least 15 days in advance of the said vacation of the premises for arranging the special meter reading.
- c) The Licensee shall, after taking the meter reading, issue a final bill in such cases including all arrears till date within 7 days of meter reading.
- d) Once a final bill is issued on the basis of special reading of meter, the Licensee shall have no claim for any period prior to the date of such final bill other than the final bill amount.
- e) The Licensee may charge a fee for the above service as approved by the Commission.

4.16 Bill issued to a Consumer shall contain the following details

- a) Name and Address of the Consumer, RR No. and address of the issuing office
- b) Period covered by bill
- c) Type of service and the relevant tariff applicable to the Consumer
- d) The dates and readings of current and previous meter readings
- e) Present consumption
- f) Other billing parameters applicable if any, such as contract demand/ sanctioned load, power factor etc.,
- g) Applicable charges: fixed/demand/minimum charges /energy/ taxes/ rebate/ adjustments/ /arrears
- h) Net amount payable
- i) Wheeling charges and surcharges if any to be shown separately if the Licensee provides only net work service
- j) The amount of arrears or credits outstanding to the Consumer's account
- k) Summary of payment methods
- l) Last date of payment with out penalty
- m) Details of additional charges such as interest and penalties if any
- n) Action for non-payment after the due date
- o) Contact telephone number of Consumer Service Centre of the Licensee if available or any contact telephone number for the Consumer to call if they have any queries relating to the bill.

- p) Designation and address of authorities of the Licensee with whom complaints /grievances of the Consumer to be lodged
- q) Contact details of Consumer Grievance Redressal Forum and Ombudsman constituted u/s 42 of the Act.

4.17 The Licensee shall provide the Consumer, all information relating to previous billing period, free of charge if requested. If the request pertains to periods prior to the previous billing period, the Licensee may claim reasonable service charges.

4.18 Bills payment

- a) The payment of the bill shall be normally made by the Consumer at the specified local collection centre of the Licensee during the designated working hours of any working day as specified by the Licensee. The Licensee may also arrange any other facility for payment of bill for the convenience of the Consumers.
- b) The Licensee shall specify its accepted mode of payment of bills and publicise the same for the benefit of Consumers.
- c) The Licensee shall give 15 days time from the bill date for payment of the bill by the Consumer.
- d) If the due date of payment of bill falls on public holidays, the next working day shall be treated as the due date.
- e) The Consumer shall pay the bill in full through any of the means specified by the Licensee.
- f) The Licensee shall issue a receipt to the Consumer for payment as proof of payment.
- g) In case of dishonour of the payment instruments of the Consumer, the Licensee may initiate action for disconnection for non-payment. The Licensee shall have the right to resort to any other legal proceedings against the Consumer in such cases.
- h) If a Consumer informs the Licensee of any difficulty in paying the arrears bill in full, the Licensee may offer an installment payment option to the Consumer. Grant of installment facility is without prejudice to payment of interest on belated payment.
- i) The Licensee shall have the right to deny an installment option to a Consumer who has defaulted in payment of periodic bills in the previous 12 months.
- j) The Licensee may, after giving not less than 15 clear days notice after the due date, disconnect the supply, if the Consumer fails to pay the bill by due date.

- 4.19 In case of belated payments, interest as approved by the Commission for the actual number of days of delay from the due date may be charged by the Licensee.
- 4.20 If a Consumer wishes to make advance payments towards electricity charges, he shall be allowed to do so by the Licensee and the amount so paid shall be adjusted accordingly against the bills raised subsequently on the Consumer. The Licensee may allow incentive if such advance payment is made for 12 or more months.
- 4.21 The Licensee may adjust the payments made by the Consumer in the following order of priority:
- a) Interest on electricity tax arrears
 - b) Electricity tax arrears
 - c) Interest on electricity charges arrears
 - d) Electricity charges arrears
 - e) Current month dues

4.22 Disputes in the bills

- a) Any error in the bill shall be rectified by the Licensee within 24 hours if no additional information is required, if approached by the Consumer.
- b) On the request of the Consumer who disagrees with the bill amount, the Licensee may review the bill within 7 days of the request if additional information is required, as specified in the KERC (Licensee's Standards of Performance), Regulations 2004. In such circumstances the Consumer shall deposit a sum equal to the amount as under clause 7.3 before the review.
- c) The Licensee may issue a revised bill and appropriately adjust the bill amount if the review establishes that the bill is incorrect. If in the review it is found that the Consumer was overcharged, the amount overcharged along with interest at bank rate may be adjusted in the subsequent bill or refunded as agreed to by the Consumer after the review.
- d) If the Licensee establishes that it has under charged the Consumer either by review or other wise, the Licensee may recover the amount undercharged from the Consumer by issuing a bill and in such cases at least 30 days shall be given for the Consumer to pay the bill.
- e) While issuing bill under clause 4.22(d), the Licensee
 - 1) shall specify the amount to be recovered as a separate item in the Consumer's next bill with details or as a separate bill with details for the amount.
 - 2) shall not charge interest on the amount under charged

3) may allow installment option

f) While communicating the decision on the review of the bill, the Licensee shall advise the Consumer in writing his right to prefer an appeal against the decision of the Licensee to the Consumer Grievance Redressal Forum and further to the Ombudsman as provided in KERC (Consumer Grievance Redressal Forum and Ombudsman) Regulations 2004.

4.23 If the Consumer fails to pay the bill within the due date, the Licensee may charge interest on the bill amount as approved by the Commission.

5. Action for Tampering, distress or damage to electrical plant, electric lines or meter:

5.1 A Consumer shall provide and maintain sufficient protection to the metering and associated equipments to the satisfaction of the Licensee.

5.2 The Licensee shall ensure that all the electricity supply lines and equipments, that are belonging to the Licensee or those under its control in the Consumer's premises, are in a safe condition and are fit for supplying electricity. . Further the Licensee shall take precautions to avoid dangers arising on such premises from such supply lines and equipments.

5.3 The Consumer or the occupant of the premises to whom the Licensee has provided electricity service, shall not tamper or permit tamper, distress or damage to the electrical plant, lines or metering equipment provided by the Licensee.

5.4 The Licensee may disconnect supply to the Consumer if the Consumer is found to have tampered or damaged the electric plant, line or meter of the Licensee during any inspections or other wise. Such disconnection shall be effected only after issuing a notice in a manner provided under clause 9.

5.5 The Licensee shall provide seals or other appropriate security devices in respect of metering equipment to detect the interference and shall maintain a register of all relevant security devices and seals.

5.6 If the Consumer or the Licensee or other authorized persons discover that the protective seal of the metering equipment has been broken, he shall notify the other party (Licensee or Consumer as the case may be) immediately. The Licensee after receiving such notification shall replace the seal on the first occasion of visit and take meter reading.

5.7 If it appears to the Licensee that the metering equipment provided for supplying electricity to the Consumer are defective, the Licensee shall test the metering equipment and repair or replace the metering equipment as the case may be.

5.8 The cost of replacement of metering equipment as mentioned under clause 5.7 shall be borne by the Consumer if the Licensee reasonably concludes that such damage to the metering equipment was due to the action of the Consumer.

5.9 The Licensee may deny reconnection to the Consumer if it is established that there are chances of such repeated instances.

6. Entry of Licensee to Consumer premises

6.1 A Licensee shall ensure that its staff or authorised persons shall contact a Consumer only during working hours for normal business purpose, unless the Consumer has provided express approval.

6.2 While seeking entry into Consumers' premises, the Licensee's Staff or authorised person shall always display / produce the proof of identity and shall inform the Consumer in writing indicating the reason for his entry into the premises

6.3 Subject to clause 6.2, *the* Licensee or his authorized representative may enter any premises to which electricity is, or has been supplied by him, any premises or land, under, over, along, across, in or upon which the electric supply lines or other works have been lawfully placed by him for the purpose of:

- a) Inspecting, testing, repairing or altering the electric supply lines, meters, fittings, works and apparatus for the supply of electricity
- b) Ascertaining the amount of electricity supplied or
- c) Removing connection where a supply of electricity is no longer required, or where the licensee is authorised to take away and cut off such supply, any electric supply lines, meters, fittings, works or apparatus belonging to the licensee.

6.4 A Licensee or any person authorised as aforesaid may also in pursuance of a special order in this behalf made by an Executive Magistrate and after giving not less than twenty four hours notice in writing to the occupier -

- a) Enter any premises or land referred to clause 6.3 for any of the purposes mentioned therein
- b) Enter any premises to which electricity is to be supplied by him for the purpose of examining and testing the electric wires, fittings, works and apparatus belonging to the Consumer.

6.5 If a Consumer refuses to allow a Licensee or any person authorised to enter his premises in pursuance of clause 6.3 & 6.4, or refuses to allow him to perform any act which he is authorised by those clauses to perform or fails to give reasonable facilities, the Licensee may after expiry of twenty four hours from the service of notice in writing on the Consumer, disconnect the supply to the Consumer till such refusal or failure continues but no longer.

7. Disconnection of supply by Licensee

7.1 The Licensee shall not disconnect supply to a Consumer except in the following circumstances:

- a) At the Request of the Consumer
- b) Mandated the Licensee to do so by a person with legal authority to issue such mandate
- c) When the Licensee is entitled to do so under an agreement with the Consumer
- d) The Licensee reasonably believes that the Consumer has contravened the provisions of the Code which entitles the Licensee to disconnect the supply
- e) The Licensee reasonably believes that failure to disconnect may or likely to cause a health hazard or safety risk or damage to property or to the Consumer or to any person;
- f) The Licensee reasonably believes that the Consumers' installation does not satisfy the applicable rules or any other reasonable requirements prescribed by the Licensee.
- g) Reasonably knows that security deposit provided by the Consumer has become insufficient or the Consumer fails to provide security deposit as provided in the appropriate Regulations.
- h) Non payment Under clause 4.18),
- i) Tampering, distress or damage to electric plant, electric line or meter under clause 5.4 and/or as provided under clause 6.5

7.2 Before effecting disconnection under clause 7.1(b) to 7.1 (i), due notice under the manner provided in clause 9 shall be given to the Consumer by the Licensee

7.3 The Licensee shall not disconnect the supply to the Consumer under clause 7.1(h), if the Consumer deposits under protest an amount equal to the sum claimed from him or the electricity charges due from him calculated based on the average of past 6 months, which ever is less, pending disposal of any dispute between him and the Licensee as provided in proviso to Section 56(1) of the Act.

8. Reconnection of supply

8.1 If the disconnection is under clauses 7.1(g) and 7.1(h), and the Consumer has settled the dues with the Licensee, the Licensee shall reconnect the Consumer within the time stipulated under KERC (Standards of Performance) Regulation 2004.

8.2 The Licensee shall immediately reconnect the Consumer if the Licensee reasonably believes that omissions and commissions which led to the disconnection of the Consumer under clause 7.1(e) and 7.1(f) stand duly remedied.

The Licensee may charge a Consumer a fee for reconnection as provided under the approved schedule of charges

9. Notices to the Consumer

9.1 A Licensee shall ensure that the notices issued under this Code to a Consumer are in accordance with the Code and :

- a) In writing and are expressed in plain language either in Kannada or in English

- b) Specify the reason for the notice and likely action by the Licensee
- c) Request the Consumer to contact the local office of the Licensee if required

9.2 Any notice to the Consumer under this Code by the Licensee shall be served in any of the following manner

- a) Sent by registered post, under certificate of posting, by courier or other similar means or
- b) Delivered by hand to the person residing at the Consumers address
- c) Affixed at a conspicuous part of such premises in case there is no person to whom the same can, with reasonable diligence, be delivered.

9.3 If the notice is under clause 4.18(j), the Licensee shall

- a) Specify that the Consumer has defaulted the payment by the due date
- b) Notify the Consumer that failure to pay the amount due will entitle the Licensee to disconnect or restrict the supply of Services to the Premises;
- c) Outline the availability of payment options under clause 4.18(b)
- d) Outline the installment option under clause 4.18(h) if applicable

10. Review of the Code

The Commission may if found necessary constitute an expert panel consisting of representatives of Consumer organisations, senior officials of the Licensee and persons representing the Commission to review and suggest changes required if any in the Code. The Commission may at its discretion accept or reject the suggestions of the panel.

11. Power to remove difficulties:

If any difficulty arises in giving effect to any of the provisions of these regulations, the Commission may by general or special order direct the distribution licensee to take action not being inconsistent with the Act which appears to the Commission to be necessary and expedient for the purpose of removing the difficulties.

12. Repeal

The KEREC (Code of Practice on Payment of Bills) 2001 and Sections 26 and 29 of the KEREC (Electricity Supply and Distribution) Code 2000-01 as amended from time to time are hereby repealed.

By Order of the Commission

**(Sd.) Secretary
Karnataka Electricity Regulatory Commission**

Karnataka Electricity Regulatory Commission, Bangalore.

Notification No.D/ISD/07/4 dated: 25th March 2005

K.E.R.C (Interest on Security Deposit) Regulations, 2005.
Notified in Karnataka Gazette dated: 12.5.2005

Preamble:

In exercise of the powers conferred by Clause 181 read with Clause 47 (4) of the Electricity Act 2003 (Central Act 36 of 2003) and all powers enabling it in that behalf, the Karnataka Electricity Regulatory Commission hereby makes the following Regulations, namely: -

1. Short title, commencement and interpretation

- a) These Regulations shall be termed as K.E.R.C. (Interest on Security Deposit) Regulations, 2005.
- b) They shall come into force with effect from the notification in the official gazette of the State of Karnataka.
- c) They shall extend to the whole State of Karnataka.

2 Definitions

In these Regulations, unless the context otherwise requires: -

- a) "**Act**" means the Electricity Act, 2003 (36 of 2003);
- b) "**ASD**" means Additional Security Deposit to make up the minimum deposit as per the relevant regulation;
- c) "**Bank Rate**" means the Bank Rate as notified by Reserve Bank of India;
- d) "**Commission**" means the Karnataka Electricity Regulatory Commission;
- e) "**Consumer**" means any person who is supplied with electricity for his own use by a licensee or the Government or by any other person engaged in the business of supplying electricity to the public under this Act or any other law for the time being in force and includes any person whose premises are for the time being connected for the purpose of receiving electricity with the works of a licensee, the Government or such other person, as the case may be;
- f) "**Installation**" means the whole of the electric wires, fittings, motors and apparatus installed and wired by or on behalf of a Consumer on one and the same premises starting from the point of commencement of supply.
- g) "**KER. Act**" means the Karnataka Electricity Reform Act, 1999 (Karnataka Act No. 25 of 1999.)
- h) "**Licensee**" means a person who is a distribution licensee under Clause 14 of the Electricity Act 2003.
- i) "**R.R. No.**" or "**REVENUE REGISTER NUMBER**" means the number assigned to the Consumer's installation.
- j) "**Security Deposit**" means MMD (Months Minimum Deposit) / MSD (Meter Security Deposit). MMD includes 2 Months Minimum Deposit / 3 Months Minimum Deposit / Year's Minimum Deposit.

The words and expressions used and not defined in these regulations but defined in the Act/KER Act shall have the meanings as assigned to them in the Acts. In case of inconsistency in the words and expressions used between the Act and the KER Act, 1999, the provisions in the Act shall always prevail.

3.0 Interest on Security Deposit

- 3.1 The Licensee shall pay interest on security deposit of the Consumer at the Bank Rate prevailing as on 1st April of the financial year for which interest is due.
- 3.2 The accrued interest on security deposit for each financial year shall be credited to the Consumer's account during the first quarter of the subsequent financial year and be adjusted against the consumption charges.
- 3.3 The details of the deposits held and the interest thereon shall be furnished to the Consumers along with the bill in the month in which the interest is adjusted.
- 3.4 For the ASD/MSD collected during the course of the year, interest on such deposit shall be computed for the months following the month in which such security deposit is collected.
- 3.5 In respect of new installations, interest on security deposit shall be computed for the months following the month in which service is provided to the installation.
- 3.6 Interest shall be payable on security deposit held against each R.R.No irrespective of the amount of deposit held.
- 3.7 The amount of interest on security deposit payable shall be rounded off to the nearest Rupee.

4.0 Miscellaneous

Power to remove difficulties

- (a) In case of any difficulty in giving effect to any of the provisions of these regulations, the Commission may by general or special order, direct the Licensee to take suitable action, not being inconsistent with the provisions of the Electricity Act, 2003, which appears to it to be necessary or expedient for the purpose of removing the difficulty.
- (b) The Licensee may make an application to the Commission and seek suitable orders to remove any difficulties that may arise in implementation of these regulations.

5. Repeal and Savings:

Clause 30.05(c) of KERC (ES&D) Code 2000-2001 is hereby repealed.

By the order of the Commission

**Sd.
Secretary,
K.E.R.C.**

**POWER SUPPLY AGREEMENT FOR SUPPLY OF HIGH TENSION / EXTRA HIGH TENSION
ELECTRICAL ENERGY**

An Agreement made this _____ day of _____ (date) of _____ (month) two thousand and ____ between the ----- ELECTRICITY SUPPLY COMPANY LTD, a body constituted by the Government of Karnataka (hereinafter called the 'LICENSEE' which expression, wherever the context so admits shall include its successors and assigns) of the one part;

And _____ (herein after called as the 'CONSUMER' which expression, wherever the context so admits shall include its successor or successors in business and permitted assigns of his heirs, executors, administrators) of the other part.

Whereas at the request of the Consumer, the licensee has agreed to supply to the Consumer electricity for the purpose of _____ in his/her/it's premises at _____ for bonafide purposes and use within the premises.

1. DEFINITIONS:

In this Agreement, unless the context otherwise requires:

- a) "Act" shall mean the Electricity Act, 2003 or such other enactment governing the supply and use of electrical energy as may be in force from time to time.
- b) "Conditions of Supply" shall mean the "Conditions of Supply of Electricity of Distribution Licensee in the State of Karnataka" approved by the Karnataka Electricity Regulatory Commission and as amended from time to time.
- c) "Commission" means the Karnataka Electricity Regulatory Commission.

2. CONDITIONS OF SUPPLY:

- a) The Licensee shall supply electrical energy to the premises of the Consumer from its distributing main at high tension / extra high tension as specified in the "Conditions of Supply" under classification of supply and the Consumer shall take from the Licensee electricity required for the purpose herein above recited at the single point of supply up to the maximum of ____ KVA, being the contracted demand.
- b) Electrical energy supplied to the premises shall not be utilized by the Consumer in any manner prejudicial to the Licensee and all usage must be according to such method or methods approved by the Licensee. The use of power must be confined to such places as shall have been previously approved in writing by the Licensee. In case prejudicial use of power is detected, the Consumer shall pay penal charges in accordance with the provisions of the "Conditions of Supply" as in force from time to time. Besides, for dishonest abstraction / use / consumption of electricity or interference with the metering equipment or accessories, the Consumer shall also be liable for prosecution under the Act and any other law for the time being in force, and the installation shall be liable for disconnection.
- c) The Consumer agrees and undertakes not to resell any part of the power supplied to him/her/it without the previous written consent of the Licensee.
- d) The Consumer shall carryout the work of extension of lines, installation of apparatus / equipments at his/her/its cost on self execution basis and shall be liable to pay supervision charges to the Licensee at the rates specified in the

- “Conditions of Supply” and shall be bound to carryout such works within a period of six months from the date of such intimation by the Licensee.
- e) If the Consumer defaults in completing such work as referred to here in above, within the stipulated time, then the Licensee shall be entitled to deduct 10% of the total amount paid by the Consumer forthwith and shall further be entitled to cancel the sanction of power.
 - f) The Licensee shall be entitled to deduct 10% of the total amount paid by the Consumer in the event of the Consumer desiring not to avail power supply after the execution of this Agreement.
 - g) The Consumer shall permit the Licensee, free of cost, to erect the posts, distribution lines, structures, equipments, cables and other apparatus necessary for the supply of electrical energy under this Agreement on the land belonging to, or in the possession of, the Consumer.
 - h) The Consumer agrees to take supply under any conditions of restrictions of load and time that may be fixed by the Licensee from time to time and to pay fixed charges under this Agreement in full notwithstanding such restrictions.
 - i) The supply of electrical energy under this Agreement is liable to be restricted, staggered or cut off altogether, as the case may be, if the power position or any other emergency warrants such a course of action. The Licensee reserves the right to periodical shutdown as and when required for the purposes of routine maintenance after giving reasonable intimation to the Consumer.
 - j) Subject to the provisions of the Act, the “Conditions of Supply” and any other law for the time being in force, the supply under this Agreement shall be valid initially for a period of **two years as per Amendment vide Notification No. K.E.R.C./COS/D/07/08 Dated: 14.3.2008 published in Karnataka Gazette dated: 20.3.2008** **Old version: five years** from the date of commencement of supply and shall stand automatically renewed from year to year thereafter until expressly terminated in writing by either of the parties.
 - k) Without prejudice to the rights and liabilities of the parties in respect of any matter antecedent to termination, **These words are deleted by amendment vide notification No: K.E.R.C./COS/D/07/10 dated: 1.7.2010 published in Karnataka Gazette dated: 22.7.2010:-** and subject to payment of demand charges as per applicable Tariff for the unexpired period of the initial period of Agreement, either party to this Agreement may terminate this Agreement by giving three months prior notice in writing.
 - l) The Licensee shall not be liable to pay damages / compensation in connection with loss of life or property arising, occurring or resulting from the use of power.
 - m) Where the Consumer is required to obtain a license or permit or ‘No objection certificate’ for running his Industrial / commercial concern or lift irrigation scheme and the License or permit is suspended or cancelled, or the validity of the ‘No objection certificate’ issued by the competent authority to lift water has expired, the Licensee shall have the right to discontinue power supply during the period when the license or permit is cancelled or suspended or the validity of the No Objection Certificate issued by the competent authority has expired.

These words are deleted by amendment vide notification No: K.E.R.C./COS/D/07/10 dated: 1.7.2010 published in Karnataka Gazette dated: 22.7.2010:- “without prejudice to the obligation of the Consumer to pay the minimum charges during this period”.

3. METERS:

The energy supplied shall be measured and registered by a meter or meters in or upon the said premises to be provided, fixed and kept in proper order by the Licensee.

The procedure for billing when the meter is not provided or is faulty shall be regulated as per the relevant provisions of the Act and the "Conditions of Supply".

4. SECURITY DEPOSIT:

The Consumer, on a request made by the Licensee in this regard, shall renew or replenish all security deposits in the event of the same becoming exhausted or insufficient.

5. TARIFF AND PAYMENT OF ELECTRICITY CHARGES:

From the date this Agreement comes into force, the Consumer shall be bound by, and shall pay the Licensee, fixed charges, energy charges and additional security deposit in accordance with the tariffs approved by the Commission and the "Conditions of Supply" from time to time for the appropriate class of Consumers. The Consumer shall pay the Licensee the tax on electricity charges as determined by the Government of Karnataka from time to time. In case even after disconnection, if the dues remains unpaid, then the Licensee shall be entitled to take recourse to the provisions stipulated in the "Conditions of Supply" and other laws for the time being in force to recover the arrears.

6. DISCONNECTION FOR ARREARS AND RECONNECTION:

In case the Consumer fails to pay the charges due for the electricity supplied within the due date, the Licensee shall be entitled to cut off the supply after giving due notice as provided in the Act and "Conditions of Supply" and power supply shall be restored only on payment of all arrears including interest and reconnection charges as stipulated from time to time in the "Conditions of Supply".

7. CONTINUITY OF POWER SUPPLY:

The Licensee shall take all reasonable precautions to ensure continuity of supply of power to the Consumer at the point of commencement of supply. However, the Licensee shall not be liable to the Consumer for any loss due to the interruption in the supply of power by reason of damage to the equipment of the licensee during war, mutiny, riot, strike or by earth-quake, hurricane tempest or any accident or causes beyond the control of the Licensee.

8. ENTRY INTO CONSUMER'S PREMISES:

The Licensee shall have access to the premises of the Consumer at all reasonable times without notice for meter reading, inspection, testing and / or for any other purpose incidental to, or connected with the proper maintenance of supply.

The Licensee shall have access to the premises at any time for inspection, if there is any reason to suspect breach of the provisions of this Agreement, the Act and the "Conditions of Supply".

If the Consumer, his agent, employees or any one else purporting to act on his behalf attempts to obstruct or impede the Licensee or its employees or authorized person in this regard, the Licensee shall be entitled to immediately cut off power supply. The Consumer shall also be liable to pay such penalty as may be imposed by the Licensee in this regard.

9. ASSIGNMENTS OR TRANSFER OF THE BENEFIT OF THIS AGREEMENT BY THE CONSUMER:

The Consumer shall not, without the previous consent in writing of the Licensee, assign, transfer or part with the benefit of this Agreement and shall not in any manner part with, or create any partial / separate interest in it.

10. APPLICATION OF THE PROVISIONS OF THE ACT AND THE "CONDITIONS OF SUPPLY":

In all matters not here in specifically provided for, the provisions of the Act, the "Conditions of Supply" and other laws for the time being in force shall apply.

11. SAVING CLAUSE:

Nothing contained in this Agreement or any amendment thereof shall restrict any rights and obligations, which the Licensee or the Consumer has derived under any legislation relating to supply and consumption of electricity enacted during the period of this Agreement.

In witness whereof, the Licensee through its duly authorized representative and the Consumer have executed this Agreement on the day month and year first above written.

<u>Consumer / Authorized signatory</u>	<u>For -----Electricity Supply Company Limited</u>
(i)..... (Signature)	Signature
Name	Name
	Designation
Witnesses:	Witnesses:
(1)..... (Signature)	(1)..... (Signature)
Name	Name
Address	Address
.....
.....

POWER SUPPLY AGREEMENT FOR SUPPLY OF LOW TENSION ELECTRICAL ENERGY

An Agreement made this _____ day of _____ (date) of _____ (month) two thousand and ____ between the ----- ELECTRICITY SUPPLY COMPANY LTD, a body constituted by the Government of Karnataka (hereinafter called the 'LICENSEE' which expression, wherever the context so admits shall include its successors and assigns) of the one part;

AND

_____ (herein after called as the 'CONSUMER' which expression, wherever the context so admits shall include its successor, successors in business and assigns, heirs, executors and administrators) of the other part.

Whereas at the request of the Consumer, the Licensee has agreed to supply to the Consumer electricity for the purpose of _____ in his her/it's premises at _____

for bonafide purpose within the premises.

1. DEFINITIONS:

In this Agreement, unless the context otherwise requires:

- a. "Act" shall mean the Electricity Act, 2003 or such other enactment governing the supply and use of electrical energy as may be in force from time to time.
- b. "Conditions of Supply" shall mean the "Conditions of Supply of Electricity of Distribution Licensee in the State of Karnataka" approved by the Karnataka Electricity Regulatory Commission and as amended from time to time.
- c. "Commission" means the Karnataka Electricity Regulatory Commission.
- d. "Street" includes any way, road, lane, square, court, alley, passage or open space, whether a thoroughfare or not, over which the public have a right of way, and also the roadway and footway over any public bridge or causeway;

2. CONDITIONS OF SUPPLY:

- a. The Licensee shall supply electrical energy to the aforesaid premises of the Consumer from its distributing main for the purpose at low tension as specified in the "Conditions of Supply" under classification of supply and the Consumer shall take from the Licensee, electricity required for the purpose herein above recited at the single point of supply up to a maximum extent of _____ KW / HP, being the load sanctioned. The energy so supplied shall be utilized within the premises mentioned hereto, for the bonafide use of the Consumer.
- b. Electrical energy supplied to the premises shall not be utilized by the Consumer in any manner prejudicial to the Licensee and all usage must be according to such method or methods approved by the Licensee. The use of power must be confined to such places as shall have been previously approved in writing by the Licensee. In case prejudicial use of power is detected, the Consumer shall pay penal charges in accordance with the provisions of the "Conditions of Supply" as in force from time to time. Besides, for

dishonest abstraction / use / consumption of electricity or interference with the metering equipment or accessories, the Consumer shall also be liable for prosecution under the Act and any other law for the time being in force, and the installation shall be liable for disconnection.

- c. The Consumer shall permit the Licensee, free of cost, to erect posts, distribution lines, structures, equipments, cables and other apparatus necessary for the supply of electrical energy under this Agreement over the land belonging to, or in the possession of, the Consumer.
- d. The Consumer agrees to take supply under any conditions of restrictions of load and time that may be fixed by the Licensee from time to time and to pay fixed charges under this Agreement in full notwithstanding such restrictions.
- e. The supply is liable to be restricted, staggered or cut off altogether, as the case may be, if the power position or any other emergency warrants such a course of action. The Licensee reserves the right to periodical shutdown, as and when required, for the purposes of routine maintenance after giving reasonable intimation to the Consumer.
- f. From the date of commencement of supply as defined in the "Conditions of Supply" until termination of agreement, the Consumer shall make payment to the Licensee for the electricity supplied during the prescribed billing period at the rates specified in the Licensee's tariff from time to time and applicable to the class of power supply irrespective of the installation being in service or under disconnection.
- g. Subject to the provisions of the Act, the "Conditions of Supply" and any other law for the time being in force, the supply under this Agreement is valid initially for a period of two years from the date of commencement of supply and shall stand automatically renewed from year to year thereafter, until terminated by either of the parties. However, in case of TEMPORARY POWER SUPPLY, the period of agreement shall be for a period of days/weeks/months which period may be extended by the Licensee at the request of the Consumer. The power supply shall be disconnected after the expiration of the stipulated period unless a requisition is received for extension of the period, and such further deposit as may be demanded by the Licensee is paid by the Consumer before the expiry date.
- h. Without prejudice to the rights and liabilities of the parties in respect of any matter antecedent to termination **These words are deleted by amendment vide notification No: K.E.R.C./COS/D/07/10 dated: 1.7.2010 published in Karnataka Gazette dated: 22.7.2010:-** "and subject to payment of fixed/minimum charges as per applicable Tariff for the unexpired period of the initial period of this Agreement", either party to this Agreement may terminate this Agreement by giving three months prior notice in writing.
- i. The Licensee shall not be liable to pay any damages or compensation in connection with loss of life or property arising, occurring or resulting from the use of power.
- j. The industrial / I.P. Set Consumer shall obtain written permission from the Licensee for any changes to be made in the equipment, machinery or motors installed by him at the time of servicing though his sanctioned load does not exceed due to such change.
- k. In case of street light installations, the maintenance of lamps and fixtures shall be carried out by the Consumer himself/herself/itself.
- l. Where the Consumer is required to obtain a license or permit or 'No objection certificate' for running his Industrial / commercial concern or lift irrigation

scheme and the License or permit is suspended or cancelled, or the validity of the 'No objection certificate' issued by the competent authority to lift water has expired, the Licensee shall have the right to discontinue power supply during the period when the License or permit is cancelled or suspended or the validity of the No Objection Certificate issued by the competent authority has expired,

These words are deleted by amendment vide notification No: K.E.R.C./COS/D/07/10 dated: 1.7.2010 published in Karnataka Gazette dated: 22.7.2010:- "without prejudice to the obligation of the Consumer to pay the minimum charges during this period".

3. METERS:

The energy supplied shall be measured and registered by a meter or meters in or upon the said premises to be provided, fixed and kept in proper order by the Licensee.

The procedure for billing when the meter is not provided or is faulty shall be regulated as per the relevant provisions of the Act and the "Conditions of Supply".

4. SECURITY DEPOSIT:

The Consumer, on a request made by the Licensee in this regard, shall renew or replenish all security deposits in the event of the same becoming exhausted or insufficient.

5. TARIFF AND PAYMENT OF ELECTRICITY CHARGES:

From the date this Agreement comes into force, the Consumer shall be bound by, and shall pay the Licensee, fixed charges, energy charges, and additional security deposit in accordance with the tariffs approved by the Commission and the "Conditions of Supply" of the Licensee from time to time for the appropriate class of Consumers. The Consumer shall pay the Licensee the tax on electricity charges as determined by the Government of Karnataka from time to time. In case even after disconnection, if the dues remain unpaid, then the Licensee shall be entitled to take recourse to the provisions stipulated in the "Conditions of Supply" and other laws for the time being in force to recover the arrears.

6. DISCONNECTION FOR ARREARS AND RECONNECTION:

In case the Consumer fails to pay the charges due for the electricity supplied within the due date, the Licensee shall be entitled to cut off the supply after giving due notice as provided in the Act and "Conditions of Supply" and power supply shall be restored only on payment of all arrears including interest and reconnection charges as stipulated from time to time in the "Conditions of Supply".

7. CONTINUITY OF POWER SUPPLY:

The Licensee shall take all reasonable precautions to ensure continuity of supply of power to the Consumer at the point of commencement of supply. However, the Licensee shall not be liable to the Consumer for any loss due to the interruption in the supply of power by reason of damage to the equipment of

the Licensee during war, mutiny, riot, strike or by earth-quake, hurricane tempest or any accident or causes beyond the control of the Licensee.

8. ENTRY INTO CONSUMER'S PREMISES:

The Licensee shall have access to the premises of the Consumer at all reasonable times without notice for meter reading, inspection, testing and / or for any other purpose incidental to, or connected with the proper maintenance of supply.

The Licensee shall have access to the premises at any time for inspection, if there is any reason to suspect breach of the provision of this Agreement, the Act and the "Conditions of Supply".

If the Consumer, his agent, employees or any one else purporting to act on his behalf attempts to obstruct or impede the Licensee or its employees or authorized person in this regard, the Licensee shall be entitled to immediately cut off power supply. The Consumer shall also be liable to pay such penalty as may be imposed by the Licensee in this regard.

9. ASSIGNMENTS OR TRANSFER OF THE BENEFIT OF THIS AGREEMENT BY THE CONSUMER:

The Consumer shall not, without the previous consent in writing of the Licensee, assign, transfer or part with the benefit of this Agreement and shall not in any manner part with, or create any partial / separate interest in it.

10. APPLICATION OF THE PROVISIONS OF THE ACT AND THE "CONDITIONS OF SUPPLY":

In all matters not herein specifically provided for, the provisions of the Act, the "Conditions of Supply" and other laws for the time being in force shall apply.

11. SAVING CLAUSE:

Nothing contained in this Agreement or any amendment thereof shall restrict any rights and obligations, which the Licensee or the Consumer has derived under any legislation relating to supply and consumption of electricity enacted during the period of this Agreement.

In witness whereof, the Licensee through its duly authorized representative and the Consumer have executed this Agreement on the day month and year first above written.

Consumer / Authorized signatory

(i).....
(Signature)

Name.....

Address.....

.....

Witnesses:

(1).....
(Signature)

Name.....

Address.....

For -----Electricity Supply Company Limited

Signature.....

Name.....

Designation.....

.....

Witnesses:

(1).....
(Signature)

Name.....

Address.....

INDEMNITY BOND

ANNEX-8

(If the intending Consumer is not the owner of the premises)

To:
.....Engineer,
.....

From

Whereas the land / premises detailed hereunder, belongs to Sri/Smt..... and I am only lessee / tenant / occupier of the said land / premises where I have applied for the electricity connection to the said land / premises and I am not able to obtain the consent of Sri / Smt..... but produced the proof of occupancy,ie valid power of attorney / latest rent paid receipt / registered lease deed.

Thereto I, in consideration of the grant of electricity connection to me on the conditions of supply for which I have executed the Agreement, further agree to indemnify and keep harmless the Licensee from all damages and claims, whatsoever, including costs of suit, original petitions and all manner of legal or other proceedings that the Licensee may incur or likely to incur on account of any action or threat by or at the instance of the owner of the said land / premises (whether such owner be the said Sri / Smtor any other). I also further agree that such loss, damages and any other claim resulting out of the electricity connection being given to me without the consent of the owner of the land / premises are also recoverable from me and my properties under the provisions of the Revenue Recovery Act, in force at the time of such recovery, or by such other proceedings as the Licensee may deem fit to initiate.

I hold myself answerable to costs of such recoveries and proceedings also.

Place:
Date:
Witnessee: -
1)
2)

Signature of lessee / tenant / occupier

INDEMNITY BOND

ANNEX -9

(In case of Transfer of Installation)

RR NO-----

DATED:

I, Sri. aged about----- years residing at No.....bind myself to indemnify the..... Electricity Supply Company Ltd., (ESCL) or its legal representative against any future claims, losses, damages and injuries that may be sustained by the..... ESCL or may arise as a result of dispute between the Previous Registered Consumer and myself or between the Board/Local Body/Government/any Competent authority and my self at a future date relating to the above RR No. located at premises No..... regarding transfer of the above installation, construction, demolition or ownership of the said premises.

I am prepared to pay any arrears that is existing or that may fall due after taking the final reading along with the short claims, if any, relating to the previous Consumer and also agreeable to transfer of the installation along with the deposit to the claimant in case of dispute that may arise at the a date.

Also, I agree to pay the monthly minimum charges as per the applicable Tariff for the unexpired portion of the guaranteed period irrespective of whether the installation is in service or not and bind myself to observe Rules that are in force and as amended from time to time if the premises is/was/were to be dismantled because of any dispute between the parties as stated above.

The..... Electricity Supply Company Ltd., shall in no way be held responsible and shall not be questioned in a Court of Law for any damages etc., merely on the ground that it has arranged Power Supply to the said premises.

Signed at Day 200

Signature

Witness with address

.....
.....
.....
.....

INDEMNITY BOND

ANNEX -10

(In case of surrender of Installation)

I, the undersigned, the registered Consumer of the installation bearing RR No..... write to undertake on thisday month year with the Asst. Executive Engineer (Elec.)...ESCOM..... that I have applied for surrender of the said installation permanently. At a later date, if any arrears are found due to audit short claims, etc., I am prepared to pay the amount in lump sum or the same can also be included in the bills of the other installation bearing RR No.----- which is standing in my name. If I fail to pay the demanded amount, legal action as necessary may be taken against me and also Power Supply to installation bearing RR No.----- may be disconnected.

Signature

Witness with address

.....
.....
.....
.....

Annex-11

GOK Notification No. DE 123 EEB 2003 dated: 10th Nov. 2003 constituting Special Courts as per Section 153 of the Electricity Act 2003.

GOVERNMENT OF KARNATAKA

No. DE 123 EEB 2003

Karnataka Government Secretariat,
Energy Department, M.S Building,
Bangalore, dated 10th November 2003.**NOTIFICATION**

In exercise of the powers conferred by sub-sections (1) and (2) of section 153 of the Electricity Act, 2003 (Central Act 36 of 2003), the Government of Karnataka with the concurrence of the High Court of Karnataka hereby constitutes Special Courts specified in column (2) of the table below in respect of the areas specified in the corresponding entries in column (4) and appoints the District and Sessions Judges specified in column (3) to be the judges of the Special Courts specified in the corresponding entries in column (2) thereof for the purpose of the said section.

TABLE

Sl No.	Name of the Court	Designation of District and Sessions Judges	Areas
(1)	(2)	(3)	(4)
1.	City Civil and Sessions Court, Bangalore	X Additional City Civil and Sessions Judge	Bangalore Metropolitan Area
2.	District and Sessions Court, Bangalore Rural	I Additional District and Sessions Judge	Bangalore Rural District and Bangalore District excluding Bangalore Metropolitan Area
3.	District and Sessions Court, Bagalkot	District and Sessions Judge	Bagalkot District
4.	District and Sessions Court, Belgaum	I Additional District and Sessions Judge	Belgaum District
5.	District and Sessions Court, Bellary	Additional District and Sessions Judge	Bellary District
6.	District and Sessions Court, Bidar	Additional District and Sessions Judge	Bidar District
7.	District and Sessions Court, Bijapur	II Additional District and Sessions Judge	Bijapur District
8.	District and Sessions Court, Chikmagalur	Additional District and Sessions Judge	Chikmagalur District
9.	District and Sessions Court, Chitradurga	Additional District and Sessions Judge	Chitradurga District
10.	District and Sessions Court, Davanagere	District and Sessions Judge	Davanagere District
11.	District and Sessions Court, Dharwad	II Additional District and Sessions Judge	Dharwad District

12.	District and Sessions Court, Gadag	District and Sessions Judge	Gadag District
13.	District and Sessions Court, Gulbarga	I Additional District and Sessions Judge	Gulbarga District
14.	District and Sessions Court, Hassan	Additional District and Sessions Judge	Hassan District
15.	District and Sessions Court, Haveri	District and Sessions Judge	Haveri District
16.	District and Sessions Court, Uttara Kannada	District and Sessions Judge	Uttara Kannada District
17.	District and Sessions Court, Kodagu	District and Sessions Judge	Kodagu District
18.	District and Sessions Court, Kolar	I Additional District and Sessions Judge	Kolar District
19.	District and Sessions Court, Koppal	District and Sessions Judge	Koppal District
20.	District and Sessions Court, Dakshina Kannada	I Additional District and Sessions Judge	Dakshina Kannada District
21.	District and Sessions Court, Mandya	Additional District and Sessions Judge	Mandya District
22.	District and Sessions Court, Mysore	I Additional District and Sessions Judge of Mysore	Mysore and Chamarajanagar Districts
23.	District and Sessions Court, Raichur	I Additional District and Sessions Judge	Raichur District
24.	District and Sessions Court, Shimoga	Additional District and Sessions Judge	Shimoga District
25.	District and Sessions Court, Tumkur	I Additional District and Sessions Judge	Tumkur District
26.	District and Sessions Court, Udipi	District and Sessions Judge	Udipi District

BY ORDER AND IN THE NAME OF THE
GOVERNOR OF KARNATAKA

K. L. Jayaram
(K.L. JAYARAM)

Under Secretary to Government,
Energy Department

To

The Compiler, Karnataka Gazette, Government Press, Bangalore with a request to publish this in the forthcoming Extra-ordinary gazette and to furnish 500 printed copies to (Power Reforms), Energy Department, M.S Building, Bangalore for reference.

