



TELANGANA STATE ELECTRICITY REGULATORY COMMISSION (Amendment to regulation Adopting previously subsisting regulations, decisions, directions or orders, licences and practice directions) **REGULATION, 2015**

Draft Regulation

(Regulation No. of 2015)

INTRODUCTION

In exercise of powers vested in it, the Commission notified Telangana State Electricity Regulatory Commission (Adoption of previously subsisting regulations, decisions, directions or orders, licences and practice directions) Regulation, 2014. viz., Regulation No.1, Dt. 24.11.2014 published in the Gazette of Telangana on 10.12.2014 providing for facilitating the functioning of the Commission including conduct of its Proceedings and discharge of its functions.

Subsequently, the Commission started making specific regulation on the topics which require attention of the Commission. In that process the Commission initially thought of making the regulation on Consumer's Right to information in place of the adopted regulation being Andhra Pradesh Electricity Regulatory Commission (Consumer's Right to Information) Regulation, 2000 being the regulation No. 7 of 2000 which has been adopted by the Commission vide regulation No. 1 of 2014.

However, on detailed consideration, the Commission has preliminarily viewed that such a regulation is not necessary in view of the subsequent developments in law, the enactment of the Right to Information Act, 2005 (Act, 22 of 2005). Therefore, it proposing to drop the regulation namely the Andhra Pradesh Electricity Regulatory Commission (Consumer's Right to Information) Regulation, 2000 being the Regulation No. 7 of 2000 from the adopted regulations.

**TELANGANA STATE ELECTRICITY REGULATORY COMMISSION
(AMENDMENT TO REGULATION ADOPTING PREVIOUSLY SUBSISTING
REGULATIONS, DECISIONS, DIRECTIONS OR ORDERS, LICENCES AND PRACTICE
DIRECTIONS) REGULATION, 2013**

In exercise of powers conferred on it by Section 181 of the Electricity Act, 2003 (36 of 2003) and all other powers enabling it in that behalf, the Telangana State Electricity

Regulatory Commission makes the following Regulation to amend the Telangana State Electricity Regulatory Commission (Adoption of previously subsisting regulations, decisions, directions or orders, licences and practice directions) Regulations, 2014, which may be referred to as the Principal Regulation.

PART - I
GENERAL

1. Short title and commencement:

- (i) This Regulation may be called the Telangana State Electricity Regulatory Commission (Amendment to Regulation Adopting Previously Subsisting Regulations, Decisions, Directions or Orders, Licences and Practice Directions) Regulation, 2015.
- (ii) This Regulation shall come into force with effect from the date of its publication in the official gazette.

PART - II
AMENDMENT

2. Amendment to Clause 2 of the Principal Regulation:

- (i) Clause 2 of the Telangana State Electricity Regulatory Commission (Adoption of previously subsisting regulations, decisions, directions or orders, licences and practice directions) Regulation, 2014 is amended as follows

“All regulations, decisions, directions or orders, all the licences and practice directions issued by the erstwhile Andhra Pradesh Electricity Regulatory Commission (Regulatory Commission for States of Andhra Pradesh and Telangana) as in existence as on the date of the constitution of the Telangana State Electricity Regulatory Commission and in force, shall *mutatis-mutandis* apply in relation to the stakeholders in electricity in the State of Telangana including the Commission and shall continue to have effect until duly altered, repealed or amended, any of Regulation by the Commission with effect from the date of notification as per Notification issued by the Government of Telangana in G. O. Ms. No. 3 Energy (Budget) Department, dt. 26-07-2014 constituting the Commission except the regulation being Andhra Pradesh Electricity Regulatory Commission (Consumer’s Right to Information) Regulation, 2000 being the regulation No. 7 of 2000.”

- (ii) Consequent to above mentioned deletion, Andhra Pradesh Electricity Regulatory Commission (Consumer's Right to Information) Regulation, 2000 being the regulation No. 7 of 2000 stands as not adopted in the state of Telangana.

PART - III

MISCELLANEOUS

3. Notwithstanding the amendment of Clause 2 of the Telangana State Electricity Regulatory Commission (Adoption of previously subsisting regulations, decisions, directions or orders, licences and practice directions) Regulation, 2014. viz., Regulation No.1, Dt. 24.11.2014 published in the Gazette of Telangana on 10.12.2014.
- (i) The actions taken, orders passed earlier under the said Andhra Pradesh Electricity Regulatory Commission (Consumer's Right to Information) Regulation, 2000 being the regulation No. 7 of 2000 are not affected by this regulation and are saved.
- (ii) All pending proceedings before various Courts viz., the Hon'ble High Court of Andhra Pradesh, Hon'ble Appellate Tribunal for Electricity, Hon'ble Supreme Court, arising out of any action by the Telangana State Electricity Regulatory Commission or any stakeholder with reference to consumer rights shall subsist.
- (iii) Deletion of adoption of Andhra Pradesh Electricity Regulatory Commission (Consumer's Right to Information) Regulation, 2000 being the regulation No. 7 of 2000 shall not be construed that the said regulation is invalid on any of the grounds in support of the claims of the parties before various judicial forums wherein the validity of actions are under challenge, which made prior to publication of this regulation and such omission of adoption shall be applicable prospectively in the state Telangana

(BY ORDER OF THE COMMISSION)

Sd/-

(Dr.K.SRINIVAS REDDY IRS)

COMMISSION SECRETARY

TELANGANA STATE ELECTRICITY

REGULATORY COMMISSION

HYDERABAD

Dt: 07-12-2015