

5.5 AUTHORIZING ENTITIES TO LAY, BUILD, OPERATE OR EXPAND CITY OR LOCAL NATURAL GAS DISTRIBUTION NETWORK, AMENDMENT REGU

REGD. NO. D. L.-33004/99 Che Gazette of ZIndia 1741 No. 1741 EXTRAORDINARY PART III—section 4 PUBLISHED BY AUTHORITY 21, 2013/G&Eö 31, 1935 NEW DELHI, FRIDAY, JUNE 21, 2013/JYAISTHA 31, 1935 21 qq, 2013 qsr. € 2006 (2006 19) 61 ÉkT, I . æifh tg*, ÄJ#T, 2013 2. zrr 2008 I 2001 311! ; (VA) (3) qv, 3ft 03-11&-" 2776 GI/2013 (1) 2 THE GAZETTE OF INDIA : EXTRAORDINARY [PART III—SEC. 4] [aa*r\$ (Qi) "\$q#r qft&-a-r 3TVJTT, atr GTQ7TTI" 3TQ7TT", "zBq#r 3-TTfäq 3-TT% fäkT 3iax 3TkTJITI" gi--e-r qæ (ii) 7 (l) (JT) (i) 31-vrr•, 7 (l) (vr) 3-q-üs (i) FTa::u 3TVJTT; (i V) qft, trQ, qiq-å aq fiQTd, 3 (i) 3-qæ{tr zF. a-fi ff#r. 3-rrtTR (ii) (iii) (ii) (iii) (g) 2.696 frtrz-ra-r, qa, 3i-a öTa::u fiQ17, 3-TF#r (2) (3) (u)" (q)" Qi*r (3) 3TQ, 'Hr @fÄ-a Qig Qis *-ffr, qfä fäfäZT 9 (1) fi--æa-fä•fä-a FfTQ71T, 3-1--fi 3TkT; 14 , (7) "Rf& 3Ta@ nT-11 4 THE GAZETTE OF INDIA : EXTRAORDINARY PART III—SEC. 4 artra 3i•ax a-gr (Gi atrq 25 1: 2: 14% fäü<T - 1: 2: 25: (3iT) 19 arå, 2008 196@) 2.TT 19 auq, 2008 800(31), 30 2009 295(31), 7 2010 19 2010 605 (31) THE PETROLEUM AND NATURAL GAS REGULATORY BOARD NOTIFICATION New Delhi, the 21st June, 2013 F.NO. PNGRB/CGD/REGULATIONS/REVIEW-2011/2012-111.—In exercise of the powers conferred by Section 61 of the Petroleum and Natural Gas Regulatory Board Act, 2006 (19 of 2006), the Petroleum and Natural Gas Regulatory Board hereby makes the following regulations, namely . 1. Short title and commencement. (1) These regulations may be called the Petroleum and Natural Gas Regulatory Board (Authorising Entities to Lay, Build, Operate or Expand City or Local Natural Gas Distribution Networks) Amendment Regulations, 2013. (2) They shall come into force on the date of their publication in the Official Gazette. 5 2. In the Petroleum and Natural Gas Regulatory Board (Authorising Entities to Lay, Build, Operate or Expand City or Local Natural Gas Distribution Networks) Regulations, 2008, (a) in regulation 5, (i) in sub-regulation (6), (A) in clause (e), for the words "as per census of India, 2001 ", the words "as per latest census of India" shall be substituted; (B) in clause (h), at two places, after the words "in the form of Bank Guarantee", the words "or demand draft or pay order from any scheduled bank drawn in favour of the Petroleum and Natural Gas Regulatory Board payable at New Delhi" shall be inserted; (ii) in s ub-regulation (7), for c lause (a), the following s hall b e substituted, namely :- "(a) Part I [Technical bid] covering general particulars of the entity and technical details of the project including minimum eligibility criteria under sub-regulation (6);"; (b) in regulation 7, in sub-regulation (1), (B) (C) (i) (ii) (iii) in clause (a), for the words "The entity is required to bid for the tariff charge for each year of the economic life of the project. This shall have a weightage of forty per cent", the following shall be substituted, namely:- "The entity is required to bid for the tariff charge for each year of the economic life of the project and the variation in unit network tariff between any two consecutive years should not be more than ten per cent. This shall have a weightage of seventy per cent.", in clause (b), for the words "The entity is required to bid for the compression charge for CNG for each year of the economic life of the project. This shall have a weightage of ten per cent.", the following shall be substituted, namely:- "The entity is required to bid for the compression charge for each year of the economic life of the project and the variation in compression charge for CNG between any two onsecutive years should not be more than ten per cent. This shall have a weightage of thirty per cent." , for clauses (c) and (d), the following shall be substituted, namely: "(c) Minimum Work Programme for PNG domestic connections and inch-kilometer of s teel pipelines to be laid by the successful bidder PNG domestic connections— The Board shall work out the minimum number of PNG domestic connections to be achieved by the successful bidder during the first five years from the date of grant of authorisation in Schedule D as under : The total number of households in the specific geographical area shall be computed based on the number of members in a household as per the basic data sheet of the respective district of that geographical area and population as per the latest census of India; Fifty per cent of the total number of households as computed under sub-clause (i) of clause (c) of sub-regulation (1) of regulation 7 shall be considered as technically feasible households for having PNG connections. Thirty per cent of the technically feasible households as computed under sub-clause (ii) of clause (c) of sub- regulation (1) of regulation 7 shall be fixed by the Board as the target of PNG domestic connections to be achieved during the first five years from the date of grant of authorisation as mentioned in Schedule D; (iv) The successful bidder shall achieve fifteen per cent, fifty per cent,

seventy per cent. and one hundred per cent of this target by the end of second year, third year, fourth year and fifth year 6 (v) THE GAZETTE OF INDIA : EXTRAORDINARY respective y; an [PART III—SEC. 4] The Board may consider carry forward of the target from one year to another within the period of five years. Inch-kilometer of steel pipeline per square kilometer — The Board shall work out the inch-kilometer of steel pipeline to be achieved by the successful bidder during the first five years from the date of grant of authorisation as mentioned in Schedule D as under • (i) The Board shall determine the Inch-KM to be achieved by the successful bidder during the exclusivity period of five years from the date of grant of authorisation in Schedule D as a product of a. the Inch-KM per Square KM based on average Inch-KM per Square KM quoted by the successful bidders in the first round of CGD bidding, which works out to 2.696 and b. the area in Square KM of the respective geographical area; (ii) The successful bidder shall achieve twenty per cent, fifty per cent, eighty per cent, ninety per cent and one hundred per cent of this target by the end of first, second year, third year, fourth year and fifth year respectively covering all the charge areas; (iii) The Board may consider carry forward of the target from one year to another within the period of five years."; (2) 0), for the words "(a) to (d)", the words "(a) to (b)" at two places shall be substituted; (iii) in sub-regulation (3), after the words "successful in the bid.", the following shall be inserted, namely: "In case of a tie in the highest composite score between the bidding entities, such entities shall be asked to submit additional bid bond for an amount to be decided by the respective entity and the entity that submits bid bond for higher amount shall be declared as successful bidder. (iv) for sub-regulation (4), the following shall be substituted, namely: "For bid evaluation purpose, the present value of the weighted average unit network tariff in rupees per MMBTU bid and the present value of the weighted average unit compression charge in rupees per kilogram bid for each year of the economic life of the project using the discount rate of fourteen per cent shall be considered." , (c) in regulation 9, for sub-regulation (1), the following shall be substituted, namely: "(1) Grant of authorization shall be issued to the selected entity after it furnishes the performance bond in the form of demand draft or pay order or bank guarantee from any scheduled bank for the amount equal to four times the amount of bid bond and the bank guarantee shall be valid initially for the period of five years and thereafter for the period of grant of authorization by the Board. (d) in regulation 10, in sub-regulation (3), for the words "three years from the date of its issue", the (e) (f) Part-11: words "five years from the date of its issue or till the achievement of Minimum Work Programme, whichever is earlier" shall be substituted; in regulation 14, in sub-regulation (7), in clause (a), after the words "CGD network", the words "after the expiry of exclusivity period" shall be added; In Schedule C, for Part-11, the following shall be substituted, namely: Financial bid (to be submitted in a separate earmarked sealed envelope) to be opened for those entities qualifying the minimum eligibility criteria III—GUS 4] 7 A B Present Value (PV) of the Weighted Average Network Tariff Bid for laying, building, operating or expanding the CGD network over the economic life of the project (which is twenty five years from the date of authorization). Note: The variation in unit network tariff between any two consecutive years should not be more than 10%. Present Value (PV) of the compression charge bid for compressing natural gas into CNG for dispensing in the CNG stations of the CCD over the economic life of the project (which is 25 years from the date of authorization). Note: The variation in compression charge between any two consecutive years should not be more than 10%. PV of the weighted average unit network tariff bid for each year of the economic life of the project using the discount rate of 14% is Rs. < > per MMBTU Year-wise weighted average unit network tariff bid- Year 1: Year 2: Rs. < Year 25: Rs. < > per MMBTU > per MMBTU > per MMBTU PV of the compression charge for CNG bid for each year of the economic life of the project using the discount rate of 14% < > per Kg. Year-wise compressed charge for CNG bid - Year 1: Rs. < Year 2: Rs. < Year 25: Rs. < (g) In Schedule C (I), paragraphs (C) and (D) shall be omitted. > per Kg. > per Kg. > per Kg. K. RAJESWARA RAO, OSD (R) [ADVT 111/4/Ext./188/13] Foot Note: Principal regulations were notified vide No. G.S.R. 196(E), dated 19th March, 2008 and subsequently amended vide G.S.R. 800(E), dated 19th November, 2008, G.S.R. 295(E), dated 30th April, 2009, G.S.R. 478(E), dated 7th June, 2010 and G.S.R. 605(E), dated 19th July, 2010. Printed by the Manager, Government of India Press, Ring Road, Mayapuri, New Delhi-110064 and Published by the Controller of Publications, Delhi-110054.