

Øekad 126]

jk;iqj]] cq/kokj]] fnukad 7 ebZ] 2008 & oS'kk[k 17] 'kd 1930

NÙkhlx<+ jkT; fo|qr

fu;ked vk;ksx

flfoy ykbZU] th-bZ- jksM]

jk;iqj 492 001¼N0x0½

Qksu 077&4048788] QsDI

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jk;iqj & fnukad 7 ebZ] 2008

Øekad 27@lh-,l-bZ-vkj-lh-@2008& fo|qr vf/kfu;e 2003

¼o"kZ 2003 dk Øekad 36½ dh /kkjk 15 ,oa /kkjk 181 dh
 mi/kkjk ¼2½ ds [k.M ¼c½ ,oa ¼l½ esa iznÙk 'kfDr;ksa dk
 mi;ksx djrs gq,] NRRkhlx<+ jkT; fo|qr fu;ked vk;ksx }kjk N-
 jk-fo-fu-vk- ¼vuqKflr½ fofu;e] 2004 cuk;s x;s Fks] ftudk
 izdk'ku NRRkhlx<+ jkTki= esa 04-01-2005 dks gqvK FkkA bl
 nkSjku dsUnzh; fo|qr fu;ked vk;ksx }kjk vius fofu;e ;Fkk
 dsUnzh; fo|qr fu;ked vk;ksx ¼fo|qr O;kikj vuqKflr iznk; ,oa
 lacaf/kr eqn~nksa ds lEcU/k esa izfØ;k ,oa fu;e ,oa 'krsZ ½
 fofu;e] 2004 esa dqN la'kks/ku fd, gSA dsUnzh; fo|qr fu;ked
 vk;ksx }kjk fd, x, dqN la'kks/ku izklkafx ik;s x;s] ftudk
 lekos'k bl vk;ksx ds mijksDRk fofu;eksa esa djuk vko';d gSA
 bl ds vfrfjDr bl vk;ksx ds mijksDRk fofu;eksa esa dqN vkSj
 la'kks/ku djuk vko';d le>k x;kA vr, o fo|qr vf/kfu;e] 2003 dh
 /kkjk 15 ,oa /kkjk 181 dh mi/kkjk ¼2½ ds [k.M ¼c½ ,oa ¼l½
 esa iznRRk 'kfDr;ksa dk iz;ksx djrs gq, vk;ksx fuEu fofu;e
 cukrk gS] ftlds }kjk N-jk-fo-fu-vk- ¼vuqKflr½ fofu;e] 2004
 dks la'kksf/kr fd;k x;k gS%&

01010101 laf{kIr uke ,oa izk:lk%&

¼i½ bl fofu;e] dks NRRhlx<+ jkT; fo|qr fu;ked vk;ksx

¼vuqKflr½ ¼izFke la'kks/ku½ fofu;e] 2008 dgk

tk,xkA

¼ii½ ;s fofu;e NRRhlx<+ 'kklu ds jkti= esa muds izdk'ku

dh frfFk ls izHkko'khy gksaxsA

02020202 fofu;e 6 v dk lekos'k %&

NRrhlx<+ jkT; fo|qr fu;ked vk;ksx $\frac{1}{4}$ vuqKflr $\frac{1}{2}$ fofu;e] 2004 $\frac{1}{4}$ tk
blds ckn ls ^^ izeq[k fofu;e ^^ dgs tk;saxs $\frac{1}{2}$ ds fofu;e 6 ds mijkUr
fuEukuqlkj lekos'k fd;k tk,xk%&

vuqKflr dh v;ksX;rk %& vk;ksx dh jk; esa ;fn fdlh vkosnd
ds lEcU/k esa mldh ^^ fLFkfr ;k rF; ^^ ,sls gS] tks fd mldh]
dsUnzh; vf/kfu;e esa fu/kkZfjr drZO;ksa ,oa ck;/rkvksa dks iw.kZ
djus dh {kerk ds lEcU/k esa lansg iSnk djrs gS] rks og vkosnd bu
fofu;eksa ds rgr~ vuqKflr izklr djus ds ;ksX; ugh gksxkA

Li"Vhdj.k %& bu fofu;eksa esa ^^ fLFkfr ,oa rF; ^^ ls vfHkizsr gS
fd] vkosnd ;k mldk dksbZ lk>snkj] lapkyd ;k leFkZd $\frac{1}{4}$ Promoter $\frac{1}{2}$
dks fdlh U;k;y; }kjk; uSfrd dk;ksZa] vfHk;ksx @ fdlh fu;ked
izkfk/kdj.k }kjk gkfuizn vkns'k] fdlh vkfFkZd vij/k esa layXurk]
diViw.kZ vFkok vuSfrd O;kikfjd dk;Z] pkykdh iw.kZ O;kikj vkSj
dksbZ vU; Ik;kZIr dkj.k; ik;k tkrk gSA

RkFkkfi fdlh Hkh vuqKflr izklr djus gsrq vkosnu dks mijksDr
dkj.kksa ls] vkosnd dks leqfpr lquokbZ dk volj fn;s fcuk fujLr ugh
fd;k tk ldsxkA^^

03030303 fofu;e $8\frac{1}{2}\frac{1}{2}$ esa la'kks/ku

izeq[k fofu;eksa ds fofu;e $8\frac{1}{2}\frac{1}{2}$ ds var esa n'kkZ;s x;s 'kCn ^^ lfpo
^^ dks 'kCn ^^ vk;ksx ^^ }kjk izfrLFkkfir fd;k tk,xkA

04040404 fofu;e 23 dk la'kks/ku

izeq[k fofu;eksa ds fofu;e 23 es n'kkZ;s 'kCnksa ^^ 25 o"kZ dh
vof/k ^^ dks 'kCnksa ^^ 25 o"kZ dh vf/kdre vof/k ^^ }kjk
izfrLFkkfir fd;k tk,xkA

05050505 fofu;e $31\frac{1}{2}\frac{1}{2}\frac{1}{4}$ dk lekos'k

izeq[k fofu;eksa ds fofu;e $31\frac{1}{2}\frac{1}{2}\frac{1}{4}$ ds mijkUr fofu;e
 $31\frac{1}{2}\frac{1}{2}\frac{1}{4}$ dk fuEukuqlkj lekos'k fd;k tk,xk %&

^^ tgkWa vk;ksx dh jkW; esa mldh fLFkfr ;k rF; ,sls gS] tks fd
vuqKflr esa fu/kkZfjr drZO;ksa dks iw.kZ djus dh vuqKflr/kkj dh
{kerk ds lEcU/k esa lansg iSnk djrs gksaA

Li"Vhdj.k & bu fofu;eksa esa ^^ fLFkfr ;k rF; ^^ ls vfHkizsr gS]
vkosnd ;k mldk dksbZ lk>snkj vFkok lapkyd ;k leFkZd $\frac{1}{4}$ Promoter $\frac{1}{2}$
dks fdlh U;k;y; }kjk; uSfrd dk;ksZa] vfHk;ksx @ fdlh fu;ked
izkfk/kdj.k }kjk gkfuizn vkns'k] cSad }kjk vuqKflr/kkj ;k mlds

lk>snkj] lapkyd ;k leFkZd $\frac{1}{4}$ Promoter $\frac{1}{2}$ dks fnokfy;k ?kksf"kr] fdlh vkfFkZd vij/k esa layXurk] diViw.kZ vFkok vuSfrd O;kikfjd dk;Z] pkykdh iw.kZ O;kikj vkSj dksbZ vU; Ik;kZIr dkj.k; ik;k tkrk gSA^^

06060606 fofu;e $33\frac{1}{4}\frac{1}{2}$ dk la'kks/ku &

izeq[k fofu;eksa ds fofu;e $33\frac{1}{4}\frac{1}{2}$ dks fuEukuqlkj izfrLFkkfir fd;k tk,xk%&

^^ ikjs"k.k vuqKfIr/kkjh ,slk dksbZ vuqca/k ugh djsxk ;k fHkUu izdkj ls fo|qr O;kikj ds dk;Z esa layXu ugh gksxk vFkok izR;{k ;k ijs{k :Ik esa fo|qr O;kikj esa lg;ksx ugh djsxkA ^^

07070707 fofu;e $34\frac{1}{4}\frac{1}{2}$

izeq[k fofu;eksa ds fofu;e $34\frac{1}{4}\frac{1}{2}$ ds var esa fuEukuqlkj tksM+k tkrk gS%&

^^tSlk fd ^^dsUnzh; vf/kfu;e dh /kkjk 73 ds v/khu dsUnzh; fo|qr izkf/kdj.k }kkj le; le; ij funsZf'kr fd;k tk,A ^^

08080808 fofu;e $43\frac{1}{4}\frac{1}{2}$ dk la'kks/ku

izeq[k fofu;eksa ds fofu;e $43\frac{1}{4}\frac{1}{2}$ dks fuEukuqlkj izfrLFkkfir fd;k tk,xk%&

^^;fn vuqKfIr/kkjh ds O;kikj dk foLrkj fuEu Js.kh ls mPPk Js.kh esa igaprk gks] vuqKfIr/kkjh viuh 'kq) foRrh; lkeZF; c<+k;sxA izR;sd foRRkh; o"kZ] tks 31 ekpZ dks lekIr gsrk gS] ds nkSjku fo|qr O;kikj dh ek=k ds vk/kkj ij Js.kh dk cnyko fu/kkZfjr fd;k tk;sxA vuqKfIr/kkjh viuh foRRkh; lkeZF; ds ifjorZu ls vk;ksx dks voxr dj;sxA O;kikj vuqKfIr dh Js.k;ka fuEukuqlkj fu/kkZfjr dh tkrh gS%&

Ø-	O;kikj vuqKfIr dh	,d o"kZ esa fo qr O;kikj dh izLrkfor
	Is.kh	ek=k $\frac{1}{4}$ fdvks&okWV vkolZ esa $\frac{1}{2}$
01-	A	100 fefy;u rd
02-	B	100 ls 200 fefy;u rd
03-	C	200 ls 500 fefy;u rd
04-	D	500 fefy;u ls 700 fefy;u rd
05-	E	700 fefy;u ls 1000 fefy;u rd
06-	F	1000 fefy;u ls vf/kd

090 fofu;e $45\frac{1}{4}\frac{1}{2}$ dk la'kks/ku

izeq[k fofu;eksa ds fofu;e $45\frac{1}{4}\frac{1}{2}$ dks fuEukuqlkj izfrLFkkfir fd;k tk,xk%&

^^vkosnd vf/kdre fo|qr O;kikj dh ek=k ds izca/k ds cjkj dh lk[k gsrq leqfpr iwath lk;kZIrkk rFkk 'kq) foRRkh; lkeZF; 30 fnu ¼, d ekg½ ds vkSlr O;oLFkkiu ds fy, lnSo cuk;s j[ksxkA vkosnu ds le; fo|qr O;kikjh dh 'kq) foRRkh; lkeZF; fuEukuqlkj fu/kkZfjr jkf'k ls de ugh gksuk pkfg;s %&

Ø-	O;kikj vuqKflr dh Js.f.k:ka	'kq) foRrh; lkeZF; ¼:- diksM+ esa ½
1-	A	1-5
2-	B	3-0
3-	C	7-5
4-	D	10-0
5-	E	15-0
6-	F	20-0

101 fofu;e 49 dk lekos'k

izeq[k fofu;eksa ds fofu;e 48 ds mijkUr fuEukuqlkj lekos'k fd;k tk,xk%&

^^49 vf/kdkj dk la'kks/ku

mijksDr fofu;eksa ds izko/kkuksa esa vk;ksx fdlh Hkh le;] ifjorZu] lq/kkj] vk'kks/ku vFkok la'kks/ku dj ldsxkA^^

Vhi%& bl fofu;e ds fgUnh laLdj.k dh vaxszth laLdj.k ls izko/kkuksa dh O;k[k; k le>us esa varj gksus dh n'kk esa] vaxszth laLdj.k ¼ewy laLdj.k½ dk rkRi;Z lgh ekuk tkosxk vkSj bl lEcU/k esa fdlh fookn dh fLFkfr esa vk;ksx dk fu.kZ; vafre ck;/dkjh gksxkA

vk;ksx ds vkns'kkuqlkj]

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Øekad 126] jk;iqj]] cq/kokj]] fnukad 7 ebZ] 2008 & oS'kk[k 17] 'kd 1930

Chhattisgarh State Electricity Regulatory

Commission

Civil Lines, G.E. Road, Raipur - 492 001 (C.G.)

Ph.0771-4048788, Fax: 4073553

www.cserc.gov.in, e-mail: cserc.sec.cg@nic.in

Raipur dated 07.05.2008

No. 27/CSERC/2008 - In exercise of power conferred under section 15 and 181(2) (b)(c) of the Electricity Act, 2003, (the Central Act) the Chhattisgarh State Electricity Regulatory Commission (CSERC) has made CSERC (License) Regulations, 2004 which were notified in Chhattisgarh Rajpatra on 04.01.05. In the meantime the Central Electricity Regulatory Commission (CERC) has made certain amendments in its regulations namely CERC (Procedure Terms and conditions for grant of trading license

and other related matters) Regulation 2004. Some of these amendments made by the CERC are relevant and should be incorporated in above regulations of this Commission. Apart from this, incorporation of certain other amendments are also considered necessary. Therefore, this Commission in exercise of power vested in it under section 15 and 181(2) (b)(c) of the Electricity Act, 2003 makes the following regulations to amend CSERC (License) Regulations, 2004 namely:-

1. Short title and commencement:

(i) These Regulations may be called the CSERC (License) Regulations, (First Amendment) 2008

(ii) These Regulations shall come into force from the date of their publication in the Chhattisgarh Rajpatra.

2. Insertion of Regulation 6A

After Regulation 6 of the CSERC (License) Regulations, 2004 (hereinafter called the "Principal Regulations"), the following shall be inserted namely:

6(A) Disqualification for license

No applicant shall be qualified for grant of license under these regulations, if, the Commission is of the opinion that conditions or circumstances exist that raise a doubt about the ability of the applicant to perform duties and obligations under the Central Act.

Explanation- For the purposes of these regulations, " conditions or circumstances" shall mean and include conviction of the applicant or any of its partners, directors or promoters by a court of law of an offence involving moral turpitude; indictment / adverse order by a regulatory authority; conviction of any economic offence, fraudulent and unfair trade practices or market manipulation; or any other sufficient reasons.

Provided that no application for grant of license shall be rejected on the above grounds unless the applicant has been given an opportunity of being heard.

3. Amendment of Regulation 8(2)

In Regulation 8(2) of the Principal Regulations for the word 'Secretary' appearing at the end of the sentence 'the Commission' shall be substituted.

4. Amendment of Regulation 23

In Regulation 23 of the Principal Regulations, the words "a period of 25 years shall be substituted by a maximum period of 25 years".

5. Insertion of Regulation 31(2) (f)

After clause (e) of Regulation 31(2) of the Principal Regulations, the following shall be inserted

“Where in the opinion of the Commission, conditions or circumstances exist that raise a doubt about the ability of the licensee to perform his duties and obligations under the license.”

Explanation- For the purposes of this regulation, ‘conditions or circumstances’ shall mean and include conviction of the licensee or any of its partners, directors or promoters by a court of law of an offence involving moral turpitude; indictment / adverse order by a regulatory authority; insolvency and bankruptcy of the licensee or any of its partners, directors or promoters; conviction of any economic offence and for fraudulent and unfair trade practices or market manipulation; or any other sufficient reasons”.

6. Amendment of Regulation 33(4)

Regulation 33(4) of the Principal Regulations, shall be substituted by the following: A transmission licensee shall not enter into any contract or otherwise engage in the business of electricity trading, or directly or indirectly associate with the business of an electricity trader.

7. Amendment of Regulation 34(1)

In Regulation 34(1) of the Principal Regulations, the following shall be added at the end, namely, "as specified by Central Electricity Authority from time to time under section 73 of the Central Act".

8. Amendment of Regulation 43(6)

Regulation 43(6) of the Principal Regulations, shall be substituted by the following:

The licensee shall increase his net worth if the volume of trade moves from a lower category to a higher category. The change of category shall be decided based on the volume of electricity traded during the financial year ending 31st March of each year.

The licensee shall keep the Commission informed of his moving from one category to the other.

The categories of the trading license are specified hereunder: -

S.NO	Category of the trading license	Volume of electricity proposed to be traded (in kilo-watt hours) in a year
1	A	Upto 100 million
2	B	100 to 200 million
3	C	200 to 500 million
4	D	500 to 700 million
5	E	700 to 1000 million
6	F	Above 1000 million

9. Amendment of Regulation 45(2)

Regulation 45(2) of the Principal Regulations, shall be substituted by the following:

“The applicant shall maintain at all times capital adequacy and net worth sufficient to cover the maximum trading volume over an average settlement period of 30 days (one month) worth of credit. The net worth of the electricity trader at the time of application shall not be less than the amount specified hereunder: -

S.NO	Category of the trading license	Net worth (Rs. in crore)
1	A	1.5
2	B	3.0
3	C	7.5
4	D	10.0
5	E	15.00
6	F	20.00

“

10. Insertion of Regulation 49

After Regulation 48 of the License Regulations, the following shall be inserted namely:

“49 Power to Amend

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

By order of the Commission
(N.K. Rupwani)
Secretary