

Øekad 50]

jk;iqj] 'kqØokj] fnukad 15 Qjoh 2013 & ek?k 26] 'kd 1934

NRrhlx<+ jkT; fo|qr

fu;ked vk;ksx

flapkbZ dkyksuh] 'kkafr uxj]

jk;iqj

jk;iqj fnukad 15 Qjoh 2013

Ø- 46@lh-,l-bZ-vkj-lh@2013 fo|qr vf/kfu;e 2003 ¼o"kZ 2003 dk dz- 36½ dh /kkjk 181 ¼1½ rFkk 91 ¼4½ ,oa bl gsrq izkIr vU; leLr 'kfDr;ksa dk iz;ksx djrs gq, ,oa iwoZ izdk'ku mijkar NRrhlx<+ jkT; fo|qr fu;ked vk;ksx ,rn }kjk fuEufyf[kr fofu;e cukrk gS(

1- fofu;eksa dk 'kh"kZd rFkk izkjaHk

¼1½ ;s fofu;e] ^^NRrhlx<+ jkT; fo|qr fu;ked vk;ksx

¼ijkef'kZ;ksa dh fu;qfDr½ fofu;e 2013** dgyk;saxsA

¼2½ ;s fofu;e] fnuakd 1 ekpZ 2013 ls izHkko'khy gksaxsA

¼3½ bu fofu;eksa dks ,sls fdLh rjhds ls O;kf[r ;k dk;kZUof;r ugha fd;k tk;sxk tks vf/kfu;e ;k mlDs varxZr fofuZfn"V fu;eksa ds foijhr gksA

2- ifjHkk"kk;sa%&

¼1½ bu fofu;eksa ds varxZr] tc rd lanHkZ ls vU;Fkk visf{kr u gks %&

¼d½ ^vf/kfu;e* vFkkZr~ fo|qr vf/kfu;e 2003 ¼o"kZ 2003 dk dz- 36½

$\frac{1}{4}[k\frac{1}{2} \quad ^{\wedge}v/; \{k^* \text{ vFkkZr} \sim \text{vk}; \text{ksx ds v/}; \{k$

NRhlx<+ jkti=] fnukad 15 Qjoh 2013

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$\frac{1}{4}x\frac{1}{2} \quad ^{\wedge}vk; \text{ksx}^* \text{ vFkkZr} \sim \text{NRhlx} <+ \text{jkT}; \text{fo|qr fu}; \text{ked vk}; \text{ksxA}$

$\frac{1}{4}?k\frac{1}{2} \quad ^{\wedge}ijke'khZ^* \text{ vFkkZr} \sim \text{dksbZ O}; \text{fDr] QeZ] fudk}; ;k \text{ O}; \text{fDr}; \text{ksa}$
dk la?k tks vk;ksx ds fu;ksu esa u gks rFkk tks ;k rks dksbZ fo'ks"k
Kku vuqHko vFkok ;ksX;rk /kkj.k djrk gks ;k ml rd igqap j[krk
gksA

$\frac{1}{4}p\frac{1}{2} \quad ^{\wedge}lnL;^* \text{ vFkkZr} \sim \text{vk}; \text{ksx dk lnL}; A$

$\frac{1}{4}N\frac{1}{2} \quad ^{\wedge}lfo^* \text{ vFkkZr} \sim \text{vk}; \text{ksx dk lfo}A$

$\frac{1}{4}t\frac{1}{2} \quad ^{\wedge}jkT; 'kklu^* \text{ vFkkZr} \sim \text{NRhlx} <+ \text{jkT}; 'kkluA$

$\frac{1}{4}2\frac{1}{2}$ bu fofu;eksa esa iz;qDr mu 'kCnksa ,oa vfHkO;fDr;ksa dk] tks blesa
Åij ifjHkkf"kr ugha fd;s x;s gSa] ijUrq vf/kfu;e vFkok vk;ksx }kjk
fofufnZ"V fdUgha vU; fofu;eksa esa ifjHkkf"kr fd;s x;s gksa] mudk vFkZ
ogh gksxk tks vf/kfu;e ;k ml vU; fofu;e esa gks] ijUrq ;fn vk;ksx }kjk fdlh
fo'ks"k lanHkZ esa fdlh 'kCn ;k vfHkO;fDr dk iz;ksx fd;k tkrk gS rks
lanHkZ vuqlkj iz;qDr vFkZ gh ekU; gksxk ,oa mijskDr of.kZr lkekU;
ifjHkk"kk,a ykxw ugha gksaxhA

3- iz;ksT;rk ,oa foLrkj

ijkef'kZ;ksa dks fuEukafdr mn~ns';ksa gsrq fu;ksfr fd;k tk ldrk gS%&

$\frac{1}{4}i\frac{1}{2}$ vk;ksx }kjk fofufnZ"V okafNr ,oa lE;d fo'k;ksa ij fo'ks"kK lykg miyC/k
djks gsrqA

$\frac{1}{4}ii\frac{1}{2}$ mRd'"V dk;Z i)fr;ksa ds v/;u] vkadMksa ds fo'ys"k.k] ekudksa ds
fodkl ,oa blh izdkj ds vU; mn~ns';ksa gsrqA

$\frac{1}{4}iii\frac{1}{2}$,sls dk;ksZa ds fuoZgu gsrq ftuds fy, ;k rks vk;ksx ds v/khu vko';d
vuqHko ,oa ;ksX;rk okys O;fDr miyC/k u gksa ;k vk;ksx dh n`f"V esa
ijkef'kZ;ksa dh fu;qfDr ls dk;Z fu"iknu] xq.koRrk] le; ,oa vU; n`f"V;ksa ls
T;knk izHkkoh ,oa n{k rjhds ls fd;k tk ldrk gksA

$\frac{1}{4}iv\frac{1}{2}$ vk;ksx ds d`R;ksa ds fuoZgu esa lgk;rk gsrq] ;fn vk;ksx larq"V gks fd
vk;ksx esa dk;kZf/kD; gS ;k fofHkUu dkj.kksa ls fu;fer inksa ij
fu;qfDr;kWa laHko ugh gks ik jgh gSA

4- ijkef'kZ;ksa dk oxhZdj.k

ijkef'kZ;ksa dk oxhZdj.k fuEukuqlkj gksxk%&

$\frac{1}{4}i\frac{1}{2}$ ijke'khZ laLFkk

$\frac{1}{4}ii\frac{1}{2}$ ijke'khZ O;fDr

$\frac{1}{4}iii\frac{1}{2}$ O;olkf;d fo'ks"kK

5- laLFkkxr ijke'khZ dh fu;qfDr

¼i½ vk;ksx ds lacaf/kr foHkkx }kjk ;g larq"V gksus ij fd fdllh dk;Z gsrq ,slh ijke'khZ lsokvksa dh vko';drk gS] tks fd fdllh laLFkk ;k daiuh ;k O;fDr;ksa ds la?k }kjk nh tk ldrh gS] lacaf/kr foHkkx }kjk funs'kksa ds fuca/ku ¼VEIZ vkWQ fjQjsal½ lfgr izLrko rS;kj djsxkA izLrko esa dk;Z dk foLr`r iz;kstu ,oa fofo/k ifjns; ¼fMyhOVsuy½ ijke'khZ dh Hkwfedk ,oa nkf;Ro fufgr fofHkUu pj.k ¼;Fkk dk;Z foHkktu dk fooj.k ,oa ;k le; lkj.kh½ dk;Z dh izd`fr ,oa vof/k ,oa izR;sd pj.k dh iw.kZrk ij ns; Hkqxrku vkfn dk fooj.k gksxkA ijUrq ;g fooj.k mijksDr fcUnqvksa rd gh lhfer jgus ds fy, ck/; ugh gksxkA izLrko vk;ksx ds le{k vuqeksnu gsrq izLrqr fd;k tkosxkA

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¼ii½ vuqeksnu mijkar] izLrko vko';d dk;Zokgh gsrq vk;ksx lfpoky; dks izsf"kr fd;k v/;{k }kjk lfpo ds usr`Ro esa ,d ewY;kadu lfefr xfBr dh tk;sxh ftlesa lacaf/kr dk;Z{ks= dh tkudkj j[kus okys ,d vf/kdkjh ds vfrfjDr vk;ksx ds for foHkkx dk ,d vf/kdkjh Hkh gksxkA vko';d le>k tkus ij v/;{k }kjk ,d ckgjh fo'ks"kk dks Hkh ewY;akdu lfefr esa ukfer fd;k tk ldrk gSA

¼iii½ ewY;kadu lfefr] fufonkvksa ds ijh{k.k ,oa ewY;kadu gsrq viukbZ tkus okyh i)fr ,oa ekudksa dk vk;ksx ls vuqeksnu izkIr djsxh] ftlesa fd rdudh izLrko dks fn;k tkus okyk egRo ¼Hkkj½ Hkh lfEefyr gksxkA

¼iv½ fufonkvksa ds ewY;kadu gsrq U;wure vgZrk ekudksa ds r; gksus ds i'pkr] ewY;kadu lfefr lekpkj i=ksa ,oa vk;ksx dh osclkbZV esa fufonk lwpuk izdk'ku ds ek/e ls ,d pj.k esa gh fufonk izLrko vkeaf=r djsxh ftlesa fd rdudh izLrko ,oa foRrh; izLrko ¼Hkko i=½ i`Fkd i`Fkd fyQkQksa esa ekaxs tk,axsaA ;g fufonk lwpuk U;wure rhu llrkg dh gksxhA

ijUrq ;g fd vR;ko';d gksus ij] dkj.kksa dks vfHkfyf[kr djrs gq,] vk;ksx ds iwoZ vuqeksnu mijkar] fufonk lwpuk vof/k dks rhu llrkg ls de fd;k tk ldrk gS ijUrq fdllh Hkh fLFkfr esa ;g nks llrkg ls de ugha gksxhA

¼v½ ewY;akdu lfefr }kjk fufonkvksa dk ewY;kadu izR;sd ekud dks iwoZ fu/kkZfjr Hkkj nsrs gq, fd;k tk,xkA ijUrq ;g fd ;fn rhu ls de fufonk,sa izkIr gksrh gS rks ,dckjxh U;wure 10 fnu dk le; foLrkj iznku fd;k tk,xkA

¼vi½ ijke'khZ dh fu;qfDr vk;ksx ds vuqeksnu mijkar dh tk,xhA

¼vii½ bu fofu;eksa esa fdllh Hkh ckr ds gksrs gq, Hkh vR;ko';d izd`fr ds dkj.kksa ls ;k tgkWa dk;Z fdllh iwoZorhZ dk;Z dh fujarjrk esa gks] dkj.kksa dks vfHkfyf[kr djrs gq,] vk;ksx fdllh ijke'khZ dh lsok,Wa lhfer fufonk ;k ,dy fufonk ds vk/kkj ij Hkh izkIr dj ldrk gS]

rFkkfi ;g izko/kku dsoy mUgha izdj.kksa esa ykxw gksxk tgkWa
foRrh; izfrc)rk ` 10 yk[k ls T;knk vuqekfur u gksA

6- fdlh O;fDr dh ijke'khZ ds :i esa fu;qfDr%&

$\frac{1}{4}i\frac{1}{2}$ v/; {k }kjk ;g larc"V gksus ij fd ,slh ijke'khZ lsokvksa dh vko';drk gS
tks fd mudh jk; esa] fdlh dk;Z $\frac{1}{4}$ fofu;e 3 esa fofufnZ"V $\frac{1}{2}$ gsrq vko';d
vuqHko ,oa ;ksX;rk j[kus okys fdlh O;fDr }kjk vf/kd n {krk ds lkFk nh
tk ldrh gS] ,sls le; ds fy, tSlk fd fu/kkZfjr fd;k tk,) O;SfDrd vk/kkj ij
ijke'khZ dh fu;qfDr gsrq fu.kZ; fy;k tk ldrk gS ,oa lfpoky; dks dk;Z {ks=
,oa funs'kksa dk fuca/ku $\frac{1}{4}$ VElZ vkWQ fjQjsal $\frac{1}{2}$ rS;kj djus gsrq
funsZf'kr fd;k tk,xkA

$\frac{1}{4}ii\frac{1}{2}$ fdlh O;fDr dks ijke'khZ ds :i esa izfr/kkj.k $\frac{1}{4}$ fjVsujf'ki $\frac{1}{2}$ ds vk/kkj ij ;k
dk;Z v/kkj ij fu;qDr fd;k tk ldrk gSA

$\frac{1}{4}iii\frac{1}{2}$ izfr/kkj.k ds vk/kkj ij ijke'khZ ds :i esa fdlh O;fDr dks] ekfld
vk/kkj ij ;k mlds fdlh Hkkx ds fy, lekuqikfrd vk/kkj ij] fu;qDr fd;k tk ldrk
gSA

$\frac{1}{4}iv\frac{1}{2}$ v/; {k }kjk fu.khZr fd, tkus ij] lfpoky; }kjk vkSipkfjd izLrko cuk;k
tk,xk ,oa de ls de rhu fo"k; fo'ks"kKksa dh lwph rS;kj dh tk,xhA vk;ksx
}kjk bl lwph ds vuqeksnu mijakr] lacaf/kr O;fDr;ksa ls ijke'khZ dk dk;Z
Lohdkj djus gsrq lgefr ,oa muds }kjk okafNr ikfjJfed dh tkudkj izkIr
dj] vk;ksx ds le{k izLrqr dh tk,xhA

$\frac{1}{4}v\frac{1}{2}$ vk;skx lwphc) fo'ks"kKksa esa ls fdlh fo'ks"kK dhs ijke'khZ O;fDr ds
:i esa] ,sls ikfjJfed ,oa vU; 'krksZa ij ftUgsa og mfpr le>s] fu;qfDr
vuqeksfnr dj ldrk gSA

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ijUrq ;g fd dsUnz 'kklu@jkT; 'kklu@dsUnzh; lkoZtfud miØe@jkT;
'kklu ds miØe ls lsokfuo`Rr dkfeZd dh fu;qfDr ds izdj.k esa] ns; jkf'k
dk fu/kkZj.k fuEukuqlkj fd;k tk,xk%&

{vafre vkgfjr ewy osru\$xsM is\$egaxkbZ HkRrk\$`g HkkM+k
HkRrk $\frac{1}{4}$;fn 'kkldh; vkokl miyC/k u gks rks $\frac{1}{2}$ \$ LFkkiuk ds LFkku ij
ns; 'kgj {kfriwfrZ HkRrk $\frac{1}{2}$ } - $\frac{1}{4}$ dEI;wVs'ku iwoZ dh isa'ku\$ is'ku ij
ns; egaxkbZ jkgr $\frac{1}{2}$

rFkkfi mijksDr mn~ns'; ls x.kuk djrs le; vafre vkgfjr ewy osru vf/kdre `
67000@& ,oa xszM is ` 10000@& gh ekuk tk,xkA ;g lhek osru
iqujh{k.k gksus ij lerqY; :i ls ifjorZuh; gksxhA

ijUrq ;g fd ,sls O;fDr dh fu;qfDr ds izdj.k esa] tks fd mijksDr ijUrqd
dh ifjf/k esa u vkrk gks] ekfld vk/kkj ij lesfdr ns;d] N-x- 'kklu ds foRr
foHkkx }kjk

`10000@&xszM is ds in ij lafonk fu;qfDr gsrq le; le; ij fu;r ns; jkf'k
ds leku gksxhA ,sls izdj.kksa es tcfd foRr foHkkx }kjk

10000@&xzsM is ds in ij lafonk fu;qfDr gsrq dksbZ jkf'k fu;r u gks
rks vk;ksx }kjk ns; lesfdr jkf'k fu/kkZfjr dh tk;sxh tks fd

`62120@& ¼`10000@& xzsM is gsrq is cSaM 4 esa U;wure ns;
osru½ ,oa fu;qfDr o"kZ ds 1 tuojuh dks ns; eagxkbZ HkRrs ds ;ksx ls
vf/kd ugha gksxhA ;g lhek osru iqujh{k.k gksus ij lerqY; :i ls
ifjorZuh; gksxhA

ijUrq ;g Hkh fd fdlh Hkh fLFkfr esa] izfr/kkj.k ds vk/kkj ij fu;qfDr ds
izdj.k esa lesfdr

ns; jkf'k vf/kdre `80000@& izfr ekg gksxh ,oa dk;Z vk/kkj ij fu;qfDr ds
izdj.k esa

,d foRrh; o"kZ esa ldy ns; jkf'k `9-60 yk[k ls vf/kd ugha gksxhA ;g
lhek osru iqujh{k.k gksus ij lerqY; :i ls ifjorZuh; gksxhA

¼vi½ fdlh O;fDr dh izfr/kkj.k ds vk/kkj ij ijke'khZ ds :i esa fu;qfDr vf/kdre
,d o"kZ ds fy, gks ldrh gS tks fd vko';drk ,oa dk;Z fu"iknku dks n`f"Vxr
j[krs gq.] vk;ksx }kjk izR;sd izdj.k esa i`Fkd i`Fkd fu.khZr djrs gq,
leqfpr dkj.kksa ls ,d o"kZ ds fy, foLrkfjr dh tk ldrh gSaA ijUrq ,sls
vuqca/kksa esa ;g foLrkj vf/kdre nks ckj gh laHko gksxhA

¼vii½ fdlh Hkh izdj.k esa ,sls ijke'khZ dh vf/kdre vk;q N-x- jkT; 'kklu }kjk
vf/klwfr lafonk fu;qfDr fu;eksa ds varxZr le; le; ij izkfof/kr vf/kdre
vk;q ls vf/kd ugha gksxhA

¼viii½ fu;qfDr dh vU; 'krsZa ,oa fuca/ku vk;skx }kjk le; le; ij NRrhlx<+
jkT; lafonk fu;qfDr fu;eksa ds rkjrE; esa fy, x, fu.kZ;ksa ds vuq:i
gksxhA

7- fdlh O;olkf;d fo'ks"kK dh lsok,Wa izkIr djuk%&

¼i½ v/{k} vko';drk ds laca/k esa larq"V gksus ij] egRoiw.kZ izd`fr ds fdlh
fo"k; ij lykg gsrq O;olkf;d fo'ks"kK dh fu;qfDr dk fu.kZ; ys ldrs gSaA

¼ii½ v/{k} }kjk ,rn fu.khZr fd, tkus ij] lfpoky; }kjk vkSipkfjd izLrko cuk;k
tk,xk ,oa lacaf/kr {ks= esa okafNr vuqHko j[kus okys de ls de rhu
O;olkf;d fo'ks"kKksa dh lwph rS;kj dh tk,xhA vk;ksx }kjk bl lwph ds
vuqeksnu mijakr] lacaf/kr O;fDr;ksa ls ijke'khZ dk dk;Z Lohdkj djus
gsrq lgefrr ,oa muds }kjk okafNr ikfjJfed dh tkudkj izkIr dj] vk;ksx ds
le{k izLrqr dh tk,xhA

¼iii½ v/{k} }kjk lwphc) fo'ks"kKksa esa ls fdlh fo'ks"kK dhs lsok,;
O;olkf;d lykg gsrq] ,sls ikfjJfed ,oa vU; 'krksZa ij ftUgsa og mfpr le>s]
fu;kstu ds fy, vuqeksfnr dh tk ldrh gSA ijUrq ,d foRrh; o"kZ esa ldy ns;
jkf'k :- 10 yk[k ls vf/kd ugha gksxhA

gksxhA

8- fofo/k%&

¼i½ ijke'khZ] vk;ksx ds v/; {k ;k muds }kjk vf/kd`r vf/kdkfj;ks ds fu;a=.k ,oa i;Zos{k.k ds v/khu dk;Z djsxk] ijarq og Lora= O;kolkf;d fo'ks"kk er nsus gsrq mRrjnk;h gksxkA

¼ii½ vk;ksx dks vius Loofoosd ls ijke'khZ dh fu;qfDr djus ;k mls gVkus] mlds dk;Zdky dks de djus ;k c<+kus dk iw.kZ ,oa vizfrcf/kr vf/kdkj gksxkA

¼iii½ vk;ksx }kjk fu;qDr ijke'khZ] fdlh Hkh fLFkfr esa] mu fo'k;ksa ij ftu ij fd vk;ksx }kjk mldh lsok,sa izkIr dh xbZ gksa] fdlh vU; dk u rks izfrfuf/kRo djsxk vkSj u gh mUgs dksbZ jk; vFkok lykg nsxkA

¼iv½ vk;ksx dh fyf[kr :i ls vfHkO;Dr lgefzr ds fcuk] vk;ksx }kjk fu;qDr dksbZ ijke'khZ] vk;ksx ds fy, ,d= dh xbZ fdlh lwpuk esa lgHkxk vFkok dk mi;ksx] izdk'ku izkdV~; ;k mldh fdlh ds lkFk lgHkxfxr ugh djsxk vkSj ijke'khZ] lafonk dh vof/k lekIr gksus ds iwoZ lekuqns'ku dk laiw.kZ vfHkys[k vk;ksx dks gLrkarfjr djus gsrq drZO;c} gksxkA

¼v½ ijke'khZ }kjk fn;s x;s izfrosnu vkSj vU; lkexzh ,dek= vk;ksx dh laifRr gksxh vkSj mldk mi;ksx] vk;ksx fll jhfr ls pkgS dj ldsxkA vk;ksx dks ;g vf/kdkj gksxk fd og bls viuh osclkbZV esa iznf'kZr dj ldsA

9- dfBukbZ;ksa dks nwj djus dh 'kfDr

bu fofu;eksa ds izko/kkuksa esa ls fdlh dks izHkkoh cukus esa dksbZ dfBukbZ mRiUu gksrh gS] rks vk;ksx }kjk fdlh fof'k"V ;k lkoZf=d vkns'k ls] ,sls izko/kku cuk;s tk ldrs gSa tks fd vf/kfu;e ds izko/kkuksa ls vlaxr u gksa vkSj dfBukbZ;ksa dks nwj djus ds mn~ns'; ls vko';d ;k mfpr tku iMa+s A

10- fujlu ,oa O;ko`fUk;ka

¼i½ bu fofu;eksa esa vU;Fkk lajf{kr izko/kkuksa ds vfrrfDr ^^NRrhlx<+ jkT; fo|qr fu;ked vk;skx ¼ijkef'kZ;ksa dh fu;qfDr½ fofu;e 2005** ,rn~ }kjk fujflr fd;k tkrk gSA

¼ii½ mijskDr fujlu ds gksrs gq, Hkh] fujflr fofu;eksa ds varxZr fd;k x;k ;k mlds mn~ns';ksa gsrq dfFkr dksbZ d`R; bu fofu;eksa ds varxZr fd;k gqv k gh ekuk tk,xkA

Vhi%& bl fofu;e ds izko/kkuksa dh O;k[k ;k vaxzsth@fgUnh laLdj.k esa varj gksus dh n'kk esa] vk;ksx dk fu.kZ; vafre ,oa ck;/dkjh gksxkA

Raipur Dated 15 Faburary 2013

No. 46/CSERC/2013 – In exercise of the powers conferred under Sections 181(1)

and 91(4) of the Electricity Act, 2003 (No.36 of 2003), and all other powers enabling it in this behalf, and after previous publication, the Chhattisgarh State Electricity Regulatory

Commission hereby makes the following regulations, namely;

1. **Title and Commencement of the Regulations:**

- (i) These Regulations shall be called “Chhattisgarh State Electricity Regulatory Commission (Appointment of Consultants) Regulations, 2013”.

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- (ii) The Regulations shall come into force w.e.f. 1st march 2013.
- (iii) These regulations shall not be interpreted or implemented in any manner which is repugnant to any provision of the Act or Rules made thereunder.

2. **Definitions:**

- (i) In these Regulations, unless the context otherwise requires:
- (a) ‘**Act**’ means the Electricity Act, 2003 (36 of 2003);
- (b) ‘**Chairman**’ means the Chairman of the Commission;
- (c) ‘**Commission**’ means the Chhattisgarh State Electricity Regulatory Commission.
- (d) ‘**Consultant**’ means any individual, firm, body or association of persons, who or which possess or has access to any specialized knowledge, experience or skill.
- (e) ‘**Member**’ means Member of the Commission;
- (f) ‘**Secretary**’ means the Secretary of the Commission;
- (g) ‘**State Government**’ means the Government of Chhattisgarh.
- (ii) The words and expressions used in these Regulations and not defined herein but defined in the Act or any other Regulations notified by the Commission shall have the meaning assigned to them under the Act or such other Regulations notified by the Commission, provided that when a word or phrase is used by the Commission in a specific context, the meaning applicable in that specific context, shall prevail and the generic definition may not be applicable.

3. **Scope and extent:**

Consultants may be engaged for the following purposes, namely,—

- (i) Providing expert advice on specific issues of relevance and interest to the Commission;
- (ii) Conducting study of best practices, analyzing data, developing bench marks, or for any other similar purpose;
- (iii) Performance of tasks requiring experience and qualifications which are either not available within the Commission or, in the opinion of the Commission, the engagement of consultant shall be a more efficacious and efficient method of completing the task in terms of quality, time or for any other consideration;

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- (iv) Assisting the Commission in performing their functions, if the Commission is

satisfied that there has been increase in quantum of work in the Commission or regular posts could not be filled due to various constraints.

4. Categorization of consultants:

Consultant shall be categorized

as:

- (i) Corporate Consultant
- (ii) Individual Consultant
- (iii) Professional Expert

5. Appointment of Corporate Consultants:

- (i) On being satisfied that there is a need for availing consultancy services on assignment basis which, in opinion of concern department of Commission, may be provided by a firm, or a company, or an association or body of persons, the concerned department shall prepare a proposal including terms of reference (TOR) indicating the detail scope of the work and various deliverables, role and responsibility of consultant, various milestones (e.g. work break down structure and/or schedule), nature and duration of assignment and the schedule of payments linked to achievement of each milestone but not restricted to above points. The proposal shall be submitted to the Commission for approval.
- (ii) After receiving the approval, the proposal shall be sent to secretariat for further necessary action. The Chairman shall constitute the evaluation committee headed by the Secretary, one officer of Commission having knowledge in the area of work for which the consultancy services are to be obtained and one officer from the finance wing of the Commission. If considered necessary, an external expert may also be nominated by the Chairman as member of the evaluation committee.
- (iii) The evaluation committee shall obtain the approval of the Commission regarding procedure and parameters for evaluation of bids including weightage to be given to the technical proposal.
- (iv) After finalizing the pre qualification for evaluation of bid, the evaluation committee shall invite single stage bids, containing technical and financial proposals in separate sealed envelopes, through publication of notice in newspapers and on Commission's website. The period of notice shall be minimum of three weeks.

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Provided that in matters of urgency and for reason to be recorded in writing, the period of notice may be reduced to less than three weeks but shall not be less than two weeks in any case, as may be decided with the prior approval of the Commission.

- (v) The evaluation committee shall evaluate the bids based on the pre-determined weightages allocated to each of the parameters:
Provided that in case less than three bids are received, the one time extension shall be considered for minimum 10 days.
- (vi) The consultant shall be engaged after obtaining approval of the Commission.
- (vii) Notwithstanding anything contained in this regulation, in matters of urgent nature or if the task represents continuation of previous work, with reasons to be recorded in writing, the Commission may avail consultancy services of a consultant on the basis of limited tender or single source basis also. However, this proviso shall be applicable only in such cases where financial commitment is not expected to exceed Rs. 10 lakhs.

6. Appointment of Individual Consultant:

- (i) The Chairperson, on being satisfied that there is a need for availing consultancy services, which in its opinion can be more efficiently performed by an individual, having experience and qualification considered essential for an assignment (as specified in regulation 3 of these regulations), may decide to engage an individual consultant for such period as may be decided and direct the Secreteriat to prepare the TOR including the scope of work.
- (ii) An individual consultant can be appointed on retainership basis and/or on assignment basis as the case may be.
- (iii) An individual consultant appointed on retainership basis may be appointed on monthly basis or part thereof on prorata basis.
- (iv) On the Chairperson so deciding, the Secreteriat shall formalize the proposal and prepare a list of not less than three subject experts. On approval of the panel of names by the Commission, willingness to accept consultancy work and the fee demanded by each of them shall be obtained and submitted to the Commission.
- (v) The Commission may approve any of the empaneled expert for engagement as individual consultant, on payment of such fee and on such other terms as may be considered appropriate.

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Provided that in the case of appointment of employees retired from Central Govt. / State Govt./ CPSU / State Govt. Undertakings, fixation of remuneration shall be done as under:

{Last drawn Basic Pay + Grade Pay + Dearness Allowance + HRA (in case Govt accommodation has not been provided) + city compensatory allowance at the place of posting} – (pension Before commutation + dearness relief on pension).

However purpose of above calculation the last drawn basic pay and grade pay shall not be considered more then Rs. 67,000/- and Rs. 10,000/- respectively. The aforesaid ceiling shall be subject to corresponding revision at the time of pay revision.

Provided further that in case of appointment of the person not covered in aforesaid proviso the monthly consolidated remuneration shall be equal to the amount fixed by the Finance Deptt. of Govt. of Chhattisgarh from time to time for contract appointment on grade pay of Rs. 10,000/-. Further, in cases the finance deptt. has not specified the consolidated remuneration to be paid for contract appointment on a post having grade pay of Rs. 10,000/-, the remuneration to be paid shall be decided by Commission on case to case basis and such remuneration shall not be more than sum of Rs. 62,120/- (being minimum Pay in PB-4 for Grade Pay of Rs. 10,000/-) and dearness allowance payable as on 1st January of the year of appointment. The aforesaid ceiling shall be subject to corresponding revision at the time of pay revision.

Provided further; that in any case, the aggregate remuneration payable for appointment on retainership basis shall be maximum Rs. 80,000 per month and the agreegate fee payable in a financial year for appointment on assignement basis shall not exceed Rs. 9.60 lakh. The aforesaid ceiling shall be subject to corresponding revision at the time of pay revision.

- (vi) The period of engagement of an individual consultant appointed on retainership basis shall be for one year which can be extended on justifiable basis for another one years depending on the requirement & performance as decided by the Commission on case to case basis. However such extensinon will be allowed only twice against such contracts.

- (vii) The maximum age of such consultant shall not in any case exceed the age as may be prescribed in the Contract Appointment Rules notified by the Chhattisgarh State Govt. from time to time.

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- (viii) The other terms and conditions of appointment shall be as decided by the Commission from time to time in line with Chhattisgarh State Govt. Contract Appointment rule.

7. Availing Services of a Professional Expert :

- (i) The Chairperson, on being satisfied for the need, may decide to engage a professional for advice on an issue of important nature.
- (ii) On the Chairperson so deciding, the Secretariat shall formalize the proposal and prepare a list of not less than three professionals having the requisite expertise in the field. On approval of the panel of names by the Commission, willingness to accept consultancy work and the fee demanded by each of them shall be obtained and submitted to the Commission.
- (iii) The Commission may approve any of the empaneled experts for availing professional services on payment of such fee and on such other terms as may be considered appropriate: Provided that in a financial year the aggregate fee payable shall not exceed Rs. ten lakh.
- (iv) The other terms and conditions of appointment shall be as decided by the Commission from time to time.

8. Miscellaneous:

- (i) The consultants shall work under the control and supervision of the Chairman of the Commission or officers as may be authorized by him, but shall be liable to furnish its independent professional expert opinion.
- (ii) The Commission shall have full and unrestricted right to appoint or terminate, curtail or extend the terms of any consultant at its sole discretion,
- (iii) The consultants appointed by the Commission shall in no case represent or give opinion or advice to others in such matters for which their services have been availed by Commission.
- (iv) Without the express written consent of the Commission, a consultant appointed by the Commission shall not utilize, publish, disclose, or part with any information collected on behalf of the Commission. The consultant shall be duty bound to hand over the entire record of the assignment to the Commission before the expiry of the contract.

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- (v) Reports and other materials delivered by the consultant shall become sole / property of the Commission and the Commission may use it in the manner it likes. The Commission shall have the right to post it on its website.

9. 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 make provisions, not being inconsistent with the provisions of Act, as may appear to be necessary or expedient for the purpose of removing the difficulties.

10. Repeal and Saving:

- (i) Save as otherwise provided in these regulations, Chhattisgarh State

Electricity Regulatory Commission (Appointment of Consultants) Regulations, 2005 are hereby repealed.

- (ii) Notwithstanding such repeal, anything done or purported to have been done under the repealed regulations shall be deemed to have been done or purported to have been done under these regulations.

Note: -In case of any difference in the interpretation of regulation or difference in English / Hindi version, decision of the Commission shall be final and binding.

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CHHATTISGARH STATE ELECTRICITY REGULATORY COMMISSION Shanti
Nagar, Irrigation Colony Raipur - 492 001(C.G.)

Raipur Dated 15 February 2013

No. 46/CSERC/2013 – In exercise of the powers conferred under Sections 181(1) and 91(4) of the Electricity Act, 2003 (No.36 of 2003), and all other powers enabling it in this behalf, and after previous publication, the Chhattisgarh State Electricity Regulatory Commission hereby makes the following regulations, namely;

1. Title and Commencement of the Regulations:

- (i) These Regulations shall be called “Chhattisgarh State Electricity Regulatory Commission (Appointment of Consultants) Regulations, 2013”.
- (ii) The Regulations shall come into force w.e.f. 1st march 2013. These regulations shall not be interpreted or implemented in any manner which is repugnant to any provision of the Act or Rules made thereunder.

2. Definitions:

- (i) In these Regulations, unless the context otherwise requires:
- (a) ‘**Act**’ means the Electricity Act, 2003 (36 of 2003);
- (b) ‘**Chairman**’ means the Chairman of the Commission;
- (c) ‘**Commission**’ means the Chhattisgarh State Electricity Regulatory Commission.
- (d) ‘**Consultant**’ means any individual, firm, body or association of persons, who or which possess or has access to any specialized knowledge, experience or skill.
- (e) ‘**Member**’ means Member of the Commission;
- (f) ‘**Secretary**’ means the Secretary of the Commission;
- (g) ‘**State Government**’ means the Government of Chhattisgarh.
- (ii) The words and expressions used in these Regulations and not defined herein but defined in the Act or any other Regulations notified by the Commission shall have the meaning assigned to them under the Act or such other Regulations notified by the Commission, provided that when a word or phrase is used by the Commission in a specific context, the meaning applicable in that specific context, shall prevail and the generic definition may not be applicable.

3. Scope and extent:

Consultants may be engaged for the following purposes, namely,—

- (i) Providing expert advice on specific issues of relevance and interest to the Commission;
- (ii) Conducting study of best practices, analyzing data, developing bench marks, or for any other similar purpose;
- (iii) Performance of tasks requiring experience and qualifications which are either not available within the Commission or, in the opinion of the Commission, the engagement of consultant shall be a more efficacious and efficient method of completing the task in terms of quality, time or for any other consideration;
- (iv) Assisting the Commission in performing their functions, if the Commission is satisfied that there has been increase in quantum of work in the Commission or regular posts could not be filled due to various constraints.

4. Categorization of consultants:

Consultant shall be categorized as:

- (i) Corporate Consultant
- (ii) Individual Consultant
- (iii) Professional Expert

5. Appointment of Corporate Consultants:

- (i) On being satisfied that there is a need for availing consultancy services on assignment basis which, in opinion of concern department of Commission, may be provided by a firm, or a company, or an association or body of persons, the concerned department shall prepare a proposal including terms of reference (TOR) indicating the detail scope of the work and various deliverables, role and responsibility of consultant, various milestones (e.g. work break down structure and/or schedule), nature and duration of assignment and the schedule of payments linked to achievement of each milestone but not restricted to above points. The proposal shall be submitted to the Commission for approval.
- (ii) After receiving the approval, the proposal shall be sent to secretariat for further necessary action. The Chairman shall constitute the evaluation committee headed by the Secretary, one officer of Commission having knowledge in the area of work for which the consultancy services are to be obtained and one officer from the finance wing of the Commission. If considered necessary, an external expert may also be nominated by the Chairman as member of the evaluation committee.
- (iii) The evaluation committee shall obtain the approval of the Commission regarding procedure and parameters for evaluation of bids including weightage to be given to the technical proposal.
- (iv) After finalizing the pre qualification for evaluation of bid, the evaluation committee shall invite single stage bids, containing technical and financial proposals in separate sealed envelopes, through publication of notice in

newspapers and on Commission's website. The period of notice shall be minimum of three weeks.

Provided that in matters of urgency and for reason to be recorded in writing, the period of notice may be reduced to less than three weeks but shall not be less than two weeks in any case, as may be decided with the prior approval of the Commission.

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Provided that in case less than three bids are received, the one time extension shall be considered for minimum 10 days.

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- (vii) Notwithstanding anything contained in this regulation, in matters of urgent nature or if the task represents continuation of previous work, with reasons to be recorded in writing, the Commission may avail consultancy services of a consultant on the basis of limited tender or single source basis also. However, this proviso shall be applicable only in such cases where financial commitment is not expected to exceed Rs. 10 lakhs.

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- (ii) An individual consultant can be appointed on retainer basis and/or on

- (iii) assignment basis as the case may be.

- (iv) An individual consultant appointed on retainer basis may be appointed on monthly basis or part thereof on prorata basis.

On the Chairperson so deciding, the Secreteriat shall formalize the proposal and prepare a list of not less than three subject

experts. On approval of the panel of names by the Commission, willingness to accept consultancy work and the fee demanded by each of them shall be obtained and submitted to the Commission.

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Provided that in the case of appointment of employees retired from Central Govt. / State Govt./ CPSU / State Govt.

Undertakings, fixation of remuneration shall be done as under:

{Last drawn Basic Pay + Grade Pay + Dearness Allowance + HRA (in case Govt accommodation has not been provided) + city compensatory allowance at the place of posting} – (pension Before commutation + dearness relief on pension).

However purpose of above calculation the last drawn basic pay and grade pay shall not be considered more than Rs. 67,000/- and Rs. 10,000/- respectively. The

aforesaid ceiling shall be subject to corresponding revision at the time of pay revision.

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By Order of the Commission

(P. N. Singh)

Secretary