

KARNATAKA ELECTRICITY REGULATORY COMMISSION, BANGALORE

NOTIFICATION

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No. J/01/04

Dated 28th May 2004.

In exercise of powers conferred on it by Sub-section (1) and (2)(zp) of Section 181 of the Electricity Act, 2003, (36 of 2003), and all powers enabling it in that behalf, the Karnataka Electricity Regulatory Commission hereby make the following regulations, namely -

**THE KARNATAKA ELECTRICITY REGULATORY COMMISSION
(STATE ADVISORY COMMITTEE) REGULATIONS, 2004**

CHAPTER I

General

1. Short title, commencement and extent --- (1) These regulations may be called the **Karnataka Electricity Regulatory Commission (State Advisory Committee) Regulations, 2004**.

(2) They shall come into force from the date of their publication in the Official Gazette.

(3) They extend to the whole of the State of Karnataka.

2. Definitions --- (1) In these regulations, unless the context otherwise requires

- (a) "**Act**" means the Electricity Act, 2003;
- (b) "**Agenda**" means the list of business proposed to be transacted at a meeting of the State Advisory Committee;
- (c) "**Commission**" means the Karnataka Electricity Regulatory Commission;
- (d) "**Chairman**" means the Chairman of the Commission;
- (e) "**Member**" means a member of the Commission;
- (f) "**Committee**" means State Advisory Committee;
- (g) "**Committee Member**" means a member of State Advisory Committee other than a member of the Commission;
- (h) "**Officer**" means an officer of the Commission;

- (i) "**Regulations**" means the Karnataka Electricity Regulatory Commission (State Advisory Committee) Regulations, 2004;
- (j) "**Secretary**" means Secretary of the Commission.

(2) Words or expressions occurring in these regulations and not defined hereinabove shall bear the same meaning as in the Act.

CHAPTER II

Constitution and Functions of the Committee

3. Constitution of the State Advisory Committee --- (1) In accordance with Section 87 of the Act, the Commission shall, by notification constitute with effect from such date as it may specify in such notification a Committee to be known as State Advisory Committee.

(2) The Committee shall consist of not more than 21 members

(3). The Commission may appoint members to represent the interests listed as under ---

- (a) Consumers of electricity
- (b) Commerce;
- (c) Industry;
- (d) Transport;
- (e) Agriculture;
- (f) Labour ;
- (g) Non-governmental organisations in the Electricity sector;
- (h) Academic and Research bodies in the Electricity sector;

The Commission may consult the representatives or bodies of interest groups, before nominating the members, if it considers it necessary.

(4) The Commission may nominate one representative of Transmission licensees, one representative of Generating companies and two representatives of Distribution licensees, one of whom shall be covering the rural areas.

(5) The term of Committee Members, nominated under Regulation 3 (3), shall be three years from the date of the notification of their appointment;

Provided that a member/institution/organisation representing the interest groups as are listed at Regulation 3 (3), shall be eligible for renomination.

(6) The following shall be ex officio members of the Committee:

- (a) Chairman of the Commission;

- (b) Members of the Commission;
- (c) Secretary to the State Government dealing with Consumers Affairs and Public Distribution System.

(7) The Chairman of the Commission shall be the ex-officio Chairperson of the State Advisory Committee.

(8) The Secretary of the Commission shall be the ex-officio Secretary of the Committee.

4. Functions of the State Advisory Committee --- The functions of the Committee shall be to advise the Commission on ---

- (i) major questions of policy relating to the electricity supply industry in the State;
- (ii) matters relating to quality, continuity, and extent of service provided by the licensees;
- (iii) compliance by licensees with the conditions and requirements of their license;
- (iv) protection of consumer interest;
- (v) electricity supply and overall standards of performance by utilities;

and also to advise the commission on any matters, which the Commission may put before it.

CHAPTER III

Meetings

5. Meetings of the Committee --- The Committee shall meet at least once every three months for transaction of business.

6. Venue of Meetings --- All meetings of the Committee shall ordinarily be held in Bangalore at the office of the Commission.

7. Notice of Meetings --- (1) Meetings of the Committee shall be called by notice in writing giving Members/Committee Members thereof not less than fourteen days notice in writing of the date, time and place of the proposed meeting.

(2) A special meeting can be called by the Chairman, in which case the notice for this meeting may be of less than three days.

(3) Non-receipt of a notice of a meeting by any Member/Committee Member shall not invalidate the proceedings or any resolution passed or decision taken at such meeting.

(4) A notice shall be deemed duly issued if it is sent, by post or by a messenger, within the prescribed time to the registered address of the Member/Committee Member.

8. Agenda for Meetings --- The Secretary shall normally send the agenda for the meeting together with notes, statements and reports, if any, along with the notice of the meeting.

9. Quorum for Meetings --- (1) The quorum for the meeting shall be one-third of the total strength of the Committee. If there is no quorum the meeting shall stand adjourned. No further notice need be given for an adjourned meeting and no quorum is also necessary for the adjourned meeting. If at any time after the meeting is commenced a quorum ceases to exist, the meeting shall not be dissolved but shall continue.

(2) No matter shall be considered at an adjourned meeting other than the matters remaining from the meeting at which the adjournment took place, provided that, with or without notice, the Chairman may bring in, or direct to be brought before an adjourned meeting of the Committee any new matter which, in his opinion, is urgent.

(3) No proceedings of the Committee shall be invalid by reason solely of the vacancies existing in the Committee, or by reason of non-receipt of the notice or the agenda paper, provided the notice and agenda were duly issued.

10. Presiding Officer --- (1) The Chairman shall preside over the meetings and conduct the business. If the Chairman is unable to be present in the meetings for any reason, the senior-most Member of the Commission shall preside over the meeting and perform the duties of the Chairman.

(2) The rulings given by the Chairman, or the Member presiding over the meeting on any points of procedure shall be final and binding.

11. Matters which may be discussed --- In addition to matters included in the Agenda, any other matter proposed by any Member/Committee Member may be discussed only with the permission of the Chairman or the presiding Member.

12. Participation at Meetings --- The Secretary and such persons as have been invited by the Chairman to attend any meeting may participate in the discussions with the approval of the Chairman or the presiding Member.

13. Minutes of Meetings --- (1) The Secretary or in his absence an officer of the Commission designated by the Chairman, shall record the minutes of the

meetings and maintain a book which will, amongst other things, contain the names and designation of Members and invitees present in the meeting and proceedings thereof. The minutes of the meeting shall be signed by the Chairman of the Meeting.

(2) The minutes of the previous meeting shall be confirmed in the next meeting.

CHAPTER IV

Fees and Allowance to Members and Resignation/Cessation of Membership

14. Fees and travelling allowances for Committee Members --- (1) A Committee Member shall not be entitled to any remuneration other than that provided in these regulations.

(2) A sitting fee of Rs.500/- per meeting shall be payable to all Committee Members.

(3) The Committee Members shall be paid TA and DA at the rates admissible in the State Government to Group A officers.

15. Cessation of Membership ---

(1) By Absence --- A Committee Member who fails to attend three consecutive meetings of the Committee without prior intimation to the Commission and without valid reasons for his absence shall forthwith cease to be a Committee Member.

(2) By Resignation --- Any Committee Member, may, by writing under his hand addressed to Secretary of the Commission, resign his office as a Committee Member, and it shall come into effect from the day the Chairperson accepts the same.

(3) The Commission will take appropriate action to nominate a Committee Member to fill up the vacancy thus caused for the remaining period.

16. In cases not expressly provided for in these regulations for the conduct of meetings, the decision of the Chairman presiding at the meeting on all matters relating to the conduct of business at the meeting shall be final.

17.Repeal and Savings -

(1) The Karnataka Electricity Regulatory Commission (Advisory Committee) Regulations, 2000, are hereby repealed.

(2) Notwithstanding such repeal, -

The sitting members of the Advisory Committee nominated under the repealed regulations shall continue as members under these regulations for the remaining period of their term of office.

By order of the Commission

Secretary