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**ARUNACHAL PRADESH ELECTRICITY REGULATORY COMMISSION
NAHARLAGUN**

NOTIFICATION

The 31st March, 2017

**PAYMENT OF FEES
(1st AMENDMENT) 2017**

No.AP SERC/NOTIFICATION/24/2017 : In exercise of the powers conferred by Regulation 9 and 10 of the existing AP SERC (Fees) Regulations – 2011, AP SERC hereby makes Amendment in the above mentioned Regulations of 2011 published in the Arunachal Pradesh Gazette (Extra ordinary) dated 9th November, 2011 by making additions, deletions and modifications / replacements of the Regulations as mentioned herein after.

REGULATIONS

1. Short title and commencement :

- (1) These regulations may be now called the AP SERC (Payment of Fees) (1st Amendment) Regulations – 2017
- (2) These Regulations shall come into force with effect from 1st April, 2017.

2. Definitions : Following new / additional definitions are included in the existing Regulation after Sl. No. 1 (l) under the heading “**Definitions**”.

- (m) “Application for adoption of tariff” means and includes the tariff petitions filed by generating companies or licensees under Section 64 of the Act for determination of tariff in accordance with AP SERC Regulations, notified from time to time.
- (n) “Application for adoption of tariff” means and includes the application filed by any person for adoption of tariff which has been discovered through the process of competitive bidding in accordance with Section 63 of the Act ;
- (o) “Intra-State trading” for the purpose of these regulations means purchase of electricity by an intra state trading licensee including a deemed trading license within the territory of Arunachal Pradesh for the purpose of re-sale within the territory of Arunachal Pradesh.
- (p) “Inspection fee” means the fee charged for inspection of judicial records of the Commission in accordance with the provisions of AP SERC (Conduct of Business) Regulations, 2011 as amended from time to time or any re-enactment thereof;
- (q) “Interlocutory Application” or IA means an application filed in any petition or proceeding already instituted before the Commission but does not include an application for review;
- (r) “Miscellaneous Application” means an application or petition filed before the Commission under any of the provisions of the Act or Regulations framed by the Commission but does not include the petitions for determination or adoption of tariff or for grant of licence or for review of an order ;
- (s) “Regulatory Compliance Application” means the petitions filed by the intra state trading licensees or intra-state transmission licensees including deemed licensees or generating companies for compliance of any requirement under any of the regulations issued by the Commission or any order of the Commission but does not include the periodic reports and returns as required under the relevant regulations ;

- (t) "Regulatory Functions" means and includes the functions performed by State Load Despatch Centre (SLDC) in discharge of its statutory functions under the provisions of the Act, State Load Despatch Centre Rules and the Regulations framed by the Commission or by any order of the Commission; and
- (u) (i) "Review Petition" means the petitions filed by any person under Section 94(f) of the Act or any subsequent enactment thereof for review of the order or decision or directions of the Commission.
- (ii) The words and expressions, used in these regulations and not defined herein but defined in the Act and / or other regulations issued by the Commission from time to time, shall have the meaning as assigned to them under the Act or other regulations.
3. Regulation 5 of the existing APERC (Fees) Regulations – 2011 is deleted and is replaced by following Regulation :
- " 5 Categorisation ;**
1. Fees to be paid with Application for grant of a License :
 2. Annual License fee to be paid by the Licensees including a deemed Licensee
 3. Determination of tariff under the provisions of 62 of the Act.
 4. Fee for Annual Performance Review of Multi Year Tariff of Generating Companies, Transmission Licensees and Distribution Licensees (including deemed Licensees) under MYT framework :
 5. Fee for Application for Adoption of Tariff :
 6. Fees for other Applications :
 7. Fee for inspection of records and issue of certified copy
4. The "Schedule of the Fees" as appended to the existing regulations i.e. APERC (Fees) Regulations-2011 is replaced by the following amended / modified schedule :

SCHEDULE OF FEES

(See Regulation 3.1)

1. Fees to be paid with Application for a License :

Sl. No.	Nature of Application	Fee
1.1	Fee payable with application for a transmission/ distribution / trading license under Section 15 (1) of the Act.	To be fixed by the Government
1.2	Initial license fee under section 14 of the Act	
	1.2.1 For a transmission / distribution license / Trading License.	₹ 1.50 lakh

2. Annual License fee to be paid by the Licensees including a deemed Licensee :

Sl. No.	Type of License	Amount (per year)
2.1	Transmission License	₹ 3.00 Lakh
2.2	Distribution License	₹ 5.00 Lakh
2.3	Trading License	₹ 1.50 Lakh

Note : The annual fees are payable within 15 days of the commencement that is by 15th of April of each financial year. Any delay shall attract a penalty of 1.50% per month or part thereof.

3. Determination of tariff under the provisions of Section 62 of the Act.

Sl. No.	Nature of Application	Fee
3.1	Application for determination of tariff for supply of electricity, wholesale, bulk or retail, by a distribution Licensee including a deemed Licensee as also for determination of tariff/ charges of wheeling in respect of such distribution Licensee including a deemed Licensee.	Paisa 5 per 100 kWh proposed to be transmitted and / or wheeled during the control period for which the application is being filed subject to a minimum of ₹ 7.50 lakh

3.2	Application for determination of tariff / charges for transmission of electricity of a transmission Licensee including a deemed Licensee	Paise 3 for each 100kWh proposed to be transmitted and / or wheeled during the control period for which the application is being filed subject to a minimum of ₹ 5.00 lakh.
3.3	Application for determination of tariff for supply of electricity to any distribution Licensee including a deemed Licensee by a generating company of following categories :	
(i)	Conventional fuel (coal, gas, oil etc) based plant.	₹ 5,000 per MW of installed capacity or part thereof subject to a minimum of ₹ 20,00,000
(ii)	For determination of tariff for a class of project (Non-conventional and renewable energy based plants including Wind, Solar, Small Hydro Plant and Cogeneration Plant etc.)	₹ 5,000 per MW of installed capacity or part thereof subject to a minimum of ₹ 5.00 lakh.
(iii)	Hydro generating station including pumped storage plant other than mini or small hydro generating station	₹ 5,000 per MW of installed capacity or part thereof subject to a minimum of ₹ 10,00,000

4. Fee for Annual Performance Review of Multi Year Tariff of Generating Companies, Transmission Licensees and Distribution Licensees (including deemed Licensees) under MYT framework :

Sl. No.	Nature of Application	Fee
4.1	Application for Annual Performance Review of tariff for supply of electricity, wholesale, bulk or retail as also of tariff / charges for wheeling of a distribution Licensee under multi-year tariff framework	Paise 1 for each 100 kWh sold and/ or wheeled during the year under Annual Performance Review subject to a minimum of ₹ 7,50,000/-
4.2	Application for Annual Performance Review of tariff under Multi Year Tariff framework for supply of electricity to any distribution Licensee by a generation company of following categories :	
(i)	Conventional fuel (coal, gas, oil etc) based	₹ 1000 per MW of installed capacity or part thereof subject to a minimum of ₹ 10,00,000/-
(ii)	For determination of tariff for a class of project (Non-conventional and renewable energy based plants including Wind, Solar, Small Hydro Plant and Cogeneration Plant etc.)	₹ 1000 per MW of installed capacity or part thereof subject to a minimum of ₹ 2.50 lakh
(iii)	Hydro generating station including pumped storage plant other than mini or small hydro generating station and captive hydro generating plant	₹ 1000 per MW of installed capacity or part thereof subject to a minimum of ₹ 5,00,000/-
4.3	Application for Annual Performance Review of tariff/ charges for transmission of electricity of a transmission Licensee including a deemed Licensee under multi-year tariff framework.	Paise 3 for each 400 kWh transmitted and / or wheeled during the year under Annual Performance Review subject to a minimum of ₹ 5.00 lakh.

5. Fee for Application for Adoption of Tariff :

Sl. No.	Nature of Application	Fee
5.1	An application for adoption of tariff filed under Section 63 of the Act.	₹ 25.00 lakh

6. Fees for other Applications :

Sl. No.	Nature of Application	Fee
6.1	The fees for other applications shall be charged as under :	
	(a) Miscellaneous Application	₹ 3 Lakh per application
	(b) Review Application	₹ 3 Lakh per application
	(c) Interlocutory Application	₹ 1 Lakh per application
	(d) Regulatory Compliance Application	₹ 50,000 per application
6.2	No application fee shall be payable by the State Load Despatch Centre (SLDC) for an application made in discharge of their regulatory functions.	

7. Fee for inspection of records and issue of certified copy :

Sl. No.	Nature of Application	Fee
7.1	Inspection of Judicial records as permissible under the State Electricity Regulatory Commission Regulations or any subsequent enactment thereof.	₹ 750 per day for duration not exceeding three hours.
7.2	Issue of certified copies of the documents forming part of the judicial records.	₹ 20 per page.

Rakesh Kumar
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Naharlagun.