



ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION

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Draft Amendment

Regulation___of 2022

Seventh Amendment to the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999

Introduction:

The present Andhra Pradesh Electricity Regulatory Commission, vide APERC (Adaptation) Regulation, 2014 (Regulation 4 of 2014), adopted the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999 (hereafter referred to as the Principal Regulations) which were notified by the erstwhile APERC of the undivided State. The said Principal Regulations were amended from time to time.

Over time, many records got accumulated in the Commission's office. They are seldom used or referred to. Such records occupy a lot of office space, besides entailing a lot of expenditure for their storage and safekeeping. As the Principal Regulations do not provide for undertaking destruction of such old and unused records, the Commission felt the need for incorporating such a provision in the Principal Regulations. Therefore, the following amendment is proposed to the Principal Regulations.

Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Seventh Amendment Regulation, 2022

In exercise of the powers conferred on it by Section 181 of the Electricity Act, 2003, read with sub-Section (2) of Section 9 & Clause (a) of sub-Section (2) of Section 54 of the Andhra Pradesh Electricity Reform Act, 1998 (Act No.30 of 1998), the Andhra Pradesh Electricity Regulatory Commission hereby makes the following Amendment to the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Regulations, 1999.

Part-1
GENERAL

(1) Short title and commencement:

- (i) This Regulation may be called the Andhra Pradesh Electricity Regulatory Commission (Conduct of Business) Seventh Amendment Regulation, 2022.
- (ii) This Regulation shall come into force with effect from the date of its publication in the Official Gazette.

Part-2
AMENDMENT

(2) The following shall be inserted as Clause 66 in the Principal Regulations after clause 65:

66. Destruction of Old Records:

1. The disposed of Case Records of the Commission, except the Permanent Records, as stated in Clause-2 infra, shall be ordered to be destroyed by the Secretary, after Six (6) years from the final conclusion of the proceedings, after taking approval from the Commission;
2. For the purpose of this Rule, ***Permanent records*** shall include the papers in the Original set/First set of the Case Records maintained for perusal of the Chairman, viz.,
 - i. Index, the Original Petition, Counter-affidavit, rejoinder, Order, Proceedings Sheet/Record of Proceedings and the O.P. Register;
 - ii. Review petition, Counter, Order, Review Petition Register; and
 - iii. Any other papers, which are specifically directed to be preserved by the Commission.
3. All other papers in the Original set/First set of the Case Records will be treated as Non-permanent and shall be

destroyed after Six (6) years, as stated in Clause (1) supra.

4. The other sets of papers in the Disposed of cases, filed for perusal of the Members and the office purpose, shall be destroyed immediately after disposal of the main Petition or the Review Petition, as the case may be;
5. The records in the matters, in relation to which proceedings are pending before the APTEL, High Court or the Supreme Court, as the case may be, shall not be destroyed till the disposal thereof by the respective authorities;
6. In May every year, the legal wing of the Commission shall prepare the list of Disposed of Case Records, which are ripe for destruction, and display the same in the website of the Commission, after taking necessary approval from the Commission, notifying that the non-permanent papers contained therein will be destroyed;
7. The non-permanent part of the Disposed of Case Records in the Original/First set of records, shall be segregated; and
8. The segregated non-permanent part of the Disposed of Case Records shall be disposed of by shredding/environment friendly incineration or any other mode as decided by the Commission.

(By Order of the Commission)

Date: 02-06-2022
Place: Hyderabad

Sd/- 02/06/2022
C. Ramakrishna
Commission Secretary_(i/c)