

Draft

ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION

Second Amendment to the Andhra Pradesh Electricity

Regulatory Commission (Fees) Regulation, 2023.

Regulation 5 of 2023

Introduction:

Under the provision of the Electricity Act, 2003, the Andhra Pradesh Electricity Regulatory Commission has to discharge various functions including issuing licences, determination of tariffs, adjudication of disputes, review of its orders, and various miscellaneous services. Section 86(1)(g) of the Electricity Act, 2003 empowers the Commission to levy fees for the purposes of the Act. The erstwhile Commission has notified the Andhra Pradesh Electricity Regulatory Commission (Fees) Regulation, 2005 [Regulation No.1 of 2005] in A.P. Extraordinary Gazette dated 27th May 2005. Subsequently, the Commission issued First Amendment to the above Principal Regulation, APERC (Fees) Regulation No.11 of 2013, and published in A.P. Extraordinary Gazette on 21st August 2013. Since the last amendment of the principal regulation, the establishment costs have increased and inflation has escalated manifolds. Therefore, in exercise of powers conferred on it under section 86(1) (g) read with Section 181 of the Act, and all powers enabling it in that behalf, the Commission hereby makes the Draft Regulation amending the principal and first amendment of the principal regulation as under:

1. Short title and commencement:

- i) This Regulation may be called the Andhra Pradesh Electricity Regulatory Commission (Fees) Second Amendment Regulation, 2023.
- ii) This Regulation shall extend to the whole of the State of Andhra Pradesh.
- iii) This Regulation shall come into force on the date of its publication in the Andhra Pradesh Gazette.

2. Amendment to Clause 4 (i) (a):

Sub Clause 4 (1) (a) of the first amendment of the principal regulation under the heading **i) Fees to be paid with the application for License or for Exemption** is replaced and substituted as under:

	Type of application	
(a)	Application for grant of a transmission/ distribution/ trading licence.	Rs.90,000/-

3. Amendment to Clause 4 (ii) (a), 4 (ii) (b), and 4 (ii) (c)

Sub Clauses 4 (ii) (a), 4 (ii) (b), and 4 (ii) (c) of the first amendment of the principal regulation under the heading **ii) Annual Licence Fee to be paid by Licensees** are replaced and substituted as under:

	Type of Licence	
(a)	Transmission Licence.	Rs.3,000/- per MW of the allocated capacity.
(b)	Distribution Licence/ Deemed Licence	0.20 paise per each unit of energy (kWh) to be handled during the year.
(c)	Exemption from the licence.	0.20 paise per each unit of energy (kWh) to be handled during the year.

4. Amendment to Clause 4 (iii) (a)

Sub Clause 4 (iii) (a) of the first amendment of the principal regulation under the heading **iii) fees to be paid with application for determination of tariff** is replaced and substituted as under :

(a)	Generating Companies.	Rs.20,000/- per MW for conventional generators with a maximum of Rs. 200 Lakhs and Rs.15,000/- per MW for renewable generators with a maximum of Rs. 150 lakhs
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5. Amendment to Clause 4 (iv) (a) & 4 (iv) (c)

Sub Clauses 4 (iv) (a) & 4 (iv) (c) of the first amendment of the principal regulation under the heading **iv) Fees to be paid along with petition for adjudication of disputes and other issues, invoking the provisions of Act, 2003** are replaced and substituted as under :

(a)	For the adjudication of a dispute u/s 33(4) and 86(1)(f) of the Act	Rs.90,000/- If the value of the relief sought is more than 100
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		lakhs, the fee will be Rs.1,50,000/-
(c)	For petitions under any other provisions of the Act.	
	(i) Licensee / Generating Company.	Rs.30,000/-
	(ii) Individuals / Consumer organizations.	Rs.3,000/-

6. Amendment to Clause 4 (v) (a), 4 (v) (b), and 4 (v) (c)

Sub Clauses 4 (v) (a), 4 (v) (b), and 4 (v) (c) of the first amendment of the **principal** regulation under the heading **v) Fees to be paid with petition seeking review of Commission's orders** are replaced and substituted as under :

(a)	For a review of orders issued u/s 62 and 64 of the Act/Section 26 of the A.P. Electricity Reform Act, 1998.	Rs.1 Lakh
(b)	For review of orders issued u/s 9, 33(4) and/ 86(1)(f)	Rs.50,000/-
(c)	For others.	Rs.3,000/-

7. Amendment to Clause 4 (6)

Sub Clause 4 (6) of the principal regulation under the heading **(6) For any other petitions not covered in the above sub-clauses** is replaced and substituted as under :

(i)	Individuals	Rs.5,000/-
(ii)	Others	Rs.10,000/-

(BY ORDER OF THE COMMISSION)

Place: Hyderabad
Date: 02.06.2023


Commission Secretary(i/c)