

ASSAM ELECTRICITY REGULATORY COMMISSION
Guwahati

Present

Shri Jayanta Barkakati, Chairperson

Shri H. Dutta, Member

Petition No. 8 of 2008

Assam State Electricity Board (ASEB)

And

Petition No. 9 of 2008

Assam Electricity Grid Corporation Limited (AEGCL)

And

Petition No. 10 of 2008

Assam Power Generation Corporation Limited (APGCL)

And

Petition No. 11 of 2008

Upper Assam Electricity Distribution Company Limited (UAEDCL)

And

Petition No. 12 of 2008

Central Assam Electricity Distribution Company Limited (CAEDCL)

And

Petition No. 13 of 2008

Lower Assam Electricity Distribution Company Limited (LAEDCL)

_____ **Petitioners**

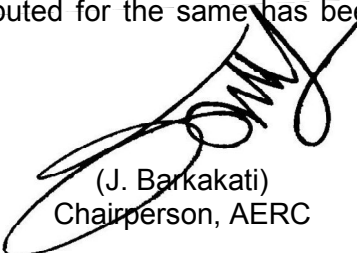
ORDER

(Passed on : 24.07.2009)

- (1) The ASEB Trader, AEGCL, APGCL and three Distribution Companies namely LAEDCL, CAEDCL and UAEDCL filed Annual Revenue Requirement (hereinafter called as 'ARR') in the Commission for 2008-09 and 2009-10 under Section 64 of The Electricity Act, 2003. The Tariff Petitions filed by ASEB and its successor companies were admitted by the Commission on 15.12.2008. After the petitions were admitted, the ASEB vide letter dated 13.01.2009 submitted a modified Tariff Petition for 2008-09 incorporating clarifications, additional information and the modified Tariff Petition has been considered for computation of ARR and Tariff for ASEB.

- (2) The Commission on scrutiny found the Tariff Petition filed by AEGCL incomplete in some material particulars. The Commission on several requests from the AEGCL extended the date of submission of those documents from time to time and finally vide letter dated 24.02.2009 furnished the replies and remaining queries.
- (3) The Petition in respect of APGCL is also similar. The additional data / information not incorporated in the Tariff Petition filed were ultimately submitted by APGCL on 20.02.2009.
- (4) The Distribution Companies i.e. LAEDCL, CAEDCL and UAEDCL filed revised petitions for 2008-09 and 2009-10 in the Commission on 08.12.2008 withdrawing the earlier Tariff Petitions filed by them.
- (5) The Commission directed all the petitioners to publish the summary of the ARR inviting response / objection from the public in 4 (four) daily newspapers of the state including English and vernacular and which has been published accordingly. Although initially the date of filing of objection was fixed on 31.01.2009, on request made by different consumer groups, the date was extended till 21.02.2009.
- (6) The Commission received objection against the Tariff proposal from different individual and consumer groups. Verification and scrutinisation of objection in relation to the Tariff proposal took some time and as such, although the date of Public Hearing of the objections was fixed on 30.04.2009, the date had to be differed till 17.06.2009 and on this date in the conference hall of the Institution of Engineers (India) Building, Panbazar, Guwahati, hearing was held and due deliberations took place.
- (7) The Commission, thereafter, in the larger interest of the consumers as well as licensees and abiding by the statutory obligation of Tariff determination took up the exercise of determination of Tariff for the first time for two financial years at a time i.e. 2008-09 and 2009-10 under Multi Year Tariff framework. It would be pertinent to mention that the Commission in exercise of its powers vested under Section 61 and 62 of the Electricity Act, 2003 and all other powers enabling on its behalf and taking into consideration the submissions made by the petitioners, objections / suggestions received from public and all other relevant materials on record, determined the Tariff for 2008-09 and 2009-10 and issued orders accordingly making the new Tariff effective from 01.08.2009 for all the utilities.
- (8) The Commission further directs the utilities to publish a Public Notice of 7 days before the implementation of the order.
- (9) Before parting, it would be worth mentioning that while passing the Tariff Order some delay could not be avoided and the factors attributed for the same has been stated herein before


(H. Dutta)
Member, AERC


(J. Barkakati)
Chairperson, AERC