

Draft

MAHARASHTRA ELECTRICITY REGULATORY COMMISSION [Specific conditions of Distribution Licence applicable to MIHAN SEZ viz Maharashtra Airport Development Company Limited] Regulations, 2013

Electricity Act, 2003

No. **MERC/ Licence Conditions/MADC/** : In exercise of powers under clause (d) of sub-section (2) of Section 181 read with Section 16 and clause (b) of Section 14 of the Electricity Act, 2003, the Maharashtra Electricity Regulatory Commission hereby makes the following regulations, namely:

1. Short Title, Extent and Commencement

- 1) These Regulations may be called the **Maharashtra Electricity Regulatory Commission (Specific conditions of Distribution Licence applicable to MIHAN SEZ viz. Maharashtra Airport Development Company Limited ('MADC') Regulations, 2013.**
- 2) These regulations shall extend to the area specified in the following notifications dated May 29, 2007, January 24, 2008 and July 27, 2009 issued by Government Of India, Ministry Of Commerce & Industry, Department of Commerce (SEZ Section) Udyog Bhawan, New Delhi, vide S.O 514 (E):

| Sr.No. | GOI Notification reference No. | Date of Notification | Area (in Hectares) |
|--------------|--------------------------------|----------------------|--------------------|
| 1 | S.O.845 (E) | May 29, 2007 | 1511.51 |
| 2 | S.O.144 (E) | January 24, 2008 | 66.90 |
| 3 | S.O.1842 (E) | July 27, 2009 | 18.75 |
| Total | | | 1597.16 |

- 3) These Regulations shall come into force from the date of their publication in the Official Gazette.

2. **Definitions:** In these Regulations, unless the context otherwise requires:-

- a. "Act" means the Electricity Act, 2003;
- b. "Developer" shall have the same meaning as defined under subsection (g) of Section 2 of the Special Economic Zone Act, 2005 as in force from time to time ;
- c. "Deemed Distribution Licensee" means – the 'Developer' viz. M/s Maharashtra Airport Development Company Limited ('MADC') which has

been authorized under clause (b) of Section 14 of the Act by virtue of the Notification No. SO 528(E) dated March 3, 2010 issued by the Government of India under Section 49 of the Special Economic Zone Act, 2005 as a licensee to operate and maintain a distribution system for supplying electricity to the consumers in its area of supply as specified in the SEZ notification..

- d. "General Conditions" mean the General Conditions as specified in the Maharashtra Electricity Regulatory Commission (General Conditions of Distribution License) Regulations, 2006, as in force from time to time;
- e. "SEZ Act " means the Special Economic Zone Act 2005 (Act 28 of 2005);
- f. "Special Economic Zone" or "SEZ" means each Special Economic Zone notified under the proviso to sub-section (4) of section 3 and sub-section (1) of section 4 (including Free Trade and Warehousing Zone) and includes an existing Special Economic Zone under the SEZ Act.

All other words and expressions used in these Regulations and not defined shall have the same meaning assigned to them in the Electricity Act 2003 and SEZ Act 2005 or Rules and Regulations made thereunder.

3. Applicability

These Specific Conditions with respect to MADDC and the General Conditions of Licence as notified by the Commission shall be deemed to be the conditions of licence of MADDC and shall govern its operations of distribution and retail supply of electricity in the area specified herein.

4. "Area of Distribution" or "Area of Supply"

4.1 The Area within which the Distribution Licensee is authorised to supply electricity shall be the whole of the area as described in the SEZ notifications issued by Ministry of Commerce and Industry, Government of India under subsection (1) of Section 4 of the SEZ Act, 2005 subject to such conditions and exclusions as specified in the said notifications which has been summarized in the table below:

| Sr.No. | GOI Notification reference No. | Date of Notification | Area (in Hectares) |
|--------------|--------------------------------|----------------------|--------------------|
| 1 | S.O.845 (E) | May 29, 2007 | 1511.51 |
| 2 | S.O.144 (E) | January 24, 2008 | 66.90 |
| 3 | S.O.1842 (E) | July 27, 2009 | 18.75 |
| Total | | | 1597.16 |

The said area more particularly delineated upon the map of the Area of Supply and deposited by the Deemed Distribution Licensee with the Commission.

4.2 The Deemed Distribution Licensee is authorised to supply electricity to the public for all purposes in accordance with the provisions of the Act.

5. Term of Licence under the Act

The Licence shall remain in force for a period of 25 years with effect from the date of the notification issued by the Ministry of Commerce and Industry, Government of India under Section 4 of the SEZs Act 2005 referred in Regulation 1.2 herein.

6. Inspection of Specific Conditions and Licence

The Distribution Licensee shall make provisions for public inspection of these Specific Conditions and its license, clearance or approval, on the date of notification of these Regulations or immediately thereafter.

7. Power to amend

The Commission may, at any time, amend any provisions of these Regulations. Any alteration made to these Regulations shall come into force on the date of the notification and the alteration shall thereafter have effect only in such modified form or be of no effect, as the case may be, so, however, that any such alteration or annulment shall be without prejudice to the validity of anything previously done in pursuance of that alteration.

8. Power to remove difficulties

If any difficulty arises in giving effect to the provisions of these Regulations, the Commission may, by general or specific order, make such provisions not inconsistent with the provisions of the SEZ Act and the Electricity Act, as may appear to be necessary for removing the difficulty.

Secretary

Maharashtra Electricity Regulatory Commission,
Mumbai,

Dated: _____, 2013

PROPOSED LAND USE PLAN

LEGEND:

- 1 RESIDENTIAL
- 2 COMMERCIAL / NON INDUSTRIAL
- 3 PUBLIC UTILITY
- 4 OPEN SPACES
- 5 IT PARK - SEZ
- 6 INDUSTRIAL & OTHERS - SEZ
- 7 Health City - SEZ
- 8 ROAD / RAIL TERMINAL CONTAINER / WAREHOUSE AREA
- 9 AIRPORT ALLIED INDUSTRIES
- 10 INTERNATIONAL SCHOOL
- 11 NO DEVELOPMENT ZONE
- 12 ZUDAPI JUNGLE
- 13 WATER BODY
- 14 IAF LAND
- 15 SERVICES
- 16 SPECIAL PLANNING AUTHORITY BOUNDARY
- 17 MIHAN PROJECT BOUNDARY
- 18 SEZ BOUNDARY
- 19 NATIONAL HIGHWAY / ROAD
- 20 PROPOSED ROAD
- 21 EXISTING RAILWAY LINE
- 22 PROPOSED RAILWAY LINE
- 23 EXIST. AIRPORT BOUNDARY
- 24 EXISTENCE OF AIRPORT



MAHARASHTRA AIRPORT DEVELOPEMENT COMPANY Ltd.

