

## MAHARASHTRA ELECTRICITY REGULATORY COMMISSION

### **Draft Maharashtra Electricity Regulatory Commission (Specific Conditions of Distribution Licence applicable to M/s. Nidar Utilities Panvel LLP for Multi-Services SEZ at Panvel, Distt. Raigad, Maharashtra) Regulations, 2017**

#### **ELECTRICITY ACT, 2003**

No. **MERC/TEC/ Licence Conditions/ NUP/2017/** : In exercise of powers under clause (d) of subsection (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. The Maharashtra Electricity Regulatory Commission (Specific Conditions of Distribution Licence applicable to M/s. Ixora Constructions Pvt. Ltd. for SEZ for Services Sector at Panvel, Maharashtra) Regulations, 2014 shall stand repealed from the date of these Regulations.

#### **1. Short Title, Extent and Commencement**

- 1) These Regulations may be called the Maharashtra Electricity Regulatory Commission (Specific Conditions of Distribution Licence applicable to M/s. Nidar Utilities Panvel LLP for Multi-Services SEZ at Panvel, Distt. Raigad, Maharashtra) Regulations, 2017.
- 2) These Regulations shall extend to the area specified in the SEZ Notification No S.O. 514(E) dated 19<sup>th</sup> February 2009 issued by the Government of India, Ministry of Commerce & Industry, Department of Commerce (SEZ Section).
- 3) These Regulations shall come into force from the date of their publication in the Official Gazette.

#### **2. Definitions**

2.1 In these Regulations, unless the context otherwise requires:-

- (a) “**Act**” means the Electricity Act, 2003 (36 of 2003);
- (b) “**Co-Developer**” shall have the same meaning as defined in sub-section (f) of Section 2 of the SEZ Act, 2005;

- (c) “**Developer**” shall have the same meaning as defined in sub-section (g) of Section 2 of the SEZ Act, 2005;
- (d) “**Deemed Distribution Licensee**” means the Co-Developer, viz. M/s. Nidar Utilities Panvel LLP, which has been authorized under clause (b) of Section 14 of the Act by virtue of the Notification No. SO 528(E) dated 3 March, 2010 issued by the Government of India under Section 49 of the SEZ Act, 2005 to operate and maintain a distribution system for supplying electricity to the consumers in its area of supply as specified in the SEZ Notification;
- (e) “**General Conditions**” mean the General Conditions as specified in the Maharashtra Electricity Regulatory Commission (General Conditions of Distribution Licence) Regulations, 2006, as in force from time to time;
- (f) “**NUP**” means M/s. Nidar Utilities Panvel LLP incorporated on 7 August, 2015 under the Limited Liability Partnership Act, 2008 and approved as a Co-developer for the Multi-Services Special Economic Zone vide letter 9 September, 2016 issued by Department of Commerce, Ministry of Commerce and Industry, Government of India;
- (g) “**Multi-Services Special Economic Zone**” means a Special Economic Zone where Units may be set up for rendering of services falling in two or more sectors, including trading and warehousing;
- (h) “**SEZ Act**” means the Special Economic Zones Act, 2005 (28 of 2005) as in force from time to time.

2.2 All words and expressions used but not defined in these Regulations shall have the same meaning as 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 NUP and the General Conditions of Distribution Licence as notified by the Commission shall be deemed to be the Conditions of Licence of NUP and shall govern its operations of distribution and retail supply of electricity in the area specified herein.

### **4. Area of Supply**

4.1 The Area within which the Deemed Distribution Licensee is authorized to supply electricity shall be whole of the area as stated in the SEZ Notification S.O 514 (E)

dated 19 February, 2009 issued by Ministry of Commerce and Industry, Government of India under sub-section (1) of Section 4 of the SEZ Act, 2005 subject to such conditions and exclusions as specified in that Notification.

4.2 The said area is delineated upon the map of the Area of Supply annexed in the Schedule and deposited by the Deemed Distribution Licensee with the Commission.

4.3 Accordingly, the description of the area of supply is as under:

“Area of 139.83 Hectares in the Villages of Talegaon, Panshil-Khalapur and Village Bhokarpada located in Raigad District.”

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

## **5. Term of Licence**

Subject to the provisions of the Act, the Licence shall remain in force for a period of twenty five (25) years with effect from 19 February, 2009, which is the date of SEZ Notification issued by the Ministry of Commerce and Industry, Government of India under Section 4 of the SEZ Act, 2005, or until such Licence is revoked, whichever is earlier.

## **6. Inspection of Specific Conditions and Licence**

The Deemed Distribution Licensee shall make provision for the public inspection of these Specific Conditions and its Licence, clearance or approval, immediately after the date of notification of these Regulations.

## **7. Un-interrupted Power Supply**

The Deemed Distribution Licensee shall make provision for uninterrupted power supply for twenty-four (24) hours a day within the area of supply.

## **8. Power to amend**

The Commission may, at any time, vary, alter, modify or amend any provisions of these Regulations.

## **9. 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 Act, as may appear to be necessary for removing the difficulty.

Secretary,  
Maharashtra Electricity Regulatory Commission

Mumbai  
Dated \_\_\_ March, 2017

## Schedule

