

Draft

**MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
(Specific conditions of Distribution Licence applicable to M/s. Ixora Constructions Private Limited for the SEZ at Panvel, Maharashtra) Regulations, 2013**

ELECTRICITY ACT, 2003

No. **MERC/TEC/ License Conditions/ IXORA/_____**/: In exercise of powers under clause (d) of sub-section (2) of Section 181 read with Section 16 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 M/s. Ixora Constructions Private Limited for the SEZ at Panvel, Maharashtra) Regulations, 2013**
- 2) These regulations shall extend to the area specified in the SEZ notification No F2/284/2006-EPZ, issued by the Government Of India, Ministry Of Commerce & Industry, Department of Commerce (SEZ Section) Udyog Bhawan, New Delhi, vide S.O. 514(E) dated 19th February 2009.
- 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,;
- (b) “Co-Developer” shall have the same meaning as defined under subsection (f) of Section 2 of the Special Economic Zone Act;
- (c) “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;
- (d) “Deemed Distribution Licensee” means the Co-Developer viz. M/s. Ixora Constructions Private Limited 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.

- (e) “General Conditions” means 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.
- (f) “Special Economic Zone for multi-services” means a Special Economic Zone for more than one sector where Units may be set up for rendering of services falling in two or more sectors or any combination thereof including trading and warehousing.
- (g) “SEZ ACT” means Special Economic Zones Act 2005 (Act 28 of 2005).

All 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 there under.

3. Applicability

These Specific Conditions with respect to M/s Ixora Constructions Private Limited (“ICPL”) and the General Conditions of Licence as notified by the Commission shall be deemed to be the conditions of licence of ICPL 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 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 19th February, 2009 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 notification. The said area more particularly delineated upon the map of the Area of Supply (thereon coloured green) and deposited by the Deemed Distribution Licensee with the Commission. Accordingly, the description of the area of supply is as under:

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

4.2 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 under the Act

Subject to the provisions of the Act, the Licence shall remain in force for a period of twenty five (25) years with effect from 19th February 2009 i.e. date of SEZ notification

issued by the Ministry of Commerce and Industry, Government of India under Section 4 of the SEZ Act, 2005.

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, on the date of notification of these Regulations or immediately thereafter.

7. Un-interrupted Power Supply

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

8. 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.

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 SEZ Act and the Electricity Act, as may appear to be necessary for removing the difficulty.

Secretary,
Maharashtra Electricity Regulatory Commission

Mumbai
Dated _____, 2013

