

MAHARASHTRA ELECTRICITY REGULATORY COMMISSION

ELECTRICITY ACT, 2003.

No.MERC/TEC/Licence Conditions/GEPL/2015.—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 M/s. Gigaplex Estate Pvt. Ltd., for IT & ITES SEZ at Airoli Knowledge Park, TTC Industrial Area, Airoli, Dist. Thane) Regulations, 2015.**

(2) These Regulations shall extend to the area specified in the SEZ notification No. S.O. 1695 (E) dated 11th June 2013 issued by Government of India, Ministry of Commerce and Industry, Department of Commerce (SEZ Section) Udyog Bhawan, New Delhi.

(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) “**Developer**” shall have the same meaning as defined under sub-section (g) of Section 2 of the Special Economic Zones Act, 2005 ;

(c) “**Deemed Distribution Licensee**” means GEPL, which is authorized under clause (b) of Section 14 of the Act by virtue of notification No. SO. 528(E), dated 3rd March 2010 issued by the Government of India under Section 49 of the SEZ Act, 2005 to operate and maintain a power distribution system for supplying electricity to consumers in the area of supply as specified in the SEZ notification;

(d) “**General Conditions**” means 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.

(e) “**GEPL**” means M/s. Gigaplex Estate Pvt. Ltd., registered under the Companies Act, 1956 and approved as a Developer for IT/ITES SEZ *vide* letter dated 6th January 2012 and *vide* notification No. S.O. 1695 (E), dated 11th June 2013 issued by Government of India, Ministry of Commerce and Industry, Department of Commerce (SEZ Section), New Delhi.

(f) “**SEZ Act**” means the Special Economic Zones Act, 2005 ;

(g) “**SEZ Rules**” means the Special Economic Zones Rules, 2006 as in force from time to time ;

2.2 Words and expressions used in these Regulations and not defined shall have the meanings 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 GEPL and the General Conditions of Distribution Licence as notified by the Commission shall be deemed to be the conditions of Licence of GEPL and shall govern its operations of distribution and retail supply of electricity

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

4.1 The Area of Supply within which the Deemed Distribution Licensee is authorized to supply electricity shall be the whole of the area of 11.74 Hectares at Plot No. IT-5, Airoli Knowledge Park, TTC Industrial Area, Airoli, Dist. Thane, as stated in the SEZ notification No. S.O. 1695 (E), dated 11th June 2013 issued by Ministry of Commerce and Industry (Department of Commerce), Government of India under Section 4 of the SEZ Act, 2005, subject to such conditions and exclusions as specified in the said notification, and as specifically delineated in the Map annexed as Schedule 1.

4.2 In the event of future SEZ notifications or de-notifications by the Ministry of Commerce and Industry, Government of India, resulting into change in the SEZ area, the Deemed Distribution Licensee, within 15 days of such notifications/de-notifications, shall approach the Commission for seeking amendment of these Specific Conditions with respect to GEPL.

4.3 In the event of de-notification, the Deemed Distribution Licensee shall continue to supply the consumers within the SEZ area till alternative arrangement of supply is made available to those consumers in the de-notified area.

5. Term of Licence —

Subject to the provisions of the Act, the Licence shall remain in force for a period of twenty five years from 11th June 2013 (i.e. the date of notification of the SEZ) till 10th June 2038 or until such Licence is revoked, whichever is earlier.

6. Inspection of Specific Conditions and Licence —

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

7. Un-interrupted power supply —

The Deemed Distribution Licensee shall make provisions for uninterrupted power supply for twenty-four hours 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.

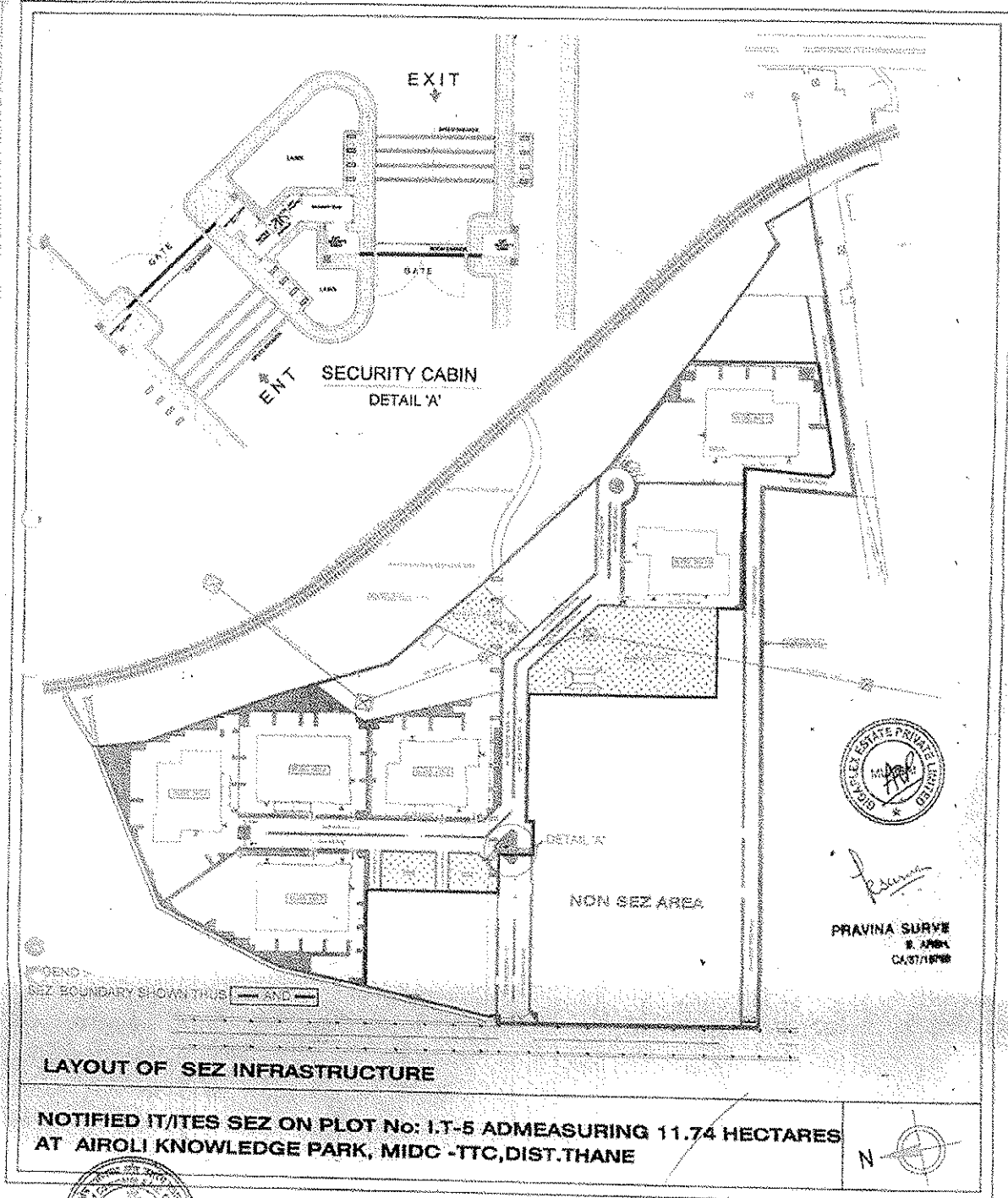
Mumbai,
dated the 17th December 2015.

ASHWANI KUMAR,
Secretary,
Maharashtra Electricity Regulatory Commission.

Schedule-1

Annexure A

Enclosure to Approval letter No. SEEP2/NEOSEZ/KIT/6A-THANE/324/200-11/Vol. III dated 12.12.2013



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