

No.3064 /MPERC/2005 – In exercise of powers conferred by Section 52 read with section 181(1) and 181(2)(z) and section 16 read with section 181(2)(d) of Electricity Act (No. 36 of 2003), the Madhya Pradesh Electricity Regulatory Commission hereby makes the following amendments in Madhya Pradesh Electricity Regulatory Commission (Eligibility Criteria for grant of Trading License, the Duties and the Terms and Conditions of Trading Licensee) Regulations, 2004 notified vide No.2680/MPERC/2004 dated 5th October, 2004:

**Amendment to Madhya Pradesh Electricity Regulatory Commission
(Eligibility Criteria for Grant of Trading License, the duties and the Terms
and Conditions of Trading Licensee) Regulation, 2004**

1. Short Title and Commencement

- (i) These regulations may be called the “**Eligibility Criteria for grant of Trading License, the Duties and the Terms and Conditions of Trading Licensee Regulations, 2004 (Second Amendment) (No. AG-18 (ii) of 2005)**”.
- (ii) These shall come into force with effect from the date of its publication in the official gazette.
- (iii) These regulations shall extend to the entire State of Madhya Pradesh.

In the **Eligibility Criteria for grant of Trading License, the Duties and the Terms and Conditions of Trading Licensee Regulations, 2004** hereinafter called the Principal Regulation, at the end of **clause 1.2**, the following **clause 1.2 (a)** shall be added namely:

“1.2 (a) As provided in the section 9 of Ministry of Power, Government of India notification no. G.S.R. 379 (E) dated 8th June 2005, a License issued by the Central Electricity Regulatory Commission (CERC) under section 14 read with clause (e) of sub-section (1) of section 79 of the Electricity Act 2003 to an electricity trader for inter-state operations shall also entitle such electricity trader to undertake purchase of electricity from a seller in this state and resell such electricity to a buyer within the state, without the need to take a separate License for intra-state trading from the Madhya Pradesh Electricity Regulatory Commission”.

In the Principal Regulation, **in the clause 1.4 at serial no. (t)** for the words “Trading Licensee means a person who has been granted a Trading Licensee” the following words shall be substituted, namely:

“Trading Licensee means a person who has been granted a Trading Licensee for intra-state trading in Madhya Pradesh”.

In clause 2.3 of the Principal Regulation, the first sentence of the regulation after the word “maximum” the following word shall be inserted, namely: “intra-state”.

In clause 2.4 of the Principal Regulation, the first sentence of the regulation for the word “inter-state” the following word shall be substituted, namely: “intra-state”.

In clause 3.2 of the Principal Regulation, at serial no. (i) after the word “traded” the following word shall be inserted, namely: “intra-state”.

In clause 3.7 of the Principal Regulation, for the word “websites” the following words shall be substituted, namely: “a website”.

In the Principal Regulation, **after clause 4.2** the following clause 4.2 (a) shall be added namely:

“4.2 (a) A Trader who has obtained a Trading Licence from CERC for inter-state operation shall not be required to obtain a Trading Licence under these regulations for intra-state trading”.

In clause 10 of the Principal Regulation, for the title “Standard of performance” the title “Monitoring of performance” shall be substituted.

In the Principal Regulation, after **clause 10.9** the following paragraphs shall be added namely:

“10.9 (a) The SLDC shall facilitate the monitoring of performance of the Trading Licensee on a regular basis by providing report to the Commission on deviation observed in the performance from the applicable standards.

10.9 (b) The SLDC shall also be required to monitor the duties prescribed in chapter 6 for the Trading Licensee being performed”.

By order of the Commission

Ashok Sharma, Deputy Secretary