

6.3. इन विनियमों में किया गया कोई भी उल्लेख स्पष्टतया या परोक्ष रूप से आयोग को विद्युत अधिनियम 2003 (क्रमांक 36, वर्ष 2003) के अधीन किसी मामले में कार्यवाही करने से या शक्ति का प्रयोग करने से नहीं रोकेंगा, जिसके लिये कोई संहिता निर्मित नहीं की गई हो और आयोग इस तरह के मामलों में ऐसी कार्यवाही कर सकता है और ऐसी शक्तियों का प्रयोग या कृत्य कर सकता है, जैसा कि आयोग उचित समझता है।

टीप : इस "मध्यप्रदेश विद्युत नियामक आयोग (विद्युत उत्पादक कम्पनियों द्वारा प्रस्तुत किये जाने वाले विवरण) विनियम, 2011 के हिन्दी रूपांतरण की व्याख्या या विवेचना या समझने की स्थिति में किसी प्रकार का विरोधाभास होने पर इसके अंग्रेजी संस्करण (मूल संस्करण) के संबंधित प्रावधानों में दी गई विवेचना के अनुसार ही उसका तात्पर्य माना जावेगा एवं इस संबंध में किसी प्रकार के विवाद की स्थिति में आयोग का निर्णय अंतिम एवं बाध्य होगा।

आयोग के आदेशानुसार

पी.के. चतुर्वेदी, आयोग सचिव

No.1807/MPERC/2011. In exercise of the powers under Section 181 read with Section 10 (3) of the Electricity Act, 2003 (No. 36 of 2003) and all powers enabling it in that behalf, the Madhya Pradesh Electricity Regulatory Commission hereby makes the following Regulations, namely:-

**MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION  
(FURNISHING OF TECHNICAL DETAILS BY GENERATING COMPANIES)  
REGULATIONS, 2011**

**PREAMBLE**

CERC has notified Regulations vide No.L-7/138/153/2008-CERC dated 14<sup>th</sup> October, 2009 namely, CERC (Furnishing of Technical Details by Generating Companies) Regulations, 2009. These Regulations stipulate every Generating Company, which on the date of commencement of the said Regulations, operating or setting up a Generating Station as referred to in clause (a) or clause (b) of Sub-Section (1) of Section 79 of Electricity Act, 2003 to furnish upto-date details in Forms A, B & C of the said Regulations specified for Furnishing of Technical details in respect of Thermal and Hydro-generating Stations by a Generating Company.

Accordingly, Madhya Pradesh Electricity Regulatory Commission in line with the above procedure, specifies MPERC (Furnishing of Technical Details by Generating Companies) Regulations, 2011 for necessary follow up by Thermal and Hydro generators of Power in the State of M. P. The Renewable Sources of Energy, namely, Bio Mass, Biogas, Bagasse based Co-generation, Small Hydro, Wind Energy, Solar PV, Solar Thermal Power Stations have also been covered under the said provisions.

**1. Short Title and Commencement :** 1.1 These Regulations may be called “Madhya Pradesh Electricity Regulatory Commission (Furnishing of Technical Details by Generating Companies) Regulations, 2011 (G-37 of 2011)”.

1.2 These Regulations shall come into force on the date of their publication in the official gazette of the Government of Madhya Pradesh.

1.3 These Regulations shall extend to the whole of State of Madhya Pradesh.

## 2. Definitions

In these Regulations, unless the context otherwise requires,

- (a) “**Act**” means Electricity Act, 2003 (36 of 2003);
- (b) “**Commission**” means the Madhya Pradesh Electricity Regulatory Commission;
- (c) “**Generating Company**” means any Company or body corporate or association or body of individuals, whether incorporated or not, or artificial juridical person, which owns or operates or maintains a Generating Station;
- (d) “**Generate**” means to produce electricity from a Generating Station for the purpose of giving supply to any premises or enabling a supply to be so given. This also includes generation from renewable sources of energy;
- (e) “**Generating Station**” or “**Station**” means any Station for generating electricity, including any building and plant with Step-up Transformer, Switchgear, Switch yard, Cables or other appurtenant equipment, if any, used for that purpose and the site thereof; a site intended to be used for a Generating Station, and any building used for housing the operating staff of a Generating Station, and where electricity is generated by water-power, includes Penstocks, Head and Tail works, Main and Regulating Reservoirs, Dams and other Hydraulic Works, but does not in any case include any Sub-station.

**3. Submission of information:** Every Generating Company which, on the date of commencement of these Regulations is operating or setting up a Generating Station referred to in clause (a) or clause (b) of sub-section (1) of Section 86 of the Electricity Act, 2003 (36 of 2003) shall furnish to the Commission, up-to-date details prescribed in the Forms A, B and C (i) to (v) appended to these Regulations, as applicable to the type of the Generating Station, separately for each stage of the Generating Station owned by it, indicating the status as on 1st April of the year, by 30th April of every year along with soft copy of the such details.

Provided that in case of a Generating Company (other than renewable sources of energy) proposing to set up a Generating Station after commencement of these Regulations, the first report with the specified details shall be submitted at least three years before the projected Date of Commercial Operation of the first unit of the Generating Station, proposed to be set up by it.

Provided further that in case of renewable sources of energy Generating Station, details shall be furnished immediately on finalization but not later than six months prior to scheduled date of commissioning.

#### 4. Power to remove difficulties

The Commission may remove any difficulty in giving effect to any of the provisions of these Regulations by general or special order.

#### 5. Power to amend

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

#### 6. Savings

1. Nothing in these Regulations shall be deemed to limit or otherwise affect the inherent power of the Commission to make such orders as may be necessary to meet the ends of justice or to prevent abuses of the process of the Commission.
2. Nothing in these Regulations shall bar the Commission from adopting in conformity with the provisions of the Electricity Act 2003 (36 of 2003) a procedure, which is at variance with any of the provisions of these Regulations, if the Commission, in view of the special circumstances of a matter or class of matters and for reasons to be recorded in writing, deems it necessary or expedient for dealing with such a matter or class of matters.
3. Nothing in these Regulations shall, expressly or impliedly, bar the Commission dealing with any matter or exercising any power under the Electricity Act 2003 (36 of 2003) for which no Regulations have been framed, and the Commission may deal with such matters, powers and functions in a manner it thinks fit.

(By the order of the Commission)

  
(R.K. Chaturvedi)  
Commission Secretary