

Bhopal, the 24th May 2024

No. MPERC /2024/1239 In exercise of the powers conferred under Section 181(1) read with Section 43(1), Section 44, Section 45, Section 46, Section 47, Section 48 (b), Section 50, Section 56, Section 181(2)(w), Section 181(2)(x) of the Electricity Act 2003 (No. 36 of 2003) and Section 9(j) of Madhya Pradesh Vidyut Sudhar Adhinyam, 2000 (No. 4 of 2001), Madhya Pradesh Electricity Regulatory Commission hereby makes the following amendment in the Madhya Pradesh Electricity Supply Code, 2021 (No. RG- 1(II) of 2021) herein after referred to as the '**Principal Code**' namely: -

THIRD AMENDMENT TO MADHYA PRADESH ELECTRICITY SUPPLY CODE, 2021

1. Short Title and Commencement-

- 1.1. This Code shall be called "**Madhya Pradesh Electricity Supply Code 2021 (Third Amendment) [ARG-1(II)(iii) of 2024]**".
- 1.2. This Code shall come into force from the date of its publication in the official Gazette of Government of Madhya Pradesh.

2. Amendment to Chapter 2 of the Principal Code:

- 2.1. **Following sub-clause (mm1) shall be inserted after sub-clause (mm) of clause- 2.1, namely:**

"(mm1) "Owner" means the person who is having absolute right over the property and the expression owner includes the legal heirs;"

- 2.2. **Following sub-clause (cc) of clause- 2.1 of the Principal Code shall be substituted by following clause, namely:**

"(cc) "Group user or Resident Welfare Association" means an association, comprising all the property owners within a Co-operative Group Housing Society registered under the M.P. Co-operative Societies Act, Multi storied Building, Residential Colony, or a similar body registered with the State Government, or a person representing his employees;"

3. Amendment to Chapter 4 of the Principal Code:

- 3.1. **Following amendment shall be made in clause 4.65 of the Principal Code, namely:**

Words “within seven days” in the last paragraph of clause 4.65 of the Principal Code shall be substituted by the word “immediately”.

3.2. Following five provisos shall be inserted after Clause 4.67 of the Principal Code, namely:

“Provided that the Distribution Licensee shall provide either a single point connection for the Resident Welfare Association or individual connections for each and every owner, on the basis of choice of the majority of the house owners and / or flat owners in such Resident Welfare Association and the choice shall be ascertained by means of a transparent ballot to be held by the Distribution Licensee:

Provided further that if more than or equal to fifty percent of the owners prefer individual connection, the individual connection shall be given to each owner by the Distribution Licensee:

Provided also that if more than fifty percent of the owners prefer single point connection, a single point connection shall be given to the Resident Welfare Association only for those house owners and/ or flat owners, who have opted for a single point connection for Resident Welfare Association, whereas for the remaining house owners and /or flat owners not opting for a single point connection, individual connections shall be given by the Distribution Licensee subject to the arrangement of connections to these persons as per regulation 4.84 of the Principal Code:

Provided also that in case of a single point connection, the Resident Welfare Association shall be responsible for metering, billing and collection of connections of those house owners and/ or flat owners, who have opted for a single point connection for Resident Welfare Association, whereas for the remaining owners not opting for a single point connection, these responsibilities shall vest with the Distribution Licensee:

Provided also that the metering, billing and collection of back-up power supply made by the Resident Welfare Association, if any, to the individual connections shall be done by the Resident Welfare Association separately.”

3.3. Following two provisos shall be inserted after Clause 4.83 of the Principal Code, namely:

Provided that the Resident Welfare Association or Distribution Licensee shall raise the bills to individual house owners as the case may be at the rate and manner as prescribed in the relevant Retail Supply tariff order issued by the Commission:

Provided further that an additional amount as determined by the Commission in Retail Supply Tariff order may be charged by the Resident Welfare Association towards the sub-distribution network cost incurred for providing electricity up to the premises of all the individual consumers irrespective of their availing supply under single point connection of Resident Welfare Association or by way of individual connections from Distribution Licensee.”

3.4. Following amendment shall be made in Clause 4.84 of the Principal Code, namely:

“Words ‘Provided that’ in the beginning of the clause shall be deleted and ‘notwithstanding’ shall be substituted by ‘Notwithstanding’.

3.5 Following two Provisos shall be inserted after Sub clause (i) of the Clause 4.84 of the Principal Code, namely:

“Provided that on the request of a Resident Welfare Association or an owner of the flat in a Resident Welfare Association, the Distribution Licensee shall provide a separate connection for supply of electricity for Electric Vehicle charging system subject to availability of space in parking area or garage:

Provided further that independent house owners (other than flat owners) in a Resident Welfare Association shall be entitled to use their domestic connection for Electric Vehicle Charging purpose as per extant retail supply tariff order.”

4. Amendment to Chapter 8 of the Principal Code:

4.1. Clause 8.24 of the Principal Code shall be substituted by a new clause 8.24, namely:

“8.24 In case of stoppage of meter, damage to the seal, burning or damage of the meter, and the like, is reported by the staff of the Distribution Licensee during periodic or other inspection or by the consumer by way of an intimation in accordance to Regulation 8.23 or a complaint, the testing of meter shall be done by the Distribution Licensee within seven days of receipt of such intimation or complaint from the consumer:

Provided that in case of a complaint by a consumer regarding meter reading not being commensurate with his consumption of electricity, Distribution Licensee shall install an additional meter within five days from the

date of receipt of the complaint, to verify the consumption, for a minimum period of three months. If during this period of three months, the difference in consumption recorded by main meter and additional meter exceeds by more than the permissible accuracy limits prescribed in the relevant IS, the testing of main meter shall be done by the Distribution Licensee within seven days from the expiry of observation period of three months.”

4.2 Clause 8.52 of the Principal Code shall be substituted by a new clause 8.52 as follows, namely: -

“The bill for all the consumers whether metered or unmetered shall have the details of consumer, applicable charges, arrears, if any, total amount payable, date of bill, due date for payment etc and additional information, if any, as per direction of the Commission. Bill for metered consumer shall however also contain details of reading and consumption. The Licensee from time to time may also provide any additional information that may be required:

Provided that the bills issued by the Distribution Licensee shall be in simple format which can be understand easily by the consumers. The Distribution Licensee shall enable the facility of generating bills in English and in Hindi language on its website or through other applications.”

By order of the Commission,
UMAKANTA PANDA, Secy.