

Bhopal, the 24th May 2024

No. MPERC / 2024/1236 In exercise of powers conferred by Section 39(2)(d), 40(c), 42(2) and (3) read with Section 181(1) of the Electricity Act 2003, (36 of 2003) and all other powers enabling it in that behalf, the Madhya Pradesh Electricity Regulatory Commission hereby makes the following amendments in Madhya Pradesh Electricity Regulatory Commission (Terms and Conditions for Intra-State Open Access in Madhya Pradesh)(Revision-I) Regulations, 2021 ({RG-24(I) of 2021} herein after referred to as the "Principal Regulations" namely: -

—FOURTH AMENDMENT TO MADHYA PRADESH ELECTRICITY REGULATORY COMMISSION (TERMS AND CONDITIONS FOR INTRA-STATE OPEN ACCESS IN MADHYA PRADESH) (REVISION-I) REGULATIONS, 2021

1. Short Title and Commencement-

- 1.1. These Regulations shall be called "Madhya Pradesh Electricity Regulatory Commission (Terms and Conditions for Intra-State Open Access in Madhya Pradesh) Regulations, (Revision-I) 2021 (Fourth Amendment) {ARG-24(I)(iv) of 2024}".
- 1.2. These Regulations shall come into force from the date of their publication in the Madhya Pradesh Gazette.

2. Amendment to Regulation 13 of the Principal Regulations.

- 2.1 **Following provisos shall be inserted after 1st proviso to sub-regulation (vii) of sub-regulation 13.1 of regulation 13 (A) of the Principle Regulations, namely: -**

"Provided further that such additional surcharge shall not be levied in case a person is availing power from open access up to the extent of his contract demand with Distribution Licensee and fixed charges thereof are paid to the Distribution Licensee:

Provided also that such additional surcharge shall be levied in case a person is availing power from open access over and above his contract demand with Distribution Licensee:

Provided also that additional surcharge shall be applicable only for the open access consumers who are or have been consumers of the concerned Distribution Licensee."

- 2.2 **The 2nd proviso to sub-regulation (ii) of regulation 13 (B) of the Principle Regulations, shall be substituted by following provisos, namely: -**

“Provided further that additional surcharge shall not be applicable in case of green energy open access consumer, if the power from green energy open access is availed up to the extent of his contract demand with Distribution Licensee and fixed charges thereof are paid to the Distribution Licensee:

Provided also that such additional surcharge shall be levied in case green energy open access consumer is availing power from open access over and above his contract demand with Distribution Licensee:

Provided also that additional surcharge shall be applicable only for the green energy open access consumers who are or have been consumers of the concerned Distribution Licensee.”

3. Amendment to Regulation 15 of the Principal Regulations.

Following proviso shall be inserted after 1st proviso of Regulation 15 of the Principal Regulations, namely: -

Provided further that no adjustment in maximum demand shall be given in case a person is availing power from open access up to the extent of his contract demand with Distribution Licensee:

By order of the Commission,
UMAKANTA PANDA, Secy.