



TAMIL NADU GOVERNMENT GAZETTE

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TAMIL NADU ELECTRICITY REGULATORY COMMISSION

Notification No. TNERC/SC/ 7/27, dated 27-05-2011.

WHEREAS the Tamil Nadu Electricity Regulatory Commission specified the Tamil Nadu Electricity Supply Code under section 50 of the Electricity Act 2003 (Central Act 36 of 2003) and notified the same in the Tamil Nadu Government Gazette dated the 1st September 2004;

AND WHEREAS it is considered necessary to issue certain amendments to the Tamil Nadu Electricity Supply Code and such amendments shall be subject to the condition of previous publication and accordingly undergone previous publication;

NOW THEREFORE, in exercise of the powers conferred on it by section 181 read with section 50 of the Electricity Act 2003, and all other powers enabling it in this behalf, the Tamil Nadu Electricity Regulatory Commission hereby specifies the following amendments to the Tamil Nadu Electricity Supply Code (hereinafter referred to as the Principal Code) namely:-

1. Short title and Commencement.-

(a) This Code may be called the **Tamil Nadu Electricity Supply (Amendment) Code, 2011**.

(b) It shall come into force on the date of its publication in the Tamil Nadu Government Gazette.

2. Amendment of clause 23 of the Principal Code:

To item (7) of sub clause (AA) of clause 23 of the Principal Code, the following proviso shall be added, namely:-

“Provided that if the quantum of energy consumption is recorded in the meter installed by the Distribution Licensee in the consumer’s premises, the authorized officer shall arrive such energy consumption as per the assessment formula given in Form 8-A in Appendix to this Code”

3. Amendment to the Appendix of the Principal Code:

In the Appendix of the Principal Code, after Form-8, the following Form shall be inserted, namely:-

“Form 8-A
[(See proviso of clause 23 (AA)(7)]

FORMULA TO ASSESS THE QUANTUM OF MISUSED ENERGY IN THE CASE WHOEVER DISHONESTLY USES ELECTRICITY FOR THE PURPOSE OTHER THAN FOR WHICH THE USAGE OF ELECTRICITY WAS AUTHORIZED AS REFERRED IN SECTION 135 (1)(e) OF THE ELECTRICITY ACT 2003

(i) Quantum of misused energy, $U = a \times (b / c)$ kWh

where

a - Total consumption recorded during the preceding period of existence of such violations limited to a specified period

b – misused load found at the time of inspection

c – total connected load found at the time of inspection

(ii) Penal charges on account of unauthorized use of energy

$$= (2 \times U \times d) - (U \times e)$$

where

U - Quantum of misused energy, kWh

d - Tariff of unauthorized use

e - Tariff of authorized use

(iii) Period of unauthorized use

The authorized officer may take into account the following and arrive at the least period (duration) of unauthorized use of electricity:

(a) for the period of twelve months

(b) for the period from the date of prior inspection if any by the licensee’s officer to the date of detection

(c) from the date of service connection to the date of detection

(d) wherever electronic meters are installed and the load curves are studied periodically, the period of unauthorized use of electricity could be limited to the exact period as could be determined scientifically.

(e) Based on the valid document produced by the accused person.

(f) *For any other reasonable period as assessed by the authorized officer to the best of his judgment”*

/By order of the Commission/

(S.GUNASEKARAN)
Secretary