



सत्यमेव जयते

WEST BENGAL ELECTRICITY REGULATORY COMMISSION



Ref No. WBERC/Regulation-77/24-25/ 5415

Dated, Kolkata, the 29th January, 2024

PUBLIC NOTICE

Subject : Notice Inviting Objections/ Suggestions/ Comments on Draft West Bengal Electricity Regulatory Commission (Balancing and Settlement code) (First Amendment) Regulations, 2024

The West Bengal Electricity Regulatory Commission has brought out the Draft West Bengal Electricity Regulatory Commission (Balancing and Settlement code) (First Amendment) Regulations, 2024 which is available at www.wberc.gov.in.

All stakeholders/ interested persons may submit suggestions/ objections/ comments on the draft to West Bengal Electricity Commission at Plot No : AH/5 (2nd and 4th Floor), Premises No : MAR 16-1111, Action Area – 1A, New Town, Kolkata – 700 163 by **20th September, 2024 (3 P.M.)**.

A copy of draft Regulation and also the existing Regulations proposed to be amended may be obtained from the office of the Commission between **11.00 hrs to 15.00 hrs** on any working day on payment of usual fees. Interested persons may visit the website of the Commission at www.wberc.gov.in for obtaining the copy of the said draft regulation.

Place : Kolkata

Date: 29th August, 2024

By Order of the Commission

Sd/- x x

Secretary

Draft

West Bengal Electricity Regulatory Commission

NOTIFICATION

No. WBERC/

Dated: xx.xx.2024

In exercise of the powers conferred by sub-sections (1) and clause (zp) of sub section (2) of section 181 of the Electricity Act, 2003 (36 of 2003) read with sub section (2) and (3) of section 32 , clause (d) of sub section (2) of section 39, clause (c) of section 40 and clause (h) of sub-section (1) of section 86 and clause (i) of sub section (2) of section 86 of the Electricity Act , 2003 (36 of 2003) and the Electricity [Removal of Difficulties] Eighth Order, 2005 and all powers enabling on that behalf, the West Bengal Electricity Regulatory Commission (WBERC) hereby makes the following regulations to amend West Bengal Regulatory Commission (Balancing and Settlement Code) Regulation 2021 issued under notification No 69/WBERC dated 26.11.2021 and published in the Kolkata Gazette, Extraordinary on 26.11.2021 (Hereinafter referred to as the "Principal Regulation")

1. Short Title, Commencement

1.1 Short title, commencement and interpretation.

These regulations may be called the West Bengal Electricity Regulatory Commission(Balancing and Settlement code) (First Amendment) Regulations, 2024.

1.2 They shall come in to force on the date of their publication in the official gazette

2 For regulation 6 of the Principal Regulations, the following regulation shall be substituted:

"6: Opening of Letter of Credit (LC)

- (1) Each entity under the purview of DS mechanism shall open an irrevocable, revolving, un-conditional and non-recourse Letter of Credit (LC) in favour of the "SLDC-DS-FUND-WBSETCL" for an amount of Rs. 10,00,000, (ten lakhs) at initial stage of commencement of Entity's

operation in the State Grid. Such LC has to be opened with a scheduled Public Sector Bank/Scheduled private sector Bank, having branch Office in Kolkata. Post three months of commencement of DS, the LC shall be updated to an amount equivalent to weekly DS Charges for the two weeks in the initial three months where DS charges were the highest subject to this amount being at least Rs. 10,00,000 and such revised LC amount (if any) shall continue till the updated LC is provided as per clause (2) of this regulation. For the existing entities under ABT mode who have already opened an LC, the revised LC amount shall be based on the DS charges highest for the two weeks in the next three months of coming into effect of this regulation i.e. with effect from xx.xx.2024, subject to this amount being at least Rs. 10,00,000 and such revised LC amount (if any) shall continue till the updated LC is provided as per clause (2) of this regulation.

(2) Each entity under the purview of DS mechanism shall update LC within one month of the start of the financial year. The updated LC amount shall be equivalent to weekly DS Charges for the two weeks in the previous year where DS charges were the highest subject to this amount being at least Rs. 10,00,000. This excludes the new entities which have not completed three months of operation under DS Mechanism at the start of the financial year.

(3) In case of non-compliance by any entity, SLDC shall intimate the same to the Commission for initiation of action under section 142 of the Electricity Act 2003."

Place: Kolkata
Date: _____

By Order of the Commission

Sd/-
Secretary of the Commission