



**ORDER
OF THE
WEST BENGAL ELECTRICITY REGULATORY COMMISSION
IN CASE NO. OA- 466/23-24**

IN REGARD TO THE APPLICATION SUBMITTED BY WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LIMITED (WBSEDCL) FOR APPROPRIATE ORDER REGARDING REMOVAL OF DISPARITY IN CALCULATION OF DEVIATION SETTLEMENT MECHANISM CHARGES BETWEEN INTRA & INTERSTATE LEVEL UNDER REMOVAL OF DIFFICULTIES OF WEST BENGAL ELECTRICITY REGULATORY COMMISSION (DEVIATION SETTLEMENT MECHANISM AND RELATED MATTERS) REGULATION, 2021

PRESENT:

**DR. MALLELA VENKATESWARA RAO, CHAIRPERSON
SRI PULAK KUMAR TEWARI, MEMBER**

DATE: 28.12.2023



IN REGARD TO THE APPLICATION SUBMITTED BY WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LIMITED (WBSEDCL) FOR APPROPRIATE ORDER REGARDING REMOVAL OF DISPARITY IN CALCULATION OF DEVIATION SETTLEMENT MECHANISM CHARGES BETWEEN INTRA & INTERSTATE LEVEL UNDER REMOVAL OF DIFFICULTIES OF WEST BENGAL ELECTRICITY REGULATORY COMMISSION (DEVIATION SETTLEMENT MECHANISM AND RELATED MATTERS) REGULATION, 2021



Facts in brief:

- 1.0 West Bengal State Electricity Distribution Company Limited (WBSEDCL) has submitted an application vide letter dated 01.12.2023 for Issuance of appropriate order regarding removal of disparity in calculation of Deviation Settlement Mechanism charges between intra & interstate level under removal of difficulties of West Bengal Electricity Regulatory Commission (Deviation Settlement Mechanism and related matters) Regulation, 2021. The petition of WBSEDCL has been marked as OA-466/23-24.
- 2.0 WBSEDCL vide their petition dated 01.12.2023 inter-alia submitted the following:
- WBSEDCL has submitted a Financial Impact Analysis report and submitted that the utility with bigger volume of schedule are getting financially affected with additional burden despite maintaining grid discipline on implementation of the Suo-Moto order dated 10.03.2023 passed by the Commission.
 - WBSEDCL also stated that, being the biggest Distribution Company of the West Bengal, WBSEDCL will be the worst sufferer both commercially with negative pool burden and operationally with the consumer supply interruption through Automatic Demand Management System (ADMS) & Planning Reserve Margin (PRM).
 - In view of the above, WBSEDCL has prayed before the Commission to admit the present petition and pass an appropriate order for removal of difficulty in accordance with regulation 5.6 of West Bengal Electricity Regulatory Commission (Deviation Settlement Mechanism) Regulation, 2021.

Observations of the Commission:

- 3.0 It is observed that the petition of WBSEDCL has been made under Regulation 5.6 of the West Bengal Electricity Regulatory Commission (Deviation Settlement Mechanism) Regulation, 2021.
- 4.0 The Commission has observed that that the regulation 5.6 comes into play when there is any ambiguity in the language or meaning or sentence of the regulation or there is any genuine difficulty in giving effect to the regulation.
- 5.0 The Commission further observed that the instant petition of WBSEDCL has not been filed in respect of any regulation. Prima facie it appears the petition, in essence, is for revision for the Suo-moto order of the Commission dated 10.03.2023 in Case No. SM-32/22-23.



IN REGARD TO THE APPLICATION SUBMITTED BY WEST BENGAL STATE ELECTRICITY DISTRIBUTION COMPANY LIMITED (WBSEDCL) FOR APPROPRIATE ORDER REGARDING REMOVAL OF DISPARITY IN CALCULATION OF DEVIATION SETTLEMENT MECHANISM CHARGES BETWEEN INTRA & INTERSTATE LEVEL UNDER REMOVAL OF DIFFICULTIES OF WEST BENGAL ELECTRICITY REGULATORY COMMISSION (DEVIATION SETTLEMENT MECHANISM AND RELATED MATTERS) REGULATION, 2021



Order:

- 6.0 In view of the above, the Commission does not admit the petition of WBSEDCL.
- 7.0 A copy of the order shall be posted on the website of the Commission.
- 8.0 WBSEDCL shall download the copy of the order from the website of the Commission and act on it.

**Sd/-
(PULAK KUMAR TEWARI)
MEMBER**

**Sd/-
(MALLELA VENKATESWARA RAO)
CHAIRPERSON**

Dated: 28.12.2023

**Sd/-
SECRETARY**