BEFORE THE ARUNACHAL PRADESH STATE ELECTRICITY REGULATORY COMMISSION AT ITANAGAR

PETITION NO. ________ OF 2023

IN THE MATTER OF: Petition under Section 27 of the Energy Conservation Act, 2001 for adjudication of the penalty under Section 26 of the Energy Conservation Act, 2001 by the Adjudicating Officer and for directions to Department of Power, Arunachal Pradesh to make payment of penalty as adjudicated by the Adjudicating Officer.

AND IN THE MATTER OF:

The Bureau of Energy Efficiency ...Petitioner

Versus

Department of Power, Arunachal Pradesh ...Respondent

INDEX

मिलिंद देवरे/MILIND DEORE
निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
नई दिल्ली/New Delhi-110066

PETITIONER
मिलिंद देवरे/MILIND DEORE
निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
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Through

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Place: Delhi
Date: 02.03.2023

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BEFORE THE ARUNACHAL PRADESH STATE ELECTRICITY REGULATORY COMMISSION AT ITANAGAR

PETITION NO. ________ OF 2023

IN THE MATTER OF: Petition under Section 27 of the Energy Conservation Act, 2001 for adjudication of the penalty under Section 26 of the Energy Conservation Act, 2001 by the Adjudicating Officer and for directions to Department of Power, Arunachal Pradesh to make payment of penalty as adjudicated by the Adjudicating Officer.

AND IN THE MATTER OF:

The Bureau of Energy Efficiency
Through its Director Sh. Milind Deore,
Ministry of Power, Government of India,
4th Floor Sewa Bhawan, R.K. Puram,
New Delhi- 110066 (India)
e-mail- mdeore@beenet.in ...Petitioner

Versus

Department of Power, Arunachal Pradesh,
Through its Chief Engineer (Power),
Power Department, Govt. of Arunachal Pradesh,
Itanagar (Arunachal Pradesh)- 791111
e-mail-vidyutarunachal@gmail.com ...Respondent

मिलिंद देवरे/MILIND DEORE
निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
नई दिल्ली/New Delhi-110066

To,

The Hon'ble Chairman & his Companion Members
Of the Hon'ble Arunachal Pradesh State Electricity Regulatory Commission at Itanagar.

The Petitioner above named most respectfully showeth:

1. It is submitted that the Petitioner namely Bureau of Energy Efficiency (BEE) is a statutory body set up by Government of India on 01.03.2002 under the provisions of the Energy Conservation Act, 2001 having its registered office at 4th Floor, Sewa Bhawan, R.K. Puram, New Delhi-110066 and the principle objective of the Petitioner is to assist in developing policies and strategies with a thrust on self-regulation and market principles, within the overall frame work of the Energy Conservation Act, 2001 with the primary objective of reducing energy intensity of the Indian economy. It further, co-ordinates with Designated Consumers (DCs), Designated Agencies and other organization and recognized, identify and utilized the existing resources and infrastructure, in performing the function assigned to it under the Energy Conservation Act, 2001. The Energy Conservation Act, 2001 provides for regulatory and promotional functions.

2. That the present Petition is being filed under the instructions of the affiant of the supporting Affidavit. The affiant is the competent authority of the Petitioner in the capacity of Director. It is further submitted that the said affiant is competent to institute the captioned Petition on behalf of the Petitioner. A copy of the authorization letter is annexed herewith and marked as **Annexure P-1**

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3. The Respondent namely Department of Power, Arunachal Pradesh is a State Government Department, assigned to carry out all the activities of Power Sector, enforced upon the relevant Acts and Rules of Electricity, Power & Energy, co-ordinate among all the power utilities and stake holders operating in the state and advice the State Government on all matters relating to Power, Electricity & Energy. The Respondent is the licensee in State of Arunachal Pradesh for Distribution of Electricity. It is pertinent to mention here that the Respondent has been brought under the purview of Energy Conservation Act, 2001 vide statutory order No. 3445(E) dated 28.09.2020 vide which the Union of India in consultation with the Petitioner had notified all the DISCOMs that have been issued distribution licence by State / Joint Electricity Regulatory Commission under the Electricity Act, 2003 (36 of 2003) notified as Designated Consumer. A copy of the statutory order No. 3445(E) dated 28.09.2020 is annexed herewith and marked as **Annexure P-2**.

4. That the Petitioner with the approval of the Union of India and in exercise of the powers conferred by *Clause (g) of sub-Section 2 of Section 58, read with Clause (q) of sub-Section 2 of Section 13 of the Energy Conservation Act, 2001 (52 of 2001) notified the Regulation namely* ***"The Bureau of Energy Efficiency (Manner and Interval for Conduct of Energy Audit in Electricity Distribution Companies) Regulations, 2021"*** (hereinafter referred to as "Regulation") vide Notification dated 07.10.2021. A copy of the said Regulation is annexed herewith and marked as **Annexure P-3**.

5. That owing the impact of energy auditing on the entire distribution and retail supply businesses and in absence of an

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existing frame work with dedicated focus on the same, the Petitioner developed the aforesaid regulation that all distribution utilities across the nation can follow and adhere to it. The Petitioner framed the Regulations on Manner and Intervals for Conduct of Energy Audit in Electricity Distribution Companies (DISCOMs). The Regulation framed by the Petitioner for energy audit in DISCOMs provides broad framework for conduct of Annual Energy Audit and Quarterly Energy Accounting with necessary pre-requisite and reporting requirements to be met.

6. It is pertinent to mention here that the Union of India under the powers conferred vide Section 14(i) of the Energy Conservation Act, 2001 can direct Designated Consumers to get energy audit conducted by an accredited energy auditor. The aforesaid provision of the Energy Conservation Act, 2001 is reproduced herein below for the ready reference of this Hon'ble Commission:

> ***14**. Power of Central Government to enforce efficient use of energy and its conservation. - The Central Government may, by notification, in consultation with the Bureau,-*
>
> *(i) direct, if considered necessary for efficient use of energy and its conservation, any designated consumer to get energy audit conducted by an accredited energy auditor;*

7. That the main objectives of the aforesaid Regulation are mentioned herein below:

(a) Quantify and determine actual energy consumption and losses (Consumer),

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(b) Identify areas of leakage, wastage or inefficient use to reduce Transmission and Distribution Losses,

(c) Facilitating the assessment of energy consumption and subsidy paid by the State Government to the DISCOMs,

(d) Enable the independent Third (3rd) Party Energy Audit (through Accredited Energy Auditor) of the distribution systems, and

(e) Enable the distribution utilities in undertaking the targeted efficiency improvement activities to reduce Transmission and Distribution losses.

8. That the relevant provisions of the aforesaid Regulation are mentioned herein below for the ready reference of this Hon'ble Commission:

"3. ***Intervals of time for conduct of annual energy audit-***
(1) Every electricity distribution company shall conduct an annual energy audit for every financial year and submit the annual energy audit report to the Bureau and respective State Designated Agency and also made available on the website of the electricity distribution company within a period of four months from the expiry of the relevant financial year:

Provided that on the commencement of these regulations, the first annual energy audit of every electricity distribution company shall be conducted within six months from the date of such commencement, by taking into account the energy accounting of electricity distribution company for the financial year immediately preceding the date of the commencement of these regulations.

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(2) Where a new electricity distribution company is established after the commencement of these regulations, such electricity distribution company shall conduct its first annual energy audit on completion of the first financial year from the date of being notified as designated consumer.

Explanation. — If any entity created as a result of merger, demerger, slump sale, acquisition, change of control or any other corporate restructuring of, or involving, any existing electricity distribution company, such entity shall not be considered as a new electricity distribution company for the purposes of this sub regulation.

4. ***Intervals of time for conduct of periodic energy accounting.***- *(1) Every electricity distribution company shall —*

(a) ensure that all feeder wise, circle wise and division wise periodic energy accounting shall be conducted by the energy manager of the electricity distribution company for each quarter of the financial year; and

(b) submit the periodic energy accounting report to the Bureau and respective State Designated Agency and also made available on the website of electricity distribution company within forty-five days from the date of the periodic energy accounting.

(2) After the commencement of these regulations, every electricity distribution company shall, notwithstanding anything in sub-regulation (1), —

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(a) *conduct its first periodic energy accounting, for the last quarter of the financial year immediately preceding the date of such commencement; and*

(b) *conduct its subsequent periodic energy accounting for each quarter of the financial year for a period of two financial years from the date of such commencement, and submit the periodic energy accounting report within sixty days from the date of periodic energy accounting.*

9. That as per the aforesaid provisions of the Regulation, the Respondent was mandatorily directed to conduct periodic energy accounting by in house energy Manager and annual energy audit by an Accredited Energy Auditor (by engaging a Third-Party agency). The Regulation also requires the Respondent to create a centralized energy accounting and audit cell with adequately qualified personnel. It is pertinent to mention here that the aim of aforesaid provisions of the Regulation is to create and establish an intervention free auditing system which would help to identify loss pockets and enable remedial measures by Respondent with the overall objective of accelerating the reduction of AT&C losses in the nation.

10. That the relevant timeline for the compliance of the Regulation by the Respondent is mentioned herein below for the ready reference of this Hon'ble Commission:

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Bureau of En...
नई दिल्ली/New Delhi-110...

Report	Whom to be submitted	Type of report/audit	Period	Due date for submission
Periodic Energy Accounting by Energy Manager (EM)	Bureau of Energy Efficiency and State Designated Agency	First Periodic energy accounting (Quarter II)	01.07.2021 to 30.09.2021	06.12.2021
		Subsequent periodic energy accounting (Quarter III)	01.10.2021 to 31.12.2021	01.03.2022
		Subsequent periodic energy accounting (Quarter IV)	01.01.2022 to 31.03.2022	30.05.2022
Annual Energy Audit by an Accredited Energy Auditor (AEA)	Bureau of Energy Efficiency and State Designated Agency	First annual energy audit	FY2020-21	06.04.2022
		Subsequent Annual Energy Audit	FY2021-22	31.07.2022

11. That the Petitioner to create the awareness and facilitate the compliance of the Regulation by the DISCOMs organized region wise webinars/workshops for DISCOMs and sent the invitation to join these webinars/workshops to the DISCOMs vide email dated 15.11.2021. The copy of the aforesaid email is annexed herewith and marked as **Annexure P-4**. It is further submitted

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that vide the aforesaid email the timeline of the Regulation was also shared with the Respondent.

12. That it is pertinent to mention here that the Union of India under the powers conferred vide Section 14 (i) of Energy Conservation Act, 2001 issued letter dated 27.10.2021 addressed to Chief Secretary, ACS/Principle Secretary/Secretary (Energy/Power) of all State Government and UTs informing the aforesaid Regulation and further informed that all the distribution companies governed under the various provisions the EC, Act are required to have its 1st Energy Audit conducted by an accredited energy auditor within six months i.e. by 06.04.2022 and periodic energy accounting for the last quarter (ending September 2021 to done by Energy Manager 06.12.2021. It was further request that all DISCOMs should follow the timeline of the Regulation. A copy of the letter dated 27.10.2021 is annexed herewith and marked as **Annexure P-5**.

13. That, the Petitioner issued a letter dated 18.11.2021 addressed to the Respondent informing that as per Clause 5(g) of the Regulation, the DISCOMs shall create a centralized energy accounting and audit cell comprising of a Nodal Officer, an Energy Manager etc. and the Nodal Officer will be the point of contact for all communication / activities related to the compliance of the Regulation vide the aforesaid letter the Petitioner requested to provide the details of Energy Audit Cell (EAC) in a prescribed format as mentioned in the letter. A copy of the letter dated 18.11.2021 is annexed herewith and marked as **Annexure P-6**.

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14. That the Petitioner vide its letter dated 09.12.2021 informed the Respondent that non-compliance of the Regulation will attract the penal provisions of the EC Act and further requested to submit the 1st annual Energy Audit Report and Periodic Energy Accounting Reports. A copy of the letter dated 09.12.2021 is annexed herewith and marked as **Annexure P-7**.

15. That the Petitioner vide its letter dated 28.01.2022 informed the Respondent that inspite of several communications and follow up, the Petitioner has not received the first Periodic Energy Accounting Reports of the Respondent and the last date for submission of the aforesaid report was 06.12.2021. Vide the aforesaid letter the Petitioner once again requested the Respondent to submit the first Energy Accounting Report otherwise the Petitioner would initiate penal actions as per the provisions of the Energy Conservation Act, 2001. A copy of the letter dated 28.01.2022 is annexed herewith and marked as **Annexure P-8**.

16. That the Petitioner vide its letter dated 22.02.2022 addressed to the Respondent and informed that as per the Regulation, the second Periodic Energy Accounting Reports for Q3 of FY-2021-22 (period 01.10.2021 to 31.12.2021) has to be submitted on or before 01.03.2022. It was further informed that the Petitioner has not received the second Energy Accounting Report of the Respondent and the non-compliance of Regulation would attract the penal provision as per the Energy Conservation Act, 2001. A copy of the email dated 23.02.2022 and letter dated 22.02.2022 is annexed herewith and marked as **Annexure P-9**.

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17. The Petitioner vide its letter dated 04.03.2022 issued a show cause notice to the Respondent for non-compliance of the provisions of the Regulation and non-submission of first Energy Accounting report and directed the Respondent to submit their response to the show cause notice explaining the reasons of non-submission of 1st Energy Accounting Report along with copy of 1st Energy Accounting Report within a period of seven days from the receipt of the aforesaid show cause notice. It was further informed vide the aforesaid show cause notice that if the Respondent failed to submit their Energy Accounting Report along with response to the aforesaid show cause notice, penal action would be taken against it in accordance to the provisions of Energy Conservation Act, 2001. A copy of the show cause notice dated 04.03.2022 is annexed herewith and marked as **Annexure P-10**.

18. That the Respondent in response to the aforesaid show cause notice, issued a letter dated 01.04.2022 informing that the Respondent is deemed licensee, which comes under the government of Arunachal Pradesh and for engaging/hiring the Accredited Energy Auditor/Agency, the Respondent has to follow certain codal formalities and obtain necessary approval from the competent authority which require some time. Vide the aforesaid letter the Respondent requested the Petitioner No.1 to grant some time for preparation and submission of data for all Quarters of FY 2021-22. A copy of the letter dated 01.04.2022 is annexed herewith and marked as **Annexure P-11**.

19. That the Petitioner in addition to the show cause notices had also vide its letters dated 23.05.2022 addressed to the Respondent informed that 1st and 2nd Energy Accounting

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Report for Q2 and Q3 of FY-2020-21 has not been submitted to the Petitioner with a copy to State Designated Agency (SDA) which were to be submitted by 06.12.2021 and 01.03.2022 respectively as per the Regulation. The Petitioner further directed the Respondent to submit their response and reasons for non-submission of the report along with a copy of 1st and 2nd Energy Accounting Report on or before 31.05.2022 failing which penal action would be initiated in accordance with the provisions of the Energy Conservation Act, 2001. The copy of the letter dated 23.05.2022 is annexed herewith and marked as **Annexure P-12**.

20. That the Petitioner vide its letter dated 23.08.2022 again requested the Respondent to submit its periodic Energy Accounting Report of FY 2021-22 and First and Second Annual Energy Audit Reports for FY 2020-21 & FY 2021-22, duly providing reasons for non-submission of the report as per the timelines. A copy of the letter dated 23.08.2022 is annexed herewith and marked as **Annexure P-13**.

21. That the Petitioner further issued a Show Cause notice dated 19.01.2023 in continuation to the previous notices issued to the Respondent and directed for submission of the response to the Show Cause Notice stating the reasons for non-compliance of the Regulation and non-submission of the reports to the Petitioner along with a copy of Periodic Energy Accounting Report and Annual Energy Audit Report within a period of 7 days. A copy of the letter dated 19.01.2023 is annexed herewith and marked as **Annexure P-14**.

22. It is pertinent to mention here that the Respondent completely ignored and failed to comply the directions/ requests made by

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the Petitioner to comply with the Regulation and have not even bothered to submit their periodic and 1st & 2nd Energy Accounting Report. The Petitioner being aggrieved by the casual behavior and due to non-compliance of the Regulation is forced to invoke the penalty provisions as prescribed under the Section 26 of the Energy Conservation Act, 2001. The aforesaid Section is reproduced herein below for the ready reference of this Hon'ble Commission;

26. Penalty. -

(1) If any person fails to comply with the provisions of clause (c) or clause (d) or clause (h) or clause (i) or clause (k) or clause (l) or clause (r) or clause (s) of section 14 or clause (b) or clause (c) or clause (h) of section 15, he shall be liable to a penalty which shall not exceed [ten lakh rupees] for each such failure and, in the case of continuing failure, with an additional penalty which may extend to [ten thousand rupees] for every day during which such failure continues:

Provided that no person shall be liable to pay penalty within five years from the date of commencement of this Act.

[(IA) If any person fails to comply with the provisions of clause (n) of section 14, he shall be liable to a penalty which shall not exceed ten lakh rupees and, in the case of continuing failure, with an additional penalty which shall not be less than the price of every metric ton of oil equivalent of energy, prescribed under this Act, that is in excess of the prescribed norms.]

(2) Any amount payable under this section, if not paid, may be recovered as if it were an arrear of land revenue.

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23. That the Petitioner is filing the present Petition before this Hon'ble Commission under Section 27 of the Energy Conservation Act, 2001 for adjudication of the penalty to be imposed upon the Respondent under Section 26 for non-compliance of the Regulation as notified by the Petitioner and for non-compliance of the direction issued by the Union of India vide its letter dated 27.10.2021. Further, the Petitioner is filing the present Petition in accordance to the S.O.6027(E) dated 23.12.2022 wherein the Petitioner has been empowered to file Petition before the Competent Authority for Non-Compliance of the Regulation. Section 27 of the Energy Conservation Act, 2001 is reproduced herein below for the ready reference of this Hon'ble Commission;

27. Power to Adjudicate.-

(1) For the purpose of adjudging under section 26, the State Commission shall appoint any of its members to be an adjudicating officer for holding an inquiry in such manner as may be prescribed by the Central Government, after giving any person concerned a reasonable opportunity of being heard for the purpose of imposing any penalty. -(1) For the purpose of adjudging under section 26, the State Commission shall appoint any of its members to be an adjudicating officer for holding an inquiry in such manner as may be prescribed by the Central Government, after giving any person concerned a reasonable opportunity of being heard for the purpose of imposing any penalty.

(2) While holding an inquiry the adjudicating officer shall have power to summon and enforce the attendance of any person acquainted with the facts and circumstances of the case to give evidence or produce any document which in

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नई दिल्ली/New Delhi

the opinion of the adjudicating officer, may be useful for or relevant to the subject-matter of the inquiry, and if, on such inquiry, he is satisfied that the person has failed to comply with the provisions of any of the clauses of the sections specified in section 26, he may impose such penalty as he thinks fit in accordance with the provisions of any of those clauses of that section: Provided that where a State Commission has not been established in a State, the Government of that State shall appoint any of its officers not below the rank equivalent to a Secretary dealing with legal affairs in that State to be an adjudicating officer for the purposes of this section and such officer shall cease to be an adjudicating officer immediately on the appointment of an adjudicating officer by the State Commission on its establishment in that State: Provided further that where an adjudicating officer appointed by a State Government ceased to be an adjudicating officer, he shall transfer to the adjudicating officer appointed by the State Commission all matters being adjudicated by him and thereafter the adjudicating officer appointed by the State Commission shall adjudicate the penalties on such matters.

24. That the Petitioner declared that the subject matter of the Petition is within the jurisdiction of this Hon'ble Commission and has not previously filed any Petition in respect of which the present Petition is preferred before any Court, any other authority, nor any Writ Petition is pending.

25. The Petitioner further submits that no other remedy is available under the Energy Conservation Act, 2001 or any other statutory proceeding of law or rule to the information and

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निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
नई दिल्ली/New Delhi-110066

knowledge of the Petition. It is further submitted that no proceeding is pending before this Hon'ble Commission at the instances of the Respondent / or any other Third Party in this matter.

PRAYER

In view of the submission made in the foregoing paras, it is most respectfully prayed that this Hon'ble Commission may be pleased to:

(a) Direct the Adjudicating Officer for holding an enquiry for the purpose of adjudging the penalty under Section 26 of the Energy Conservation Act, 2001 for non-compliance of the Regulation by the Respondent,

(b) Direct the Respondent to make payment of penalty as adjudicated by the Adjudicating Officer,

(c) Direct the Respondent to comply with the Regulation notified by the Petitioner and submit the requisite form for Energy Audit as provided in the Regulation,

(d) Pass any such other and further orders as are deemed to fit and proper in facts and circumstances of the case.

PETITIONER

मिलिंद देवरे/MILIND DEORE
निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
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Through

Aamir Zafar Khan & Sadiqua Fatma
Counsel for the Petitioner
Legacy Law Offices
D-18, Kalkaji, New Delhi
M: 9435166474
Email: aamirzafar.khan@legacylawoffices.com

Place: Delhi
Date: 02.03.2023

17

BEFORE THE ARUNACHAL PRADESH STATE ELECTRICITY REGULATORY COMMISSION AT ITANAGAR

PETITION NO. ________ OF 2023

IN THE MATTER OF: Petition under Section 27 of the Energy Conservation Act, 2001 for adjudication of the penalty under Section 26 of the Energy Conservation Act, 2001 by the Adjudicating Officer and for directions to Department of Power, Arunachal Pradesh to make payment of penalty as adjudicated by the Adjudicating Officer.

AND IN THE MATTER OF:

The Bureau of Energy Efficiency ...Petitioner

Versus

Department of Power, Arunachal Pradesh ...Respondent

AFFIDAVIT VERIFYING THE PETITION

I, Milind Deore aged about 43, working as Director with the Petitioner above named, having office at 4th Floor, Sewa Bhawan, R.K. Puram, New Delhi-110066, do hereby solemnly affirm and state as follows:

1. I say that I am conversant with the facts of the present Petition on the basis of the records maintained by the Petitioner in the ordinary course of its business.

2. I repeat and reiterate whatever is stated in the Petition, and humbly submit that the same be deemed to be and is forming part and parcel of this Affidavit.

3. I pray that in the facts and circumstances stated in the Petition, the reliefs prayed for being allowed or granted to the Petitioner.

मिलिंद देवरे/MILIND DEORE
निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
नई दिल्ली/New Delhi-110066

4. I state that the averments made in the Petition are true to my knowledge (derived from official records), and I believe the same to be true.

I identified the deponent who has signed in my presence.

0 2 MAR 2023

मिलिंद DEPONENT DECRE
निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
नई दिल्ली/New Delhi-110066

VERIFICATION

Solemnly affirmed at New Delhi on this ________ day of ________ 2023 that the contents of the above Affidavit are true to my knowledge. No part of it is false and nothing material has been concealed therefrom.

DEPONENT
मिलिंद देवरे/MILIND DECRE
निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
नई दिल्ली/New Delhi-110066

NOTARY
Debajyoti Behuria
Advocate
Regn. No. 19716
Period: 24/02/2020
to 24/02/2025
Central Delhi
GOVT. OF INDIA

CERTIFIED THAT THE DEPONENT
Shri/Smt./Km. M.I. Milind Decre
S/o, W/o R/o Minis Thru: Bureau of energy efficiency
Identified by Amir Zakir Khan
Has solemnly affirmed before me at
Delhi on
That the contents of the affidavit which have been read & explained to him are true & correct to his knowledge

0 2 MAR 2023

NOTARY

Annexure - P1

19

G20 भारत 2023 INDIA

अभय बाकरे, आईआरएसईई
महानिदेशक

ABHAY BAKRE, IRSEE
Director General

सत्यमेव जयते

Azadi Ka Amrit Mahotsav

ऊर्जा दक्षता ब्यूरो
(विद्युत मंत्रालय, भारत सरकार)

BUREAU OF ENERGY EFFICIENCY
(Ministry of Power, Government of India)

No. 18/1/BEE/DISCOMs/2023/8029 — 20th January, 2023

To,

Mr. Milind Deore
Director
Bureau of Energy Efficiency,
4th Floor, Sewa Bhawan,
R.K. Puram, New Delhi-110062

AUTHORIZATION LETTER

The undersigned under the powers conferred as per Section 11 of "The Energy Conservation Act, 2001" do hereby authorize Mr. Milind Deore, Director of Bureau of Energy Efficiency to sign and file the petitions under Section 27 of the Energy Conservation Act, 2001 for adjudication of the Penalty under Section 26 of the Energy Conservation Act, 2001 by the Adjudicating Authority against the Distribution Companies (DISCOMs) for non-compliance of "The Bureau of Energy Efficiency (Manner and Interval for Conduct of Energy Audit in Electricity Distribution Companies) Regulations, 2021" for and behalf of the Bureau of Energy Efficiency for filling and pursuing the petitions/matter before the Adjudicating Authority of the respective State Electricity Regulatory Commissions and Joint Electricity Regulatory Commission.

Yours Sincerely,

Abhay Bakre

(Abhay Bakre)

True Copy

Annexure- P2

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रजिस्ट्री सं. डी.एल.- 33004/99 REGD. No. D. L.-33004/99

भारत का राजपत्र
The Gazette of India

सी.जी.-डी.एल.-अ.-03102020-222232
CG-DL-E-03102020-222232

असाधारण
EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)
PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं. 3066] नई दिल्ली, बृहस्पतिवार, अक्तूबर 1, 2020/आश्विन 9, 1942
No. 3066] NEW DELHI, THURSDAY, OCTOBER 1, 2020/ASVINA 9, 1942

विद्युत मंत्रालय
अधिसूचना

नई दिल्ली, 28 सितम्बर, 2020

का.आ. **3445**(अ).—केन्द्रीय सरकार, ऊर्जा संरक्षण अधिनियम, 2001 (2001 का 52) की धारा 14 के खंड (ड.) और (च) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, ऊर्जा दक्षता ब्यूरो के परामर्श से, भारत के राजपत्र, असाधारण, भाग II, खंड 3, उपखंड (ii) तारीख 19 मार्च, 2007 में प्रकाशित भारत सरकार के विद्युत मंत्रालय की अधिसूचना संख्यांक का.आ. 394 (अ) तारीख 12 मार्च, 2007 में निम्नलिखित और संशोधन करती है, अर्थात् :-

उक्त अधिसूचना में, विद्युत वितरण कंपनियों से संबंधित उप-पैरा 11 के स्थान पर निम्नलिखित उप-पैरा रखा जाएगा, अर्थात्:-

"11. विद्युत वितरण कंपनियाँ – वे इकाईयां, जिन्हें विद्युत अधिनियम, 2003 (2003 का 36) के अधीन राज्य/संयुक्त विद्युत विनियामक आयोग द्वारा वितरण अनुज्ञप्ति जारी की गई है।"

[फा.सं. 11-10/5/2020 - ईसी]

राज पाल, आर्थिक सलाहकार

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टिप्पण – मूल अधिसूचना भारत के राजपत्र, असाधारण, भाग II, खंड 3, उपखंड (ii) संख्यांक का.आ. 394 (अ), तारीख 19 मार्च, 2007 द्वारा प्रकाशित की गई थी और तत्पश्चात् अधिसूचना संख्यांक का.आ. 3542 (अ), तारीख 29 दिसम्बर, 2015, का.आ. 1388 (अ), तारीख 2 मई, 2017, का.आ. 968 (अ), तारीख 22 फरवरी, 2019 और का.आ. 2147 (अ), तारीख 17 जून, 2020 द्वारा संशोधित की गई थी।

MINISTRY OF POWER

NOTIFICATION

New Delhi, the 28th September, 2020

S.O. 3445(E).—In exercise of the powers conferred by clauses (e) and (f) of section 14 of the Energy Conservation Act, 2001 (52 of 2001), the Central Government, in consultation with the Bureau of Energy Efficiency, hereby makes the following amendments further to amend the notification of the Government of India in the Ministry of Power number S.O. 394 (E), dated the 12th March, 2007, published in the Gazette of India. Extraordinary, Part –II, section 3, sub-section (ii), dated the 19th March, 2007, namely:-

In the said notification, for sub-paragraph 11 relating to Electricity Distribution Companies, the following sub-paragraph shall be substituted, namely:-

"11. **Electricity Distribution Companies.**- Those entities having issued distribution license by State/Joint Electricity Regulatory Commission under the Electricity Act, 2003 (36 of 2003).".

[F. No. 11-10/5/2020-EC]

RAJ PAL, Economic Advisor

Note. - The principal notification was published in the Gazette of India, Extraordinary, Part II, section 3, sub-section (ii) vide number S.O. 394(E), dated the 19th March, 2007 and subsequently amended vide notification number S.O. 3542(E), dated the 29th December, 2015, S.O. 1388(E), dated the 2nd May, 2017, S.O. 968(E), dated the 22nd February, 2019 and S.O. 2147(E), dated the 17th June, 2020.

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and Published by the Controller of Publications, Delhi-110054. MANOJ KUMAR VERMA

रजिस्ट्री सं. डी.एल.- 33004/99 REGD. No. D. L.-33004/99

भारत का राजपत्र
The Gazette of India

सी.जी.-डी.एल.-अ.-08102021-230245
CG-DL-E-08102021-230245

असाधारण
EXTRAORDINARY

भाग III—खण्ड 4
PART III—Section 4

प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं. 436] नई दिल्ली, बृहस्पतिवार, अक्तूबर 7, 2021/आश्विन 15, 1943
No. 436] NEW DELHI, THURSDAY, OCTOBER 7, 2021/ASVINA 15, 1943

ऊर्जा दक्षता ब्यूरो

अधिसूचना

नई दिल्ली, 6 अक्तूबर, 2021

फा. सं. 18/1/बीईई/डिस्कॉम/2021.—प्रारूप विनियम अर्थात् ऊर्जा दक्षता ब्यूरो [विद्युत वितरण कंपनियों में ऊर्जा लेखा परीक्षा (लेखांकन) संचालन हेतु रीति और अंतराल] विनियम, 2021, ऊर्जा संरक्षण अधिनियम, 2001 (2001 का 52) की धारा 58 की उपधारा (1) की अपेक्षानुसार, भारत के राजपत्र, असाधारण, भाग III, खंड 4 में अधिसूचना संख्यांक 18/1/बीईई/डिस्कॉम/2021, तारीख 15 अप्रैल, 2021 द्वारा प्रकाशित किए गए थे जिसमें राजपत्र में अधिसूचना के प्रकाशन की तारीख से 45 दिन की अवधि के भीतर उन सभी व्यक्तियों से आक्षेप और सुझाव आमंत्रित किए गए थे जिनके इससे प्रकाशित होने की संभावना थी;

उक्त प्रारूप विनियमों के संबंध में उपरोक्त विनिर्दिष्ट अवधि के भीतर प्राप्त आक्षेप और सुझावों पर सम्यक् रूप से विचार किया गया है;

अतः, अब, ऊर्जा दक्षता ब्यूरो, केन्द्रीय सरकार के पूर्व अनुमोदन से, ऊर्जा संरक्षण अधिनियम, 2001 (2001 का 52) की धारा 58 की उपधारा (2) के खंड (छ) के साथ पठित धारा 13 की उपधारा (2) के खंड (थ) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, निम्नलिखित विनियम बनाता है।

1. संक्षिप्त नाम, लागू होना और प्रारंभ-. (1) इन विनियमों का संक्षिप्त नाम ऊर्जा दक्षता ब्यूरो (विद्युत वितरण कंपनियों में ऊर्जा लेखा परीक्षा संचालन हेतु रीति और अंतराल) विनियम 2021 है ।

   (2) ये विनियम अभिहित उपभोक्ता के रूप में अधिसूचित सभी विद्युत वितरण कंपनियों पर लागू होंगे।

   (3) ये राजपत्र में उनके प्रकाशन की तारीख को प्रवृत्त होंगे।

BUREAU OF ENERGY EFFICIENCY

NOTIFICATION

New Delhi, the 6th October, 2021

No. 18/1/BEE/DISCOM/2021.—Whereas the draft regulations namely, the Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit (Accounting) in Electricity Distribution Companies) Regulations, 2021, were published vide notification No.18/1/BEE/DISCOM/2021, dated the 15th April, 2021 in the Gazette of India, Extraordinary, Part III, Section 4, as required under sub-section (1) of section 58 of the Energy Conservation Act, 2001 (52 of 2001) inviting objections and suggestions from all persons likely to be affected thereby within forty-five days from the date of publication of the Notification in the Official Gazette;

AND WHEREAS objections and suggestions received with respect to the said draft regulations within the specified period aforesaid have been duly considered;

NOW, THEREFORE, in exercise of the powers conferred by clause (g) of sub-section (2) of section 58, read with clause (q) of sub-section (2) of section 13 of the Energy Conservation Act, 2001 (52 of 2001), the Bureau of Energy Efficiency, with the previous approval of the Central Government, hereby makes the following regulations, namely:--

1. **Short title, application and commencement.** — (1) These regulations may be called the Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in electricity distribution companies) Regulations, 2021.

   (2) These regulations shall apply to all electricity distribution companies specified as designated consumer.

   (3) They shall come into force on the date of their publication in the Official Gazette.

2. **Definitions.**- (1) In these regulations, unless the context otherwise requires, —

   (a) "Act" means the Energy Conservation Act, 2001 (52 of 2001);

   (b) "annual energy audit" means the energy audit conducted by an accredited energy auditor on annual basis in accordance with these regulations;

   (c) "annual energy audit report" means the report on annual energy audit;

   (d) "circle" means the demarked area of the electricity distribution company in which electricity distribution company is divided.

   (e) "consumer" shall have the meaning assigned to it under clause (15) of section 2 of the Electricity Act, 2003 (36 of 2003);

   (f) "division" means an administrative unit in which an electricity distribution company is divided for the purpose of ease of operation;

   (g) "electricity distribution company" means a distribution licensee as defined in clause (17) of section 2 of the Electricity Act, 2003 (36 of 2003);

   (h) "energy accounting" means accounting of all energy inflows at various voltage levels in the distribution periphery of the network, including renewable energy generation and open access consumers, and energy consumption by the end consumers;

   (i) "periodic energy accounting" means the energy accounting conducted on quarterly basis as mentioned in regulation 4;

   (j) "periodic energy accounting report" means the report on periodic energy accounting submitted and signed by the energy manager;

   (2) Words and expressions used herein and not defined but defined in the Act shall have the meanings respectively assigned to them in the Act.

3. **Intervals of time for conduct of annual energy audit.**- (1) Every electricity distribution company shall conduct an annual energy audit for every financial year and submit the annual energy audit report to the Bureau and respective State Designated Agency and also made available on the website of the electricity distribution company within a period of four months from the expiry of the relevant financial year:

   Provided that on the commencement of these regulations, the first annual energy audit of every electricity distribution company shall be conducted within six months from the date of such commencement, by taking into account the energy accounting of electricity distribution company for the financial year immediately preceding the date of the commencement of these regulations.

(2) Where a new electricity distribution company is established after the commencement of these regulations, such electricity distribution company shall conduct its first annual energy audit on completion of the first financial year from the date of being notified as designated consumer.

Explanation. — If any entity created as a result of merger, demerger, slump sale, acquisition, change of control or any other corporate restructuring of, or involving, any existing electricity distribution company, such entity shall not be considered as a new electricity distribution company for the purposes of this sub-regulation.

4. **Intervals of time for conduct of periodic energy accounting.**- (1) Every electricity distribution company shall —

(a) ensure that all feeder wise, circle wise and division wise periodic energy accounting shall be conducted by the energy manager of the electricity distribution company for each quarter of the financial year; and

(b) submit the periodic energy accounting report to the Bureau and respective State Designated Agency and also made available on the website of electricity distribution company within forty-five days from the date of the periodic energy accounting.

(2) After the commencement of these regulations, every electricity distribution company shall, notwithstanding anything in sub-regulation (1), —

(a) conduct its first periodic energy accounting, for the last quarter of the financial year immediately preceding the date of such commencement; and

(b) conduct its subsequent periodic energy accounting for each quarter of the financial year for a period of two financial years from the date of such commencement,

and submit the periodic energy accounting report within sixty days from the date of periodic energy accounting.

5. **Pre-requisites for annual energy audit and periodic energy accounting** — Save as otherwise provided, every electricity distribution company shall undertake all actions as may be required for the annual energy audit and periodic energy accounting before the start of the relevant financial year, including the following actions, namely:—

(a) the identification and mapping of all of the electrical network assets;

(b) the identification and mapping of high tension and low-tension consumers;

(c) the development and implementation of information technology enabled energy accounting and audit system, including associated software;

(d) the electricity distribution company shall ensure the installation of functional meters for all consumers, transformers and feeders:

Provided that meter installation may be done in a phased manner within a period of three financial years from the date of the commencement of these regulations in accordance with the trajectory set-out in the First Schedule;

(e) all distribution transformers (other than high voltage distribution system upto 25kVA and other distribution system below 25 kVA) shall be metered with communicable meters. And existing non-communicable distribution transformer meters shall be replaced with communicable meters and integrated with advanced metering infrastructure;

(f) the electricity distribution company shall establish an information technology enabled system to create energy accounting reports without any manual interference:

Provided that such system may be established—

(i) within a period of three years from the date of the commencement of these regulations in case of urban and priority area consumers; and

(ii) within five years from the date of the commencement of these regulations in case of rural consumers;

(g) the electricity distribution company shall create a centralized energy accounting and audit cell comprising of—

(i) a nodal officer, an energy manager and an information technology manager, having professional experience of not less than five years; and

(ii) a financial manager having professional experience of not less than five years;

(h) any other requisite that Bureau may direct for energy audit and accounting purpose.

6. **Reporting requirements for annual energy audit and periodic energy accounting** – (1) Every electricity distribution company shall designate a nodal officer, who shall be a full time employee of the electricity distribution company in the rank of the Chief Engineer or above, for the purpose of reporting of the annual energy audit and periodic energy accounting and communicate the same to the Bureau.

(2) Every electricity distribution company shall ensure that the energy accounting data is generated from a metering system or till such time the metering system is not in place, by an agreed method of assumption as may be prescribed by the State Commission.

(3) Metering of distribution transformers at High Voltage Distribution System upto 25KVA can be done on cluster meter installed by each electricity distribution company.

(4) The energy accounting and audit system and software shall be developed to create monthly, quarterly and yearly energy accounting reports.

(5) Every electricity distribution company shall provide the details of the information technology system in place as specified in clause (f) of regulation 5 that ensures minimal manual intervention in creating the energy accounting reports and any manual intervention of any nature, in respect of the period specified therein, shall be clearly indicated in the periodic energy accounting report.

7. **Manner of annual energy audit and periodic energy accounting.**- (1) Every annual energy audit and periodic energy accounting under these regulations shall be conducted in the following manner, namely:—

(a) verification of existing pattern of energy distribution across periphery of electricity distribution company; and

(b) verification of accounted energy flow submitted by electricity distribution company at all applicable voltage levels of the distribution network,—

(i) energy flow between transmission and 66kV/33kV/11kV incoming distribution feeders;

(ii) energy flow between 66kV/33kV outgoing and 11kV/6.6kV incoming feeders;

(iii) energy flow between 11 kV/6.6kV feeders and distribution transformers, or high voltage distribution system;

(iv) energy flow between distribution transformer, or high voltage distribution system to end-consumer, including ring main system;

(v) energy flow between Feeder to end-consumer; and

(vi) energy flow between 66/33/11 kV directly to consumer.

(2) The accredited energy auditor, in consultation with the nodal officer of the electricity distribution company shall,—

(a) develop a scope of work for the conduct of energy audit required under these regulations;

(b) agree on best practice procedures on accounting of energy distributed across the network; and

(c) collect data on energy received, and distributed, covered within the scope of energy audit.

(3) The accredited energy auditor shall—

(a) verify the accuracy of the data collected in consultation with the nodal officer of the electricity distribution companies as per standard practice to assess the validity of the data collected; and

(b) analyse and process the data with respect to—

(i) consistency of data monitoring compared to the collected data;

(ii) recommendations to facilitate energy accounting and improve energy efficiency; and

(iii) with respect to the purpose of energy accounting in reducing losses for the electricity distribution company.

8. **Prioritization and preparation of action plan.**- (1) The annual energy audit report submitted by accredited energy auditor in consultation with the nodal officer and periodic energy accounting report submitted by energy manager of the electricity distribution company shall include following activities, namely:—

(I) data collection and verification of energy distribution—

(a) monthly energy consumption data of consumers and system metering from electricity distribution company at following voltage levels —

(i) 33/66/132 kV levels, including 33/66/132kV feeder and Sub-station;

(ii) 11/22 kV levels, including 11/22 kV feeder and Distribution Sub-station;

(iii) 440 V level, including Distribution Transformer and low tension consumer;

(b) input energy details for all metered input points;

(c) boundary meter details;

(d) source of energy supply (e.g. electricity from grid or self-generation), including generation from renewables.

(e) review of the current consumption practices in order to identify the energy loss in the system;

(II) data verification, validation and correction—

(a) a monitoring and verification protocol to quantify on annual basis the impact of each measure with respect to energy conservation and cost reduction for reporting to Bureau and the concerned State designated agency;

(b) verification and correction of input energy, taking into account the following —

(i) recorded system meter reading by metering agency;

(ii) all the input points of transmission system;

(iii) details provided by the transmission unit;

(iv) relevant records at each electricity test division for each month;

(v) recorded meter reading at all export points (where energy sent outside the State is from the distribution system); and

(vi) system loading and corresponding infrastructure;

(c) energy supplied to Open Access Consumers which is directly purchased by Open Access Consumers from any supplier other than electricity distribution company; and

(d) verify and validate the system metering data provided by metering agency through random field visit (particularly for data irregularity).

9. **Structure of the annual energy audit report.**- (1) The structure of annual energy audit report shall be prepared in the format as set-out in the Second Schedule.

(2) It shall be mandatory to record the energy supplied separately for each category of consumers which is being provided a separate rate of subsidy in the tariff, by the State Government, so that the subsidy due for the electricity distribution company is quarterly calculated by multiplying the energy supplied to each of such category of consumers by the applicable rate of subsidy notified by the State Government.

(3) The annual energy audit report shall—

(a) provide for monitoring of input energy and consumption pattern at various voltage levels;

(b) identify the areas of energy leakage, wastage or inefficient use;

(c) identify high loss-making areas and networks, for initiating target based corrective action; and

(d) identify overloaded segments of the network for necessary capacity additions.

(4) The accredited energy auditor shall highlight the strengths and weaknesses of the electricity distribution company in the management of energy and energy resources in the annual energy audit report and recommend necessary action to improve upon method of reporting data, energy management system in detail along with their underlying rationale.

(5) The accredited energy auditor shall sign the energy audit report under the seal of its firm giving all the accreditation details along with details of manpower employed in conducting the annual energy audit.

10. Report of Bureau.- On receipt of the annual energy audit report, the Bureau may—

(a) direct the electricity distribution company to take such actions as it may consider appropriate; and

(b) make such recommendations to the Central Government as it may consider necessary.

THE FIRST SCHEDULE

[See regulation 5(d)]

TRAJECTORY FOR METER INSTALLATION

(A) Timeline for metering—

(i) 100% Communicable Feeder Metering integrated with AMI, by 31st December 2022 along-with replacement of existing non-communicable feeder meters.

(ii) All Distribution Transformers (other than HVDS DT upto 25kVA and other DTs below 25 kVA) shall be metered with communicable meters. Communicable DT Metering for the following areas / consumers to be completed by December 2023 and in balance areas by December 2025:

- All Electricity Divisions of 500 AMRUT cities, with AT&C Losses > 15% ;
- All Union Territories (for areas with technical difficulty, non-communicable meters may be installed);
- All Industrial and Commercial consumers;
- All Government offices at Block level and above;
- Other high loss areas i.e. rural areas with losses more than 25% and urban areas with losses more than 15%.

Further, existing non-communicable Distribution Transformer meters to be replaced with communicable meters integrated with AMI, within the timelines applicable to the respective areas.

(iii) Prepaid Smart Consumer Metering to be completed for all directly connected meters and AMR in case of other meters, by December 2023 in the following areas:

- All Electricity Divisions of 500 AMRUT cities, with AT&C Losses > 15%;
- All Union Territories (for areas with technical difficulty, prepaid meters to be installed);
- All Industrial and Commercial consumers;
- All Government offices at Block level and above;
- Other high loss areas i.e. rural areas with losses more than 25% and urban areas with losses more than 15%.

The balance areas and consumers may be taken up in a phased manner subsequently. However, Distribution Companies can additionally cover any other areas as well as agricultural consumers, at their option by December 2023. Further, in rural / hilly areas with connectivity or communication issues, wherein installation of smart meters may not be feasible, prepaid meters may be opted for.

(iv) Consumer Metering:

- 98% by FY 2022-23
- 99% by FY 2023-24

(B) Targets for functional meters—

Meter	FY 22-23	FY 23-24	FY24-25
Feeder metering	98.5%	99.5%	99.5%
DT metering	90%	95%	98%
Consumer metering	93%	96%	98%

THE SECOND SCHEDULE

[See regulation 9(1)]

ANNUAL ENERGY AUDIT REPORT

[to be completed by the Accredited Energy Auditor and Energy Manager of the Electricity Distribution Company]

(a) **Indicative Structure of Energy Audit Report—**

1. Executive Summary
2. Summary of Critical Analysis by Energy Auditor (including status and progress in compliance to pre-requisites to energy accounting) and Management Analysis (Responses of DISCOM management on Comments by Auditor)
3. Background—
   - (i) Extant Regulations and role of BEE
   - (ii) Purpose of audit and accounting Report
   - (iii) Period of Energy Auditing and accounting
4. Introduction of DISCOMs (DC) —
   - (i) Name and Address of Designated Consumer
   - (ii) Name and contact details of energy manager (BEE Certified, if any) and Authorized signatory of DC (Nodal Officer)
   - (iii) Summary profile of DCs (Assets, Energy Flow, Consumer base, salient features etc.)
5. Discussion and Analysis—
   - (i) Energy accounts for previous years (Discussion and data in tabular format)
   - (ii) Energy accounts and performance in the current year (% losses – aggregate, voltage-wise and category-wise, division-wise, feeder and DT wise):
   - (iii) Unit-wise performance
   - (iv) Energy Conservation measures already taken and proposed for future
   - (v) Critical analysis by Energy Auditor
   - (vi) Inclusion and Exclusions
   - (vii) Detailed Formats to be annexed
6. Notes of the EA/EM along with queries and replies to data gaps.
7. Annexures—to be accompanied with the Report—
   - (i) Introduction of Verification Firm.
   - (ii) Minutes of Meeting with the DISCOM team
   - (iii) Check List prepared by auditing Firm.
   - (iv) Brief Approach, Scope & Methodology for audit
   - (v) Infrastructure Details
   - (vi) Electrical Distribution System
   - (vii) Power Purchase Details
   - (viii) Line Diagram (SLD)
   - (ix) Category of service details (With Consumer and voltage-wise)
   - (x) Detailed Formats to be annexed
   - (xi) List of documents verified with each parameter
   - (xii) Brief Description of Unit
   - (xiii) List of Parameters arrived through calculation or formulae with list of documents as source of data

(b) Form for Energy Accounting - to be completed by the Accredited Energy Auditor and Energy Manager of the Electricity Distribution Company—

General Information					
1	**Name of the DISCOM**				
2	**i) Year of Establishment**				
	ii) Government/Public/Private				
3	**DISCOM's Contact details & Address**				
i	City/Town/Village				
ii	District				
iii	State			Pin	
iv	Telephone			Fax	
4	**Registered Office**				
i	Company's Chief Executive Name				
ii	Designation				
iii	Address				
iv	City/Town/Village			P.O.	
v	District				
vi	State			Pin	
vii	Telephone			Fax	
5	**Nodal Officer Details**				
i	Nodal Officer Name (Designated at DISCOM's)				
ii	Designation				
iii	Address				
iv	City/Town/Village			P.O.	
v	District				
vi	State			Pin	
vii	Telephone			Fax	
6	**Energy Manager Details**				
i	Name				
ii	Designation			Whether EA or EM	
iii	EA/EM Registration No.				
iv	Telephone			Fax	
v	Mobile		E-mail ID		
7	**Period of Information**				
	Year of (FY) information including Date and Month (Start & End)	1st Apr, 20 – 31ST March, 20			

Performance Summary of Electricity Distribution Company			
1	Period of Information Year of (FY) information including Date and Month (Start & End)	1st Apr, 20 - 31st March, 20	
2	**Technical Details**		
(a)	**Energy Input Details**		
(i)	Input Energy Purchase (From Generation Source)	Million kwh	0.00
(ii)	Net input energy (at DISCOM Periphery after adjusting the transmission losses and energy traded)	Million kwh	0.00
(iii)	Total Energy billed (is the Net energy billed, adjusted for energy traded))	Million kwh	0.00
(b)	Transmission and Distribution (T&D) loss Details	Million kwh	0.00
		%	0.00
	Collection Efficiency	%	
(c)	Aggregate Technical & Commercial Loss	%	0.00

I/We undertake that the information supplied in this Document and Pro-forma is accurate to the best of my knowledge and if any of the information supplied is found to be incorrect and such information result into loss to the Central Government or State Government or any of the authority under them or any other person affected, I/we undertake to indemnify such loss.

Authorized Signatory and Seal			
		Signature:-	
		Name of Energy Manager:	
Name of Authorized Signatory		**Registration Number:**	
Name of the DISCOM:			
Full Address:			
Seal			

Form-Details of Input Infrastructure

1	Parameters	Total	Covered during in audit	Verified by Auditor in Sample Check	Remarks (Source of data)
i	Number of circles				
ii	Number of divisions				
iii	Number of sub-divisions				
iv	Number of feeders				
v	Number of DTs				
vi	Number of consumers				
2	**Parameters**	**66kV and above**	**33kV**	**11/22kV**	**LT**
a. i.	Number of conventional metered consumers				
ii	Number of consumers with 'smart' meters				
iii	Number of consumers with 'smart prepaid' meters				
iv	Number of consumers with 'AMR' meters				
v	Number of consumers with 'non-smart prepaid' meters				
vi	Number of unmetered consumers				
vii	**Number of total consumers**				
b.i.	Number of conventionally metered Distribution Transformers				
ii	Number of DTs with communicable meters				
iii	Number of unmetered DTs				
iv	**Number of total Transformers**				
2	Parameters	66kV and above	33kV	11/22kV	LT
c.i.	Number of metered feeders				
ii	Number of feeders				

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	with communicable meters				
iii	Number of unmetered feeders				
iv	**Number of total feeders**				
d.	Line length (ct km)				
e.	Length of Aerial Bunched Cables				
f.	Length of Underground Cables				

3	Voltage level	Input Energy Particulars	MU	Reference	Remarks (Source of data)
i	66kV and above	Long-Term Conventional		Includes input energy for franchisees	
		Medium Conventional			
		Short Term Conventional			
		Banking			
		Long-Term Renewable energy			
		Medium and Short-Term RE		Includes power from bilateral/ PX/ DEEP	
		Captive, open access input		Any power wheeled for any purchase other than sale to DISCOM. Does not include input for franchisee.	
		Sale of surplus power			
		Quantum of inter-state transmission loss		As confirmed by SLDC, RLDC etc	
		Power procured from inter-state sources	0	Based on data from Form 5	
		Power at state transmission boundary	0		

3	Voltage level	Input Energy Particulars	MU	Reference	Remarks (Source of data)
ii	33kV	Long-Term Conventional			
		Medium Conventional			
		Short Term Conventional			
		Banking			
		Long-Term Renewable energy			
		Medium and Short-Term			

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		Captive, open access input			
		Sale of surplus power			
		Quantum of intra-state transmission loss	0		
		Power procured from intra-state sources	0		
iii		**Input in DISCOM wires network**	0		
iv	33 kV	Renewable energy			
		Small capacity conventional/ biomass/ hydro plants Procurement			
		Captive, open access input			
v	11 kV	Renewable Energy Procurement			
		Small capacity conventional/ biomass/ hydro plants Procurement			
		Sales Migration Input			
vi	LT	Renewable Energy Procurement			
		Sales Migration Input			
vii		**Energy Embedded within DISCOM wires network**	0		
viii		**Total Energy Available/ Input**	0		

4	Voltage level	Energy Sales Particulars	MU	Reference	Remarks (Source of data)
i	LT level	DISCOM' consumers		Include sales to consumers in franchisee areas, unmetered consumers	
		Demand from open access, captive		Non DISCOM's sales	
		Embedded generation used at LT level		Demand from embedded generation at LT level	
		Sale at LT Level	0		
		Quantum of LT level losses	0		
		Energy Input at LT level			
4	**Voltage level**	**Energy Sales Particulars**	**MU**	**Reference**	**Remarks (Source of data)**
ii	11 kV level	DISCOM' consumers		Include franchisee sales, unmetered consumers	
		Demand from open access, captive		Non DISCOM's sales	
		Embedded generation at 11 kV level used		Demand from embedded generation at 11kV level	
		Sale at 11 kV Level	0		
		Quantum of Losses at 11 kV	0		
		Energy Input at 11 kV level			
iii	33 kV level	DISCOM' consumers		Include sales to consumers in franchisee areas,	

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				unmetered consumers	
		Demand from open access, captive		Non DISCOM's sales	
		Embedded generation at 33 kV or below level		This is DISCOM and OA demand met via energy generated at same voltage level	
		Sale at 33 kV Level	0		
		Quantum of Losses at 33 kV	0		
		Energy input at 33kV Level			
iv	> 33 kV	DISCOM' consumers		Include franchisee sales, unmetered consumers	
		Demand from open access, captive		Non DISCOM's sales	
		Cross border sale of energy			
		Sale to other DISCOMs			
		Banking			
		Sales at 66kV and above (EHV)	0		
		Total Energy Requirement	0		
		Total Energy Sales	0		

Energy Accounting Summary

5	DISCOM	Input (in MU)	Sale (in MU)	Loss (in MU)	Loss %
i	LT				
ii	11 Kv				
iii	33 kv				
iv	> 33 kv				
6	**Open Access, Captive**	**Input (in MU)**	**Sale (in MU)**	**Loss (in MU)**	
i	LT				
ii	11 Kv				
iii	33 kv				
iv	> 33 kv				

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Loss Estimation for DISCOM	
T&D loss	
D loss	
T&D loss (%)	
D loss (%)	

Form-Input energy(Details of Input energy & Infrastructure)			
A. Summary of energy Input & Infrastructure			
S.No	Parameters	Period From....To....	Remarks (Source of data)
A.1	Input Energy purchased (MU)	0	
A.2	Transmission loss (%)	0%	
A.3	Transmission loss (MU)	0	
A.4	Energy sold outside the periphery(MU)	0	
A.5	Open access sale (MU)	0	
A.6	EHT sale	0	
A.7	Net input energy (received at DISCOM periphery or at distribution point)-(MU)	0.00	
A.8	Is 100% metering available at 66/33 kV (Select yes or no from list)		
A.9	Is 100% metering available at 11 kV (Select yes or no from list)		
A.10	% of metering available at DT	0%	
A.11	% of metering available at consumer end	0%	
A.12	No of feeders at 66kV voltage level	0	
A.13	No of feeders at 33kV voltage level	0	
A.14	No of feeders at 11kV voltage level	0	
A.15	No of LT feeders level	0	
A.16	Line length (ckt. km) at 66kV voltage level	0	

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A.17	Line length (ckt. km) at 33kV voltage level	0	
A.18	Line length (ckt. km) at 11kV voltage level	0	
A.19	Line length (km) at LT level	0	
A.20	Length of Aerial Bunched Cables	0	
A.21	Length of Underground Cables	0	
A.22	HT/LT ratio	0	

B. Meter reading of Input energy at injection points

S.No	Zone	Circle	Voltage Level (KVA)	Division (KVA)	Sub-Division (KVA)	Feeder ID	Feeder Name	Feeder Metering Status (Metered/ unmetered/ AMI/AMR)	Status of Meter (Functional/Non-functional)	Metering Date	Feeder Type (Agricultural/ Industrial/Mixed)	Status of Communication			Period from...to...				Sales	Remarks (Source of data)
										Date of last actual meter reading/ communication		% data received automatically if feeder AMR/AMI	Number of hours when meter was unable to communicate in period	Total Number of hours in the period	Meter S.No	CT/PT ratio	Import (MU)	Export (MU)		
B.1																				
B.2																				
B.3																				
B.4																				
B.5																				
B...																				
B...																				
B...																				
B.1000																				
B.1001	Total (MU)																0.00	0.00		
B.1002	Net input energy at DISCOM periphery (MU)																		0.00	

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Color code			Parameter
			Please enter voltage level or leave blank
			Please enter feeder id and name or leave blank
			Enter meter no or leave blank
			Enter CT/PT ratio or leave blank
0			Please enter numeric value or 0
			Please select yes or no from list
			Formula protected

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Authorized Signatory and Seal		**Signature:-**	
Name of the DISCOM:		**Name of Energy Manager:**	
Full Address		**Registration Number:**	
Seal			

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Details of Input Energy Sources

Period From....To....

A. Generation at Transmission Periphery (Details)

S.No.	Name of Generation Station	Generation Capacity (In MW)	Type of Station Generation (Based- Solid (Coal ,Lignite)/Liquid/Gas/Renewable (biomass- bagasse)/Others)	Type of Contract (in years/months/days)	Type of Grid (Intra-state/Inter-state)	Point of Connection(POC) Loss in MU	Voltage Level (At input)	Remarks (Source of data)

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B. Embedded Generation in DISCOM Area																
S.No	Name of Generation Station	Generation Capacity (In MW)	Type of Station (Generation Based-Solid/Liquid/Gas/Renewable/Others)	Type of Contract	Type of Grid	Voltage Level (KV)	Circle Load (MW)	Received at Circle (KV)	Received at Circle (In MU)	Division Level Load (MW)	Received at Division Level (KV)	Received at Division Level (In MU)	Sub-Division Level Load (MW)	Received at Sub-Division Level (KV)	Received at Sub-Division Level (In MU)	Remarks (Source of data)

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(Details of Consumers)

Summary of energy sold

Period From...To....

S.No	Type of Consumers	Category of Consumers (EHT/HT/LT/Others)	Voltage Level (In Voltage)	No of Consumers	Total Consumption (In MU)	Remarks (Source of data)
1	Domestic					
2	Commercial					
3	IP Sets					
4	Hor. & Nur. & Coffee/Tea & Rubber (Metered)					
5	Hor. & Nur. & Coffee/Tea & Rubber (Flat)					
6	Heating and Motive Power					
7	Water Supply					
8	Public Lighting					
9	HT Water Supply					
10	HT Industrial					
11	Industrial (Small)					
12	Industrial (Medium)					
13	HT Commercial					
14	Applicable to Government Hospitals & Hospitals					
15	Lift Irrigation Schemes/Lift Irrigation Societies					
16	HT Res. Apartments Applicable to all areas					
17	Mixed Load					
18	Government offices and department					
19	Others-1 (if any , specify in remarks)					
20	Others-2 (if any , specify in remarks)					
21	Others-3 (if any , specify in remarks)					
22	Others-4 (if any , specify in remarks)					
23	Others-5 (if any , specify in remarks)					
24						
25						
......						
....						
			Total	0	0.00	

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Details of Division Wise Losses (See note below **)

Division Wise Losses

Period From....To....

S.No	Name of circle	Circle code	Name of Division	Consumer profile									Energy parameters					Losses		Commercial Parameter			
														Billed energy (MU)									
				Consumer category	No of connection metered (Nos)	No of connection Un-metered (Nos)	Total Number of connections (Nos)	% of number of connections	Connected Load metered (MW)	Connected Load Un-metered(MW)	Total Connected Load (MW)	% of connected load	Input energy (MU)	Metered energy	Unmetered/assessment energy	Total energy	% of energy consumption	T&D loss (MU)	T&D loss (%)	Billed Amount in Rs. Crore	Collected Amount in Rs. Crore	Collection Efficiency	AT & C loss (%)
				Residential	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
				Agricultural	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
1				Commercial / Industrial-LT	0	0	0	0%	0	0	0	0%	0	0	0	0	0%	0	0%			0.00%	100%
				Commercial / Industrial-HT	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
				Others	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
Sub-total					**0**	**0**	**0**	**100%**	**0**	**0**	**0**	**100%**	**0**	**0**	**0**	**0**	**100%**	**0**	**0%**	**0**	**0**	**0.00%**	**100%**
				Residential	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
				Agricultural	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
2				Commercial / Industrial-LT	0	0	0	0%	0	0	0	0%	0	0	0	0	0%	0	0%			0.00%	100%
				Commercial	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	

				/ Industrial-HT																			
				Others	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
Sub-total					**0**	**0**	**0**	**100%**	**0**	**0**	**0**	**100%**	**0**	**0**	**0**	**0**	**100%**	**0**	**0%**	**0**	**0**	**0.00%**	**100%**
..					0	0	0	0%	0	0	0	0%	0	0	0	0	0%	0	0%			0.00%	100%
...					0	0	0	0%	0	0	0	0%	0	0	0	0	0%	0	0%			0.00%	100%
75				Residential	0	0	0	0%	0	0	0	0%	0	0	0	0	0%	0	0%			0.00%	0%
				Agricultural	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
				Commercial / Industrial-LT	0	0	0	0%	0	0	0	0%		0	0	0	0%					0.00%	
				Commercial / Industrial-HT	0	0	0	0%	0	·0	0	0%		0	0	0	0%					0.00%	
				Others	0	0	0	0%	0	0	0	0%		0	· 0	0	0%					0.00%	
Sub-total					**0**	**0**	**0**	**100%**	**0**	**0**	**0**	**100%**	**0**	**0**	**0**	**0**	**100%**	**0**	**0%**	**0**	**0**	**0.00%**	**0%**
76	Total			Residential	0	0	0	0%	0	0	0	0%	0	0	0	0	0%	0	0%	0	0	0.00%	100%
				Agricultural	0	0	0	0%	0	0	0	0%		0	0	0	0%			0	0	0.00%	
				Commercial / Industrial-LT	0	0	0	0%	0	0	0	0%		0	0	0	0%			0	0	0.00%	
				Commercial / Industrial-HT	0	0	0	0%	0	0	0	0%		0	0	0	0%			0	0	0.00%	
				Others	0	0	0	0%	0	0	0	0%		0	0	0	0%			0	0	0.00%	
77	**At company level**				**0**	**0**	**0**	**100%**	**0**	**0**	**0**	**100%**	**0**	**0**	**0**	**0**	**100%**	**0**	**0%**	**0**	**0**	**0.00%**	**100%**

**** Note - It shall be mandatory to record the energy supplied separately for each category of consumers which is being provided a separate rate of subsidy in the tariff, by the state government, so that the subsidy due for the electricity distribution company is quarterly calculated by multiplying the energy supplied to each of such category of consumers by the applicable rate of subsidy notified by the state government.**

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Color code	Parameter
	Please enter name of circle
	Please enter circle code
0	Please enter numeric value or 0
	Formula protected

I/We undertake that the information supplied in this Document and Pro-forma is accurate to the best of my knowledge and if any of the information supplied is found to be incorrect and such information result into loss to the Central Government or State Government or any of the authority under them or any other person affected, I/we undertake to indemnify such loss.			
Authorized Signatory and Seal		**Signature:-**	
Name of the DISCOM:		**Name of Energy Manager:**	
Full Address		**Registration Number:**	
Seal			

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(Details of Feeder-wise Losses)

Period From....To....

Sl No.	Zone	Received at Circle (In MU)	Received at Division (In MU)	Received at Sub-division (In MU)	Name of the Station	Feeder Code/ID	Feeder Name	Type of Feeder (Urban/Mixed/Industrial/Agricultural/Rural)	Type of feeder meter (AMI/AMR/Other)	Received at Feeder (Final in MU)	Feeder Consumption (In MU)	Final Net Export at Feeder Level (In MU)	T&D losses	AT&C losses	% Data Received through Automatically (if feeder AMR/AMI)	Remarks

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List of Abbreviations

AMI	Advanced Metering Infrastructure
AMR	Automated Meter Reading
AMRUT	Atal Mission for Rejuvenation and Urban Transformation
AT & C	Aggregate Technical and Commercial
BEE	Bureau of Energy Efficiency
ckt	Circuit Kilometer
CT	Current Transformer
DC	Designated Consumer
DEEP	Discovery of Efficient Electricity Price
DISCOM	Electricity Distribution Company
DT	Distribution Transformer
EA	Energy Auditor
EHT	Extra High Tension
EHV	Extra High Voltage
EM	Energy Manager
EM	Energy Manager
FY	Financial Year
HT	High Tension
HVDS	High Voltage Distribution System
KVA	Kilo Volt Ampere
LT	Low Tension
MoP	Ministry of Power
MU	Million Unit
MW	Mega Watt
NO	Nodal Officer
OA	Open Access
POC	Point of Connection
PT	Potential Transformer
PX	Power Exchange
RE	Renewable Energy
RLDC	Regional Load Dispatch Centre
SDA	State Designated Agency
SLD	Single Line Diagram
SLDC	State Load Dispatch Centre
T & D	Transmission and Distribution

ABHAY BAKRE, Director General

[ADVT.-III/4/Exty./299/2021-22]

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असाधारण
EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)
PART II—Section 3—Sub-section (ii)

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विद्युत मंत्रालय

अधिसूचना

नई दिल्ली, 23 दिसम्बर, 2022

का.आ. 6027(अ).—केन्द्रीय सरकार ऊर्जा संरक्षण अधिनियम, 2001 (2001 का 52) की धारा 14 के खंड (झ), खंड (ट) और खंड (ठ) , धारा 26 और धारा 52 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए,ऊर्जा दक्षता ब्यूरो (बीईई) के परामर्श से निम्नलिखित निदेश देती है कि: -

(क) प्रत्येक विद्युत वितरण कंपनी, ऊर्जा प्रबंधक और मान्यता प्राप्त ऊर्जालेखा परीक्षक को पदाभिहित का नाम निर्दिष्ट करेगी या नियुक्त करेगी और नियुक्त ऊर्जा प्रबंधक द्वारा संचालित आवधिक ऊर्जा लेखा परीक्षा प्राप्त करेगी और नियुक्त मान्यता प्राप्त ऊर्जा लेखा परीक्षक द्वारा संचालित वार्षिक ऊर्जा लेखा परीक्षा रिपोर्ट को, अधिसूचना संख्या 18/1/बीईई/डिस्कॉम/2021, तारीख 7 अक्तूबर, 2021-द्वारा प्रकाशित, ऊर्जा दक्षता ब्यूरो (विद्युत वितरण कंपनियों में ऊर्जा लेखा परीक्षा के संचालन की रीति और अंतराल) विनियम, 2021, समय-समय पर यथा संशोधित,के अनुसार राज्य अभिहित अभिकरण (एसडीए) और ब्यूरो को, प्रस्तुत करेगी।

(ख) यथा इन निर्देशों का पालन न करने या आवधिक ऊर्जा लेखांकन रिपोर्ट या वार्षिक ऊर्जा लेखा परीक्षा रिपोर्ट या ऐसी अन्य अपेक्षित रिपोर्ट प्रस्तुत न करने, गलत डेटा जमा करने या गलत तथ्य प्रस्तुत करने पर, राज्य अभिहित एजेंसी या ब्यूरो या केन्द्रीय सरकार द्वारा पदाभिहित कोई भी व्यक्ति संबंधित राज्य विद्युत नियामक आयोग या संयुक्त विद्युत नियामक आयोग के निदेशों के गैर-अनुपालन के लिए याचिका फाइल करेगा।

[फा. सं. 10/03/2022-ईसी]

अजय तिवारी, अपर सचिव

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MINISTRY OF POWER

NOTIFICATION

New Delhi, the 23rd December, 2022

S.O. 6027(E).—In exercise of the power conferred by clauses (i), (k) and (l) of sections 14, 26 and 52 of the Energy Conservation Act, 2001 (52 of 2001), the Central Government, in consultation with the Bureau of Energy Efficiency (BEE) hereby direct:--

(a) that every Electricity Distribution Company shall designate or appoint energy manager and accredited energy auditor and get periodic energy accounting conducted by the appointed energy manager and annual energy audit conducted by the appointed accredited energy auditor and furnish reports to the State Designated Agency (SDA) and Bureau in accordance with the Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in electricity distribution companies) Regulations, 2021 published vide notification No. 18/1/BEE/DISCOM/2021, dated the 7th October, 2021; as amended from time to time.

(b) that in case of non-compliance of these directions or and non-submission of periodic energy accounting reports or annual energy audit reports or such other reports as required, submission of incorrect data or misrepresentation of facts, the State Designated Agency or Bureau or any person as designated by the Central Government shall file petition for non-compliance to the respective State Electricity Regulatory Commission or Joint Electricity Regulatory Commission.

[F. No. 10/03/2022-EC]

AJAY TEWARI, Addl. Secy.

अधिसूचना

नई दिल्ली, 23 दिसम्बर, 2022

का.आ. 6028(अ).—केन्द्रीय सरकार ऊर्जा संरक्षण अधिनियम, 2001 (2001 का 52) की धारा 56 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, ऊर्जा संरक्षण (जांच करने की रीति) नियम, 2009 में और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात् :-

1. (1) इन नियमों का संक्षिप्त नाम ऊर्जा संरक्षण (जांच करने की रीति) (संशोधन) नियम, 2022 है।

(2) ये राजपत्र में उनके प्रकाशन की तारीख से लागू होंगे।

2. उर्जा संरक्षण (जांच करने की रीति) नियम, 2009 के,नियम 3 में,-

(क) उप-नियम (1),के स्थान पर निम्नलिखित उप-नियम रखा जाएगा अर्थात्:-

"(1) राज्य आयोग, इस अधिसूचना के जारी होने की तारीख से एक मास के भीतर यदि पहले से ही नियुक्त नहीं किया गया है तो एक न्यायनिर्णायक अधिकारी नियुक्त करेगा";

(ख) उप-नियम (1) के पश्चात्, निम्नलिखित खंड (क) को अंत:स्थापित किया जाएगा, अर्थात्:-

"(क) यदि विद्यमान न्यायनिर्णयन अधिकारी, किसी कारण जैसे अधिवर्षिता, स्थानांतरण या छुट्टी पर जाने के कारण, से पद पर नहीं बना रहता है तो राज्य आयोग ऐसी घटना होने की तारीख से एक सप्ताह के भीतर एक वैकल्पिक न्यायनिर्णायक अधिकारी नियुक्त करेगा।"

[फा. सं. 10/03/2022-ईसी]

अजय तिवारी, अपर सचिव

टिप्पण : मूल नियम,भारत के राजपत्र, असाधारण, भाग III, खंड 4 में अधिसूचना सा.का.नि. 25, तारीख 21-3-2009 द्वारा प्रकाशित किए गए थे और तत्पश्चात् अधिसूचना संख्या सा.का.नि.139 तारीख 25 अगस्त, 2010 द्वारा संशोधित किए गए थे।

NOTIFICATION

New Delhi, the 23rd December, 2022

S.O. 6028(E).—In exercise of the power conferred by section 56 of the Energy Conservation Act, 2001 (52 of 2001), the Central Government hereby makes the following rules, to further amend the Energy Conservation (Manner of holding inquiry) Rules, 2009, namely:--

1. (1) These rules may be called the Energy Conservation (Manner of Holding Inquiry) (Amendment) Rules, 2022.

   (2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Energy Conservation (Manner of holding inquiry) Rules, 2009, in rule 3,--

   (A) for sub-rule (1), the following sub-rule shall be substituted namely:--

   "(1) The State Commission shall appoint an adjudicating officer, within one month from date of issuance of this notification, if not appointed already";

   (B) after sub-rule (1), the following clause (a) shall be inserted namely:--

   "(a) in case any existing adjudicating officer, cease to hold office due to any reason such as superannuation, transfer or proceeding on leave, the State Commission shall appoint an alternate adjudicating officer within one week, from the date of occurrence of such an event."

[F. No. 10/03/2022-EC]

AJAY TEWARI, Addl. Secy.

Note: The principal rules were published in the Gazette of India, Extraordinary, Part III, section 4, *vide* Notification GSR 25, dated 21-3-2009 and subsequently amended vide Notification number G.S.R. 139 dated 25th August,2010.

Uploaded by Dte. of Printing at Government of India Press, Ring Road, Mayapuri, New Delhi-110064
and Published by the Controller of Publications, Delhi-110054. ALOK KUMAR Digitally signed by ALOK KUMAR Date: 2022.12.23 22:22:05 +05'30'

Annexure – P4

Email

49

Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in electricity distribution companies).pdf
2 MB

From : Surya Yadav <suryay@beeindia.gov.in>

Wed, Nov 17, 2021 04:04 PM

Subject : Invitation for online awareness webinar on 23.11.2021 at 3:00 PM to 5:00 PM on Regulations for Conduct of Energy Audit in Electricity Distribution Companies, 2021.

1 attachment

To : sanjay rai <sanjay_rai@pfcindia.com>, Valli <valli@recl.in>, ak rathore <ak_rathore@pfcindia.com>, bijendra singh <bijendra_singh@pfcindia.com>, rpharlia urja <rpharlia.urja@gmail.com>, wbsda ec <wbsda.ec@gmail.com>, wbsedclhpc@gmail.com, bhusan das <bhusan_das@rediffmail.com>, breda@breda.in, adbreda26@gmail.com, esebreda@gmail.com, ranjan pin <ranjan.pin@gmail.com>, anwar11888@gmail.com, info@jreda.com, arvind jh 68 <arvind_jh_68@yahoo.co.in>, negiwinamra@gmail.com, eejharkhand@gmail.com, EIC (E) & SDA Odisha <sdaorissa@nic.in>, Sri Santosh Das <eic-epcei@nic.in>, Sri Santosh Das <ceecppm-od@gov.in>, assam sda <assam.sda@gmail.com>, cmd tsecl <cmd.tsecl@rediffmail.com>, sdatripura tsecl <sdatripura.tsecl@gmail.com>, sei meg <sei_meg@rediffmail.com>, Meghalaya State Designated Agency <msda-meg@nic.in>, sdamizoram@rediffmail.com, hmingteii2002@yahoo.com, vikezodmr@gmail.com, einspectorate@yahoo.com, nagalandsda@gmail.com, loyamarki@gmail.com, asilinggi11@gmail.com, cheamabo@gmail.com, lusimunny@gmail.com, nsaikia661@gmail.com, sapamdineshwar6@gmail.com, apedabee@gmail.com, sdasikkim2015@gmail.com, dilip shar <dilip.shar@hotmail.com>, boblep26@gmail.com, director@geda.org.in, rakesharya@geda.org.in, amita@geda.org.in, rnkansara@geda.org.in, CEO CREDA <contact.creda@gov.in>, alokkatiyardfo@yahoo.com, sjain218@gmail.com, creda nihar <creda.nihar@gmail.com>, creda samrat <creda.samrat@gmail.com>, creda kushal <creda.kushal@gmail.com>, Chief Electrical Engineer <cee-elec.goa@nic.in>, rajiv s <rajiv.s@goaelectricity.gov.in>, asstengrsda@gmail.com, mduvn2019@gmail.com, mduvnb@gmail.com, surendra baj <surendra_baj@yahoo.com>, aee2 mpuvn1982 <aee2.mpuvn1982@gmail.com>, dg@mahaurja.com, adg@mahaurja.com, gmec@mahaurja.com, eee@mahaurja.com, M.R.Ingle <elec-dmn-dd@nic.in>, deven makwana <deven.makwana@panaceanenergy.com>, Junior Engineer (Tech) Division Office, Electricity Department <ed-jetech-dd@nic.in>, Yogesh Tripathi <ed-jemrt1-dd@nic.in>, caparmar1956@gmail.com, rbchaubal@gmail.com, Raman Garg <ramangarg@recl.in>

Cc : MILIND DEORE <mdeore@beenet.in>

Dear Sir/Madam,

This is with reference to the Gazette notification dated 7th October, 2021 vide which, Bureau of Energy Efficiency, Ministry of Power, Government of India issued regulations for conduct of Mandatory Annual Energy Audit and Periodic Energy Accounting in Electricity Distribution Companies under the purview of Energy Conservation Act, 2001.

In view of above, BEE is organizing region wise awareness webinars for DISCOMs to understand the above regulations for better compliance. The objective of this webinar is to create awareness in DISCOMs for conduct annual energy audit and periodic energy accounting with necessary pre-requisites, timeline and reporting requirement.

The webinar for western and eastern region DISCOMs is scheduled on 23rd November, 2021 at 3:00 PM to 5:00 PM. The link to join the webinar is as follows:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MTRkZDU4YjYtYjRjZi00OWIxLWI1YzgtNTg2NjljM2U1OTU0%40thread.v2/0?context=%7b%22Tid%22%3a%2279304f37-e0bb-4919-ac85-bff78fa2faff%22%2c%22Oid%22%3a%22e55217f2-deed-427e-8c4d-d0dc4bef39cb%22%7d

You are requested to attend the webinar. Further, a line of confirmation in this regard will highly appreciated.

Regards

Surya Yadav
Project Engineer
Bureau of Energy Efficiency (Ministry of Power, Government of India)
4th Floor, Sewa Bhawan
R.K. Puram, Sector-1
New Delhi-110066

Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in electricity distribution companies).pdf
2 MB

From : Surya Yadav <suryay@beeindia.gov.in> Mon, Nov 15, 2021 05:24 PM

Subject : Invitation for online awareness webinar on 23.11.2021 at 3:00 PM to 5:00 PM on Regulations for Conduct of Energy Audit in Electricity Distribution Companies, 2021. 2 attachments

To : ceproj mgvcl <ceproj.mgvcl@gebmail.com>, md pgvcl <md.pgvcl@gebmail.com>, cetech pgvcl <cetech.pgvcl@gebmail.com>, md mgvcl <md.mgvcl@gebmail.com>, ceom dgvcl <ceom.dgvcl@gebmail.com>, md dgvcl <md.dgvcl@gebmail.com>, ceop@ugvcl.in, md@ugvcl.com, jignesh langalia <jignesh.langalia@torrentpower.com>, anilb rabadia <anilb.rabadia@adani.com>, jalpesh panchal <jalpesh.panchal@skeiron.com>, mahesh kmandwariya <mahesh.kmandwariya@jubl.com>, srikanth jannu <srikanth.jannu@giftgujarat.in>, mddiscom@gmail.com, akchauhan@sail.in, zall@jspl.com, cecorporatewz@gmail.com, mdcz bhopal <mdcz.bhopal@gmail.com>, cmdwz indore <cmdwz.indore@gmail.com>, eac mppkvvcl <eac_mppkvvcl@yahoo.co.in>, cmdeast@hotmail.com, aspkez@gmail.com, rajiv s <rajiv.s@goaelectricity.gov.in>, Chief Electrical Engineer <cee-elec.goa@nic.in>, cedist msedcl <cedist.msedcl@gmail.com>, md@mahadiscom.in, mdmsedcl@gmail.com, agmes@bestundertaking.com, Anil T Chopade <anilchopade@jnport.gov.in>, Sandeep Kumbhar <Sandeep.Kumbhar@adani.com>, sdkhadilkar@tatapower.com, apujari@kraheja.com, shafi sonde <shafi.sonde@tuco.in>, nchunarkar@kraheja.com, cedwbsedcl@gmail.com, cmd@wbsedcl.in,

51

admin@dpl.net.in, sanjoy mukherjee <sanjoy.mukherjee@rp-sg.in>, udayan ganguly <udayan.ganguly@rp-sg.in>, rishi jseb <rishi.jseb@gmail.com>, chairmanjseb@gmail.com, mdvitran@gmail.com, tushar raj <tushar.raj@tatasteel.com>, ao@nescoodisha.com, ra@nescoodisha.com, ao wesco <ao.wesco@wescoodisha.com>, coo southco <coo.southco@southcoodisha.com>, energyaudit@tpsouthernodisha.com, chandan singh <chandan.singh@tpcentralodisha.com>, rajesh patra <rajesh.patra@tpcentralodisha.com>, Bibhu Das2 <Bibhu.Das2@tpcentralodisha.com>, ceo@tpcentralodisha.com, qacecomt aseb <qacecomt.aseb@gmail.com>, md apdcl <md.apdcl@apdcl.org>, cmdapdcl@gmail.com, cmd tsecl <cmd.tsecl@rediffmail.com>, ad comm <ad_comm@rediffmail.com>, hijam romen <hijam.romen@mspdcl.com>, rocky mspdcl <rocky.mspdcl@gmail.com>, vidyutarunachal@rediffmail.com, commercialpnemz@gmail.com, puloviswu1@gmail.com, lobojamir@gmail.com, jkhing13@gmail.com, superintendingenggrongli@gmail.com

Cc : MILIND DEORE <mdeore@beenet.in>, BEENET BEENET <branjan@beenet.in>, pkpahwa2000 <pkpahwa2000@yahoo.com>, Raghunath Baskey <raghunath.baskey@beenet.in>

Dear Sir/Madam,

This is with reference to the Gazette notification dated 7th October, 2021 vide which, Bureau of Energy Efficiency, Ministry of Power, Government of India issued regulations for conduct of Mandatory Annual Energy Audit and Periodic Energy Accounting in Electricity Distribution Companies under the purview of Energy Conservation Act, 2001.

In view of above, BEE is organizing region wise awareness webinars for DISCOMs to understand the above regulations for better compliance. The objective of this webinar is to create awareness in DISCOMs for conduct annual energy audit and periodic energy accounting with necessary pre-requisites, timeline and reporting requirement.

The webinar for western and eastern region DISCOMs is scheduled on 23rd November, 2021 at 3:00 PM to 5:00 PM. The link to join the webinar is as follows:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MTRkZDU4YjYtYjRjZi00OWIxLWI1YzgtNTg2NjljM2U1OTU0%40thread.v2/0?context=%7b%22Tid%22%3a%2279304f37-e0bb-4919-ac85-bff78fa2faff%22%2c%22Oid%22%3a%22e55217f2-deed-427e-8c4d-d0dc4bef39cb%22%7d

You are requested to attend the webinar. A letter is also enclosed for your reference. Further, a line of confirmation in this regard will highly appreciated.

Regards

Surya Yadav
Project Engineer
Bureau of Energy Efficiency (Ministry of Power, Government of India)
4th Floor, Sewa Bhawan
R.K. Puram, Sector-1
New Delhi-110066

Invitation Letter to west and east region.PDF
166 KB

Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in electricity distribution companies).pdf
2 MB

Annexure-P5

No. 11-10/5/2020-EC
Government of India
Ministry of Power

'F' Wing, Nirman Bhavan,
New Delhi, 27th October, 2021

To,

Chief Secretary,
ACS/ Principal Secretary/ Secretary (Energy/ Power)
(All State Government & UTs)

Subject: Regulations for Conduct of Energy Audit in Electricity Distribution Companies, 2021.

Sir,

With reference to the Gazette of India notification dated. 07th Oct'2021 (**copy enclosed**), Bureau of Energy Efficiency, Ministry of Power, Government of India had issued regulations for Conduct of Energy Audit in Electricity Distribution Companies under the purview of Energy Conservation Act, 2001. As per the regulation, all Electricity Distribution Companies are mandated to conduct annual energy audit and periodic energy accounting on quarterly basis.

It may be noted that all Electricity Distribution Companies have been brought under the purview of EC Act through notification (S.O. 3445(E) dated 28th September, 2020), "All entities have been issued distribution license by State/Joint Electricity Regulatory Commission under the Electricity Act, 2003 (36 of 2003)" are notified as Designated Consumers (DCs).

Owing to the impact of energy auditing on the entire distribution and retail supply business and absence of an existing framework with dedicated focus on the same, it was imperative to develop a set of comprehensive guidelines that all Distribution utilities across India can follow and adhere to.

Accordingly, Regulations on Manner and Intervals for Conduct of Energy Audit and Accounting in Electricity Distribution Companies have been framed. These Regulations for Energy audit in DISCOMs provides broad framework for conduct of Annual Energy Audit and Quarterly Periodic Energy Accounting with necessary Pre-requisites and reporting requirements to be met.

After this notification, all the distribution companies governed under various provisions of EC Act, are required to have its first energy audit conducted by an accredited energy auditor within 6 months i.e. by 6th April, 2022. In addition periodic energy accounting for the last quarter (ending September, 2021) to be done by energy manager by 6th December, 2021.

In this regard, it is requested that DISCOMs should follow the timelines as per table given below:

Nature of Audit	Type of report	Frequency of Audit	Who will carry audit	Timeline
Periodic Energy Accounting	First Report	Quarterly	Energy Manager (EM)	by 6th Dec'2021
	Subsequent report			Within 60 days of the from subsequent quarter
	Subsequent report (From 3rd financial year)			Within 45 days from the end of every subsequent financial quarter
Annual Energy Audit	First report	Annual	Accredited Energy Auditor (AEA)	by 6th April'2022
	Subsequent report			Within a period of 04 months from the expiry of relevant financial year i.e. 31st July every year

This issues with the approval of Competent authority.

Encl: As above

Yours Sincerely,

(Anand Upadhyay)
Deputy Secretary to the Government of India
Tel: 2306 2439

Copy to:

i. Director (Head), SDAs
ii. CMD, all DISCOMs

Annexure- P6

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ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

YEARS OF CELEBRATING THE MAHATMA

F.No 18/1/BEE/DISCOM/2021/3999-4101

18th November, 2021

To
CMD/MD of all DISCOMs

Subject: Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in Electricity Distribution Companies) Regulation, 2021 reg.

Dear Sir/Madam,

This is with reference to our email dated 29th October, 2021 in regard to Gazette notification dated 7th October 2021 vide which Bureau of Energy Efficiency, Ministry of Power, Government of India notified regulation for conduct of Mandatory Annual Energy Audit and Periodic Energy Accounting in Electricity Distribution Companies. Copy of said notification is enclosed for your reference.

As per Clause 5(g), DISCOMs shall create a centralized energy accounting and audit cell comprising of Nodal Officer, Energy Manager etc. The nodal officer will be the point of contact for all communications/activities related to the compliance of this regulation.

In this regard, you are requested to please provide the details of Energy Audit Cell (EAC) to Bureau at the earliest.

S.No	Member of EAC	Name	Designation	Mobile number	Email	Address
1	Nodal Officer					
2	Energy Manager					
3	IT Manager					
4	Financial Manager					

Yours sincerely,

(Milind Deore)
Director

Enclosed: As above

Annexure-P7

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अभय बाकरे, आईआरएसईई
महानिदेशक
ABHAY BAKRE, IRSEE
Director General

सत्यमेव जयते

ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

F.No 18/1/BEE/DISCOM/2021/148 4792-893 9th December, 2021

To
CMD/MD of all DISCOMs

Subject: Regulation to Conduct Energy Audit/Accounting in Electricity Distribution Companies reg.

Ref: 1. Gazette notification dated 7th October, 2021
2. MoP's letter no 11-10/5/2020-EC dated 27th October, 2021
3. BEE's email dated 29th October, 2021
4. BEE's letter no 18/1/BEE/DISCOM/2021/3999-4110 dated 18th November, 2021

Dear Sir/Madam,

This is with reference to the Gazette notification dated 7th October, 2021 (ref no 1) in regards to the regulation for carrying out Annual Energy Audit and Periodic Energy Accounting by Electricity Distribution Companies (DISCOMs). In this regard, Ministry of Power (vide ref no 2) and Bureau of Energy Efficiency (BEE) (vide ref no 2), has informed that each DISCOM is mandated to carry out the Annual Energy Audit and Periodic Energy Accounting as per the notified timeline.

The objective of these regulations is to put in place an intervention free auditing system which would help identify loss pockets and enable remedial measures by DISCOMs with the overall objective of accelerating the reduction of AT&C losses in the country.

As indicated into the reference no. 2, all DISCOMs should follow the timelines. Non Compliance to the regulation will attracts the penal provisions as per the EC Act, 2001.

We are once again reminding you to please submit the first annual energy audit report and periodic energy accounting reports, (if not submitted yet).

With best regards.

Yours sincerely,

ABakre 10/12/21
(Abhay Bakre)

Encl: As above

चौथा तल, सेवा भवन, आर.के.पुरम, नई दिल्ली–110 066 / 4th Floor, Sewa Bhawan, R.K. Puram, New Delhi-110 066
टेली / Tel.: 91 (11) 26178316 (सीधा / Direct) 26766700, फैक्स / Fax: 91 (11) 26178328
ई–मेल / E-mail : dg-bee@nic.in, abhay.bakre@nic.in, वेबसाईट / Website : www.beeindia.gov.in

Annexure- P8

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अभय बाकरे, आईआरएसईई
महानिदेशक
ABHAY BAKRE, IRSEE
Director General

ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

सत्यमेव जयते

F.No. 18/1/BEE/DISCOM/2022 28th Jan'2022

To,

CMD/MD of All DISCOMs
(As per the enclosed list)

Sub: Regulations for Conduct of Annual Energy Audit and Periodic Energy Accounting in Electricity Distribution Companies.

Ref: i) DG BEE letter No 18/1/BEE/DISCOM/2021/4792-893 dt 9th Dec'2021

ii) BEE letter No 18/1/BEE/DISCOM/2021/3999-4110 dt. 18th Nov'2021

iii) BEE's email dt. 29th Oct'2021.

iv) Letter from DS-GoI MoP on regulations for energy audit in DISCOM dt 27th Oct 2021.

v) Gazette Notification 7th Oct 2021 for Energy Audit and Accounting in DISCOM- Regulation 2021.

Dear Sir/Madam,

With reference to the Gazette of India notification dt. 07th Oct'2021 (**at ref (v)**), Bureau of Energy Efficiency with the approval of Ministry of Power had issued regulations for Conduct of Energy Audit in Electricity Distribution Companies under the purview of Energy Conservation (EC) Act, 2001. As per these regulations, all Electricity Distribution Companies are mandated to conduct annual energy audit and periodic energy accounting on quarterly basis, as per the notified timelines.

अंजन 28/1/22

चौथा तल, सेवा भवन, आर॰के॰ पुरम, नई दिल्ली-110066 / 4th Floor, Sewa Bhawan, R.K. Puram, New Delhi-110 066
दूरभाष / Tel. : 91 (11) 26766701, 20867389, फैक्स / Fax : 91 (11) 20867396
ई-मेल / E-mail : dg-bee@nic.in, वेबसाइट / Website : www.beeindia.gov.in

2. The objective of these regulations is to put in place an intervention free auditing system which would help identify loss pockets and enable remedial measures by DISCOMs with the overall objective of accelerating the reduction of AT&C losses in the country.

3. In this regard, MoP had also directed DISCOMs to follow the timelines as per directions given under said regulations (**vide ref (iv) above**).

4. Accordingly, BEE vide letter dt. 09th Dec'2021 (**at ref (i)**) had also reiterated that all DISCOMs should follow the timelines. It had also been informed that Non-compliance of the same will attract penal provisions as per the EC Act, 2001.

5. In spite several communications and follow-up we have not received the first periodic energy accounting report of your DISCOM. As per the regulations, last date for submission of this report was 6th December 2021.

6. In this regard, we are once again reminding you to please submit the first energy accounting report immediately otherwise we will initiate penal actions as per the provisions of the EC Act, 2001.

Yours Sincerely,

अभय बाकरे 28/1/22
(Abhay Bakre)
Director General

Annexure R9

O/C

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ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

150 YEARS OF CELEBRATING THE MAHATMA

सं. 18/1/BEE/DISCOM/2021/6094-6189 दिनांक: 22 फरवरी 2022

सेवा में,
बिजली वितरण कंपनियों के प्रबंध निदेशक

विषय: Regulation to Conduct Energy Audit/Accounting in Electricity Distribution Companies reg.

महोदय,

उपयुक्त विषय पर ऊर्जा दक्षता ब्यूरो द्वारा पत्र सदर्भ सं. 18/1/BEE/DISCOM/2021 दिनांक 22 फरवरी 2022 अग्रेषित किया जा रहा है ।

भवदीय,
मिलिंद देवरे
(मिलिंद देवरे)
निदेशक

चौथा तल, सेवा भवन, आर० के० पुरम, नई दिल्ली–110 066, वेबसाईट / Website : www.beeindia.gov.in
4th Floor, Sewa Bhawan, R.K. Puram, New Delhi-110 066 टेली / Tel.: 91 (11) 26766700, फैक्स / Fax: 91 (11) 26178352

ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

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F.No 18/1/BEE/DISCOM/2021/16094-6189 — 22nd February, 2022

To
CMD/MD of all DISCOMs

Subject: Regulation to Conduct Energy Audit/Accounting in Electricity Distribution Companies reg.

Ref: 1. Gazette notification dated 7th October, 2021

Dear Sir/Madam,

This is with reference to the Gazette notification dated 7th October, 2021 (ref no 1), Bureau of Energy Efficiency (BEE), Ministry of Power, Government of India had issued regulation to Conduct of Energy Audit in Electricity Distribution Companies (DISCOMs) under the purview of EC Act, 2001. As per regulation, all Electricity Distribution Companies are mandated to conduct annual energy audit and periodic energy accounting as per the notified timeline.

Further as per the regulation, the second periodic energy accounting report for Q3 of FY 2021-22 (period 1st October 2021 to 31st December 2021) has to be submitted on or before 1st March 2022.

As on date, we have not received the second energy accounting report of your DISCOM. It may kindly be noted that Non-compliance to regulation will attract the penal provisions as per the EC Act 2001.

Yours sincerely,

(Milind Deore)
Director

चौथा तल, सेवा भवन, आर० के० पुरम, नई दिल्ली–110 066, वेबसाईट / Website : www.beeindia.gov.in
4th Floor, Sewa Bhawan, R.K. Puram, New Delhi-110 066 टेली / Tel.: 91 (11) 26766700, फैक्स / Fax: 91 (11) 26178352

Annexure-P10 61

ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

150 YEARS OF CELEBRATING THE MAHATMA

सं. 18/1/BEE/DISCOMs/2022/6780-849

दिनांक: 4 मार्च 2022

Chief Engineer (Power) Sh. Anang Perme
Power Department
Government of Arunachal Pradesh
Itanagar (Arunachal Pradesh) 791111

विषय: **Show Cause notice for Non-submission of First Energy Accounting report -reg.**

महोदय,

उपयुक्त विषय पर ऊर्जा दक्षता ब्यूरो द्वारा पत्रसदर्भ सं. 18/1/BEE/DISCOMs/2022 दिनांक 4 मार्च 2022 अग्रेषित किया जा रहा है ।

भवदीय,
मिलिंद देवरे
(मिलिंद देवरे)
निदेशक

चौथा तल, सेवा भवन, आर० के० पुरम, नई दिल्ली–110 066, वेबसाईट / Website www.beeindia.gov.in
4th Floor, Sewa Bhawan, R.K. Puram, New Delhi-110 066 टेली / Tel 91 (11) 26766700 फैक्स / Fax. 91 (11) 26178352

ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

62

YEARS OF CELEBRATING THE MAHATMA

F.No. 18/1/BEE/DISCOMs/2022/6786-849

4th March, 2022

Chief Engineer (Power)
Power Department
Government of Arunachal Pradesh
Itanagar (Arunachal Pradesh) 791111

Subject: Show Cause notice for Non-submission of First Energy Accounting report -reg.

Dear Sir/Madam,

This is with reference to the Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in electricity distribution companies) Regulations, 2021 ("**Regulations**") issued by Bureau of Energy Efficiency in relation to conducting energy audit by DISCOMS notified as designated consumer.

Pursuant to Regulation 4(2)(a) of the said Regulations, upon commencement of the said Regulations, each DISCOM was required to conduct its first energy accounting for Quarter-2 of Financial Year 2021-22 and submit energy accounting report to Bureau of Energy Efficiency and concerned SDA within 60(sixty) days. The last date for submission of same was 6th December, 2021.

It has been noticed that you have not submitted the said report to BEE with a copy to State Designated Agency (SDA) and are non-compliant with the provisions of the said Regulations. The said violation attracts penalty under Section 26 read with Section 48 the Energy Conservation Act, 2001. As per the said section, if any person fails to comply with the provisions of EC Act, 2001, he shall be liable to a penalty up to ten lakh (10,00,000) for each non-compliance. In case of continuing failure, with an additional penalty which may extend to ten thousand (10,000/-) rupees for every day during which such non-compliance continues.

You are therefore directed to send the response to notice evidencing the reasons for non-submission along with a copy of first energy accounting report within a period of 7 days from the receipt of this notice. In case, you fail to submit the energy accounting report along with response, then penal action will be taken against you in accordance with the provisions of the Energy Conservation Act, 2001.

This issues with the approval of Competent Authority of BEE.

Yours sincerely,

(Milind Deore)
Director

चौथा तल, सेवा भवन, आर० के० पुरम, नई दिल्ली–110 066, वेबसाईट / Website www.beeindia.gov.in
4th Floor, Sewa Bhawan R K. Puram New Delhi-110 066 टेली / Tel 91 (11) 26766700, फैक्स / Fax 91 (11) 26178352

Annexure-P-11 63

GOVERNMENT OF ARUNACHAL PRADESH
DEPARTMENT OF POWER

Office of the Chief Engineer (Commercial)
cum Chief Electrical Inspector,
Vidyut Bhawan, Itanagar -791111
(Arunachal Pradesh)

email: cecomita@gmail.com
Phone: +919402698356

No. CE(COM)/BEE/46/2021-22/ 1-2

Dated Itanagar, the ..01st.. April, 2022

To,
The Director
Bureau of Energy Efficiency
Govt. of India, Ministry of Power
4th Floor, Sewa Bhawan, R.K Puram
New Delhi-110066

Sub: Show cause notice for non- submission of first Energy Accounting report-reg.
Ref: Your Letter no. 18/1/BEE/DISCOMS/2022/6780-849 dated 04/03/2022

Sir/Madam,

In reference to your letter mentioned above, it is to inform you that:-

1. Your Letter no. cited above have been received by this office through Chief Engineer (Power), TP & M Zone, DoP vide letter no. CE (P)/TPMZ/W-PLNG-59/Reg-I/2021-22/3857-59 only on 16/03/2022.
2. In the state of Arunachal Pradesh, instead of DISCOM, the Department of Power is deemed Distribution Licensee, which comes under the government of Arunachal Pradesh.
3. For Engaging/Hiring the Accredited Energy Auditor/Agency, department has to follow certain codal formalities and obtain necessary approval from the competent authority which require some time.
4. Data sought from your end are not readily available in the office. The formats have been already circulated to field Divisions for submission of Data to this office for compilation and onward submission to your office.

Considering the above, you are requested to allow us sometime for preparation and submission of data for all Quarters of FY 2021-22.

This is for your kind information and necessary consideration please.

Yours Sincerely,

Chief Engineer
Commercial cum CEI

No. CE(COM)/BEE/46/2021-22/

Dated Itanagar, the .... April, 2022

Copy to:

1. The Commissioner (Power), Government of Arunachal Pradesh, Itanagar, 3rd Floor, Block-2, AP Civil Secretariat, Itanagar for information please

Chief Engineer
Commercial cum CEI

Annexure P-12

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ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

150 YEARS OF CELEBRATING THE MAHATMA

सं. 18/1/BEE/DISCOM/2022/1539-622

दिनांक: 23 मई 2022

Chief Engineer (Power) Sh. Anang Perme
Power Department
Government of Arunachal Pradesh
Itanagar (Arunachal Pradesh) 791111

विषय: Non-submission of First Annual Energy Audit report of FY 2020-21-reg.

महोदय/महोद्या,

उपयुक्त विषय पर ऊर्जा दक्षता ब्यूरो द्वारा पत्र सदर्भ सं. 18/1/BEE/DISCOM/2022 दिनांक 23 मई 2022 अग्रेषित किया जा रहा है।

भवदीय,

मिलिंद देवरे

(मिलिंद देवरे)
निदेशक

ऊर्जा दक्षता ब्यूरो
(भारत सरकार, विद्युत मंत्रालय)
BUREAU OF ENERGY EFFICIENCY
(Government of India, Ministry of Power)

65

150 YEARS OF CELEBRATING THE MAHATMA

F.No. 18/1/BEE/DISCOMs/2022/1534-622

23rd May, 2022

Chief Engineer (Power) Sh. Anang Perme
Power Department
Government of Arunachal Pradesh
Itanagar (Arunachal Pradesh) 791111

Subject: Non-submission of First Annual Energy Audit report of FY 2020-21-reg.

Ref: 1) Gazette notification dated 7th October, 2021 for Energy Audit and Accounting in DISCOMs –Regulation 2021.
2) BEE's email dated 29th October, 2021
3) BEE's letter no 18/1/BEE/DISCOM/2021/4792-893 dated 9th December, 2021.
4) BEE email dated 7th April, 2022 for submission of Annual Energy Audit report reg.

Dear Sir/Madam,

This is with reference to Gazette notification dated 7th October, 2021 (ref no 1) in regards to the regulation for carrying out Annual Energy Audit and Periodic Energy Accounting by Electricity Distribution Companies (DISCOMs). In this regard, Bureau of Energy Efficiency (BEE) (vide ref no 2 and 3) has informed that each DISOCM is mandated to carry out the Annual Energy Audit and Periodic Energy Accounting as per the notified timeline.

2. Accordingly, BEE through above referred communications reiterated many times that DISCOMs should submit first annual energy audit report on or before 6th April, 2022. Inspite of this, we have still not received the 1st Annual Energy Audit report of your DISCOM.

3. We are once again requesting you to please submit the Frist Annual Energy Audit report for FY 2020-21, on or before 15th June, 2022 with providing the reasons for non-submission of the report as per the timelines. It may kindly be noted that Non-compliance to regulation will attract the penal provisions as per the EC Act 2001.

Yours sincerely,

(Milind Deore)
Director

चौथा तल, सेवा भवन, आर.के.पुरम, नई दिल्ली–110 066, वेबसाईट / Website : www.beeindia.gov.in
4th Floor, Sewa Bhawan, R.K. Puram, New Delhi-110 066 टेली / Tel. : 91 (11) 26766700, फैक्स / Fax : 91 (11) 26178352

Annexure- P-13

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अभय बाकरे, आईआरएसईई
महानिदेशक
ABHAY BAKRE, IRSEE
Director General

सत्यमेव जयते

Azadi Ka Amrit Mahotsav

ऊर्जा दक्षता ब्यूरो
(विद्युत मंत्रालय, भारत सरकार)
BUREAU OF ENERGY EFFICIENCY
(Ministry of Power, Government of India)

सं. 18/1/BEE/DISCOM/2022

दिनांक: 23 अगस्त 2022

सेवा में,
विद्युत वितरण कंपनियों के अध्यक्ष सह प्रबंध निदेशक एवं प्रबंध निदेशक
(संलग्न सूची के अनुसार)

विषय: Non-submission of Energy Accounting reports of Q2, Q3 and Q4 of FY 2021-22 and First & Second Annual Energy Audit report of FY 2020-21 & FY 2021-22-reg.

महोदय/महोद्या,

उपयुक्त विषय पर ऊर्जा दक्षता ब्यूरो द्वारा पत्र सदर्भ सं. 18/1/BEE/DISCOM/2022 दिनांक 23 अगस्त 2022 अग्रेषित किया जा रहा है।

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भवदीय,
अभय बाकरे 23/8
(अभय बाकरे)

67

अभय बाकरे, आईआरएसईई
महानिदेशक
ABHAY BAKRE, IRSEE
Director General

सत्यमेव जयते

Azadi Ka Amrit Mahotsav

ऊर्जा दक्षता ब्यूरो
(विद्युत मंत्रालय, भारत सरकार)
BUREAU OF ENERGY EFFICIENCY
(Ministry of Power, Government of India)

F.No. 18/1/BEE/DISCOMs/2022 — 23rd August, 2022

To
CMD/MD of DISCOMs
(As per enclosed list)

Subject: Non-submission of Energy Accounting reports of Q2, Q3 and Q4 of FY 2021-22 and First & Second Annual Energy Audit report of FY 2020-21 & FY 2021-22-reg.

Ref: 1) Gazette notification dated 7th October, 2021 for Energy Audit and Accounting in DISCOMs –Regulation 2021.
2) MoP's letter no 11-10/5/2020-EC dated 27th October, 2021
3) BEE's email dated 29th October, 2021
4) BEE's letter no 18/1/BEE/DISCOM/2021/3999-4110 dated 18th November, 2021.
5) BEE's letter no 18/1/BEE/DISCOM/2021/4792-893 dated 9th December, 2021.
6) BEE's Show Cause notice dated 3rd March, 2022
7) BEE email dated 7th April, 2022 for submission of Annual Energy Audit report reg.
8) BEE's letter no 18/1/BEE/DISCOM/2021/1538-622 dated 23rd May, 2022.
9) BEE's letter no 18/1/BEE/DISCOM/2021/2268-2301 dated 17th June, 2022.

Dear Sir/Madam,

This is with reference to Gazette notification dated 7th October, 2021 (ref no 1) in regards to the regulation for carrying out Annual Energy Audit and Periodic Energy Accounting by Electricity Distribution Companies (DISCOMs). In this regard, Bureau of Energy Efficiency (BEE) (vide ref no 2,3 and 4) has informed that each DISOCM is mandated to carry out the Annual Energy Audit and Periodic Energy Accounting as per the notified timeline.

2. Accordingly, BEE through above referred communications reiterated many times that DISCOMs should submit Energy Accounting reports of Q2, Q3 and Q4 of FY 2021-22 and first annual energy audit report. Inspite of this, we have still not received the Energy Accounting reports and Annual Energy Audit report of your DISCOM.

अभय
23/8

P.1/2

चौथा तल, सेवा भवन, आर.के. पुरम, नई दिल्ली-110066 / 4th Floor, Sewa Bhawan, R K. Puram, New Delhi-110 066
दूरभाष / Tel 91 (11) 26766701, 20867389, फैक्स / Fax 91 (11) 20867396
ई-मेल / E-mail : dg-bee@nic.in, वेबसाईट / Website : www.beeindia.gov.in

RIGHT TO INFORMATION

3. It may be kindly noted that Non-compliance to regulation will attract the penal provisions as per the EC Act, 2001. As per the timeline of this regulation, due date to submit the above mentioned reports were as follows;

Particulars	Period	Due date	Authorized signatory
First Energy Accounting Report	1st July to 30th September, 2021	6th December, 2021	Certified in house Energy Manager along with Head of DISCOM
Second Energy Accounting Report	1st Oct to 31st December, 2021	1st March, 2022	
Third Energy Accounting Report	1st Jan to 31st March, 2022	30th May, 2022	
First Annual Energy Audit Report	FY 2020-21	6th April 2022	Accredited Energy Auditor (AEA) along with Head of DISCOM
Second Annual Energy Audit Report	FY2021-22	31st July, 2022	

4. We hereby again requesting you to submit the Periodic Energy Accounting reports of FY 2021-22 (as mentioned above) and First & Second Annual Energy Audit report for FY 2020-21 & FY 2021-22, duly providing reasons for non-submission of the report as per the timelines.

सादर

Yours sincerely,

अभय बाकरे 23/8

(Abhay Bakre)

Encl: As above

List of Electricity Distribution Companies in India

S no	State	Name of DISCOM	Gov/Private
1	UT of Lakshadweep	Electricity Deptt , UT of Lakshadweep.	State owned
2	UT of Andaman & Nicobar Islands	Electricity Deptt , UT of Andaman & Nicobar Islands	State owned
3	UT of Dadra & Nagar Haveli	Dadra & Nagar Haveli Power Distribution Corporation Ltd	State owned
4	UT of Daman & Diu	Electricity Department, UT of Daman & Diu	State owned
5	Chandigarh	Electricity Department, UT of Chandigarh	State owned
6	UT of J & K	Jammu Power Distribution Company Limited	State owned
7	UT of Ladakh	Ladakh Power Distribution Company Limited	State owned
8	Tripura	Tripura State Electricity Corporation Limited	State owned
9	Meghalaya	Meghalaya Energy Corporation Limited	State owned
10	Manipur	Manipur State Power Distribution Company Ltd	State owned
11	Arunachal Pradesh	Department of Power, Arunachal Pradesh	State owned
12	Sikkim	Sikkim Power Development Corporation Limited	State owned

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भारत 2023 INDIA

अभय बाकरे, आईआरएसईई
महानिदेशक

ABHAY BAKRE, IRSEE
Director General

सत्यमेव जयते

Azadi Ka Amrit Mahotsav

Annexure- P-14

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ऊर्जा दक्षता ब्यूरो
(विद्युत मंत्रालय, भारत सरकार)
BUREAU OF ENERGY EFFICIENCY
(Ministry of Power, Government of India)

F.No. 18/1/BEE/DISCOMs/2023

January 19, 2023

Show Cause Notice

Non-compliance of provisions of "the Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in Electricity Distribution Companies) Regulations, 2021"

In continuation to the previous notices dated 4th March & 23rd May 2022 issued by Bureau of Energy Efficiency, it was informed that Bureau of Energy Efficiency (Manner and Intervals for Conduct of Energy Audit in electricity distribution companies) Regulations, 2021 ("herein after referred to as "**Regulation**") notified by Bureau of Energy Efficiency with the approval of Ministry of Power on 07.10.2021 pertaining to conduct of Energy Audit by all electricity distribution companies specified Designated consumer (hereinafter referred to as "**DISCOM**").

As enumerated under clause 4(2)(a) & (b) of the aforesaid Regulation, every DISCOM upon commencement of the Regulation was mandatorily directed to conduct its Periodic Energy Accounting report and Annual Energy Audit report and submit the aforesaid reports to the Bureau of Energy Efficiency and concerned SDA within prescribed timeline as mentioned below;

Particulars	Type of Audit	Due date
Periodic Energy Accounting by Energy Manager (EM)	3rd Quarter of FY2021-22	1st March 2022
	4th Quarter of FY2021-22	30th May 2022
	1st Quarter of FY2022-23	30th August 2022
Annual Energy Audit by Accredited Energy Auditor (AEA) (by engaging a Third-Party Agency)	1st Annual Energy Audit report FY2020-21	6th April 2022
	2nd Annual Energy Audit report FY2021-22	31st July 2022

It has been noticed that you have not submitted the aforesaid reports to BEE with a copy to State Designated Agency (SDA) and hence, the said failure on your part is non-

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compliant with the provisions of the Regulation. The violation of the Regulation attracts penalty under Section 26 read with Section 48 the Energy Conservation Act, 2001. As per the said section, if any person fails to comply with the provisions of EC Act, 2001, he shall be liable to a penalty up to ten lakh (10,00,000) for each non-compliance. In case of continuing failure, with an additional penalty which may extend to ten thousand (10,000/-) rupees for every day during which such non-compliance continues.

You are therefore directed to submit the response to the present Show Cause notice stating the reasons for non-compliance of the Regulation and non-submission of the aforesaid reports along with the copy of Periodic Energy Accounting report and Annual Energy Audit report within a period of 7 days from the receipt of the present Show Cause notice. In case of your failure to submit the aforesaid reports along with response, we shall be constrained to initiate penal action against you as per the provisions stipulated under the Energy Conservation Act, 2001.

अभय बाकरे 19.1.23
(Abhay Bakre)

To,
Chief Engineer (Power)
Power Department
Government of Arunachal Pradesh
Itanagar (Arunachal Pradesh) 791111

VAKALATNAMA

BEFORE THE ARUNACHAL PRADESH STATE ELECTRICITY REGULATORY COMMISSION AT ITANAGAR

PETITION NO. OF 2023

IN THE MATTER OF

The Bureau of Energy Efficiency ...Petitioner

Versus

Department of Power, Arunachal Pradesh ...Respondent

I, Milind Deore, Director, Bureau of Energy Efficiency, Petitioner in the above appeal/petition do hereby appoint: **Aamir Zafar Khan, Sadiqua Fatma, Gagan Anand, Ishan Khanna, Ankit Konwar, Jitendra Kumar, Paromita Majumdar, Ashwini Kumar Singh & Aakriti Gupta, advocates of Legacy Law Offices, D-18, Nehru Enclave, Kalkaji, New Delhi 110019, Phone No. 011-41752507, Email: aamirzafar.khan@legacylawoffices.com,** to appear, plead, and act for me/us in the above appeal/petition and to conduct and prosecute all proceedings that may be taken in respect thereof and application for return of documents, enter into compromise and to draw any moneys payable to me/us in the said proceeding and also to appear in all applications for review and for leave to the Supreme Court of India in all applications for review of judgment.

(Signature of the Party)

Place: New Delhi

Date: 24.02.2023

"Accepted"

मिलिंद देवरे/MILIND DEORE
निदेशक/Director
ऊर्जा दक्षता ब्यूरो
Bureau of Energy Efficiency
नई दिल्ली/New Delhi-110066

Aamir
MP/1848/2016

Executed in my presence.

(Name and Designation)

Signature with Date

(Name and Designation)

Address for Service on the Counsel for Petitioner
Legacy Law Offices
D-18, Nehru Enclave, Kalkaji,
New Delhi-110019
PH: 011-41752507
Email: aamirzafar.khan@legacylawoffices.com