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PART I—Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

WEST BENGAL ELECTRICITY REGULATORY COMMISSION

No. 42/WBERC

Kolkata, the 22nd May, 2009.

NOTIFICATION

In exercise of the powers conferred by sub-sections (1) and (2) of section 181 of the Electricity Act, 2003 (36 of 2003) and all powers enabling it in this behalf, the West Bengal Electricity Regulatory Commission hereby makes the following regulations to amend the West Bengal Electricity Regulatory Commission (Balancing and Settlement Code) Regulations, 2008 issued under Notification No.40/WBERC dated 25.03.2008 and published in the Kolkata Gazette Extraordinary Part I dated March 25, 2008.

1. Short Title and Commencement :

- (i) These regulations may be called the West Bengal Electricity Regulatory Commission (Balancing and Settlement Code) (Amendment) Regulations, 2009.
- (ii) They shall come into force on the date of their publication in the Official Gazette.

2. For clause (ii) of regulation 3 of the West Bengal Electricity Regulatory Commission (Balancing and Settlement Code) Regulations, 2008 hereinafter referred to as the principal Regulations, the following clause shall be substituted:-

- “(ii) Such monthly statement of accounts shall be computed from the daily statements in the form of Table A as provided in Annexure I of these Regulations showing corresponding figures of the generating station against each 15 minute time block separately.

Notwithstanding anything to the contrary contained in any other Regulations of the Commission in case of any establishment of any mis-declaration, the availability of each time block of the day will be reduced

proportionately in the ratio of the available capacity established during demonstration and declared capacity. In case of more than one mis-declaration, the demonstration which gives the least ratio among the aforesaid ratios, will be considered. This procedure is to be followed for determination of actual availability and / or notional availability against demonstration of actual declared capacity and / or notional declared capacity respectively.

In the daily statement the cumulative total of Scheduled injected energy entitled for energy charge, achievement of Actual Declared Capacity, achievement of Notional Declared Capacity, resultant actual availability and resultant notional availability are to be shown separately for each entity. Such statement shall also provide cumulative total of implemented schedule of injection in MWhr at evening stretched over from 5 P.M. to 8 P.M. as required under paragraph 5 of Schedule 10 of Tariff Regulations, and also total number of blocks which achieved the initial schedule of injection as specified in paragraph 2 of Schedule-10 of Tariff Regulations.

For computation of resultant actual availability and / or resultant notional availability for the period where there is no declared demonstration and the implemented scheduled injection is less than the Actual Declared Capacity or Notional Declared Capacity then the resultant actual availability or resultant notional availability will be the actual declared capacity or notional declared capacity respectively subject to other specific conditions in any regulations of the Commission in relation to availability determination methodology as specified and specially for frequency above 50 Hz, the resultant actual availability / notional availability shall be the actual declared capacity / notional declared capacity as the case may be.”

3. For sub-clause ‘b’ under clause (iii) of regulation 3 of the principal Regulations, following sub-clause shall be substituted:-

“(b) Total energy in the month under implemented schedule of injection and cumulative energy under the implemented schedule of injection upto the month for the financial year.”

4. For sub-clause ‘c’ under clause (iii) of regulation 3 of the principal Regulations, following sub-clause shall be substituted:-

“(c) Total resultant actual availability and total resultant notional availability in the month and cumulative resultant actual availability, cumulative resultant notional availability upto the month for the financial year.”

5. After regulation 12 of the principal Regulations, following Annexure shall be inserted:-

TABLE - A
STATEMENT OF AMOUNT OF INJECTED ENERGY OF A GENERATING STATION ENTITLED FOR ENERGY CHARGES

Serial no. of the 15 minutes time block	Actual Declared Capacity (****)	Notional Declared Capacity (****)	Initial Schedule of Injection (MWh)***	Scheduled Energy injection (MWh)	Whether the block is under demonstration for		Result of the demonstration against *		Resultant Penalty in case of capacity charge in rupees**		Resultant availability (MWh)		Whether actual generation achieved the Initial Schedule of injection****	Frequency (Hz)
					Actual declared capacity (Yes/No)	Notional declared capacity (Yes/No)	Actual declared capacity	Notional declared capacity	Actual declared capacity	Notional declared capacity	Actual declared capacity	Notional declared capacity		
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)
1														
2														
-														
-														
-														
96														
COAL STOCK DECLARED = MT														
Note:														
*Result of the demonstration shall be indicated through codification where 'O' stands for successful demonstration of declared capacity and any 1 shall represent mis-declaration for the block concerned and the sum of the column shall represent the number of mis-declarations for the day concerned.														
** As per regulation 5.7.2 of Tariff Regulation														
*** The injection Schedule allotted by SLDC to the generating stations ahead of the day.														
**** This is required to find out the reliability index of Generation Injection Schedule. If initial schedule of injection is achieved as specified in paragraph 2 of Schedule 10 of the Tariff Regulations then such will be indicated by '1' and in case of failure it will stand as 'O'.														
***** As per regulation 5.7.4 of Tariff Regulation.														

By order of the Commission,

K. L. BISWAS,
Secretary of the Commission.

Place : Kolkata
Date : 22.05.2009