



## **TAMIL NADU ELECTRICITY REGULATORY COMMISSION**

### **CHENNAI**

#### **Notification No. TNERC/ Regulations/F&F/4/2-7 dated 27-6-2012**

WHEREAS the Tamil Nadu Electricity Regulatory Commission has specified and notified in the Tamil Nadu Government Gazette dated the 18<sup>th</sup> February 2004, the Tamil Nadu Electricity Regulatory Commission Fees and Fines Regulations, 2004 in exercise of the power conferred on it by clause (g) of sub-section (1) of section 86 of the Electricity, 2003 (Central Act 36 of 2003);

AND WHEREAS it is considered necessary to issue certain amendments to the said Regulations for the purpose of removing certain difficulties in regard to making provision for collection and refund of fees in respect of certain functions which were not distinctly covered earlier.

Now, therefore, in exercise of the power conferred on it by clause (g) of sub-section (1) of section 86 read with section 181 of the Electricity Act, 2003 (Act 36 of 2003), the Tamil Nadu Electricity Regulatory Commission makes the following amendments to the Tamil Nadu Electricity Regulatory Commission – Fees and Fines Regulations, 2004 (hereinafter referred to as the Principal Regulations)

#### **1. Short Title and Commencement:**

- (i) These Regulations may be called the Tamil Nadu Electricity Regulatory Commission Fees and Fines (Amendment) Regulations, 2012.

- (ii) They shall come into force from the date of its publication in the Government of Tamil Nadu Gazette

**2. Insertion of new Regulations 10 - :**

After Regulation 9 of the Principal Regulations, the following regulation shall be inserted, namely

“10. Payment or Refund of Fees in certain cases –

- (1) “Where the petitioner withdraws a petition before taking up the petition on file and numbering it, he shall be liable to pay such cost as the Commission may award besides all reasonable expenses incurred in processing the petition for admission and after deducting the same the balance amount of fees paid by the petitioner may be refunded to him.
- (2) Upon such withdrawal, the petitioner shall be precluded from filing any fresh petition in respect of such subject matter or part of the claim covered by such subject matter.
- (3) Where a writ petition is transferred by the High Court to the Commission for disposal in accordance with law or where the petitioner files a petition before the Commission as per the direction of the High Court, the fees as per these regulations shall be paid by the petitioner”.

(By order of the Commission)

**(S. Gunasekaran)**  
Secretary