



TAMIL NADU GOVERNMENT GAZETTE

PUBLISHED BY AUTHORITY

No. 33]

CHENNAI, WEDNESDAY, AUGUST 17, 2022
Aavani 1, Subakiruthu, Thiruvalluvar Aandu-2053

Part VI—Section 2

Notifications of interest to a section of the public
issued by Heads of Departments, etc.

NOTIFICATIONS BY HEADS OF DEPARTMENTS, ETC.

CONTENTS

Pages.

TAMIL NADU ELECTRICITY REGULATORY COMMISSION, CHENNAI

Amendment to the Tamil Nadu Electricity Supply Code, 2004.

230-241

GOVERNMENT EXAMINATION/EDUCATIONAL OFFICERS

Loss of Certificates.

242

NOTIFICATIONS BY HEADS OF DEPARTMENTS, ETC.

TAMIL NADU ELECTRICITY REGULATORY COMMISSION, CHENNAI

Amendment to the Tamil Nadu Electricity Supply Code, 2004

(Notification No. TNERC/SC/7-46, 26.07.2022)

(Lr.No. TNERC/Legal/2181/D.No. 987/2022, 3rd August 2022)

No. VI(2)91/2022.

In exercise of the powers conferred by Section 181 read with Section 50 of the Electricity Act, 2003 (Central Act 36 of 2003) and all other powers enabling it in this behalf, the Tamil Nadu Electricity Regulatory Commission hereby makes the following amendment to the Tamil Nadu Electricity Supply Code, 2004, the draft of the same having been previously published as required by sub-section (3) of said Section 181 of the Electricity Act.

It shall come into force on the date of publication in the *Tamil Nadu Government Gazette*.

AMENDMENT

In the said Tamil Nadu Electricity Supply Code—

(i) In the said Code, in clause (ii) in sub-regulation (7) in regulation (5),-

- (a) after the expression "in other cases.", the expression "such as Sale including auction sale / Registered Lease of Property or any other lawful occupation, etc.," shall be inserted;
- (b) Under the same sub-regulation (7) in "Explanation:" the existing para shall be numbered as item (i) and after that following shall be inserted—
 - "(ii) No name transfer shall be effected unless the outstanding dues in the service connection had been paid.
 - (iii) The proof for the Lawful occupation shall be registered power of attorney or registered lease deed or possession order from appropriate authority or decree or judgment of Court of law of competent jurisdiction."

(ii) In the said Code, in regulation 17,-

For the present sub-regulation (5) and entries relating thereto, the following sub-regulation and entries relating thereto shall be substituted,-

"(5) If a service connection remains disconnected for a period of three months due to—

- (i) non-payment of dues to the Licensee, or,
 - (ii) due to any statutory direction issued for disconnection by any Government authority in exercise of the orders of any Legal Forum or the direction issued by the Pollution Control Board which falls under regulation 21(2) of this Code or due to Orders of any Court of law or any legal forum having competent jurisdiction,
- the Licensee shall issue a notice requiring the consumer to get the supply restored, by clearing the outstanding dues and duly obtaining the necessary clearance from the appropriate authorities who have ordered the disconnection, as the case may be, within three months from the date of receipt of such a notice duly intimating that failure to avail supply within that period would result in termination of the agreement, and after the expiry of notice period of three months, the agreement shall stand terminated provided that no disputed amount due to any other Court cases remains unpaid. However the monthly minimum charges shall be levied for the maximum of six months."

(iii) In the said Code, in clause (i) in sub-regulation (6) in Regulation 22,-

- (a) after the expression "electricity charges", the expression "or for any reasons referred under regulation 17(5)(ii), and," shall be inserted
- (b) after the expression "actual dues" the expression "and furnish the statutory clearances as the case may be," shall be inserted

(iv) Amendment of Form-1 of Appendix of the Supply Code 2004,-

In item (1) of Form-1 of Appendix, after the word "Sale deed", the expression "/Registered Lease deed / any other valid document for lawful occupation based on registered power of attorney or possession order from appropriate authority or decree or judgment of Court of law of competent jurisdiction" shall be inserted.

In the same Form-1 of Appendix, after the expression "later date", the expression "and also undertake to pay the court case liabilities based on the cases pending before various legal forums" shall be inserted.

(v) Amendment of caption in Form-2 of Appendix of the Supply Code 2004,-

- (a) In the sub-title below the title "Name Transfer Forms", in Form-2, after the word "sale", the expression " / Lease / any other lawful occupation based on registered power of attorney or possession order from appropriate authority or decree or judgment of Court of law of competent jurisdiction" shall be inserted.
- (b) In Form-2 to Appendix titled "Name Transfer Forms", after the expression "I had sold", the expression "/ leased out" shall be inserted.
- (c) In Form-2 to Appendix, after the expression "other charges", the following paragraph shall be inserted.

"I undertake to pay amounts outstanding against the Account No..... which are found to be due at a later date, if the transferee fails to pay (Applicable in the case of request for name transfer, other than sale)"

(By Order of the Tamil Nadu Electricity Regulatory Commission)

Chennai-32,
26th July 2022.

C. VEERAMANI,
Secretary,
Tamil Nadu Electricity Regulatory Commission.

EXPLANATORY STATEMENT

As per the provisions of the TNERC Distribution Code, 2004, new LT/HT services are being effected based on any proof of occupancy such as Registered Power of Attorney or latest rent receipt issued prior to the date of application or lease deed or possession order from the concerned authority or decree or judgment of Courts whether the consent of owner of the premises is given or not. However, it is brought to the notice of the Commission by some of the consumers that the name transfer could not be effected by the Licensee in view of the absence of specific provision for Name transfer in the Tamil Nadu Electricity Supply Code though a lawful occupier has lease arrangement with the owner of the premises. Considering the above circumstances, the above amendment to Supply Code is proposed.

2. Further, it has been brought to the knowledge of the Commission that some of the service connections are also disconnected under the provisions of Water (Prevention and Control of Pollution) Act 1974, Air (Prevention and control of pollution) Act 1981 and Environment (Protection) Act 1986, etc., or any direction issued under any statute for non-compliance; and that such non-compliances are not properly rectified by the occupant for years together (5 years / 10 years) and the Service account of such consumers remain idle for want of regulation of the subject. Accordingly, this amendment seeks to give effect for such requirement.

(By Order of the Tamil Nadu Electricity Regulatory Commission)

Chennai-32,
26th July 2022.

C. VEERAMANI,
Secretary,
Tamil Nadu Electricity Regulatory Commission.

STATEMENT SHOWING EXISTING PROVISION AND THE PROVISION AS AMENDED

Amendment to the Tamil Nadu Electricity Supply Code 2004

Existing provision	Regulation as amended
<p>5. Miscellaneous Charges</p> <p>xxxxxx</p> <p>(7) Name Transfer charge</p> <p>(i) xxxxxx</p> <p>(ii) Every application for transfer of name, in other cases, shall be in Forms (1) and (2) in Appendix to this Code accompanied by—</p> <p>(a) xxxxxx</p> <p>(b) xxxxxx</p> <p>(c) xxxxxx</p> <p>Explanation:</p> <p>The name transfer is effected only for such services which are not under disconnection.</p>	<p>5. Miscellaneous Charges</p> <p>xxxxxx</p> <p>(7) Name Transfer charge</p> <p>(i) xxxxxx</p> <p>(ii) Every application for transfer of name, in other cases such as Sale including auction sale / Registered Lease of Property or any other lawful occupation, etc., shall be in Forms (1) and (2) in Appendix to this Code accompanied by—</p> <p>(a) xxxxxx</p> <p>(b) xxxxxx</p> <p>(c) xxxxxx</p> <p>Explanation:</p> <p>(i) The name transfer is effected only for such services which are not under disconnection.</p> <p>(ii) No name transfer shall be effected unless the outstanding dues in the service connection had been paid.</p> <p>(iii) The proof for the Lawful occupation shall be registered power of attorney or registered lease deed or possession order from appropriate authority or decree or judgment of Court of law of competent jurisdiction.</p>
<p>17. AGREEMENT WITH RESPECT TO SUPPLY: ISSUES ON RECOVERY OF CHARGES</p> <p>(1) xxxxxx</p> <p>(2) xxxxxx</p> <p>(3) xxxxxx</p> <p>(4) xxxxxx</p> <p>(5) If a service connection remains disconnected for a period of three months for non-payment dues to the Licensee, the Licensee shall issue a notice requiring the consumer to get supply restored within three months from the date of receipt of such a notice and intimating him that failure to avail supply within that period will result in termination of the agreement. After the expiry of notice period of three months, the agreement shall stand terminated.</p>	<p>17. AGREEMENT WITH RESPECT TO SUPPLY: ISSUES ON RECOVERY OF CHARGES</p> <p>(1) xxxxxx</p> <p>(2) xxxxxx</p> <p>(3) xxxxxx</p> <p>(4) xxxxxx</p> <p>(5) If a service connection remains disconnected for a period of three months due to—</p> <p>(i) non-payment of dues to the Licensee, or,</p> <p>(ii) due to any statutory direction issued for disconnection by any Government authority in exercise of the orders of any Legal Forum or the direction issued by the Pollution Control Board which falls under regulation 21(2) of this Code or due to Orders of any court of law or any legal forum having competent jurisdiction,</p>

	<p>the Licensee shall issue a notice requiring the consumer to get the supply restored, by clearing the outstanding dues and duly obtaining the necessary clearance from the appropriate authorities who have ordered the disconnection, as the case may be, within three months from the date of receipt of such a notice duly intimating that failure to avail supply within that period would result in termination of the agreement, and after the expiry of notice period of three months, the agreement shall stand terminated provided that no disputed amount due to any other Court cases remains unpaid. However the monthly minimum charges shall be levied for the maximum of six months.</p>
<p>22. Restoration of supply of electricity</p> <p>(1) xxxxxx (2) xxxxxx (3) xxxxxx (4) xxxxxx (5) xxxxxx</p> <p>(6) (i) When a service connection remains disconnected for more than six months for non-payment of electricity charges, if the consumer comes forward within the period mentioned below to pay the actual dues and agrees to remit the charges in clause (ii) below, the official authorized by the Licensee may grant extension of time beyond the notice period and revoke the termination of agreement provided that the lines feeding the service connection have not been dismantled, so as to facilitate reconnection of the disconnected service.</p>	<p>22. Restoration of supply of electricity</p> <p>(1) xxxxxx (2) xxxxxx (3) xxxxxx (4) xxxxxx (5) xxxxxx</p> <p>(6) (i) When a service connection remains disconnected for more than six months for non-payment of electricity charges or for any reasons referred under regulation 17(5)(ii), and, if the consumer comes forward within the period mentioned below to pay the actual dues and furnish the statutory clearances as the case may be, and agrees to remit the charges in clause (ii) below, the official authorized by the Licensee may grant extension of time beyond the notice period and revoke the termination of agreement provided that the lines feeding the service connection have not been dismantled, so as to facilitate reconnection of the disconnected service.</p>
<p style="text-align: center;">Appendix</p> <p>FORM-1 [Refer to Regulation 5(7)]</p> <p>To The Designated Engineer,</p> <p>I, Thiru (S/o)/ (D/o)/ (W/o)..... aged Years, am residing at (Full Address & Phone No.)</p> <p>The premises bearing Door No. Name of Street..... Village / Town Taluk with Service Connection No. Tariff Distribution In the name of S/o..... is in my possession.</p>	<p style="text-align: center;">Appendix</p> <p>FORM-1 [Refer to Regulation 5(7)]</p> <p>To The Designated Engineer,</p> <p>I, Thiru (S/o)/ (D/o)/ (W/o)..... aged Years, am residing at (Full Address & Phone No.)</p> <p>The premises bearing Door No. Name of Street..... Village/Town Taluk with Service Connection No. Tariff Distribution In the name of S/o..... is in my possession.</p>

<p>(1) The Xerox copy of the sale deed in my favour for the said premises is enclosed.</p> <p>or</p> <p>The property tax receipt for the above property is given in my name and Xerox copy of the same duly attested by Gazetted Officer is enclosed.</p> <p>or</p> <p>Metro Water / Sewerage Connection is given in my name and the Xerox copy of the same duly attested by Gazetted Officer is enclosed.</p> <p>or</p> <p>Legal Heirship Certificate from the Tahsildar concerned</p> <p>(2) Application and Agreement Form</p> <p>(3) Indemnity Bond on Rs.80/- Non-judicial stamp paper (Applicable in the case of name transfer due to legal succession)</p> <p>I undertake to pay amounts outstanding against the Account No. which are found to be due at a later date.</p> <p>I request that the name of Service No. may kindly be changed to my name.</p> <p>Signature of transferee, Full Address.</p> <p>Place:</p> <p>Date :</p> <p>* Strike out the portion not required</p>	<p>(1) The Xerox copy of the Sale deed / Registered Lease deed / any other valid document for lawful occupation based on registered power of attorney or possession order from appropriate authority or decree or judgment of Court of law of competent jurisdiction * in my favour for the said premises is enclosed.</p> <p>or</p> <p>The property tax receipt for the above property is given in my name and Xerox copy of the same duly attested by Gazetted Officer is enclosed.</p> <p>or</p> <p>Metro Water / Sewerage Connection is given in my name and the Xerox copy of the same duly attested by Gazetted Officer is enclosed.</p> <p>or</p> <p>Legal Heirship Certificate from the Tahsildar concerned</p> <p>(2) Application and Agreement Form</p> <p>(3) Indemnity Bond on Rs.80/- Non-judicial stamp paper (Applicable in the case of name transfer due to legal succession)</p> <p>I undertake to pay amounts outstanding against the Account No. which are found to be due at a later date and also undertake to pay the court case liabilities based on the cases pending before various legal forums.</p> <p>I request that the name of Service No. may kindly be changed to my name.</p> <p>Signature of transferee, Full Address.</p> <p>Place:</p> <p>Date :</p> <p>* Strike out the portion not required</p>
---	---

FORM-2	FORM-2
NAME TRANSFER FORMS [REFER TO REGULATION 5 (7)]	NAME TRANSFER FORMS [REFER TO REGULATION 5 (7)]
(To be used as a consent letter from transferor in case of sale etc.)	(To be used as a consent letter from transferor in case of sale / lease / any other lawful occupation based on registered power of attorney or possession order from appropriate authority or decree or judgment of Court of competent jurisdiction etc.,)
To	To
The Designated Engineer/	The Designated Engineer/
Address of the Licensee Engineer	Address of the Licensee Engineer
I.....(S/o. D/o. W/o.)	I.....(S/o. D/o. W/o.)
.....owner of premises bearing Door No.(Name of the Street Place) hereby give my consent for the transfer of service bearing A/c. No.standing in my name / in the name of to Thiru/Tmty..... S/o. D/o. W/o.since I had sold my house to him/her.....owner of premises bearing Door No.(Name of the Street Place) hereby give my consent for the transfer of service bearing A/c. No.standing in my name / in the name of to Thiru/Tmty..... S/o. D/o. W/o.since I had sold / leased out * my house to him/her
The transfer may be effected with available deposit / subject to the condition that the transferee pays the security deposit and other charges *.	The transfer may be effected with available deposit / subject to the condition that the transferee pays the security deposit and other charges *.
Signature of transferee, Full Address.	I undertake to pay amounts outstanding against the Account No..... which are found to be due at a later date, if the transferee fails to pay (Applicable in the case of request for name transfer, other than sale)
Place:	Signature of transferor,
Date :	Full Address.
* Strike out the portion not required	Place:
	Date :
	* Strike out the portion not required

(By Order of the Tamil Nadu Electricity Regulatory Commission)

C. VEERAMANI,
Secretary,

Tamil Nadu Electricity Regulatory Commission.

Chennai-32,
26th July 2022.