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1. THE COMMISSION

1.1 Introduction

In exercise of the powers conferred by Section 83 of the Electricity Act 2003, the Central Government constituted a two member (including Chairperson) Joint Electricity Regulatory Commission for all Union Territories except Delhi to be known as “Joint Electricity Regulatory Commission for Union Territories” as notified on 2nd May 2005. Later with the joining of the of Goa, the Commission came to be known as “Joint Electricity Regulatory Commission for the State of Goa and Union Territories” as notified on 30th May 2008. The Joint Electricity Regulatory Commission for the State of Goa and Union Territories started to function with effect from August 2008. The Head Office of the Commission presently is located in the district town of Gurgaon, Haryana which falls in the National Capital Region (NCR).

During the year, the Commission has endeavored to set up a fair, transparent and objective electricity regulatory process in the State of Goa & Union Territories. The present Annual Report, the first of the Commission, presents the activities of the Commission during the financial year 2008-09.

All proceedings before the Commission are deemed to be judicial proceedings within the meaning of sections 193 and 228 of the Indian Penal Code and the Commission is deemed to be a civil court for the purposes of sections 345 and 346 of the Code of Criminal Procedure, 1973. The Commission has the power to act as arbitrator or nominate arbitrators to adjudicate and settle disputes arising between licensees.

1.2 Profile of Members of the Commission

Dr. V.K. Garg, Chairperson



Dr. V.K. Garg joined the Commission on 21st October 2008.

Dr. V.K. Garg after having served in Indian Economic Service for 17 years shifted to Public Sector to serve for another 17 years before he superannuated as Chairman and Managing Director of Power Finance Corporation Ltd. Dr. Garg a PhD in Business Administration has served Energy Sector, Power and Oil, in various capacities at senior positions. He was Director (finance) of Power Grid Corporation Ltd for 8 years. He is an MBA and has attended Advanced Management Programmes at Texas University USA and Cambridge University UK in addition to attending a course in Development of finance Appraisal at Bradford University UK.

Under his leadership PFC made successful transition from Mini Ratna to Navratna PSU, the highest recognition for any public sector company from Government of India for its performance. He spearheaded the paradigm shift in the company's business, culture and operations. New business generated during his tenure of 39 months was worth Rs. 1.41 lakh Cr or US\$ 30 billion as against total cumulative business of 1.86 lakh Cr generated in last 22 years since inception. PFC (IPO) under his stewardship was oversubscribed 77 times; Qualified Institutional Investors oversubscribed 136 times, a record for any PSU. Achieved one of the highest per capita productivity in India of post tax net profit of Rs. 4.3 Cr per employee per annum. Awarded three Ultra Mega Power Projects of 4000 MW costing US\$ 4 billion each at Sassan, Mundra & Krishnapattnam in private sector, through international competitive bidding in a record time.

Sh. R.K. Sharma FIE, Member



Sh. R.K. Sharma FIE joined the Commission on afternoon of 21st August 2008.

Sh. R.K. Sharma, a graduate Electrical Engineer from University of Allahabad, has more than 40 years of experience of Power Utility in Public and Private sectors. He superannuated as Chairman and Managing Director of Tehri Hydro Development Corporation Ltd. (THDC). During his tenure as CMD THDC Ltd.,

1000 MW Tehri HPP Stage-1, a languishing Project, was commissioned successfully. The Organization grew from a single project to a multi project Company and became revenue earning. Earlier he was Director Technical on board of National Hydroelectric Power Corporation Ltd (NHPC) for 4 years.

He is well conversant with Indian Power Sector in all fields including generation (hydro), transmission and distribution in all their aspects. He has been closely associated with Hydro Tariff formulation and Power Sector Reforms. He closely interacted with Central Electricity Regulatory Commission during formulation of their regulations on hydro tariff. He has been a member of Advisory Board of Punjab Electricity Regulatory Commission. He has been member of many technical committees formed by Government from time to time.

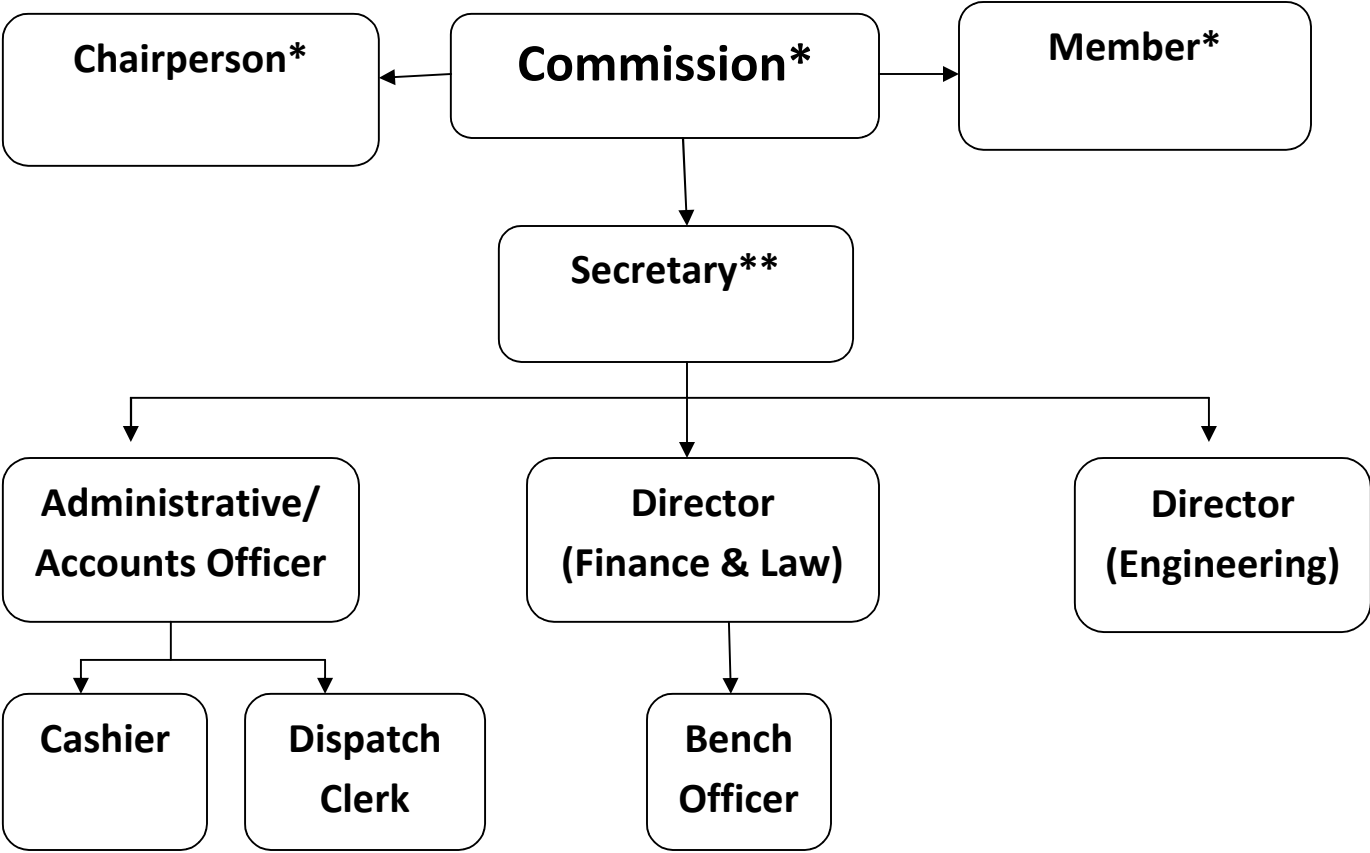
He is a Chartered Engineer and Fellow of Institution of Engineers, India and recipient of "Eminent Engineer Award" conferred by Institution of Engineers (India) New Delhi in 2005. He has authored a number of Technical Papers presented in India and abroad.

1.3 Office of the Commission

Shri. J. S. Sehrawat, Deputy Secretary from Ministry of Power assumed charge as Secretary of the Commission in addition to his existing responsibilities in the Ministry. The office is located at, 2nd Floor, HSIIDC Office Complex, Vanjiya Nikunj, Udyog Vihar, Phase – V, Gurgaon, Haryana-122016.

1.4 Organization structure

In terms of Section 91 of Electricity Act, Ministry of Power sanctioned the staff strength and accordingly recruitment process started. The Organisational Structure is as below (excluding Secretarial support).



* In Position

** Part time

2. THE MANDATE OF THE COMMISSION

The Electricity Act, 2003 aims at consolidating the laws relating to generation, transmission, distribution, trading and use of electricity and generally taking measures conducive to development of electricity industry, promoting competition therein, protecting interest of consumers and supply of electricity to all areas, rationalization of electricity tariff; ensuring transparent policies.

- 1) The Commission is vested with the responsibility of discharging the following functions:
 - a) determine the tariff for generation, supply, transmission and wheeling of electricity, wholesale, bulk or retail, as the case may be;
 - b) regulate electricity purchase and procurement process of distribution licensees including the price at which electricity shall be procured from the generating companies or licensees or from other sources through agreements for purchase of power for distribution and supply within the State;
 - c) facilitate intra-state transmission and wheeling of electricity;
 - d) issue licenses to persons seeking to act as transmission licensees, distribution licensees and electricity traders with respect to their operations within the State;
 - e) promote cogeneration and generation of electricity from renewable sources of energy by providing suitable measures for connectivity with the grid and sale of electricity to any person, and also specify, for purchase of electricity from such sources, a percentage of the total consumption of electricity in the area of a distribution licence;
 - f) adjudicate upon the disputes between the licensees, and generating companies and to refer any dispute for arbitration;
 - g) levy fee for the purposes specified under this Act;
 - h) specify State Grid Code consistent with the Indian Electricity Grid Code (IEGC) specified by Central Electricity regulatory Commission;
 - i) specify or enforce standards with respect to quality, continuity and reliability of service by licensees;
 - j) fix the trading margin in the intra-State trading of electricity, if considered, necessary;
 - k) approval of power purchase agreements, and

- l) discharge such other functions as may be assigned to it under the Act.
- 2) The Commission shall advise the State Government on all or any of the following matters, namely:-
 - a) promotion of competition, efficiency and economy in activities of the electricity industry;
 - b) promotion of investment in electricity industry;
 - c) reorganization and restructuring of electricity industry in the State;
 - d) matters concerning generation, transmission , distribution and trading of electricity or any other matter referred to the Commission by that Government.
- 3) The Commission shall ensure transparency while exercising its powers and discharging its functions.
- 4) In discharge of its functions the Commission shall be guided by the National Electricity Policy, National Electricity Plan and tariff policy.

3. MISSION STATEMENT

The Joint Electricity Regulatory Commission is committed to fulfill its mandate for creating an efficient and economically viable electricity system in the State of Goa & Union Territories, balance the interests of all stakeholders while fulfilling its primary responsibility to ensure reliable supply of power at affordable rates and shall be guided by the principles of transparency, accountability, equitability and participation in discharge of its functions, to safeguard the interests of the licensees and generating companies in the State of Goa & Union Territories and to give a fair deal to consumers at the same time.

To achieve above the Commission aims to:

- a) Promote competition, efficiency and economy in the activities of the Electricity Industry within the State of Goa & Union Territories.
- b) Regulate effectively the power purchase and procurement process of the distribution licensees for sale, distribution and supply of electricity within the State of Goa & Union Territories.
- c) Encourage generation and use of energy generated from Renewable Sources.
- d) Consumer Satisfaction with Mechanism to redress its complaint urgently.
- e) Introduce open-access & reduce the cross-subsidy.
- f) Improve access to information for all Stakeholders.

4. THE YEAR IN RETROSPECT

Meetings Held By The Commission

Till date 31st March, 2009, the Commission held one internal meeting which was chaired by Chairperson of the Commission and attended by Member and Secretary of the Commission.

5. ANNUAL STATEMENT OF ACCOUNTS FOR THE YEAR 2008-2009

Expenditure:

The Commission was allocated a budget of Rs. 267 lakhs for the year 2008-2009. Expenditure in the current year was below the allocation. The allocation for Office Expenses and Salaries of Officers & Staff have taken a major share.

Major Head: "2801 Power"

Minor Head: 23.00

The Statement showing the actual expenditure vis-a-vis BE and RE during the financial year 2008-2009.

(Rs. in lakhs)

Unit of Appropriation	BE 2008-2009	RE 2008-2009	Actual Expenditure	Remarks
1	2	3	4	5
Salary	78	102	13.67	Saving was due to non-filling of the vacant posts
DTE	7	7	4.12	Saving was due to enforcing economic measures on Domestic Travels on the lines of the instructions issued by Ministry of Finance
FTE	5	5	-	Saving was due to drastic cuts imposed on Foreign Travels as per the instructions issued by Ministry of Finance
Office Expenses	117	117	117	No saving
RRT	60	60	42.37	Saving is due to non receipt of Electricity & other charges bills from HSIIDC
Total	267	291	177.16	

Note: During the year the entire accounting work of the Commission was done by the Drawing and Disbursing Officer and head of Office in CEA, Ministry of Power. The estimates given above are unaudited estimates based on the internal records of the Commission, pending the finalization of accounts by the DDO, CEA & MOP.

6. WORK PLAN YEAR AHEAD

Issuance of Regulations:-

The following Regulations are proposed to be issued during the year 2009-10:

1. JERC (Conduct of Business) Regulations.
2. JERC (Recruitment, Control and Service Conditions of Officers and Staff) Regulations.
3. JERC (Appointment and Functioning of Ombudsman) Regulations.
4. JERC (Establishment of Forum for Redressal of Grievances of Consumers) Regulations.
5. JERC (Treatment of Other Businesses of Transmission Licensees and Distribution Licensees) Regulations.
6. JERC (Standards of Performance) Regulations.
7. JERC (State Advisory Committee) Regulations.
8. JERC (Appointment of Consultants) Regulations.
9. JERC (Open Access in Transmission and distribution) Regulations.
10. JERC (Terms and Conditions for Determination of Tariff) Regulations.

Launch of JERC Web Site:-

To keep all records of Petitions, Regulations and other relevant information's, it was proposed to launch a JERC Web Site.

Appointment and Functioning of Ombudsman:-

As per the provision under sub – sections (6) of Section 42 read with Section 181 of the Electricity Act, 2003 (36 of 2003) it is proposed to appoint an Ombudsman for JERC.

Setting up of CGRF:-

As per the provision under sub – sections (5) of Section 42 read with Section 181 of the Electricity Act, 2003 (36 of 2003) it is proposed to constitute the Consumer Grievance Redressal Forums for State of Goa and Union Territories under the jurisdiction of JERC and appoint a member as Commission's nominee in each of CGRF.

Tariff Petition:-

ARR and Tariff Petitions from the constituents of JERC for fixation of Tariff in their respective State/UTs, expected to be received during the year 2009-10 would be analysed and finalized as all the constituents State/UTs have been asked to file petition before November 2009.