



**OFFICE OF THE JOINT ELECTRICITY REGULATORY COMMISSION
FOR UT OF J&K AND UT OF LADAKH**

Regd. Office: Railway road, Ambedkar (Panama) Chowk, Jammu-180016
Email: - secretary-jercjkl@gov.in

Phone No.:- 0191-2470160

No:JERC-JKL/REG/2021/ *Tech-13*

Dated March 31, 2021

Coram:

Shri Lokesh. D. Jha, Chairman

Shri Ajay Gupta, (Member Technical)

Shri Mohd Rafi Andrabi, (Member Finance)

In the matter of

JERC for UT of J&K and UT of Ladakh (Adoption of Regulations of JERC for the state of Goa and UTs) Regulations, 2021.

Statement of Reasons

1. Introduction

1.1. Section 61. (Tariff regulations) of the Electricity Act, 2003 provides as under:

"The Appropriate Commission shall, subject to the provisions of this Act, specify the terms and conditions for the determination of tariff, and in doing so, shall be guided by the following, namely:-

- (a) The principles and methodologies specified by the Central Commission for determination of the tariff applicable to generating companies and transmission licensees;
- (b) the generation, transmission, distribution and supply of electricity are conducted on commercial principles;
- (c) the factors which would encourage competition, efficiency, economical use of the resources, good performance and optimum investments;
- (d) Safeguarding of consumers' interest and at the same time, recovery of the cost of electricity in a reasonable manner;
- (e) the principles rewarding efficiency in performance;
- (f) Multiyear tariff principles;
- (g) that the tariff progressively reflects the cost of supply of electricity and also, reduces and eliminates cross-subsidies within the period to be specified by the Appropriate Commission;
- (h) the promotion of co-generation and generation of electricity from renewable sources of energy;
- (i) the National Electricity Policy and tariff policy:"

1.2. The Joint Electricity Regulatory Commission for Union Territory of Jammu and Kashmir and Union Territory of Ladakh (hereinafter referred to as the 'JERC J&K and Ladakh' or 'the Commission') has been constituted vide notification S.O. 1984(E) dated 18.06.2020 after enactment of the Jammu and

Kashmir Reorganization Act, 2019 and division of erstwhile J&K state into Union Territory of Jammu & Kashmir and Union Territory of Ladakh.

1.3. The erstwhile Jammu & Kashmir State Electricity Regulatory Commission (J&K SERC) constituted under J&K Electricity Act 2010 was carrying out regulatory functions in respect of erstwhile State of Jammu and Kashmir. The J&K Electricity Act 2010 has now been repealed and Electricity Act 2003 has been made applicable to the newly formed Union Territory of Jammu & Kashmir and Union Territory of Ladakh.

1.4 In exercise of the powers conferred by Section 62 (Determination of tariff), Section 86 (Functions of State Commission) and Section 92 (Proceedings of Appropriate Commission) read with Section 181 (Powers of State Commissions to make regulations) of the Electricity Act, 2003 (No. 36 of 2003) and all powers enabling it in that behalf, the Joint Electricity Regulatory Commission Jammu & Kashmir and Ladakh is in the process of framing various regulations and it is deemed necessary to adopt regulations of JERC for the state of Goa and UTs for regulating the work of different Power Utilities in the Union Territories of J&K and Ladakh till such time this Commission notifies its own regulations after following due process.

1.5 The Commission in its 3rd and 4th meeting held on 10th and 16th February 2021, decided to invite objections/comments for adoption of Regulations of JERC for the state of Goa and UTs along with up to date amendments issued by JERC for the state of Goa and UTs.

1.6 A public notice was issued by the Commission on March 5, 2021 soliciting the views/ suggestions/ objections of the stakeholders on the adoption of Regulations of JERC for the state of Goa and UTs by JERC for J&K and Ladakh and the same was published in 6 dailies on March 6, 2021 for response of stakeholders/ interested persons within 21 days from the publication of notices.

1.7 By 28th March 2021, the Commission received no submissions/objections from any stakeholder/ interested person.

1.8 On 31st March 2021, the Commission has approved the Joint Electricity Regulatory Commission for UTs of J&K and Ladakh (Adoption of Various Regulations JERC for state of Goa and UTs) Regulations, 2021 keeping in view the mandate of the Act.


(Mohd Rafi Andrabi)
Member Finance


(Ajay Gupta)
Member Technical


(Lokesh D. Jha)
Chairman