

**MAHARASHTRA ELECTRICITY REGULATORY COMMISSION
Mumbai**

Information of the Commission

Pertaining to

17 Items of Section 4 (1) (b)

Under

Right to Information Act 2005

**Maharashtra Electricity Regulatory Commission, Mumbai
(Commission)**

Information under Section 4(1)(b) under Chapter II of the ‘Right to Information Act, 2005 Table of Contents

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Section 4(1)(b)(i)

The particulars of Commission, functions and duties

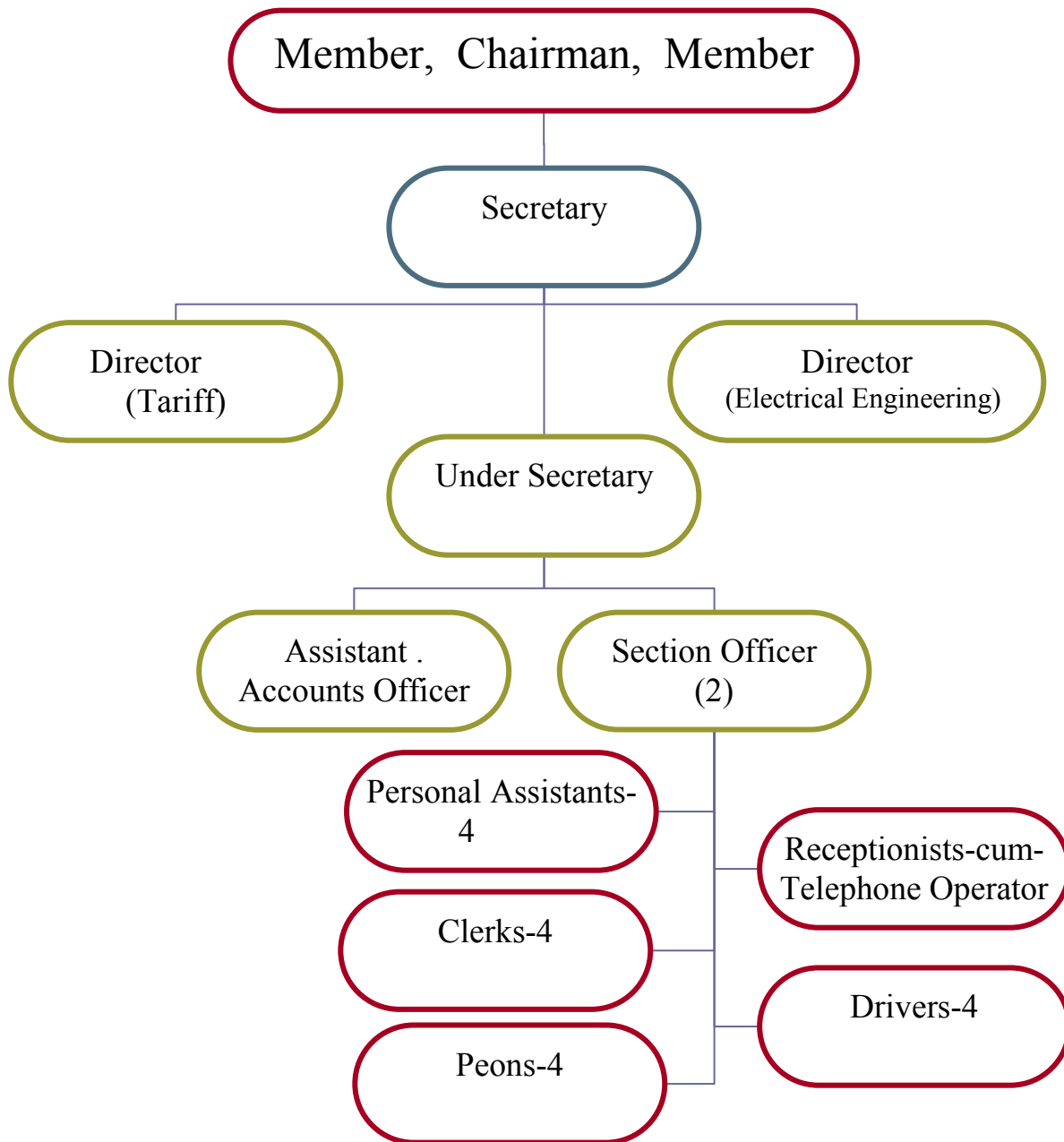
A) General Information

Name of the Office	:	Maharashtra Electricity Regulatory Commission
Office address	:	13 th floor, Centre No.1, World Trade Centre, Cuffe Parade, Colaba, Mumbai 400 005
Telephone and Fax No.:	:	Telephone 022 – 2216 3964 / 65 / 69 Fax No. 022 – 2216 3976
E-mail and Web-site	:	E-mail: mercindia@mercindia.org.in Website www.mercindia.org.in
Office working hours	:	09.30 to 18.00 hrs from Monday to Friday Saturday and Sunday are holidays Other Holidays, as declared by the Govt of Maharashtra,
Parent Department In Mantralaya	:	Industries, Energy & Labour Department (Energy Department)
Head of Office	:	Chairman (He is the Chief Executive of the Commission) : (Secretary is the Principal Officer of the Commission .All : correspondence may please be addressed to Secretary)
Names of Chairman and Members	:	Shri. V.P. Raja , Chairman : Shri V L. Sonavane , Member : Vacant , Member
Secretary	:	Shri Kuldip N. Khawarey
Directors	:	Shri Prafulla Varhade, Director (Electrical Engineering), : Shri Rajendra Ambekar , Director (Tariff)
Other Officers and Staff	:	Under Secretary, Section Officer, Assistant Accounts Officer, and other : staff members.
Language used in Correspondence	:	Marathi and English
Building and Property	:	The Commission does not own any land or : building. Office premises are taken on rental basis.
Services Rendered	:	All quasi-judicial services in accordance with Electricity : Act, 2003 and the the Rules & Regulations made

: thereunder (Suo-motu or on petitions received)

Organizational Chart : The Organizational Chart of the Commission is given
of the Commission : below.

Organizational Chart of the Commission Commission



B) The functions and duties of the Commission

(1) The functions of the Commission under Section 86 (1) of the Electricity Act (EA), 2003 are as under:

- 1 Determine the tariff for generation, supply, transmission and wheeling of electricity wholesale, bulk or retail, as the case may be within the State;
- 2 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 of supply within the State;
- 3 Facilitate intra-State transmission and wheeling of electricity;
- 4 Issue Licences to persons seeking to act as transmission licensees, distribution licensees, and electricity traders;
- 5 Promote cogeneration and generation of electricity from renewable sources of energy;
- 6 Adjudicate upon the disputes between the licensees and generation companies and to refer any dispute for arbitration;
- 7 Levy fee for the purposes of the Electricity Act 2003;
- 8 Specify State Grid Code ;
- 9 Specify or enforce standards with respect to quality, continuity and reliability of service by Licensees
- 10 Fix the trading margin in the intra-State trading of electricity, if considered, necessary;
- 11 Discharges such other functions as may be assigned to it under this Act..

(2) Besides, under Section 86(2) of the Electricity Act 2003 , the Commission is also required to give advice to the State Government on (i) promotion of competition, efficiency and economy in activity of the electricity industry, (ii) promotion of investment in electricity industry, (iii) reorganization and restructuring of electricity industry in the State and (iv) matters concerning generation, transmission , distribution and trading of electricity or any other matter referred to it by the State Government.

3) The functions and duties of the Commission as stated under other provisions of the Electricity Act, 2003

Sr. No.	Particulars	Section	Remarks
1	Exempt requirement of licence for transmitting, distributing and trading of electricity to any local authority, Panchayat Institution, users' association, co-operative society, non-governmental organizations or franchisees.	Section 13 of EA 2003	
2	Issue licence for transmitting, distributing and trading of electricity	Section 14 of EA 2003	
3	Amendment of licence	Section 18 of EA 2003	
4	Revocation of licence	Section 19 of EA 2003	
5	Sale of utilities of licensees and to make interim arrangements for operation of the Utility, including appointment of an Administrator	Section 20 of EA 2003	
6	Directions to licensees for regulating supply, distribution, consumption or use of electricity	Section 23 of EA 2003	
7	Suspension of distribution licence and sale of utility and appointment of an Administrator to Discharge the functions of Distribution Licensee	Section 24 of EA 2003	
8	Order to provide intervening transmission facilities to the extent of surplus capacity available and to decide rates, charges and terms and conditions for such facility, if not agreed upon by the licensees mutually	Section 35 & 36 of EA 2003	
9	Introduce open access in distribution and determine charges for wheeling	Section 42 (2) of EA 2003	
10	Specify guidelines for establishment of the Consumers Grievance Redressal Forum by distribution licensee	Section 42 (5) of EA 2003	
11	Appointment of Electricity Ombudsman	Section 42 (6) of EA 2003	
12	Specify an Electricity Supply Code	Section 50 of EA 2003	
13	Specify the technical requirement, capital adequacy requirement and credit worthiness for being an electricity trader	Section 52 of EA 2003	
14	Specify Standards of performance of licensee and determine compensation payable to the affected persons	Section 57 of EA 2003	
15	Specify period within which licensee should submit information regarding level of performance achieved in relation to the specified standard of performance and the number of cases in which compensation was paid and the total amount of compensation	Section 59 of EA 2003	
16	Directions to a licensee or generating company for avoiding market domination	Section 60 of EA 2003	
17	Specify the terms and conditions for determination of tariff	Section 61 of EA 2003	
18	Establish State Advisory Committee	Section 87 of EA 2003	
19	Appoint Secretary, other Officers and Employees of the Commission	Section 91(1) of EA 2003	
20	Appoint Consultants	Section 91 (4) of EA 2003	

21	Authorize any person, as it deems fit , to represent the interest of the consumers in the proceedings before it	Section 94(3) of EA 2003	
22	Take criminal action for intentionally giving false evidence in any of the proceedings of the Commission or fabricating false evidence for the purpose of being used in any of the proceedings	Section 95 of EA 2003	
23	Take criminal action for intentionally insult or causes any interruption in any of the proceedings of the Commission	Section 95 of E. A. 2003	
24	To incur expenditure from the Commission's Fund	Section 103 of EA, 2003	According to the Rules framed by State Government As per Section 180 of EA 2003
25	Maintaining Accounts of the Commission and Forwarding the accounts of the Commission, together with the audit report thereon, annually to the State Government	Section 104 of EA 2003	As above
26	Preparation of the annual report of the Commission and forwarding the same to the State Government	Section 104 (5) of EA 2003	
27	Preparation of Budget of the Commission	Section 106 of EA 2003	As per item No. 24
28	Specify form, manner and fees for making an appeal, against the final Order issued by an Assessing Officer for unauthorized use of electricity, to appellate authority as may be prescribed	Section 127 of EA 2003	
29	Investigate in certain matters	Section 128 of EA 2003	
30	Punishment for non-compliance of directions by Commission	Section 142 of EA,2003	
31	Punishment for non-compliance of orders or directions given under EA 2003	Section 146 of EA 2003	
32	To make regulations	Section 181 of EA 2003	

Right to Information Act 2005

Section 4(1)(b) (ii)

The powers and duties of officers and employees of the Commission

(a) Powers of officers and employees of the Commission

(b) Duties of officers and employees of the Commission

Right to Information Act 2005

Section 4(1)(b) (ii)

(a) Powers of officers and employees of the Commission

Sr. No.	Designation	Particulars	Remarks	As per Order
1	Secretary	Sanction of non recurring payment advances/ loans to the employees for house building, purchase of four wheeler, two wheeler, computers, festival advance etc.	Full Powers	MERC order Delegation of Financial Power/2005/2305 Dated 28.10.2005
2	Secretary	To sanction declaration of a vehicle as unserviceable	Full Powers	As above
3	Director / Deputy Secretary	To sanction monthly recurring expenditure on salary and allowance, wages and arrears on account of salary, wages etc.	Full Powers	As above
4	Director / Deputy Secretary	Monthly recurring expenditure on office /residence telephones, office electricity, water charges, office/residence rent, Books and Periodicals, CDs, DVDs, news papers bills, purchase of stationery, Petrol for vehicles etc.	Full Powers	As above
	Under Secretary		Upto Rs.100000/- each case	
	Section Officer/ Accounts Officer		Upto Rs.50000/- each case	
5	Under Secretary	Sanction of non-recurring payment on advance to the employees for petty cash expenses, advance against tours or any other purpose of office expenses	Full Powers	As above
	Section Officer/ Accounts Officer		Upto Rs.50000/- each case	
6	Secretary/ Director	Sanction of non recurring payment for purchases / hire of Computers, Vehicles, Furniture and Fixture, Office premises, Residential Premises, Xerox Machine, Laptop etc.	Upto Rs.100000/- each case	As above
	Deputy Secretary/ Under Secretary		Upto Rs.50000/- each case	
	Section Officer/ Accounts Officer		Upto Rs.20000/- each case	
7	Secretary/ Director	Sanction of non recurring expenditure on refreshments, lunch, dinner served to the members of meetings, experts etc hosted by the Commission/Members	Full Powers	As above
	Deputy Secretary / Under Secretary		Upto Rs.50000/- each case	
8	Secretary/ Director	To permit certificate in lieu of a voucher with detailed contingent bill	Full Powers	As above
	Under Secretary		Upto Rs.1000/- each case	
9	Secretary/Director	Sanction of petty cash expenses such as taxi fare, autorikshwa, purchase of postage stamps, revenue stamps, milk charges etc.	Full Powers	As above
	Under Secretary		Upto Rs.1000/- each case	
	Section Officer /Accounts Officer		Upto Rs.500/- each case	
10	Secretary/ Director	Sanction of non-recurring expenditure on repairs of vehicles, replacement of tyres, batteries, furniture and fixture, computer, web site maintenance, annual contract for maintenance, renovation of office etc.	Full Powers	As above
	Under Secretary		Upto Rs.25000/- each case	
11	Under Secretary	Sanction of statutory payment i.e. TDS, Profession Tax, Provident Fund, GIS etc.	Full Powers	As above
12	Under Secretary	To sanction refund of EMD, Security Deposit, forfeiture of SD/EMD	Full Powers	As above

Right to Information Act 2005
Section 4(1)(b)(ii)
(b) Duties of Officers and Employees of Commission

Sr. No.	Post	Details of Duties
1	Secretary	<ul style="list-style-type: none"> • Exercise his powers and perform his duties under the control of the Chairperson. • Assist the Commission, in the discharge of its functions under the Act, • Have custody of the records and the seal of the Commission. • Receive or cause to receive all documents, inter-alia Petitions, Appeals, applications or references pertaining to the Commission .After scrutinizing the documents, he shall be entitled to seek clarifications or rectifications upon the same and to issue appropriate directions about acceptance or rejection of such documents . • Carry out such functions under the Act, as may be delegated to him by the Commission, by general or special order. • Assist the Commission in the proceedings relating to the powers exercisable by the Commission, as directed by the Commission. • Provide notice for meeting, prepare the agenda for the meeting and minute the proceedings of the Commission’s meetings. • Authenticate the orders passed by the Commission.
2	Director (Tariff)	<p>Deals with the following subjects:</p> <ul style="list-style-type: none"> • ARR/Tariff Petitions- Determination of ARR/Tariff of Generating Companies, Transmission Licensees and Distribution Licensees

		<ul style="list-style-type: none"> • Transmission Prices/Tariff of State • Vetting of FAC and FAC and VASC (if applicable) of Distribution of Licensees • SLDC Budget • Review Petitions on Tariff Orders • ATE cases related to Tariff Orders • Amendment to Tariff Regulations • Tariff Orders- Compliance Monitoring • Approval of PPAs • Competitions of Deviations Bidding Guidelines • Energy Purchase Agreements for Renewable Energy Sources • Any other work assigned by the Commission from time to time
3	Director (Electrical Engineering)	<p>Deals with the following subjects:</p> <ul style="list-style-type: none"> • Capital Expenditure (Capex) Schemes- In principle clearances, monitoring and maintaining licensees wise database • Roll out plans of STU, Transmission Licencee, SLDC and Distribution Licensees • RIMS Implementation • Load shedding related issues • Third party Energy Audit and field monitoring • Matter related to Supply Code, and Standard of Performances, monitoring Standard of Performances of Distribution Licences • Petitions filed by Licensee/ Consumer / Person (Other than tariff petitions and Review petitions on the Tariff Orders) • General and Specific conditions of Licence • Processing of Applications for grant of Licence (for Trading, Transmission and Distribution) • Transmission and Distribution Open Access Regulations- Implementation of Regulatory Framework for supporting Open Access

		<ul style="list-style-type: none"> • Grid Code, ABT metering, Balancing & Settlement Code • Compliance of directions given in Act, National Tariff Policy, CEA Regulations, • Compliance of Genco and Transmission Licensees with stipulated conditions performance • Energy efficiency and DSM • MERC Website updating • Any other work assigned by Commission from time to time
4	Under Secretary	<ul style="list-style-type: none"> • Consumers Advocacy and matters related to Consumers Grievance Regulations • Meeting of State Advisory Committee, coordination with MSPC, GCC • Correspondence with MoP, CERC, GoM, FOIR, SAFIR etc • All matters relating to Right to Information Act, 2005
5	Section Officer-1	All Establishment matters
6	Section Officer-2	<ul style="list-style-type: none"> • All Administrative matters • Purchase of premises on hire for Commission • Legislative Assembly/Council Questions, Parliamentary Questions • Public Relations • Co-ordination matters
7	Assistant Account Officer	Performs the function of budgeting, drawing and disbursement, Receipts & Payments etc. Responsible for over all accounting and financial control.
8	Personal Assistants (4)	Each allotted to Hon Chairman/2 Members/Secretary
9	Clerk-cum-Typist-cum-Office-Assistant (Administration/Establishment)	Perform duties of clerk and office assistant in the Administration/Establishment Section
10	Clerk-cum-Typist-cum-Office Assistant -	Perform duties as assigned to him by two Directors

11	Receptionist-cum-Telephone Operator-cum-Office Assistant	To perform the job of a Receptionist, attend visitors, receive Tapal, make entries of the Inward and Outward Letters in the relevant Registers and to perform other administrative duties assigned to him/her from time to time
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Right to Information Act 2005

Section 4(1)(b)(iii)

The procedure followed in decision making process, including channels of supervision and accountability

A) Petitions/Review Petitions filed before the Commission

- (1) On scrutiny, if any petition is found to be defective, the defects are notified to the party concerned, as far as possible, within a period of 10 days, advising them to rectify the defects within a specified time.

At any time after the Petition is registered, the Commission issues such time-bound orders and directions, as would be deemed necessary for -

- (a) service of notice to the respondents and other affected or interested parties regarding filing of the Petition;
- (b) directing the parties concerned to file their replies, rejoinder affidavits, and documents (in opposition or in support of the Petition); and
- (c) the Petition to be placed for hearing before the Commission or bench, as the case may be.

The Commission determines the stage, manner, place, date and time of the hearing of the matter, as considered appropriate for expeditious disposal.

The Commission may, at any time before passing orders on any matter, require any one or more of the parties, or any other person, whom the Commission considers appropriate, to produce any documentary or other evidence as the Commission may consider necessary for the purpose of enabling it to pass the orders.

The Commission, consisting of the Members hearing a proceeding shall pass the orders in such proceedings and such orders shall be signed by the Members of the Commission hearing such proceedings.

The detailed procedure followed in decision making process in the case of Petitions/Review Petitions is laid down in the MERC (Conduct of Business) Regulations, 2004

These Regulations apply to all matters falling within the jurisdiction of the Commission, including determination of tariff, grant of licence.

(2) Channels of supervision and accountability

- a) Secretary
- b) the Commission.

B) Matters relating to Administration, Establishment, Finance, Accounts, Budget, Annual Report, Annual Accounts etc.

(1) The Proposal is prepared by the concerned Officer of the Commission, who deals with the subject. The said Proposal is submitted to the Under Secretary, Secretary. It is then to the Chief Executive (i.e. Chairman of the Commission) or to the Commission, as the case may be, for approval.

(2) Channels of supervision and accountability

- a) Under Secretary of the Commission
- b) Secretary of the Commission
- c) Chief Executive of the Commission or the Commission, as the case may be .

Right to Information Act 2005

Section 4(1)(b)(iv)

The norms set by the Commission for the discharge of its functions

The Commission is a quasi-judicial body. It has already made the Regulations wherein norms have been set up for the discharge of its quasi-judicial functions . These Regulations are as under :

- 1) MERC (Fees and Charges) Regulations, 2004
- 2) MERC (Trading Licence Conditions) Regulations, 2004
- 3) MERC (Transmission Licence Conditions) Regulations, 2004
- 4) MERC (Transmission Open Access) Regulations, 2005
- 5) MERC (Distribution Open Access) Regulations, 2005
- 6) MERC (Terms and Conditions of Tariff) regulations, 2005
- 7) MERC (General Conditions of Distribution Licence) Regulations, 2006

These documents are available on Commission's website www.mercindia.org.in

Right to Information Act 2005

Section 4(1)(b)(v)

The Rules, Regulations, Instructions, Manuals and records, held by or under the control of the Commission, used by its employees for discharging its functions

1) Act and Rules of Central Government

1. The Electricity Act 2003 *
2. National Electricity Policy, 2005 *
3. The Electricity Rules 2005
4. National Electricity Plan
5. National Tariff Policy *

2) Rules made by the State Government

1. MERC (Preparation of Annual Report) Rules , 2003*
2. MERC (Preparation and submission of Budget) Rules, 2004*
3. MERC (Conditions of Service of Chairperson and Members) Rules 2005*
4. MERC (Fund) Rules, 2005 *
5. MERC (Fees for Application for grant of Licence) Rules, 2009

3) Regulations made by the Commission *

List of Regulations Notified Under EA, 2003

Sr. No.	Regulations	Date of Notification
1.	MERC (Transmission Licence Conditions) Regulations, 2004. Amendment MERC (Transmission Licence Conditions) Regulations, 2006	10.06.2004 10-01-2007
2..	MERC (Trading Licence Conditions) Regulations, 2004 Amendment MERC (Trading Licence Conditions) Regulations, 2006	10.06.2004 10-01-2007
3.	MERC (Conduct of Business) Regulations, 2004	10.06.2004
4.	MERC (Procedure for filing appeal before the Appellate Authority) Regulations, 2004	10.06.2004
5.	MERC (Terms and Conditions of Appointment of Consultants) Regulations, 2004	10.06.2004
6.	MERC (Fees & Charges) Regulations, 2004	03.12.2004
7.	MERC (Standing Legal Counsel : Terms and Conditions of Appointment) Regulations, 2004.	09.12.2004
8	MERC (Supply Code and Other Conditions of Supply) Regulations, 2005	20.01.2005

9.	MERC (Standards of Performance of Distribution Licensees, Period for giving Supply and Determination of Compensation) Regulations, 2005.	20.01.2005
10.	MERC (Transmission Open Access) Regulations, 2005	21.04.2005
11.	MERC (Distribution Open Access) Regulations, 2005	21.06.2005
12.	MERC (Terms & Conditions of Tariff) Regulations, 2005	26.08.2005
13.	MERC (State Grid Code) Regulations, 2006.	15.02.2006
14.	MERC (Consumer Grievance Redressal Forum and Electricity Ombudsman) Regulations, 2006 Amendment MERC (Consumer Grievance Redressal Forum and Electricity Ombudsman) Regulations, 2006	20.04.2006 02-04-2007
15.	MERC (General Conditions of Distribution Licence) Regulations, 2006.	28.11.2006
16.	MERC (Recruitment and Conditions of Service of Employees) Regulations , 2007	17.01.2007
17.	MERC (Specific Conditions of Distribution Licence applicable to Brihan Mumbai Electric Supply and Transport Undertaking of Municipal Corporation of Greater Mumbai) Regulations, 2007.	02.04.2007
18.	MERC (Specific Conditions of Distribution Licence applicable to The Tata Power Co. Ltd.) Regulations, 2008.	20.08.2008
19.	MERC (Specific Conditions of Distribution Licence applicable to Reliance Energy Ltd) Regulations, 2008.	20.08.2008
20.	MERC (Uniform Recording, Maintenance and Reporting of Information) Regulations, 2009.	21.04.2009
21.	Maharashtra Electricity Regulatory Commission (Demand Side Management Measures and Programmes' Cost Effectiveness Assessment) Regulations, 2010	
22.	Maharashtra Electricity Regulatory Commission (Demand Side Management Implementation Framework) Regulations, 2010	
23.	MAHARASHTRA ELECTRICITY REGULATORY COMMISSION (RENEWABLE PURCHASE OBLIGATION, ITS COMPLIANCE AND IMPLEMENTATION OF REC FRAMEWORK) REGULATIONS, 2010	
24.	Maharashtra Electricity Regulatory Commission (Terms and Conditions of Tariff) (Amendment) Regulations, 2011	
25.	MAHARASHTRA ELECTRICITY REGULATORY COMMISSION (MULTI YEAR TARIFF) REGULATIONS, 2011	
26.	Maharashtra Electricity Regulatory Commission (Recruitment and Conditions of Service of Employees (Amendment) Regulations, 2011)	16.03.2011

* These documents are available on Commission's website www.mercindia.org.in

Right to Information Act 2005

Section 4(1)(b)(vi)

A statement of the categories of documents that are held by or under control of the Commission

Quasi-judicial Documents

- 1) Regulations
- 2) Orders
- 3) Selected Record of Proceedings (RoP)

List of Administrative Documents

- 4) Employee's Muster
- 5) Service Books of Employee
- 6) Purchase Register
- 7) Vehicle Log Book
- 8) Minutes of the meetings of the Commission
- 9) Minutes of the meetings of the State Advisory Committee
- 10) Annual Report

List of Account Documents

- 11) Annual budget information
- 12) Cash Book/ Bank Book
- 13) Ledger, journal
- 14) Receipt – Payment Voucher
- 15) Receipt – Payment Account Statement
- 16) Income-Expenditure Statement
- 17) Balance Sheet

Right to Information Act 2005

Section 4(1)(b)(vii)

The particulars of any arrangement that exist for consultation with , or representation by, the members of the public, in relation to the formulation of the Commission's policy or implementation thereof

While discharging its functions under Electricity Act, 2003, the MERC is required to undertake various activities such as:

1. To make Regulations;
2. To issue Orders on Petitions :
 - a) Determination of tariff
 - b) Grant license
3. Review and miscellaneous petitions.

While discharging the functions, MERC undertakes consultation with public and consumers' representatives by following the procedure as detailed below:

1) To make Regulations:

The Commission follows a detailed and transparent process before issuing Regulations. To start with, a Draft of the Regulations to be formulated is prepared and discussed with the Utilities and Authorized Consumers' Representatives.. As per the requirement of the Act, the Draft Regulations then undergo the process of 'previous publication'. This implies that the Draft Regulations are published for inviting objections/suggestions from the public. It is only after receipt and consideration of the objections/suggestions, the Regulations are finally approved by the Commission and notified in the Government Gazette and placed on the web-site of the Commission.

2) To issue Orders on Petitions for :

- a) Determination of tariff**
- b) Grant of license**

After the Petition is accepted by the Commission, the Commission determines the stages, manner, place, date and the time of the hearing of the matter, as considered appropriate for expeditious disposal. The Commission, accordingly directs the Petitioner that the Notice of the hearing may be advertised , normally at least 3 weeks before the date fixed for the hearing, in not less than 2 daily newspapers in English language and in not less than 2 daily newspapers in Marathi language having circulation in that area alongwith Petition in brief and Executive Summary thereof. The Petitioner is also directed to make available a copy of the Petition alongwith its enclosures and Executive Summary to the public and also to place it on the web-

site of the Petitioner. Accordingly a Notice is published by the Petitioner inviting suggestions and objections to the Petition from the public.

After taking into consideration all submissions made by the Petitioner, all suggestions and objections from the public, responses of the Petitioner to the said suggestions/objections, issues raised during the public hearing and all relevant material, the final Order is issued by the Commission.

As regards the grant of Licence, the procedure as laid down in Section 15 of the Electricity Act, 2003, is also followed. Copy of the Commission's Order is put up on the Commission's web-site. Any affected person can file an Appeal against the Order of the Commission, before the Appellate Tribunal of Electricity.

3) Review and miscellaneous Petitions.

After the Petition is accepted by the Commission, Notices of petitions are sent to Petitioner, Respondent and authorized consumers' representatives for attending the hearing in the matter. Consumer representatives are allowed to participate in the hearing and express their views. After the hearing, a Record of Proceedings (RoP) is prepared, if necessary, and copies of the same are sent to the Petitioner, Respondent and Consumer Representatives. RoPs of public importance are also exhibited on the Commission's web-site. After taking into consideration, the submissions made in the Petition, issues raised by the two parties and consumers' representatives in the hearing and all relevant documents, finally an Order is issued.

All Orders passed by the Commission are available on the Commission's website and copies of the same are sent to Petitioner, Respondent and Authorized Consumer representatives. The Petitioners or Respondents can file an Appeal against the Order of the Commission before the Appellate Tribunal of Electricity.

Right to Information Act 2005

Section 4(1)(b)(viii)

A statement of the boards, councils, committees and other bodies consisting of two or more persons constituted as part of the Commission or for the purpose of its advice, and as to whether meetings of those boards, councils, committees and other bodies are open to the public, or the minutes of such meetings are accessible for public

a) State Advisory Committee

Name of Committee	Members of Committee	Functions of Committee	Nos of meetings scheduled	Remarks
State Advisory Committee	List Enclosed on page 23	As per Section 87 of EA 2003	3 times in a year	Meeting is not open for public. Minutes of meetings are available in Commission's office

b) Other bodies

Electricity Ombudsman constituted by the Commission under MERC (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006

Name of the Body	Member	Objective	No. of Meetings held	Whether the Meetings are open to public	Minutes of the body are accessible for public
Electricity Ombudsman of the Commission	Vasudeo G. Gorde	To decide on the representations received against the decisions of the Consumers' Grievance Redressal Forums of the Licencees, in accordance with the MERC (Consumer Grievance Redressal Forum & Electricity Ombudsman) Regulations, 2006	Hearings are held as and when Required	Subject to the availability of space at the place of hearing	Copies of the decisions given by Electricity Ombudsman are available on Commission's Web-site

MAHARASHTRA ELECTRICITY REGULATORY COMMISSION

ELECTRICITY ACT, 2003

No. MERC/055/2008-09/1684 - In exercise of the powers vested in it under Section 87 of the Electricity Act (EA), 2003, the Maharashtra Electricity Regulatory Commission, hereby re-constitutes the State Advisory Committee as follows for a period of two years, w.e.f. 22nd August, 2008

01. Chairperson, MERC -	Ex-officio Chairperson
02. Member, MERC (I) -	Ex-officio Member
03. Member, MERC (II) -	Ex-officio Member
04. Secretary, MERC -	Member-Secretary
05 General Manager / Chief Engineer (Electrical) - Central Railway, Mumbai	Member.
06 Member (Energy Group), Prayas, Pune -	Member
07 President, Mumbai Grahak Panchayat, Mumbai -	Member
08 President, Thane-Belapur Industries Association - Navi Mumbai	Member
09 President, Vidarbha Industries Association - Nagpur.	Member
10 Director, - Indian Institute of Technology, [Department of Electrical Engineering], Mumbai.	Member
11 President, - Maharashtra Rajya Veej Grahak Shetkari Sabha, Kolhapur.	Member
12 Chairman / Convenor (Energy Forum) Institution of Engineers (India), - Pune Local Centre, Pune	Member
13 President,	

- Mahratta Chamber of Commerce,
Industries & Agriculture, Pune. - Member
- 14 Director,
Nimbkar Agricultural Research Institute, - Member.
Phaltan.
- 15 Secretary, - Ex-officio Member
Food, Civil Supplies & Consumer
Protection Department,
Government of Maharashtra, Mumbai
- 16 Secretary (Energy), - Ex-officio Member.
Industries, Energy & Labour Department,
Government of Maharashtra, Mumbai

Sd/-
P.B.Patil,
Secretary,
Maharashtra Electricity Regulatory Commission, Mumbai.

Mumbai,
Dated 22nd August, 2008

Right to Information Act 2005

Section 4(1) (b) (ix)

A directory of Officers and Employees of the Commission

Maharashtra Electricity Regulatory Commission		
13 th floor, Centre No.1, World Trade Centre Cuffe Parade, Mumbai 400 005		
Tel. No. 022-2216 3964/65/69 Fax No. 022-2216 3976		
e-mail : mercindia@mercindia.org.in website: www.mercindia.org.in		
Sr. No	Name	Designation
Members of the Commission		
1	Shri V. P. Raja	Chairman
2	Shri S. B. Kulkarni	Member
3	Shri V. L. Sonavane	Member
Officers and Employees		
1	Shri. K. N. Khawarey	Secretary
2	Shri. Prafulla Varhade	Director (Electrical Engineer)
3	Shri. Rajendra Ambekar	Director (Tariff)
4	Shri. Ashok Parulekar	Under Secretary
5	Shri Arun V. Walunj	Section Officer
6	VACANT	Assistant Accounts Officer
7	Shri. S. S. Koduri	PA to Member
8	Kum. S. L. Lingayat	PA to Member
9	Kum. Sangeeta Kotian	PA to Hon. Chairman
10	Kum. Anna Pillai	PA to Secretary
11	Smt. Prajakta G. Wadke	Receptionist-cum Telephone Operator –cum- Office Assistant
12	Smt. Hemlata Moti	Clerk-Typist-Office Assistant
13	Shri Tushar L. Murudkar	Clerk-Typist-Office Assistant
14	Shri. Amol Khandagale	Clerk-Typist-Office Assistant
15	Shri Ravidas M. Gijare	Clerk-Typist-Office Assistant
16	Shri. Mangesh Bodke	Driver- cum- General Assistant
17	Shri. Kishor Shelke	Driver –cum- General Assistant
18	Shri. Vivek Bagwe	Driver –cum- General Assistant
19	Shri. Rajdeep Kamble	Driver –cum- General Assistant
20	Shri. Vikas S. Sonawane	Peon
21	Shri. Pravin Dukhande	Peon
22	Shri. B. K. Mane	Peon
23	Shri. Pravin Bhojane	Peon

Right to Information Act 2005

Section 4(1)(b)(x)

Monthly remuneration received by each of the officers and employees, of the Commission, including the system of compensation as provided in its regulations.(Salary as per Sixth Pay Commission's Recommendations)

Sr. No	Name	Designation	Pay Scale Rs.	Grade Pay Rs.	Gross Salary Rs.
Members of the Commission					
1	Shri V. P. Raja	Chairman	80,000/-(fixed)	-	1,40,600*
2	Shri S. B. Kulkarni	Member	37400-67000	12000	110153**
3	Shri V. L. Sonavane	Member	37400-67000	12000	99,790
Officers and Employees					
1	Shri K. N, Khawarey	Secretary	37400-67000	10000	76,695
2	Shri. Prafulla Varhade	Director (Electrical Engineer)	37400-67000	8900	75732
3	Shri. Rajendra Ambekar	Director (Tariff)	37400-67000	8900	75732
4	Shri. Ashok Parulekar	Under Secretary	15600-39100	6600	39632
5	Shri Arun V. Walunj	Section Officer	9300-34800	4400	24,721
6	VACANT	Assistant Accounts Officer	9300-34800	4300	27517
8	Shri. S. S. Koduri	PA (Selection Grade)	9300-34800	4600	35189
9	Kum. S. L. Lingayat	PA (Selection Grade)	9300-34800	4600	35189
10	Kum. Sangeeta Kotian	PA (Selection Grade)	9300-34800	4600	29185
11	Kum. Anna Pillai	PA (Higher Grade)	9300-34800	4400	23956
12	Smt. Prajakta G. Wadke	Receptionist-cum Telephone Operator –cum- Office Assistant	5200-20200	1900	14254
13	Smt. Hemlata Moti	Clerk-Typist-Office Assistant	5200-20200	1900	11500
	Shri Tushar L. Murudkar	Clerk-Typist-Office Assistant	5200-20200	1900	11500
14	Shri. Amol Khandagale	Clerk-Typist-Office Assistant	5200-20200	1900	12414
15	Shri Ravidas M. Gijare	Clerk-Typist-Office Assistant	5200-20200	190	12,436
16	Shri. Mangesh Bodke	Driver cum- General Assistant	5200-20200	1900	10926
17	Shri. Kishor Shelke	Driver cum-General Assistant	5200-20200	1900	13044
18	Shri. Vivek Bagwe	Driver cum-General Assistant	5200-20200	1900	12779
19	Shri. Rajdeep Kamble	Driver cum General Assistant	5200-20200	1900	12414
20	Shri. Vikas S. Sonawane	Peon	4440-7440	1300	12560
21	Shri.Pravin Bhojane	Peon	4440-7440	1300	10243
22	Shri. B. K. Mane	Peon	4440-7440	1300	12560
20	Shri. Pravin Dukhande	Peon	4440-7440	1300	10243

• * After deducting pension of Rs. 50,800/- Rs. 89,800/-is paid

- ** After deducting pension of Rs. 33,180/- Rs. 76,973/- is paid.

Right to Information Act 2005

Section 4(1)(b)(xi)

**Budget allocated to each of its agency, indicating the particulars of
Proposed expenditures and reports on disbursements made**

Head of Expenditure	Actual Expenditure incurred by the Commission during 2008-09 Rupees	Estimate of Expenditure during 2009-10 Rupees
1.Capital Expenditure	-	-
2. Salary	8,395,423	10,562,846
3. Tours & Traveling	47,67,524	5,721,600
4. Office Expenditure	2,535,063.50 70,000.00	3,088,000
5 Professional Charges	41,848,052	58,312,000
6. Rent, Rates & Taxes	18,104,135	35,060,000
7 .Publications	236,313	500,000
8. Advertising & Publicity	652,388	650,000
9. Entertainment	-	-
10 Interest/Bank Charges	-	-
11.Pension/Gratuity	-	-
12.Computer Expenditure	891,915	1,176,400
13. Repairs & Maintenance	141,562	500,000
14 POL & Other Vehicle Expenses	1,276,933	1,740,000
15. Other Expenditure	605,283	1,401,000
16. Depreciation	-	-
17. Purchase of Assets and Purchase of Softwares	10,553,666	20,000,000
18 Office of Ombudsman	8,178,178	9,500,000
19. Total	98,256,435.50	148,202,846

Right to Information Act 2005
Section 4(1)(b)(xii)

Manner of execution of subsidy programmes, including the amounts allocated and the details of beneficiaries of such programmes

No subsidies are disbursed by Maharashtra Electricity Regulatory Commission.

Right to Information Act 2005
Section 4(1)(b)(xiii)

**Particulars of recipients of concessions, permits or authorizations granted
by the Commission**

**A) In accordance with the first proviso of Section 14 of the Electricity Act, 2003 the following
Licencees are “ deemed licencees”**

**B) Licenses issued by the Commission in exercise of the powers conferred under
Section 14 of Electricity Act, 2003**

Sr. No.	Name of Companies / Firms	Address	Deemed Licensees for
1	Maharashtra State Electricity Distribution Co. Ltd.	Prakashgad, Bandra (East), Mumbai – 400051	Distribution
2	Maharashtra State Electricity Transmission Co. Ltd.	Prakashganga, Plot no. C-19, E-block, Bandra Kurla Complex, Bandra (East), Mumbai – 400051	Transmission
3	Reliance Infrastructure Limited	Reliance Energy Centre, Santacruz(East), Mumbai – 400055	Distribution Transmission
4	The Tata Power Company Limited	Bombay House, 24, Homi Modi Street, Fort, Mumbai – 400 001	Distribution Transmission
5	BEST Undertaking	BEST Bhavan, BEST Marg, Mumbai – 400 001	Distribution
6	Mula Pravara Electrical Co-operative Society Limited	At Post – Shrirampur, Taluka – Shrirampur, Dist – Ahmednagar 413 709	Distribution

Sr. No.	Name of Companies / Firms	Address	Licence for
1	Indiabulls Power Generation Limited	Indiabulls House, 448 –451, Udyog Vihar, Phase-V, Gurgaon 122 001	Intra-State Trading
2	Jaigad Power Transco Ltd	The Enclave, Behind Marathe Udyog Bhavan, New Prabhadevi Road, Prabhadevi, Mumbai – 400 025	Transmission
3	Global Energy Ltd	Plot No. K-5, MIDC, Mahad, Dist.- Raigad, 402 302	Intra-State Trading
4	M/S Adani Power Maharashtra Ltd.,	“Adani House”, Near Mithakali Six Roads, Navarangpura, Ahmedabad-380009	Transmission

Right to Information Act 2005
Section 4(1)(b)(xiv)

**Details in respect of information, available to or held by the Commission,
reduced in electronic form**

- 1) Electricity Act, 2003
- 2) Rules framed by Government of Maharashtra
- 3) Regulations made by the Commission
- 4) Orders passed by the Commission
- 5) Selected Record of Proceedings (RoP) of Select Petitions
- 6) Annual Reports
- 7) Approval to Fuel Adjustment Charges
- 8) Appellate Authority under Section 127 of Electricity Act, 2003
- 9) Electricity Consumers' Rights Statement
- 10) Orders passed by Electricity Ombudsman

Above documents are available on Commission's web-site www.mercinida.org.in

Right to Information Act 2005

Section 4(1)(b)(xv)

The particulars of facilities available to citizens for obtaining information, including the working hours of a library or reading room , if maintained for public use

Documents of the Commission as indicated in the Section 4(1)(b)(xiv) on pre-page are available on Commission's web-site www.mercinida.org.in in the downloadable format. Besides, this information can be obtained (if copies are available) from the Office of the Commission on payment of necessary charges. Interested persons can contact the Commission's Office between 09.30 to 18.00 Hrs., except on Saturday, Sunday and other public holidays. Further, the information can also be obtained by fax or by written request. Address of the Commission and Telephone Numbers are as under:

Maharashtra Electricity Regulatory Commission,
13th floor, Centre No.1,
World Trade Centre,
Cuffe Parade, Mumbai 005
Tel. No. 022-22163964/65/69
Fax No. 022-22163976

Note: No Library or Reading Room is maintained by the Commission, for public use.

Right to Information Act 2005
Section 4(1)(b)(xvi)

Names, designations and other particulars of the Public Information Officers

Public Information Officer

Designation	Address	e-mail
Under-Secretary Maharashtra Electricity Regulatory Commission	13 th floor, Centre No.1, World Trade Centre Cuffe Parade, Mumbai 005 Tel. No. 022-22163964/65/69 Fax No. 022-22163976	mercinida@mercinida.org.in

Appellate Officer

Designation	Address	e-mail
Director (Electrical Engineering) Maharashtra Electricity Regulatory Commission	13 th floor, Centre No.1, World Trade Centre Cuffe Parade, Mumbai 005 Tel. No. 022-22163964/65/69 Fax No. 022-22163976	mercinida@mercinida.org.in

Note: In the absence of Under Secretary and Director (Electrical Engineering), on account of leave or otherwise, the Section Officer (Adm) and Director (Tariff) will act as Public Information Officer and Appellate Officer, respectively.

Right to Information Act 2005

Section 4(1)(b)(xvii)

Such other information as may be prescribed; and thereafter update publications every year

Publications of the Commission

1. Annual Reports

- 1) Consolidated Annual Report for the years 1999-2000, 2000-01 and 2001-02
- 2) Annual Report for year 2002-03
- 3) Annual Report for year 2003-04
- 4) Annual Report for year 2004-05
- 5) Annual Report for year 2005-06
- 5) Annual Report for year 2006-07
- 6) Annual Report for year 2006-07
- 7) Annual Report for year 2007-08
- 8) Annual Report for year 2008-09
- 9) Annual Report for year 2009-10
- 10) Annual Report for year 2010-11

2) Regulations

List of Regulations Notified Under EA, 2003

Sr. No.	Regulations	Date of Notification
1.	MERC (Transmission Licence Conditions) Regulations, 2004. Amendment MERC (Transmission Licence Conditions) Regulations, 2006	10.06.2004 10-01-2007
2..	MERC (Trading Licence Conditions) Regulations, 2004 Amendment MERC (Trading Licence Conditions) Regulations, 2006	10.06.2004 10-01-2007
3.	MERC (Conduct of Business) Regulations, 2004	10.06.2004
4.	MERC (Procedure for filing appeal before the Appellate Authority) Regulations, 2004	10.06.2004
5.	MERC (Terms and Conditions of Appointment of Consultants) Regulations, 2004	10.06.2004
6.	MERC (Fees & Charges) Regulations, 2004	03.12.2004
7.	MERC (Standing Legal Counsel : Terms and Conditions of Appointment) Regulations, 2004.	09.12.2004
8	MERC (Supply Code and Other Conditions of Supply) Regulations, 2005	20.01.2005
9.	MERC (Standards of Performance of Distribution Licensees, Period for giving Supply and Determination of Compensation) Regulations, 2005.	20.01.2005
10.	MERC (Transmission Open Access) Regulations, 2005	21.04.2005
11.	MERC (Distribution Open Access) Regulations, 2005	21.06.2005
12.	MERC (Terms & Conditions of Tariff) Regulations, 2005	26.08.2005
13.	MERC (State Grid Code) Regulations, 2006.	15.02.2006
14	MERC (Consumer Grievance Redressal Forum and Electricity Ombudsman) Regulations, 2006 Amendment MERC (Consumer Grievance Redressal Forum and Electricity Ombudsman) Regulations, 2007	20.04.2006 02-04-2007
15.	MERC (General Conditions of Distribution Licence) Regulations, 2006.	28.11.2006
16.	MERC (Recruitment and Conditions of Service of Employees) Regulations , 2007	17.01.2007
17.	MERC (Specific Conditions of Distribution Licence applicable to Brihan Mumbai Electric Supply and Transport Undertaking of Municipal Corporation of Greater Mumbai) Regulations, 2007.	02.04.2007
18.	MERC (Specific Conditions of Distribution Licence applicable to The Tata Power Co. Ltd.) Regulations, 2008.	20.08.2008
19.	MERC (Specific Conditions of Distribution Licence applicable to Reliance Energy Ltd) Regulations, 2008.	20.08.2008
20.	MERC (Uniform Recording, Maintenance and Reporting of Information) Regulations, 2009.	21.04.2009

* These documents are available on Commission's website www.mercindia.org.in