

TARIFF ORDER

Approval for True-up of FY 2021-22, Annual Performance Review (APR) of FY 2023-24, Aggregate Revenue Requirement (ARR), and Determination of Retail Tariff for FY 2024-25

Petition No. 125/2024

for

Electricity Wing of Engineering Department, Chandigarh (EWEDC)

25th July, 2024

JOINT ELECTRICITY REGULATORY COMMISSION

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List of abbreviations

Abbreviation	Full Form		
A&G	Administrative and General		
ACoS	Average Cost of Supply		
Act	The Electricity Act, 2003		
APR	Annual Performance Review		
ARR	Aggregate Revenue Requirement		
ATE	Appellate Tribunal of Electricity		
BPL	Below Poverty Line		
BBMB	Bhakra Beas Management Board		
CAGR	Compound Annualized Growth Rate		
Сарех	Capital Expenditure		
CEA	Central Electricity Authority		
CERC	Central Electricity Regulatory Commission		
CGRF	Consumer Grievance Redressal Forum		
CGS	Central Generating Stations		
COD	Commercial Operation Date		
Cr	Crore		
CREST	Chandigarh Renewal Energy and Science & Technology		
CAG	Comptroller and Auditor General of India		
CUF	Capacity Utilization Factor		
CPI	Consumer Price Index		
Discom	Distribution Company		
DST	Daylight Savings Time		
EWEDC	Electricity Wing of Engineering Department, Chandigarh		
DSM	Deviation Settlement Mechanism		
EHT	Extra High Tension		
ERP	Enterprise Resource Planning		
FPPCAS	Fuel and Power Purchase Cost Adjustment Surcharge		
FY	Financial Year		
GFA	Gross Fixed Assets		
GeM	Government e Marketplace		
GPF	General Provident Fund		
G-TAM	Green- Term Ahead Market		
HT	High Tension		
HPO	Hydro Power Obligation		
IEX	Indian Energy Exchange Limited		
IPP	Independent Power Producer		
ISTS	Inter State Transmission System		
JERC	Joint Electricity Regulatory Commission for the state of Goa and Union		
	Territories		
LT	Low Tension		
MU	Million Units		
MYT	Multi Year Tariff		
MNRE	Ministry of New and Renewable Energy		
MUNPL	Meja Urja Nigam Private Limited		
NFA	Net Fixed Assets		
NSGM	National Smart Grid Mission		
NIC	National Informatics Centre		
NOC	No Objection Certificate		
NHPC	National Hydro Power Corporation		
NPCL	Noida Power Company Limited		
NTI	Non-Tariff Income		

Abbreviation	Full Form	
NTPC	National Thermal Power Corporation	
O&M	Operation and Maintenance	
PCS	Provincial Civil Service	
PEPSU	Patiala and East Punjab States Union	
PGCIL	Power Grid Corporation of India Limited	
PGI	Post Graduate Institute	
PLF	Plant Load Factor	
POSOCO	Power System Operation Corporation Limited	
PPA	Power Purchase Agreement	
PSEB	Punjab State Electricity Board	
PSPCL	Punjab State Power Corporation Limited	
R&M	Repair and Maintenance	
REC	Renewable Energy Certificate	
RLDC	Regional Load Despatch Centre	
RoE	Return on Equity	
RPO	Renewable Purchase Obligation	
SBI MCLR	SBI Marginal Cost Lending Rate	
SCADA	Supervisory Control and Data Acquisition	
SECI	Solar Energy Corporation of India	
SERC	State Electricity Regulatory Commission	
SJVNL	Satluj Jal Vidyut Nigam Limited	
SLDC	State Load Despatch Centre	
SOP	Standard of Performance	
T&D Loss	Transmission & Distribution Loss	
THDC	Tehri Hydro Development Corporation	
TOD	Time of Day	
UI	Unscheduled Interchange	
UT	Union Territory	
UT ED	Union Territory Electricity Department	
VCoS	Voltage-wise Cost of Supply	
WPI	Wholesale Price Index	

Before the Joint Electricity Regulatory Commission For the State of Goa and Union Territories, Gurugram

CORAM

Shri Alok Tandon, Chairperson Smt. Jyoti Prasad, Member (Law) Petition No. 125/2024 Date: 25th July, 2024

In the matter of

Approval for True-up of FY 2021-22, Annual Performance Review (APR) of FY 2023-24, Aggregate Revenue Requirements (ARR) & Determination of Retail Tariff for FY 2024-25.

And in the matter of

Electricity Wing of Engineering Department, Chandigarh (EWEDC) Petitioner

ORDER

- 1. This Order is passed in respect of the Petition filed by the Electricity Wing of Engineering Department, Chandigarh (EWEDC) (herein after referred to as "The Petitioner" or "EWEDC" or "The Licensee") for approval of True-up of FY 2021-22, Annual Performance Review (APR) of FY 2023-24, Aggregate Revenue Requirements (ARR) & Determination of Retail Tariff for FY 2024-25 before the Joint Electricity Regulatory Commission (herein after referred to as "The Commission" or "JERC").
- 2. The Commission scrutinised the said Petition and found it generally in order. The Commission admitted the Petition on 4th June 2024. The Commission thereafter requisitioned further information's/clarifications on the data gaps observed to take a prudent view of the said Petition. The Commission also held a Technical Validation Session to determine sufficiency of data and the veracity of the information's submitted. Further, suggestions/ comments/ views and objections were invited from the Stakeholders and Electricity Consumers. The Public Hearing was held on 21st June 2024 at Chandigarh and the Stakeholders/Electricity Consumers present in the Public Hearing were heard.

- 3. The Commission based on the Petitioner's submission, relevant JERC (Generation, Transmission and Distribution Multi Year Tariff) Regulations, facts of the matter, Rules and provisions of the Electricity Act, 2003 and after proper due diligence and prudence check, has approved the True-up for FY 2021-22, Annual Performance Review (APR) for FY 2023-24, Aggregate Revenue Requirement (ARR) & determination of Retail Tariff for FY 2024-25.
- 4. A Summary has been provided as follows:

I. True-up of FY 2021-22

(a) The following table provides ARR, Revenue and Standalone Gap/(Surplus) at existing tariff as submitted by the Petitioner and approved by the Commission in True-up for FY 2021-22:

Table 1: Standalone Revenue Gap/ (Surplus) at existing tariff for FY 2021-22 (Rs. Cr.)

Sr. No.	Particulars	Petitioner's Submission	Approved by the Commission
1	Net Revenue Requirement	877.06	852.23
2	Revenue from Retail Sales	690.68	690.68
	Net Revenue Gap/(Surplus)	186.38	161.56

II. Annual Performance Review of FY 2023-24

(a) The following table provides ARR, Revenue and Standalone Gap/(Surplus) at existing tariff as submitted by the Petitioner and approved by the Commission in APR for FY 2023-24:

Table 2: Standalone Revenue Gap/ (Surplus) at existing tariff for FY 2023-24 (Rs. Cr.)

Sr. No.	Particulars	Petitioner's Submission	Approved by the Commission
1	Net Revenue Requirement	1002.22	1011.24
2	Revenue from Retail Sales	830.78	852.33
	Net Revenue Gap/(Surplus)	171.44	158.91

III. Aggregate Revenue Requirement and Retail Tariff Determination for FY 2024-25

(a) The following table provides ARR, Revenue and Standalone Gap/(Surplus) at existing tariff as submitted by the Petitioner and approved by the Commission FY 2024-25:

Table 3: Standalone Revenue Gap/ (Surplus) at existing tariff for FY 2024-25 (Rs. Cr.)

Sr. No.	Particulars	Petitioner's Submission	Approved by Commission
1	Net Revenue Requirement	1,081.49	1,059.25
2	Revenue from Retail Sales at Existing Tariff	886.67	860.54
	Net Revenue Gap/(Surplus)	194.82	198.71

(b) Accordingly, the following table provides the cumulative revenue gap/(surplus) at existing tariff by the end of FY 2024-25:

Table 4: Cumulative Revenue Gap/(Surplus) approved by Commission (Rs. Cr.)

Sr. No.	Particulars	FY 2024-25
1	Net Revenue Requirement	1059.25
2	Revenue from Retail Sales at Existing Tariff	860.54
3	Gap/(Surplus)	198.71
4	Previous year cumulative Gap/ (Surplus)	(97.28)
5	Carrying cost up-to FY 2024-25 for 3 years	(23.35)
6	Total Cumulative gap / (surplus) with carrying cost to be passed on in ARR of FY 2024-25	(120.63)
7	Net Gap/(Surplus)	78.09

- (c) The Commission approves the standalone revenue gap for FY 2024-25 and cumulative revenue gap at the end of FY 2024-25 at existing tariff at Rs. 198.71 Cr and Rs. 78.09 Cr respectively.
- (d) The Commission, to bridge the aforesaid cumulative gap of Rs.78.09 Cr., approves an average hike of 9.40% in the retail tariff.
- (e) The Commission has approved the Average Billing Rate (ABR) of Rs. 5.61/kWh against the approved Average Cost of Supply (ACoS) of Rs. 6.32/kWh.
- 5. This Order shall come into force with effect from 1st August 2024 and shall, unless amended or revoked, continue to be in force till further orders of the Commission.
- 6. The licensee shall publish the Tariff Schedule and salient features of Tariff as determined by the Commission in this Order within one week of receipt of the Order in three daily newspapers in the respective local languages of the region, besides English, having wide circulation in their respective areas of supply and also upload the Tariff Order on its website.

7. The attached documents giving detailed reasons, grounds and conditions are the Integral part of this Order.

Ordered accordingly.

Sd/-(Jyoti Prasad) Member (Law) Sd/-(Alok Tandon) Chairperson

Place: Gurugram, Haryana

Date: 25th July, 2024

Chapter 1: Introduction

1.1. About Joint Electricity Regulatory Commission for the State of Goa and UT's (JERC)

In the exercise of powers conferred by the Electricity Act 2003, the Central Government constituted the Joint Electricity Regulatory Commission for all the Union Territories except Delhi to be known as "Joint Electricity Regulatory Commission for the Union Territories" vide notification no. 23/52/2003-R&R dated 2nd May 2005. Later with the joining of the State of Goa, the Commission came to be known as "Joint Electricity Regulatory Commission for the State of Goa and Union Territories" (hereinafter referred to as "JERC" or "the Commission") vide notification no. 23/52/2003-R&R (Vol. II) dated 30th May 2008.

JERC is a statutory body responsible for regulation of the Power Sector in the State of Goa and Union Territories of Andaman & Nicobar Islands, Lakshadweep Island, Chandigarh, Dadra & Nagar Haveli and Daman and Diu, and Puducherry, consisting of generation, transmission, distribution, trading and use of electricity etc. Its primary objective includes taking measures conducive to the development of the electricity industry, promoting competition therein, protecting the interests of consumers and ensuring uninterrupted and quality power supply at affordable rates in to all the areas under its jurisdiction.

1.2. About Union Territory of Chandigarh

Chandigarh is a city, district and union territory in India that serves as the capital of the two neighbouring states of Punjab and Haryana. It is bordered by the state of Punjab to the north, the west and the south, and by the state of Haryana to the east. The city is unique as it is not a part of either of the two states but is governed directly by the Union Government, which administers all such territories in the country. Chandigarh is located near the foothills of the Shivalik range of the Himalayas in northwest India. It covers an area of approximately 114 km². The metropolitan area of Chandigarh-Mohali-Panchkula collectively forms a Tri-city, with a combined population of over 2 million.



Chandigarh has been rated as one of the "Wealthiest Towns" of India. The city has one of the highest per capita incomes in the country. The city was reported to be one of the cleanest in

India based on a national government study. The union territory also heads the list of Indian states and territories according to Human Development Index.

1.3. About Electricity Wing of Engineering Department, Chandigarh (EWEDC)

The Electricity Wing of Engineering Department of UT Administration of Chandigarh, hereinafter referred to as 'EWEDC' or as the 'Petitioner', a deemed licensee under Section 14 of the Electricity Act 2003, is carrying out the business of transmission, distribution and retail supply of electricity in Chandigarh (UT). EWEDC is functioning as an integrated distribution licensee of the Union Territory of Chandigarh. EWEDC procures most of its power through its allocation from Central Generating Stations (CGS) such as NTPC, NHPC, NPCIL BBMB, SJVNL and THDC. The EWEDC also buys short-term power for meeting the demand-supply shortfall during peak hours.

Chandigarh has been divided into various sectors and all the sectors of Chandigarh are electrified and any desiring consumer can avail power supply by submitting a requisition in the prescribed form to the appropriate office of the Department subject to fulfilment of the requisite conditions and payment of charges. The EWEDC is under the control of the Administration of the Union Territory of Chandigarh.

1.4. Multi Year Tariff Regulations, 2018

The Commission notified the Joint Electricity Regulatory Commission for the State of Goa and Union Territories (Generation, Transmission and Distribution Multi Year Tariff) Regulations, 2018 (hereinafter referred to as 'MYT Regulations, 2018') on 10th August 2018. These Regulations are applicable in the 2nd MYT Control Period comprising of three financial years from FY 2019-20 to FY 2021-22. These Regulations are applicable to all the generation companies, transmission and distribution licensees in the State of Goa and Union Territories of Andaman & Nicobar Islands, Lakshadweep, Chandigarh, Dadra & Nagar Haveli and Daman & Diu and Puducherry.

1.5. Multi Year Tariff Regulations, 2021

The Commission notified the Joint Electricity Regulatory Commission for the State of Goa and Union Territories (Generation, Transmission and Distribution Multi Year Tariff) Regulations, 2021 (hereinafter referred to as 'MYT Regulations, 2021') on 22nd March 2021. These Regulations are applicable in the 3rd MYT Control Period comprising of three financial years from FY 2022-23 to FY 2024-25. These Regulations are applicable to all the generation companies, transmission and distribution licensees in the State of Goa and Union Territories of Andaman & Nicobar Islands, Lakshadweep, Chandigarh, Dadra & Nagar Haveli and Daman & Diu and Puducherry.

1.6. Filing and Admission of the Present Petition

The present Petition was admitted on 4th June 2024 and marked as Petition No. 125 of 2024. The Commission and the Petitioner subsequently uploaded the Petition on their respective websites.

1.7. Interaction with the Petitioner

A preliminary scrutiny/analysis of the Petition was conducted, and certain deficiencies were observed. Accordingly, discrepancy notes were issued to the Petitioner. Further, additional information/clarifications were solicited from the Petitioner as and when required. The Commission and the Petitioner also discussed various concerns of the Petitioner and key data gaps, which included retail sales, revenue from retail tariff, capitalization, tariff proposal etc. The Petitioner submitted its response to the issues through various letters/emails.

The Commission conducted the Technical Validation Session (TVS) with the Petitioner in online mode, during which the discrepancies in the Petition were conveyed and additional information required by the Commission was sought. Subsequently, the Petitioner submitted replies to the issues raised in this session and provided documentary evidence to substantiate its claims regarding various submissions. The following table provides the list of interactions with the Petitioner along with the date:

Sr. No. **Subject Date** Issue of First Deficiency Note 16th May 2024 2 Reply received from Petitioner 4th June 2024 **Technical Validation Session** 9th July 2024 3 4 21st June 2024 Public Hearing 5 Issue of Second Deficiency Note 26th June 2024 6 Replies received from Petitioner 2nd July 2024 7 Issue of TVS queries 9th July 2024 Replies to TVS queries 10th July 2024

Table 5: Timelines of the interaction with the Petitioner

1.8. Notice for Public Hearing

Public Notices were published by the Commission in the leading newspapers as tabled below, giving due intimation to the stakeholders, consumers and the public at large about the Public Hearing to be conducted by the Commission. These notices were also uploaded on the Commission's website.

Table 6: Details of Public Notices published by the Commission

Sr. No.	Date	Name of Newspaper	Language	Place of Circulation
1		Ajit	Punjabi	Chandigarh
2	6th June 2024 & 19 th	Dainik Jagran	Hindi	Chandigarh
3	June 2024	The Tribune	English	Chandigarh
4		Hindustan Times	English	Chandigarh

The Public Notice was published by the Petitioner in the following newspapers for inviting objections/ suggestions from the stakeholders/public on the Tariff Petition:

Table 7: Details of Public Notices published by the Petitioner

Sr.	Date	Name of Newspaper	Language	Place of
No.				Circulation
1	7 th June 2024	Ajit	Punjabi	Chandigarh
2		Dainik Bhaskar	Hindi	Chandigarh
3		The Tribune	English	Chandigarh
4		Hindustan Times	English	Chandigarh

1.9. Public Hearing

The Public Hearing was held on 21st June 2024 at the Auditorium Hall, Government Museum and Art Gallery, Chandigarh to discuss the issues related to the Petition filed by the Petitioner. The issues and concerns raised by the stakeholders/public in writing and as voiced by them during the Public Hearing have been examined by the Commission. The major issues discussed, the responses of the Petitioner thereon and the views of the Commission, have been summarized in Chapter 2 of this Order.

Chapter 2: Summary of Suggestions/ Objections received, Response from the Petitioner and the Commission's Views

2.1. Regulatory Process

On admitting the Petition, the Commission directed the Petitioner to make copies of the Petition available to the public, upload the Petition on the website and also publish the same in the newspapers duly inviting comments/ objections from the public as per the provisions of the MYT Regulations, 2021.

The Public Hearing was held at Auditorium Hall, Government Museum and Art Gallery, Chandigarh on 21st June 2024 on the Petition for the True-up of the FY 2021-22, APR of the FY 2023-24, ARR and retail tariff for the FY 2024-25. During the Public Hearing, a few of the stakeholders who had submitted their comments in writing also presented their views in person before the Commission. Other participants from the general public, who had not submitted written comments/objections earlier, were also given an equal opportunity to present their views/suggestions in respect to the Petition. The names of the stakeholders who attended the Public Hearing are provided in Annexure-I.

2.2. Suggestions/Objections, Response of the Petitioner and Commission's Views

The Commission is appreciative of the efforts of various stakeholders in providing their suggestions/comments/observations to make the Electricity Distribution Sector responsive and efficient. The Commission has noted the concerns of all the stakeholders and has tried to address them to the extent possible in the Chapters on tariff design and directives. Relevant observations have been suitably considered by the Commission while finalizing the Tariff Order. The submissions of the stakeholders, response of the Petitioner and views of the Commission are summarized as follows:

2.2.1. Tariff hike proposed by the Electricity Department.

Stakeholder's Comment:

Various stakeholders strongly oppose the hike in tariff proposed by the Electricity Department. They stated that should improve its functioning in cutting the costs by purchasing cheaper power and should improve their functioning to provide quality of power at cheaper rates.

Necessity to propose average increase of 19.44% tariff on existing retail supply tariff has arisen due to ED delaying Energy Audit every year from last few years. The example is that True-Up of FY 2021-22 is being taken up for approval in this petition while the True-up of FY 2022-23 is still pending.

Some of the stakeholders raised the concern about no improvement in Services of the Discom. There are still very high unscheduled power cuts due to poor maintenance by Discom. This practice must come to an end especially when installation of smart meters

PAN India will not take place in coming few years. It is therefore recommended that tariff should not be increased.

Another Stakeholder Submitted that, "Fixed Charges are routinely changed at nominal increase of 5% per annum and should be done at this fixed rate every year, increase more than this is not justified. Moreover, those who follow govt guidelines and install solar units should be rewarded by keeping fixed charges at the same rate unchanged"

One of the Stakeholders opposed the Tariff hike in Domestic Consumer category. He submitted that:

"The proposed average increase of 19.44% in the existing retail supply tariff is excessive and places an undue financial burden on consumers. This increase comes at a time when many households and businesses are already facing significant financial burdens in every commodity. A more gradual and justified increase should be considered, taking into account the current economic conditions.

He further submitted that the significant increase in fixed charges for domestic consumers, Rs. 15.00 to Rs. 40.00, disproportionately affects low-income households. It is imperative to reconsider this hike and explore alternative ways to distribute the financial burden more equitably.

For example, if the customers, who typically use around 8 kW of electricity, the impact of these updated charges becomes strikingly clear. Under the proposed changes, the cost for using 8 kW over two months would jump from Rs. 240 to Rs. 640, marking a 166% increase. Such a significant hike in fixed charges penalizes those who use energy efficiently and undermines efforts to encourage conservation among consumers.

The stakeholder requested the Commission to consider the objections seriously and take appropriate action to ensure that the interests of all stakeholders, especially the consumers, are safeguarded."

Petitioner's Response:

The Petitioner in reply to stakeholder's comment submitted that: "The tariff in U.T. Chandigarh has not been hiked from last many years by EWEDC, therefore, the tariff hike of approx. 19.44% has been proposed to bridge the revenue gap for FY 2024-25."

In reply to other stakeholder's comment regarding increase in fixed charges the Petitioner submitted that "The revision in Tariff is proposed based on the provisions specified in the JERC MYT Regulations 2021, National Tariff Policy 2016 and Electricity Rules 2005 and its amendments issued from time to time. The Tariff Design clause specified in the National Tariff Policy (NTP), 2016, provides that the tariff should progressively reflect the cost of supply of electricity to consumers and level of cross subsidy in tariff shall be brought within +/-20% of the average cost of supply. The existing fixed charges are not cost reflective in nature. Thus, to ensure the recovery of fixed operating cost of EWEDC in adequate manner

the increase in Fixed Charges is proposed. Besides, in consideration to the aggregate revenue requirement for FY 2024-25 overall increase in tariff is proposed for FY 2024-25"

In reply to one of the Stakehlder regarding the tariff hike in Domestic category the Petitioner submitted that,

"The Petitioner based on the demand tied up the generation and transmission resources on long term basis for supply of power to consumers on 24x7 basis. The distribution network is accordingly being laid down to cater the growing demand of the consumers. It is evident from the billing determinants for FY 2021-22 that domestic consumer category attributes significant share in the overall load requirement (approximately 57%). Thereby the same is required to be passed on the domestic category as incurred by the Petitioner. The Average Billing Rate for domestic category is Rs 3.58/kWh (Revenue- Rs 270.97 Crores and Sales 706.19 MU) against the Average Cost of Supply of Rs 6.11/kWh (ARR -Rs 877.06 Crores and Sales 1435.80 MU) proposed in True Up for FY 2021-22. The revenue from Fixed Charges is Rs 95.61 Crore against the Fixed Operation Cost of Rs 524 Crore (ARR - Rs 877.06 Crore minus Variable Power Purchase Cost Rs 352.73) proposed for True Up for FY 2021-22. Thus, to ensure the Tariff Proposal to be unbiased in nature the increase in Fixed Charges based on the above grounds has been proposed for Domestic Category and for overall basis for FY 2024-25."

Commission's View:

The Commission has noted the concerns of the Stakeholders and submission of the Petitioner. The Commission has approved the True-up of FY 2021-22 and the ARR for FY 2024-25 in this order. It is to be noted that the Commission has considered the cumulative surplus available with the Petitioner after True-up of FY 2020-21 and adjusted the same with Revenue gap approved for FY 2021-22. Afterwards the Commission approved the standalone ARR and standalone revenue gap/ surplus for FY 2024-25. Accordingly, the Commission has revised the category-wise tariff for FY 2024-25. The details are provided in the Tariff Principles and Design chapter. Based on Approved Cost of Supply for FY 2024-25, the category-wise tariff in terms of fixed and variable charges has been approved.

2.2.2. High Intra-state Transmission and Distribution Losses.

Stakeholder's Comment:

One of the stakeholder submitted that the Commission has approved the T&D Losses in respect of the FY 2020-21 to 9.30%; whereas, the Electricity Department has failed to meet the targets set up by the Commission and as per the True-up for the year 2021-22, the T&D Losses has been shown at 12.88% and for the Annual Performance Review for the FY 2023-24, the T&D Losses has been shown as 10.17%, which is much more than the one approved by the Commission. So, the consumer like the present objector cannot be made liable to pay for the inefficiencies of the Discom.