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Date: 27/12/05
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NOTIFICATION

Industries, Energy & Labour Department,
Mantralaya, Mumbai-400 032,
Dated: 26 December, 2005.

Electricity
Act, 2003

No. VNA-2004/CR 72/NRG3 - In exercise of the powers conferred on it by clause (g) of subsection (2) of section 180 read with section 103 of the Electricity Act, 2003 (36 of 2003) and all other powers enabling it in this behalf, the Government of Maharashtra hereby makes the following Rules, namely: -

PART-I PRELIMINARY

1. **Short title** - These Rules may be called the Maharashtra Electricity Regulatory Commission (Fund) Rules, 2005.
2. **Definitions.** (1) In these rules, unless the context otherwise requires,-
 - (a) "Act" means the Electricity Act, 2003 (36 of 2003);
 - (b) "Chairperson" means Chairperson of the Commission;
 - (c) "Commission" means the Maharashtra Electricity Regulatory Commission;
 - (d) "financial year" means the period of twelve months commencing on the 1st day of April every year;
 - (e) "Fund" means the Maharashtra Electricity Regulatory Commission Fund constituted by rule 3 in accordance with the provision of section 103 of the Act;
 - (f) "Government" means the Government of Maharashtra;
 - (g) "Secretary" means Secretary of the Commission.(2) Words and expression used in these rules but not defined herein shall have the meanings respectively assigned to them in the Act.

PART II FUND OF THE COMMISSION

3. **Constitution of Fund:** In exercise of the powers conferred by sub section (1) of section 103 of the Act, the State Government hereby constitutes a Fund to be called as "the Maharashtra Electricity Regulatory Commission Fund" and directs that the bank account of the Commission existing on the date of commencement of these rules, shall stand converted as the main account of the Fund.
4. **Operation of the Fund:-**
 - (a) The Fund shall be operated jointly under the signatures of two officers of the Commission as are authorized in writing by the Chairperson;

- (b) the Commission may open and maintain and operate account in any scheduled Commercial Bank which is situated near the headquarter of the Commission;
- (c) any sum received by the Commission shall be credited to the Fund as early as possible but in any event not later than the next working day.
- (d) withdrawals or expenditures from the Fund shall be done only against authorization and after sanction from the Chairperson.

5. **Investment of Surplus amounts of the Fund:-**

The Secretary or any other officer of the Commission authorized by it in this behalf may, subject to the guidelines, if any, in this regard as may be issued by the Government, from time to time, in order to ensure suitable returns, invest the surplus amounts available in the Fund, in gainful short term or long term deposits in any scheduled Commercial Bank or any financial institution promoted by the Government of India or the Government. The incidental charges like brokerage, commission, etc. in respect of such investment shall be accounted for, as an expenditure from the Fund. The income earned on such investment from time to time shall form a receipt of the Fund.

6. **Expenditure from the Fund:**

The expenditure from the Fund shall be in accordance with the approved Budget of the Commission.

7. **Miscellaneous:**

In case of any doubt regarding interpretation of the rules or in respect of any matter regarding which no express provision has been made in the rules, the matter shall be referred to the Government, whose decision thereon shall be final.

By order and in the name of the Governor of Maharashtra.


Principal Secretary to Government.

Copy forwarded to:- The Manager, Government Printing Press, Charni Road, Mumbai with a request to publish the said Notification in the Maharashtra Government Gazette, Part -I-L, Extra-ordinary of today's date 25.12.2005 and to return 100 printed copies to this department.

(U.S. Bhoite)
Deputy Secretary to Government.

- The Secretary, Maharashtra Electricity Regulatory Commission, World Trade Centre, 13th Floor, Cuffe Parade, Colaba, Mumbai 400 005.
- The Secretary, Ministry of Power, Government of India, New Delhi.
- The Chairman, Central Electricity Authority, Sewa Bhavan, R.K. Puram, New Delhi-110066.
- The Secretary, Central Electricity Regulatory Commission, 3rd Floor, I.C.W.A.L. Bhavan, 3. Institutional Area, Lodhi Road, New Delh 110003.
- The Secretary to Governor, Raj Bhavan, Malbar Hill, Mumbai (By post).
- The Chief Secretary to Government of Maharashtra.
- The Principal Secretary, General Administration Department, Mantralaya, Mumbai 400 032.
- The Principal Secretary (Finance), Finance Department, Mantralaya, Mumbai 400 032.
- The Secretary (Industries), Industries, Energy and Labour Department, Mantralaya, Mumbai 400 032.
- The Additional Chief Secretary (Planning), Planning Department, Mantralaya, Mumbai 400 032.
- The Principal Secretary, Law & Judiciary Department, Mantralaya, Mumbai 400 032.
- The Principal Secretary (Labour), Industries, Energy and Labour Department, Mantralaya, Mumbai 400 032.
- The Development Commissioner (Industries), New Administrative Building, Mumbai.
- The Director, Information and Public Relation, Mantralaya, Mumbai-32.
- The Chief Engineer (Electrical), P.W.D., Chembur (East), Mumbai 400 071.
- The Managing Director, Maharashtra State Electricity Board Holding Company Ltd., Prakashgad, Bandra (East), Mumbai 400 051.
- The Managing Director, Maharashtra State Electricity Distribution Company Ltd., Prakashgad, Bandra (East), Mumbai 400 051.
- The Managing Director, Maharashtra State Electricity Generation Company Ltd., Prakashgad, Bandra (East), Mumbai 400 051.
- The Managing Director, Maharashtra State Transmission Company Ltd., Prakashgad, Bandra (East), Mumbai 400 051.
- The Managing Director, Tata Electric Company, Bombay House, Homi Modi Street, Fort, Mumbai 400 001.
- The Chairman & Managing Director, Bombay Suburban Electric Supply Ltd., Electricity House, Santacruz (East), Mumbai 400 055.
- The General Manager, Bombay Electric Supply & Transport Undertaking, Best Bhavan, Best Marg, Mumbai 400 005.
- The Executive Director, Mula Pravara Electric Co-operative Society Ltd., Shirampur, Dist. Ahmednagar.
- The Chairman, Udyog Mitra, Nirmal, Nariman Point, Mumbai.
- The Accountant General Maharashtra-I, Mumbai.
- The Accountant Genral Maharashtra-II, Nagpur.
- The Pay & Accounts Officer, Mumbai.
- The Resident Audit Officer, Mumbai.
- All Desk Officers, NRG Wing.
- Select file (NRG-3).