

**UTTAR PRADESH ELECTRICITY REGULATORY  
COMMISSION**

Petition No.: 482, 483, 484, 485, 486, 504, 505, 506, 507 & 508 of 2007

Filed by:

U. P. Power Transmission Corporation Limited  
Pashchimanchal Vidyut Vitaran Nigam Limited  
Dakshinanchal Vidyut Vitaran Nigam Limited  
Madhyanchal Vidyut Vitaran Nigam Limited  
Poorvanchal Vidyut Vitaran Nigam Limited

IN THE MATTER OF:

DETERMINATION OF ANNUAL REVENUE REQUIREMENT (ARR)  
FOR FY 2007-08 & FY 2008-09 AND TARIFF FOR FY 2008-09

**ORDER**

Subsequent to the issuance of the tariff order for Financial Year 2008-09 dated 15<sup>th</sup> April, 2008 in the matter of determination of Annual Revenue Requirement for FY 2007-08 & FY 2008-09 and tariff for FY 2008-09, which came into effect on 27<sup>th</sup> April, 2008, the Commission held the meeting of State Advisory Committee on 25<sup>th</sup> April, 2008. Some of the participants in the aforesaid meeting urged the Commission to remove the criteria of plot area and constructed area of less than 500sq. ft. as an eligibility parameter for classifying the consumer as lifeline consumer as it may lead to large scale harassment of the Consumers by the staff of the licensee. Although the Commission is not favorably inclined to buy this argument as such an argument can be extended for so many other provisions of Tariff Order and Supply Code. However, on deeper scrutiny of the provision, the Commission finds that such a provision may be inconsistent with section 62(3) of Electricity Act, 2003 in the sense that the Commission, in spite of its good intentions of extending the benefit of lifeline rate to the targeted beneficiaries,

probably cannot extend the domain of section 62(3). Accordingly, the Commission takes up the matter under section 150 of UPERC Conduct of Business Regulation, 2004, wherein the Commission can review its order on suo-moto basis, and expunges the criteria of plot area and constructed area of less than 500sq.ft for classifying the consumer as lifeline consumer. Hence, the rate schedule for lifeline consumers as given under sub head -1 of point 3(c) under Rate Schedule LMV-1 would be read as follows:

**“(c) Other Metered Domestic Consumers**

- 1. Lifeline consumers:** Consumers with contracted load of 1 kW and energy consumption upto 150 kWh/month

<b>Description</b>	<b>Fixed Charge</b>	<b>Energy Charge</b>
<i>Loads of 1 kW only and for consumption upto 100 kWh / month (0 to 100 kWh/Month)</i>	<i>Rs. 50.00 / kW/ Month</i>	<i>Rs. 1.90/ kWh</i>
<i>Loads of 1 kW only and for consumption above 100 kWh / month upto 150 kWh/month (101 to 150 kWh/Month)</i>		<i>Rs. 2.50/ kWh</i>

In view of the aforesaid order of the Commission the criteria of plot area and constructed area of less than 500sq.ft for classifying the consumer as lifeline consumer stands deleted from the body of the tariff order also, wherever provided.

(R. D. Gupta)  
Member

(P.N. Pathak)  
Member

(Vijoy Kumar)  
Chairman

Dated : 1<sup>st</sup> May, 2008

Place : Lucknow.