



Maharashtra State Electricity Distribution Co. Ltd.

Prakashgad, Plot No.G-9, Bandra (East), Mumbai – 400 051

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REF. PR-3 / TARIFF/28796

DATE: 15 SEPT 2014

COMMERCIAL CIRCULAR No. 230

Subject : Applicability of HT/LT PWW Tariff for MIDC's Water Works & Sewage Treatment Plants

Reference:

1. MERC Order dt. 16/08/2012 in Case No. 19 of 2012.
2. Commercial Circular No. 175 dt. 05/09/2012.
3. MERC Order dt. 06/08/2013 in Case No. 82 of 2013.
4. Letter No. PR-3/Tariff/30375 dt. 06/11/2013.
5. MERC Order dt. 14/08/2014 in Case No 146 of 2014

The MERC has issued revised Tariff Order dt. 16/08/2012 which came into effect from 1st August 2012. The applicability of HT-IV tariff category is specified in the said Tariff Order as follows:

“.....Public Water Supply Schemes and Sewage Treatment Plants (including other allied activities) owned, operated and managed by **any other Agency other than Local Self Government Body (excluding Maharashtra Jeevan Pradhikaran)** shall not be eligible for HT IV Tariff and shall be billed as per either HT II (A) or HT II (B) or as the case may be, except those covered in HT I”.

Maharashtra Industrial Development Corporation (MIDC) has filed a Petition No. 82/2013 in MERC for issuing directions to the Maharashtra State Electricity Distribution Company Limited (MSEDCL) to apply the Tariff of HT IV category to their Water Supply Schemes and issue all further bills as per HT IV Tariff category.

The MERC vide Order dt. 06/08/2013 has not considered the request of the MIDC regarding levy of PWW tariff category and disposed off the case No. 82/2013. Accordingly vide letter under reference “4” said decision was conveyed to all field office that, “the tariff applicable to MIDC water works shall be HT II Commercial / LT-II Commercial tariff category as per MERC Tariff Order w.e.f. 01/08/2012”

MERC vide order in Case No. 38 of 2014 dtd 11/06/2014 has clarified that Public Water Work tariff would be applicable to MIDC water works. However date of applicability of PWW tariff to MIDC water work was not clarified.

Maharashtra Industrial Development Corporation has filed petition No. 146 of 2014 for seeking clarification in respect of Order in case No. 19 of 2012 dt. 16/08/2012 and Case No. 38 of 2014 dt. 11/06/2014 regarding date of applicability of PWW Tariff for MIDC's Water Works & Sewage Treatment Plants.

Now Hon. MERC has directed vide their Order dated 14.08.2014 in subject matter to apply the tariff with effect from 1st Aug 2012 i.e. from the date of applicability of tariff order in Case No 19 of 2012. The Directive of the Hon'ble commission is as under:

HT-IV tariff category stipulated in the Commission's Order dated 16 August, 2012 is made applicable to the water works and sewage treatment plants of MIDC. Hence, date of applicability of such PWW category shall be considered from the applicability of said Tariff Order i.e., applicable from 1 August, 2012.

In view of above, Competent Authority has directed as under:

- 1) HT-IV tariff category stipulated in the Commission's Order dated 16 August, 2012 is made applicable to the water works and sewage treatment plants of MIDC w.e.f. 1st August, 2012.
- 2) Refund of tariff difference, if any, applicable to the water works and sewage treatment plants of MIDC as above, should be adjusted through IT system only in future energy bills.
- 3) The MERC has also clarified that, W.P. No. 10967 of 2011 in respect of water supply schemes of MIDC Vashi (Ransai) and W.P. No. 9065 of 2011 in respect of water supply scheme of MIDC Sangli is still pending before Hon'ble High Court for applicability of tariff category for the period from July 2010 to July 2012 which is under consideration before the High Court, hence HT IV- Public Water Works tariff category is applicable to both the water supply scheme of MIDC w.e.f. 1st August 2012.

All field officers are requested to take necessary action accordingly.


Chief Engineer (Commercial)

Copy s.w.rs. to:

1. The Director (Operations), MSEDCL, Mumbai
2. The Director (Finance), MSEDCL, Mumbai
3. The Executive Director (Commercial), MSEDCL, Mumbai
4. The Regional Executive Directors-I/II/III, MSEDCL, Klayan/Pune/Nagpur.

Copy f.w.cs.to:

All Chief Engineer, O&M Zone, MSEDCL.

Copy to:

All Superintending Engineer, O&M Circle, MSEDCL.