

Rajasthan Electricity Regulatory Commission, Jaipur

In the matter of

Rajasthan Electricity Regulatory Commission (Service) (Seventh Amendment) Regulations, 2023

CORAM: 1. Dr. B. N. Sharma, Chairman
2. Sh. Hemant Kumar Jain, Member
3. Dr. Rajesh Sharma, Member

Date of hearing:

04.10.2023

Date of order:

10.10.2023

Memo on statement of objects & reasons and consideration of Comments/ Suggestions, received from the stakeholder(s).

1. The Rajasthan Electricity Regulatory Commission (RERC) in exercise of the powers conferred under Section 91 read with Section 181 of the Electricity Act, 2003 framed the following draft regulations:
2. "Rajasthan Electricity Regulatory Commission (Service) (Seventh Amendment) Regulations, 2023"
3. The draft Regulations along with explanatory memorandum were placed on the Website of the Commission. Comments from the stakeholders were also invited through public notice published in the following news papers on the date mentioned against each :

(i) Rajasthan Patrika	07.09.2023
(ii) Dainik Bhaskar	07.09.2023
(iii) Times of India	08.09.2023
4. The last date for submission of the comments/suggestions by the stakeholders/public was kept as 27.09.2023.
5. One comment/suggestion has been received from Sh. Shanti Prasad and he has submitted that existing provision may be retained and proposed amendment may be inserted as a proviso that absorbed employees shall also be eligible for the benefits of Old Pension Scheme as amended by the State Govt. from time to time on exercising option and depositing amount of consolidated demand. He has also requested to add a proviso that last dates for submission of option in prescribed form, issue of demand note for amount of consolidated demand and deposition of amount of demand note shall be as fixed by the Commission.
6. Hearing in the matter was held on 04.10.2023 where no stakeholder appeared.

7. Commission has carefully considered the comments/suggestions filled by the stakeholder and observed that in the regulation the Commission has proposed to follow the rules and regulations of State Government as amended from time to time. Thus there is no requirement for any change in the Regulation and proposed Rajasthan Electricity Regulatory Commission (Service) (Seventh Amendment) Regulations, 2023 may be finalized & published.
8. In light of the above, the finalized Regulations duly authenticated and placed below may be got published in the official gazette.
9. Copy of this memo along with finalized Regulations may be sent electronically and /or by post to the State Government.

(Dr. Rajesh Sharma)
Member

(Hemant Kumar Jain)
Member

(Dr. B. N. Sharma)
Chairman

RAJASTHAN ELECTRICITY REGULATORY COMMISSION

FINAL NOTIFICATION

Jaipur, October, 2023

No. RERC/Secy./Regulation-

In exercise of the powers conferred on it by Section 91 read with Section-181 of the Electricity Act, 2003, (No.36 of 2003), the Rajasthan Electricity Regulatory Commission after previous publication hereby makes the following regulations, namely: -

GENERAL

1. Short Title, Commencement and Scope:

1. These Regulations shall be called the "Rajasthan Electricity Regulatory Commission (Service) (Seventh Amendment) Regulations, 2023.
2. These regulations shall come into force from the date of their publication in official Gazette.

2. Amendment in 'Regulation 14(1) of Regulation 35 in RERC (Service) Regulations, 2005:

The following words in existing Regulation 14(1) shall be replaced as under:

Regulation	<u>Existing</u>	<u>Proposed</u>
14 (1)	“In all cases of absorption, the absorbed employees shall be appointed in RERC and they shall be eligible for the benefits of New Contributory Pension Scheme (NPS) only and shall not be entitled for any other retirement benefits like pension, gratuity, leave encashment etc. even though they were eligible for pensionary benefits in their parent department. However, such persons shall be governed by the provisions of NPS”	“In all cases of absorption, the absorbed employees shall be appointed in RERC and they shall be eligible for the benefits of old Pension Scheme as amended by State Government from time to time”

By Order of the Commission

(H. Khurana)
Secretary (I/C)