

**HARYANA ELECTRICITY REGULATORY COMMISSION, PANCHKULA**

**Notification**

**The 1<sup>st</sup> August, 2014**

**Regulation No. HERC/06/2004/2<sup>nd</sup> Amendment/2014:-**In exercise of the powers conferred by sub-section (1) of Section 92 read with section 181(2) (zl) of the Electricity Act, 2003, (Act 36 of 2003) and further read with sub-section (2) of Section 9 and Section 54 of the Haryana Electricity Reform Act, 1997 (Act 10 of 1998), the Haryana Electricity Regulatory Commission hereby makes the following Regulations further to amend the Haryana Electricity Regulatory Commission (Conduct of Business) Regulations, 2004 hereafter referred to as “the Principal Regulations” namely:-

**1. Short title and commencement: -**

- (1) These Regulations may be called the Haryana Electricity Regulatory Commission (Conduct of Business) (2nd Amendment), Regulations, 2014.
- (2) They shall be deemed to have come into force on the date of their publication in the Haryana Government Gazette.

**2. Amendment of Regulation 78 of the Principal Regulation—**The regulation 78 of the Principal Regulation is substituted with the following regulation-

**“Review of the decisions, directions, and orders”**

- 78 (1) All relevant provisions relating to review of the decisions, directions and orders as provided in the Code of Civil Procedure 1908, as amended from time to time, shall apply mutatis mutandi for review of the decisions, directions and order of the Commission.
- (2) No application for review shall be considered unless an undertaking has been given by the applicant that he has not preferred appeal against the decision, direction, or order, sought to be reviewed, in any Court of Law.
  - (3) No application for review shall be admitted/ considered unless an undertaking has been given by the applicant that in case he files an appeal of the decision, direction or order of which review is pending adjudication, he shall immediately inform the Commission regarding the fact of filing the appeal.

**3. Quorum of the Commission-** The regulation 20(a) is added in the Principal Regulation-

With regard to the quorum, if there is only Chairman or one Member of the Commission available and there exist vacancies for the remaining posts, then the quorum also for proceedings of the Commission shall be one.

**By Order of the Commission**

**Secretary, HERC**