

# CENTRAL ELECTRICITY REGULATORY COMMISSION

## LICENCE TO TRADE IN ELECTRICITY AS AN ELECTRICITY TRADER

No. 3/ Trading/CERC

Dated : 30th June, 2004

1. The Central Electricity Regulatory Commission (hereinafter referred to as "the Commission"), in exercise of the powers conferred under Section 14 of the Electricity Act, 2003 (36 of 2003) (hereinafter referred to as 'the Act'), hereby grants this licence as a Category 'F' trader to Power Trading Corporation of India Limited, (hereinafter referred to as "the licensee") to trade in electricity as an electricity trader in the whole of India subject to the terms and conditions contained in the Act, (in particular, Sections 17 to 22 thereof, both inclusive), the Rules made by the Central Government (hereinafter referred to as "the Rules") and the Regulations specified by the Commission from time to time (hereinafter referred to as "the Regulations"), including statutory amendments, alterations, modifications, re-enactments thereof, which shall be read as part and parcel of this licence.
2. The trading margin in the inter-state trading of electricity, fixed by the Commission, if considered necessary, shall apply to the licensee.
3. This licence is not transferable, except in accordance with the provisions of the Act, the Rules and the Regulations.
4. (1) The licensee shall not without prior approval of the Commission-
  - (a) undertake any transaction to acquire by purchase or take over or otherwise, the utility of any other licensee; or
  - (b) merge its utility with utility of any other licensee.(2) The licensee shall not at any time assign its licence, or transfer its utility, or any part thereof, by sale, lease, exchange or otherwise without the prior approval of the Commission.
- (3) Any agreement relating to any transaction referred to in sub-clause (1) and sub-clause (2) unless made with the approval of the Commission, shall be void.
5. The grant of this licence to the licensee shall not in any way hinder or restrict the right of the Commission to grant a licence to any other person within the same area for trading in electricity as an electricity trader. The licensee shall not claim any exclusivity.
6. This licence shall commence on the date of its issue and unless revoked earlier, shall continue to be in force for a period of 25 (twenty five) years from the date of its issue.
7. The licensee may with prior intimation to the Commission, engage in any business for optimum utilisation of its assets:

Provided that the licensee shall not engage in the business of transmission of electricity.
8. Unless otherwise specified by the Commission, the licensee shall pay annual licence fee of Rs. fifteen lakh, and licence fee for a part of the year shall be paid on *pro rata* basis, rounded off to the nearest hundred rupees.

For the purpose of this clause, the "year" means a period of twelve months from 1st April of a calendar year to 31st March of the following calendar year.
9. The provisions contained in Sections 19 to 22, both inclusive, of the Act shall apply to the licensee with regard to revocation of licence and sale of his utility.
10. The licensee shall supply such information as may be called for by the Commission from time to time.

  
(A.K. SACHAN)  
Secretary