

REGISTERED No.  $\frac{M - 302}{L.-7646}$

**The Gazette**  **of Pakistan**

**EXTRAORDINARY  
PUBLISHED BY AUTHORITY**

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**ISLAMABAD, THURSDAY, APRIL 14, 2011**

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PART II

**Statutory Notifications (S. R. O.)**

GOVERNMENT OF PAKISTAN

**NATIONAL ELECTRIC POWER REGULATORY AUTHORITY  
ELIGIBILITY CRITERIA FOR CONSUMERS OF  
DISTRIBUTION COMPANIES, 2003**

NOTIFICATION

*Islamabad, the 14th April, 2011*

**S. R. O. 308(I)/2011.**— Pursuant to Section 21 (2) (b) of the Regulation of Generation, Transmission and Distribution of Electric Power Act, 1997 (XL of 1997), the National Electric Power Regulatory Authority is pleased to further amend the eligibility criteria for a non-discriminatory provision of distribution service and sale of electric power to all the consumers within the service territory of a distribution company.

WHEREAS it is expedient to add, insert and modify some regulations in the National Electric Power Regulatory Authority Consumer Eligibility Criteria, 2003, notified *vide* S.R.O. 743(I)/2003 dated 26th July, 2003 and amended *vide* S.R.O. 52(I)/2009 dated 20th July, 2009 for the purposes hereinafter appearing;

AND WHEREAS the National Electric Power Regulatory Authority intends to lay down the procedure for acquiring Sponsored Dedicated Distribution System and extension of Common Distribution System in the public interest;

(1273)

[318(2011)/Ex. Gaz.]

Price : Rs. 03.00

NOW THEREFORE the National Electric Power Regulatory Authority is pleased to make and notify the following regulations:—

1. **Short title and commencement.**— (1) These regulations may be called the National Electric Power Regulatory Authority Consumer Eligibility Criteria (Amendment) Regulations, 2011.

(2) These regulations shall come into force at once.

2. **Amendment in regulation 2 of the NEPRA Consumer Eligibility Criteria, 2003.**— (1) In regulation 2 after clause (v), the following definition shall be inserted:

“(vA) “Housing Society” means a society registered with the Registrar, Co-operative Societies duly approved by the concerned Local Municipal Authority;”

(2) The full stop at the end of clause (vii) of regulation 2 shall be deleted and a semi colon shall be inserted, thereafter the following new clauses shall be inserted:

“(viii) “Sponsor” means a person, entity, Government development agency, developer of real estate or a Housing Society situated within the service territory of a DISCO and which sponsors the development of a Sponsored Dedicated Distribution System for the supply of power in a specified area or a specified group of Consumers;

(ix) “Sponsored Dedicated Distribution System” means a system to be developed by a Sponsor for an area where a Common Distribution System does not exist and is required to be developed for provision of electric services.”

3. **Insertion of new regulation 4A in Part II of the NEPRA Eligibility Criteria, 2003.**— After regulation 4, the following new regulation shall be inserted:—

“4A. **Development of a Sponsored Dedicated Distribution System.**—

(1) Where a Common Distribution System does not exist and a Sponsored Dedicated Distribution System is required to be developed for the supply of power for the sole consumption of a specified area or a specified group of consumers, the Sponsored Dedicated Distribution System shall be developed either by the Sponsor itself as per the approved standards of the distribution company or through the

concerned distribution company subject to mutually agreed terms and conditions.

(2) The Sponsored Dedicated Distribution System other than service wire and meter may be converted into Common Distribution System on the request of the sponsor. In such case, the distribution company shall take over the system for its operation and maintenance purpose and thereby the augmentation and extension shall be carried out by the distribution company without any charges from the Sponsor. Notwithstanding conversion of such system into Common Distribution System, it shall not form part of the assets of the distribution company, therefore, the distribution company shall not be obliged to reimburse the cost of the Sponsored Dedicated Distribution System to the Sponsor.

(3) A distribution company shall have the right to change the Sponsored Dedicated Distribution System into Common Distribution System in the best public interest subject to compensation for the system to the Sponsor as mutually agreed between the Sponsor and the distribution company or in case of disagreement the distribution company shall refer the matter to the Authority for decision.

(4) The Sponsor may be engaged in the business of distribution of electricity within the Sponsored Dedicated Distribution System, subject to the consent of concerned distribution company and fulfillment of other legal requirements such as obtaining a licence and determination of tariff from the Authority. In case the consent is refused by the distribution company and the Authority considers it appropriate and beneficial for the consumers, it may take action as per procedure laid down in regulation 10 of the National Electric Power Regulatory Authority Licensing (Application Modification Procedure) Regulation, 1999.

SYED SAFEER HUSSAIN,  
*Registrar.*