

Jan
31/3/17

**GOVERNMENT OF ODISHA
DEPARTMENT OF ENERGY**

Notification

No.R&R-10/2017 2526 /En, Dt 31/3/2017.

In exercise of the powers conferred by sub-section (1) of section 162 and sub-section (o) of section 180 of the Electricity Act, 2003, (36 of 2003), the State Government do hereby make the following rules for Qualifications, Powers and Functions of Chief Electrical Inspector and Electrical Inspectors.

1. Short title and commencement.— (1) These rules may be called the Odisha (Qualifications, Powers and Functions of Chief Electrical Inspector and Electrical Inspectors) Rules, 2017.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions.— (1) In these rules, unless the context otherwise requires,—

- (a) “Act” means the Electricity Act, 2003;
- (b) “Appellate Authority” in respect of an appeal against the order of an Electrical Inspector, means the Chief Electrical Inspector and in respect of an appeal against the order of the Chief Electrical Inspector means, the State Government;
- (c) “Inspector” means a Chief Electrical Inspector or Electrical Inspector, as the case may be;
- (d) “Private entity” means any entity that is not a unit of Government, including but not limited to a corporation, partnership firm, company or non-profit organization; and
- (e) “Section” means section of the Act;

(2) Words and expression used and not defined in these rules but defined in the Electricity Act, 2003 (36 of 2003), and the Odisha Electricity (Duty) Act, 1961 shall have the meanings respectively assigned to them in those Acts.

3. Applicability of rules.— These rules shall apply in respect of followings, namely:—

- (a) a generating or transmission or distribution utility or company wholly or partly owned by the State Government;
- (b) State Load Despatch Centre ;
- (c) any works or electrical installation belonging to the State Government or under its control; and
- (d) any work or electrical installation belonging to private entity inside the State except the works or installations covered under the Qualifications, Powers and Functions of Chief Electrical Inspector and Electrical Inspectors Rules, 2006.

4. Qualification for Chief Electrical Inspector.— No person shall be appointed to be a Chief Electrical Inspector unless,—

- (a) he possesses a degree in Electrical Engineering or its equivalent from a recognized University or Institution; and
- (b) he has been regularly engaged for a period of at least twenty years in the practice of electrical engineering of which, not less than two years, have been spent in an electrical or mechanical engineering workshop or in generation or transmission or distribution of electricity, or in the administration of the Act and rules made thereunder, in a position of responsibility.

5. Qualifications for Electrical Inspectors.— (1) No person shall be appointed to be an Electrical Inspector unless,—

- (a) he possesses a degree in Electrical Engineering or its equivalent from a recognized University or Institution; and
- (b) he has been regularly engaged for a period of at least three years in the practice of electrical engineering, of which not less than one year has been spent in an electrical or mechanical engineering workshop or in generation or transmission or distribution of electricity, or in the administration of the Act and rules made thereunder, in a position of responsibility.

(2) The person appointed as Electrical Inspector shall undergo such training as the State Government may consider it necessary for the purpose and such training shall be completed to the satisfaction of the State Government.

6. Powers of the Chief Electrical Inspector and Electrical Inspector.— The Chief Electrical Inspector and the Electrical Inspector shall have powers to inspect the works and electrical installations in their area in respect of which, they have been directed by the State Government to exercise their powers and perform their functions under sub-section (1) of the section 162 of the Act.

7. Powers of entry and inspection.— For carrying out inspections as referred to in rule 6,—

- (a) the Inspector may enter, inspect and examine any place, carriage or vessel in which he has reasons to believe that there is any appliance or apparatus used in the generation, transmission, transformation, conversion, distribution or use of energy and may carry out tests therein;
- (b) every supplier, consumer, owner and occupier shall afford all reasonable facilities to any such Inspector to make such examinations and tests as may be necessary to satisfy himself as to the due observance of the safety regulations as specified in the Central Electricity Authority (Measures relating to Safety and Electric Supply) Regulations, 2010;
- (c) a supplier of the electricity may be required by the Inspector to submit to him a list of all persons supplied with energy by him, the addresses at which such energy is supplied, the month of connecting services, the voltage of supply, the connected load and the purpose of supply;

- (d) every licensee and every owner of a generating station shall, if required so to do by an Inspector, provide reasonable means for carrying out all tests, specified under the Act or regulations made thereunder, of the appliances or apparatus used for the supply or use of energy by him, as the case may be ; and
- (e) upon such inspection, the Inspector may serve an order, within fifteen days from the date of such inspection, in Form A, to any licensee, consumer, owner or occupier, calling upon him to comply with any specified regulation and the person so served shall thereupon comply with the order within the period specified therein, and shall report in writing to the Inspector serving the order mentioning therein as to when the order has been complied with:

Provided that, if, within the period specified in the aforesaid order, an appeal is filed against the order by the person on whom such order has been served, the appellate authority may suspend its operation pending the decision of the appeal.

8. Appeals.— (1) An appeal against an order made under these rules shall lie,—

- (a) if the order is made by an Electrical Inspector, to the Chief Electrical Inspector;
- (b) if the order is made by a Chief Electrical Inspector, to the State Government.

(2) In the case of an order of Chief Electrical Inspector on an appeal preferred to him under clause (a) of sub-rule (1), a further appeal shall lie to the State Government.

(3) Every appeal made under sub-rule (1) shall be in writing and shall be accompanied by a copy of the order appealed against and shall be presented within three months of the date on which such order has been served or delivered, as the case may be.

(4) An appeal shall be disposed of within ninety days from the date of receipt of the appeal.

FORM A

FORM OF ORDER
[See rule 7(e)]

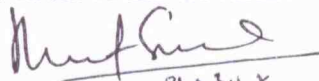
To

1. Whereas the installation was inspected on and whereas it appears to me that you have not complied with the Rules made under sub-section (1) of section 162 of the Electricity Act, 2003 and the Central Electricity Authority (Measures relating to Safety and Electric Supply) Regulations, 2010 in the following respect (particulars to be given where necessary), namely you are hereby called upon to comply with the rules and the regulations (s) stated above on or before day of and to report compliance in writing to me.

2. An appeal may be filed against this order under rule 8 of the aforesaid Rules, within three months of the date on which this order is served on you but this order must be complied with, notwithstanding such appeal, unless the appellate authority on or before the date specified in the paragraph above, suspends its operation.

at
Dated the day of

Signature
Chief Electrical Inspector or
Electrical Inspector

By order of the Governor

21.03.17
Commissioner-cum-Secretary
to the Government

Memo No. 2527 /En., Dt. 31/3/2017

Copy forwarded to the Director, Printing, Stationary & Publication, Odisha, Madhupatna, Cuttack for information and necessary action.

He is requested to publish this notification in the next issue of Extra Ordinary Gazette and supply 300 copies to this Department for further action.


31/3/2017
Additional Secretary to Govt.

Memo No. 2528 /En., Dt. 31/3/2017

Copy forwarded to the PS to the Hon'ble Minister, Energy/ Sr. PS to the Commissioner-cum-Secretary for kind information of the hon'ble Minister, Energy/ Commissioner-cum-Secretary.


Additional Secretary to Govt.

Memo No. 2529 /En., Dt. 31/3/2017

Copy forwarded to All Department/All Heads of Department/All RDCs/All Collectors/CMD,GRIDCO/OPTCL/ ~~ERC~~ (El.)-cum-PCEI(O),Bhubaneswar/Secretary, OERC, Bhubaneswar/ MD, OPGC/Director, OHPC/CEO, OTPCL/ CEO, CESU/AOs, NESCO/WESCO/SOUTHCO/ All Officers/All D.Os/S.Os/Computer Section of Energy for information and necessary action.


Additional Secretary to Govt.

Memo No. 2530 /En., Dt. 31/3/2017

Copy forwarded to the Head Portal Group, IT Centre, Bhubaneswar for information and necessary action.

They are requested to take necessary steps for publication the information on the website of Energy Dept. today itself.


Additional Secretary to Govt.