

**No. 23/22/2019-R&R (Part-4A)**  
**Government of India**  
**Ministry of Power**

Shram Shakti Bhawan, Rafi Marg,  
New Delhi, 25<sup>th</sup> October, 2024

To,

1. Secretary, MNRE, New Delhi
2. Chairperson, Central Electricity Authority, Sewa Bhavan, R.K. Puram, New Delhi
3. Secretary, Central Electricity Regulatory Commission (CERC), New Delhi
4. Principal Secretaries/Secretaries (Power/Energy) of all State Governments/UTs
5. Secretaries of All State Electricity Regulatory Commissions/JERCs.
6. Chairman/CMDs of all PSUs under administrative control of Ministry of Power
7. CMD, SECI, New Delhi
8. CMDs/MDs of Discoms/Gencos of all State Governments
9. CMD, IEX LTD New Delhi & MD/CEO, PXIL , Mumbai
10. DG, Association of Power Producers, New Delhi.
11. President, FICCI, House No. 1, Tansen Marg New Delhi
12. President, CII, New Delhi
13. President, PHDCCI, New Delhi
14. ASSOCHAM, Chanakyapuri, New Delhi
15. Member, PRAYAS Energy Group, Pune
16. DG, Electric Power Transmission Association (EPTA), New Delhi
17. Chairman Indian Wind Power Association, New Delhi
18. Chairman, Indian Wind Turbine Manufacturers Association, New Delhi
19. Director General, National Solar Energy Federation of India (NSEFI), New Delhi
20. DG, Solar Power Developers Association.

**Subject: Draft Electricity (Late Payment Surcharge and Related Matters) (Amendment) Rules, 2024- Reg.**

Sir/Madam,

I am directed to forward herewith Draft Electricity (Late Payment Surcharge and Related Matters) (Amendment) Rules, 2024 with request to provide your comments, if any, to this Ministry within 30 days from the date of issuance of this letter i.e. by 23.11.2024. The comments in word file may also be emailed at [rr1-mop@gov.in](mailto:rr1-mop@gov.in).

2. This issues with the approval of Competent Authority.

Encl: as above

Yours faithfully,

  
25/10/2024

(Manish Khorwal)

Section Officer

Ph: 011-2373 0265

**Copy for information to:** PS to Hon'ble Minister for Power, APS to MoSP, Sr. PPS to Secy (P), Sr. PPS to AS (P), PSO to CE (R&R), Ministry of Power.

**Copy to:** Technical Director, NIC Cell for uploading on MOP's website under "Current Notices" with the heading of "**Seeking comments on draft Electricity (Late Payment Surcharge and Related Matters) (Amendment) Rules, 2024.**"

[To be published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (i)]

GOVERNMENT OF INDIA

MINISTRY OF POWER

**NOTIFICATION**

New Delhi, the ..... September, 2024

G.S.R. .... (E). – In exercise of the powers conferred by sub-section (1) of section 176 of the Electricity Act, 2003 (36 of 2003), the Central Government hereby makes the following rules to amend the Electricity (Late Payment Surcharge and Related Matters) Rules, 2022, namely:

1. (1) These rules may be called the Electricity (Late Payment Surcharge and Related Matters) (Amendment) Rules, 2024.

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

2. In the Electricity (Late Payment Surcharge and Related Matters) Rules, 2022 (hereinafter referred to as the “said rules”), in rule 1, the following shall be substituted namely:

“(3) These rules shall be applicable to outstanding dues of generating companies, transmission licensees and electricity trading licensees.”

3. In rule 5 of the said rules, after sub-rule 5, the following sub-rule shall be inserted namely:

“(6) Any outstanding dues not communicated by the distribution licensee and arising from court orders issued after the enforcement of the Principal Rules shall be settled in accordance with the procedure outlined in the court order.

Provided that if the court order does not specify a settlement procedure, the dues shall be rescheduled as per sub-rule (1) of Rule 5.

Provided further that:

(a) If the court order was issued after these rules came into effect, the reference date under sub-rule (2) of rule (5) shall be the date of the court order.

(b) If the court order was issued before these rules, the reference date under sub-rule (2) of rule (5) shall be the date of the enforcement of these rules.

Provided also that the distribution licensee shall communicate the repayment schedule within ninety (90) days from the reference date.”

[File No. 23/22/2019-R&R]

(Srikant Nagulapalli)

Additional Secretary to the Govt. of India