



GOVERNMENT OF KERALA

Power (A) Department

NOTIFICATION

G.O.(P) No. 23/2013/PD

Dated, Thiruvananthapuram, 20th May, 2013

S.R.O. No. 425/2013. – In exercise of the powers conferred by sub-section (1) of section 162 read with clause (O) sub-section (2) of section 180 of the Electricity Act, 2003 (Central Act 36 of 2003), the Government of Kerala hereby make the following rules prescribing the powers and functions of Chief Electrical Inspector and Electrical Inspectors, namely:—

RULES

1. **Short title commencement and applicability.**—(1) These rules may be called the Kerala Chief Electrical Inspector and Electrical Inspectors (Powers and Functions) Rules, 2013.
 - (2) They shall come into force at once.
 - (3) These rules shall apply to the whole of the State of Kerala in respect of any electrical work or electrical installations other than the installations belonging to or under the control of Central Government.
2. **Definitions.**—(1) In these rules, unless the context otherwise requires,—
 - (a) "Act" means the Electricity Act, 2003 (Central Act 36 of 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 Government of Kerala;
 - (c) "Inspector" means a Chief Electrical Inspector or Electrical Inspectors as the case may be;
 - (d) "Regulation" means the Central Electricity Authority (Measures Relating to Safety and Electric Supply) Regulations, 2010.
 - (2) Words and expressions used and not defined these rules but defined in the Act shall have the meanings respectively assigned to them in the Act.
3. **Powers of the Inspector.**—The Inspector shall have powers to inspect all the electrical works and electrical installations in the area in respect of which, the Inspector has been directed by the State Government to exercise the powers and perform functions under sub-section (1) of section 162 of the Act.
4. **Officers to assist the Inspector.**—The Inspector may be assisted by such officers as the Government may from time to time appoint.
5. **Powers of entry and inspection.**—(1) The Inspector or any officer appointed to assist an Inspector under rule 4 may enter, inspect and examine any place, carriage or vessel in which he has reason 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 test therein.
 - (2) Every licensee, consumer, owner and occupier shall afford at all times all reasonable facilities to any such Inspector or officer to make such examinations and test as may be necessary to satisfy himself as to the due observance of the safety regulations as specified by the Authority under section 53 of the Act and by the Kerala Chief Electrical Inspector and Electrical Inspectors (Qualification, Powers and Functions) Rules, 2013.
 - (3) Every licensee and every owner of a generating' station shall, if required so to do by an Inspector or any officer appointed to assist him, 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.
 - (4) An Inspector may serve an order of such inspection in the form prescribed in the Annexure to any licensee, consumer, owner or occupier, directing him to comply with the specified rule or 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 in compliance of the order:
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 the operation of the order pending the decision of the appeal.

- (5) In the event of failure of the owner of any installation to rectify the defects in the installation pointed out by the Inspector or by any officer appointed to assist him in the form prescribed in the Annexure within the period specified therein, such installation shall be liable to be disconnected under the directions of the Inspector after serving the owner of such installation a notice for not less than forty eight hours:
Provided that the installation shall not be disconnected in case an appeal is made within the period specified in the aforesaid order and the appellate authority has suspended its operation pending the decision of the appeal.
- (6) Notwithstanding the provisions of this rule, the consumer shall at all times be solely responsible for the maintenance of his installation in such condition as to be free from danger.
6. **Submission of records.**—An Inspector or any officer appointed to assist him may require a licensee or an owner to submit him for examination, any records of tests made in connection with his works and the licensee or owner shall comply with such requisition. A licensee or owner may require the Inspector or any other officer appointed to assist him to furnish any records of tests made by such officer and he shall comply with such requisition.
7. **List of consumers.**—An Inspector or any other officer appointed to assist him may require the licensee to submit to him a list of all persons to whom he supplies energy, the addresses at which the energy is supplied, the date of connecting services, the voltage of supply, the connected load and the purpose of supply and the name of contractor carrying out the installation work, and the licensee shall be bound to provide it.
8. **Installation and Testing of Generation Units.**—Where any consumer or occupier installs a generating plant, he shall give a thirty days' notice of his intention to commission the plant to the licensee as well as the Inspector:
Provided that no consumer or occupier shall commission his generating plant without the approval in writing of the Inspector.
9. **Fees of inspection and other services.**—(1) The Government may collect such fee for testing and inspection and generally for the services of Inspectors or any other officer appointed to assist him, as it may from time to time by general or special orders direct.
(2) Fee for every inspection under regulation 30 of the Central Electricity Authority (Measures Relating to Safety and Electric Supply) Regulations, 2010 shall be payable by the owner of the installation in advance and in the event of failure of payment of fee the electric supply to such installation shall be liable to be disconnected under the direction of the Inspector. Such disconnection, however, shall not be made by the licensee without giving to the consumer seven clear days notice in writing of his intention to do so.
10. **Appeals-** (1) An appeal against an order served under these rules shall lie,—
(a) if the order is served by an Electrical Inspector, to the Chief Electrical Inspector;
(b) if the order is served by 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 be accompanied by a copy of the order appealed against and shall be preferred within three months from the date on which such order has been served or delivered, as the case may be.
(4) An appeal shall be disposed off within ninety days from the date of receipt of the appeal.

Annexure

[Under Sub-rule (4) of Rule 5]

ORDER

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 and the regulations made under section 53 of the Electricity Act, 2003 in the following respect (particulars to be given where necessary) namely. you are hereby called upon to comply with the said rule(s)/rcgulation(s) on or before day of and to report compliance in writing to me:

2. An appeal may be filed against this order under rule 10 of the rules, within three months of the date on which this order is served or delivered but this order must be complied with, notwithstanding such appeal unless the appellate authority on or before the date specified in paragraph above, suspends its operation.

Date at theday of.

Signature

Chief Electrical Inspector/Electrical Inspector

By order of the Governor,

M.SIVASANKAR,

Secretary to Government

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

Sub-section (1) of section 162 of the Electricity Act, 2003 (Central Act 36 of 2003) empowers the Government to make rules prescribing the powers and functions to be exercised by the Chief Electrical Inspector and Electrical Inspectors appointed under the said section. Hence the Government have decided to make rules prescribing the powers and functions of the Chief Electrical Inspector and Electrical Inspectors accordingly.

The notification is intended to achieve the above object.
