

## DELHI ELECTRICITY REGULATORY COMMISSION

Viniyamak Bhavan, C-Block, Shivalik, Malviya Nagar, New Delhi-110017

### **Delhi Electricity Regulatory Commission (Consumer Grievance Redressal Forum and Ombudsman) Regulations, 2011.**

No. 11(29)/DERC/2003-04/1265 In exercise of the powers conferred on the Commission, by Section 181 read with sub-section (5) to (7) of Section 42 of the Electricity Act 2003 (36 of 2003) and all powers enabling it in that behalf, the Delhi Electricity Regulatory Commission hereby frames the following Regulations, namely:

**1. Short title** These Regulations may be called the Delhi Electricity Regulatory Commission (Consumer Grievance Redressal Forum and Ombudsman) Regulations, 2011.

#### **2. Commencement and application**

- i. These Regulations shall be applicable to all Distribution & Retail Supply Licensees.
- ii. These Regulations shall extend to all the areas under the jurisdiction of the Commission.
- iii. These shall come into force on the date of their publication in the official Gazette.

#### **3. Definitions**

In these guidelines, unless the context otherwise requires:-

- (a) "Act" means the Electricity Act, 2003;
- (b) "Chairperson" and "member" shall mean the Chairperson of the Forum and the member, respectively and unless the context otherwise requires, the expression 'member' shall also include the Chairperson;
- (c) "Commission" means Delhi Electricity Regulatory Commission;
- (d) "complainant" means—
  - (i) a consumer; or
  - (ii) an applicant for a new electricity connection;
  - (iii) any consumer association registered under the Companies Act, 1956 (1 of 1956) or under any law relating to registration of societies and /or Charitable institutions or under any other law for the time being in force; or
  - (iv) any unregistered association or group of consumers, having common or similar interests;
  - (v) in case of death of a consumer, his legal heirs or authorised representatives;
  - (vi) Any other person claiming through or authorized by or acting as agent for the consumer and affected by the services or business carried out by the distribution licensee.
- (e) "complaint" means any grievance in writing made by a complainant that—
  - (i) an unfair practice has been adopted by the distribution licensee in providing electricity service;
  - (ii) the electricity services hired or availed of or agreed to be hired or availed of by him suffer from defect or deficiency in any respect;
  - (iii) a distribution licensee has charged or recovered for electricity services mentioned in the complaint, a price or charge in excess of the price or charge fixed by the Commission;

- (iv) electricity services which are hazardous to life and safety when availed, are being offered for use to the public in contravention of the provisions of any law for the time being in force or of any license ;
- (v) violation of any law or terms and conditions of license requiring the distribution licensee to display the information in regard to the manner or effect of use of the electrical services;
- (vi) breach of any obligation by the distribution licensee which adversely affects any consumer;
- (g) “consumer” any person who is supplied with electricity for his own use by a licensee or the Government or by any other person engaged in the business of supplying electricity to the public under this Act or any other law for the time being in force and includes any person whose premises are for the time being connected for the purpose of receiving electricity with the works of a licensee, the Government or such other person, as the case may be;
- (h) “consumer grievance” means a complaint/protest/objection filed by the Consumer;
- (i) “distribution licensee” means a licensee authorised to operate and maintain a distribution system for supplying electricity to the consumers in his area of supply;
- (j) “defect” means any fault, imperfection or shortcoming in the quality, quantity, or standard of service, equipment or material which is required to be maintained by or under any law for the time being in force or under any contract, express or implied, or under any license or as is claimed by the distribution licensee in any manner whatsoever in relation to electricity service;
- (k) “deficiency” means any fault, imperfection, shortcoming or inadequacy in the quality, nature and manner of performance which is required to be maintained by or under any law for the time being in force or under any license or has been undertaken to be performed by distribution licensee in pursuance of a contract or otherwise in relation to electricity service or performance standard; viz Interruption/ failure of Power supply, Voltage complaints, metering problems including meter shifting, charges/ payments (billing problems), disconnection/reconnection of power supply to the consumer, new connections/extensions in load, notice of supply interruptions, violations of Electricity Supply Code, contravention of Act, rules or regulations made there under with regard to consumer interest;
- (l) In particular and without prejudice to the generality of the term the “electricity service” means supply, billing, metering & maintenance of electrical energy to the consumer and all other attendant sub-services etc;
- (m) “Forum” means ‘Forum for redressal of consumer grievances’ constituted by distribution licensee under section 42 (5) of the Electricity Act, 2003;
- (n) “Ombudsman” means an authority appointed/designated by the Commission, under sub-section (6) of Section 42 of the Act;
- (o) “Commission” means the Delhi Electricity Regulatory Commission;
- (p) Words and expressions used and not defined in these Regulations but defined in the Electricity Act, 2003 (36 of 2003) or in the Delhi Electricity Reform Act, 2000 or in the Consumer Protection Act, 1986 (68 of 1986) shall have the meanings respectively assigned to them in these Acts and in case of any conflict, the meaning assigned in the Electricity Act, 2003 shall prevail.

## CHAPTER I – FORUM FOR REDRESSAL OF GRIEVANCES OF THE CONSUMERS

### 4. Constitution of forum for redressal of grievances of the consumers

(1) Every distribution licensee, shall within six months from the appointed date or grant of licence, whichever is earlier, establish one or more Forums for redressal of consumer grievances in accordance with these Regulations. The Forum shall be independent of the Commission and distribution licensee.

(1A) The Commission shall decide appropriate number of forums for each distribution Licensees to ensure adequacy of number of forums to consider all matters and direct the distribution licensee to establish such number of Forums.

(2) Forum shall consist of not more than three members including the Chairperson of the Forum. The Commission shall invite applications for selection of Chairman and Members of the Forum and may prepare a panel of persons who are eligible according to the qualifications hereinafter prescribed and shall appoint them on behalf of the distribution licensee.

(3) No person shall be eligible to be appointed to the Forum within two years of his retirement if, immediately before such retirement, he has been in the service of a distribution licensee or in the holding company or subsidiary of such holding company of a distribution licensee.

4) No person shall be appointed to the Forum or continue to be a member if he suffers from any of the disqualifications mentioned in Regulation 5 (2) or if he has reached the age of 65.

Provided that the above change in age limit from the limit prescribed in the “Delhi Electricity Regulatory Commission Guidelines for establishment of Forum for redressal of grievances of the consumers and Ombudsman) Regulations 2003” would not be applicable to the Chairman and Members, who have occupied the position before the date of notification of these Regulations, till the completion of their respective tenure.

(5) No persons shall be eligible to be appointed to the Forum unless he has the following qualifications:

(i) Chairperson of the Forum shall be a person possessing degree in electrical engineering, having served not below the rank of Superintending Engineer and having experience in the distribution of electricity.

(ii) One member shall be a person possessing degree in law and having at least 10 years of experience in legal matters, which preferably includes experience in electricity sector for a period of at least three years;

Provided when the Chairperson of the Forum is unable to discharge the functions owing to absence, illness or any other cause, the member indicated in Regulation 4(5) (ii) shall discharge the functions of the Chairperson, until the day on which the Chairperson assumes office.

(iii) Another member shall be a representative of a registered society or NGO/Consumer Organization having one of its main objectives as consumer protection, with at least 5 years of standing or alternatively the representing member should have five years of experience in consumer related matters.

(6) Subject to clause (4) the term of the members of Forum shall be upto a period of three years from the date of joining the Forum.

- (7) The Commission shall, on behalf of the distribution licensee, for the purpose of appointment of the Chairman and the Members of the Forum, invite applications through public advertisement and after receipt of the applications, shall select a panel of candidates, in order of merit, against each post, through a method as decided by the Commissions on case to case basis.
- (08) Every member of the Forum shall, before entering upon his office, make and subscribe to an oath in such manner and before such authority as the Commission may direct.
- (09) The Chairman and Members appointed shall devote their whole time to the affairs of the Forum. They shall not undertake any other part-time or honorary work.
- (10) The Chairman shall exercise general powers of superintendence and administrative control over his office including Members / Secretary / Staff, and shall be responsible for the conduct of business of the office.
- (11) The Commission shall invite applications, to select and appoint Secretary for the Forum, through an appropriate mode of selection such as Contract basis, Deputation .
- (12) Without prejudice to any other arrangement, the salary and allowances, if any, to be paid to the Chairman, Members and Secretary of the forum shall be paid by the Commission. The distribution licensees as may be determined by the Commission, through a mechanism as specified by the Commission from time to time shall reimburse such expenditure. The Commission may also specify the other terms and conditions of service of the Chairperson and Members of the Forum.
- (13) The distribution licensee shall give wide publicity to the formation of the Forum and shall necessarily obtain a post box number and start a web based complaint registration mechanism, to facilitate easy registration of grievances by consumers.
- (13A) The address of the Forum shall be displayed at all the office(s), website(s) and in the electricity bills of the distribution licensee and wide publicity shall be given in their areas of operation
- (14) The Secretary shall call for the meeting of the Forum to be held at such time and at such place as directed by the Chairperson.
- (15) The Forum shall have sittings at the headquarters of the Forum or at any other place in the distribution licensee's area as may be decided by the Chairperson
- (16) The quorum for the Forum meeting shall be two and each member shall have one vote and in case of equality of votes on any issue or resolution, the Chairperson or as the case may be, the member of the Forum discharging the functions of the Chairperson under Regulation 4(5) (ii) presiding over the meeting shall, in addition, have a casting vote.
- 17) All decisions of the Forum shall be on the basis of majority of the members present and voting
- 18) The Commission shall direct the distribution licensee to provide secretariat and such staff to the forum, identified through the process as specified by the Commission, as it may consider necessary. Without prejudice to any other arrangement that may be made, the Commission may also direct the distribution licensees to make available such

staff for the forum as it considers necessary and the distribution licensees shall promptly comply with such direction. The staff so provided for the forum shall work under the administrative control of the Chairman of the forum for the duration in the forum. No staff member shall continue in the office upon attaining the age of 65 years. However, positions of staff, including that of Secretary, filled under the mode of Deputation, shall be governed by the age limit as specified by the Commission from time to time.

#### **5. Removal of the members**

- (1) No member shall be removed from office except in accordance with the provisions of this Regulation.
- (2) The Commission, by order remove from office any member, if he –
  - (i) has been adjudged an insolvent;
  - (ii) has been convicted of an offence which in the opinion of the appropriate Commission involves moral turpitude;
  - (iii) has become physically or mentally incapable of acting as a member;
  - (iv) has acquired such financial or other interest as is likely to affect prejudicially his functions as a member;
  - (v) has so abused his position as to render his continuance in office prejudicial to the public interest;
  - (vi) has been guilty of proved misbehavior.
- (3) A member shall be liable to be removed from his office in the event of any of the disqualifications mentioned in sub-regulation (1) arising or being discovered:  
Provided that, no member shall be removed from his office on any ground specified in clauses (iv), (v) or (vi) of Sub-Regulation. (2) unless any member or nominee of the Commission, has on an inquiry held by him reported that such member ought on such ground or grounds to be removed.
- (4) No member of the Forum shall be removed without prior approval of the Commission .In case an enquiry as specified in the proviso to the foregoing clause has been conducted, such approval shall be granted only after the Commission has considered the report of such inquiry.

#### **6. Other conditions of appointment**

- (1) The Commission shall be free to consider members of the forum for re-appointment for another term, not exceeding three years, on case to case basis, with duly recorded reasons thereof, subject to fulfillment of the conditions of eligibility and no further re-appointment shall be made.
- (2) Remuneration and other terms of office of the members shall not be varied to the disadvantage of the member after his appointment.

#### **7. Jurisdiction of the forum**

- (1) The Forum shall have the jurisdiction to entertain the complaints filed by the complainants with respect to the electricity services provided by the Distribution Licensee except the grievances arising u/s 126,127,135 to 139, 152 and 161 of the Act and to take up a matter suo-moto if the same fulfils the requirements specified in Regulation clauses (i) to (vi) of sub-regulation (f) of Regulation 3 .

(2) The Forum shall entertain only those complaints where the complainant has approached the appropriate authority of the distribution licensee as prescribed in the complaint handling procedure of the distribution licensee approved by the Commission from time to time and either is not satisfied with the response of the distribution licensee or there is no response within the time prescribed therein or within reasonable time:

The complaint shall be entertained if it is filed before the Forum within three months from the date the consumer exhausted the remedy under the complaint handling procedure or when no action is taken by the authority prescribed in that procedure within the period prescribed therein, from the expiry of such period as aforesaid, whichever is earlier;

Provided further that the Forum may, for reasons to be recorded in writing, entertain a complaint which does not meet the aforesaid requirements;

(3) The Forum shall not entertain a complaint if it pertains to the same subject matter for which any proceedings before any court, tribunal, commission, arbitrator, authority or any other Forum is pending or a decree, award or a final order has already been passed by any competent court, tribunal, commission, arbitrator, authority or forum;

#### **8. Grievance filing**

(1) Every grievance to the Forum must be submitted in writing or through e-mail or website based grievance registration process to the Forum stating;

(a) the name of the individual or the organization, postal address, K No, and telephone number, fax number and the E-mail address (if any) of the complainant;

(b) the name of the office of the origin of complaint, name of the electricity district etc;

(c) a full description of the matter, which is the source of the grievance, including copies of any relevant and supporting documents, if any;

(d) the relief prayed for.

(e) a statement that the matter is not pending before any other court, tribunal, commission, arbitrator, authority or forum.

(2) A copy of response if any from the distribution licensee shall be enclosed.

#### **9. Grievance handling procedure for the forum**

(1) On receipt of the consumer grievance, the Secretary shall make an endorsement on the grievance subscribing his dated initial.

(2) Within 7 days of receipt of a consumer grievance, the Secretary shall send an acknowledgement to the applicant. Consumer grievances received shall be registered and serially numbered for each year, and shall be referred e.g. C.G. No. 1/2002, 2/2003 and so on. A copy of the grievance shall be forwarded simultaneously to the concerned officer of the distribution licensee for redressal or to file objection if any in writing within 10 days, in case the distribution licensee is not agreeable to the request of the complainant.

(3) The employee nominated / authorized in this regard by the distribution licensee or the employee named in the complaint shall furnish the parawise comments on the grievance within 15 days from the date of receipt of the letter from the Forum, failing which the Forum shall proceed on the basis of the material available on record.

(4) The Forum may call for, any record of the distribution licensee or from the complainant relevant for examination and disposal of the grievance and the parties shall be under obligation to provide such information, document or record as the Forum may call for.

(5) On receipt of the comments from the distribution licensee or otherwise and after conducting or having such inquiry or local inspection conducted as the forum may consider necessary, and after affording reasonable opportunity of hearing to the parties, the Forum shall pass appropriate orders for disposal of the grievance, as far as possible, within 60 days of filing the complaint.

Provided also that in the event of grievance being disposed of after the maximum period specified above, the Forum should record in writing, the reasons for the same at the time of disposing the said grievance and inform the Ombudsman.

(6) The proceedings and decisions of the Forum shall be recorded and shall be supported by reasons. The decision/s of the Forum shall be based on the opinion of the majority members of the Forum present and voting. The certified copy of the order of the Forum shall be communicated to the Complainant and distribution licensee in writing within 7 days from the date of order. The distribution licensee shall comply with the order of the Forum within 21 days from the date of issue of the order.

(7) The Forum may, subject to the Regulations made by the Commission in this regard, award such compensation to the complainants as it considers just and appropriate in the circumstances of the case. Such compensation shall be borne by the distribution licensee and would not be allowed in the ARR petition filled by the distribution licensee.

(8) The Forum may issue such interim orders pending final disposal of the complaint as it may consider necessary.

(9) The Forum may settle any complaint in terms of an agreement reached between the parties at any stage of the proceedings before it and there shall be no right of representation before the Ombudsman against such order.

(10) The Forum shall not be bound to follow the procedure prescribed in the Civil Procedure Code 1908(Act 5 of 1908). Subject to these Regulations the Forum may evolve procedure conforming to the principles of fair play and justice for efficient discharge of its functions.

(11) Any complainant aggrieved by orders of the Forum may prefer a representation before the Ombudsman appointed/designated by the Commission.

(12) In case of complaints received through web based registration mechanism, Clauses 9(1) and 9(2) would be applicable in such manner, as prescribed by the Commission.

## **10. Reasoned Orders**

Every Order made by the Forum shall be a Reasoned Order and signed by the members conducting the proceedings. Where the members differ on any point or points, the opinion of the majority shall be the Order of the Forum. The opinion of the minority shall however, be recorded and form part of the Order.

## **11. Orders of the Forum to be binding**

Subject to the right of the representation before the Ombudsman specified in these Regulations, the Orders of the Forum shall be binding on the consumers and the distribution licensee.

## **12 Inspection of records and supply of certified copies**

(1) The consumer and the distribution licensee may obtain certified copies of the Orders, decisions, directions and reasons in support thereof given by the Forum in respect of the complaint.

(2) Any person may obtain copy of the Orders of the Forum subject to payment of such fee and after complying with such other terms, which the Forum may specify.

## **13 Reports and Returns to be submitted by the Forum**

(1) The Forum will keep a record of consumer grievances reported to it and the results thereof.

(2) The Forum shall submit monthly and quarterly report on disposal of grievances and yearly report containing a general review of the activity of the Forum to the distribution licensee, Commission and Ombudsman. The report should be submitted within 15 days of the close of the month and the quarter and within 45 days of the close of the year as per the format prescribed by the Commission from time to time.

(3) Without prejudice to any other arrangement, the salary and allowances to be paid to the Chairman, Members and the staff and all other expenses to be incurred in connection with this office and establishment shall be borne by the distribution licensee as per the budget approved by the Commission.

## **CHAPTER II - REDRESSAL OF GRIEVANCES BY OMBUDSMAN**

### **14. Appointment of Ombudsman**

The Commission shall designate or appoint a person to be known as Ombudsman to carry out the functions entrusted to him by the Act and these Regulations. The Commission may appoint more than one Ombudsman if so deemed necessary. The Commission shall, for the purpose of appointment of the Ombudsman, invite applications through public advertisement and after receipt of the applications, shall select a panel of candidates, in order of merit, against each post, or through a method as decided by the Commission on case to case basis.

### **15. Qualifications, terms of appointment and removal of Ombudsman**

(1) (a) The Ombudsman shall be a person of integrity and repute and standing in any of the areas of law, management, engineering, finance, commerce, public administration or in non-government organizations.

(b) Ombudsman shall be appointed from among such persons who have served at the level of the Secretary to the Govt. of NCT of Delhi or equivalent and in case of the persons having served in any public or private sector

undertaking or an NGO, whose level of experience, in the opinion of the Commission, can be treated as comparable to the aforesaid.

(c) No person shall be eligible to be appointed as Ombudsman within two years of his retirement if, immediately before such retirement, he has been in the service of a distribution licensee or in the holding company or subsidiary of such holding company of such distribution licensee.

(2) The appointment of Ombudsman shall be for a period of three years.

(3) The Ombudsman appointed under sub-clause (1) shall devote his whole time to the affairs of his office. He shall not undertake any other part-time or honorary work.

(4) The Ombudsman shall be paid such salary and allowances as the Commission may by order, decide.

(5) The Ombudsman shall, before entering upon his office, make and subscribe to an oath in such manner and before such authority as the Commission may specify.

(6) The conditions mentioned in Regulation 4 regarding age and the other terms and conditions of appointment of the Chairperson & Members of the Forum specified in Regulation 6 shall, mutatis mutandis apply to the appointment of the Ombudsman.

(7) The Commission may, by order in writing, remove the Ombudsman from his office on the grounds and in the manner specified in Regulation 5.

(8) The Commission shall invite applications through public advertisement for appointment of the Ombudsman.

#### **16. Location of office and temporary headquarters**

The office of the Ombudsman shall be located at such place as may be specified by the Commission. In order to expedite disposal of complaints, the Ombudsman may hold sittings at such other places within his area of jurisdiction as he may consider necessary.

#### **17. Staff**

The Commission shall provide secretariat and staff which includes a Secretary, an Advisor (Engineering) and an Advisor (Law) to the Ombudsman, with appropriate qualifications and experience, and other necessary terms and conditions, it may consider necessary from time to time. Without prejudice to any other arrangement that may be made, the Commission may also direct the distribution licensees to make available such staff for the Ombudsman as it considers necessary and the distribution licensees shall comply with such direction/order. The staff so provided shall work under the administrative control of the Ombudsman. No staff member can continue in the office upon attaining the age of 65 years. The Commission may also specify the other terms and conditions of service of the Ombudsman, Secretary, Advisors and staff from time to time. However, positions of staff, including that of Secretary, Advisors, filled under the mode of Deputation, shall be governed by the age limit as specified by the Commission from time to time.

## **18. Expenses on Ombudsman**

Without prejudice to any other arrangement, the salary and allowances to be paid to the Ombudsman and to the staff and all other expenses to be incurred in connection with his office and establishment shall be shared by the distribution licensees in the proportion of power drawl during the previous year and as per the budget approved by the Commission.

## **19. Powers and duties of the ombudsman**

The Ombudsman shall have the following powers and duties:

- (1) To receive the representation from complainants or distribution licensee aggrieved by any order of the Forum and to exercise all the powers as are available to a Forum under these Regulations and such other powers as may be delegated by the Commission from time to time.
- (2) The Ombudsman shall exercise general powers of superintendence and control over his office and shall be responsible for the conduct of business of the office.
- (3) To advise the Commission on redressal of grievances of the Consumers.

## **20. Filing of Representation before the Ombudsman**

(1) Any complainant, aggrieved by orders of the Forum may himself or through his authorized representative make a representation in writing, or through e-mail or website based grievance registration process to the Ombudsman.

(2) The representation shall state clearly:

(i) the name/s and address of the consumer/s, service connection number, category, the name of the local distribution licensees' office, against which the representation is made, the facts giving rise to the representation, the grounds thereof, the relief sought from the Ombudsman.

(ii) the name of the Forum, date of order or decision of the Forum shall, as the case may be, mentioned in or enclosed with the representation.

(3) No representation to the Ombudsman shall lie unless:

(i)The consumer had, before making a representation to the Ombudsman approached the Forum constituted under Section 42(5) of the Electricity Act, 2003 for redressal of his grievance;

Provided it pertains to the same subject matter for which any proceedings before any court, tribunal, commission, arbitrator, authority or any other Forum is not pending or a decree , award or a final order has not already been passed by any competent court, tribunal, commission, arbitrator, authority or forum;

(ii)The representation may be made within 30 days from the date of issue of the order of the Forum:

Provided that the Ombudsman may entertain a representation beyond 30 days on sufficient cause being shown by the person filing the representation that he had sufficient reasons for not filing the representation within the aforesaid period of 30 days .

(iii) The person filing the representation deposits an amount equal to one third of the amount assessed by the Forum in cash or by way of bank draft with the distribution licensee and documentary evidence of such deposit is enclosed with the representation.

## **21. Procedure before the Ombudsman**

(1) Within 7 days of receipt of a consumer grievance, the Secretary shall send an acknowledgement to the applicant. Consumer grievances received shall be registered and serially numbered for each year, and shall be referred e.g. C.G. No. 1/2002, 2/2003 and so on. Within seven days of registration, the Ombudsman shall call for records relating to the representation from the concerned Forum. The concerned Forum shall send the entire records within 15 days from the date of receipt of such notice to the office of the Ombudsman.

(1A) In suitable cases, the Ombudsman may endeavor to promote a settlement of the grievance through conciliation or mediation and in doing so, the Ombudsman may follow such procedure, as he considers appropriate.

(2) The Ombudsman may determine the manner, the place, the date and the time of the hearing of the matter as the Ombudsman considers appropriate.

(3) The Ombudsman may hear the parties and direct the parties to submit written statements /submissions in the matter.

(4) The Ombudsman shall pass a written order giving reasons for all his findings and award.

(5) The Ombudsman shall pass an award as early as possible but in any case, within three months from the date of receipt of the representation. Where there is delay in disposal of a representation within the said period of three months, the Ombudsman shall record reasons of such delay. A copy of the order or award shall be sent to the parties within 7 days from the date of order.

(6) The distribution licensee shall duly comply with and implement the decision of the Ombudsman on the representation filed by the Complainant within 21 days of the issue of the Order.

(7) Non Compliance of the Ombudsman's order shall be treated as contravention of these Regulations and punishable u/s 142 of the Electricity Act, 2003.

## **22. Finality of award**

The award or the orders of the Ombudsman shall be final and binding on the parties. However, this is without prejudice to the rights of the complainant and the distribution licensee to seek appropriate remedy against the order passed by the Ombudsman before other appropriate judicial bodies.

## **23. Power to call information**

For the purpose of carrying out his duties, Ombudsman shall have the same powers to call for records or information as are available to the Forum under Regulation 9(4).

#### **24. Power to remove difficulties**

If any difficulty arises in giving effect to any of the provisions of these regulations, the commission may, by general or special order, do anything, not inconsistent with the provisions of the Electricity Act 2003, which it considers necessary or expedient for the purpose of removing the difficulties.

#### **25. General**

(1) The Ombudsman shall submit to the Commission, a monthly / half-yearly report on all the representation filled during the period and a yearly report containing general review of the activities of the Ombudsman office. The report should be submitted within 30 days of the close of the period to which it relates as per the format prescribed by the Commission from time to time.

(2) The Commission may, if it considers necessary in the public interest so to do, publish the reports of the Ombudsman in such consolidated form or otherwise as it deems fit.

(3) The Commission may by order provide for or clarify any matter on which no provision is made in these Regulations or the provision made is insufficient.

(4) The Forum and Ombudsman shall exercise such other powers as the Commission may, by order, delegate from time to time.

(5) Chairman and Members of the Forum, the Secretary and the staff thereof, the Ombudsman and the staff thereof, when purporting to act under any provision of the Electricity Act, 2003 or under any provision of these Regulations or directions or orders issued there under shall be deemed to be public servants within the meaning of Section 21 of the Indian Penal Code, 1860 and Section 2 of the Prevention of Corruption Act, 1988,

(6) Subject to these Regulations, the Forum and the Ombudsman shall be guided by the principles of natural justice and shall have powers to regulate their own procedure.

#### **26. Power to relax**

The Commission may, in public interest and for the reasons to be recorded in writing, relax any provision of these Regulations.

#### **27. Inherent powers of the Commission**

Nothing in these Regulations shall be deemed to limit or otherwise affect the inherent powers of the Commission to make such orders as may be necessary for ends of justice or to prevent the abuse of process of the Commission.

#### **28. Repeal and Savings**

(1) Nothing contained in these regulations shall affect the rights and privileges of the consumers under any other law for the time being in force, including the Consumer Protection Act, 1986 (68 of 1986).

(2) The Delhi Electricity Regulatory Commission (Guidelines for establishment of Forum for redressal of grievances of the consumers and Ombudsman) Regulations 2003 shall stand repealed with effect from the date of notification of Delhi Electricity Regulatory Commission (Consumer Grievance Redressal Forum and Ombudsman) Regulations, 2011.