

Bhutan Electricity Authority



Regulatory Fees Regulations 2006

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1 Purpose, scope and commencement

- 1.1 This regulation may be cited as the Bhutan Electricity Authority - Regulatory Fees Regulations, 2006.
- 1.2 The purpose of this regulation is to provide for fee that are payable in accordance with the Act.
- 1.3 This regulation shall extend to the whole of the Kingdom of Bhutan.
- 1.4 It shall apply to all matters within the jurisdiction of the Authority, including all applications pending before the Authority at the date of publication.
- 1.5 This regulation shall come into force from

2 Interpretation and definitions

- 2.1 For the purpose of this regulation, any word or expression used to which a meaning has been assigned in the Electricity Act of Bhutan, 2001, shall have that meaning, unless explicitly indicated in this regulation.
- 2.2 The following words and expressions shall have the meaning ascribed to them:
 - “**Act**” means the Electricity Act of Bhutan, 2001;
 - “**Authority**” means the Bhutan Electricity Authority;
 - “**Bhutan Electricity Authority**” means the authority of that name established pursuant to Part 2 of the Act.
 - “**Licence**” means a licence issued under the provisions of Part 3 of the Act
 - “**Licensee**” means any person issued with a license pursuant to Part 3 of the Act;
 - “**Ngultrum**” means the currency of the Kingdom of Bhutan;

3 Fees on applications or petitions

- 3.1 Every application made to the Authority shall be accompanied by fees or charges specified in Schedule 1 of this Regulation. The fees or charges in the schedule once fixed shall remain in force till the Authority through notification changes the fees or charges in some or all cases.
- 3.2 The fees or charges payable under this Regulation shall be paid by means of bank draft or pay order, drawn in favour of the ‘Bhutan Electricity Authority’, payable at Thimphu or may be paid in cash for an amount not exceeding Ngultrum Five Thousand only.
- 3.3 The fee or charges received by the Authority under this Regulation shall be deposited in the specified bank account of the Authority.
- 3.4 Any penalty order by the Authority shall be paid within thirty (30) days of the

order of the Authority.

- 3.5 The penalty shall be payable and the amount shall be deposited in the same manner as provided under Sections 3.2 and 3.3 of this Regulation.

4 Inclusion in Tariff

- 4.1 The licensee shall be entitled to take into account any fee or charges paid by it under this Regulation as an expense in the determination of tariff.
- 4.2 Provided that any penalty paid under the provisions of the Act shall not be allowed as an expense in the determination of tariff.

5 Power to amend

- 5.1 The Authority may, at any time, vary, alter, modify or amend any provisions of this Regulation.

Schedule 1: Fees and Charges

Sl. No	Description	Fees (in Ngultrum)
1.	Permit to Survey under Section 21 of the Act	Nil
2.	Licence application under Section 22.5 of the Act	
	i) For Generation above 50 MW	i) 100,000.00
	ii) For Generation above 5 MW upto 50 MW	ii) 50,000.00
	iii) For Generation upto 5 MW	iii) 10,000.00
	iv) For Transmission or System Operation	iv) 100,000.00
	v) For Distribution	v) 100,000.00
	vi) For Rural Electrification Isolated Grid	vi) Nil
	vii) For any combination of licences	vii) 100,000.00
3.	Annual Licence Fees under Section 11.1(v)	
	i) Generation above 5 MW	i) 7,000 per MW of generation capacity installed or part thereof
	ii) Generation upto 5 MW	ii) 100,000.00
	iii) Transmission or System Operation	iii) 0.15 % of revenues from the sale of electricity and system operation services
	iv) Distribution	iv) 0.15 % of revenues from the sale of electricity
	v) for rural electrification isolated grid	v) 10,000.00
	vi) for any combination of licences	vi) 0.15 % of revenues from the sale of electricity
	Provided that the annual Licence fee shall be payable in advance, at the commencement of the financial year based on estimated revenue for the ensuing financial year as determined by the Authority.	
4.	Other Licence fees	
	i) Application for modification of Licence under Section 30 of the Act	i) 100,000.00
	ii) Application for revocation or transfer of licence under Section 32.3 of the Act	ii) 100,000.00
	iii) Application for determination of tariff under Section 11 (iv) of the Act	iii) 200,000.00
5.	Miscellaneous	
	i) Application for inspection of Orders / Records of the Authority	i) 100 per day or part thereof
	ii) Supply of copies of documents / Order of the Authority	ii) 5 per page
	iii) Application for review of Orders of Authority not covered elsewhere in these Regulations	iii) 10,000.00

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6.	Other applications i.e. application not covered elsewhere in these regulations:		
	i) Applications by Licensees	i)	10,000.00
	ii) Applications by Consumers other than Individuals	ii)	1,000.00
	iii) Applications by individual Consumers	iii)	250.00
7.	Fees or levies not mentioned in the schedule		As fixed by the Authority
