

CENTRAL ELECTRICITY REGULATORY COMMISSION

8th Floor, Tower-B, World Trade Centre, Nauroji Nagar,
New Delhi 110029

No. ADMN-11017/8/2024-CERC

Dated, the 07 June, 2024

Engagement of retired Government Officer as 'Consultant' on contract basis in the Legal Division of CERC

Introduction

1.1 The Electricity Regulatory Commissions Act, 1998 paved way for creation of the Regulatory Commissions at the Centre and in the States. Since the enactment of Electricity Act 2003 the power sector has undergone major structural changes.

1.2 The Electricity Act, 2003 has significantly enlarged the spectrum of responsibility of CERC. In addition to the tariff determination/fixation powers, the EA 2003 has entrusted CERC with several other responsibilities, for instance, the powers to grant license for inter-State transmission, inter-State trading and consequently to amend, suspend and revoke the license, the powers to regulate the licensees by setting performance standards and ensuring their compliance, etc.

1.3 The CERC intends to engage one Consultant / Retired officer /Advisor having in-depth knowledge and experience in the field of determination of tariff for generating stations/units, transmission system, petitions for grant of license and also petitions of miscellaneous nature. The Consultant / Retired officer /Advisor proposed to be engaged would assist and augment the work of the Commission in discharge of its multifarious functions.

2. Scope of work for the Consultant

The duties of the Consultant / Retired officer /Advisor shall be as under:

- a. Advise/guide the staff of the Commission in disposal of the petitions related to truing up of the tariff for the period 2019-24 and determination of tariff for the period 2024-29 for Generating Stations/Transmission Systems. The scope includes, but not limited to, interacting with the staff of the Commission and staff of the Corporate Consultant groups for resolution of the matters related to admissibility of Capital Expenditure/Add-Cap, and related financial / technical/ commercial issues of the Generators/Transmission Licensees;
- b. Advise/guide the staff of the Commission in disposal of the petitions related to natural inter-state transmission assets, RLDC/ULDC tariff calculations, grant of trading licenses;
- c. Assist and augment the work of the Commission in dealing with the miscellaneous petitions pertaining to Transmission/Generation projects;
- d. Assisting staff of the Commission in finalization of amendments to various Regulations, based on views of various stake holders;
- e. Assisting Commission in implementation of the Terms and Conditions of Tariff for transmission systems/generating Stations for the period 2024-29;
- f. Render legal opinion/substantial legal advice on issues before the Commission;
- g. Provide advice to the legal counsels engaged by the Commission in respect of matters before the Appellate Tribunal for Electricity, High Courts and the Supreme Court; and
- h. Any other work as assigned by the Commission.

3.0. Qualification and experience required for Consultant

3.1 Qualification:

The candidate should have Bachelor degree in Law from a reputed institution/ University.

3.2 Experience

a. Essential:

The candidate should have at least 10 to 15 years working experience in judicial / quasi-judicial body / regulatory body/ electricity sector, dealing with legal matters.

b. Competencies:

- i. In depth understanding of regulatory framework in the electricity sector of India including CERC terms and conditions of tariff.
- ii. Knowledge of relevant legislation of India.
- iii. The policy regime including National Electricity Policy and Tariff Policy of India.
- iv. Experience in drafting of regulations and orders
- v. Excellent written and communications skills
- vi. Strong analytical skills
- vii. Adept in working on computers including MS Office.

4. Eligibility Criteria for engagement

The persons who wish to apply should fulfill the following criteria:

- a. Should have retired at the level of Dy. Secretary/Director or equivalent from any Government office, attached/ Subordinate Offices.
- b. Thorough understanding and experience of tariff determination process with excellent communication and interpersonal skills.

5. The terms and conditions of the contract shall be as under

- a. The engagement will be purely on contract basis and shall be assigned the duties as per requirement of CERC. The engagement as Consultant shall not be considered as a case of re-employment.
- b. The consultant shall be required to observe five days week with normal office working hours from 9.30 a.m to 6.00 p.m including 30 minutes lunch break from 01.30 p.m to 02.00 p.m.
- c. The consultant may also be required to work for extended working hours or on weekends/ holidays, if so required by the circumstances or exigencies of work. For the extended hours of work including weekends and holidays, the consultant shall not be entitled for any overtime allowance or compensation for the same.

6. Duration of engagement

- a. The engagement would be for a period of two years, which may be extended depending on the requirement of CERC and performance review but shall not be extended beyond 5 years after superannuation.
- b. The engagement would be on full-time basis and the consultant would not be permitted to take up any other assignment during the period of contract with CERC.

7. Remuneration and allowances

Monthly emoluments/ remuneration payable shall be equivalent to the last basic pay drawn minus the amount of basic pension being drawn by the selected person, if any. The Consultant shall not be entitled to any kind of allowance or accommodation facility. However, in case of any official tour within India, the consultant will be entitled for reimbursement of expenses for the journey undertaken as per the following:

- a. By air - Economy class
- b. By train (AC-II)
- c. By non-AC taxi for local travel

8. Leave

The consultant shall be eligible for 15 days leave in a calendar year. No remuneration for the period of absence in excess of the admissible leave will be paid. Unavailed leave shall neither be carried forward to next year or encashed.

9. Tax Deduction at Source (TDS)

TDS as admissible shall be deducted from the monthly remuneration of the Consultant.

10. Secrecy Clause

- a. All official information, documents etc., whether in physical form or in electronic form, shall be the propriety ownership of CERC and the consultant shall not disclose the same to any person or persons or firms etc., unless required to do so, in due discharge of the official duties, with prior permission/ approval of the Controlling officer/ Competent authority in CERC.
- b. The consultant will not utilize or publish or part with, to a third party, any part of the data or statistics or proceedings or information collected for the purpose of their assignments or during the course of, assignment for the CERC without the express written consent of CERC.
- c. The consultant will maintain highest standards of integrity, transparency, competitiveness, economy and efficiency while working in CERC. The consultant so appointed shall in no case represent or give opinion or advice to others in any matter which is adverse to the interest of CERC nor will indulge in any activity outside the terms of the contractual assignment.

11. Procedure for Selection

CERC will scrutinize the applications and select consultant based on the basis of eligibility criteria as stated in paragraph 4.

12. Termination of contract

The engagement of consultant can be terminated by CERC at any time without assigning any reason thereof.

Consultant will have to give 30 days' advance notice or remuneration in lieu thereof before resigning from the engagement.

13. Interested retired officers may submit their applications in the enclosed format along with a copy of PPO, last pay certificate and undertaking to the Dy. Chief (Admin) at the above mentioned address **by 5.00 PM on 22nd June, 2024**. The applications can also be sent by email at rajiv@cercind.gov.in Incomplete applications or applications received after the due date will be rejected.



(Rajiv Kumar)
Deputy Chief (Admin)

Annexure-I

Application for the post of Consultant in the CERC.

1. Full Name:
2. Father's Name:
3. Date of Birth:
4. Date of Retirement:
5. Office where last worked

Recent
Passport Size
Photograph

Name of Office:
Whether main Ministry/ Attached / Subordinate Office:

6. Designation last held:
7. Last basic pay / Pension drawn:
8. Aadhar No.:
9. Mobile No.
10. Address:
11. Educational Qualification.
12. E-mail id

13. Work Experience (Add separate sheet if required)

Ministry /Department	Post Held	Period		Nature of Work	Remarks
		From	To		

Place:

Date:

(Signature of applicant)

DECLARATION

I _____ hereby declare that all the information given below by me is true and correct to the best of my knowledge and belief. I also undertake that if any of the below statements are found to be incorrect or false or any information or particulars have been suppressed or omitted there from, I am liable to be disqualified for the assignment.

2. I hereby undertake that any excess payment that may be found to have been made as a result of incorrect information given by me will be refunded, without raising any objection to it.

- (a) Name of office from where person retired -
- (b) Date of retirement -
- (c) Last Basic pay drawn -
- (d) Basic pension drawn as on date -
- (e) Name of previous employer, if any -
- (f) Basis pension drawn from previous employer -
- (g) Pension drawn from any other source (EPF etc) -

* Please attach copies of last pay certificate, revised PPO(as per 7th CPC) and latest pension slip.

(Signature)
Name _____

Place: New Delhi

Dated: