

Delhi Electricity Regulatory Commission
ViniyamakBhawan, C-Block, Shivalik, Malviya Nagar,
New Delhi-110017

No.F.17 (293)/Engg/DERC/ 2021-22 - In exercise of powers conferred under section 57 read with section 181(2)(za) of The Electricity Act, 2003 and all other powers enabling it in this behalf, the Delhi Electricity Regulatory Commission hereby makes the following Regulations: -

CHAPTER – I: Preliminary

1. Short Title, Commencement and Extent: -

- (1) These Regulations may be called the Delhi Electricity Regulatory Commission (Compensation to Victims of Electrical Accidents) Regulations, 2024.
- (2) These Regulations shall extend to the whole of National Capital Territory of Delhi.
- (3) These Regulations shall be applicable to all Generating Companies as well as transmission and distribution licensees in their respective licensed areas in the National Capital Territory of Delhi.
- (4) These Regulations shall come into force on the date of its publication in the official gazette.

2. Definitions: -

In these Regulations, unless the context otherwise requires: -

- (1) '**Authority**' means the Central Electricity Authority (CEA) constituted under Section 70 of the Electricity Act, 2003;
- (2) '**Commission**' means the Delhi Electricity Regulatory Commission as referred to Section 82 of the Electricity Act, 2003;
- (3) '**Compensation**' means as provided for in Chapter III and IV of these Regulations;
- (4) '**Concerned Authority**' mean the officer(s) of the generating company or transmission licensee or distribution licensee not below the level of General Manager designated by generating company or transmission licensee or distribution licensee, as the case may be, for the purpose of these Regulations;
- (5) '**Dependents**' means persons who are entitled to succeed to the estate of the deceased as per the personal law by which the deceased was governed;
- (6) '**Electricity system**' means a system under the control of a generating company or licensee, as the case may be, having one or more--
 - a. generating stations; or

- b. transmission lines; or
 - c. electric lines and sub-stations;
- (7) **'Electrical Accident'** means any accident caused directly or indirectly in a electrical system of the licensee or generating company resulting in loss of life /injury to human, animal or bird;
 - (8) **'Injury'** means any physical harm done to a person, animal or a bird by an electrical accident;
 - (9) **'Licensee'** means a person who has been granted a license under Section 14 of the Electricity Act 2003, including a deemed licensee under the said provision;
 - (10) **'Poultry'** means domesticated birds kept by humans for the purpose of harvesting useful animal products such as meat, eggs or feathers;
 - (11) **'Person with disability'** includes means a person sustaining injury from electrical accidents of not less than forty per cent of any disability as certified by a civil surgeon of the respective area;
 - (12) **'Victim'** means the person affected for loss of human or animal or bird life or injury to person(s) or animals or birds in consequence to electrical accident;

3. Interpretations: -

- (1) These Regulations shall be interpreted and implemented in a manner not inconsistent with the provisions of the Act and the Rules and Regulations made there under:
- (2) Unless the context otherwise requires, words or expressions occurring in these Regulations and not defined herein but defined in the Electricity Act, 2003 or 'Delhi Electricity Regulatory Commission (Supply Code and Performance Standards) Regulations, 2017', the Central Electricity Authority (Measures relating to Safety and Electric Supply), 2023 shall bear the same meaning as ascribed therein and in absence thereof, the meaning as commonly understood in the Electricity Supply Industry.

CHAPTER-II: Standards of Performance

4. Safety Standards: -

- (1) The Generating Companies and the licensees shall strictly comply with the Central Electricity Authority (Measures relating to Safety and Electric Supply) Regulations, 2023 as amended from time to time and any further suitable measures that may be specified by the Authority under Section 53 (a) and (b), Section 73 (c) and Regulations notified by Authority under Section 177 (2) (b) of the Electricity Act, 2003.
- (2) The works of Generating Companies and the licensees shall be so installed, constructed, maintained or operated or used as to protect the public (including the persons engaged in the generation, transmission or distribution or trading), animals and birds from dangers of electric shock arising out of the generation, transmission or distribution of electricity.

- (3) The Generating Companies and the licensees shall comply with all the mandatory safety requirements and take all necessary measures to protect person(s), animals and birds from injury by reason of contact with, or proximity of, or by reason of the defective or dangerous condition of any appliance or apparatus used in the generation, transmission, distribution, supply of use of electricity.

5. Liability for compensation: -

- (1) The Generating Companies and the licensees, failing to meet the standards of performance specified in Regulation 4 above shall be liable to pay compensation as specified in Regulation 6 & 10 of these Regulations for loss of human or animal or poultry or injury to person(s) in consequence of an electrical accident.
- (2) The licensee and generating companies as the case may be shall, notwithstanding anything contained in any other law in force, be liable to pay compensation to such extent as specified in these Regulations, if an electrical accident occurs, resulting in loss of human life or animal or poultry or injury to person(s) unless the electrical accident primarily was not due to the failure of the licensee or generating companies, as the case may be, to meet the standards of performance but was a direct or proximate result of intervention of some other extraneous reason or cause.
- (3) The compensation once determined shall be paid within the time limit specified in these Regulations to the beneficiary by the licensee or generating company, as the case may be.
- (4) The compensation paid to the victim/beneficiary shall not be pass through/recoverable in the Aggregate Revenue Requirement of the Utilities.
- (5) The compensation shall not be paid for injury or loss of life occurring out of irresponsible act on the part of the victim or his employer/ owner.
- (6) If the loss of human life is due to suicide or homicide or injury to a human life is due to an attempt to commit suicide or homicide, the licensee and generating companies as the case may be, shall not be liable to pay any compensation for the same under these Regulations.

CHAPTER – III: *Compensation for Human Injury/ Loss Incidence*

6. Quantum of compensation: -

- (1) The compensation payable for loss of human life as a result of an electrical accident shall be Rupees 7,50,000/-per person.
- (2) A sum of Rupees 5,00,000/-per person in case of more than 60% disability and Rupees 1,00,000/-per person in case of disability between 40% and 60% shall be paid as compensation for electric accidents. The amount of compensation will be payable on the certificate with regard to percentage of disability issued by the civil surgeon of the respective area.
- (3) In addition, a sum of maximum Rs. 25,000/-per person requiring hospitalization for more than a week and Rs. 10,000/-per person requiring hospitalization for less than a week shall be paid towards reimbursement of hospitalization charges

subject to production of bills of Govt. Hospital/Hospital approved under CGHS, bills duly certified by the concerned hospitals.

7. Other rights and remedies unaffected: -

The right of any person to claim compensation as above shall not affect the right of any such person to recover the compensation payable under any other law for the time being in force.

8. Contracts/ Schemes/Insurance/ Unaffected: -

The right of any person to otherwise claim compensation under any contract or scheme providing for payment of compensation for death or personal injury or any sum payable under any policy of insurance shall remain unaffected by any payment of any sum made under these Regulations.

9. Periodical revision of the quantum of compensation: -

The Commission may, in consultation with the licensees, generating companies and the State Government and for reasons to be recorded in writing, enhance the limit of compensation specified above at any time, by a special order.

CHAPTER – IV: Compensation for Animal and Birds

10. Quantum of compensation: -

- (1) The compensation payable for loss of animal life as a result of an electrical accident shall be payable at the following rates: -

(a) Milch Animals-

- (i) **Rs 50,000/-** per Buffalo/Cow/Camel/Yak etc.
- (ii) **Rs. 5,000/-** per Sheep/Goat/Pig etc.

(b) Draught animals-

- (i) **Rs 25,000/-** Horse/ bull, etc.
- (ii) **Rs. 15,000/-** Calf/ Donkey/ Pony/ Mule, etc

The assistance may be restricted for the actual loss of economically productive animals and shall be subject to a ceiling of Rs. 3,00,000 Milch animals or Rs. 1,50,000 Draught animals per household irrespective of whether a household has lost a larger number of animals. The loss is to be certified by the Competent Authority designated by the State Government.

(c) Poultry. - Poultry @ 100/- per bird subject to a ceiling of assistance of **Rs. 5,000/-** per beneficiary household.

11. Other rights and remedies unaffected: -

The right of any person to claim compensation as above shall not affect the right of any such person to recover the compensation payable under any other law/contracts/scheme/insurance for the time being in force.

12. Periodical revision of the quantum of compensation: -

The Commission may, in consultation with the licensees, generating companies and the State Government and for reasons to be recorded in writing, enhance the limit of compensation specified above at any time, by a special order.

CHAPTER-V: Procedure

13. Occurrence report of an Electrical Accident: -

- (1) In addition to an independent intimation of accident, the Junior Electrical Engineer or the Assistant Electrical Engineer or the Executive Engineer or their equivalent engineer of the licensee or generating company shall send a report under proper receipt through a special messenger to the Electrical Inspector of the concerned area and to the concerned authority of the licensee or generating company, as the case may be, forthwith on the occurrence of an electrical accident in the form set out in Form-A (as prescribed under the Intimation of Accidents (Forms and Time of Service of Notice) Rules, 2005 so as to reach the said Electrical Inspector and the concerned authority within twenty four hours of the electrical accident.

(Explanation: The concerned authority shall mean the officer(s) of the generating company or licensee not below the level of General Manager designated by generating company or transmission licensee or distribution licensee, as the case may be, for the purpose of these Regulations.)

The *generating company or transmission licensee or distribution licensee* shall, within 30 days of notification of this Regulation, designate, "Concerned Authority", an individual from its organization not below the level of General Manager as "Concerned Authority". Concerned authority, along with the name and other pertinent details (mobile number, email id etc) of the authority, shall be intimated to the Commission and published on the Licensee's website. Any subsequent changes in the "Concerned Authority" shall be promptly intimated to the Commission and updated on the Licensee's website.

- (2) A person who is affected by the occurrence of an electrical accident may inform the matter to the Generating companies or the Licensee and/or to the Electrical Inspector.
- (3) The details such as name, address, telephone number of the electrical inspector, details of the concerned Authority and the forms prescribed under these Regulations shall be uploaded by the Generating companies or the Licensee as the case may be on their website.

14. Enquiry Report and Final Orders: -

- (1) The Electrical Inspector shall, within 30 days from the receipt of a report of an electrical accident, submit a detailed report through Chief Electrical Inspector to the concerned authority of the generating company or transmission licensee or distribution licensee, after conducting a detailed enquiry of the said accident.
- (2) The concerned authority of the generating company or transmission licensee or distribution licensee may thereupon pass final orders determining the quantum of compensation payable and the persons entitled to the same, namely the dependents of the deceased person or the injured person or the owner of the animal, or the other bird as the case may be:

Provided that the concerned authority of the licensee shall, for evaluation of various disabilities and procedure for certification of disabilities, follow the State Government Guidelines on such matters:

Provided further that the concerned authority shall pass appropriate orders within 30 days of receipt of the enquiry report from the Electrical Inspector.

- (3) Notwithstanding above, the dependents of a person who died in an electrical accident or a person affected by the injury caused to himself or an animal, are at liberty to make a claim for compensation in the form set out in Annexure-II to these Regulations presented in person or sending by post to the concerned authority of the generating company or transmission licensee or distribution licensee at its registered address within 90 days of occurrence of the accident, who shall determine the compensation, if payable, in accordance with these Regulations.
- (4) The records of all such electrical accidents along with enquiry report shall be maintained by the generating company or transmission licensee or distribution licensee and shall be communicated to Commission and uploaded on its website.

15. Communication of the Final Order: -

The generating company or transmission licensee or distribution licensee shall communicate a copy of the final orders passed by it on any claim for compensation arising out of an electrical accident to the claimants or legal representative or the persons entitled within seven days of the passing of any such order. Copy of order shall also be communicated to the Commission.

16. Payment of Compensation: -

The compensation shall be paid to the persons entitled to receive the compensation amount within fifteen days from the date of the final orders of

the "Concerned Authority". In case the generating company or licensee fails to provide Compensation within 15 days from the date the final orders, the generating company or licensee shall be liable to pay penalty at the rate of 10% per annum from the date of final order till receipt of payment by the Claimant / legal representative.

17. Dispute Resolution Procedure -

If the claimant or the legal representative entitled is aggrieved with regard to quantum of compensation awarded / order / direction of the concerned authority in accordance with these Regulations or non-redressal of his grievance, the claimant may file a complaint before the Consumer Grievances Redressal Forum in accordance with Delhi Electricity Regulatory Commission (Forum for Redressal of Grievances of the Consumers and Ombudsman) Regulations, 2018 as amended from time to time. Any person, who is aggrieved by the order of the CGRF may prefer an appeal to Ombudsman for the redressal of grievances in accordance with Delhi Electricity Regulatory Commission (Forum for Redressal of Grievances of the Consumers and Ombudsman) Regulations, 2018 as amended from time to time.

18. Information to the Commission: -

The generating company or transmission licensee or distribution licensee shall submit to the Commission by 15th of every succeeding month, the details of electrical accidents occurring within their respective jurisdiction and action taken thereon in accordance with these Regulations

19. Consequence of non-compliance: -

Non-compliance of these Regulations and contravention of any of the provisions of the statutes or the rules or regulations made thereunder concerning the subject matter of these Regulations shall be deemed to be non-compliance and contravention within the meaning of section 142 and 146 of the Electricity Act, 2003.

CHAPTER – VI: *Miscellaneous*

20. Residuary Provisions: -

- (1) The provisions of these Regulations shall be in addition to and not in derogation of the provisions of any other law or rules or regulations or scheme or contract for the time being in force.
- (2) Nothing in these Regulations shall be deemed to limit or otherwise affect the inherent power of the Commission to make such orders as may be necessary to meet the ends of justice or to prevent the abuse of the process of the Commission.
- (3) Nothing in these Regulations shall debar the Commission from adopting a procedure which is at variance with any of the provisions of these Regulations, if the Commission, in view of the special circumstances of a matter or class of matters and for reasons to be recorded in writing deems it necessary or expedient.
- (4) Nothing in these Regulations shall, expressly or impliedly, debar the Commission to deal with any matter or exercise any power under the Electricity Act, 2003 for which no Regulations on the subject have been framed, and the Commission may deal with such matters, powers and functions in a manner it deems fit.
- (5) Subject to the provisions of the Electricity Act, 2003 and these Regulations, the Commission may, from time to time, issue orders and practice directions in regard to the implementation of these Regulations and procedure to be followed on various matters which the Commission has been empowered by these Regulations to specify or direct.
- (6) The Commission may, at any time add, modify, delete or amend any provision of these Regulations subject to the provision of the Electricity Act, 2003.
- (7) 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 being inconsistent with the provisions of the Electricity Act, 2003, which appears to it to be necessary or expedient for the purpose of removing the difficulties.
- (8) The Commission shall have the power, for reasons to be recorded in writing and with notice to the affected parties, to dispense with the requirements of any of the clauses in these Regulations in a specific case or cases subject to such terms and conditions as may be specified.

Sd/-
(Rajesh Dangri)
(Secretary)

ANNEXURE I
OCCURRENCE REPORT

1. Date & Time of accident:

2. Place of accident:

3. Designation of the Officer-in-charge of the Generating Company or the Licensee in whose jurisdiction the accident occurred:

4. Nature & Details of the accident:

5. Details of Victim(s) (Loss of Life /Injury):

(a) Human

(b) Animal

6. Detailed causes leading to the accident: (Use a separate sheet and attach it to this form, if needed):

7. Details of the persons who witnessed the accident: (Name, designation, address etc.,):

8. Action Taken:

9. Any other information:

Signature
Name & Designation

FORM A

Form for Reporting Electrical Accidents

1. Date and time of accident.
2. Place of accident.
(Village/Town, Tehsil/Thana, District and State).
3. System and voltage of supply (Whether Extra High Voltage (EHV)/High Voltage (HV)/Low Voltage (LV) Line, sub-station/generation station/consumer's installations/service lines/other installations).
4. Designation of the Officer-in-charge of the generating company/licensee in whose jurisdiction the accident occurred.
5. Name of owner/user of energy in whose premises the accident occurred.
6. Details of victim(s):

(a) Human

Sl. No. 1	Name 2	Father's Name 3	Sex of victim 4	Full Postal address 5	Approximate age 6	Fatal/non- fatal 7
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(b) Animal

Sl. No. 1	Description of animal(s) 2	Number(s) 3	Name(s) of owner(s) 4	Address(es) of owner(s) 5	Fatal/non-fatal 6
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7. In case the victim(s) is/are employee(s) of supplier: -
 - (a) designation of such person(s);
 - (b) brief description of the job undertaken, if any;
 - (c) whether such person/persons was/were allowed to work on the job.
8. In case the victim(s) is/are employee(s) of a licensed contractor, -
 - (a) did the victim(s) possess any electric workmen's permit(s), supervisor's certificate of competency?
If yes, give number and date of issue and the name of issuing authority;
 - (b) name and designation of the person who assigned the duties of the victim(s).
9. In case of accident in the system of the generating company/licensee, was the permit to work (PTW) taken?
10. (a) Describe fully the nature and extent of injuries, e.g., fatal/disablement (permanent or temporary) of any portion of the body or burns or other injuries.
(b) In case of fatal accident, was the post mortem performed?
11. Detailed causes leading to the accident.
(To be given in a separate sheet annexed to this form).
12. Action taken regarding first aid, medical attendance etc. immediately after the occurrence of the accident (give details).
13. Whether the District Magistrate and Police Station concerned have been informed of the accident (if so, give details).
14. Steps taken to preserve the evidence in connection with the accident to extent possible.

15. Name and designation(s) of the person(s) assisting, supervising the person(s) killed or injured.
16. What safety equipments were given to or used by the person(s) who met with this accident (e.g. rubber gloves, rubber mats, safety belts and ladders etc.)?
17. Whether isolating switches and other sectionalizing devices were employed to deaden the sections for working on the same? Whether working section was earthed at the site of work?
18. Whether the work on the live lines was undertaken by authorised person(s)? If so, the name and the designation of such person(s) may be given.
19. Whether artificial resuscitation treatment was given to the person(s) who met with the electric accident? If yes, how long was it continued before its abandonment?
20. Names and designations of persons present at, and witnessed, the accident.
21. Any other information/remarks.

Place:.....
Time:.....
Date:.....

Signature.....
Name.....
Designation.....
Address of the
person reporting.....

Annexure II

Claim form for Payment of Compensation

1. Date & Time of accident:
2. Place of accident:
3. Details of the accident:
4. Details of the deceased or Injured person(s):
 - Name (s):
 - Age:
 - Sex:
 - Address:
 - Occupation:
5. Details of the dead or injured animal(s)
 - Description:
 - Age:
 - Value:
6. In case of non-fatal accidents, details of temporary/permanent/total/partial disabilities suffered, if any: (Enclose a certificate issued by the relevant Medical Board or any competent Authority)
7. Details of the dependents:
8. Whether or not an FIR is registered by the Police:

Signature of the claimant(s)

Name of the claimant(s)
Relationship with the deceased/injured/animal

Enclosures:

For Humans: -

1. Proof of identity of the claimant
2. A copy of the FIR
3. A copy of the post mortem report, if conducted
4. A copy of the inquest report/panchanama, if conducted
5. A copy of the Death certificate or wound certificate.

6. A copy of any photo of the deceased or injured person (after the accident), if available
7. Evidence of relationship with the deceased
8. Evidence of expenses of hospitalization and treatment.

For Animals: -

1. Proof of identity of the claimant
2. A copy of the FIR, if registered.
3. A copy of the post mortem report, if conducted
4. A copy of the inquest report/ panchanama, if conducted
5. A copy of the Death certificate, if issued
6. A copy of any photo of the deceased animal (after the accident), if available.
7. Evidence of ownership and value of the animal(s).

**Sd/-
(Rajesh Dangi)
(Secretary)**