

PETROLEUM AND NATURAL GAS REGULATORY BOARD

NOTIFICATION

New Delhi, the ____ September, 2020

G.S.R. ---- (E)— In exercise of the powers conferred by clause (g) of sub-section (2) of section 61 read with clause (g) of section 11 of the Petroleum and Natural Gas Regulatory Board Act, 2006 (19 of 2006), the Petroleum and Natural Gas Regulatory Board hereby makes the following regulations, further to amend the Petroleum and Natural Gas Regulatory Board (Levy of Fee and Other Charges) Regulations, 2007, namely: —

1. Short title and commencement:

- (1) These regulations may be called the Petroleum and Natural Gas Regulatory Board (Levy of Fee and Other Charges) Second Amendment Regulations, 2020.
- (2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Petroleum and Natural Gas Regulatory Board (Levy of Fee and Other Charges) Regulations, 2007: —

- (a) in regulation 2, for clause (c), the following clause shall be substituted, namely:

“(c) All other words and expressions used and not defined in these regulations but defined in the Act or other regulations shall have the meanings respectively assigned to them in the Act or the other regulations, as the case may be.”;

- (b) in regulation 3, in sub-regulation (1), -

- (i) for the words “provisions of the Act”, the words “provisions of the Act or the regulations framed thereunder” shall be substituted;

- (ii) in the table, --

- (A) in Column (2), for the column heading “Activity under the provisions of the Act”, the column heading “Activity under the provisions of the Act or the regulations framed thereunder” shall be substituted;

- (B) after serial number 10 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

| S. No. | Activity under the provisions of the Act or the regulations framed thereunder | Fee (Rs.) |
|--------|---|-----------|
|--------|---|-----------|

| | | |
|------|---|----------|
| “11. | Application fee for seeking authorisation under regulation 8 or renewal of authorisation under regulation 12 of the Petroleum and Natural Gas Regulatory Board (Gas Exchange) Regulations, 2020: (a) for a Gas Exchange with Clearing Corporation; or (b) for a Gas Exchange without Clearing Corporation; or (c) for a Clearing Corporation | 3,00,000 |
|------|---|----------|

”

(c) in regulation 4,--

(i) after sub-regulation (2), the following sub-regulation shall be inserted, namely: -

“(2A) The following annual other charges specified in the Table, shall be payable by a gas exchange with clearing corporation, a gas exchange without clearing corporation and a clearing corporation for every financial year with effect from the date of authorisation granted to it by the Board under Petroleum and Natural Gas Regulatory Board (Gas Exchange) Regulations, 2020, namely:

Table

| Sr. No. | Particulars | Amount (Rs.) |
|--|--|--|
| 1. | Annual and other charges under regulation 13 of the Petroleum and Natural Gas Regulatory Board (Gas Exchange) Regulations, 2020: | |
| | a) for a Gas Exchange with Clearing Corporation; or b) for a Gas Exchange without clearing corporation; or | Rs. 20,00,000 or 0.02% of the trade value in the exchange (excluding taxes) during the relevant financial year, whichever is higher |
| | c) for a Clearing Corporation | Rs. 20,00,000 or 0.02% of the clearing value in the clearing corporation (excluding taxes) during the relevant financial year, whichever is higher |
| Explanation: | | |
| <ol style="list-style-type: none"> 1. The trade value in the exchange shall be worked out by considering only one part of the transaction (either to buy or to sell) and not the sum of value of buy and sell transaction. 2. The clearing value in the case of clearing corporation shall be the amount cleared that is to say the amount received or the amount disbursed and not the sum of amount received and amount disbursed. | | |

(ii) for sub-regulation (7), the following sub-regulation shall be substituted, namely: -

“(7) Any entity liable to pay Other Charges or late payment surcharge in accordance with sub-regulation (2) and sub-regulations (3) to (6), shall submit details of remittance in Form-I attached to these regulations, within seven days of making such payment and any entity liable to pay Other Charges or late payment in accordance with sub-regulation 2A and sub-regulations (3) to (6), shall submit details of remittance in Form-II attached to these regulations, within seven days of making such payment.”;

(d) after Form - I, the following Form - II shall be inserted, namely:

“Form – II

[See regulation 4(7)]

Details of annual other charges payable and paid as per Table specified in sub-regulation (2A) of regulation 4 for the financial year 20__

| Name of Gas Exchange or Clearing Corporation | | | | |
|---|--|------------------------------|---------------------------|-----------------|
| Address of the Gas Exchange or Clearing Corporation | | | | |
| Financial year of grant of authorization or Financial Year | Trade Value or Clearing value of the relevant Financial year | Annual Other Charges payable | Annual Other Charges paid | Mode of payment |
| | | | | |
| Details of remittance: Demand Draft or pay order No. and date or Ref No. and date of Electronic payment, Bank and branch at which payable and Amount in Rs. | | | | |

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[PNGRB/Fin/8-OC(1)/2018(P-836)]

[VANDANA SHARMA]

Secretary

Foot Note: The Principal regulations were notified *vide* No. G.S.R. 732 (E), dated 26th November, 2007 and amended *vide* G.S.R. 477 (E), dated 7th June, 2010, F. No. Legal/50/2013 dated 21st June, 2013, F. No. PNGRB/F&C/Amendment PNGRB Regulations, dated 3rd January, 2019 and F. No. PNGRB/Fin./8-OC(1)/2018 dated 13th May, 2020.