



No. RW/BNG/PER.CASES/MNG. DVN/2015

Government of India

Ministry of Road Transport & Highways

(Regional Office (Civil), Bengaluru)

PWD Annexe Building, KR Circle, Bangalore-560 001

Email: robengaluru@gmail.com; Telephone: 080-22217457, 080-22105765 (F)

Dated: 31.05.2018

Invitation of Public Comments

Subject: Permission for laying of OFC cable along NH-13 (New NH-169) from Km 741.700 to 743.900 (LHS) and from Km 743.360 to 743.900 (RHS) of NH-13 (New NH-169) by M/s. Bharati Airtel Ltd., - Reg.

The proposal seeking Permission for laying of OFC cable along NH-13 (New NH-169) from Km 741.700 to 743.900 (LHS) and from Km 743.360 to 743.900 (RHS) of NH-13 (New NH-169) by M/s. Bharati Airtel Ltd., is forwarded by The Chief Engineer, NH, Bangalore vide letter No. CNH/TA4/AE2/NH-234/OFC/NOC/743.360-743.900/2018-19 dated 05.05.2018 (Annexure - I). The proposal is verified/certified by Executive Engineer, NH Division, Mangalore vide letter No. EE/NHD/MNG/JE/NH-169/OFC/2017-18 dated 21.12.2017 (Annexure - II).

2. As per the guidelines issued by the Ministry vide letter No. RW/NH-33044/29/2015/S&R(R) dated 22.11.2016 (Annexure - III), the application will be made available for public comments/objections and the comments/objections will be invited within 30 days from the day of uploading.

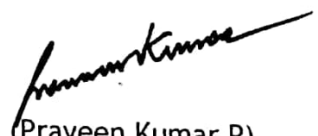
3. In view of the above, comments/objections of the public on the above proposal is invited to the below mentioned address:

The Regional Officer (C)
Cum Highway Administration,
O/o the The Regional Officer (C)
Cum Highway Administration,
Ministry of Road Transport & Highways,
PWD Annexe Building, K.R.Circle
Bangalore - 560001.

Encl : As above.

Copy to : (i) NIC, New Delhi for uploading in the Ministry's website.
(ii) The Chief Engineer, NH, Bangalore for kind information.

(Praveen Kumar P)
Executive Engineer
for Regional Officer (C)


(Praveen Kumar P)
Executive Engineer
for Regional Officer (C)



Annexure - I

Phone No.22276601

Fax No.080-22276605

cenhpwd@yahoo.co.in

GOVERNMENT OF KARNATAKA

(Public Works Ports and Inland water Transport Department)

No: CNH/TA4/ AE2/ NH-234/OFC/NOC/743.360-743.900/ 2018-19/429

Office of the Chief Engineer,

National Highways, KR Circle,

Bangalore, Dated: 5 MAY 2018

To,
The Regional Officer,
MORT&H,
Bangalore
Sir,

Sub: "Proposal for ROW permission for laying of OFC cable along NH-13 (New NH-169) from km.741.700 to 743.360 (LHS) and from Km 743.360 to 743.900 (RHS) of NH-169 Sholapur-Mangalore Section -Airtel Proposal-reg.

- Ref:**
1. EE, NH Division, Mangalore office letter No. EE/ NHD/ MNG/JE/NH169/OFC/2017-18/4329-30/Dtd:21-12-2017.
 2. The SE, NH Circle, Bangalore letter No: SE/NHC/BNG/AE-3 /NH 169/ NOC/Airtel/OFC/2017-18/4629-30 dated:10-01-2018.
 3. RO, MORT&H, Bangalore letter No.RW/BNG/ PER.CASES /MNG.DVN /2015/2275 dated:02-02-2018.
 4. EE, NH Division, Mangalore No.EE/NHD/MNg/AE2/ NH-169/OFC/2017-18/1891-93 dated:28-03-2018.

Adverting to the above subject, the compliance to the observations raised vide letter under reference (3) is as follows:

RO office observations	Compliance
i) As per Para 4 of the Ministry's guidelines issued vide letter dated 22.11.2016, the applicant shall make an application online in the prescribed form to Highway Administration. The application must mention details of the various statutory clearances as applicable, which must be obtained by the applicant before applying to the Highway Administration. The same needs to be ensured and utility agency may be directed accordingly.	Online application is submitted to highway administration in the prescribed format with relevant details
ii) License fee for use of highway land shall be calculated as per Para 5 of the above said guidelines. The furnished calculation is noticed and it appears that the calculations are carried out only for laying along the NH and not across the length. Further, the calculations need to be supported by sketch and prevailing circle rate copy from appropriate authority needs to be enclosed	License fee along with calculation is enclosed

iii) The calculation towards Performance guarantee as per Para 6 of the above said guidelines shall be furnished, along with a copy of the Bank Guarantee addressed to Executive Engineer, NH Division, Mangalore.	The Calculation towards performance guarantee and bank guarantee addressed to EE, NH, Mangalore is enclosed
iv) Agreement needs to be true copy of the Standard format of the Ministry's Guidelines.	True copy of agreement is enclosed
v) Drawing enclosed with the proposal needs to be as per Standard drawing of the Ministry's guidelines.	Standard drawing as per ministry guidelines enclosed

Encl: As above.

Draft Approved by CE

Yours faithfully,




For Chief Engineer,
National Highways
Bangalore.



Annexure - II



GOVERNMENT OF KARNATAKA

(Public Works, Ports and Inland Water Transport Department)

Phone No.0824-2450415

Email: eenhdmng@yahoo.com

No.EE/NHD/MNG/JE/NH-169/OFC/2017-18 4329-30

Office of the Executive Engineer,
National Highway Division,
Ashoknagar, Urwastore,
Mangalore - 575006,

Date: 21-12-2017

To,

**The Superintending Engineer,
National Highway Circle,
K.R. Circle,
Bangalore.**

Sir,

Sub: Permission for laying OFC along NH-13 (New NH-169) from KM741.700 to 743.360 (LHS) and from KM 743.360 to 743.900 (RHS) of NH 169, Sholapur - Mangalore Section - Airtel Proposal - reg.

- Ref: 1) M/s Bharti Airtel Limited, Circle office, Bangalore letter No. PIFL/2017 dated:02.11.2017.
2) Assistant Executive Engineer, National Highway Sub Division, Mangalore letter no.AEE/NHSD/MNG/AEII(1)/NH-169/OFC/2017-18/696-697 date:18-12-2017.

M/s Bharti Airtel Ltd, Bengaluru, has requested this department to accord permission for laying the OFC from Km 741.70 to 743.36 (LHS), and from KM 743.360 to 743.90 (RHS) for a length of 2.20kms along NH 169 Sholapur Mangalore section vide their letter under ref.(1). The Assistant Executive Engineer, National Highway Sub Division, Mangalore has inspected the site and submitted the proposal under ref(2).

The proposal is submitted for according permission subject to the following condition

- (1) The applicant has to furnish the License deed duly signing the agreement for the use of NH land as per Ministry's Guidelines along with the required Bank Guarantee/Performance Guarantee.
- (2) OFC Cables shall be laid at the extreme edge of R.O.W and not less than 15mtrs from the centre line of the highway to a depth not less than 1.65mtrs from road surface/ ground level.
- (3) While passing the OFC cable along the bridges if any it should be taken outside the parapet below the deck slab with casing pipes with proper anchorage system.
- (4) The OFC Cable should be laid as per IRC:98-1997 Guidelines on Accommodation of utility services on roads in urban areas.

- (5) Carriageway has to be restored for smooth vehicular movements immediately if any damages are observed during the work.
- (6) All care & adequate safety measures have to be taken for controlling the traffic during the execution.
- (7) This trench should be properly restored to the original condition in shoulder & formation area.
- (8) OFC Cable trench should not be done during monsoon.
- (9) Under any circumstances highway structures should not be damaged.
- (10) The OFC Cable trench will have to be shifted by the concerned department without damaging National Highway property in case it is required for widening / improvement or reconstruction.
- (11) This department is not responsible for any damages which are likely to occur to the OFC Cable caused during maintenance or any other nature of works to be carried out in National OFC Cable is to be laid along the drain it should be refilled with M.15 concrete and original drain may be restored for the true flow of rain water with minimum depth of 0.60mtrs for surface runoff.
- (12) No trenching work is allowed on the approaches of bridges.
- (13) Back filling trench across the road should be done using locally available river sand with proper adequate compaction.
- (14) Earth-slip if observed during the trenching, by the side of the formation or hillock side immediate action to be taken for a restoration.
- (15) Trenching should be done on day to day basis with the excavation, laying the pipelines and backfilling, so as not to keep the trench open for any hazards.
- (16) The restoration charges should be deposited well in advance.
- (17) Work is to be taken up only after giving the intimation well in advance to this office, duly obtaining NOC from this department.
- (18) As per Ministry's Guidelines for granting Right of Way permission to Telecom service Licensees/Infrastructure providers for laying of Telecom cables/ducts on NH land vide letter No.RW/NH-33044/29/2015/S&R(R) dtd:22.11.2016. The details of license fees and Bank Guarantee as under;

Utilized NH land area = Outer diameter / width of the concerned utility line x length:

$$1 \times 0.08 \times 2200 = 176.00 \text{ Sqm.}$$

License Fee (Rs/Sqm/Month) = (Utilized NH land area x prevailing circle rate of land per unit area) / (10 x 12)

$$\text{Crossing NH per year : } \frac{176 \times 6360 \text{ (guidance value land per Sqm)}}{10 \times 12} = 9328/-$$

$$\text{License Fees for 5 years} = 9328 \times 5 \times 12 = \text{Rs. 5,59,680/-}$$

$$\text{For Public Utility 33\% of Industrial Utilities as per No.RW/NH-33044/29/2015/S\&R(R) dated:22.11.2016} = \text{Rs.1,84,694/-}$$

Total License Fee for initial 5 years for the above works is Rs.1,84,694/-

The details fo Bank Guarantee as under :

The Performance Bank Guarantee @ Rs.100/- per meter length with a validity for one year i.e. $\leq 300\text{mm}$ dia/width = $2200 \times \text{Rs.}100/- = \text{Rs.}2,20,000/-$ plus 5 crossing each Rs.1,00,000/- = $5 \times 1,00,000/ = 5,00,000.00$.


Total Bank Guarantee to be submitted is Rs.7,20,000/-

The proposal along with the drawing and other details submitted herewith for kind approval.

Encl: Proposal in 3 sets

Yours faithfully,
Sd/-
Executive Engineer,
National Highway Division,
Mangalore.

Copy forwarded to the Assistant Executive Engineer, National Highway Sub Division, Mangalore for information.


Executive Engineer,
National Highway Division,
Mangalore.

The details of License Fee calculation as under:

Utilized NH land area = Outer diameter / width of the concerned utility line X length

$$1 \times 0.08 \times 2200 = 176.00 \text{ Sqm}$$

License Fee (Rs/Sqm/Month) = (Utilized NH land area X prevailing Circle rate of land per unit area) / (10 x 12)

$$\text{Crossing NH per year} - \frac{176 \times 6360 \text{ (guidance value Land Per Sq.m)}}{10 \times 12} = 9328/-$$

$$10 \times 12$$

$$\text{License Fees for 5 Years} = 9328 \times 5 \times 12 = \text{Rs. } 5,59,680/-$$

For Public Utility 33% of Industrial Utilities as per No. RW/NH-33044/29/2015/S&R(R)
Dated 22.11.2016 = Rs.1,84,694/-

Total License Fee for initial 5 Years for the above work is **Rs.1,84,694/-**.

The details of Bank Guarantee as under:

- (i) The Performance Bank Guarantee @ Rs. 100/- per meter length with a validity for one year i.e. $\leq 300\text{mm}$ dia/width = $2200 \times \text{Rs.}100/- = \text{Rs.}2,20,000/-$ plus 5 Crossing each Rs.1,00,000/-

Total Bank Guarantee to be submitted is Rs.7,20,000/-

Annexure - III

GOVERNMENT OF INDIA MINISTRY OF ROAD TRANSPORT & HIGHWAYS

Parivahan Bhavan.
1, Sansad Marg
New Delhi-110001

F. No. RW/NH-33023/19/99-DO III

Dated: the 16th March, 2016

To

1. The Chief Secretaries of all the State Governments/UTs
2. The Principal Secretaries/Secretaries of all States/UTs Public Works Department dealing with National Highways, other centrally sponsored schemes.
3. All Engineers-in-Chief and Chief Engineers of Public Works Department of States/UTs dealing with National Highways, other centrally sponsored schemes.
4. The Director General (Border Roads), Seema Sadak Bhawan, Ring Road, New Delhi-110010.
5. The Chairman, National Highways Authority of India, G-5&6, Sector-10, Dwarka, New Delhi-110075.
6. The Managing Director, NHIDCI, PTI Building, New Delhi-110001.

Sub: Guidelines/norms for access permission to Fuel Stations, Private Properties, Rest Area Complexes and such other facilities along National Highways- reg.

The power to give for access to National Highways lies with the Highway Administration as per the Highway Administration Rule, 2004 under the control of National Highways (Land and Traffic) Act, 2002. While exercising this power, the Ministry issued the general guidelines/norms for access permission to fuel stations, private properties, rest area complexes and other facilities vide Ministry's Circular No. RW/NH-33023/19/99-DO-III dated 24.7.2013. The norms and guidelines were issued as per enclosures of the Circular at Appendix-I (along with Annex-I, II & III to Appendix-I) and Appendix-II (along with Annex-I, II and III to Appendix-II).

2. The Ministry has been receiving many cases of relaxation from the Ministry's norms stipulated in the Circular under reference. It has been observed that many cases of deviations from the extant guidelines, specifically distance from intersection, gap in central median, distance from nearest fuel station, distance from toll plaza and non-fulfilment of the criteria of construction within a year of issuing NOC have been received for relaxation by the Ministry. Further, many complaints and RTI applications against relaxation have also been received in the Ministry.

3. In view of the above, it has been decided that the application for relaxation in the guidelines/norms for access permission to fuel stations, private properties, rest area complexes and other such facilities along National Highway will be filled up by the applicants through online forms and will be submitted to the concerned Highway Administrator. Before the issue of provisional NOC and in principle approval, the Highway Administrator will make available in the Ministry's website (morth.nic.in) the complete application for public comments, thereby bringing out the relaxation sought by the applicant. Comments will be invited within 60 days

from day of uploading and will be in the format as enclosed as Form-A. The Highway Administrator will subsequently take the decision on the application in a speaking order for accepting or rejecting the relaxation sought and taking into consideration the objections received on the matter. The applicant may have a further period of 30 days for appealing against the Highway Administrator to the Appellate Authority who will be the Chief Engineer of the respective Project Zone in Ministry of Road Transport & Highways. Chief Engineers will take into consideration the application of the applicant seeking relaxation, the objections received from the general public and the speaking order of Highway Administrator to decide on the appeal. The order of the Appellate Authority shall be final.

4. The Highway Administrator will issue the 'in principle' approval and the Provisional NOC for the applications, where relaxation of norms has been sought, only after the completion of the process illustrated in the preceding paragraph.

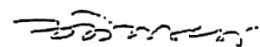
5. This circular will be read in continuation with circular of Ministry dated 24.7.2013 mentioned in first paragraph. The other provisions of the earlier circular will remain applicable.

6. The competent authority in the Ministry shall notify the Appellate Authorities for their respective Highways Administration. The contents of this Circular may be brought to the notice of all the concerned in your organization.

7. This issues with the approval of the competent authority.

Encls. As above.

Yours faithfully,



(U.C. Katara)

Superintending Engineer (S.R&T) (Roads)

For Director General (Road Development) & SS

Copy to:

1. All Technical Officers in the Ministry of Road Transport & Highways
2. All ROs and ELOs of the Ministry
3. The Secretary General, Indian Roads Congress
4. The Director, IAHE
5. Technical circular file of S&R (R) Section
6. NIC - for uploading on Ministry's website under "What's new"

Copy for kind information to:

1. PS to Hon'ble Minister (RTH&S)
2. PS to Hon'ble MOS (RTH&S)
3. PPS to Secretary (RT&H)
4. PPS to DG(RD)&SS
5. PPS to SS&FA
6. PS to ADG-I/ADG-II
7. PS to JS(T)/JS(H)/JS(LA&P)/JS(EIC)

Form-A

Form for inviting public comments on the application for relaxation in the guidelines/norms for access permission to fuel stations, private properties, rest areas complexes and other such facilities along National Highways

The comments by the general public needs to be given within 60 days of uploading the online application for comments.

<u>Sl. No.</u>	<u>Item</u>	<u>Details</u>
1.	Name of the person who is desiring to give comments	
2.	Address of the person	
3.	Details of the application for access permission against which comments are being given (name of applicant and other details like site address etc.)	
	a) Application No.	
	b) Name of Applicant (who applied to access permission)	
	c) Details of Application	
4.	Whether the specific permission, if given, shall cause any damage to Highways? If yes, please give details.	
5.	Whether specific permission, if given, shall adversely affect safety and convenience of the traffic on the Highways? If yes, please give the details.	
6.	Whether specific permission, if given, shall adversely affect hygiene or cause nuisance and pollution on the Highways? If yes, please give the details.	

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