



No.RW/BNG/ N-234/NOC/Km 44.528/111/2015
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: 04.05.2018

Invitation of Public Comments

Subject: Issue of NH Access Permission for New MS/HSD retail outlet abutting on LHS boundary of NH - 234 (Mangalore - Thiruvannamalai section) at Km 44.505 in Sy. No. 233/3B of Malady village, Belthangady Hobli, Belthangady Taluk, Dakshina Kannada District, Karnataka State-Reg.

The proposal seeking access permission to the above retail outlet of M/s. HPCL was submitted by M/s. HPCL vide letter dated 09.12.2015 (Annexure -I). The proposal is verified/certified by Executive Engineer, NH Division, Mangalore vide letter dated 09.12.2015 (Annexure - II). The proposal was examined and provisional approval was accorded vide this office letter of even no. dated 29.01.2016, as the oil company proposed 5.50m service road for a length of 433m plus the A/D lane so that the minimum distance criteria of the cross road intersection existing in front of the proposed site is met (Annexure - III).

2. Now, M/s. HPCL vide letters dated 20.12.2017 & dated 23.04.2018(Annexure - IV), has submitted modified proposal without service road as proposed earlier, seeking relaxation to the minimum distance criteria enclosing therewith certificate from the local authority. The Executive Engineer, NH Division, Mangalore vide letter dated 20.03.2018 (Annexure - V) has stated that the opposite cross road is dead end road for a length of 400m leading to dwelling houses, which does not carry any movement of HCV/LCV and used mainly by two wheelers/cars with minimum traffic movement and has verified/certified the proposal. As per the Ministry's guidelines dated 24.07.2013, the minimum distance from intersection with rural roads/approach roads to private and public properties is 300m for rural area category. Hence, the proposal necessitates relaxation to the Ministry's norms.

3. As per the guidelines issued by the Ministry vide OM No.RW/NH-33023/19/99-DO-III dated 16.03.2016 (Annexure - VI), the relaxation application will be made available for public comments and the comments will be invited within 60 days from the day of uploading as per the Format enclosed as Form- A.

4. In view of the above, comments of the public on the above relaxation 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.

Executive Engineer
for Regional Officer (C)

Copy to: (i) NIC, New Delhi for uploading in the Ministry's website.
(ii) The Chief Regional Manager, M/s. Hindustan Petroleum Corporation Limited, Mangalore
Retail Regional office, 1st Floor, Deo Gratias Building, Chilimbi, Urva Stores, Mangalore -
570006 for information.

Executive Engineer
for Regional Officer (C)



हिन्दुस्तान पेट्रोलियम कॉर्पोरेशन लिमिटेड

(भारत सरकार उपक्रम) पंजीकृत कार्यालय जमशेदजी टाटा रोड, मुंबई - 400 020.

HINDUSTAN PETROLEUM CORPORATION LIMITED

(A GOVERNMENT OF INDIA ENTERPRISE) REGISTERED OFFICE : 17, JAMSHEDJI TATA ROAD, MUMBAI - 400 020.

मंगलूर रिटेल क्षेत्रीय कार्यालय, पहला तल, डियो ग्रेशियास बिल्डिंग, चिलिंबी, उर्वा स्टोर्स, मंगलूर - 575 006.
MANGALORE RETAIL REGIONAL OFFICE, FIRST FLOOR, DEO GRATIAS BUILDING, CHILIMBI, URVA STORES, MANGALORE - 575 006.
दूरभाष Phone : 0824- 2451567, 2451783, 2451564, 2451565, 2451568 फेक्स Fax : 0824-2451099

HPCL CIN : L23201MH1952GOI0008858

Ref No.RET/MLRO/SRM
To,

9TH DECEMBER 2015

Superintending Engineer (Civil)
Regional Office,
Ministry of Road Transport & Highways (MoRT&H)
PWD Annexe Building, K R Circle
Bangalore - 560 001

Dear Sir,

Sub:- Issue of No Objection Certificate for installation of New MS/HSD Retail outlet abutting on Left Side boundary of NH-234(Mangalore - Thirvannamalai Section) at KM44.505(old KM44.528) in Sy No.233/3B of Malady village, Belthangady Hobli, Belthangady Taluq, Dakshina Kannada District, Karnataka State.

Ref

1. Your office letter No.RW/BNG/KNT/NH-234/NOC/KM44.528/2015/1526 Dt: 26.10.2015
2. Certified proposal submitted on 07.10.2015.

With reference to the above subject proposal after we have submitted the certified proposal from the Field Authority vide the Ref.2 , and subsequently we have received letter from your esteemed office vide ref.1 to comply the certain observations, so we hereby submit the compliance as below;

Sl No	Observations	Compliance
1	It is mentioned in the para 1.1.1(ii) of checklist that the distance of intersection with rural roads/approach roads to private and public properties is at a distance of 5m on the opposite side from the proposed retail outlet whereas the same is shown at a distance of 50Mt from the retail outlet in the 1.5Km radius layout plan . The discrepancy needs to reconciled and the corrections may be made accordingly	Noted and corrected checklist is been enclosed
2	It is observed from the layout plan that, it is proposed to construct a divided carriageway (5.5m carriageway on either side along with 0.3m width median) from Km44.152 to Km44.805 in order to meet the minimum distance criteria of 300m. In this regard, it is felt that the option of construction of the service road may be explored or otherwise the proposal may be forwarded with proper justification for relaxation to this office, so that the same may be forwarded to Ministry for consideration under relaxation.,	As per your opinion we hereby propose the service road from Km44.150 to Km44.763 so that the access to the proposed retail outlet is from the service road only and not from main carriageway and also the distance between the opposite cross road to the access point of the retail outlet meets the MoRT&H Norms.

..2..

Since as we are proposing the service road in front of the retail outlet due to technical and economical reasons due to the earth filling requirement we hereby shift the above site towards the Mangalore side by 23Mts as we have the frontage of more than 100Mts under the same Sy Number and accordingly we have amended the proposal in all respects and also the certified proposal from the PWD field Authority is been enclosed.

Please do the needful for the issue of NH access permission.

Thanking you,

Yours faithfully,
For Hindustan Petroleum Corporation Limited.


S Mahesh Kumar
Senior Regional Manager-Retail

Encl: As above

ANNEXURE - II



GOVERNMENT OF KARNATAKA

(Public Works, Ports and Inland Water Transport Department)

Phone No.0824-2450415

Fax No.0824-2454493

Email: eenhmng@kpwd.gov.in

No.NHD/MNG/JE/NH-234/KM.44.505

Retail Outlet/NOC/2015-16 / 3353 - 55

Office of the Executive Engineer,
National Highway Division,
Urwastore, Ashoknagar,
Mangaluru - 6, Date: 09/12/2015

To,
**The Regional Officer,
Ministry of Road Transport and Highways,
P.W.D. Annexe Building,
K.R.Circle,
Bengaluru-560001**

Sir,

Sub:- Issue of No objection Certificate for installation of New MS/HSD Retail Outlet on the Left side of NH-234 (Mangaluru - Villupuram Section) at Km.44.505 in Survey No. 233/3B, Malady village of Belthangady Hobli, in Belthangady Taulk of Dakshina Kannada District, Karnataka in favour of M/s Hindustan Petroleum Corporation Ltd, Mangaluru.

Ref:-1) Your letter No: RW/BNG/KNT/N-234/NOC/KM.44.505/2015/1527 Dated:26.10.2015 addressed to M/s HPCL, Mangaluru.

2) M/s Hindustan Petroleum Corporation Limited, Mangaluru letter No:RET/MLRO/SRM Dated 09.12.2015.

In compliance to your letter dated 26.10.2015, M/s Hindustan Petroleum Corporation Ltd., Mangaluru has submitted parawise replies to the observations made by your office.

The original compliance is herewith submitted in the proposal for further needful for issuing the N.O.C.

Encl: Proposal - 3 sets

Yours faithfully,

Executive Engineer
National Highway Division
Mangaluru

Handwritten signature and date: 11/12/2015

ANNEXURE - III



GOVERNMENT OF INDIA MINISTRY OF ROAD TRANSPORT & HIGHWAYS

Telegram : ROADIND
Telephone : 22217457, 22105765(F)
e-mail : robengaluru@gmail.com

O/o the Superintending Engineer
PWD Annexe Building,
K.R. Circle, Bangalore - 560001.

No.RW/BNG/N-234/NOC/Km 44.505/111/2015 / 228 81 Date: 29.01.2016

To

The Senior Regional Manager (Retail),
M/s. Hindustan Petroleum Corporation Ltd.,
First Floor, Deo Gratias Building,
Chilimbi, Urva Stores, Mangalore.

Subject: Issue of NOC for installation of new MS/HSD Retail Outlet abutting on (LHS) boundary of NH 234 at km 44.505 in Sy. No. 233/3B of Malady Village, Belthangady Hobli, Belthangady Taluk, D.K. District by M/s. HPCL, Mangalore.

Reference: Ministry's letter No.RW/NH-33023/19/99-DO-III dated 24th July, 2013.

Sir,

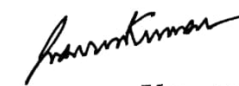
Please refer to your letter dated 09.12.2015 submitting therewith a proposal for issue of NOC for 'Access Permission' at the location mentioned above. The proposal has been examined in light of the Ministry's Circular No.RW/NH-33023/19/99-DO-III dated 24th July, 2013 and further clarification of checklist and drawings by the Executive Engineer, NH Division, Mangalore vide letter No. NHD/MNG/JE/NH-234/Km 44.505/Retail Outlet/NOC/2015-16/3353-55 dt. 09.12.2015, the Ministry has 'No Objection' for the issue of "Provisional NOC" subject to the following terms and conditions:

- (i) The applicant should adhere to their undertaking given with the proposal.
- (ii) The applicant may construct the Access Road, scrupulously according to the approved drawing enclosed with the proposal **at their own cost within six months**. Any discrepancy, would lead to violation of Ministry's guidelines and the approval issued shall stand cancelled.
- (iii) After the construction as per approved drawings and to the satisfaction of the Highway Administration, the final approval will be given after the receipt of communication from the applicant about the completion of construction work and License Deed may be signed by the Competent Authority (i.e. Highway Administration). In case, the construction is not done in one year, the provisional approval shall be deemed to be cancelled, unless renewed by the Highway Administration.

- (iv) As per the Ministry's guidelines, the completion certificate from the concerned Authority for having completed the construction in conformity to the Ministry's guidelines and approved drawings needs to be submitted for issue of Final Approval. Further, it is intimated that as per Ministry's Circular vide para-4, before obtaining approval from this office, the Architect/Consultant will also ensure video recording before and after completion of construction work.
- (vi) This office may be immediately informed, if there are any changes in the land documents, power of attorney etc. with respect to the details already submitted with the proposal.
- (vii) A copy of the approved drawings are enclosed herewith for taking further necessary action.

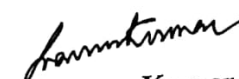
Yours faithfully,

Encl: As above


(Praveen Kumar P)
Executive Engineer
for Superintending Engineer (C)

dc

Copy to:
The Executive Engineer, NH Division, Mangalore - for information and necessary action.


(Praveen Kumar P)
Executive Engineer
for Superintending Engineer (C)

dc

ANNEXURE - IV



हिन्दुस्तान पेट्रोलियम कॉर्पोरेशन लिमिटेड

(भारत सरकार का उपक्रम) पंजीकृत कार्यालय : 17, जमशेदजी टाटा रोड, मुंबई - 400 020

HINDUSTAN PETROLEUM CORPORATION LIMITED

(A GOVERNMENT OF INDIA ENTERPRISE) REGISTERED OFFICE : 17, JAMSHEDJI TATA ROAD, MUMBAI - 400 020

मंगलूरू रिटेल क्षेत्रीय कार्यालय, पहला तल, डियो ग्रेशियास बिल्डिंग, चिलिम्बि, उर्वा स्टोर्स, मंगलूरू - 575 006

MANGALURU RETAIL REGIONAL OFFICE - FIRST FLOOR, DEO GRATIAS BUILDING, CHILIMBI, URVA STORES, MANGALURU - 575 006.

दूरभाष / Phone : 0824 - 2451567, 2451783, 2451564, 2451565, 2451568, फैक्स Fax : 0824-2451099 सी.आई.एन./C.I.N. L23201MH1952GO1008858
Ref No.MRRO/NC/RE

To
The Regional Officer
Ministry of Road Transport & Highways
PWD Annex Building, K R Circle
Bangalore - 560001

Date: 20th December 2017

Dear Sir,

Sub:- NH access Permission for New Retail outlet abutting on Left Side boundary of NH-234(Mangalore – Tiruvanamalai Section) at KM44.505 in Survey No.233/3B, of Maladi village, Belthangady Hobli, Belthangady Taluk, Dakshina Kannada District, Karnataka State - Reg

Ref: 1.Your office letter No: RW/BNG/KNT/N-234/NOC/km44.528/11/2015/1795 dt 18.12.2015

With reference to the above subject, we have received the NH access Provisional permission from your esteemed office vide the ref.1 and issued us the approved layout plan for carrying out the construction of the retail outlet.

Since as per the approval due to existence of opposite side private road to houses we have proposed to construct 5.5mt wide service road for a length of nearly 433Mts plus the A/D lane such that the minimum distance clause of the cross road intersection existing in front of the above proposed site meets the NH Norms.

Subsequently we have checked the traffic count on the opposite cross road and found that the traffic is very minimal of 2 wheelers only for the houses, which we are supposed to foresee before we have submitted in the earlier proposal which was not done due to oversight, so for the same we regret. Now we hereby submit the above seek the access permission with amended layout.

The existing cross road on the opposite side carries the very minimal of vehicles for the houses only i.e. 5-6 Cars and 12-15 two wheelers do not carry the HCV & LCV movements traffic and the same the certificate from the local competent Authority is been enclosed for justification.

In the above regard we are submitting 5 Nos of amended layout drawings along with the 1.5km radial survey location plan.

So kindly process the above proposal at the earliest and issue the amended layout plan approval at the earliest.

Please do the needful.

Thanking you,

Very truly yours

M. VASANTA RAO
Deputy General Manager &
Deputy Commissioner
Hindustan Petroleum Corporation Limited
Mangalore Regional Office

Encl: As above

Visit us at <http://www.hindustanpetroleum.com>

ANNEXURE - IV

हिन्दुस्तान पेट्रोलियम कॉर्पोरेशन लिमिटेड

(भारत सरकार का उपक्रम) पंजीकृत कार्यालय : 17, जमशेदजी टाटा रोड, मुंबई - 400 020

HINDUSTAN PETROLEUM CORPORATION LIMITED

(A GOVERNMENT OF INDIA ENTERPRISE) REGISTERED OFFICE : 17, JAMSHEDJI TATA ROAD, MUMBAI - 400 020



मंगलूरू रिटेल क्षेत्रीय कार्यालय, पहला तल, डियो ग्रेशियास बिल्डिंग, चिलिम्बि, उर्वा स्टोर्स, मंगलूरू - 575 006

MANGALURU RETAIL REGIONAL OFFICE - FIRST FLOOR, DEO GRATIAS BUILDING, CHILIMBI, URVA STORES, MANGALURU - 575 006.

दूरभाष / Phone : 0824 - 2451567, 2451783, 2451564, 2451565, 2451568, फैक्स Fax : 0824-2451099 सी.आई.एन./C.I.N. L23201MH1952GO1008858

To,

Date:23/04/2018

The Regional Officer
Ministry of Road Transport & Highways
PWD Annex Building, K.R Circle,
Bangalore - 560001.

Dear Sir,

Subject:- NH Access Permission for New MS/HSD Retail outlet abutting on Left Side boundary of NH-234(Mangalore - Tiruvanamalai Section) at KM44.505 in Survey No.233/3B, of Malady village, Belthangady Hobli, Belthangady Taluk, Dakshina Kannada District, Karnataka State.

Ref.1. Our office letter dated 20th December 2017 submitted on 28/12/2017

With respect to the above subject and in continuation to our letter vide the Ref.1, as the above proposal is been forwarded from field Authority to your esteemed office on the same line we hereby request for consideration of the above proposal under the relaxation due to the existence of small opposite cross road as the same is been reflected and recommended in the forward proposal from Field Authority.

With the above regard we request you to consider the above proposal under relaxation.

Please do the needful.

Thanking you,

Yours faithfully,

For M/s. Hindustan Petroleum Corporation Limited

Authorised Signatory

Encl: As above

on file
BSR

ANNEXURE - V



GOVERNMENT OF KARNATAKA

(Public Works, Ports and Inland Water Transport Department)

Phone No.0824-2450415

Email: eenhdmng@yahoo.com.

No.EE/NHD/MNG/AE-2/NOC/Retail Outlet/2017-18 1523-25

Office of the Executive Engineer,
National Highway Division,
Urwastore, Ashoknagar,
Mangalore - 575 006,
Date: 20-03-2018

To,
The Regional Officer,
M.O.R.T&H,
K.R. Circle,
Bangalore.

Sir,

Sub:- Issue of NH Access permission for new MS/HSD retail outlet abutting on LHS boundary on NH-234 (Mangalore - Thiruvannamali section) at KM.44.505 in Sy. No. 233/3B of Malady village, Belthangadi Hobli, Belthangady Taluk, Dakshina Kannada District, Karnataka. - Reg.

- Ref:** 1) Regional Officer, MORT&H, Bengaluru letter No. RW/BNG/N-234/NOC/KM.44.528/111/2015/2480 dated: 05.02.2018.
2) Assistant Executive Engineer, National Highway Sub Division, Mangalore letter No.NHSD/MNG/NH-234/Retail Outlet/KM.44.528/2017-18/943 dated: 19.03.2018.

Adverting to the above subject, the proposal for Issue of NH Access permission for new MS/HSD retail outlet abutting on LHS boundary on NH-234 (Mangalore - Thiruvannamali section) at KM.44.505 in Sy. No. 233/3B of Malady village, Belthangadi Hobli, Belthangady Taluk, Dakshina Kannada District, Karnataka has been examined and returned by your kindself vide letter cited under reference (1) above.

The Assistant Executive Engineer, National Highway Sub Division, Mangalore has resubmitted the same cited vide reference (1) above by reporting that the modified proposal seeking relaxation is verified and observed that there is small opposite cross dead end road for a length of 400.00 mtr leads to the dwelling houses which do not carry any movement HCV/LCV etc., it is mainly used for transit of few two wheelers and cars with minimum traffic movement.

Hence herewith submitting the proposal along with the certified check list and layout drawings for further needful action.

Yours faithfully,

Executive Engineer,
National Highway Division,
Mangalore.

26/3
Encl: 3 Proposals
26/3/18 on file ph
my

ANNEXURE-VI

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-fulfillment 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

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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.

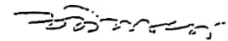
5. This circular will be read in continuation with circular of Ministry dated 24.7.2013 mentioned in first paragraph. The other provisions of the earlier circular will remain applicable.

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 web-site 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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