



No. RW/BNG/N-13/NOC/Km 517.921/262/2018

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: 18.09.2018

Invitation of Public Comments


Subject: Issue of NOC for construction of access road to New MS/HSD retail outlet abutting on LHS boundary of NH -13 (Chitradurga - Shimoga Section) at Km 517.921 in Sy. No.231/2 of Pillanagere village, Shimoga Taluk & District, Karnataka State - Reg.

The proposal seeking access permission to the above retail outlet of M/s. Nayara Energy Ltd., is forwarded by The Executive Engineer, PPP Cell, National Highways, Shimoga vide letter No. EE/PPP/NH-13/Smg/Retail Outlet NOC/2017-18/194 dated 18.08.2018 (Annexure - I) seeking NOC under relaxation due to the existence of rural road/approach road intersection at a distance of 39m (on the opposite side) as against minimum of 300m after duly verifying /certifying. The oil company has proposed 5.50m wide service road upto the intersection of rural road/approach road i.e., 39m along with deceleration / acceleration lanes of 70m & 100m.


2. Since the Intersection with the rural road/approach road is at distance of 39m from the proposed retail outlet site as against minimum of 300m, the proposal necessitates relaxation.
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. The comments needs to be submitted in 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.


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

- Copy to : ✓
- (i) NIC, New Delhi for uploading in the Ministry's website.
 - (ii) The Executive Engineer, PPP Cell, National Highways, Shimoga for information.


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

Annexure - 1

KARNATAKA GOVERNMENT

Office of the Executive Engineer, PPP Cell, National Highways

A.P.M.C. Yard, Q-1 Building, Sagar Road, Shimoga-577204

Email ID: eepppnhsmsg6@gmail.com

No:EE/PPP/NH-13/Smg/RetailoutletNOC/2017-18/194

Date: 18-08-2018

✓
To,

The Superintendent Engineer (Civil),

Regional Office,

Ministry of Road Transport & Highways (MoRT&H)

PWD Annex Building, K.R.Circle, Bangalore-560001.

Sir,

Sub: Issue of NOC for installation of New MS/HSD retail outlet abutting on the left side boundary of NH-13 Chitradurga-Shimoga section at Km 517.921 in survey no 231/2 of Pillanagere Village, in the Taluk of Shimoga, Shimoga District, Karnataka state.

Ref: 1. Brightway India consultancy and Allied Services, office letter dated 24-07-2018.

Adverting to above cited subject, The Retail outlet spot was inspected on 14-08-2018 by the under signed. The site of the Proposed MS/HSD Retail outlet spot is abutting on left side boundary of NH-13 Chitradurga-Shimoga section @ Chainage of Km 517.921 in survey no-231/2 of pillanagere village ,Holalur Hobli in Shimoga taluk, Shimoga District, Karnataka state. The proposed site location lies under the village limit & hence the site location falls under the non urban area(Rural stretch) as per MoRT&H Norms.

The GAD submitted by the Agency is in accordance with the norms laid down by MoRT&H, New delhi for issue of NOC for establishment of Retail

Outlets in non urban (rural stretch) limits duly exempting the clause 4.5.1 for which the oil company proposes 5.50 mtrs wide service road with 2.25 Mtr shoulder through Deceleration and Asccleration lanes from 517.788 Km to 518.043Km and thus the intersection will be from service road only.

Under the above cited circumstances the proposal for establishing the Retail outlet at Km 517.921 outlet abutting on left side boundary of NH-13 Chitradurga-Shimoga Section is recommended for issue of NOC by the competent authority.

Yours Faithfully,

Encl: Proposal with records in 4 sets
original along with DVD


Executive Engineer,

PPP Cell, National Highways

 **Shimoga.**

D.D.No - 310957 Fees 10000/-
Dated on - 27-08-2018

Annexure-II

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, P11 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

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.

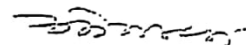
5. This circular will be read in continuation with circular of Ministry dated 24.7.2013 mentioned in first paragraph. The other provisions of the earlier circular will remain applicable.

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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