

Himachal Pradesh
Public Works Department

No.PW/WS/CNG/PNG/Policy/WS- 2898-2990

Dated:- 11/7/2022

To

All the Chief Engineers
In HPPWD

All the Superintending Engineers
In HPPWD

All the Executive Engineers
In HPPWD

Subject: - Policy for granting NOCs/Approvals/Clearances for Right of Use of Way for laying of Gas Distribution Network (GDN) in the State of H.P.
(Clarification for interpretation of the Policy)

The Govt. of Himachal Pradesh vide Notification no. PWD(C)E(I)-1/2021 dated 15th July, 2021 has notified the Policy guidelines governing grant of NOCs/Approvals/Clearances permission, levy of restoration charges and determination of compensation for right of use of way for State government departments/Urban local bodies/State authorities land for laying of Gas Distribution Network(GDN) to the licensed entities/firms/companies who have been awarded the work of laying of Gas pipelines network in the state of Himachal Pradesh. The policy has been published in the e-gazette on 19.7.2021 and has thus become enforceable/effective from this date.

In this context, the licensees who have been awarded the work of laying of gas pipelines in the state of Himachal Pradesh along PWD roads are approaching this office with their representations regarding irrational RoU charges being levied by the department for granting such permissions. The matter has been examined in this office in light of the provisions of the Policy guidelines notified by the state Government and it is felt to issue few clarifications for clear and accountable interpretation of the policy guidelines while raising the restoration estimates to the concerned entities/firms/companies by the concerned HPPWD Divisions. The clarifications are as under:-


Sr. No.	Ref. of Clause no.	Description as per clause	Clarification
1	3.1.1	For obtaining RoU facility/permissions, the licensee will submit an application in the prescribed format to the Executive Engineer, HPPWD of concerned jurisdiction.....	Requisite prescribed format is attached as Annexure-A along with list of documents to be annexed with the application for seeking the permission.

2	4.1 (A)	Restoration charges	<p>(i) The restoration charges as mentioned in Clause 4.1(A) are applicable for open trenching method for laying Gas Distribution Network (GDN) which shall also cover the pits for Horizontal Directional Drilling (HDD).</p> <p>(ii) No charges shall be applicable for the length(s) to be covered under Horizontal Directional Drilling (HDD). However, in case of any damage to the existing road portion(s)/open land surface(s) during laying of gas pipeline by HDD, the EE concerned will move separate restoration estimate on actual basis after carrying out joint inspection with the concerned licensee.</p> <p>(iii) In case the category of road surface(s) are not covered by any of the category of road surface(s) mentioned in Clause 4.1(A); then EE concerned will move separate estimate for restoration of the portion proposed for laying GDN on actual basis after carrying out the joint inspection with the concerned licensee.</p>
3	4.1(B)	Annual Rent	Annual rent shall apply to whole length of Gas Distribution Network (GDN) i.e. GDN laid by Open trenching method and HDD method.

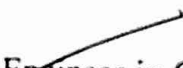
It is further clarified that the competent authority to grant approval is the authority sanctioning Technical Sanction (TS) of the estimates within department as per delegation of powers and accordingly the approval of the NOC case shall also be granted by the same authority. However, the approval shall be conveyed to the applicant by the concerned Executive Engineer.

You are, therefore, directed to adhere to above clarifications/instructions while granting such permissions to the authorised licensees in future.

Encl. As above


 Engineer-in-Chief
 HPPWD Shimla-2

Copy to :- (i) The Principal Secretary (PW) to the GoHP for information.
 (ii) The Executive Engineer (IT Cell) in this office with the direction to upload the same on departmental web site.


 Engineer-in-Chief
 HPPWD Shimla-2

Application for seeking permission for Right of Use of Way for State Government Departments/ Urban Local Bodies/State Authorities land for laying of Gas Distribution Network (GDN) in HP

(See clause 3.1.1 of the policy notified by GoHP dated 15th July, 2021)

1. Name and Address of the licensed entity/firm/company.....
2. Reference of Award no. for laying GDN issued by Petroleum & Natural Gas Regulatory Board (PNGRB/Competent authority).
(Award letter no. issued by the competent authority is to be annexed with the application)
3. Name of the Authority awarding the work for laying GDN.....
4. Detail of area to be covered for laying GDN.....
5. Period for which work has been awarded to lay the GDN by PNGRB/Competent authority.....(Note:- The permission shall be granted by HPPWD only for the period allowed to the licensee for laying the GDN by the concerned PNGRB/Competent Authority. Thereafter, the licensee shall have to seek extension of time from the concerned EE HPPWD on the basis of period extended by the PNGRB/Competent authority for laying the GDN)
6. Name of the HPPWD concerned Division.....
7. Whether application is accompanied by location wise GIS map or not.....(Yes/No)
8. Whether proposal submitted on separate plan in the scale of 1:500 (applicable in case where infrastructure map is not available).....(Yes/No)
9. Details of property ownership of the land on which GDN is to be laid.....
10. Detail of work plan.....
(work plan should be area wise and time wise)
11. Detail of methodology to be used for laying GDN.....
12. Detail of processing fee.....

UNDERTAKING

I/We hereby undertake that I/We shall abide by the terms and conditions specified in the Policy Guidelines governing grant of NOCs/approvals/clearances permission, levy of restoration charges and determination of compensation for Right of Use of Way for State Government Departments/ Urban Local Bodies/State Authorities land for laying of Gas Distribution Network (GDN) in Himachal Pradesh notified vide notification no. PWD(C) E-1/2021 dated 15th July 2021 and subsequent amendment(s) if any.

Date:

Signature of the applicant

List of documents to be annexed with the application for seeking seeking permission for Right of Use of Way for State Government Departments/ Urban Local Bodies/State Authorities land for laying of Gas Distribution Network (GDN) in HP

1. Locality wise Geographic Information System (GIS) map in appropriate file format with detailed description of location, route plan duly marked on infrastructure map.
2. In case of non availability of infrastructure map, the applicant shall have to mark the location of the proposal on plan of such road in scale of 1:500 duly surveyed with Total Station instrument for precise location in terms of longitude & latitude .
3. Relevant details of the land with property ownership on which gas pipelines are to be laid.
4. Work plan (area wise & time wise).
5. Methodology to be used for laying the gas pipelines i.e. Horizontal Directional Drilling (HDD)/ Open trenching /Both.
6. Processing fees (through online mode)
7. Detailed cross section required for laying gas pipelines or any other details /specifications as required.
8. Award letter for laying GDN issued by Petroleum & Natural Gas Regulatory Board (PNGRB/Competent authority).
9. Copy of Licence Deed executed with the PNGRB/Competent authority.
10. The applicant shall submit five (5) numbers of hard copies of the application along with a soft copy.
11. Any other information which the applicant intends to furnish duly supported with relevant documents.