



No.RW/BNG/N-206/NOC/Km 225.540/170/2016

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 20th April, 2018

Invitation of Public Comments

Subject: Issue of NH Access Permission for New MS/HSD retail outlet abutting on RHS boundary of NH - 206 (Tumkur - Honnavara section) at Km 225.540 in Sy No, 12/2 (Part of Sy No. 12) of Yalavalli village, Ayanur Hobli, Shimoga Taluk & District, Karnataka State-Reg.

The proposal seeking access permission to the above retail outlet of M/s. Essar Oil Ltd., was submitted by Executive Engineer, NH Division, Chitradurga vide letter dated 15.02.2017 (Annexure - I), wherein the Oil company had proposed to provide 5.50m service road along with A/D due to the existence of cross road intersection at a distance of 50m as against minimum of 300m. The proposal was examined and provisional approval was accorded vide this office letter of even no. dated 20.04.2017 (Annexure - II). Further, Oil company vide letter dated 4.11.2017 (Annexure - III) has submitted modified proposal reducing the length of the service road to the minimum i.e, upto the distance of cross road i.e., 54m and has sought relaxation to the Ministry's norms. The modified proposal is verified and certified by local NH authority i.e, Executive Engineer, NH Division, Chitradurga vide letter dated 14.03.2018 (Annexure - IV), while stating that the said road is having very minimum traffic of two wheelers and bullock cart for transit of agriculture materials and the road does not carry any movement of HCV/LCV.

2. Since the Intersection with the rural road/approach road is at distance of 50m 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 - V), 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.

Yours faithfully,

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

Copy to : (i) NIC, New Delhi for uploading in the Ministry's website.
(ii) M/s. Essar Oil Ltd., No.12, "Mayo center", Near Garurda Mall, Bangalore-560025 for information.

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



No. EE/NHD/CTA/AE-3/Retail outlet/Permission/2016-17/1762

Office of the
Executive Engineer,
National Highway Division,
Chitradurga, Dated: 15-02-2017

To,

Superintending Engineer
MoRT&H
PWD Annex Building
K R Circle
Bangalore.

Sir,

Sub:- Issue of NH Access Permission for new Retail Outlet abutting on R/S boundary of NH-206 Tumkur Honnavara section at KM225.540 in Survey No: 12/2(Part sy no.12) of Yalavalli Village, Ayanur Hobli, Shimoga Taluk, Shimoga District, Karnataka State – Regarding.

Ref:- 1. Assistant Executive Engineer National Highway Sub Division, Shimoga Letter No. 473
Dated: 11/01/2017

2. M/s Essar Oil & Gas Limited, Mangalore letter Dt: 29.12.2016

Adverting to the above cited subject, the Assistant Executive Engineer National Highway Sub division shimoga has submitted the proposals for obtaining No Objection Certificate for use of National Highway Land as access to the proposed retail outlet at KM225.540 of NH--206 Tumkur Honnavara section on right side in favour of M/s. Essar Oil & Gas Limited, Mangalore.

The retail Outlet is proposed to be installed on R/S boundary of NH-206 Tumkur Honnavara section at KM225.540 in Survey No: 12/2(Part Sy no.12) of Yalavalli Village, Ayanur Hobli, Shimoga Taluk, Shimoga District, Karnataka State. The Existing right of way at this proposed location on right side is 22.5Mtrs from the center line of NH as per the proposed road widening. The building line is indicated / maintained at 40Mtrs from the center line of NH,

The Site has been inspected by the Assistant Executive Engineer National Highway Sub Division shimoga along with the MoRT&H Empanelled Consultant M/s. Jay Jay Consultants Bangalore. The proposal is verified in this office in accordance with the guide lines of MoRT &H letter No.RW/NH-33023/19/99-DO-III dated: 24-07-2013.

At the above proposed site location, there exists cross road intersection at a distance of 50Mtrs from the proposed site on the opposite side towards Honnavara side, so the Oil company has proposed the service road from KM225.407 to KM225.841 and A/D Lane so that the access to the proposed retail outlet will be from service road and not from main carriageway and the minimum requirement of 300Mts from cross road intersection to access is maintained.

Hence proposal is recommended and requested and communicate to obtain NOC for use of National Highway Land as access to the proposed retail outlet at KM225.540 in Survey No: 12/2(Part Sy no.12) of Yalavalli Village, Ayanur Hobli, Shimoga Taluk, Shimoga District, Karnataka State. This is for your favor of kind information & further needful.

Encl: Proposals in 3 sets

Yours faithfully

Executive Engineer,
National Highway Division,
Chitradurga. ✓

Annexure - II



GOVERNMENT OF INDIA
MINISTRY OF ROAD TRANSPORT & HIGHWAYS

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

Office of the Regional Officer (Civil)
cum Highway Administration
PWD Annexe Building
K.R. Circle, Bangalore - 560001.

No.RW/BNG/N-206/NOC/Km 225.540/170/2016/125-126 Date: 20.04.2017

To

The Divisional Manager,
Business Development,
M/s. Essar Oil Ltd,
Third Floor, Maximus Commercial Complex
Light House Hill Road
Mangalore - 575001.

Subject: Issue of installation of New MS/HSD Retail Outlet abutting on (RHS) boundary on NH 206 (Tumkur - Honnavar section) at km 225.540 in Sy. No. 12/2 (Part of Sy. No. 12) of Yalavalli Village, Ayanur Hobli, Shimoga Taluk, Shimoga District, Karnataka State by M/s. Essar Oil Ltd., Mangalore

Reference: EE, NH Division, Chitradurga letter No. EE/NHD/CTA/AE-3/Retail Outlet/Permission/2016-17/1762 dt. 15.02.2017.

Sir,

Please refer to EE, NH Division, Chitradurga letter cited under reference submitting there with above mentioned proposal along with license fee amounting to ₹2,40,000/-for approval. The proposal is examined in the light of details furnished therein and Certification of the proposal by EE, NH Division, Chitradurga. "In-principle" approval is accorded for the above proposal (for access permission) and a provisional NOC is issued subject to following conditions:

- (i) The Oil Company/ Owner of the retail outlet mentioned in the subject shall construct the access as per approved drawings at their own cost within 6 (six) months of the issue of this Provisional NOC. On completion of the construction in accordance with the checklist and conforming to the approval, a Completion Certificate would be issued by concerned Divisional Engineer/Project Director about the completion of construction work and thereafter License Deed would be signed by the Regional Officer, Bengaluru. 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.
- (ii) The applicant shall strictly adhere to the undertakings given with the proposal in compliance to Sl.No 7 to 10 of Annexure -I (To Appendix-I) enclosed with Ministry's letter No. RW/NH-33023/19/99-DOIII dated 24th July, 2013. It shall be ensured by EE(NH)/PD, NHAI that the undertakings made by the applicant

are complied with in all respects. Any discrepancy would lead to violation of the Ministry's guidelines and the approval accorded shall stand cancelled.

- (iii) The concerned Project Director/EE, NH Division shall examine the road safety conditions during/ consequent to construction of approaches. In case of any adverse conditions, the matter may be reported to this office. Compliance to the approved drawings and other conditions are to be ensured by them.
- (iv) After obtaining "in-principle" approval, the oil company/ owner of the retail outlet shall be responsible for construction and maintenance of acceleration/deceleration lanes, service lanes, channelizers, drainage arrangement in accordance with the approved drawing/lay out plan and specification conforming to the norms at his own cost.
- (v) In case of noticing of defaults/ deviations if any during inspections would lead to cancellation of the approval accorded for access permission.
- (vi) It must be ensured that drinking water and toilet facilities are available at proposed fuel station and a display board showing such facilities shall be installed before entry to the fuel station.

2. A copy of the layout plan duly signed by the Regional Officer, Bangalore is enclosed.

Yours faithfully,

Encl: As above

Praveen
8/20/14
Copy to:

Pr
(Praveen Kumar P)
Executive Engineer
for Regional Officer (Civil)

The EE, NH Division, Chitradurga - for information and necessary action.

Pr
(Praveen Kumar P)
Executive Engineer
for Regional Officer (Civil)

Annexure - III

Date:

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

ESSAR 
OIL

Date: 4/11/17

Essar Oil Limited
No.12, "Mayo Center",
Commissariat Road,
Near Garuda Mall,
Bengaluru -560 025
India

Corporate Identity Number :
U11100GJ1989PLC032116

T +91 80 2555 9216
E eolmarketing@essaroil.co.in
www.essaroil.co.in

Dear Sir,

Sub:- NH Access Permission for New Retail Outlet abutting on Right side boundary of NH-206 (Lumkur - Honnavara Section) at KM225.540 in Survey No.12/2(Part of Sy No.12), of Yalavalli village, Ayanur Hobli, Shimoga Taluk, Shimoga District, Karnataka State- Reg

Ref: 1. Your office letter No: RW/BNG/N-206/NOC/Km225.540/170/2016/126 Dt: 20/04/2017

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.

So as per the approval we are supposed to construct 5.5mt wide service road for a length of nearly 435Mts plus the A/D lane along with the extension of the bridge culvert falling the in lane of the proposed service road such the minimum distance clause of the cross road intersection existing in front of the above proposed site meets the NH Norms.

Now we hereby inform that due to oversight we have misinterpreted the traffic on the opposite cross road and proposed the overall service road as per the above along with extension of the Box Culvert and Over and above we have encountered the hard start at the site and due to which the investment on the above retail outlet construction is over the estimated budget and non viable economics as the investment is from the dealer side.

So now we hereby submit the amended proposal drawings in which we propose the service road of a length so that the access to the retail outlet is from the service road only not from main carriageway and the also the A/D lane is at a sufficient length away for the point of intersection of the cross road exist on the opposite side of the carriageway and for the same we hereby seek the relaxation along with the check list

The existing cross road on the opposite side carries the very minimal traffic movement of agricultural and do not carry the HCV & LCV movements and also the 4 wheel traffic and the same the certificate from the local PWD department is been enclosed for justification.

In the above regard we duly are submitting 5Nos 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,

Yours faithfully,
For M/s. Essar Oil Limited

Authorised Signatory

Encl: As above.

Annexure -TV



Government of Karnataka

No.: ENH/CTA/NHD/AE4/Retail outlet/
Permission/2017-18 / 2220

To,
Regional Officer,
Ministry of Road Transport & Highways,
K.R. Circle,
Bangalore
Sir,

Office of the Executive Engineer
National Highway Division,
Chitradurga. Dated:

14 MAR 2018

- Sub : Issue of NH Access Permission for New MS/HSD Retails Outlet abutting on RHS boundary of NH-206 (Tumkur-Honnavaara section) at Km 225.540 Sy. No. 12/2 (Part of Sy No. 12) of Yalavalli village, Ayannur Hobli, Shimoga Taluk, Shimoga district, Karnataka State by M/s Essar Oil Ltd., Mangalore - Reg.
- Ref. : 1. Regional officer letter to Divisional Manager, M/s Essar Oil Ltd, Bagalore letter no: 1905, dated: 27-12-2017.
2. Assistant Executive Engineer, National Highway subdivision, Shimoga letter no. 410, dated: 22-02-2018

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With reference to the above subject, the proposal submitted in respect of New Retail Outlet at Km 225.540 Sy. No. 12/2 (Part of Sy No. 12) of Yalavalli village, Ayannur Hobli, Shimoga Taluk, Shimoga district, has been return with observations to examine the modified proposal and instructed for considering under relaxation.


Accordingly, the Assistant Executive Engineer, NH subdivision, Shimoga, has inspected the site and reported that there is a small 3.5 mtrs width mud road which leads to small habitant village chanahalli, where there is no movement of HCV/LCV and the road is mainly used for transporting the agriculture material by Bullock Carts. As such, recommended for relaxation for the stipulated norms for fuel station.

In this connection, the Assistant Executive Engineer, No.03 subdivision, Marketing Development Project, Shimoga, has given the certificate that the said road is having very minimum traffic of two wheels transported and Bullock Cart for transit of agriculture materials and also stated that the said road do not carry any movement of HCV/LCV.

In the view of the above, the modified proposal has been resubmitted herewith duly enclosing the check lists and necessary certificates and recommended to accord approval duly relaxing the stipulated norms of the Ministry.

Encl: Proposal in 4 sets

Yours Faithfully,


Executive Engineer,
National Highway Division,
Chitradurga. ✓

SSB
26/3

EEF/2

26/3/18

on Hk Pl. ID

BSR

at

Annexure V

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.

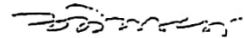
5. This circular will be read in continuation with circular of Ministry dated 24.7.2013 mentioned in first paragraph. The other provisions of the earlier circular will remain applicable.

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.

Yours faithfully,

Encls. As above.



(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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