

## Secretariat for Information Technology

सूचना प्रौद्योगिकी सचिवालय

From

No. SIT: Admin/ 368/2 SIT/16960

Principal Secretary to Government of Haryana  
Department of Information Technology, Electronics and Communication,  
Haryana

To

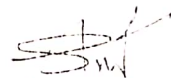
1. All the concerned Administrative Secretaries to Government of Haryana.  
(Revenue and Disaster Management, Irrigation and Water Resources, Town & Country Planning, Development & Panchayats, Forests and Wildlife, Agriculture & Farmers Welfare, Public Works Department (B&R), Urban Local Bodies and Industries & Commerce Department)
2. Chief Executive Officer, Haryana Enterprises Promotion Centre, Bay No. 63-66, Sector 2, Panchkula
3. Managing Director, HARTRON, Sector 17-B, Chandigarh
4. All the Deputy Commissioners in the State of Haryana.

Chandigarh dated, the 28.01.2022

Subject: Minutes of Meeting held on 31-12-2021 under the chairmanship of the Chief Secretary regarding permissions to lay Telecom Towers and OFC Cable.

Sir/ Madam,

I'm directed to address you on the subject cited above and to enclose a copy of minutes of the meeting held on 31-12-2021 under the chairmanship of the Chief Secretary for information and necessary action.



Director (Administration)  
for Principal Secretary to Government Haryana  
Information Technology, Electronics  
and Communication, Department, Haryana

Ends No. SIT: Admin/ 368/2 SIT/16960

Dated: 28.01.2022

A copy is forwarded to the following:

1. PS to CS - for kind information of Chief Secretary, Haryana
2. PS to PSIT - for kind information of Principal Secretary, IT
3. PS to SSIT - for kind information of Special Secretary, IT



Director (Admin)  
for Principal Secretary to Government Haryana  
Information Technology, Electronics  
and Communication, Department, Haryana

Copy To: Sh. Mahesh Shukla, Sr. Deputy Director General, Department of Telecommunications, Ministry of Communications, Government of India, 03<sup>rd</sup> Floor, BSNL Exchange Building, Sector-20, Panchkula.

Minutes of Meeting held on 31-12-2021 at 10:15 AM under the chairmanship of the Chief Secretary regarding permissions to lay Telecom Towers and OFC Cable with the Administrative Secretaries of Departments concerned.

1. A List of officers who attended the meeting is placed at Annex - I.
2. Principal Secretary, Department of Information Technology, Electronics and Communication, Haryana (DITECH) apprised the members about the Brief Points for discussions mentioned in the request letter received from Dr. Mahesh Shukla, ITS, Senior Deputy Director General, Department of Telecommunications, Ministry of Communication, Haryana - Licensed Service Area (LSA).
3. Subsequently, Dr. Mahesh Shukla, ITS, Senior Deputy Director General, Department of Telecommunications presented in detail the Agenda Points.
4. Various Agenda Points and the action required thereon was discussed in detail as explained below:

Point Number: 1 - Pending Right of Way (ROW) cases with the districts: -

- i) It was noticed that there is a huge pendency of Applications received for Communication and Connectivity Permissions almost in every district in the state. A total of 3169 Applications are shown pending on HEPC Invest Haryana Portal. Out of which, 2033 Applications are pending since more than the defined timeline of 45 days.
- ii) Principal Secretary IT informed that all the Deputy Commissioners in the state were already requested vide letter dated 29-12-2021 that the process to dispose of all the pending applications related to Communication and Connectivity Permissions in their respective district must be completed within the next 15 Days.
- iii) Principal Secretary IT also apprised that Para - 7 of the Communication & Connectivity Infrastructure Policy 2017 (CCIP 2017) provides a Time-line of 45 Days for decisions on the Applications. As per the policy, the permission shall be deemed to have been granted, if the nodal officer fails to dispose of the application within 45 days. Whereas it was mentioned in the Indian Telegraph Right of Way Rules, 2016 that the appropriate authority shall, within a period not exceeding sixty days from the date of application made, grant permission or reject the application.



- iv) To ensure compliance of Time-lines for decisions on the Applications, a letter dated 29.12.2021 had already been sent to the Chief Executive Officer, Haryana Enterprises Promotion Centre requesting them to re-enable the functionality for grant of deemed approval of all pending applications on HEPC Invest Haryana Portal. If the nodal officer fails to either grant permission or reject the application within a maximum period of 45 days.
- v) Chief Secretary desired that processing of Applications for Communication and Connectivity Permissions should be expedited by the District Administration and decisions on the application should be made within the defined timelines of 45 days as deemed approval may sometimes result in further administrative/ legal complications in some cases.
- vi) ACS Irrigation and Water Resources Department pointed out that User-Id on Invest Haryana Portal of some officers of Irrigation Department are not issued/active resulting in more pendency of applications.
- vii) It was also requested that pendency at DCs' Level or at Department's level or Applicant's End may be separately shown on Invest Haryana Portal.

Way Forward / Action Point(s):

- i) Serious concern was expressed on the huge pendency of applications and the Chief Secretary desired that the Deputy Commissioner concerned shall ensure to dispose of all the pending applications within the next 15 Days and an Action Taken Report shall be sent to the Principal Secretary, IT.  
(Action By: All the Deputy Commissioners in the State)
- ii) The Chief Secretary also desired that Haryana Enterprises Promotion Centre (HEPC) may re-enable the deemed approval functionality and grant deemed approval in all pending applications on HEPC Invest Haryana Portal, if the nodal officer fails to dispose of the applications within the maximum period of 45 days from the date of submission of complete application. The Nodal officer concerned shall be responsible for any lapses due to deemed approval of wrong/non-viable cases.

(Action By: Haryana Enterprises Promotion Centre (HEPC) and IT, E & C Department, Haryana)

- iii) Principal Secretary IT may join the next video conference meeting of the Financial Commissioner, Revenue and Disaster Management Department, Haryana with all the Deputy Commissioners to review the Pendency of these applications.

(Action By: IT, E & C and Revenue & Disaster Management Departments)

- iv) The consolidated pending applications shown on the Invest Haryana Portal shall be shown bifurcated/ segregated at DCs' Level or at Department's level or Applicant's End in order to reflect the actual level of pendency. Also, User-IDs of Departmental officers should be issued/ activated to avoid any delay in receiving /processing of applications. HEPC shall issue the necessary instructions to their IT Application Provider / HARTRON to implement the functionality with 02 weeks for showing bifurcation / segregation of pending application at DCs' Level or at Department's level or Applicant's End and issue the requisite User-IDs of Departmental officers on priority basis.

(Action By: Haryana Enterprises Promotion Centre (HEPC) and HARTRON)

- v) A Video Conference would be held in the third week of January 2022 under the chairmanship of the Chief Secretary with all the Deputy Commissioners to review the latest status in the matter.

(Action By: IT, E & C Department)

**Point Number: 2 - Integration of Centralized RoW Portal with State Government RoW Portal:-**

The Haryana State RoW / HEPC portal has been integrated with the Centralized RoW Portal and the status of all the RoW applications received/processed on the State RoW portal is now viewable on the Centralized RoW Portal dashboard <http://sugamsanchar.gov.in/report>.



**Point Number: 3 - Amendment in Appendix 2 - "Schedule of Charges" of the Communication & Connectivity Infrastructure Policy 2017:-**


- i) Senior Deputy Director General, Department of Telecommunications informed that Annual Right of Way/ Right to Use charges are being levied under Communication & Connectivity Infrastructure Policy, 2017 as per amended schedule of charges even on private land and private property, which is not in line with the Indian Telegraph Right of Way Rules, 2016. As per the Right of Way Rules, 2016, only one-time administrative charges and restoration charges may be charged for permission.
- ii) Principal Secretary IT apprised that as per the Appendix 2 - 'Schedule of Charges' of amended Communication & Connectivity Infrastructure Policy 2017, One time Administrative Charges (@ Re. 1/- per Meter for Laying of Underground and Rs 10,000/- for Setting up of overhead communication & connectivity Infrastructure as well as Annual Charges for license to Right of Way/ Right of Use have been fixed. Also, Restoration charges in the shape of bank guarantee for laying underground OFC to the Appropriate Authority shall also be submitted by the Telecom Service Providers / Infrastructure Providers. It has been explicitly mentioned that the Applicant shall deposit application fee and other charges in respect of lands and buildings of Central/State Government or statutory or non-statutory bodies/institutions in the State of Haryana as well as private land/ building.
- iii) He also informed that these Charges are being deposited with the departments on whose land the Infrastructure is being deployed by the Telecom Service Providers / Infrastructure Providers. It was also observed that Urban Local Bodies and Development & Panchayats Departments have the maximum number of applications for permission on the Invest Haryana Portal. These charges may be a major source of income for these departments.
- iv) Principal Secretary Urban Local Bodies mentioned that sometimes there are public concerns and general perception in the neighbourhood where mobile tower is located regarding harmful radiation effects & other issues. As such, in order to administratively regulate the Right of Way/ Right of Use, the Urban Local Bodies are granting permission under the Haryana Municipal (Communication and Connectivity Infrastructure) Amendment Bye-laws, 2019.

The Annual Charges fixed for grant of license to Right of Way/ Right of Use is a key source of revenue for the Municipal Corporations/ Committees/ Councils & other departments in the State of Haryana.

- v) Chief Secretary emphasised that there should be reasonability for annual charges and Right of Way/ Right of Use permissions may not be considered as a regular/ major Source of Revenue by any Government Department in the State. He suggested that Departments like Urban Local Bodies may transform/ re-engineer their Property Tax System/ Structure to make it more smart & robust to augment Tax revenues from the Private Properties / lands / buildings which are being utilised by the Telecom Service Providers / Infrastructure Providers for Communication and Connectivity Infrastructure.
- vi) Principal Secretary IT also highlighted that robust telecommunication infrastructure with high speed Digital Connectivity and reliable services is now becoming a key factor for holistic growth across the sectors.

Way Forward / Action Point(s):

- i) Chief Secretary desired that Urban Local Bodies and Development & Panchayats Departments Haryana should examine the reasonability of annual charges on private land/building in line with the other State policies and submit their recommendations to the Principal Secretary, IT within next 15 Days.  
(Action By: Urban Local Bodies and Development & Panchayats Departments)
- ii) The State Communication & Connectivity Infrastructure Policy may then be amended accordingly to incorporate the required amendments in line with Indian Telegraph Right of Way Rules.  
(Action By: IT, E & C Department)



Meeting ended with vote of thanks to all the participants.



Annex - "I"

List of officers attended the meeting held on 31-12-2021 under the chairmanship of the Chief Secretary regarding permissions to lay Telecom Towers and OFC Cable.

1. From Government of Haryana
  - i) Sh. Sanjeev Kaushal, IAS, Chief Secretary, Haryana...In Chair
  - ii) Sh. Devender Singh, IAS, Additional Chief Secretary, Irrigation & Water Resources and Town & Country Planning Department
  - iii) Sh. Anil Malik, IAS, Principal Secretary, Information Technology, Electronics and Communication Department
  - iv) Sh. Arun Kumar Gupta, IAS, Principal Secretary, Urban Local Bodies Department
  - v) Sh. Vikas Gupta, Managing Director, Haryana State Industrial & Infrastructure Development Corporation
  - vi) Sh. Vinay Singh, IAS, Chief Administrator, Haryana State Agricultural Marketing Board
  - vii) Sh. Ramesh Chander Bidhan, IAS, Director General, Development & Panchayats Department
  - viii) Sh. Dusmanta Kumar Behera, IAS, Director, Urban Local Bodies Department
  - ix) Principal Chief Conservator of Forests, Forest and Wildlife Department
  - x) Engineer in Chief, Irrigation and Water Resources Department
  - xi) Chief Technology Officer, Information Technology, Electronics and Communication Department
2. From Department of Telecommunications, Ministry of Communications, Haryana - Licensed Service Area (LSA).
  - i) Dr. Mahesh Shukla, ITS, Senior Deputy Director General
  - ii) Sh. Sanjay Kumar Jindal, ITS, Deputy Director General (Rural)
  - iii) Sh. B.S.Nagar, ITS, Director (R)