

NOTIFICATION
BIHAR INDUSTRIAL AREA DEVELOPMENT AUTHORITY
GOVERNMENT OF BIHAR
Underground Utility Laying Policy, 2023

In exercise of powers conferred u/s 6 (3a) of Bihar Industrial Area Development Authority (BIADA) Act, 1974, (herein after referred to as the Act), the Authority hereby issue the following direction regarding the policy and procedure for underground laying of Electric Power Cable, Water/Gas Pipeline, Optical Fiber Cable, Sewerage Line, in the Industrial Areas of BIADA.

1. SHORT TITLE, EXTENT AND COMMENCEMENT

- 1.1 This Policy shall be called the "Underground Utility Laying Policy, 2023" and shall extend to every Industrial Area, Industrial Estate, Growth Centre, and Mega Industrial Park under the control of BIADA.
- 1.2 This Policy shall come into force with effect from the date of issuance of this Policy.
- 1.3 The Authority may amend any terms and conditions in the forms of applications, agreements, fees, required documents, and other relevant conditions as may be necessary from time to time particularly in the overall interest and efficacy of the Underground Utility Laying Policy.
- 1.4 If any question arises relating to the interpretation of this policy, it shall be referred to the Authority whose decision thereon shall be final.

2. PROCEDURE

- 2.1 Any agency requiring permissions should make an application along with an application fee of Rs 25000/- (Twenty-Five Thousand), seeking the necessary permissions with necessary documents and maps. The applicants will be required to provide route and laying details of the proposed infrastructure assets on a map for approval.
- 2.2 The laying of Electric Power Cable, Water/Gas Pipeline, Optical Fiber Cable, and Sewerage Line may be permitted on the extreme edge of the roads of Industrial Areas subject to certain technical requirements with respect to laying of Electric Power Cable, Water/Gas Pipeline, Optical Fiber Cable, and Sewerage Line being fulfilled and a license being signed by the licensees for satisfactory laying of utility line.

- 2.3 Permission to Right of Way shall be granted by the Managing Director, BIADA.
- 2.4 After the grant of approval for underground laying Electric Power Cable, Water/Gas pipeline, Optical Fiber Cable, Sewerage Line, the agency will have to complete the laying work within approved timeline.
- 2.5 The Authority can direct the applicants to lay Electric Power Cable, Water/Gas Pipeline, Optical Fiber Cable, and Sewerage Line through Ducts / conduits during construction or repair of roads to prevent frequent excavation of the roads.

3. RIGHT OF WAY CHARGES

- 3.1 Administrative and Reinstatement charges are to be paid in advance by applicants before granting permission. The agency will have to pay the charges according to the prevailing land rate and the applicable maintenance charges in that industrial area for the land required for laying of Electrical Power Cable, Water/Gas Pipeline, Optical Fiber Cable, and Sewerage Line
- (i) In case of excavation more than 1.5 meters, precautionary safety measures must be taken to prevent damages/collapse. In failure of taking of precautionary measures, penalty of Rs. 5,000/- per day will be charged.
 - (ii) The excavated materials must be stacked at defined place fixed by the DGM of respective cluster, otherwise, a penalty for Rs. 5000/- per day will be levied.
 - (iii) At the work place necessary precautionary measures must be taken in accordance with established guidelines, failing which, there shall be action for cancellation of license will be initiated.
 - (iv) During disposal of work, damage to any structure, the reinstatement is to be done the concerned agency at its own expense and liability, in case of failure to do so, the authority will charge Rs. 5,000/- against each damage alongwith the cost of reinstatement.
 - (v) Bank Guarantee of INR 5000 per pit to be charged against EMD. After completion of work and NOC issued by authority, BG amount shall be returned within one month.
 - (vi) Before getting permission for installation of Electric Power Cable, Water/Gas Pipeline, Optical Fiber Cable, and Sewerage Line, agency will deposit the Bank Guarantee as per appraise rate. Agency will get NOC within 30 days after submission of application to BIADA.
 - (vii) For the use of land, agency has to pay 18% of BIADA Industrial land rate before issue of NOC by BIADA.

4. OTHER TERMS AND CONDITIONS

- 4.1 Managing Director, BIADA will be dispute resolution officer for any dispute arising between licensee and the authority in consequences of the policy. In this regard his decision shall be final and binding.
- 4.2 No use of Industrial Area will be permitted for any purpose other than that specified in the license.
- 4.3 The cables/ pipelines shall be underground as per standard guidelines. Any structure above ground shall be aesthetically provided for/landscaped with required safety measures.
- 4.4 The Licensee shall have to provide necessary barricading danger lighting and other necessary caution boards while executing the work.
- 4.5 The licensee shall ensure making good the excavated trenches for laying Cable/ Pipelines by proper filling and compaction so as to restore the land in the same condition as it was before digging the trench and clearing all debris/ loose earth from the site.
- 4.6 Grant of license is subject to the licensee satisfying (a) minimum disruption in Industrial Area and (b) no damage to the Industrial Area.

The contents of this Policy may be brought to the notice of all concerned in the Authority for strict adherence.

Decision of 85th BIADA Board of Director's

Sd/-

Chairman cum Managing Director
BIADA, Patna

Memo No:- 3545

Date:- 31/05/23

Copy forwarded to:- Director of Industries, Govt. of Bihar/Director, Technical, Govt. of Bihar/P.S. to Hon'ble Minister, Department of Industries, Govt. of Bihar/Executive Director, North, BIADA/ Executive Director, South, BIADA / DGM H.R, BIADA/ DGM, Legal, BIADA /DGM, Finance, BIADA/DGM, I.P. BIADA /I.T. section, BIADA/President, Bihar Industries Association/President, Bihar Chamber of Commerce and Industries for information.



Chairman cum Managing Director
BIADA, Patna