

Ref.No- ENGG: OMC NAME

To,

The Project Director

National Highway Authority of India

.....

Date: - / /20...

Sub: NOC for installation of New Retail Outlet of Omc Name. in (KM-.....) Chainage No.: -..... on NH- at Khasra No.-, Village:-, Pargana:-....., Tehsil:-, District:-(State name).

Dear Sir,

We are herewith submitting our proposal for above mentioned subject as per latest guidelines of MORT&H, New Delhi vide letter no. RW/NH-33032/01/2017-S&R(R) dated 26th June 2020. Processing of Rs 10,000.00 has been deposited online and provisional NOC fee/ license fee paid at the time of forwarding to RO(NHAI)or as and when demanded by NHAI. We are hereby enclosing the following documents.

1. Power of Attorney for authorized signatory
2. Affidavit of authorized signatory
3. Index/Checklist
4. Location / Key Plan (showing 1.1kms development on both sides)
5. Fuel Station Layout & Sectional view showing levels
6. Drainage Plan
7. Details of Material for pavement composition of access road
8. Undertaking for fees
9. Undertaking for alteration (removal / shifting)
10. Undertaking for appendix –I
11. Undertaking for neither in operation nor energized
12. Undertaking for no additional land is required beyond ROW
13. Standard condition certificate
14. Inspection of site
15. Land documents (Khasra, Index Map etc.)
16. License Deed etc.

We shall be highly obliged if you could kindly arrange for the approval of the proposal at the earliest.

Thanking You,

Yours truly,

Signature Authority

(Duly Constituted Attorney)

Index/Checklist of documents to be enclosed for getting approval for access to new Fuel Station, service stations, rest area etc. along National Highways

S. No	Description of Documents required.	Enclosed/ Not Enclosed	Page Nos.
1.	Processing fee. As per new circular of Rs 10,000.00 (Rs Ten Thousand only) as deposited online.		
2.	Provisional Approval fee/License fee. As per new circular as applicable will be deposited at the time of forwarding to Regional Office or as and when demanded.		
3.	Duly attested copy of Letter of intent as issued to the applicant from the oil company.		
4.	Documents regarding ownership of Land for site of retail outlet e.g. Sales deed, Lease Deed, Index map, Khasra map, Khatauni etc.		
5.	Duly attested copy of Power of Attorney issued by the oil company in favor of the authorized signatory,		
6.	Affidavit from the authorized signatory of oil company affirming the authorization along with signature self-certified.		
7.	Checklist with all pages certified from the Executive Engineer, State PWD/ Project Director, NHAI and authorized signatory of oil company as per Annex-II (To appendix-I)		
8.	Location plan of the fuel station along the National Highway showing details of Right of Way (ROW) of National Highway, New intersections and the intersecting roads including New public roads and other developments falling within a reach of 1.1 km in each side of the Fuel station and carriageway duly certified by the Executive Engineer, State PWD/ Project Director, NHAI and authorized signatory of oil company.		
9.	Layout plan of the New fuel station showing details of deceleration, acceleration lanes, service roads (if provided), buffer strip, fuel pump, office, kiosk, lubritorium, air and water supply, toilet & drinking water facilities, drainage details, signs and markings conforming to applicable figures enclosed with the norms duly certified by the Executive Engineer, State PWD/ Project Director, NHAI and authorized signatory of oil company.		
10.	Copy of sectional view showing elevation of fuel station with respect to national highway and slopes to be provided for adequate drainage and preventing water logging on the National Highway duly certified by the Executive Engineer, State PWD/ Project Director, NHAI and authorized signatory of oil company		
11.	Drainage plan of the fuel station duly certified by the Executive Engineer, State PWD/ Project Director,		

	NHAI and authorized signatory of oil company along with detailed hydraulic calculations and comments on adequacy on drainage facility being provided for the same.		
12.	Detail of the material for pavement composition for deceleration lane, service road and acceleration lane duly certified by the authorized signatory of the oil company.		
13.	Undertaking from the authorized signatory of the Oil Company on non-judicial stamp of Rs 100/- that the oil company would pay necessary fee for the use of the National highway land whenever the fee is asked by the Highway Authorities in future.		
14.	Undertaking from the authorized signatory of the Oil Company on non-judicial stamp of Rs-100/- that the oil company will do all necessary alteration including complete removal / shifting of the approach roads at its own cost, if so required by the Ministry for development of National Highway or in the interest of safety of this section.		
15.	Undertaking from the authorized signatory of the Oil Company on non-judicial stamp of Rs 100/- that they shall take all the action as prescribed in Appendix-I to ensure conformity of these norms.		
16.	Undertaking from the authorized signatory of the Oil Company on non-judicial stamp of Rs 100/- that the fuel station is neither in operation nor energized and that construction of the fuel station has not been commenced.		
17.	Documentary evidence of additional Land Acquisition details (if required) beyond the available ROW (to accommodate service roads, deceleration / acceleration lanes, turning radius etc.) done by the owner of the fuel station. (NOTE: It needs to be specifically mentioned if the same is not applicable / required)		
18.	Standard Conditions Certificate from the authorized signatory of the oil company.		
19.	Inspection note of the site duly certified by the authorized signatory of oil company.		
20.	Inspection report of the site from Executive Engineer, State PWD/ Project Director, NHAI.		
21.	In case the fuel station is sited in urban area, population certificate issued by Municipality, District Administration etc.		
22.	Firm / clear cut recommendation of Chief Engineer (NH), PWD/ Regional Officer (CGM), NHAI		
23.	License Deed as per prevailing guideline.		

Assistant Engineer/Manager(T), NHAI <i>(Prepared By)</i>	Executive Engineer / Project Director, NHAI <i>(Checked Recommended By)</i>
Superintending Engineer, NHAI <i>(Recommended By)</i>	Chief Engineer / RO CGM, NHAI <i>(Approved By)</i>

Note: While submitting the proposal, all documents shall be arranged serially, duly indicating page numbers as per above table.

CHECKLIST

Check list for getting approval for installation of new Fuel Stations along National Highways

General Information

i.	National Highway Number	
ii.	District and State	
iii.	Location	
iv.	(Chainage in km)	
v.	[Side of NH (Left or Right side of NH towards: increasing Chainage/ km /direction)]	
vi.	Name of highway Authority (NHAI / State PWD / NHIDCL)	
vii.	Highway Administration Address	
viii.	Name of Oil Company (as applicable)	
ix.	Whether the Fuel Station is part of a Rest-area Complex	

B. Retail Outlet in Rural Stretches

Sr. no.	Item	Measurement at site	MORTH Norms	Whether complying With MORTH Norms **
1.	Acceleration Lane		Minimum 100m	Yes/No
2.	Deceleration Lane		Minimum 70m	Yes/No
3.	Distance form intersection:			
	intersection with any category of road/ Median Gap		Minimum 300m	Yes/No
4.	Distance from check barrier/ Toll Plaza/ Railway level crossing		Minimum 1000m	Yes/No
5.	Distance from Start of approach road of Road Over Bridge		Minimum 200m	Yes/No
6.	Distance from Start of Grade Separator/ flyover		Minimum 300m	Yes/No
7.	Distance from nearest Fuel Station. Undivided Carriageway (for both side of Carriageway), or Divided carriageway (With no gap in median at this location)		300m-Undivided Carriage way 1000m-Divided Carriage way However, this restriction shall not apply in case access/ egress for all such fuel stations are provided through common Service road of 7.0m width and not directly to NH. Further, access for fuel station at Closer Proximity than 300m may be allowed provided entry/ exit for both the Fuel Stations are Provided through service road of 7.0m width having sufficient length; further, additional length of such service road shall be constructed at the cost of the latter fuel station owner/company seeking grant of permission for access for the facility.	Yes/No

8.	Provision of Service/ connecting road		Necessary at clustering of retail Outlet / intersection with any category of road less than 300mtr/1000mtr	Yes/No
	(i) Length of the service road including deceleration and acceleration lanes		{Mention the lengths in m}	
	(ii) Whether additional Land acquisition is required (for service road/turning radius)			Yes/No
	(iii) If Yes, mention the extent of additional L.A. required		{Mention Area (Sq.m.)}	
	(iv) Whether additional Land Acquisition as above has been done by oil company			Yes/No Not Applicable
	(v) If Yes, whether the documentary evidence of the L.A. details are attached.			Yes/No Not Applicable
9.	Gradient of highway section.		Maximum 5%	Yes/No
10.	Slope of Fuel Station Premises / Services Area for drainage purpose.		Minimum 2%	Yes/No
11.	Width of Frontage of Plot		Minimum 35	Yes/No
12.	Depth of Plot		Minimum 35 m	Yes/No
13.	Length of the Buffer Strip		Minimum 12m	Yes/No
14.	Width of Buffer Strip extending inside R.O.W.		Minimum 3m	Yes/No
15.	Height of Kerb for buffer strip.		Minimum 275mm	Yes/No
16.	Radius of Turning Curve.		Minimum 13m	Yes/No
17.	Radius of Non-tuning curve.		Minimum 1.5m Maximum 3m	Yes/No
	(i) Whether additional Land acquisition is required by the side of ROW (to provide prescribed turning radius) by the owner of the fuel station.			Yes/No

	(ii) If Yes, mention the additional L.A. required to be done by the owner of the fuel station.		[Mention Area (sq.m.)]	
	(iii) Whether additional Land Acquisition as above is required by the sides of ROW (to provide prescribed turning radius) has been done by the owner of the fuel station.			Yes/No Not Applicable
	(iv) If Yes, whether the documentary evidence of the L.A. details are attached.			Yes/No Not Applicable
18.	Minimum downward slope of access roads towards the fuel station.		Minimum 2%	Yes/No
19.	Difference in level between the highway and the fuel station and access area measured at the edge of the shoulder on the highway.		Minimum 300mm	Yes/No
20.	Provision of Culvert, designed for drainage according to IRC: SP-13		Slab Culvert with iron grating of adequate strength constructed in the approaches or any other method as per satisfaction of Highway Administration so as to ensure that surface water from fuel station / facility does not flow on the highway and led away to a natural course /led away to a water -recharging system specifically constructed by the owner /management of the fuel station/ facility in case lined drains of sufficient length upto a natural course / outfall sewer are not available.	Yes/No
21.	i. Provision of drinking water and toilet facilities.		Drawing showing these arrangements as per satisfaction of highway	Yes/No

	ii. Provision of proper drainage arrangement for fuel station premises.		authorities to be submitted	
22.	Provision of adequate signs and markings as per the drawings.		Minimum requirement as shown in the Drawing.	Yes/No
23.	Whether the oil company had certified that the fuel station is neither in operation nor energized and that construction of the fuel station has not been commenced.			Yes/No

It is certified that the fuel station is neither in operation nor in energized and that construction of the fuel station has not been commenced. Further, we bear full responsibility for genuineness of the site particulars mentioned above and for adherence to the stipulated norms.

[Name, designation and Signature of the authorized representative of the concerned Oil company]

Note: -If norms are not satisfied, detailed explanation needs to be given, otherwise the application will not be considered. In all cases supporting documents as per Annex. I, have to be submitted, otherwise the case will be summarily rejected.

The Right of Way (ROW) of the National Highways available at the proposed location from the Centre line of the nearest carriageway is (.....) M.

The above particulars along with the drawings and documents have been verified and are certified as correct as per the prevailing site conditions.

[Name, designation and Signature of the authorized concerned field authority of NHAI/State PWD/BRO]

INSPECTION NOTE

Sub: INSPECTION NOTE FOR PROPOSED NEW RETAIL OUTLET OF OMC NAME. ON NH-KM (.... -) CHAINAGE NO.- AT KHASRA NO:-.....IN VILLAGE:-PARGANA:-..... TEHSIL:-....., DISTRICT:- (STATE NAME).

Dear Sir,

We would like to confirm that the site for New Retail Outlet as mentioned above in (KM-) Chainage No.- on NH-....., at Khasra No.-....., Village:-....., Pargana:-Tehsil:- , District:-..... (State Name) has been inspected and it fulfills all the requirements as mentioned in letter No. RW-NH-33032/01/2017-S&R (R) dated 26th June 2020.

Thanking You,

Yours truly,

Signature Authority
(Duly Constituted Attorney)

STANDARD CONDITIONS CERTIFICATE

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(.....-.....) CHAINAGE NO.- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

We would like to confirm that all standard conditions and stipulations as mentioned in letter
No. RW-NH-33032/01/2017-S&R (R) dated 26th June 2020 shall be strictly followed.

Thanking You,

Yours truly,

Signature Authority
(Duly Constituted Attorney)

DETAILS OF MATERIALS FOR THE PAVING.

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(.....-.....) CHAINAGE NO.- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

Omc Name, hereby undertake to provide the following pavement composition for the new
access roads to our aforesaid retail outlet as prescribed at circular no. RW-NH-33032/01/2017-
S&R (R) dated 26th June 2020.

Granular sub Base (GSB)	: 150 mm thick (min)
Water Bound Macadam (WBM) 3 x 75mm	: 225 mm thick
Bituminous Macadam (BM)	: 50 mm thick
Bituminous Carpet (BC)	: 30 mm thick

Thanking You,

Yours truly,

Signature Authority
(Duly Constituted Attorney)

Hydraulic Calculation

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(...-.....) CHAINAGE NO:- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

(Assuming average Peak Rainfall 0.15 m in 24 hrs.)

Frontage of the Plot: - mts

Total width (in x sec) from edge of carriageway to drainage system of the property retail outlet is mts.

Catchments Area = Frontage of the Plot x Distance reduce level mts= XYZ SqM.

Rainfall = XYZ sqm x 0.15 (Max Avg. rainfall in 24 hrs) = ABC Cum per hr.

Factor of Safety increased by 500 %

Rainfall in peak Hours = PQR cum per hr.

2.00 M Span Slab Culvert (drain provided in the plot of fuel station) X section.

Assuming Velocity of water is = 0.15 Mts per sec.

$$= 2.0 \times 0.15 \times 3600 = 1080 \text{Cum per hour.}$$

Hence it safe as Proposed 2.00 M Span RCC slab Culvert with grating & which is sufficient for surface drainage.

Signature Authority
(Duly Constituted Attorney)

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(.....-.....) CHAINAGE NO.- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

AFFIDAVIT

I, Name of **Signature Authority**, Omc Name, having (Name of address of oil company), do hereby solemnly affirm and state on oath as follows:

1. That the deponent is as Constituted Attorney, assigned to sign each and every paper on behalf of firm Omc Name.
2. That the authorization has been done by its registered office situated at (Name of place). A Power of Attorney already executed in favor of Deponent, and duly empowered the deponent to sign the concerned papers on behalf of Omc Name. is attached.
3. That the deponent's signature is certified which is as below and Signed by the deponent.

DEPONENT

I, the above-named deponent do hereby verify that the contents of this affidavit from Para 1 to 3 are true to the best of my personal knowledge. Nothing is false or conceals there in.

Verified Today

DEPONENT

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(....-.....) CHAINAGE NO.- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

UNDERTAKING

This undertaking is given on day of Month in Year 20... by Omc Name.
that: -

The New retail Outlet at the above-mentioned location is neither in operation nor energized
and that construction of the retail outlet has not been commenced.

Thanking You,

Yours truly,

Signature Authority
(Duly Constituted Attorney)

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(...-.....) CHAINAGE NO.- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

UNDERTAKING

This undertaking is given on day of Month in Year 20... by Omc Name.
that:-

Omc Name. would pay necessary fee for use of National Highway land whenever the fee is asked by Highway Authorities in future.

Thanking You,

Yours truly,

Signature Authority
(Duly Constituted Attorney)

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(.....-.....) CHAINAGE NO.- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

UNDERTAKING

This undertaking is given on day of Month in Year 20... by Omc Name.
that: -

Omc Name. would do all the necessary alteration including complete removal/shifting of approach roads at its own cost if so required by ministry, for the development of National Highway or in the interest of safety in this section.

Thanking You,

Yours truly,

Signature Authority
(Duly Constituted Attorney)

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(.....-.....) CHAINAGE NO.- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

UNDERTAKING

This undertaking is given on day of Month in Year 20... by Omc Name.
that:-

Omc Name. will take all the necessary actions as prescribed in appendix-I letter No. RW-NH-33032/01/2017-S&R (R) dated 26th June 2020 from the Ministry of Road Transport and Highways to ensure conformity of the norms.

Thanking You,

Yours truly,

Signature Authority
(Duly Constituted Attorney)

PROPOSAL FOR NOC OF NEW RETAIL OUTLET OF OMC NAME. ON NH-..... KM
(.....-.....) CHAINAGE NO.- AT KHASRA NO:- IN VILLAGE:-.....,
PARGANA:-....., TEHSIL:-....., DISTRICT:-..... (STATE NAME).

UNDERTAKING

This undertaking is given on day of Month in Year 20... by Omc Name.
that:-

Omc Name. Hereby confirms that no land acquisition beyond ROW is required for
accommodating turning radius/acceleration & deceleration lanes.

Thanking You,

Yours truly,

Signature Authority
(Duly Constituted Attorney)

LICENCE FOR THE USE OF NATIONAL HIGHWAY LAND

AGREEMENT To construct an approach / access road with necessary provision for drainage Signage and markings to Omc Name New Retail Outlet, located on Khasra No.- in Village: -....., Pargana:-, Tehsil:-, District:- (State Name) abutting to NH -....., in (KM-.....) Chainage No.-

1. AN AGREEMENT made this _____ day of _____ year Two thousand Twenty two between the President of India (Hereinafter called the ‘ Government which expression shall, unless excluded by or repugnant to the context, include his successors in office and assigns) of the first part and Omc Name of **Signature Authority**, having (Name of address of oil company) hereinafter called “the Licensee” (which expression shall unless excluded by or repugnant to the context, include the said licensee’s successors/Licensees successors, heirs, executors, administrator and assigns) of the **Second part**.
2. WHEREAS THE Licensee has/ licensees have applied to the Government for permission to construct on the Government land an approach road with necessary provisions for drainage, signs and marking to his/their **Retail Outlet** located on Khasra No.-..... in Village:-....., Pargana:-....., Tehsil:-....., District:-(State Name) abutting to NH-....., in (KM-) Chainage No.- More particularly described in the schedule annexed hereto and shown in the drawing attached hereto [herein after referred to as ‘the **Retail Outlet**’]
3. AND WHEREAS THE GOVERNMENT have agreed to grant such permission on the terms and conditions hereinafter mentioned.
4. Now, this agreement witness that, in consideration of the term and conditions hereinafter contained and on the part of the licensee/licensees to be observed and performed, the Government here by grants to the licensee/licensees permission to construct an access / approach road with necessary provisions for drinking water and toilet facilities, drainage works, signs and markings to the said **Retail Outlet** as per approved drawings attached subject to the following term and conditions, namely: -
 - i. That the licensee/licensees shall, within **twelve months** from date of receipt of the provisional **permission for access**, but without interfering in any way with the highways traffic, complete the construction of the approach road (including deceleration/acceleration lanes) and shall make provisions for drinking water and toilet facilities, drainage, signs and markings etc. at his own cost and to the full satisfaction of the Highway Administration according to the approved drawings and specifications. The drinking water and toilet facilities shall be accessible to the public round the clock. In order to inform the public about these facilities, a display board showing availability of such facilities shall be installed before the entry to the Fuel station. The said approach road shall not be brought into use after its completion until the field officers of NHAI /NHIDCL/State PWDs gives a completion certificate after satisfying himself that it has been completed as per the sanctioned drawings and specifications.

The fuel station would be energized by the concerned oil company only after issue of the completion certificate by the Highway administration.

- ii. That on the completion of the said work, that part of the approach road, which lies within the limits of Government land together with any culvert or drain therein constructed shall become the absolute property of the Government, subject to the rights of the Licensee / licensees to use the same for ingress and egress.
- iii. The Licensee / licensees shall at his / their own cost keep the said approach road, and any culvert, or drain therein, in proper repair and condition to the satisfaction of the Highway Administration. The approach roads would be considered in proper condition when they are free from potholes and patches. The culverts and drains would be kept in clean conditions to allow full discharge of the storm water, signs and markings to be kept at their respective locations and in clean condition for visibility at all times.
- iv. That within six months of a notice duly given to the Licensee/ Licensees in this behalf, the Licensee/ Licensees shall at his / their own cost remove the said approach road or any drainage work constructed in connection therewith and restore the land to its original condition when required to do so by the government or by any person duly authorized on its behalf. The Licensee/ Licensees shall not be entitled to any compensation on account of such removal and restoration.
- v. That the approach road shall not be used for any purpose other than that of access to and egress from the retail outlet of the Licensee/ Licensees on to the Government road.
- vi. That the Licensee/ Licensees shall not, without the prior permission in writing of the Government / NHAI/NHIDCL in any way extend or alter the said approach road or any culvert or drainage therein.
- vii. That the Licensee/ Licensees shall at all times permit any duly authorized officer of government / NHAI/NHIDCL to inspect the said approach road including any culvert or drainage therein. He shall keep the said approach road clear from all obstruction and shall not be entitled to close any right of way over or in respect of the same against Government, or any other member of the public.
- viii. That the Licensee/ Licensees shall be liable for any loss or damage caused to the Government by obstruction of drain or any other similar cause due to the said approach road or the drainage work.
- ix. That the permission granted by this license shall not in any way be deemed to convey to the Licensee/ Licensees any right into or over or any interest in Government land other than that herein expressly granted.
- x. That in case the said approach road is destroyed, this license shall automatically become redundant and the Licensee/ Licensees shall not be entitled to claim any right to construct another approach road in lieu of that so destroyed.
- xi. That during the subsistence of this license, the said approach road including the road drainage shall be deemed to have been constructed only by the consent and

permission of the Government so that the right of the Licensee/ Licensees to use the same shall not become absolute and indefeasible by lapse of time.

- xii. In case of defaults / deviations found during inspections by Highway Administration, each deficiency shall be immediately rectified, which in no case should exceed 60 days from the date of inspection. The failure to rectify the identified deficiencies' within the prescribed time would lead to de- energizing the fuel station by the concerned Oil Company. The re-energizing would be done only on complete rectification and on the authorization by Highway Administration.
- xiii. That the Licensee/ Licensees shall not sell, transfer or otherwise dispose of the license without obtaining from the transferee a duly executed agreement with the government embodying the terms and conditions herein before.
- xiv. The Oil company shall have to enter into an Agreement for signing the license deed for **fifteen years** with the Highway Administration (as per Highway Administration rules 2004), for the use of NH land. The license shall be issued to Oil company on payment of Rs. 2,50,000/- (Rupees Two Lakh Fifty Thousand Only) as per applicable policy only as one-time license fee for the calendar year in which the circular is issued, along with the processing fee, license fee and penalty to be increased by 5% on every subsequent year 2020. A non- refundable processing fee of Rs. 10,000/- (rupees Ten Thousand Only) per application shall also be deposited along with the application. A Bank guarantee of Rs, 2,50,000/- [Rupee two lakh and fifty thousand only] valid for a period of 3 years for successful completion of access before final approval is obtained. In case the access construction is not completed even in the extended period. the BG shall be encashed by the Highway Administration.
- xv. The owner/ management of fuel stations is not bound to get the acceleration/ deceleration lanes including other ancillary appurtenances constructed through the/ Highway Authority (viz. NHAI, NHIDCL, concerned state PWD/RCD as the case may be) or the contractor/ concessionaire for the project in the particular stretch of National Highways. It shall be the prerogative of the owner/management of fuel station to construct the acceleration/deceleration lanes including other ancillary appurtenances wither through the highway authority/concerned concessionaire/contractor in the project section at the cost of the owner/management of fuel station or by themselves through any other agency.
- xvi. The access roads including acceleration/deceleration lanes shall be constructed within available Right of way [ROW] of the national highways .however, in case of non-availability of adequate ROW for construction of these facilities owner/management of fuel stations shall acquire required additional land at their cost for construction of such facilities ,similarly access for /egress to the facility (primarily for cluster ,etc.) may be provided from the Service road which has been developed already; however , service road of required length shall have to be constructed by the owner/management of fuel stations at their cost in case the same has not been constructed but is required for providing access to such properties ; additional land acquisition required for construction of service road beyond available ROW of NH in such cases shall have to be done by the owner /management of fuel stations at their cost.

5. On the expiry of lease, the access permission may be renewed by the Highway Administration on payment of Rs. 10,000/- (Rupees Ten thousand only) as renewal fee, if it conforms to the stipulated norms of the Ministry. In case of existing fuel stations constructed as per Ministry's norms but for which prior approval has not been obtained from the Ministry, a penalty of Rs. 2,50,000/- (Rupee Two Lakh fifty Thousand Only) shall be imposed on the Oil Company to regularize such fuel stations along with payment of the license Fee and processing fee. In case of fuel station already existing on newly declared National Highway for which approval for access to such road was earlier obtained from the competent Authority in the state/UT, such all company shall have to pay the processing fee of Rs.10,000/- (Rupees Ten thousand) only to the Highway administration and will be granted 12-month time to comply with the ministry's norms. However, in case of fuel stations already existing on newly declared National Highways for which approval for access to such road was not obtained earlier from the competent authority in the state/UT, the proposal shall be processed as it was a fresh case for which the owner/company shall have to take requisite action to apply for access permission with in a period of one year of the notification of such road as a National Highways along with payment of processing fee and license fee & penalty fee.
 - (i) That if and when parallel service roads are constructed, the access to fuel station shall be from the service road alone and no claim/compensation shall be entertained on that account.
 - (ii) That this Agreement shall remain in force for fifteen years from the date of execution in the first instance and be terminable by a notice of 6 months and the permission may be renewed after expiry of the said period.
 - (iii) That the license hereby granted shall not be transferable.
 - (iv) That the Licensee/ Licensees shall bear the cost of Stamp and attestation of this agreement.
6. Situations given below would be treated as violations of the license deed agreement and the Government would be within its right to ask the concerned Oil company to de-energize the Fuel Station;
 - i. Non-maintenance of deceleration lane, acceleration lane service road, drinking water and toilet facilities, drainage system, channelizes, markings, signs and other traffic control devices in good operating conditions (as specified in para 4 (3), during the period of license deed and not rectifying the short comings within the specified period.
 - ii. Non-Compliance for revising the layout of access as directed by the Highway in writing within specified period.
7. Notwithstanding anything contained in clause –4, this license can be cancelled at any time by the Highway Administration for breach of any of the terms and conditions of the license and the Licensee/ Licensees shall not be entitled to any compensation for loss caused to him/them by such cancellation nor shall be absolved from any liability already incurred by him/them under this agreement. The licensee/Licensees shall at his/their own cost remove approach road lying within the boundary of the Government land and restore the government land to its original condition in the event of licensee/Licensees refusing to do so, the restoration of the Government land to its original condition shall be done by the in charge Executive Engineer/Divisional Engineer at the cost of Licensee/ Licensees and the expenditure incurred shall be

recoverable from the licensee/Licensees as an arrear without prejudice to any other remedies which may be fixed by the Government in this behalf.

8. This agreement may be executed in two counterparts, each of which when executed and delivered shall constitute an original of this Agreement.

IN WITNESS WHEREOF this agreement is executed in two parts by the parties hereto on the dates first above-mentioned.

**Signed by Shri [Name in full] the licensee/
licensees
India.**

**Signed by Shri [Name in full] for
and on behalf of the president of**

In the presence of

1. Name in full (signature) with designation

1. Name in full (signature) with
designation

2. Name in full (signature) with designation

2. Name in full (signature) with
designation

N.B. Where alternative such as his/their Licensee/Licensees has/have etc. are given, only applicable portions should be typed in the fair license deed.

SCHEDULE

AGREEMENT To construct an approach / access road with necessary provision for drainage Signage and markings to Omc Name New Retail Outlet, located on Khasra No.-..... in Village:-....., Pargana:-....., Tehsil:-....., District:-(State Name) abutting to NH -....., in (KM) Chainage No.- located on the right/left hand side while going from to The details of the boundaries are as here under.

East: -

West: -

North: -.....

South: -.....

