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ELECTRONICS & INFORMATION TECHNOLOGY DEPARTMENT

NOTIFICATION

The 16th August 2023

No. 3433—PT2-EIT-SCH-I-SCHMIT-0011/2016—E&IT.—Pursuant to the D. O. No. 3-1/2022-NBM., dated the 7th February 2023 issued by the Secretary to the Government, Ministry of Communications, Government of India read with the Gazette Notification issued by the Joint Secretary, Department of Telecommunications, Government of India vide G. S. R. No. 06 (E), dated the 3rd January 2023 (copies attached) in respect of Indian Telegraph (Infrastructure Safety) Rules 2022 (ITIS Rules 2022), all agencies (both private and public) intending to carry out excavation or digging the roads of any nature and for any purpose should give prior intimation to the stakeholders of the State Government in various Departments/Agencies through Call Before u Dig (CBuD) Mobile App in order to keep safe the undergrounds/telegraph infrastructure.

Procedure :

(i) Any person/agency desiring to dig or excavate in the legal exercise of a right with any property in such a manner as is likely to cause damage to a telegraph infrastructure or to interrupt or interfere with telegraphic communication which has duly placed in accordance with the provision of the Act shall give notice to licensee through CBuD App, by submitting the information of such digging or excavation prior to the commencement of digging or excavation.

(ii) The notice under sub-rule ((I) shall include the name and address of the person exercising legal right, agency details, contact details, date and time of start of the exercise, description and location of the exercise and the reasons for such digging or excavation.

(iii) The licensee shall, on submission of notice by the person under sub-rule (I), as expeditiously as possible through CBuD App, the details of telegraph infrastructure owned or control or managed by such licensee, falling under or along the property with which the person intends to deal in legal exercise of the right, along with precautionary measures for co-ordination in avoiding the damages to the telegraph infrastructure.

(iv) The person exercising legal right to dig or excavate shall take appropriate action or precautionary measures provided by the licensee as per sub-rule (3).

(v) In case no licensee provides details within the prescribed time as per Section 19(A) of the Act, the person having legal right to dig or excavate shall be free to dig or excavate the property thereafter.

Damages charges for breach of provisions of the rule :

(i) Any person, who in exercise of legal right has dug or has excavated any property in such a manner causing damage to a telegraph infrastructure duly placed in accordance with the provisions of the Act shall be liable to pay damage charges to the telegraph authority;

(ii) The damage charges under sub-rule (I) shall be computed based on such expenses as may be incurred in restoring damages.

The notification will follow the rules and procedure laid down in the Gazette Notification issued by the Department of Telecommunications, Government of India on the 3rd January 2023 and modifications, if any, in future by the State Government across the State of Odisha. All the Departments to incorporate the same while issuing work orders to agencies (both private and public) intending to carry out excavations. In case of the undergoing excavation works a letter needs to be issued to agencies (both private and public) mandating the use of the Call Before u Dig “CBuD” application.

By order of the Governor

MANAS RANJAN PANDA

Special Secretary to Government