

**Himachal Pradesh
Public Works Department**

No.PW-(R) Misc.South Zone/WS-2012- 13886-13916

From:

Dated: 27/11/12

Chief Engineer (Shimla Zone)
HP.PWD.Nirman Bhawan
Nigam Vihar, Shimla-171002

To

All the Superintending Engineers
All the Executive Engineers
Under Shimla Zone, HP.PWD.

Subject: -

Permission under Sec.3 & 13 (i) to (vi) of HP.Road infrastructure Act, 2002.

It has been noticed that structures along the road sides and approaches from the PWD roads are being constructed unauthorizedly without seeking permission under Section 3 and 13 of the said Act.

You are therefore, directed to take action against all such violators for various violations especially those occurred after 2003, i.e. enforcement of this Act. It may be noted that any road being maintained by the Himachal Pradesh. Government comes under the purview of this **Act irrespective of the fact whether the land for the road has been acquired or not.**

It is further clarified that no permission under Section 13 (i) to (vi) shall be granted by the Executive Engineer without prior approval of this office. Action may also be taken to get the left-out roads incorporated in the road infrastructure map as per the procedure prescribed in Section 4 of this Act.

For National Highway / State Highway and MDR's 5 mtr. and 4 mtr. offsets are prescribed under Road Side Control Act for scheduled Roads, But no offset is specified under the rules / Acts for non-scheduled roads and village roads. However, Town & Country Planning Act. provides for 3 mtr. offset for all kind of roads, which can be safely applied to non-scheduled and village roads.

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Chief Engineer (Shimla Zone)
HP.PWD. Nirman Bhawan
Nigam Vihar, Shimla – 171002

Copy to the Engineer –in-Chief, HP.PWD. for favour of information please.

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Copy to the Nodal Officer (IT) in this office for posting on departmental web site.

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Chief Engineer (Shimla Zone)
HP.PWD. Nirman Bhawan
Nigam Vihar, Shimla – 171002

✓
26/11