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**GOVERNMENT OF ODISHA  
ELECTRONICS & INFORMATION TECHNOLOGY DEPARTMENT**

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No 830 /E&IT  
EIT-DEV-III-NET-0004-2017

Bhubaneswar  
Dated 26.02.2024

**RESOLUTION**

**Sub: Amendment to Odisha Mobile Towers and Telegraph Line, OFC and related Telecom Infrastructure Policy, 2017 as per the Indian Telegraph Right of Way (Amendment) Rules, 2023.**

In order to align **Odisha Mobile Towers and Telegraph Line, OFC and related Telecom Infrastructure Policy, 2017** with the **Indian Telegraph Right of Way (Amendment) Rules, 2023** and to facilitate faster and easier deployment of Telecom Infrastructure for speedy 5G rollout by mitigating the operational difficulties for establishing telegraph infrastructure by the Telecom Service Providers (TSPs)/Infrastructure Providers (IPs) across the State as well as to upgrade/improve quality of services, the State Cabinet in its **72<sup>nd</sup> meeting held on dt.12.02.2024** has approved the following amendments in the Odisha Mobile Towers and Telegraph Line, OFC and related Telecom Infrastructure Policy, 2017.

Existing Clause in Odisha Mobile Towers, and Telegraph Line, OFC and related Telecom Infrastructure Policy, 2017	Proposed Modified / Additional Clause	Final Proposal
Clause 5.5.2 (5) does not exist and it is to be inserted	<b>Meaning of mobile tower, pole and small cell.</b>  For the word and figure "rule 5.10 (B)", the word and figures "rule 5.10 (A) & 5.10 (B)", shall be substituted in the proposed rule 5.5.2 (5).	<b>Following Clause to be added:</b>  <b>Clause 5.5.2 (5)</b> For the purpose of this rule, and rule 5.10 (A) & 5.10 (B) and the schedule, the expression  <b>(a) "mobile tower"</b> means any above-ground contrivance for carrying, suspending or



		<p>supporting a telegraph but does not include pole;</p> <p><b>(b) "pole"</b> means any above-ground contrivance of height not exceeding eight meters for carrying, suspending or supporting a telegraph but does not include mobile tower;</p> <p><b>(c) "small cell"</b> means a low powered cellular radio access node that has a coverage of distance from ten meters to two kilometres.</p>
<p><b>Clause 5.10 (A) (5)</b></p> <p>The appropriate central authority may permit installation of small cells on their buildings and structures.</p>	<p>Paragraph to be replaced.</p>	<p><b>The Paragraph to be replaced by the following:</b></p> <p>The appropriate central authorities shall permit deployment of small cells and shall charge no administrative fees or compensation for deployment of small cells on buildings and structures vested in or under their control as per Part-I or Part-III of the Schedule</p> <p>Provided that the charges shall be levied for power (as per Industry tariffs), fixtures etc. provided by building owners as per actuals and licensee shall restore the damage done during deployment</p>

		of small cells
<b>Clause 5.10 (C) does not exist and it is to be inserted</b>	<p>New clause to be added as 5.10 (C)</p> <p><b>Establishment of temporary over ground telegraph infrastructure.</b></p>	<p><b>Following Clause to be added:</b></p> <p><b>5.10 (C). Establishment of temporary over ground telegraph infrastructure</b></p> <p>(1) In case of damage of any existing underground telegraph infrastructure for any reason, the licensee, whose existing underground telegraph infrastructure is damaged, may temporarily establish the over ground telegraph infrastructure, in lieu of the damaged underground telegraph infrastructure, to restore the telegraph service for the period of sixty days from the date of reporting of damage of the infrastructure to the appropriate authority.</p> <p>(2) No fee or compensation shall be charged by the appropriate authority for the establishment of temporary over ground telegraph infrastructure under this rule.</p>
<b>Clause 5.10 (C).1 does not exist and it is to be inserted.</b>	<p>New clause to be added as 5.10 (c).1</p> <p><b>Street Furniture</b></p>	<p><b>Following Clause to be added:</b></p> <p><b>Clause 5.10 (c).1</b></p>

	meaning	"Street Furniture" means post or pole used for electricity, street light, traffic light, traffic sign, bus stop, tram stop, taxi stand, public lavatory, memorial, public sculpture, utility pole or any other structure or contrivance of such nature established over the property of an appropriate authority.
<b>Clause 5.10 (C).2 does not exist and it is to be inserted</b>	New clause to be added as 5.10 (c).2	<p><b>Following Clause to be added:</b></p> <p><b>Clause 5.10(c).2</b></p> <p>The licensee shall have the option of submitting single application for multiple sites and appropriate authority shall make due provisions for accepting such applications and issuing single permission for multiple sites accordingly for establishment of small cells.</p>

[See rules 5.5.1.a, 5.10, 5.10(C), 5.10 (A) (2), 5.10.viii, 5.5.2 (3), 6.7, 5.5.1 (xiv), 5.5.2 (1B), 5.10. (C), 5.10.(A).5, 5.10(A)(4), 5.10(A).5]

Rule	Item	Amount	Remarks
[1]	[2]	[3]	[4]
<b>Part-I Fee</b>			
5.5.1.a	For establishment of underground telegraph infrastructure	<b>One thousand</b> rupees per kilometer.	Exist
5.10	For establishment of over ground telegraph infrastructure	<p>(i) <b>Ten thousand</b> rupees for establishment of mobile towers</p> <p>(ii) <b>One thousand</b> rupees per kilometer for establishment of over ground telegraph line.</p> <p>(iii) <b>Nil</b> for establishment of poles, for installation of small cells and telegraph line, on the immovable property vested in, or under control or management of appropriate central authority</p> <p>(iv) <b>One thousand</b> rupees per pole for establishment of poles, for installation of small cells and telegraph line, on the immovable property vested in, or under control or management of appropriate authority, other than appropriate central authority.</p>	Exist
5.10 (C)	For establishment of	NIL	New clause to be added.

	over ground telegraph infrastructure		
5.10 (A)(2)	For establishment of Small Cell and telegraph line using the Street Furniture.	NIL	Exist
5.10(viii)	For the deployment of small cells on building or structures vested in or under the control of appropriate Central Authorities.	NIL	Exist under 5.10 (iii) of the Schedule of the earlier amendment.

**Part-II CHARGES FOR RESTORATION**

5.5.1 (xiv)	Establishment of over ground telegraph infrastructure.	Sum required to restore immovable property as per the rate prescribed by central public works department for that area or as per the rate prescribed by state public works department for that area, if no rate has been prescribed by central public works department for that area. Further, licensee shall restore the damage incurred in case of establishment of poles for installation of Small Cells and telegraph line.	Exist
5.5.2 (3)	Establishment of underground	Sum required to restore immovable property as per	Exist

	telegraph infrastructure where undertaking is not given by the licensee to discharge the responsibility to restore the damage.	the rate prescribed by central public works department for that area or as per the rate prescribed by state public works department for that area, if no rate has been prescribed by central public works department for that area.	
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6.7	Bank guarantee as security for performance in case of establishment of underground telegraph infrastructure where undertaking is given by the licensee to discharge the responsibility to restore the damages.	20% of the sum required to restore immovable property as per the rate prescribed by central public works department for that area or as per the rate prescribed by state public works department for that area, if no rate has been prescribed by central public works department for that area.	Exist
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**PART-III-COMPENSATION**

5.5.2 (1B)	Establishment of underground telegraph infrastructure.	NIL	Exist
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5.10 (A)(5)	Establishment of over ground telegraph infrastructure.	Rates as the appropriate authority may, by general order, specify, if such property cannot be used for any other purpose.  However, for establishment of poles for installation of	New clause to be added.
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		small cells and telegraph line, compensation shall be NIL.	
5.10 (C)	Establishment of temporary over ground telegraph infrastructure.	NIL	New clause to be added.

These amended provisions will come into force with immediate effect.

**ORDER:** Ordered that Resolution be published in an extraordinary issue of the Odisha Gazette and copies of the Resolution be forwarded to all Departments of the Government.

By Order of Governor

(Manoj Kumar Mishra)

Principal Secretary to Government

Memo No. 831 /E&IT,

Dated 26.02.2024

Copy forwarded to the Director, Printing, Stationery and Publications, Odisha, Cuttack with request for its immediate publication in the extra ordinary issue of Odisha Gazette and to supply 100 copies of the Resolution to this department.

*ASD*  
*26/02/2024*

Under Secretary to Government

Memo No. 832 /E&IT,

Dated 26.02.2024

Copy forwarded to the Principal Secretary to Hon'ble Governor, Odisha / Private Secretary to Hon'ble Chief Minister / Private Secretary to all Hon'ble Ministers/ OSD to Chief Secretary, Odisha/ Private Secretary to Development Commission-cum-Additional Chief Secretary for kind information of Hon'ble Governor/ Hon'ble Chief Minister/ All Ministers/ Chief Secretary/ Development Commissioner-cum-Additional Chief Secretary respectively.

*ASD*  
*26/02/2024*

Under Secretary to Government

Memo No. 833 /E&IT,

Dated 26.02.2024

Copy forwarded to the Secretary to Government, Department of Telecommunications, Ministry of Communications, Govt. of India, Room No. 210, Sanchar



Bhavan, 20 Ashoka Road, New Delhi – 110001, FAX- 23711514, Email: [secy-dot@nic.in](mailto:secy-dot@nic.in) / Administrator (USOF), Department of Telecommunications, Ministry of Communications, Govt. of India, Room No. 214, Sanchar Bhavan, 20 Ashoka Road, New Delhi – 110001, FAX- 23372150, Email: [usadmn.dot@nic.in](mailto:usadmn.dot@nic.in) for kind information of Secretary (T) and Administrator (USOF) respectively.

*PSD*  
*26/02/2024*

Under Secretary to Government

Memo No. 834 /E&IT,

Dated 26.02.2024

Copy forwarded to all Departments of Government/ All Heads of Departments /All Revenue Divisional Commissioners/ All Collectors/ Principal Resident Commissioner, Government of Odisha, Odisha Niwas, Channykपुरi, New Delhi- 110021/ SIO, NIC, Bhubaneswar/ Accountant General (A&E), Odisha, Bhubaneswar for information.

*PSD*  
*26/02/2024*

Under Secretary to Government

Memo No. 835 /E&IT,

Dated 26.02.2024

Copy forwarded to the Additional Director General, Telecom, Odisha LSA, e-mail: [srddg.dot.od@gov.in](mailto:srddg.dot.od@gov.in), Department of Telecommunications/ the CGM, BSNL, Odisha Circle, BSNL Bhawan, Unit-II, Bhubaneswar, e-mail: [cgm\\_or@bsnl.co.in](mailto:cgm_or@bsnl.co.in)/ The Circle Head, Reliance Jio Infocomm Ltd. Wing A&B, First Floor, Fortune Tower, Chandrasekharpur, Bhubaneswar-751023, e-Mail: [sudhir.pradhan@ril.com](mailto:sudhir.pradhan@ril.com)/ [shaikh.sarajuddin@ril.com](mailto:shaikh.sarajuddin@ril.com)/ The Network Head, Vodafone Idea Ltd., Odisha Circle at e-mail: [kasturi.roygupta@vodafoneidea.com](mailto:kasturi.roygupta@vodafoneidea.com) /The Network Head, M/s Bharati Airtel Ltd., Odisha Circle at E-mail: [sudhansu.dash@airtel.com](mailto:sudhansu.dash@airtel.com) for information.

*PSD*  
*26/02/2024*

Under Secretary to Government

Memo No. 836 /E&IT,

Dated 26.02.2024

Copy forwarded to Shri Bijoyananda Mishra, Advisor (Telecom), OCAC at e-mail [bijoy.mishra@ocac.in](mailto:bijoy.mishra@ocac.in) for kind information.

*PSD*  
*26/02/2024*

Under Secretary to Government

Memo No. 837 /E&IT,

Dated 26.02.2024

Copy forwarded to Parliamentary Affair Department for information with reference to their Memo No.-683, dated.12.02.2024.

*PSD*  
*26/02/2024*

Under Secretary to Government

Memo No. 838 /E&IT,

Dated 26.02.2024

Copy forwarded to Head State Portal Group, IT Centre, Secretariat, Bhubaneswar to host the Resolution in the Government Website as well as Website of E&IT Department for wider circulation.

*S. Dal*  
*26/02/2024*  
Under Secretary to Government

Memo No. 839 /E&IT,

Dated 26.02.2024

Copy forwarded to CMD, IDCO/ MD IPICOL/ Director, STPI/ Director, IIIT, Bhubaneswar/ MD, OKCL/ General Manager (Admn.), OCAC/ All Section, E&IT Department for information and necessary action.

*S. Dal*  
*26/02/2024*  
Under Secretary to Government