

**GOVERNMENT OF JAMMU AND KASHMIR
INFORMATION TECHNOLOGY DEPARTMENT
CIVIL SECRETARIAT, J&K**

Subject: Mandating the use of CBuD "Call Before u Dig" application in UT of J&K.

Circular No: 05-JK(ITD) of 2023

Dated: 25-03-2023

Pursuant to the D.O No. 3-1/2022-NBM dated: 07-02-2023 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: 03-01-2023 (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 UT Administration in various Departments through Call Before u Dig (CBuD) Mobile App in order to keep safe the underground/telegraph infrastructure.

Procedure for exercising of legal right to dig or excavate any property:

- (i) Any person 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 been duly placed in accordance with the provisions of the Act, shall give notice to licensee through common portal, by submitting the information of such digging or excavation, prior to the commencement of such exercise.
- (ii) The notice under sub-rule (1) shall include the name and address of the person exercising the 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 (1), as expeditiously as possible provide through the common portal, the details of telegraph infrastructure owned or control or managed by such licensee, falling under or over or along the property with which the person intends to deal in legal exercise of the right, along with precautionary measures for coordination in avoiding damages to the telegraph infrastructure.
- (iv) The person exercising legal right to dig or excavate shall take appropriate action on precautionary measures provided by the licensee as per sub-rule (3).

(1)

- (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.

Damage 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 the damage charges to the telegraph authority:
- (ii) The damage charges under sub-rule (1) shall be computed based on such expenses as may be incurred in restoring damages.

Considering the above, it is enjoined upon all the department of Union Territory of J&K to follow the rules and procedures laid down in the Gazette Notification-GSR 06(E), issued by the Department of Telecommunications, Government of India and 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 "CBuD" Call Before u Dig application.



(Prerna Puri), IAS

Commissioner/Secretary to Government

No: IT-Gen/551/2022-Part-1

Dated: 25-03-2023

Copy to the:

1. All Administrative Secretaries, UT of J&K.
2. Divisional Commissioner, Jammu/Srinagar UT of J&K.
3. Sr. DDG, LSA, J&K.
4. Private Secretary to the Principal Secretary to Hon'ble Lt. Governor, UT of J&K.
5. Private Secretary to Chief Secretary, UT of J&K for information of Chief Secretary.
6. Private Secretary to Commissioner/Secretary to the Government, Information Technology Department for information of Commissioner/Secretary.
7. Circular file.