

New Delhi, dated 09<sup>th</sup> June, 2023

**ORDER**

**Subject: Delegation of power for approval under provision of Section 68 and Section 164 of the Electricity Act, 2003-Regarding.**

The undersigned is directed to refer to this Ministry's Order No.4/14/2014-PG dated 12.02.2015 on the subject cited above and to say that Hon'ble Minister of Power & NRE has approved the delegation of powers as follows:

- i. Power for approval under Section 68 of the Electricity Act, 2003, presently vested with Chairperson, CEA, is delegated to Joint Secretary (Transmission), Ministry of Power.
  - ii. Power for approval under Section 164 of the Electricity Act, 2003, presently vested with Chairperson, CEA, is delegated to Joint Secretary (Transmission), Ministry of Power.
2. The revised Standard Operating Procedure (SOP) for granting approval under provision of Section 68 & Section 164 of the Electricity Act, 2003 is also enclosed at **Annexure-I & II** respectively.

Encls: As above

  
09/06/2023  
(Deepak Rao)  
Director  
Tel: 011-23716674

To

- i. Chairperson, CEA, R.K. Puram, New Delhi
- ii. CMD, PGCIL, Gurugram, Haryana
- iii. CMD, REC Transmission Projects Company Limited, Gurugram, Haryana
- iv. CMD, PFC Consulting Limited, New Delhi
- v. CMD, Grid Controller of India Limited, New Delhi
- vi. Technical Director, NIC for uploading the order on the website of Ministry of Power

Copy for information to :

1. PS to Minister for Power & New and Renewable Energy
2. Addl. PS to MoS for Power
3. Sr.PPS/PPS to Secretary (P)
4. Sr.PPS/PPS to SS&FA/ Additional Secretary, Ministry of Power
5. Sr. PPS/PPS/PS to all Joint Secretaries, Economic Adviser and Chief Engineer, Ministry of Power
6. All Directors/Deputy Secretaries/Under Secretaries in the Ministry of Power

**Annexure-I of MoP OM No. 25-10/27/2023-PG dated 09.06.2023**

**Revised procedure for obtaining prior approval under Section 68 of the Electricity Act, 2003:**

- I. Under Section 68 of the Electricity Act 2003, following is prescribed:
  1. An overhead line shall, with prior approval of the Appropriate Government, be installed or kept installed above ground in accordance with the provisions of sub-section (2).
  2. The provisions contained in sub-section (1) shall not apply-
    - a. in relation to an electric line which has a nominal voltage not exceeding 11 kilovolts and is used or intended to be used for supplying to a single consumer;
    - b. in relation to so much of an electric line as is or will be within premises in the occupation or control of the person responsible for its installation; or
    - c. in such other cases, as may be prescribed.
  3. The Appropriate Government shall, while granting approval under sub-section(1), impose such conditions (including conditions as to the ownership and operation of the line) as appear to it to be necessary.
  4. The Appropriate Government may vary or revoke the approval at any time after the end of such period as may be stipulated in the approval granted by it.
  5. Where any tree standing or lying near an overhead line or where any structure or other object which has been placed or has fallen near an overhead line subsequent to the placing of such line, interrupts or interferes with, or is likely to interrupt or interfere with, the conveyance or transmission or electricity or the accessibility of any works, an Executive Magistrate or authority specified by the Appropriate Government may, on the application of the licensee, cause the tree, structure or object to be removed or otherwise dealt with as he or it thinks fit.
  6. When disposing of an application under sub-section (5), an Executive Magistrate or authority specified under that sub-section shall, in the case of any tree in existence before the placing of the overhead line, award to the person interested in the tree such compensation as he thinks reasonable, and such person may recover the same from the licensee.
- II. For obtaining approval under Section 68 of the Electricity Act, 2003, any inter-state transmission licensee, or a special purpose vehicle company (in case of the inter-state transmission projects to be implemented under tariff based company bidding), or the generation company (in case of his dedicated transmission line which is directly connected to inter-state transmission system), or any other entity for which the appropriate government is the Central Government, is required to submit the proposal duly completed in all respect to Central Electricity Authority (CEA) on National Single Window System (NSWS) portal ([www.nsws.gov.in](http://www.nsws.gov.in)), inter-alia including the following:-





- a. Request letter giving name of transmission scheme and the details of overhead transmission line included in the scheme.
- b. The board resolution for authorized signatory.
- c. Copy of the Connectivity granted by CTUIL/STU, for generation projects.
- d. Copy of Gazette notification/Ministry office order, for the ISTS transmission schemes to be implemented through TBCB/RTM mode.

III. The proposal duly completed with in all respects may be sent by CEA, with their recommendations, to the below mentioned addressee for approval of Ministry of Power:

Under Secretary (PG)  
Ministry of Power  
Shram Shakti Bhawan,  
Room No. 634, New Delhi  
Tel: 23730264

IV. A copy of duly approved letter would be sent by MoP to CEA for uploading on the NSWS portal.

