CENTRAL INFORMATION COMMISSION
Baba Gang Nath Marg, Munirka,
New Delhi -110067
Tel : +91-11-26186535
Appeal No.CIC/Sh/A/2016/901695

Appellant: Mr. Muktesh,
501, Mulberry Society,
Opp. Kaushalya Hospital,
Ganeshwadi, Panch Pakhadi,
Thane (West) - 400601,
Maharashtra.

Respondent: Central Public Information Officer,
Jt. Director (MO),
Ministry of Petroleum & Natural Gas,
8th Floor, Tower-A, OIDB Bhawan,
Plot No.2, Sector-73,
Noida-201301.

Date of Hearing: 15.11.2017
Dated of Decision: 15.11.2017

ORDER

Facts:

1. The appellant filed RTI application dated 26.3.2016 seeking information with regard to his queries related to various OISD standards and M.B. Lal committee recommendations viz "(a) as per OISD-STD-106 clause 7.1 (c) no credit is allowed due to insulation in case of fire as a relief scenario. Kindly state the reason for not allowing a credit in India when it is allowed as per API-STD-521 wherein the estimation of environmental factor for insulation is given; (b) In the OISD-STD-109 figure 1 to 14 are given in the end. Kindly let me know if these figures are to be mandatory followed as it is or user is allowed to make necessary alterations thus consider the aforesaid figures as only indicative in nature and not mandatory etc".

2. The CPIO responded on 21.4.2016. The appellant filed first appeal 30.4.2016 (not on record) before the first appellate authority (FAA). The FAA responded on 3.6.2016. The appellant filed second appeal on 11.8.2016 before the Commission on the grounds that information should be provided to him.
**Hearing:**

3. The respondent Mr. Ranjan Mehrotra, Director(MO), Mr. S.K. Bagchi and Surab Krarya, Addl. Director participated in the hearing personally. The appellant did not participate in the hearing.

4. The respondent stated that opinion and advice is not expected to be obtained from the committee of experts by the PIO. The respondent stated that standards are recommended by the functional committee comprising of representatives from the industry. Besides, such committees are constituted from time to time and are not permanent in nature. The respondent stated that the appellant is asking for calculations, opinions and advice which are not in their record. The respondent said that the information sought was not covered within the meaning of ‘information’ u/s 2(f) of the RTI Act.

5. The respondent stated that the CPIO had responded to the appellant on 21.4.2016. The respondent said that appellant’s first appeal dated 30.4.2016 was disposed of by FAA on 30.6.2016.

**Discussion/Observations:**

6. The action/steps taken by the respondent in dealing with RTI application are satisfactory.

**Decision:**

7. The Commission's intervention is not required in the matter.

The appeal is disposed of. Copy of the order be given to the parties free of cost.

(Signature)

(Radha Krishna Mathur)
Chief Information Commissioner

Authenticated true copy

(S.C. Sharma)
Dy. Registrar
NOTICE OF HEARING FOR APPEAL/COMPLAINT

**Appellant(s)/Complainant(s):**

MUKEETH  
501, Mulberry society,  
Opposite Kaushalya Hospital,  
Ganeshwadi, Panch Pakhadi,  
Thane (west)-400601,  
Maharashtra-400601

**Respondent(s):**

CPIO:

1. CPIO, Jt. Dir. (MO)  
M/o. Petroleum & Natural Gas,  
8th Flr, Tower-A, OIDB Bhawan,  
Plot No-2, Sector-73,  
Noida-201301.

<table>
<thead>
<tr>
<th>Date of RTI</th>
<th>Date of reply, if any, of CPIO</th>
<th>Date of 1st Appeal made, if any</th>
<th>Date of order, if any, of First AA</th>
</tr>
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<tbody>
<tr>
<td>26-3-16</td>
<td>31-4-16</td>
<td>30-4-16</td>
<td>2-6-16</td>
</tr>
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</table>

1. Take notice that the above appeal/complaint in respect of RTI application dated - filed by the appellant/complainant has been listed for hearing before Hon’ble Chief Information Commissioner Mr. Radha Krishna Mathur on 15-11-2017 at 10:45 AM.

2. The appellant/complainant may present his/her case(s) in person or through his/her duly authorized representative.

3. CPIO/PIO should personally attend the hearing; if for a compelling reason(s) he/she is unable to be present, he/she has to give reasons for the same and shall authorise an officer not below the rank of CPIO/PIO, fully acquainted with the facts of the case.

4. All the parties may submit their written submission, if any, to the Commission at least 7 days before the date of hearing. A copy of the same may be served upon opposite party. If any party wishes to make online submission, the same may be sent to the Commission’s link only viz. [http://dsscic.nic.in/online-link-paper-compliance/add](http://dsscic.nic.in/online-link-paper-compliance/add).

5. CPIO is also directed to inform the third party, if any, so as to enable it to defend or present its case before the Commission. Third Party may choose to be present before the Commission either in person or through its duly authorized representative for hearing, or they may also file a written submission to the Commission before the hearing.

6. The authorised representative or the officer of the public authority and the appellant/complainant/third party is advised to carry a "proof of identity".

7. Take notice that in default of your appearance on the time and date mentioned aforesaid, the case shall be heard and decided in your absence. There is no scope for adjournment and review.

8. The parties concerned should reach the venue at least 30 minutes before the scheduled time of hearing. They are also requested to intimate their telephone/mobile numbers and email address to the undersigned.
# CENTRAL INFORMATION COMMISSION (CIC)

## RTI Appeal Details

<table>
<thead>
<tr>
<th>Appeal Number:</th>
<th>SA/UG/16/16757/vj36</th>
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<tbody>
<tr>
<td>Submitted(Online):</td>
<td>17/07/2016</td>
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<tr>
<td>Ministry Department</td>
<td>Ministry of Petroleum &amp; Natural Gas</td>
</tr>
<tr>
<td>Organization</td>
<td>Oil Industry Safety Directorate (GISD)</td>
</tr>
</tbody>
</table>

### Complaints Particulars

<table>
<thead>
<tr>
<th>Name</th>
<th>Mr. Muktesh Kulkarni</th>
</tr>
</thead>
<tbody>
<tr>
<td>Citizenship status</td>
<td>Indian</td>
</tr>
<tr>
<td>Country of Residence</td>
<td>India</td>
</tr>
<tr>
<td>Is the Appellant below poverty line?</td>
<td>No</td>
</tr>
<tr>
<td>Amount Paid</td>
<td>10</td>
</tr>
<tr>
<td>Mode of Payment</td>
<td>Indian Postal Order (IPO)</td>
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### Contact Details

<table>
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<tr>
<th>Complete Address along with Pincode</th>
<th>501, Mulberry society, Opposite Kaushalya Hospital, Ganeshwadi, Panchpakhadi, Thane (west)</th>
</tr>
</thead>
<tbody>
<tr>
<td>State/UT</td>
<td>Maharashtra</td>
</tr>
<tr>
<td>Phone1</td>
<td>-</td>
</tr>
<tr>
<td>Phone2</td>
<td>-</td>
</tr>
<tr>
<td>Mobile no</td>
<td>9833356557</td>
</tr>
<tr>
<td>Fax</td>
<td>-</td>
</tr>
</tbody>
</table>

### Details of Application

| Do you have Computerised Registration? | No |
| Number of First Application? | - |
| PIO Details | - |
| Details of Response | Unsatisfactory Response |

### Details of First Appeal

| Do you have Computerised Registration? | No |
| Number of First Appeal? | - |
| Response of the Appellate Authority : | Unsatisfactory Response |
| If Order Passed? | Yes |

### Details of Second Appeal

| Does it pertain to the life or Liberty of a Citizen? (This information is required to make the provision of Section 7(1) applicable) | No |
| Are you a Senior Citizen?(above 60 years) | No |
| Age Category | - |
| Are you a Differently Abled Person? | No |

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Signature of Applicant

(Muktesh C. Kulkarni)

03 Aug 2016

[Stamp: CENTRAL INFORMATION COMMISSION]
<table>
<thead>
<tr>
<th>No.</th>
<th>Statement</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>The CIC standards are not followed, and the information being sought is not being provided by PIO</td>
</tr>
<tr>
<td>2.</td>
<td>The appeal authority is not following the guidelines of the CIC</td>
</tr>
<tr>
<td>3.</td>
<td>The appeal authority is not providing the necessary information</td>
</tr>
<tr>
<td>4.</td>
<td>The appeal authority is not following the guidelines of the Supreme Court</td>
</tr>
<tr>
<td>5.</td>
<td>The appeal authority is not following the guidelines of the High Court</td>
</tr>
</tbody>
</table>

**Signatures:**
- **Applicant:** (Signature)
- **CIC Officer:** (Signature)

**Comments:**
- "Are you satisfied with the response?"
- "Yes"
<table>
<thead>
<tr>
<th>Supporting Documents</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Document 1</td>
<td>Reply from PIO-Reply from PIO OISD.pdf</td>
</tr>
<tr>
<td>Document 2</td>
<td>Reply from first appellate authority-Reply from first appellate authority OISD.pdf</td>
</tr>
<tr>
<td>Document 3</td>
<td>RTI application to OISD.pdf</td>
</tr>
</tbody>
</table>

**Information for Research and Analysis Purpose**

Above information is sufficient to file this complaint. In case you agree to help us in research, kindly choose 'Yes' and provide the information requested in the following dropdown boxes. | No |

**Signature of Applicant**

(Mukesh C. KulKam)
In the event of detection of oil wastewater from any industrial unit, the samples of water and wastewater shall be collected in accordance with the procedures outlined in the attached guidelines. The samples collected shall be analyzed for oil content and other contaminants according to the procedures outlined in the attached guidelines.

Sincerely,

[Signature]

R. M. Mustafa Choudhury
MR. Mustafa Choudhury
Contractual Officer

SUBJECT: Information sought under RTI Act, 2005

[Handwritten note:Reply to RTI Application by OISD on 6th March, 2011, regarding the submission of the application received by OISD on 27th February, 2011.]
Oily water sewer system (OWS) and contaminated rain water system (CRWS) shall be mandatorily combined henceforth?

(e) As per OISD-STD-194 boil off generation is required to be appropriately considered for LNG. Kindly provide a sample calculation for estimation of boil-off gas.

(f) As per OISD-STD-236 boil off generation is required to be appropriately considered for LPG. Kindly provide a sample calculation for estimation of boil-off gas.

(g) As per clause 4.2.4.2 of OISD-STD-152 automatic shutdown valve at the column bottom should be used. Kindly let me know if instead of automatic shutdown valve a remotely operated motorized operated valve (MOV) can be used.

(h) As per clause 4.4.2 of OISD-STD-125, dual seals with barrier fluid shall be applied for hydrocarbon liquid at an operating temperature above their auto ignition temperature. Please let me know why dual seal with buffer fluid can not be used in such cases.

(i) As per clause 4.4.2 of OISD-STD-125 while using dual seals with barrier fluid for liquid above auto ignition temperature, can one use the same pumping liquid as a barrier fluid by taking a tap-off from the discharge of the pump to the seal pot.

Reply: to Question no 3 (a) to (i)
The information sought does not fall under the Right to Information Act 2005.

(j) Kindly let me know if it is mandatory to follow M B Lal committee recommendations.

Reply:
M B Lal committee was constituted by MoP&NG to investigate the Jaipur Fire incident. The recommendations made by the committee were accepted by MoP&NG for implementation in Oil Installations.

(k) If it is mandatory to follow M B Lal committee recommendations kindly state the extent of its applicability such as whether these recommendations are applicable for Process Units or to the storage tank farm or the oil depots etc.

Reply:
As replied in (j) above.

(l) Kindly let me know whether M B Lal committee recommendations have been included in the relevant OISD standards (STD), recommended practices (RP) and guidelines (GDN) or not. If these recommendations have not been included in the
OISD standards, recommended practices and guidelines, kindly state the reason for not including the same.

Reply:
Relevant recommendations of M. B. Lal Committee have been incorporated in the OISD standards.

(Rakesh Agrawal)
Jt. Director (MO) & APIO

ATTESTED

[Signature]
APPLICATION FOR OBTAINING INFORMATION UNDER RIGHT TO INFORMATION ACT 2005

I.D. NO.: ___________________ Date __________ [FOR office use]

By regd. AD post

To,
Joint Director, APIO
Oil Industry Safety Directorate
8th Floor, OIDB Bhawan,
Plot no 2, Sector 73,
Noida-201301 (UP)

1. Name of the Applicant: Mr. Muktesh Chandrakant Kulkarni

2. Full Address [with phone No.]: 501, Mulberry Society, Opposite Kaushalya Hospital,
Ganeshwadi, Panchpakhadi, Thane (west), Maharashtra, Pin-400601
Cell No 9833356557

3. Particulars of information required: I have following queries related to various OISD standards and M. B. Lal committee recommendations

(a) As per OISD-STD-106 clause 7.1 (c) no credit is allowed due to insulation in case of fire as a relief scenario. Kindly state the reason for not allowing a credit in India when it is allowed as per API-STD-521 wherein the estimation of environmental factor for insulation is given. It may please be noted that due to such stringent requirements of aforesaid OISD clause many safety valves, flare headers and flare systems have to be excessively overdesigned resulting in overmuch cost of civil and structural items in India. If a relaxation to clause no 7.1 (c) is allowed, please state the conditions under which such relaxation can be permitted.

(b) In the OISD-STD-109 figure 1 to 14 are given in the end. Kindly let me know if these figures are to be mandatorily followed as it is or user is allowed to make

Page 1

[Signature]

ATTESTED

[Signature]
necessary alterations, thus considering the aforementioned figures as only indicative in nature and not mandatory.

(c) As per OISD-ST-109, figure 6 shows the flow diagram of hot hydrocarbons: pump, vent, and drain. The hot hydrocarbons pass through a sample cooler. Kindly refer to the manufacturer's manual to understand the purpose of the sample cooler as indicated in the figure. It is necessary and which refinery units in India it has been incorporated in the design. The figure indicates the routing of hydrocarbon to various units. Can the hydrocarbon be directly routed to the hydrocarbon closed blowdown tank (CBTD) without cooling the hydrocarbon in the sample cooler?

(d) As per clause 6.2.1 of OISD-ST-110, hot water from the hot water system (HWS) shall be collected in the hydrocarbon closed blowdown tank (CBTD). Does the hydrocarbon system already have a hot water system for this purpose? As per clause 6.2.1 of OISD-ST-110, boil-off gas shall be appropriately considered for heating, and the equipment is provided. Kindly provide a sample calculation for estimation of boil-off gas.

(e) As per clause 6.2.2 of OISD-ST-125, automatic shutdown valves at the column bottom shall be used. Kindly let us know if instead of automatic shutdown valves, a remotely operated motorized valve (ROV) can be used.

(f) As per clause 4.4.2 of OISD-ST-125, boil-off gas shall be applied for hydrocarbons. Kindly let us know how the automatic shutdown valve is to be used, and whether a safety valve is required.

(g) As per clause 4.4.2 of OISD-ST-125, boil-off gas shall be used for hydrocarbons. Kindly let us know if it is mandatory to follow M.B. Lal committee recommendations.

(h) Kindly let us know if it is mandatory to follow M.B. Lal committee recommendations.
(k) If it is mandatory to follow M. B. Lal committee recommendations kindly state the extent of its applicability such as whether those recommendations are applicable for Process Units or to the storage tank farm or the oil depots etc.

(i) Kindly let me know whether M. B. Lal committee recommendations have been included in the relevant OISD standards (STD), recommended practices (RP) and guidelines (GDN) or not. If these recommendations have not been included in the OISD standards, recommended practices and guidelines, kindly state the reason for not including the same.

4. Details of payment of filing fees:

Indian Postal Order No. 10F 841511 dated January 2016 for Rs.10/- is enclosed. Since I could not locate exact name of paise, I am enclosing blank IPO with a request to fill in the details u/s 5.3.

5. Details of enclosures if any: None other than Indian Postal Order

6. Please rush the information to me by speed/registered post.

7. If the information is not with you, please forward this application to appropriate PIO, under intimation to me.

8. Please also provide me file notings and action taken report on this application along with your reply.

9. Please permit me to inspect relevant record.

Date: 26th March 2016  Signature of Applicant

ATTESTED