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भारत सरकार

GOVERNMENT OF INDIA

सडक परिवहन एवम् राजमार्ग मंत्रालय

MINISTRY OF ROAD TRANSPORT & HIGHWAYS

Transport Bhavan, 1, Parliament Street,
New Delhi, 110001.

Dated the 1st July, 2014

OFFICE MEMORANDUM

Subject: Amendments to the National Highways fee (Determination and Collection) Rules, 2008.

Reference are being received from NHAI to clarify that BoT(Annuity) project can be considered as public funded project for the purpose of proviso of Rule 6(6(b)) of National Highways fee (Determination and Collection) Rules, 2008 as amended (hereinafter the said Rules).

2. Proviso of the Rule 6(6(b)) of the said Rules stipulate that user fee will be levied at the reduced rate of 40% after recovery of capital cost in case of public funded project.
3. The issue was examined in consultation with IF Division and it is observed that collection of user fee at reduced rate of 40% cannot be linked to the concession period as per the concession agreement.
4. It has now been decided with the approval of competent authority that BoT(Annuity) project are essentially public funded projects and therefore proviso of Rule 6(6(b)) of the said rule shall apply on BoT(Annuity) projects.

(RAMENDRA PRATAP SHUKLA)

Under secretary to the Govt. of India

Chairman, NHAI
AS&FA
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