

No. H-25016/01/2018-Toll
Government of India
Ministry of Road Transport & Highways
(Toll Section)

Transport Bhawan, 1, Parliament Street New Delhi -110001

Dated the 6th July, 2023

To,

1. The Chairman, NHAI, Dwarka, New Delhi-110075
2. DG (RD) & SS, MoRT&H, Transport Bhawan, New Delhi
3. MD, NHIDCL, PTI Building, New Delhi

**Subject: Levy and collection of user fees for use of a section of National Highway
- Establishment of user fee plaza-reg.**

Sir,

This has reference to this Ministry's letter of even number dated 2nd November, 2018 (copy enclosed) wherein a guideline has been issued for establishing of fee plazas in all the NH projects under implementation as well as those in the planning stage in accordance with Rule 8 (1) and 8(2) of the National Highways Fees (Determination of Rates and Collection) Rules, 2008.

2. However, it has been observed that in majority of fee notification proposals received by Ministry, relaxation from distance criteria from NH Fee Rules, 2008 is being proposed with ex-post facto approval by Head of Executing Authority [Chairman for NHAI, DG (RD) & SS for Road Wing as per practice in vogue] on various grounds which is not in consonance with said guidelines of Ministry.

3. In this regard it is once again reiterated that:-

“Executing Authority shall ensure that, Fee Plaza location for the NH projects should be firmed up in conformity with section 8(1) and 8(2) of NH Fee Rule 2008 without applying any deviation as stipulated in proviso of above mentioned sections of NH Fee rules.”

4. If any deviation in terms of stipulation of proviso of section 8(1) and 8(2) of NH Fee Rule 2008 is applied, it should be approved by Competent Authority in terms of said Proviso at time of DPR acceptance/LA stage itself for Projects at planning/to be bid stage.

5. The above deviations, if any, should also be part and parcel of any SFC proposal for Project Appraisal and should specifically be highlighted during presentation before SFC so that members of SFC are duly apprised.

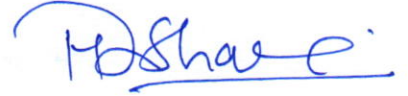
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6. This issues with the approval of Secretary (RT&H).

Yours sincerely,

Encl.: As stated above.



(Hansraj Sharma)

Under Secretary to the Govt. of India

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Copy for information to:-

1. PS to Hon'ble Minister, RT&H
2. PS to Hon'ble MoS, RT&H
3. Sr.PPS to Secretary, MoRT&H
4. Sr.PS to AS (Highways)/AS (NHIDCL)/JS (Toll), MoRT&H
5. Chief General Manager(Commercial Operation), NHAI,
6. Director (NIC) - with a request to upload this on website of MoRTH.