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## National Highways Authority of India

(Ministry of Road Transport and Highways, Government of India)

6, -1 O, alTTif, -110 075 • G-5 & 6, Sector-10, Dwarka, New Delhi-110075  
/Phone: 91-11-25074100 / 25074200



By E-mail

No.NHAI/13013/547/CO/23-24/Amendment NH FeeRule/efile-212842

Date: 26.10.2023

To,

- (i) All Chief General Manager (T), NHAI
- (ii) All Regional Officers/ All Project Directors, NHAI

**Sub.: Amendment in National Highways Fee (Determination of Rates and Collection) Rules, 2008 - reg.**

**Ref: MoRTH letter H-25016/01/2023-Toll dated 12.10.2023.**

With reference to the subject matter, it is to inform that the amendment to Rule 6(6) of the National Highways Fee (Determination of Rates and Collection) Rules, 2008 has been published vide G.S.R 725(E) dated 06.10.2023 (Copy enclosed).

2. As per the published amendment, the fee shall be collected by the Central Government /Executing Authority as per the fee specified in Rule 4(2) on date of transfer of private funded projects after the concession period is over. Further, the fee leviable shall continue to be collected in perpetuity in respect of public funded projects.

3. Further, observation of Hon'ble Minister (RT&H) while approving the aforementioned amendment is reproduced below for needful action:

*"It should be ensured that responsibility of concerned officers/ ROs/ PDs and concessionaire is fixed for poor maintenance/ bad condition of Tolled Roads."*

4. In view of the above, it is requested to kindly initiate the proposal for fee notification authorizing Authority to collect the User Fee as per Fee specified under Rule 4(2) of Fee Rules wherever Concession period is over or likely to be over in near future.

This issues with the approval of the Competent Authority.

Yours faithfully,

LA--

(P.N. Gawasane)  
I/c Chief General Manager (CO)

Encl: As above.

Copy for kind information to:

- (i) PPS to Chairman, NHAI.
- (ii) PPS to all Member(s)
- (iii) Web-Admin for circulation.

No. H-25016/01/2023-Toll  
Government of India  
Ministry of Road Transport and Highways  
(Toll Division)  
Transport Bhawan, 1, Parliament Street, New Delhi-110001

dated the 1<sup>st</sup> October, 2023

To

The Chairman,  
National Highways Authority of India,  
G-58:6, Sector-10, Dwarka,  
New Delhi.

**Subject:- Amendment in National Highways Fee (Determination of Rates and Collection) Rules, 2008-reg.**

Sir,

Please refer to NHA's e-file bearing NHA/13013/547/CO/23-24/ AmendmentNHFeeRule (Computer No. 225834) wherein the proposal was submitted to amend in rule 6(6) (b) of the National Highways Fee (Determination of Rates and Collection) Rules, 2008 .

2. The amendment, National Highways Fee (Determination of Rates and Collection) Amendment Rules, 2023 has been published vide G.S.R. 725 (E) dated 6<sup>th</sup> October, 2023 (copy enclosed). However, the observation of Hon'ble Minister of Road Transport and Highways , while approving the subject amendment in the proposal file, is reproduced below for your kind perusal and further course of action thereon.

*"It should be ensured that responsibility of concerned officers/ROs/POs and concessionaire is fixed for poor maintenance/ bad condition of Talled Roads."*

3. This is issued with the approval of Competent Authority.

Yours faithfully,

Encl: As above.



(Aditya U. Upadhyay)  
Assistant Executive Engineer (Toll)  
Email: Aditya.upadhyay@gov.in

Copy for similar action to:-

1. Shri P V V S S Ravi Prasad, DG (RD) 8: SS, MoRTB:H
2. Shri Mahmood Ahmed, Managing Director (NHIDCL)

Copy for information to:-

1. PS to Hon'ble Minister (RT&H)
2. APS to Hon'ble MoS, MoRTH
3. Sr PPS to Secretary MoRTH
4. Sr PPS to JS (Toll), MoRTH
5. NIC- with a request to upload the Gazette Notification bearing No. GSR 725 (E) dated 06.10.2023 on MoRTB:H website under relevant section.



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## MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

### NOTIFICATION

New Delhi, the 6th October, 2023

**G.S.R. 725(E).**-In exercise of the powers conferred by section 9 of the National Highways Act, 1956 (48 of 1956), the Central Government hereby makes the following rules further to amend the National Highways Fee (Determination of Rates and Collection) Rules, 2008, namely: -

1. (I) These rules may be called the National Highways Fee (Determination of Rates and Collection) Amendment Rules, 2023.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the National Highways Fee (Determination of Rates and Collection) Rules, 2008, in rule 6, in sub-rule (6), for clause (b), the following clause shall be substituted, namely:-

"(b) The fee as notified as per Concession Agreement shall be leviable till the end of the concession period and after the concession period is over, the fee shall be collected by the Central Government or the executing authority as per the fee specified in sub-rule (2) of rule 4 on the date of transfer of such section of the National Highway, bridge, tunnel or bypass, as the case may be, to be revised annually in accordance with these rules:

Provided that in respect of a public funded project, the fee leviable shall continue to be collected in perpetuity for such section of the National Highway, bridge, tunnel or bypass, as the case may be, to be revised annually in accordance with these rules".

[F. No. H-25016/0 I/2023-Toll/E-226274]

SUMAN PRASAD SINGH, Jt. Secy.

**Note:-** The principal rules were published in the Gazette of India, Extraordinary Part II, Section 3, Sub-Section (i) vide notification number G.S.R. 838 (E), dated the 5<sup>th</sup> December, 2008 and lastly amended vide number G.S.R. 467 (E), dated the 24<sup>th</sup> June, 2022.