

7. फीस की दर, फीस के संदाय से छूट प्राप्त यानों के प्रवर्ग और रियायतग्राही का नाम, पता और टेलीफोन संख्या, जिसको शिकायत, यदि कोई हो, संबोधित की जानी चाहिए, टोल नाके पर तथा इससे 100 मी. तथा 500 मी. आगे, सहजदृश्य रूप से और प्रमुख रूप से संप्रदर्शित की जाएगी और संप्रदर्शित बोर्डों की ऊँचाई तथा अक्षरों का आकार ऐसा हो कि चालकों के लिए संप्रदर्शित बोर्डों को पढ़ना सहज हो।
8. उपयोक्ताओं से प्रभारित की जाने वाली वास्तविक फीस की गणना, रियायतग्राही द्वारा की जाएगी और प्रत्येक वर्ष 31 मार्च के पश्चात् किंतु पुनरीक्षित दर प्रभावी होने से कम से कम पैंतालीस दिन पहले, यथा शीघ्र विधिमान्यकरण के लिए प्राधिकरण को भेजी जाएगी, प्राधिकरण फीस पुनरीक्षण प्रस्ताव प्राप्त होने पर यथाशीघ्र किंतु पन्द्रह दिन के अन्दर टिप्पणी भेजेगा या स्पष्टीकरण के लिए अनुरोध करेगा। यदि प्राधिकरण इस अवधि में कोई टिप्पणी नहीं करता है या स्पष्टीकरण नहीं मांगता है तो प्राधिकरण द्वारा प्रस्तावित पुनरीक्षित फीस की पुष्टि की गई समझी जाएगी।

[फा. सं. एनएचआई/13013/404/08-09/सी.ओ./जीसी-चंडीगढ़ (अम्बाला जीराकपुर)]

प्रभाकर, उप सचिव

MINISTRY OF SHIPPING, ROAD TRANSPORT AND HIGHWAYS

(Department of Road Transport and Highways)

NOTIFICATION

New Delhi, the 21st November, 2008

S.O. 2712(E).— Whereas, by the notification of the Government of India in the Ministry of Shipping, Road Transport and Highways (Department of Road Transport and Highways) number S.O. 1585 (E), dated the 10th November, 2005, issued under section 11 of National Highways Authority of India Act, 1988 (68 of 1988), (hereinafter referred to as said Act), the Central Government entrusted the stretches from Km 5.735 to 39.961 of National Highway No. 22 and from Km 0.00 to Km 0.871 of National Highway No. 21 (Ambala - Chandigarh Section) in the States of Haryana and Punjab respectively to the National Highways Authority of India (hereinafter referred to as the "Authority");

And whereas, pursuant to the powers conferred by section 14 of the said Act, the Authority has entered into an agreement with M/s GMR Ambala - Chandigarh Expressway Pvt. Limited having its registered office at SKIP House, 25/1, Museum Road, Bangalore - 560025 (hereinafter referred to as the "Concessionaire") for the development of the section from Km 5.735 to Km 39.960 of National Highway Number 22 and Km 0.00 to Km 0.871 of National Highway Number 21 (hereinafter referred to as the said stretch);

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Now, therefore, in exercise of the powers conferred by section 8A of the National Highways Act, 1956 (48 of 1956), read with rule 3 of the National Highways (Collection of Fees by any person for the use of Section of National Highways/Permanent Bridge/Temporary Bridge on National Highways) Rules, 1997, the Central Government, having regard to the expenditure involved in building, maintenance, management and operation of the said stretch of the said National Highways, interest on the capital invested, reasonable return, the volume of traffic and the period of the agreement entered into between the Authority and the Concessionaire, hereby notifies that there shall be levied and collected fees on mechanical vehicles specified in column (2) of the Schedule below for the use of the stretch from Km 5.735 to Km 39.960, (except 2.085 Km portion of National Highway 22, Dera Basi ROB from Km 30.960 to Km 33.045) and from Km 0.00 to Km 0.871 of National Highway number 21 (Ambala - Chandigarh section) in the States of Haryana and Punjab at the rate specified in column (3) of the said Schedule and authorizes the said Concessionaire to collect and retain the fee on and from the date of commercial operation or publication of this notification in the Official Gazette, whichever is later, till the termination date as specified in the agreement;

SCHEDULE

Rates of base fee to be recovered from the users of the said stretch from Km 5.735 to Km 39.960, (except 2.085 Km portion of National Highway 22, Dera Basi ROB from Km 30.060 to Km 33.045) and km. 0.00 to km. 0.871 of NH-21 (Ambala - Chandigarh section) in the States of Haryana and Punjab. The Concessionaire shall collect and retain the fee on mechanical vehicles specified in column (2) of the Table below, for the use of the stretch.

The fee shall be collected at the Toll Plaza at Km. 23.100.

Table		
S. No.	Category of Vehicle	Rate of base fees per vehicle per one way trip per km (in rupees)
(1)	(2)	(3)
1	Car, passenger van or jeep	0.40
2	Light Commercial Vehicles (LCV)	0.70
3	Truck/Bus	1.40
4	Multi Axle Vehicle (>2 axle)	2.25
5	Earth moving equipment and heavy construction machinery	3.00

Notes:-

1. For the purposes of this notification,-
 - (i) "actual fees" means the fees actually charged from the road users of the said stretch on the basis of length of the project highway and

base fee given in the Table to this notification and shall be rounded off to nearest five rupees.

- (ii) "date of commercial operation" means the date on which commercial operation of the Section from Km 5.735 to 39.960 (except 2.085 Km portion of National Highway 22, Dera Basi ROB from Km 30.060 to Km 33.045) of National Highway number 22, and Km. 0.00 to km. 0.871 of National Highway No. 21 in the States of Haryana and Punjab begins after issue of the completion certificate or the provisional completion certification as the case may be, by the Independent Consultant, upon completion of the said section of the said National Highways in accordance with the provisions of the agreement entered into between the Authority and the Concessionaire;
- (iii) "local commercial traffic" means any commercial vehicle including buses, trucks, light motor vehicle or taxi engaged in carrying goods or passengers registered with the Concessionaire as plying routinely on the said section;
- (iv) "local personal traffic" means a personal vehicle (car/passenger Van/Jeep) which is registered with the Concessionaire by any person who normally resides or works at a place that can normally be approached only by using a part of the stretch and such person is, therefore, required to use such vehicle for commuting on a part of the said stretch;
- (v) "termination date" means the date on which the said agreement entered into between the Authority and the Concessionaire expires pursuant to the provisions of the said agreement or is terminated by termination notice;
- (vi) words and expressions used in this notification and not defined but defined in the agreement entered into between the Authority and the Concessionaire in respect of the said stretch, shall have the same meaning as assigned to them respectively in the said agreement.

2. The rate of fee and the revision thereof effective from 1st September every year shall be computed (computed fee) as follows:-

$$\text{Base Fee} \times \frac{\text{WPI-B}}{\text{WPI-A}} \times \text{length of the said section.}$$

Where

- WPI-A = is the Wholesale Price Index on June, 1997(131.4).
- WPI-B = is the average Wholesale Price Index for the year ending on March 31 preceding the fee-revision date.

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3. No fee shall be charged or collected in respect of the following vehicles, namely:-

(i) Vehicles-

(A) having VIP symbols or officially belonging to:

- (a) the President of India;
- (b) the Vice-President of India;
- (c) the Governor of a State and Lt. Governor of a Union territory;
- (d) a Foreign dignitary on State visit to India;
- (e) a Foreign Diplomat stationed in India using cars with "CD"/"CC" number plates;
- (f) the Chairman of Rajya Sabha or Speaker of Lok Sabha or Chairman of a State Legislative Council or Speaker of a State Legislature Assembly or a Minister for the Union or State or Leader of Opposition in Lok Sabha or Rajya Sabha or State Legislatures having the Status of Cabinet Minister if he is sitting in the vehicle; or
- (g) a Member of Parliament in the entire country or a Member of Legislative Assembly of a State or a Member of Legislative Council of a State, in the respective State if he produces his identity card issued by the Parliament or concerned Legislature of a State, as the case may be;

(B) belonging to winner of Gallantry awards such as Param Vir Chakra, Ashok Chakra, Maha Vir Chakra, Kirti Chakra, Vir Chakra and Shaurya Chakra, if such awardee produces his photo identity card duly authenticated by the Competent Authority for such award;

(ii) Defence vehicles, including those eligible for exemption in accordance with the provisions of the Indian Toll (Army and Air Force) Act, 1901 and the rules made thereunder (as extended to Navy);

(iii) Police vehicles, Fire fighting vehicles, Ambulances, Funeral vans, Post and Telegraph Department's vehicles, Central and State Government vehicles on duty.

4. Concessionaire shall not collect fees from local personal traffic and local commercial traffic in excess of the following discounted rates, namely:-

- (a) local personal traffic: twenty-five per cent of the fee for the specified category of vehicle;

- (b) local commercial traffic: fifty per cent of the fee for the specified category of vehicles:

Provided, that where a separate service lane is provided for free use by local traffic, the discount under this para shall not be available.

5. When the same vehicle has to cross the said stretch for a round trip within a span of 24 hours, the user shall have the option to pay one and half time of the notified rate while crossing the section in the first trip itself. If the vehicle has to use the facility frequently, the vehicle occupier or user can have a monthly pass on the payment of charges equal to 30 times notified rate.

Provided that this para shall not apply to local personal vehicle and local commercial vehicle.

6. The concessionaire shall issue publish substance of this notification in two local newspapers (one of which shall be in vernacular language), which shall also state the date of commercial operation as per the provisions of this notification, at least ten days prior to the date of commercial operation and such substance shall also be repeated, ten days prior to giving effect to revised fees as per this notification.

7. The rate of fee, the categories of vehicles exempted from payment of fee and the name, address and telephone number of Concessionaire to whom complaints, if any, should be addressed, shall be conspicuously and prominently displayed 500 meters ahead of the toll booths, hundred meters ahead of the toll booths and at the toll booths also, the height of the display boards and size of letters being such that the driver can easily read the display boards.

8. The actual fee to be charged from users shall be computed by the concessionaire and sent to Authority for validation as soon as possible after 31st March every year but at least forty-five days before the revised rate is to be effective so as to enable the Authority to provide any comments or seek clarifications, if any, within a period of fifteen days from the date of receipt of the said proposal and if the Authority does not offer comments or seek clarifications during the said period, the revised fee, as proposed by the Concessionaire, shall be deemed to have been confirmed by the Authority.

[F. No. NHAI/13013/404/08-09/CO/GC-Chandigarh (Ambala Zirakpur) BOT]

PRABHAKAR, Dy. Secy.