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सद्व्यवस्था परिषद् और राजमार्ग प्रबन्धन

अधिसूचना

शुक्रदिने, 6 जुलाई, 2011

क्र.सं. 1542(अ).—केन्द्रीय सरकार ने भारतीय राष्ट्रीय राजमार्ग अधिकरण अधिनियम, 1988 (1988 का 18), (जिसे इसमें इसके पश्चात् इस अधिनियम कहा गया है), की धारा 11 के अधीन जारी की गई भारत सरकार को सड़क परिवहन और राजमार्ग प्रबन्धन की अधिसूचना संख्याक का.सं. 465(अ), तारीख 26 अप्रैल, 2002 द्वारा राजस्थान राज्य में राष्ट्रीय राजमार्ग सं. 76 के 226.000 कि.मी. से 580.000 कि.मी. तक के खंड (शिवपुरी-कोटा-वाता-राजस्थान-मध्य प्रदेश सीमा), मध्य प्रदेश राज्य में राष्ट्रीय राजमार्ग संख्या 76 के 0.00 कि.मी. से 10.00 कि.मी. तक के खंड (मध्य प्रदेश/राजस्थान सीमा-शिवपुरी), मध्य प्रदेश राज्य में राष्ट्रीय राजमार्ग सं. 25 के 110.00 कि.मी. से 80.00 कि.मी. तक के खंड (शिवपुरी-मध्य प्रदेश/उत्तर प्रदेश सीमा) और उत्तर प्रदेश राज्य में राष्ट्रीय राजमार्ग संख्या 25 के 80.00 कि.मी. से 256.00 कि.मी. तक के खंड (मध्य प्रदेश/उत्तर प्रदेश सीमा-शिवपुरी-भोजपुरी) को भारतीय राष्ट्रीय राजमार्ग प्रबन्धन (जिसे इसमें इसके पश्चात् अधिकरण कहा गया है) को सौंपा था;

और उक्त अधिनियम की धारा 14 द्वारा प्रदत्त शक्तियों के अनुसरण में, अधिकांश में मध्य प्रदेश और उत्तर प्रदेश राज्य में प्रचालन अनुसंधान और इस्तेमाल (ओएचटी) अधिनियम के अधीन जारी की गई भारत सरकार को सड़क परिवहन और राजमार्ग प्रबन्धन लिमिटेड, जिसका पंजीकृत कार्यालय 76, माल रोड, नई-दिल्ली-110001, मध्य प्रदेश, भारत में है (जिसे इसमें इसके पश्चात् "सिवायतंत्रालय" निर्दिष्ट किया गया है) को साथ राष्ट्रीय राजमार्ग संख्या 76 के 209.00 कि.मी. से 580.00 कि.मी., 0.00 कि.मी. से 10.00 कि.मी. के वाता-शिवपुरी खंड, 22 कि.मी. लम्बे शिवपुरी बाईपास जो सं.सं. 76 के 30.00 कि.मी. से आरंभ होकर राष्ट्रीय राजमार्ग संख्या 25 के 15.00 कि.मी. में विलीनित होता है, राष्ट्रीय राजमार्ग संख्या 25 के 15.00 कि.मी. से 80.00 कि.मी. (राष्ट्रीय राजमार्ग संख्या 76 के 492.322 कि.मी. से 613.087 कि.मी. और राष्ट्रीय राजमार्ग संख्या 25 का 5.00 कि.मी. से 90.00 कि.मी. तक का खंड) (22 कि.मी. लम्बे शिवपुरी बाईपास सहित कुल लम्बाई 196.065 कि.मी. जिसको लागत लगभग 15 करोड़ रुपये है) प्रचालन और अनुसंधान हेतु उत्तर किया है।

अतः, मध्य, केन्द्रीय सरकार, राष्ट्रीय राजमार्ग को (उत्तर का अधिभाग और सड़क) जिसमें, 2008 के साथ प्रतिष्ठित राष्ट्रीय राजमार्ग अधिनियम, 1956 (1956 का 48) की धारा 8 के द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, और अधिसूचना संख्याक का.सं. 495(अ), तारीख 27 मार्च, 2009, अधिसूचना संख्याक का.सं. 595(अ), तारीख 31 मार्च, 2009 तथा अधिसूचना संख्याक का.सं. 16591(अ), तारीख 23.17.01/2011

(1)

6 जुलाई, 2009 को, उन बातों को सियाव अधिकृत करते हुए बिन्दु ऐसे अधिग्रहण से पहले किया गया है या करने का लोप किया गया है, पर अधिभूत करती है कि उक्त सेक्शन के उपयोग के लिए, फीस नीचे की सारणी-1 और सारणी-11 के स्तम्भ (2) में निर्दिष्ट प्रकार के भौतिक यानों पर उसके स्तम्भ (3) में निर्दिष्ट आधार दत्त पर उद्ग्रहण और संग्रहीत की जाएगी और उक्त सियावतग्राही को इस अधिभूत के राजस्व से प्रकाशनी की तारीख से, फीस संग्रहीत करने के लिए, प्रतिकृत करती है, अर्थात् —

सारणी-1

उक्त सेक्शन के उपयोग के लिये आधार फीस

क्रम संख्याक	यान का प्रकार	प्रत्येक एकतरफा भाग के लिए प्रति यान प्रति किलोमीटर आधार फीस की दर (रुपये में)
(1)	(2)	(3)
1	कार, जीप, वैन या इल्के मोटर यान	0.65
2	इल्के वाणिज्यिक यान, इल्के माल यान या मिनी बस	1.05
3	बस या ट्रक	2.20
4	भारी सैनिकी यानों या अर्ध भूविंग उपकरण या बहुभूतीय यान (तोप से छह घुंटे)	3.45
5	अधिक बड़े यान (सात या अधिक घुंटे)	4.20

सारणी-11

50 करोड़ से अधिक की लागत पर निर्मित बाईपास और उक्त सेक्शन के भाग के उपयोग के लिए फीस की आधार दर

फीस की आधार दर (प्रति यान प्रति एकतरफा भाग रुपये)

आयी बाईपास की लागत (रुपये करोड़ में)	कार, जीप, वैन या इल्के मोटर यान	इल्के वाणिज्यिक यान, इल्के माल यान या मिनी बस	ट्रक या बस	भारी सैनिकी यानों परीनरी या अर्ध भूविंग उपकरण या बहुभूतीय यान	अधिक बड़े यान
10 से 15	5	7.50	15	22	30
प्रत्येक अतिरिक्त पाँच करोड़ रुपए या उसके भाग के लिए एक करोड़ रुपए से अधिक और एक सौ करोड़ रुपए तक	1	1.50	3	4.50	6
प्रत्येक अतिरिक्त पाँच करोड़ रुपए या उसके भाग के लिए एक सौ करोड़ रुपए से अधिक और दो सौ करोड़ रुपए तक	0.75	1.15	2.25	3.40	4.50

टिप्पण :—

(1) फीस का संग्रहण निम्नलिखित अवस्थानों से पथकर प्लानों पर प्रत्येक पथकर प्लान के सामने निर्दिष्ट दूरी के लिए किया जाएगा :—

खंड	लाम्बाई	प्लानों का अवस्थान
192.322 कि.मी.—559.814 कि.मी.	67.492 कि.मी.	525.725 कि.मी.
559.814 कि.मी.—591.087 कि.मी.	31.273 कि.मी.	589.370 कि.मी.
15.00 कि.मी.—90.300 कि.मी.	75.300 कि.मी.	84.65 कि.मी.

उपरोक्त के अतिरिक्त, इसके अधीन नीचे पर्याप्त निर्दिष्ट बाईपास के लिए लागू गई उद्ग्रहीत और संग्रहीत फीस निम्नलिखित पथकर प्लानों पर शोध और संदेव होगी :—

क्र.सं.	पथकर प्लाजा का अवकाश (जेनर)	प्रभुविधा की प्रकृति	लागत (करोड़ रुपये में)
1	रा.रा. - 76 पर 589.370 कि.मी.	शिवपुरी बार्पास रा.रा. 76 पर 591.087 कि.मी. से 613.087 कि.मी. तक	150.00

(2) पूर्णसर्ती फीस पुनरोक्षण की तारीख से छह महीने की अवधि के व्ययगत होने से पूर्व, फीस का पुनरोक्षण नहीं किया जाएगा।

[फा. सं. भा. रा. रा. प्र/130/3/604/10-11/सो.ओ./जी.सो.-बारा-शिवपुरी और शिवपुरी-झांसी ओ.एम.टी.]

बी. बी. महापात्र, निदेशक

MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

NOTIFICATION

New Delhi, the 6th July, 2011

S.O. 1542(E).—Whereas, vide notification of the Government of India in the Ministry of Road Transport and Highways number S.O. 465(E), dated the 26th April, 2002, issued under Section 11 of the National Highways Authority of India Act, 1988 (68 of 1988) (hereinafter referred to as the said Act), the Central Government entrusted the stretch from km. 220.00 to km. 580.00 (Chitorgarh to Kota to Baran to Rajasthan/Madhya Pradesh Border Section) of National Highway No. 76 in the state of Rajasthan, from km. 0.00 to km. 30.00 (Madhya Pradesh/Rajasthan Border-Shivpuri) of National Highway No. 76, from km. 0.00 to km. 80.00 (Shivpuri to Madhya Pradesh/Uttar Pradesh Border) of National Highway No. 25 in the state of Madhya Pradesh and from km. 80.00 to km. 256.00 (Madhya Pradesh/Uttar Pradesh Border to Shivpuri to Bhognipur) of National Highway No. 25 in the State Uttar Pradesh 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. Jhansi-Baran Pathways Private Limited having its registered office at 76, Mall Road, MHOW-453441, Madhya Pradesh, India (hereinafter referred to as "Concessionaire") for operation and maintenance of Baran-Shivpuri Section from km. 509.00 to km. 580.00, km. 0.00 — km. 30.00 of NH 76, Shivpuri Bypass of 22 km. length taking off at km. 30.00 of NH 76 and merging at km. 15.00 of NH 25, km. 15.00 — km. 90.30 of NH 25 (New Chainage km. 492.322 to km. 613.087 of NH 76 and km. 15.00 to km. 90.30 of NH 25) (total length being 196.065 kms, including Shivpuri bypass of 22 km. length approximate cost of which is Rs. 150 Crores) in the State of Madhya Pradesh and Uttar Pradesh, (hereinafter referred to as the said Section) on Operate, Maintain and Transfer (OMT) basis.

Now, therefore, in exercise of the powers conferred by Section 8A of the National Highways Act, 1956 (48 of 1956), read with the National Highways Fee (Determination of Rates and Collection) Rules, 2008 and in supersession of the notifications number S.O. 875(E) dated the 27th March, 2009, S.O. 895(E) dated the 31st March, 2009 and S.O. 1659(E) dated the 6th July, 2009, except as respects things done or omitted to be done before such supersession, the Central Government hereby notifies that there shall be levied and collected fees on the type of mechanical vehicles specified in column (2) of the following Table I and Table II, at the base rate specified in column (3) thereof for the use of the said section and authorises the said Concessionaire to collect fee from the date of publication of this notification in the Official Gazette, namely:—

TABLE-I

Base rate for the use of the said section

Sl. No.	Category of vehicle	Base rate of fee per km per vehicle per one way trip (in rupees)
(1)	(2)	(3)
1.	Car, Jeep, Van or Light Motor Vehicle	0.65
2.	Light Commercial Vehicle, Light Goods Vehicle or Mini Bus	1.05
3.	Bus or Truck	2.20
4.	Heavy Construction Machinery (HCM) or Earth Moving Equipment (EME) or Multi Axle Vehicle (MAV) (three to six axles)	3.45
5.	Oversized Vehicles (seven or more axles)	4.20

(d) WPI B means the wholesale price index of the week ending on 6th January 2007 i.e. 208.7.

Illustration:

If the revision is to be made for the year 2008-09 by applying the wholesale price index of the week ending on 5th January 2008 (i.e. 216.6), then the rate for car, jeep or van will be 0.6796 as computed below:

$$\text{Applicable rate of fee: } 0.6695 + 0.6695 \times \left\{ \frac{216.6 - 208.7}{208.7} \right\} \times 0.4 = 0.6796$$

(4) Annual revision of rate of fee under this rule shall be effective from first of April every year.

6. Collection of fee - (1) Fee levied under these rules shall be collected by the Central Government or the executing authority or the concessionaire, as the case may be, at the toll plaza.

(2) Every driver, owner or person in charge of a mechanical vehicle shall for the use of the section of national highway, permanent bridge, bypass or tunnel, before crossing the toll plaza, pay the fee specified under these rules.

(3) The fee collected under these rules shall be paid either in cash or through smart card or on board unit (transponder) or any other like device:

Provided that no additional charges shall be realised for making the payment of fee by use of a smart card or on board unit (transponder) or any other such device.

(4) Any driver, owner or person in charge of a mechanical vehicle who opts for the installation of on board unit (transponder) or any other such device for payment of fee, shall deposit a refundable security equivalent to the cost of the equipment with the Central Government, the executing authority or the concessionaire, as the case may be, for such installation and no interest shall accrue on such security deposit.

B

Provided further that where the cost of such permanent bridge, bypass or tunnel, as the case may be, is less than Rupees fifty crore, and the said permanent bridge, bypass or tunnel, form part of the section of national highway, then instead of above rate of fee, the rate of fee specified under sub-rule (2) of rule 4 shall be applicable for such permanent bridge, bypass or tunnel.

Explanation.- For the purpose of this sub-rule,-

- (a) the cost for private investment project, shall be the cost as assessed by the executing authority prior to invitation of bids from the concessionaire ;
- (b) the cost for public funded project shall be the cost as assessed by the executing authority six months prior to completion thereof.

5. Annual revision of rate of fee.-(1) The rates specified under rule 4 shall be increased without compounding, by three per cent. each year with effect from the 1st day of April, 2008 and such increased rate shall be deemed to be the base rate for the subsequent years.

(2) The applicable base rates shall be revised annually with effect from April 1 each year to reflect the increase in wholesale price index between the week ending on January 6, 2007 (i.e. 208.7) and the week ending on or immediately after January 1 of the year in which such revision is undertaken but such revision shall be restricted to forty per cent of the increase in wholesale price index.

(3) The formula for determining the applicable rate of fee shall be as follows:-

$$\text{Applicable rate of fee} = \text{base rate} + \text{base rate} \times \left\{ \frac{\text{WPI A} - \text{WPI B}}{\text{WPI B}} \right\} \times 0.4$$

Explanation.- for the purposes of this sub-rule,-

- (a) applicable rate of fee shall be the rate payable by the user;
- (b) base rate shall be the rate specified in rule 4 read with sub-rule (1) of rule 5;
- (c) WPI A means the wholesale price index of the week ending on or subsequent to 1st January immediately preceding the date of revision under these rules; and



9. Discounts.-(1) The executing authority or the concessionaire, as the case may be, shall upon request provide a pass for multiple journeys to cross a toll plaza within the specified period at the rates specified in sub-rule (2) of rule 9.

(2) A driver, owner or person in charge of a mechanical vehicle who makes use of the section of national highway, permanent bridge, bypass or tunnel, may opt for such pass and he or she shall have to pay the fee in accordance with the following rates, namely:-

Amount payable	Maximum number of one way journeys allowed	Period of validity
One and half times of the fee for one way journey	Two	Twenty four hours from the time of payment
Two-third of amount of the fee payable for fifty single journeys	Fifty	One month from date of payment

(3) A person who owns a mechanical vehicle registered for non-commercial purposes and uses it as such for commuting on a section of national highway, permanent bridge, bypass or tunnel, may obtain a pass, on payment of fee at the base rate for the year 2007-2008 of Rupees one hundred and fifty per calendar month and revised annually in accordance with rule 5, authorising it to cross the toll plaza specified in such pass.

Provided that such pass shall be issued only if such driver, owner or person in charge of such mechanical vehicle resides within a distance of twenty kilometers from the toll plaza specified by such person and the use of such section of national highway, permanent bridge, bypass or tunnel, as the case may be, does not extend beyond the toll plaza next to the specified toll plaza.

Provided further that no such pass shall be issued if a service road or alternative road is available for use by such driver, owner or person in charge of a mechanical vehicle.

TABLE-II

Base rate of fee for the use of the By-pass costing more than rupees fifty Crores and forming part of the said Section

Cost of permanent bypass (rupees in crores)	Base rate of fee (rupees per vehicle per one way trip)				
	Car, Jeep, Van or Light Motor Vehicle	Light Commercial Vehicle, Light Goods Vehicle or Mini Bus	Truck or Bus	HCM, FME or MAV	Overized Vehicle
10 to 15	5	7.50	15	22	30
For every additional rupees five crores or part thereof, exceeding rupees fifteen crores and up to rupees one hundred crores.	1	1.50	3	4.50	6
For every additional rupees five crores or part thereof, exceeding rupees one hundred crores and up to rupees two hundred crores.	0.75	1.15	2.25	3.40	4.50

Notes :—

1. The fee shall be collected at the following locations of Toll Plaza for the distance specified against each Toll Plaza :—

Stretch	Length	Plaza location
km 492.322 to km 559.814	67.492 km	km 525.725
km 559.814 to km 591.087	31.273 km	km 589.370
km 15.00 to km 90.300	75.300 km	km 84.65

In addition to the above, the fee levied and collected hereunder for the bypass as specified below shall be due and payable at the following Toll Plaza(s) :—

Sl. No.	Location of Toll Plaza (Chainage)	Nature of the Facility	Cost (in Rs. Crores)
1	km 589.370 of NH-76	Shivpuri bypass from km 591.087 to km 613.087 of NH 76	150.00

2. The revision of fee shall not be effected until a period of 6 (six) months has elapsed from the date of preceding revision of fee.

[F. No. NHAU/13013/604/10-11/CO/GC Baran Shivpuri and Shivpuri Jhansi OMT]

B. B. MOHAPATRA, Director