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भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
(सड़क परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India

(Ministry of Road Transport and Highways)

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GM/CMC/2013/Non Performer

Dt:04.07.2013

CIRCULAR

Sub: Assessment of performance of Contractor / Concessionaire

Ref: Circular no 11041/218/2007- Admn. dt. 18.05.2011


It has been decided by the competent Authority to assess the performance of contractor / Concessionaire in NHA projects as Non Performer / Performer. The assessment is to be carried out as per NHA policy matter Technical (76/2011) circular no 11041/218/2007- Admn. dt. 18.05.2011 with review date as 30th June, 2013

Individual assessment for each contract and concession with review date as 30/06/2013 in terms of above referred circular is to be submitted in following manner.

Assessment report of each ongoing Contract / Concession be initiated from PD/PIU and submitted to R.O. concerned. R.O. shall send their assessment along with PDs report to concerned Technical Division in HQ with advance copy to CMC Division. Concerned Technical Division shall send their assessment report in terms of circular to CMC Division. Soft copy of the report shall also be e mailed at rbsinha@nhai.org and at anandksingh@nhai.org

The enclosed Performa as Annex-I & II be also submitted along with report. The report shall be submitted to CMC Cell by 15.07.2013.

This issues with approval of the Competent Authority.


(SK Sharma)
Manager(CMC)

Encl: As above

All Project Directors/RO's
All CGM(Tech)

Copy to:

PS to Chairman
All Members, NHA

Assessment of Performance for Item Rate Contract as per NHAI Circular (76/2011) dated 18.05.2011

S. No.	Name of Project	Name of PIU	Name of RO	Name of Supervision Consultant & address	Name of Contractor & address	In case of EPC contractor (JV)		Time	Progress (If full land available as per handing over schedule)	Progress after application of multiplication factor (if full length not available as per handing over Schedule)	Actual Progress achieved	Performance Status (Performer/ Non-performer)	Remarks
						Name of (JV) Partner	% age in (JV)						
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)

Note: Following information also to be submitted.

1. Associate and or promoter/shareholder of any contractor in a Contract awarded by NHAI whose Contract has been terminated on account of contractor event of default in the past 3 years as assessed from the date of review.
2. Associate and or promoter/shareholder of any contractor in a Contract awarded by NHAI, in which Contract, submission of the 'Statement at Completion' or 'Draft Final Statement or Final Statement' or any payment is due to be made to NHAI under the 'Final Payment Certificate', the above through an order of a court of competent jurisdiction as on the date of review.

Assessment of Performance for DBFOT/BOT contract as per NHA Circular (76/2011) dated 18.05.2011																
S. No.	Name of Project	Name of RO	Name of IE & address	Name of Concessionaire and address	In case of Concessionaire, Consortium Members having more than 10% stake in the SPV	Milestone date as per schedule -G of CA	Progress required (if full land available as per handing over schedule)	(In case of full land available as per handing over Schedule)			(In case full land not available as per handing over Schedule)			Performance status (Performer /Non-Performer)	Remarks	
								2/3 rd Progress column no.10	Actual Progress achieved	Multiplication factor as per para (I) (A) (3) of NHA Circular	Progress after application of multiplication factor to column no. 11	Actual Progress achieved				
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)

Note: Following information also to be submitted.

1. Associate and or promoter/shareholder of any Concessionaire in a Concession awarded by NHA whose Concession has been terminated on account of Concessionaire event of default in the past 3 years as assessed from the date of review.
2. Associate and or promoter/shareholder of any concessionaire in a Concession awarded by NHA who after award of the Concession, could not achieve Financial Close in any project and Concession Agreement was therefore terminated in the past 3 years as assessed from the date of review.
3. During O&M period, if damages/penalties are imposed on the Concessionaire or developer/developer consortium or their associates of the said concession for not meeting his obligations or the remedial works are carried out by the Authority at the cost of the Concessionaire on three occasions on any project during last three years from the date of review.