



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
(सड़क परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India
(Ministry of Road Transport & Highways)

G-5 & 6, SECTOR-10, DWARKA, NEW DELHI-110045

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March 27th, 2003

POLICY MATTER – ADMINISTRATION/FINANCE (37/2003)

(Decision taken on DR&QA Cell file No. NHAI/DR&QA Cell/ARB-MSK/2002/76)

Sub.: Fee of Arbitrators in case of Civil Engineering Construction Contracts

It has been observed that Arbitration cases in respect of Civil Construction Contracts have started coming up. With regards to payment to the Arbitrators "The Arbitration And Conciliation Act 1996" provides that the fees and expenses of the Arbitrators and witnesses shall be fixed by Arbitral Tribunal. While the actual fee may be decided by the tribunals, it has been decided that the maximum limits for such payments to Arbitrators be prescribed as follows:-

A) Disputes up to Rs. 10 Crores:

- i) Retired Officers of Central/State Government organization, Judicial Officers below the level of District Judge and others - Rs. 4000 per day subject to a maximum of Rs. 1 lakh per case.
- ii) Judicial officers of the level of District Judge and above - Rs. 8000 per day subject to a maximum to Rs.2 lakhs per case.
- Other incidental expenses* - Rs.5000 per Arbitrator per case.
- Fee for secretarial assistance* - Rs. 5000 per Arbitrator per case

B) Disputes involving more than Rs. 10 Crores:

- i) Retired Officers of Central/State Government organization, Judicial Officers below the level of District Judge and others - Rs. 5000 per day subject to a maximum of Rs. 1.5 lakhs per case
- ii) Judicial officers of the level of District Judge and above - Rs. 10000 per day subject to a maximum to Rs.3 lakhs per case.
- Other incidental expenses* - Rs. 10000 per Arbitrator per case.
- Fee for secretarial assistance* - Rs. 10000 per Arbitrator per case.

This issues with the approval of the Competent Authority.

S. Loganathan

(S. Loganathan)

General Manager (Admn.)

1. All Members/CGMs/CVO/CPD
2. All GMs/DGMs/Managers
3. All PDs of PIUs/CMUs

Copy to:

1. PS to Chairman