



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(पोत परिवहन, सड़क परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India

(Ministry of Shipping, Road Transport and Highways)

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No. 11041/217/2007-Admn.

August 21, 2007

POLICY MATTERS-ADMINISTRATION/FINANCE (16/2007)

Decision taken on File no. NHAI/13011/21(1-3)/98/PI

Sub: Maintenance of records for consumable items for availing duty drawback claims under "Deemed Export Benefit"

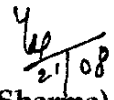
As per public notice No. 1(FT)/DEA/2000 dated August 09, 2000 the Department of Economics Affairs, Ministry of Finance has notified contracts executed with the assistance of some external agencies such as World Bank, Asian Development Bank and JBIC etc. as eligible for availing "Deemed Export Benefits". Accordingly, the Contractors of the projects financed by multilateral or bilateral agencies/funds as notified by the Department of Economic Affairs can avail duty drawback under "Deemed Export Benefits" after obtaining Project Authority Certificate (PAC) issued by NHAI.

2. Recently, in one of the projects, it has been observed that the Contractor had requested for issuance of PAC to avail "Deemed Export Benefits" after completion of the project. However, no records of actual consumption of POL during the construction had been maintained either by the contractor or by the Consultant as a result of which the actual consumption could not be properly assessed. Such a situation was entirely avoidable, had proper records been maintained by all concerned.

3. To avoid recurrence of such incidents, it has been decided that in case the Contractor of the projects financed by multilateral or bilateral agencies/funds as notified by Department of Economic Affairs, intends to avail "Deemed Export Benefits", Project Director should be informed accordingly and actual consumption records for such materials be maintained. Supervision Consultant would counter-sign the record and periodically submit it to the Project Director, NHAI for verification. The Project Director, would ensure that such records are duly supported by documents while forwarding PIU's recommendation to

NHAI Head Quarter for issuance of a "Project Authority Certificate" for availing "Deemed Export Benefits", following guidelines of Exim Policy (1992-2002 & 2007-2009) and Foreign Trade Policy (2004-2009), as amended upto date. It may also be noted that as per existing provisions of Foreign Trade Policy 2004-2009, such claims would be filed within a period of 6 months from the end of monthly/quarterly/ half yearly period reckoned from the date of payment as per the option of the applicant (Contractor).

4. The Technical Divisions are requested to ensure installation of an adequate Mechanism for verification of records by PIU/HQ officials.


(V.K. Sharma)
GM (Administration)

To

All Members
All CGMs/GMs/DGMs/Managers
All PIU's/CMUs/SPVs

Copy also to:

PS to Chairman
Director Audit, Government Audit Office, NHAI
Library/Hindi Officer