



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
(सड़क परिवहन और राजमार्ग मंत्रालय)
National Highways Authority of India

(Ministry of Road Transport and Highways)
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No. 11041/217/2007-Admn

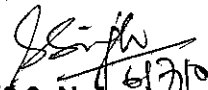
Date : 06.07.2010

POLICY MATTERS ; ADMINISTRATION / FINANCE (66/ 2010)
(Decision taken on the file no. NHAI/GM(TN&AP)/Misc/2010)

Sub.: Timelines for processing of extension or damages cases for completion of various milestones on BOT Projects under PPP mode.

In continuation to NHAI Policy Circular No. 43/2008 dated 29.12.2008 on streamlining the procedure for timely granting of Extension of Time (EOT) in Item Rate Civil Work Contracts, with the approval of the Competent Authority, the following timelines for processing of extension or damages cases for completion of various milestones on BOT projects, wherever these are not specified and not in contravention of the provisions of the Concession Agreement, are given below:

1. The Concession Agreement prescribes the Project Completion Schedule including the project milestones. At the time of the scheduled completion of each milestone or project and in any case **not later than 28 days before expiry of the specified date** for completion of each such milestones or project, the Independent Engineer (IE) duly considering the obligations of the Concessionaire & the Authority and Force Majeure Events, if any, as provided in the Agreement shall give his self-contained recommendations substantiated with supporting details on damages or extension of Project Completion Schedule with or without extension of the Concession Period. In case of extension, IE shall also give his recommendations on the costs to be borne by either of the parties, if any.
2. Project Director, in-charge PIU along with his specific comments, if any, shall forward the recommendations of IE to CGM / RO within 14 days on receipt from IE. CGM / RO in turn shall along with his specific comments forward the same to NHAI HQ within a further period of 14 days to be reckoned from the date of receipt from PD, PIU. NHAI HQ shall convey the decision on such cases within 28 days on receipt of the recommendations from CGM / RO concerned.
3. The above timelines are inclusive of time required for seeking clarifications / supporting documents for examination of such cases. The timelines shall be strictly adhered to.


(S.S. Nahar)
CGM (Coord)

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CGMs/GMs/DGMs/Managers/ROs/PIUs/CMUs/SPVs/Librarian/Hindi Officer
PS to Chairman / PS to All Members