



# भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय)

## National Highways Authority of India

(Ministry of Road Transport and Highways)

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**NHAI/Policy Guidelines/Approval of EOT/2020**  
**No. 9.2.33/2020 dated 26 February, 2020**  
**[Chairman's approval vide note dated 25.02.2020]**

**Subject: Format for conveying the approval of Extension of Time in EPC Projects.**

All ROs shall ensure that the letter of NHAI conveying the approval of EOT in EPC Projects shall be in the enclosed format for the cases recently cleared in last 2-3 months and also in future cases. A copy of the letter shall also be loaded on EOT Portal.

2. While sending the proposals on EOT to HQ, the draft letter conveying the approval of EOT shall invariably be furnished by ROs in the enclosed format.

3. Technical Divisions at HQ shall also ensure the above instructions.

Encl: Format

*V.K. Sharma*  
26/2

(V.K. Sharma)  
CGM (Coord.)

- i. All Officers of HQ/ROs/PIUs/CMUs/Site Offices.
- ii. Hindi Officer for Translation in Hindi.
- iii. Library - for hosting the circular in library site.

NHAI/.....

Date.....

To

Contractor of EPC Project

Sub: Name of Project on FPC Mode - *Extension of Time (EOT) under clause 10.5 of the Contract Agreement.*

Ref.: (i) Your application for EOT vide your letter no.....dated.....;  
(ii) Authority Engineer's letter no..... dated.....;

This is in reference to the above cited letters on the subject. Vide your letter dated..... [Ref(i)], you had requested for Extension of Time (EOT). It is pertinent to mention that the work was awarded to you with date of start/scheduled date of completion as ...../ ..... for a contract price of Rs.....Cr. Your request for EOT had been examined and the Authority Engineer vide letter at Ref(ii) had recommended the proposal in which the delays, reach-wise, attributable to both the parties had been informed.

2. In view of above, the Competent Authority has approved the Extension of Time for.....days, i.e., upto.....(date) for completion of the project subject to the following conditions:

- (a) Against the contract price of Rs.....Cr. (X), a total amount of work, executed as on SPCD, is Rs.....Cr. [A] [billed A1 & unbilled A2, i.e.,  $A=A1+A2$ ]. The additional amount of work which could have been executed as per the work front available is Rs.....Cr. [B]. The Extension of Time is hereby approved upto.....(date) for an amount of Rs.....Cr. [ $C=X-(A+B)$ ]. The price escalation shall be paid on this amount of Rs...Cr. [C].
- (b) The price escalation on the amount of Rs.[A2+B]Cr. during the extended period shall be worked out based on both the applicable price indices as on SPCD and as on actual billing date and the lower of the two shall be paid to the Contractor.
- (c) Contractor shall pay damages to the Authority in accordance with Clause 10.3.2 & 10.6 of the Agreement in case the Contractor fails to complete the work upto the date determined by AE after taking into account the reasonable time needed for completion of the most critical stretch/ work front delayed due to the Authority, i.e., which leads to maximum shifting of completion period on account of delays attributable to the Authority.
- (d) No bonus shall be payable to the Contractor as per provisions of Clause 19.20 of the Contract Agreement in the event of project completion date occurring prior to the extended date of completion, in view of works delayed by the Contractor [Rs. B Cr.].

✓

(e) Contractor is advised to demobilize the resources (Plant & Machinery), which are not required and deploy only those resources which are essentially required for completion of balance work. Authority Engineer may specifically examine and advise the Contractor on essentially required resources.

(f) EPC Contractor informed vide letter dated..... that they had no claims on account of above Extension of Time for this period.

OR

Contractor has raised claims amounting to Rs.....Cr. and the same are not acceptable for following reasons

(i) (ii) (iii)

OR

Contractor has raised claims amounting to Rs.....Cr. out of which claims for Rs.....Cr. have been agreed to by NHA as detailed below:

(i) (ii) (iii)

Encl. - As above

Yours faithfully,

**Regional Officer**

Copy to: PD & AE concerned for information and necessary action.

Copy also to: CGM, HQ