



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण
(सड़क परिवहन और राजमार्ग मंत्रालय)
National Highways Authority of India
(Ministry of Road Transport and Highways)
प्लॉट-5 एवं 6, सेक्टर-10, द्वारका, नई दिल्ली-110075
G-5 & 6, Sector-10, Dwarka, New Delhi-110075

दूरभाष / Phone : 91-11-25074100/25074200
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NHAI/F&A/CO/RTI/22-23

10.01.2023

Sh. Saravanan Mohan
310, III Floor, SSM Nagar,
Aalapakkam, New Perungalathur
Pin 600063

Sub: - Information required under RTI Act 2005-reg.
Ref: RTI Registration No. NHAIIIN/R/E/22/05475 dated 14.12.2022.

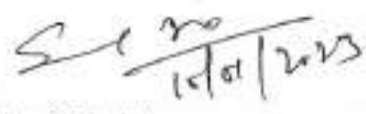
Sir,

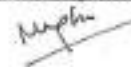
Please refer your RTI Request dated 14.12.2022 addressed to undersigned regarding supply of information under RTI Act 2005. The requisite information sought under RTI is given below:-

Sr. No.	Information Sought	Related Information with NHAI
1	As per the existing G.O no toll plaza charges, when a physically handicapped person driving the retrofitted (modified Car) car that vehicle exempted for toll charges. In many tolls they are not accepting though I have showed the modification RC Cards. They are asking me to show the G.O. I do not have the G.O. Hence I hereby kindly you to provide me the toll exemption G.O. (for vehicle modified for handicapped person) and advice for toll plaza	Mechanical Vehicles specially designed and constructed for the use of a person suffering from physical disability or registered with Ownership Type as "Divyangjan " under Motor Vehicle Act , 1988 (59 of 1988) and the rules made there under is exempted from paying user fee at fee plazas on National Highways as per Rule 11 of NH Fee Rules (2008) as amended. (Copy of fee rules is enclosed). You are advised to apply for exempted fastag in accordance to MoRTH SOP dated 08.11.2019 (Copy enclosed).

2. If you are not satisfied with the reply, you can file an appeal within 30 days of receipt of this reply. The appeal should be addressed to the Appellate Authority given below:-

Name of the Appellate Authority : K V Singh
Designation : CGM (CO)
Office Address : NHAI, G 5&6, Sector-10, Dwarka, New Delhi- 110075
Email Id : kvsingh@nhai.org

Signature of CPIO : 
Name of CPIO : Sunil Jindal
Designation : GM (CO)
Email ID : suniljindal@nhai.org



MINISTRY OF SHIPPING, ROAD TRANSPORT AND HIGHWAYS
(Department of Road Transport and Highways)

NOTIFICATION

New Delhi, the 5th December, 2008

G.S.R. 838(E).—In exercise of the powers conferred by section 9 of the National Highways Act, 1956 (48 of 1956) and in supersession of the National Highways (Temporary Bridges) Rules, 1964, the National Highways (Collection of Fees by any person for the Use of Section of National Highways/Permanent Bridge/Temporary Bridge on National Highways) Rules, 1997, the National Highways (Fees for the Use of National Highways Section and Permanent Bridge - Public Funded Project) Rules, 1997 and the National Highways (Rate of Fees) Rules, 1997, except as respects things done or omitted to be done before such supersession, the Central Government hereby makes the following rules for collection of fee for use of sections of national highways, permanent bridges, bypasses and tunnels, namely:-

1. **Short title and commencement.** - (1) These rules may be called the National Highways Fee (Determination of Rates and Collection) Rules, 2008.
- (2) They shall come into force on the date of their publication in the Official Gazette.
- (3) They shall not apply to agreements and contracts executed and bids invited prior to the publication of these rules.
2. **Definitions.** - (1) In these rules, unless the context otherwise requires,-
 - (a) "Act" means the National Highways Act, 1956;
 - (b) "base year" means the period from 1st April 2007 to 31st March 2008;
 - (c) "bypass" means a section of the national highway bypassing a town or city;
 - (d) "concessionaire" means a person with whom an agreement has been entered into under section 8A of the Act;
 - (e) "elevated highway" means any section of national highway raised above ground level through support of piers or columns;
 - (f) "executing authority" means an officer or authority notified by the Central Government under section 5 of the Act;
 - (g) "expressway" means a national highway having a divided carriageway suitable for high speed traffic and with control of access;
 - (h) "financial year" means the year commencing on the 1st day of April of a year and ending on 31st day of March of the succeeding year;

(4) No fee shall be levied for the use of the section of national highway, permanent bridge, bypass or tunnel, as the case may be, by two wheelers, three wheelers, tractors and animal drawn vehicles:

Provided that three wheelers, tractors and animal-drawn vehicles shall not be allowed to use the section of national highway, permanent bridge, bypass or tunnel, as the case may be, where a service road or alternative road is available in lieu of the said national highway, permanent bridge, bypass or tunnel:

Provided further that where service road or alternative road is available and the owner, driver or the person in charge of a two wheeler is making use of the section of national highway, permanent bridge, bypass or tunnel, as the case may be, he or she shall be charged fifty per cent. of the fee levied on a car.

Explanation 1.— For the purposes of this rule, (a) "alternative road" means such other road, the carriageway of which is more than ten meters wide and the length of which does not exceed the corresponding length of such section of national highway by twenty per cent. thereof,

(b) "service road" means a road running parallel to a section of the national highway which provides access to the land adjoining such section of the national highway.

(5) The fee notified by the Central Government under these rules shall be rounded off and levied in multiple of the nearest Rupees five.

4. **Base rate of fee.** - (1) The rate of fee for use of the section of national highway, permanent bridge, bypass or tunnel constructed through public funded project or private investment project shall be identical.

(2) The rate of fee for use of a section of national highway of four or more lanes shall, for the base year 2007-08, be the product of the length of such section multiplied by the following rates, namely:-

Type of Vehicle	Base rate of fee per km (in Rupees)
Car, Jeep, Van or Light Motor Vehicle	0.65
Light Commercial Vehicle, Light Goods Vehicle or Mini Bus	1.05
Bus or Truck	2.20
Heavy Construction Machinery(HCM) or Earth Moving Equipment (EME) or Multi Axle Vehicle (MAV) (three to six axles)	3.30
Oversized Vehicles (seven or more axles)	4.20

Explanation.— For the purposes of this rule, -

Base rate of fee (Rupees per vehicle per trip)					
Cost of permanent bridge, bypass or tunnel (Rupees in crore)	Car, Jeep, Van or Light Motor Vehicle	Light Commercial Vehicle, Light Goods Vehicle or Mini Bus	Truck or Bus	HCM, EME or MAV	Oversized Vehicle
10 to 15	5	7.50	15	22	30
For every additional Rupees five crore or part thereof, exceeding Rupees fifteen crore and up to Rupees one hundred crore.	1	1.50	3	4.50	6
For every additional Rupees five crore or part thereof, exceeding Rupees one hundred crore and upto Rupees two hundred crore.	0.75	1.15	2.25	3.40	4.50
For every additional Rupees five crore or part thereof, exceeding Rupees two hundred crore.	0.50	0.75	1.50	2.25	3

Provided that while computing fee for the section of national highway on which a permanent bridge, bypass or tunnel costing Rupees fifty crore or more is situated, the length of such permanent bridge, bypass or tunnel shall be excluded from the length of such section of national highway and fee shall be levied at the rates specified for such permanent bridge, bypass and tunnel:

(d) WPI B means the wholesale price index of the week ending on 6th January, 2007 i.e. 208.7.

Illustration:

If the revision is to be made for the year 2008-09 by applying the wholesale price index of the week ending on 5th January 2008 (i.e. 216.6), then the rate for car, jeep or van will be 0.6796 as computed below:

$$\text{Applicable rate of fee: } 0.6695 + 0.6695 \times \left\{ \frac{216.6 - 208.7}{208.7} \right\} \times 0.4 = 0.6796$$

(4) Annual revision of rate of fee under this rule shall be effective from first of April every year.

6. Collection of fee.- (1) Fee levied under these rules shall be collected by the Central Government or the executing authority or the concessionaire, as the case may be, at the toll plaza.

(2) Every driver, owner or person in charge of a mechanical vehicle shall for the use of the section of national highway, permanent bridge, bypass or tunnel, before crossing the toll plaza, pay the fee specified under these rules.

(3) The fee collected under these rules shall be paid either in cash or through smart card or on board unit (transponder) or any other like device:

Provided that no additional charges shall be realised for making the payment of fee by use of a smart card or on board unit (transponder) or any other such device.

(4) Any driver, owner or person in charge of a mechanical vehicle who opts for the installation of on board unit (transponder) or any other such device for payment of fee, shall deposit a refundable security equivalent to the cost of the equipment with the Central Government, the executing authority or the concessionaire, as the case may be, for such installation and no interest shall accrue on such security deposit.

expenditure incurred on collection of fee, including the administrative and management expenses.

(3) The Central Government shall by notification determine the administrative and management expenses which may be allowed to be deducted and retained by the executing authority.

8. **Location of toll plaza.**—(1) The executing authority or the concessionaire, as the case may be, shall establish a toll plaza beyond a distance of ten kilometers from a municipal or local town area limits:

Provided that the executing authority may, for reasons to be recorded in writing, locate or allow the concessionaire to locate a toll plaza within a distance of ten kilometers of such municipal or local town area limits, but in no case within five kilometers of such municipal or local town area limits:

Provided further that where a section of the national highway, permanent bridge, bypass or tunnel, as the case may be, is constructed within the municipal or town area limits or within five kilometers from such limits, primarily for use of the residents of such municipal or town area, the toll plaza may be established within the municipal or town area limits or within a distance of five kilometers from such limits.

(2) Any other toll plaza on the same section of national highway and in the same direction shall not be established within a distance of sixty kilometers:

Provided that where the executing authority deems necessary, it may for reasons to be recorded in writing, establish or allow the concessionaire to establish another toll plaza within a distance of sixty kilometers:

Provided further that a toll plaza may be established within a distance of sixty kilometers from another toll plaza if such toll plaza is for collection of fee for a permanent bridge, bypass or tunnel.

(4) No pass shall be issued or fee collected from a driver, owner or person in charge of a mechanical vehicle that uses part of the section of a national highway and does not cross a toll plaza.

10. Rate of fee for overloading.- (1) Without prejudice to the liability of the driver, owner or a person in charge of a mechanical vehicle under any law for the time being in force, a mechanical vehicle which is loaded in excess of the permissible load specified for its category under sub-rule (2) of rule 4, shall be liable to pay fee at such rate which is applicable for the next higher category of mechanical vehicles:

Provided that the payment of such fee for overloading shall not entitle a driver or owner or a person in charge of a mechanical vehicle to make use of such national highway and his or her vehicle shall be prevented from using the national highway or crossing the toll plaza until the excess load has been removed from such mechanical vehicle.

(2) The weight of a mechanical vehicle, as recorded at a weighbridge installed at the toll plaza, shall be the basis for levying the fee for overloading under this rule:

Provided that where no weighbridge has been installed at the toll plaza, no fee for overloading shall be levied and collected under this rule and the driver, owner or person in charge of the mechanical vehicle shall be liable to pay fee applicable for such vehicle only.

11. Exemption from payment of fee.- (1) No fee shall be levied and collected from a mechanical vehicle,-

(a) transporting and accompanying,-

- (i) the President of India;
- (ii) the Vice-President of India;
- (iii) the Prime-Minister of India;
- (iv) the Chief Justice of India;
- (v) the Governor;
- (vi) the Lieutenant Governor;
- (vii) the Union Minister;

- (ii) the categories of vehicles exempted from payment of fee; and
- (iii) the name, address and telephone or contact number of the executing authority or the concessionaire, as the case may be.

(3) The height of the display boards, their quality and size of lettering shall be clearly visible and legible to the users.

13. Unauthorised collection.- (1) An officer authorised by the Central Government or by the executing authority, as the case may be, may assess the excess fee collected, if any, by the executing authority or the concessionaire, as the case may be, and recover the same from such authority or concessionaire, along with an additional sum equal to twenty five per cent. of the excess fee collected:

Provided that no recovery of such excess fee shall be made unless an opportunity of hearing has been given to the executing authority or concessionaire, as the case may be.

(2) Any driver, owner or person incharge of a mechanical vehicle aggrieved by unauthorised collection of fee, may lodge a complaint with the officer authorised by the Central Government or the executing authority, as the case may be, in this behalf, who shall after hearing the parties pass an order on such complaint for refund of excess payment and damages for the inconvenience suffered by such user within thirty days.

14. Failure to pay fee.- (1) If any driver, owner or person in charge of a mechanical vehicle does not pay or refuses to pay the fee for use of national highway, permanent bridge, bypass or tunnel, his or her vehicle shall not be allowed to use such section of national highway, permanent bridge, bypass or tunnel and in case such vehicle obstructs the normal flow of traffic, the executing authority or the concessionaire, as the case may be, may get such obstructing vehicle removed from the national highway, permanent bridge, bypass or tunnel, as the case may be.

(2) Where the driver or the person in charge of a mechanical vehicle refuses or fails to pay the fee levied under these rules, the same shall be recovered from the registered owner of the mechanical vehicle.

concessionaire, the reasons for such refusal shall be communicated to such concessionaire within a reasonable period.

[F. No. RW/NH-25016/1/2008/P&P]

P. K. TRIPATHI, Jt. Secy.



भारत का राजपत्र The Gazette of India

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असाधारण
EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)
PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं. 669]
No. 669]

नई दिल्ली, बुधवार, दिसम्बर 30, 2020/पौष 9, 1942
NEW DELHI, WEDNESDAY, DECEMBER 30, 2020/PAUSHA 9, 1942

सड़क परिवहन और राजमार्ग मंत्रालय

अधिसूचना

नई दिल्ली, 30 दिसम्बर, 2020

सा.का.नि. 804(ब).—केंद्रीय सरकार, राष्ट्रीय राजमार्ग अधिनियम, 1956 (1956 का 48) की धारा 9 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, राष्ट्रीय राजमार्ग फीस (दरों का अवधारण और संग्रहण) नियम, 2008 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात्:-

1. **संक्षिप्त नाम और प्रारंभ.**—(1) इन नियमों का संक्षिप्त नाम राष्ट्रीय राजमार्ग फीस (दरों का अवधारण और संग्रहण), तीसरा संशोधन, नियम, 2020 है।

(2) ये राजपत्र में प्रकाशन की तारीख को प्रवृत्त होंगे।

2. **राष्ट्रीय राजमार्ग फीस (दरों का अवधारण और संग्रहण) नियम, 2008 के नियम 11 के खंड (ड) में;** "निश्चयता से प्रप्त" शब्दों के पश्चात् निम्नलिखित शब्द अंतःस्थापित किये जाएंगे, अर्थात्:-

"या मोटर यान अधिनियम, 1988 (1988 का 59) और उसके अधीन बने नियमों के अधीन 'दिव्यांगजन' प्रकार के स्वामित्व के रूप में रजिस्ट्रीकृत"।

[फा.सं. एच-25016/02/2020-टोल]

अमित बरदान, संयुक्त सचिव

**GUIDELINES AND STANDARD OPERATING PROCEDURE (SOP) FOR ISSUANCE OF
FASTAG TO EXEMPTED CATEGORY OF MECHANICAL VEHICLES.**

Dated the 8th Novembr, 2019

Ministry of Road Transport and Highways has introduced RFID based FASTag to implement Electronic Toll Collection (ETC) programme so as to remove delays and congestion at user fee plazas and also to smoothen the user fee collection operation.

I. OVERVIEW AND EFFECTIVE DATE:

- 1.1. Presently, user fees collection through ETC is accounting for ~34% of total user fees collection and its adoption is increasing at a very fast rate. However, as we move forward, it is imperative to include more road users and encourage them to use FASTag.
- 1.2. As a part of this endeavour, it has been decided that all categories of vehicles included under the category of "exempted from paying user fees" as per Rule 11 of National Highways Fees (Determination of Rates and Collection) Rules, 2008 and subsequent amendments, should also be encouraged to use FASTag. This will have a good demonstrative effect on all other road users and will encourage them to use FASTag for seamless movement across user fee plazas.
- 1.3. Effective Date: This Standard Operating Procedure (SOP) shall be effective from the date of circulation by NHAI ("Effective Date").

II. STANDARD OPERATING PROCEDURE:

- 2.1. Exempted category FASTag shall be issued to road users as per Rule 11 of NH Fee Rule 2008 and subsequent amendments (List of Exempted category of mechanical vehicles annexed at Annexure-1), based on application made by self or an authorized representative.

- 2.7. A monthly report regarding the issuance of exempted FASTag shall be submitted to MoRT&H and NHAI HQ by 5th of every month.
- 2.8. For the avoidance of doubt, it is clarified that, vehicles/persons that have been exempted from payment of user fees but have not been affixed with functional exempted FASTag shall continue to reap the benefit of non-payment of user fees upon production of valid ID card.

3. Detailed mechanism of issuance of exempted FASTag:

- 3.1. It has been decided that receipt of application and internal scrutiny and processing of application shall be done online. (NHAI/Agency authorized by NHAI shall develop a web-portal for facilitating the issuance of Exempted FASTags and web-link of which may be provided in home page of web site of MoRT&H & NHAI). Till development of such web-page, application can be made in physical form.
- 3.2. The requisite Application, along with the applicable documents, will be submitted through the web-page (or physical application, till such web-page is made operational) by the self, or an authorized representative, to the respective Regional Office (RO), NHAI.
- 3.3. All applications for exempted category of FASTag shall be submitted through the form (Refer Annexure-2).
- 3.4. Exempted FASTag shall be valid for 5 years in case of Government vehicles, 1 year in case of private vehicles and to be renewed subsequently as per eligibility and rules. Exempted FASTag for MP and MLA/MLC shall be valid for respective tenure of parliament/assembly.
- 3.5. Details of the dignitaries/ mechanical vehicles for which exempted FASTags to be provided is as under:
- a. For Dignitaries as mentioned in Rule 11(a) exemption is available to vehicle transporting the dignitaries and accompanying security vehicle. One FASTag may be issued in the name of the

- 3.8. Subsequent to receipt of exempted FASTag from NHAI HQ/ the authorized agency, RO-NHAI shall get it fixed on the designated vehicle and record of receipt of application and exempted FASTag issued/fixed on vehicle shall also be maintained.
- 3.9. A monthly report in this regard, compiled from all the NHAI-ROs and the agency authorized by NHAI for issuance of exempted FASTag shall be submitted to MoRT&H and NHAI HQ by 5th of every month.
- 3.10. All exempted category FASTag which have previously been issued by various banks shall be reviewed and if needed new exempted FASTag will be issued and fixed in the designated vehicles within six months.
4. NHAI-HQ shall review the process of issuance of exempted FASTag and the list of mechanical vehicles exempted from payment of user fees, from time-to-time, to ensure appropriate issuance of exempted FASTags in conformity to the National Highways Fees (Determination of Rates and Collection) Rules 2008, as amended from time to time. The guidelines and the standard operating procedures may be further detailed and/or amended as per requirement.

Government of India
Ministry of Road Transport and Highways
Transport Bhawan, 1, Parliament Street.

(ii.)	The Central and State armed forces in uniform including Para military forces and police;	28
(iii.)	An Executive Magistrate;	29
(iv.)	The Fire-fighting Department or organization;	30
(v.)	The National Highway Authority of India or any other Government organization using such vehicle for inspection, survey, construction or operation of national highways and maintenance thereof;	31
(c)	Used as ambulance; and	32
(d)	Used as funeral van.	33
(e)	Mechanical vehicles specially designed and constructed for use of a person suffering from physical disability.	34