



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार)

National Highways Authority of India

(Ministry of Road Transport and Highways, Government of India)

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NHAI/Policy Guidelines/ Delegation of Powers/2023

Policy Circular No.18.91/ 2023 dated 03rd November, 2023

{Decision taken on E-Office File No. NHAI/CMD/Delegation/2023-24 (Comp. No. 226003)}

Sub: Works sanctioned & Bids invited by Regional Officers - Delegation of Power to Regional Officers to decide on COS and EOT - reg.

From time to time, Regional Officers have been delegated powers for sanction of works at their level relating to rectification of blackspots identified by MoRTH, maintenance of highways, risk & cost works, etc (ref. enclosed details). Accordingly, ROs are sanctioning such works and inviting bids at their level.

2. It is, however, being observed that while estimates are being sanctioned by RO, the Change of Scope (COS) and Extension of Time (EOT) during execution are being referred to HQ for approval. The matter of sanction of COS in one of such works was discussed in EC meeting held on 01.02.2023 (Agenda Item 546.08) and EC decided to delegate powers to ROs for sanction of COS.

3. It has now been decided that COS and EOT for works sanctioned by ROs shall be examined and approved by ROs, subject to the following:

- (i) COS is within 20% of Contract Price and COS is valued as per the principles followed in estimation of such works duly applying tender discount/ premium as provided in the contract agreement;
- (ii) Revised Cost of Work including COS and cost claims of Contractor, if any, is within 20% of the Original Sanctioned Cost;
- (iv) Revised Cost shall remain within the sanctioned ceilings of powers delegated to ROs;
- (v) While granting EOT, the principles given in Policy Circular No. 9.2.33/2020 dated 26.02.2020 (copy enclosed) shall be followed. Any cost claim on account of EOT shall be settled while granting EOT. ROs shall be solely responsible for EOT/ cost claims allowed;
- (vi) If the parties desire to settle the implications of EOT and/ or COS before Ld. Sole Conciliator, the same shall be handled and draft Settlement Agreement shall be approved by RO.

S. Prakash

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4. If any case is not meeting the above requirements, the same shall be referred to Technical Division at HQ for approval of Competent Authority (EC) duly giving reasons, identifying lapses and fixing responsibility.

5. This issues with the approval of Competent Authority.

Encl.: As stated above



(Sunil Prakash Bhardwaj)
Chief General Manager (Coord.)

To:

All Officers of NHAI HQ/ ROs/ PIUs/ CMUs/ Site Offices

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Details of powers delegated to ROs

- (1) Policy Circular No. 12.25/2022 dated 12.04.2022 (Para 6.2.1): "ROs are delegated powers to approve estimate for rectification of MoRTH notified blackspots through long-term measures upto an amount of Rs.50 Cr. blackspot (including the cost of land acquisition), carry out necessary procurement and execute the works including all centages, on COS or Standalone basis, under intimation to the concerned Technical Division and Road Safety Cell at HQ."
- (2) Policy Circular No. 18.41/2020 dated 15.04.2020 (Para-3) "ROs shall approve such estimates within their delegated power (upto Rs.10 Cr. per stretch of 50 km of equivalent 4-lane); and Policy Circular No. 9.4.24/22 dated 13.05.2022 [Para-2(b)] "It has been decided to increase the earlier limit of Rs.10 crore to RO to Rs.15 Cr."
- (3) Policy Circular No. 1.1.27 dated 20.03.2018 (Para-3):
 - (i) "Foot Over Bridge (FOB): Upto Rs.1.0 Cr. for 4-lane road and Rs.1.25 Cr. for 6lane road."
 - (ii) "Pedestrian Under Pass (PUP)/ Pedestrian Sub Way (PSW): ROs, depending upon requirement, will decide the size of the facility. However, it should not be less than 12mx4 m. To cater to increased size of the facility, the cost ceiling for PUP/ PSW under this delegation is upto Rs.25 Cr.