

1/22/2012-PPP
Government of India
Ministry of Finance
Department of Economic Affairs
PPP Cell

North Block, New Delhi
March 12, 2015

OFFICE MEMORANDUM

Subject: Modification in Delegation of powers for Formulation, Appraisal and Approval in respect of PPP National Highways Projects.

This is in partial modification to this Department's O.M. of even number dated 9.7.2013 on this subject and in continuation to Ministry of Road Transport and Highways OM No. NH-24036/01/2014-H dated September 16, 2014 and Department of Expenditure OM No. 24(35)/PF.II/2012 dated November 20, 2014. In view of the Cabinet Committee on Economic Affairs's decision dated 9.7.2014 to increase the threshold, of submission of projects for approval by the Cabinet Committee on Economic Affairs, on the recommendations of Public Private Partnership Appraisal Committee, from Rs. 500 crore to Rs. 1000 crore, the delegation of powers in respect of Ministry of Road Transport and Highways has been revised.

2. The Revised Delegation of Powers for project Appraisal / Approval for PPP projects is as follows:

Cost (` in Cr.)	Appraisal By	Approval By
< 25	MoRTH	Secretary(RTH)
≥ 25 < 1000	SFC chaired by Secretary (RTH)	Minister(RTH)
≥ 1000	PPPAC	CCEA

3. Approval of such projects above Rs. 25 crores and below Rs. 1000 crores shall be by Minister, Road Transport and Highways, subject to the conditions provided in para 5 read with para 6 being satisfied. In case of a difference of



opinion/ dissent by the members of SFC representing NITI Aayog /Department of Economic Affairs / Financial Advisor regarding approval of a project, the dissent may be recorded and considered by the Minister, MoRTH for an appropriate decision.

4. The Standing Finance Committee shall consist of the following:

- | | |
|--|----------|
| a. Secretary, RTH | In Chair |
| b. Financial Adviser | Member |
| c. Representative of Department of Legal Affairs | Member |
| d. Representative of NITI Aayog | Member |
| e. Representative of Deptt of Economic Affairs | Member |
| f. Representative of any other Ministry/Department may also be invited, if required. | |

5. The above appraisal and approval process shall apply only if the following conditions are satisfied:

- a. The bidding is according to the procedure notified by the Ministry of Finance. This includes the process of two-stage bidding, pre-bid qualification norms, etc.
- b. The Model Concession Agreement (MCA) document approved by the Competent Authority is being followed
- c. The project has been designed in accordance with the manual of standards and specifications as approved by the competent authority in the Administrative Ministry and stipulated in the approved MCA

6. In the event the conditions in para 5 above are not satisfied, the proposal shall be brought before the Public Private Partnership Appraisal Committee and posed to the CCEA for a decision.

7. For National Highways projects above Rs 1000 crore, appraisal would be by the PPPAC chaired by Secretary Economic Affairs and approval by the CCEA, in accordance with the extant guidelines and instructions.
8. This revised Delegation of Powers is in accordance with the approval by the CCEA in its meeting held on 9th July, 2014.


(Abhilasha Mahapatra)
Director (PPP)
Tel No. 23094045

To:

1. Secretary, Ministry of Road Transport and Highways (MoRTH)
2. Financial Advisor, Ministry of Road Transport & Highways

Copy to:

1. Secretary, Department of Expenditure, Ministry of Finance, North Block, New Delhi.
2. Secretary, Department of Economic Affairs, Ministry of Finance, North Block, New Delhi.
3. CEO, NITI Aayog, Yojana Bhawan, New Delhi
4. Cabinet Secretariat, w.r.t. O.M. 1/20/3/2014-Cab. Dated August 11, 2014.
5. PMO, (Attn: Shri Krishan Kumar, Director) w.r.t. PMO's ID No. 430/31/C/20/2013-ES.I dated 21st July, 2014.