

New Delhi, the 22nd April, 2015

OFFICE MEMORANDUM

Subject: Amendment in the Guidelines for Financial Support to Public Private Partnerships in Infrastructure issued vide F.No. 1/4/2005-PPP, dated 23rd January, 2006.

In pursuance of the decision of the Cabinet Committee on Economic Affairs at its meeting held on 31st March, 2015, the following amendments are made to the Guidelines for Financial Support to Public Private Partnerships in Infrastructure issued by this Department vide F.No. 1/4/2005-PPP, dated 23rd January, 2006 (hereafter referred to as Guidelines) :-

- i. The definition of Private Sector Company i.e. "Private Sector Company means a company in which 51 percent or more of the subscribed and paid up equity is owned and controlled by a private entity" stated in Para 2 (Definitions) of the Scheme for Support to Public Private Partnership, Annex-I to the Guidelines is substituted and may be read as follows:

"Private Sector Company means a company which is not a "Government Company", as defined under Section 2(45) of the Companies Act, 2013."

- ii. Clause 3.4 of the Guidelines under the heading "Applicability" is amended and may be read as under:

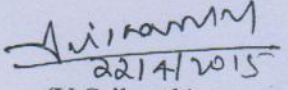
"3.4. The Scheme will apply only if the contract/concession is awarded in favour of a private sector company".

- iii. After Para 9 of the Guidelines, the following para shall be inserted:

"10. Amendment to the Scheme

10.1 Any amendment to the Scheme which does not result in any material alteration to the Scheme may be done with the approval of the Finance Minister."

This issues with the approval of competent authority.


22/4/2015
(V.Srikanth)
Deputy Director (PPP)

Copy to:

CEO, NITI Aayog,
Secretary, Ministry of Road Transport and Highways
Secretary, Ministry of Shipping
Secretary, Ministry of Power
Secretary, Ministry of Urban Development