

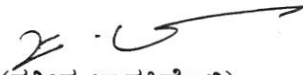
ಕರ್ನಾಟಕ ವಿಧಾನ ಪರಿಷತ್ತು

ಚುಕ್ಕೆ ಗುರುತಿನ ಪ್ರಶ್ನೆ ಸಂಖ್ಯೆ : 1107
 ಸದಸ್ಯರ ಹೆಸರು : ಶ್ರೀ ಮಂಜುನಾಥ ಭಂಡಾರಿ (ಸ್ಥಳೀಯ ಸಂಸ್ಥೆಗಳ ಕ್ಷೇತ್ರ)
 ಉತ್ತರಿಸುವ ದಿನಾಂಕ : 18-12-2024
 ಉತ್ತರಿಸುವ ಸಚಿವರು : ಲೋಕೋಪಯೋಗಿ ಸಚಿವರು

ಕ್ರ. ಸಂ.	ಪ್ರಶ್ನೆಗಳು	ಉತ್ತರಗಳು
ಅ)	<p>ರಾಜ್ಯದಲ್ಲಿ ಶುಲ್ಕ ವಸೂಲಿ ಟೋಲ್ ಕೇಂದ್ರಗಳಲ್ಲಿ ಯಾವ ರೀತಿಯ ವಾಹನಗಳಿಗೆ ರಿಯಾಯಿತಿ ಇದೆ; ಯಾವ ಹಂತದ ಮಾಜಿ ಜನ ಪ್ರತಿನಿಧಿಗಳಿಗೆ (ಮಾಜಿ ಶಾಸಕರು, ಸಂಸದರು) ಟೋಲ್ ಪಾವತಿಸುವುದರಿಂದ ರಿಯಾಯಿತಿ ಇದೆ:</p>	<p>ಭಾರತೀಯ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ ಪ್ರಾಧಿಕಾರವರು ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿಗಳ ಶುಲ್ಕ ನಿಯಮ 2008 ಮತ್ತು ನಂತರದ ತಿದ್ದುಪಡಿಗಳ ನಿಯಮ-11 ರಂತೆ ಟೋಲ್ ಶುಲ್ಕ ವಿನಾಯಿತಿ ಪಡೆದ ವಾಹನಗಳ ಪಟ್ಟಿಯನ್ನು ಅನುಬಂಧ-1 ರಲ್ಲಿ ನೀಡಿರುತ್ತಾರೆ.</p> <p>ಲೋಕೋಪಯೋಗಿ ಇಲಾಖೆ, ಕೆ.ಆರ್.ಡಿ.ಸಿ.ಎಲ್. ವ್ಯಾಪ್ತಿಯಲ್ಲಿ ರಾಜ್ಯ ಹೆದ್ದಾರಿಗಳಲ್ಲಿ ಸರ್ಕಾರದಿಂದ ಹೊರಡಿಸಲಾಗಿರುವ ಟೋಲ್ ಅಧಿಸೂಚನೆ ಸಂಖ್ಯೆ: ಪಿಡಬ್ಲ್ಯೂಡಿ 06 ಇಎಪಿ 2012 (ಪಿ3) ದಿನಾಂಕ:07-03-2015 ರಲ್ಲಿ ಕಂಡಿಕೆ-11 ರಲ್ಲಿ ಟೋಲ್ ಶುಲ್ಕ ವಿನಾಯಿತಿಯ ಬಗ್ಗೆ ವಿವರಿಸಿದ್ದು, ಅನುಬಂಧ-2 ರಲ್ಲಿ ಲಗತ್ತಿಸಿದೆ.</p> <p>ಮೇಲ್ಕಂಡ 2 ಹೆದ್ದಾರಿಗಳಲ್ಲಿ ಟೋಲ್ ವಿನಾಯಿತಿಗೆ ಇರುವ ಅವಕಾಶದಡಿಯಲ್ಲಿ ಮಾಜಿ ಜನ ಪ್ರತಿನಿಧಿಗಳಿಗೆ (ಮಾಜಿ ಶಾಸಕರು, ಸಂಸದರು) ಟೋಲ್ ಪಾವತಿಸುವುದರಿಂದ ರಿಯಾಯಿತಿ ಇರುವುದಿಲ್ಲ.</p>
ಆ)	<p>ಸದರಿ ಕೇಂದ್ರಗಳಲ್ಲಿ (ಟೋಲ್) ನಿಯಮಾನುಸಾರ ಇರಬೇಕಾದ ಸೌಲಭ್ಯಗಳು ರಾಜ್ಯದಲ್ಲಿ ಇವೆಯೇ; ಇಲ್ಲದಿದ್ದಲ್ಲಿ ಯಾವಾಗ ಈ ಸೌಲಭ್ಯಗಳನ್ನು ಒದಗಿಸಲು ಕ್ರಮವಹಿಸಲಾಗುವುದು:</p>	<p>ಭಾರತೀಯ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ ಪ್ರಾಧಿಕಾರವರು ವರದಿಸಿರುವಂತೆ ಭಾರತೀಯ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ ಪ್ರಾಧಿಕಾರ, ಬೆಂಗಳೂರು ವ್ಯಾಪ್ತಿಯ ಅಡಿಯಲ್ಲಿ ಒಟ್ಟು 56 ಟೋಲ್ ಪ್ಲಾಜಾಗಳಿದ್ದು, ಸದರಿ ಟೋಲ್ ಪ್ಲಾಜಾಗಳಲ್ಲಿ ನಿಯಮಾನುಸಾರ ಈ ಕೆಳಕಂಡ ಸೌಲಭ್ಯಗಳನ್ನು ಒದಗಿಸಲಾಗಿದೆ.</p> <ul style="list-style-type: none"> ● ಪುರುಷರು ಮತ್ತು ಮಹಿಳೆಯರಿಗೆ ಶೌಚಾಲಯ ಸೌಲಭ್ಯಗಳು ಲಭ್ಯವಿರುತ್ತವೆ. ● ಕುಡಿಯುವ ನೀರಿನ ಸೌಲಭ್ಯವಿರುತ್ತದೆ. ● ವೈದ್ಯಕೀಯ ಸಹಾಯ ಪೋಸ್ಟ್ ಸೌಲಭ್ಯವಿರುತ್ತದೆ. ● ದಿನದ 24 ಗಂಟೆಗಳಿಗೂ ವೈದ್ಯಕೀಯ ಪೊಲೀಸ್ ಸ್ಟಾಡ್‌ಗಾಗಿ ಟ್ರಾಫಿಕ್ ಏಡ್ ಪೋಸ್ಟ್ ಲಭ್ಯವಿರುತ್ತದೆ. ● ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿಗಳಲ್ಲಿ ಅಪಘಾತಕ್ಕೀಡಾದವರಿಗೆ ವೈದ್ಯಕೀಯ ಚಿಕಿತ್ಸೆಗಾಗಿ ಆಂಬ್ಯುಲೆನ್ಸ್ ಸೌಲಭ್ಯವಿರುತ್ತದೆ. ● ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿಗಳಲ್ಲಿ ಅಪಘಾತಗಳಿಗೆ ಸಹಾಯ ಮಾಡಲು ಟೋಲ್‌ಪ್ಲಾಜಾಗಳಲ್ಲಿ ಕ್ರೇನ್ ಸೌಲಭ್ಯವಿರುತ್ತದೆ.

ಕ್ರ. ಸಂ.	ಪ್ರಶ್ನೆಗಳು	ಉತ್ತರಗಳು
ಇ)	<p>ಶುಲ್ಕ ವಸೂಲಿ ಟೋಲ್ ಕೇಂದ್ರಗಳ ವ್ಯಾಪ್ತಿಯ ರಸ್ತೆಗಳನ್ನು ನಿಯಮಿತವಾಗಿ ನಿರ್ವಹಣೆ ಮಾಡಲಾಗುತ್ತಿದೆಯೇ: ಈ ಬಗ್ಗೆ ಯಾರು ಮೇಲ್ವಿಚಾರಣೆ ಮಾಡುತ್ತಿದ್ದಾರೆ: ರಾಜ್ಯದಲ್ಲಿ ಕಳೆದ ಮೂರು ವರ್ಷಗಳ ಮೇಲ್ವಿಚಾರಣಾ ವರದಿ ನೀಡುವುದು:</p>	<p>ಭಾರತೀಯ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ ಪ್ರಾಧಿಕಾರರವರು ವರದಿಸಿರುವಂತೆ Authority Engineer /Independent Engineer/ Project Director ರವರ ವತಿಯಿಂದ ಟೋಲ್ ಸಂಗ್ರಹದ ಅಡಿಯಲ್ಲಿ ರಸ್ತೆಗಳನ್ನು ನಿಯಮಿತವಾಗಿ ನಿರ್ವಹಿಸಲಾಗುತ್ತದೆ ಮತ್ತು ಮೇಲ್ವಿಚಾರಣೆ ಮಾಡಲಾಗುತ್ತದೆ. ಆಯಾ ಯೋಜನೆಗಳ ಮಾಸಿಕ ಯೋಜನಾ ವರದಿಯಲ್ಲಿ ಈ ಮಾಹಿತಿಗಳನ್ನು ವರದಿ ಮಾಡಲಾಗುತ್ತದೆ. ಈ ಸಂಬಂಧ ಒಂದು ಯೋಜನೆಯ ಒಂದು ತಿಂಗಳ ಮಾಸಿಕ ಯೋಜನಾ ವರದಿಯನ್ನು ಮಾಹಿತಿಗಾಗಿ ಅನುಬಂಧ-3ರಲ್ಲಿ ನೀಡಲಾಗಿದೆ.</p> <p>ಲೋಕೋಪಯೋಗಿ ಇಲಾಖೆಯ ಕೆ.ಆರ್.ಡಿ.ಸಿ.ಎಲ್ ವತಿಯಿಂದ ಒಟ್ಟು 30 ರಸ್ತೆಗಳಲ್ಲಿ ಟೋಲ್ ಸಂಗ್ರಹಣೆ ಮಾಡಲಾಗುತ್ತಿದ್ದು, ಸದರಿ ರಸ್ತೆಗಳನ್ನು ಮೇಲ್ವಿಚಾರಣೆ ಮಾಡುತ್ತಿರುವ ವಿವರಗಳನ್ನು ಅನುಬಂಧ-4 ರಲ್ಲಿ ನೀಡಲಾಗಿದೆ.</p>
ಈ)	<p>ದಕ್ಷಿಣ ಕನ್ನಡ ಹಾಗೂ ಉಡುಪಿ ಜಿಲ್ಲೆಯಲ್ಲಿ 60.00 ಕಿ.ಮೀ. ಅಂತರದೊಳಗಿರುವ ಟೋಲ್ ಕೇಂದ್ರ ಶಾಶ್ವತ ಸೇತುವೆ, ಬೈಪಾಸ್ ಮತ್ತು ಸುರಂಗಕ್ಕಾಗಿ ಸ್ಥಾಪಿಸಲಾಗಿದೆ ಎಂಬುದನ್ನು ಗುರುತಿಸಲು ಸೂಚನಾ ಫಲಕ ಹಾಕಿದೆಯೇ:</p>	<p>ದಕ್ಷಿಣ ಕನ್ನಡ ಹಾಗೂ ಉಡುಪಿ ಜಿಲ್ಲೆಯಲ್ಲಿ ಶಾಶ್ವತ ಸೇತುವೆ, ಬೈಪಾಸ್ ಮತ್ತು ಸುರಂಗ ಮಾರ್ಗಗಳಿಗಾಗಿ 60.00 ಕಿ.ಮೀ ಅಂತರದಲ್ಲಿ ಟೋಲ್ ಪ್ಲಾಜಾವನ್ನು ಗುರುತಿಸಲು ಸೂಚನಾ ಫಲಕವನ್ನು ಅಳವಡಿಸಿರುವುದಿಲ್ಲವೆಂದು ಭಾರತೀಯ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ ಪ್ರಾಧಿಕಾರರವರು ತಿಳಿಸುತ್ತಾರೆ.</p> <p>ಕೆ.ಆರ್.ಡಿ.ಸಿ.ಎಲ್ ವತಿಯಿಂದ ಸದರಿ ಜಿಲ್ಲೆಗಳಲ್ಲಿ ಪ್ರಸ್ತುತ ಯಾವುದೇ ಟೋಲ್ ಶುಲ್ಕ ಸಂಗ್ರಹಿಸುತ್ತಿಲ್ಲ.</p>
ಉ)	<p>ಟೋಲ್ ರಸ್ತೆಗಳಲ್ಲಿ ವಾಹನ ಸಂಚರಿಸಿದ ದೂರಕ್ಕನುಗುಣವಾಗಿ ಟೋಲ್ ಸಂಗ್ರಹಿಸುವ ಕ್ರಮವನ್ನು ಯಾವಾಗಲಿಂದ ಜಾರಿಗೊಳಿಸಲಾಗುವುದು?</p>	<p>ಜಿಪಿಎಸ್ ಮೂಲಕ ಟೋಲ್ ಸಂಗ್ರಹಕ್ಕೆ ಪೈಲಟ್ ಪ್ರೋಜೆಕ್ಟ್ ಪ್ರಕ್ರಿಯೆ ಪ್ರಗತಿಯಲ್ಲಿದೆ. ಇದೇ ರೀತಿ ಹಂತ ಹಂತವಾಗಿ ದೇಶಾದ್ಯಂತ ಜಾರಿಯಾಗಲಿದೆ ಎಂದು ಭಾರತೀಯ ರಾಷ್ಟ್ರೀಯ ಹೆದ್ದಾರಿ ಪ್ರಾಧಿಕಾರರವರು ವರದಿಸುತ್ತಾರೆ.</p> <p>ಕೆ.ಆರ್.ಡಿ.ಸಿ.ಎಲ್ ವತಿಯಿಂದ ಹಾಲಿ ಟೋಲ್ ರಸ್ತೆಗಳಲ್ಲಿ Fast tag ಮೂಲಕ ಟೋಲ್ ಸಂಗ್ರಹಣೆಯನ್ನು ಮಾಡಲಾಗುತ್ತಿದ್ದು, ದೂರಕ್ಕನುಗುಣವಾಗಿ ಟೋಲ್ ಸಂಗ್ರಹಿಸುವ ಪ್ರಸ್ತಾವನೆಯು ಪ್ರಸ್ತುತ ಇರುವುದಿಲ್ಲ.</p>

ಸಂಖ್ಯೆ: ಲೋಇ 334 ಸಿಎನ್‌ಹೆಚ್ 2024 (ಇ)


 (ಸತೀಶ ಜಾರಕಿಹೊಳೆ)
 ಲೋಕೋಪಯೋಗಿ ಸಚಿವರು

EXEMPTIONS AND DISCOUNTS AS PER NATIONAL HIGHWAYS FEE (DETERMINATION OF RATES AND COLLECTION) RULES, 2008

As per Rule 11 of The National Highways Fee (Determination of rates and Collection) Rules, 2008 exemption from payment of fee has been extended for the following-

11. Exemption from payment of fee - 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 Governor of a State;
- (v) The Chief Justice of India;
- (vi) The Speaker of the House of People;
- (vii) The Cabinet Minister of the Union;
- (viii) The Chief Minister of a State;
- (ix) The Judge of the Supreme Court;
- (x) The Minister of State of the Union;
- (xi) The Lieutenant Governor of a Union territory;
- (xii) The Chief of Staff holding the rank of full General or equivalent rank;
- (xiii) The Chairman of the Legislative Council of a State;
- (xiv) The Speaker of the Legislative Assembly of a State;
- (xv) The Chief Justice of a High Court;
- (xvi) The Judge of a High Court;
- (xvii) The Member of Parliament;
- (xviii) The Army Commander of Vice-Chief of Army Staff and equivalent in other services;
- (xix) The Chief Secretary to a State Government within concerned State;
- (xx) The Secretary to the Government of India;
- (xxi) The Secretary, Council of States;
- (xxii) The Secretary, House of People;
- (xxiii) The Foreign dignitary on State visit;
- (xxiv) The Member of legislative Assembly of a State and the Member of Legislative Council of a State within their respective State, if he or she produces his or her identity card issued by the concerned Legislature of the State;
- (xxv) The awardee of Pram Vir Chakra, Ashok Chakra, Maha Vir Chakra, Kirti Chakra, Vir Chakra and Shaurya Chakra, if such awardee produces his or her photo identity card duly authenticated by the appropriate or competent authority for such award;

(b) Used for official purpose by -

- (i) the Ministry of Defense including those which are eligible for exemption in accordance with the provisions of the Indian Toll (Army and Air Force) Act, 1901 and rules made there under, as extended to Navy also;
- (ii) The Central and Sate armed forces in uniform including Para military forces and police;
- (iii) An Executive Magistrate;
- (iv) The fire-fighting Department or organization;

(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;

(c) Used as ambulance; and

(d) Used as funeral van.

(e) Mechanical vehicles specially designed and constructed for use of a person suffering from physical disability.

In addition to the above, as per Rule 9 of The National Highways Fee (Determination of Rates and Collection) Rules, 2008 the following discounts have been extended as well:

9. Discounts- (1) The executing authority or the concessionaire, as the case may be, shall upon request provide a pass for multiple journeys to cross a user fee plaza within the specified period at the rates specified in sub rule (2) of rule 9.

(2) A driver, owner or person in charge of a mechanical vehicle who makes use of the section of National Highway, permanent bridge, bypass or tunnel, may opt for such pass and he/she shall have to pay the fee in accordance with the following rates, namely-

Amount Payable	Max. no. of one way journey allowed	Period of validity
One and half times of the fee for one way journey	Two	Twenty-four hours from the time of payment
Two-third of the amount of the fee payable for fifty single journeys.	Fifty	One month from the date of payment

(3) A person who owns a mechanical vehicle registered for non-commercial purpose and uses it as such for commuting on a section of the National Highway, permanent bridge, bypass or tunnel may obtain a pass, on the payment of fees at the base rate for the year 2007-2008 of rupees one hundred and fifty per calendar month and revised annually in accordance with rule 5, authorizing it to cross the user fee plaza specified in such pass:

Provided that such pass shall be issued only if such driver, owner or person in charge of a mechanical vehicle resides within 20 Kilometers from the user fee plaza specified by such person and the use of such section of national highway, permanent bridge, bypass or tunnel, as the case may be, does not extend beyond the user fee plaza next to the specified user fee plaza:

Provided further that no such pass shall be issued if a service road or alternative road is available.

(3A) A person who owns a mechanical vehicle (excluding vehicle plying under National Permit), registered with address on the Registration Certificate of a particular district and uses such vehicle for commuting on a section of the national highway, permanent bridge, bypass or tunnel, as the case may be, which is located within that distance, shall be levied user fee on all user fee plazas which are located within that district, at the rate of 50% of the prescribed rate of fee:

Provided further that no such pass shall be issued if a service road or alternative road is available.

(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 user fee plaza.



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ಬಿಶೇಷ ರಾಜ್ಯ ಪತ್ರ

ಭಾಗ - IV-A	ಬೆಂಗಳೂರು, ಸೋಮವಾರ, ಮಾರ್ಚ್ 09, 2015 (ಫಾಲ್ಗುಣ 18, ಶಕ ವರ್ಷ 1936)	ನಂ. 208
Part - IV-A	Bengaluru, Monday, March 09, 2015 (Phalgun 18, Shaka Varsha 1936)	No. 208

PUBLIC WORKS, PORTS & INLAND WATER TRANSPORT SECRETARIAT NOTIFICATION

No. PWD 06 EAP 2012 (P3), Bengaluru, Dated: 07-03-2015

Whereas, the draft of the Karnataka Road User Fee (Determination of Rates and Collection) Rules, 2013 and in supersession of the Karnataka Private Investment Project (Road toll or user fee determination of rates and collection) notification 2009 was published as required by sub-section (1) of section 72 of the Karnataka Highways Act, 1964 (Karnataka Act:44 of 1964) in notification No. PWD 06 EAP 2012 P3, dated 26th August, 2013, published in Part IV A of the Karnataka Gazette (Extraordinary) No. 1094 dated 27th August, 2013, inviting objections or suggestions from all the persons likely to be affected thereby, and notice was given that the said draft will be taken into consideration after thirty days from the date of its publication in the Official Gazette..

And, whereas the said Gazette was made available to the public on 27th August, 2013

And, whereas no objections and suggestions have been received in respect of the said draft rules.

Now, therefore, in exercise of the powers conferred by sub-section(1) of section 72 of the Karnataka Highways Act, 1964 (Karnataka Act 44 of 1964) the Government of Karnataka hereby makes the following rules, namely:-

RULES

1. Title and Commencement:-

- 1.1 These rules may be called the Karnataka Road User Fee (Determination of Rates and Collection) Rules, 2014 for State Highways, Standalone Structures.
- 1.2 They shall come into force on the date of their publication in the Official Gazette.
- 1.3 They shall not apply to the agreements and contracts executed and bids invited prior to the publication of these rules in respect of Private Investment and Public Private Partnership (PPP) projects.

2. Definitions :-

In these rules, unless the context otherwise requires:-

- 2.1.a "Act" means the State Highways Act, 1964; (Karnataka Act 44 of 1964);
- 2.1.b "Base year" means the period from 01-04-2013 to 31-03-2014;
- 2.1.c "Build, operate transfer (Annuity) projects" means a project relating to any section of State Highways, Standalone Structures as the case may be, for which an arrangement is entered in to with a concessioner, for the payment of annual grant for construction section of State Highways, Standalone Structures.
- 2.1.d "Bypass" means a section of the State Highways bypassing a town or city;
- 2.1.e "Concessionaire" means a person with whom an agreement has been entered into under section 19A of the Act;
- 2.1.f "Executing authority" means an officer or authority notified by the State Government;
- 2.1.g "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;
- 2.1.h "Gross vehicle weight" in respect of any vehicle means the total weight of the vehicle and load certified and registered by the registering authority as permissible for that vehicle under the Motor Vehicles Act, 1988 (59 of 1988);

- 2.1.i "Lane" means a lane forming part of the main carriageway and having a minimum width of three meters and fifty centimetres;
- 2.1.j "Mechanical vehicle" means any vehicle driven under its own power including a motor vehicle as defined under the Motor Vehicles Act, 1988;
- 2.1.k "Notification" means a notification published in the Official Gazette;
- 2.1.l "Private investment project" means a project relating to section of State Highways, Standalone Structures as the case may be for which an agreement is entered into with a concessionaire who has invested in the project;
- 2.1.m "Public funded project" means a project which is not a private investment project, as defined in clause (2.1.l) above and includes a private investment project in respect of which the agreement has expired;
- 2.1.n "Structure" means a Bridge/Tunnel/Elevated Highway;
- 2.1.n.1 "Bridge" means structure build to span physical obstacles such as a water body, valley or road for the purpose of providing passage over the obstacle;
- 2.1.n.2 "Tunnel" means a passageway completely enclosed except for opening for entrance and exit;
- 2.1.n.3 "Elevated Highway" means any section of State Highways above ground level through support of piers or columns;
- 2.1.o "Toll plaza" means any building, structure or booth constructed for collection of fee.
- 2.1.p "Expressway" means a State Highways having a divided carriageway suitable for high speed traffic and with control of access;
- 2.2 Words and expressions used herein and not defined, but defined in the State Highways Act, 1964 shall have the meanings respectively assigned to them in the Act.
- 3. Levy of fee :-**
- 3.1 The State Government may by notification, levy fee for use of any section of State Highways, Standalone Structures forming part of the State Highways, as the case may be, in accordance with the provisions of these rules,
Provided that the State Government may, by notification, exempt any section of State Highways, Standalone Structures constructed through a public funded project from levy of such fee or part thereof, and subject to such conditions as may be specified in that notification.
- 3.2 The collection of fee levied under sub rule 3.1, shall commence within forty-five days from the date of completion of the section of State Highways, Standalone Structures as the case may be, constructed through a public funded project / PPP projects.
- 3.3 No fee shall be levied for the use of the section of State Highways, Standalone Structures as the case may be, on two wheelers, three wheelers, tractors and animal drawn vehicles, Agriculture transport vehicles.
Provided that three wheelers, tractors and animal drawn vehicles, Agriculture transport vehicles shall not be allowed to use the section of State Highways, Standalone Structures as the case may be, where a service road or alternative road is available in lieu of the said State Highways, Standalone Structures.
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 State Highways, Standalone Structures as the case may be, he or she shall be charged fifty per cent, of the fee levied on a car.
- Explanation -** For the purposes of this rule,-
- 3.3.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 State Highways by twenty per cent, thereof;
- 3.3.b "Service road" means a road running parallel to a section of the State Highways which provides access to the land adjoining such section of the State Highways.
- 3.4 Toll fee notified by the State Government under these rules shall be rounded off and levied in multiple of the nearest rupees five.
- 4. Base rate of fee :-**
- 4.1 The rate of fee for use of the section of State Highways, Standalone Structures constructed through public funded project or private investment project shall be identical.
- 4.2 The rate of fee for use of a section of State Highways, Standalone Structures of four or more lanes shall, for the base year 2007-2008, be the product of the length of such section multiplied by the following rates, namely:-

Table - 1

Sl No.	Type of Vehicle	Basic rate of Fee per Kilometer in Rs.
1	Car, Jeep, Van or Light Motor Vehicle.	0.65
2	Light Commercial Vehicle, light Goods Vehicle or Mini Bus	1.05
3	Bus or Commercial Vehicle (Two axle)	2.20
4	Bus or Commercial Vehicle (Three axle)	2.24
5	Heavy Construction Machinery (HCM) or Earth Moving Equipment (EME) or Multi-Axle Vehicle (MAV) (four or six axles)	3.45
6	Over-sized vehicles (seven or more axles)	4.20

Explanation - For the purpose of this rule refer to the latest Notifications of the Ministry of Road, Transport and Highways (MoRTH), Government of India.

- 4.2.a "Car or "Jeep" or "van" or "light motor vehicles" means any mechanical vehicle the gross vehicle weight of which does not exceed 7.50 tonnes (seven thousand five hundred kilograms) or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988 does not exceed twelve excluding the driver.
- 4.2.b "Light commercial vehicle" or "light goods vehicle" or "mini bus" means any mechanical vehicle with a gross vehicle weight exceeding 7.50 tonnes (seven thousand five hundred kilograms) but less than 12.00 tonnes (twelve thousand kilograms) or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988, exceeds twelve passengers but does not exceed thirty-two passengers excluding the driver;
- 4.2.c Commercial vehicle "(truck)" or "bus" with two axles means any mechanical vehicle having two axles with a gross vehicle weight exceeding 12.00 tonnes (twelve thousand kilograms) but less than 20.00 tonnes (twenty thousand kilograms) or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988, exceeds thirty-two passengers excluding the driver;
- 4.2.d Commercial vehicle "(truck)" or "bus" with three axle vehicles means any mechanical vehicle having three axles (inclusive of the axle of the trailer if any) and with a gross vehicle weight less than or equal to 25.00 tonnes (twenty five thousand kilograms) or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicles Act, 1988, exceeds thirty-two passengers excluding the driver;
- 4.2.e "heavy construction machinery" or "earth moving equipment" or "multi axle vehicle" means heavy construction machinery or earth moving equipment or mechanical vehicle including a multi axle vehicle with four to six axles or vehicle with a gross vehicle weight exceeding 20.00 tonnes (twenty thousand kilograms) but less than 60.00 tonnes (sixty thousand kilogram); and
- 4.2.f "Oversized vehicle" means any mechanical vehicle having seven or more axles or vehicle with a gross vehicle weight exceeding 60.00 tonnes (sixty thousand kilograms).
- 4.3 The rate of fee for use of a section of a State Highways having two-lanes with paved shoulders and above but below four-lane on which substantial improvement had been made by widening carriageway by three meters or more shall be seventy percent of the rate of fee specified under sub-rule 4.2;
- 4.4 The rate of fee for use of bypass forming part of a section of a State Highways constructed with the cost of rupees five crore or more, for the base-year 2007-08, shall be one and half times the rate of fee specified in sub-rule 4.2.
Provided that while computing fee for the section of State Highways of which such bypass forms a part, the length of such bypass shall be excluded from the length of such section of State Highways.
Provided further that where the cost of such bypass, is less than Rupees five crore, then the rate of fee, for the use said bypass be the same as that of the section of the State Highways of which it forms a part.
- 4.5 Notwithstanding anything contained in this rule the rate of fee for use of a Section of a State Highways consisting of bypass or tunnel constructed on or after 11th September, 1956 but before 5th December, 2008 through public funded project or PPP project, shall be the

same as provided in sub-rule 4.2 and 4.3 for the Section of a State Highways and shall be revised in accordance with the provisions of rule 5;

Provided that notwithstanding whether the Section of the State Highways, Standalone Structures has been taken for further lane upgradation or not, the increase in the rate of fee for use of a Section of such State Highways, Standalone Structures constructed through any public funded project or any PPP project constructed before the commencement of the said rules, shall not be increased after the commencement of the these Rules by more than twenty-five percent of the rates of fee applicable immediately before such commencement and further annual increase shall in no case be more than twenty-five percent of the rates of fee applicable in the immediately preceding year.

Explanation - For the purpose of sub-rule 4.4 and 4.5,

4.5.a The cost for private investment project shall be the cost as assessed by the executing authority prior to invitation of bids from the concessionaire.

4.5.b The cost for public funded project shall be the cost as assessed by the executing authority six months prior to completion thereof.

4.6 The rate of fee for use of an expressway shall be 1.25 times the rate specified in sub-rule 4.2.

4.7 In case of private investment projects, the rate of fee shall be as specified under sub-rule 4.2 or such lower rates as concessionaire may determine by giving public notice to the users, specifying in all or any category of vehicles.

4.8 The rate of fee for a section of a four-lane highway shall on and from the commencement of the work relating to up-gradation to six laning be seventy-five percent of the fee applicable on the date of commencement of the these Rules, till the completion of the project without any annual revision.

Provided that no user fee shall be levied for the delayed period between the date of completion as per the agreement entered into with the concessionaire and the date of actual completion of the project.

Explanation- For the purposes of this rule, any provisional completion of the project shall not be treated as completion of the project.

4.9 The rate of fee for use of standalone structure as well as structure forming part of a liner Highway/ Expressway, shall be calculated by converting the length of the structure into an equivalent length of Highway/Expressway by multiplying factor of ten.
Provided the structure of 60 meters of length of less, on a linear Highway/Expressway will be considered a part of the normal length of Highway/Expressway for calculation of fee.

5. Annual revision of rate of fee :-

5.1 The rates specified under rule 4 shall be increased without compounding, by three percent each year with effect from the 1st day of April, 2008 and such increased rate shall be deemed to be the base rate for the subsequent years.

5.2 The applicable base rates shall be revised annually with effect from April 1 each year to reflect the increase in the wholesale price index for the month of December of the year, in which such revision is undertaken but such revision shall be restricted to forty per cent of the increase in wholesale price index.

5.3 The formula for determining the applicable rate of fee shall be as follows;

$$\text{Applicable rate of fee} = \text{base rate} + \frac{\text{base rate} \times (\text{WPI A} - \text{WPI B})}{\text{WPI B}} \times 0.4$$

Illustrations- The rate of fee for car / jeep / van computed for the year 2014-15 is shown below;

(a) Applicable rate of fee shall be the rate payable by the user;

(b) Base rate shall be the rate specified in rule 4 read with sub-rule 5.1.

(c) WPI A means the wholesale price index of and the wholesale price index for the month of December of the year, immediately preceding the date of revision under these rules; and

(d) WPI B means the wholesale price index for the month of December of the year, preceding year of immediate preceding year 2013, i.e. for December, 2012 (168.80) of all commodities.

Illustration- If the revision is to be made for the year 2013-14 by applying the wholesale price index of the month ending on December 2013 (i.e. 179.20), then the rate for car, Jeep or van will be as computed below:

$$\text{Applicable rate of fee} = 0.943 + \frac{0.943 \times (179.20 - 168.80)}{168.80} \times 0.40 = 0.9671$$

5.4 Annual revision of rate of fee under this rule shall be effective from first of April every year;

6. Collection of Fee :-

- 6.1 Fee levied under these rules shall be collected by the State Government or the executing authority or the concessionaire, as the case may be at the toll plaza.
- 6.2 Every driver, owner or person in charge of a mechanical vehicle shall for the use of the section of State Highways, Standalone Structures before crossing the toll plaza, pay the fee specified under these rules.
- 6.3 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.
- 6.4 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 State Government, the executing authority or the concessionaire, as the case may be, for such installation and no interest shall accrue on such security deposit.
- 6.5 The person receiving such fee under sub-rule 6.2, shall issue to the driver, owner or person in charge of mechanical vehicle a receipt, specifying therein the date and time of such receipt of fee, total amount received, and the class of vehicle for which the fee has been received.

Provided that where the fee is paid through smart card or on board unit (transponder) or any other such device, a receipt shall be issued on demand only.

- 6.6 The fee shall be collected in perpetuity by the State Government or the executing authority, as the case may be, and for a specified period in accordance with the terms of the agreement entered into by the concessionaire.
- 6.7 The fee as notified as per the concession Agreement shall be leviable till the end of the concession period and after the concession agreement is over, the fee shall be collected by the State Government or executing authority at a reduced rate of the fee on the date of transfer of such section of State Highways, Standalone Structures, as case may be, to be revised annually in accordance with these rules.
- 6.8 In respect of public funded projects the fee levied under these rules shall be collected by the State Government, or the executing authority, as the case may be, through its own officials or through agency/contractor on its behalf.

7. Remittance and Appropriation of Fee :-

- 7.1 In case of public funded projects, the fee collected under the provisions of these rules by every executing authority shall be remitted to the State Government:
Provided that the State Government may by notification allow any or all executing authorities to appropriate the whole or any part of the fee for such purpose and subject to such conditions as may be specified in the said notification:
Provided further that in case of private investment projects, the fee collected under the provisions of these rules shall be appropriated by the concessionaire in accordance with the provisions of and for the performance of its obligations under the agreement entered into by such concessionaire.
- 7.2 Every executing authority shall remit to the State Government, the amount of fee collected over and above the amount permitted to be appropriated by the executing authority under sub-rule 7.1, within ninety days from the date of the closing of the financial year along with an annual return showing the amount collected and the expenditure incurred on collection of fee, including the administrative and management expenses.
- 7.3 The State 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 :-

- 8.1 The executing authority or the concessionaire, as the case may be, shall establish a toll plaza beyond a distance of ten kilometres 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 kilometres of such municipal or local town area limits, but in no case within five kilometres of such municipal or local town area limits:

Provided further that where a section of the State Highways, Standalone Structures as the case may be, is constructed within the municipal or town area limits or within five kilometres 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 kilometres from such limits.