

No. NH-11011/30/2015-LA
Government of India
Ministry of Road Transport & Highways

Transport Bhawan,
Parliament Street,
New Delhi dated 08th August, 2016

To,

1. The Chairman,
National Highways Authority of India
G-5&6, Sector- 10, Dwarka, New Delhi-75
2. The Managing Director,
National Highways Infrastructure Development Corporation Ltd,
PTI Building, Parliament Street, New Delhi- 110001
3. The Director General Border Roads,
Seema Sadak Bhawan, Ring Road, Delhi Cantt, New Delhi- 110010
4. Secretary/Principal Secretary,
Public Works Department, All State Government/ Union Territories

Subject- Applicability of RFCTLARR Act, 2013 to land acquisition under the NH Act, 1956- reg.

Sir,

In continuation of this Ministry's letter of even number dated 31st March, 2016 on the subject cited above, I am directed to say that the Ministry of Rural Development has clarified that the multiplication factor of '2' used to calculate award of compensation for land acquisition which is notified vide its Gazette notification no. SO 425 (E) dated 09.02.2016 is applicable to the land acquisition under the RFCTLARR Act, 2013 and in the case of appropriate Government defined under Section 3(e)(ii) and 3(e)(v) of the RFCTLARR Act, 2013, w.e.f. 01.01.2014. In other words, the aforesaid notification dated 09.02.2016 is applicable only to Union Territories (except Puducherry). Other than cases of land acquisition in Union Territories, the notification shall apply to cases of land acquisition only when a special notification declaring such land acquisition / project as the purpose of Union is issued under Section 3(e)(v) of the Act.

2. Accordingly it has been decided that for the purpose of determination of compensation in accordance with the First Schedule to the RFCTLARR Act, 2013, for acquisition of land under the NH Act, 1956, the multiplication factor by which the market value is to be multiplied in case of rural area shall continue to be 2 (two) or as specified by the appropriate Government, in pursuance of the provisions of the RFCTLARR Act, 2013, whichever is lower, w.e.f. 01.01.2015.

3. This may be brought into the notice of all concerned authorities dealing with acquisition of land and compensation therefor under the NH Act, 1956, for compliance.

4. This issues with the approval of the Hon'ble Minister (RT&H).

Yours faithfully,

Encl: - As Above


(Rajesh Gupta)

Deputy Secretary to the Government of India
Tel No. 011-23718527

Copy for similar action to:-

1. Director General (Roads Development) & Special Secretary, M/o RT&H.
2. ADG-I/ Coordinator -I/ Coordinator- II/ Coordinator- III
3. CE (P-1)/CE (P-2)/CE (P-3)/ CE (P-4)/CE (P-5)/CE (P-6)/ CE (P-7)/CE (P-8)/CE (LWE)/
CE (SARDP- NE)/CE (NHDP- IVA)/ CE (Mon)/ CE (Planning)
4. All ROs/ ELOs/ PIUs of the M/o RT&H

Copy for information to:

1. PS to Minister (RT&H)/ PS to MoS (RT&H)
2. Sr. PPS to Secretary (RT&H)/ PPS to AS&FA
3. PPS to JS (LA)/ JS (H)/ JS (T)/ JS (Coord)

No. 11011/30/2015-LA
Government of India
Ministry of Road Transport & Highways

Transport Bhawan,
1, Parliament Street,
New Delhi- 110001

Dated the 31st March, 2016.

To,

1. The Chairman,
National Highways Authority of India,
G-5&6, Sector-10, Dwarka, New Delhi-110 075.
2. The Managing Director,
National Highways Infrastructure Development Corporation Ltd,
PTI Building, Parliament Street, New Delhi-110001.
3. The Director General, Border Roads,
Seema Sadak Bhawan,
Ring Road, Delhi Cantt., New Delhi-110010.
4. Secretary/Principal Secretary,
Public Works Department, All State Governments/Union Territories

SUBJECT : Applicability of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 to land acquisition under the National Highways Act, 1956 - reg.

Sir,

In supersession of this Ministry's letter of even number dated the 12th August, 2015 on the subject cited above, I am directed to forward herewith a copy of the Government of India, Ministry of Rural Development's notification no.S.O.425(E) dated the 09th February, 2016, which may be brought into the notice of all concerned authorities dealing with acquisition of land and compensation therefor under the National Highways Act, 1956 for compliance.

3. This issues with the approval of the Minister for Shipping, Road Transport and Highways.

Yours faithfully,

Enclosure : As above.

(Maya Prakash)
Director

Telephone No. 23710454

Copy for compliance to:-

1. All Coordinators of the Roads Wing of Mo RT&H
2. Chief Engineers of all Project Zones of the Roads Wing of M/o RT&H
3. All Regional Officers of M/o RT&H

Copy for information to :-

1. PS to Minister(RT&H)/PS to MoS(RT&H)
2. Sr PPS to Secretary, RT&H/PPS to DG(RD&SS)
3. PPS to all ADGs of the Roads Wings of M/o RT&H
4. PPS to all Joint Secretaries of M/o RT&H

अधिसूचना

नई दिल्ली, 9 फरवरी, 2016

फा.अ. 425(ब).—भूमि अर्जन, पुनर्वासन और पुनर्व्यवस्थापन में उचित प्रतिकर और पारदर्शिता अधिकार अधिनियम, 2013 (2013 का 30) की धारा 30 की उपधारा (2) के साथ पठित प्रथम अनुसूची की क्र.सं. 2 के कॉलम सं. 3 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, केन्द्र सरकार एतद्वारा अधिसूचित करती है कि ग्रामीण क्षेत्रों में जिस गुणक द्वारा बाजार मूल्य को गुणा किया जाना है, वह गुणक 2.00 (दो) होगा।

[फा. सं. 13011/04/2015-एलआरडी]

हुकुम सिंह मीना, संयुक्त सचिव

NOTIFICATION

New Delhi, the 9th February, 2016

S.O. 425(E).—In exercise of the powers conferred by column no. 3 of serial no. 2 of the First Schedule read with sub-section (2) of section 30 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (No. 30 of 2013), the Central Government, hereby, notifies that in case of rural areas, the factor by which the market value is to be multiplied shall be 2.00 (two).

[F. No. 13011/04/2015-LRD]

HUKUM SINGH MEENA, Jt. Secy.