

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)