



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार)

National Highways Authority of India

(Ministry of Road Transport and Highways, Government of India)

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NHAI/Policy Guidelines/ Dispute Resolution Board/2023 Policy Circular No.2.2.11/ 2023 dated 30th October, 2023 {Decision taken on E-Office File No. NHAI/DRB/2020-Part(1) (Comp. No. 7955)}

Sub: Engagement of Technical cum Contract Management Experts to defend NHAI's interest before DRB and Arbitral Tribunal- reg.

In accordance with the provisions of agreement, Dispute Resolution Board (DRB) is to be constituted to resolve the issues/ disputes arising during execution of the Projects. The recommendations of DRB play a vital role in future claims and litigations.

2. Therefore, it is important to present NHAI's views in effective and strong manner before the DRB. Hence, it has been decided to engage Technical cum Contract Management Experts at RO level (who are retired officials having requisite Technical and Contractual background & experience).

3. Pursuant to approval of Agenda No 571.02 vide MoM dated 28.07.2023, it has been decided that a panel of 4-5 Technical cum Contract Management Experts may be maintained/ engaged to defend the interest of NHAI before DRBs & Arbitrations. These experts may assist PDs in DRB/Arbitration related works including attending site visits & meetings of DRB/Arbitrations for the projects assigned to them.

4. For empanelment of such experts, RO shall send proposals with suitable names for empanelment to concerned CGM (Tech) at HQ. A Committee comprising of CGM (T) HQ, CGM (Legal/ CMD) and Advisor (Tech) examine the suitability based on the qualification and experience as per eligibility criteria and interview. The concerned Member shall approve the empanelment.

5. The eligibility criteria for shortlisting the candidates is enclosed at Annexure-A and the fee schedule is annexed at Annexure-B.

6. This issues with the approval of Competent Authority.

Encl.: As stated above

To:

All Officers of NHAI HQ/ ROs/ PIUs/ CMUs/ Site Offices

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30/10/23

(Sanjay Kumar Patel)
General Manager (Coord.)

**CRITERIA FOR EMPANELMENT OF TECHNICAL CUM CONTRACT
MANAGEMENT EXPERT**

The Technical cum Contract Management Expert should be selected on the following criteria in respect of their Technical Competence, Stature, Standing Expertise and handling of large projects.

1.	STATURE:	i. Retired official not less than the rank of Superintending Engineer/General Manager or equivalent of NHAI, Ministry of Road Transport & Highways, State PWDs, Military Engineering Services, CPWD.
		ii. Officials worked in private organization of large infrastructure agency having similar qualification and experience in construction of Infrastructure projects & Contract Management.
2.	TECHNICAL COMPETENCE:	i. Experience in handling projects of National/State Highways, Bridges and Airport work for not less than 10 years in the capacity of Executive Engineer or equivalent and above.
		ii. Officials from Private sector should have a minimum of 20 years' experience in large infrastructure projects, out of which 10 years in roads and highways/Airport/Bridges.
3.	EXPERTISE(Desirable) :	i. Having Experience in handling disputes as DRB/Arbitration
		ii. Familiarity with the procedure of Dispute Resolution/Conciliation for large scale infrastructure (min. Rs.200 crs) projects

4.AGE LIMIT :

- Maximum 70 years. **(At the time of empanelment)**



Annex 'B'

FEE SCHEDULE OF TECHNICAL CUM CONTRACT MANAGEMENT EXPERT

S.No.		
1	Monthly retainer-ship fee	Rs. 1,00,000/- per project (All inclusive) No TA/DA will be paid for site visits & meetings of DRB.
2.	Clerical charges	10% of remuneration
2	Service tax	AS PER ACTUAL
3	Place of Posting	Respective RO office
4	Assignment	Can be assigned up to 5 Projects.

