

Government of Gujarat (GOG)

Roads and buildings department (R&BD)

Sachivalaya, Gandhinagar

No.:GSRDC/BTV/TOLL NOTIFICATION/1810/2021/PVT.

Dt 07 /03/2024

Government Order

1. Government of Gujarat enacted the Gujarat Infrastructure Development Act, 1999 (Gujarat Act No. 11 of 1999) to provide a regulatory framework for the participation of the private sector in financing, construction, maintenance and operation of structure and other development projects undertaken on PPP basis in the State of Gujarat. That, vide item 2 of Schedule I of the said Act, Roads, Bridges and Bypasses is one of the eligible sectors that allows private participation for the infrastructure projects. That further vides the said enactment the Gujarat Infrastructure Development Board (hereinafter referred as GIDB) was set up.
2. That GoG pursuant to the aforementioned policy had set up the Gujarat State Road Development Corporation Limited (hereinafter referred as GSDRC) with the objective to requisition and invite private sector participation for infrastructure development projects in the sector of Roads, Bridges and bypasses.
3. Following the provisions of the GID Act, the Gujarat State Road Development Corporation Ltd (GSRDC) had resolved to improve the identified stretch of State Highway Road SH-8 in Gujarat by Six laning it.
4. The Government of Gujarat has entrusted to GSRDC the development, maintenance and management of Bagodara-Vasad Section of State Highway, No.8 GSRDC has resolved to augment existing three lanes of Bagodara- Vataman-Tarapur- Vasad Section of State Highway (hereinafter called the "Bagodara- Vasad Road") in the State of Gujarat to Six Lane Configuration on design, build, finance, operate, maintain and transfer on Modified Annuity Basis, and had decided to carry out the bidding process separately in two packages; Package-I (Km 00/00 to Km 53/800) and Package -II (Km 53/800 to 101/900) for selection of a private entities to whom the Projects was awarded. For completing already initiated six laning of existing three lanes of Bagodara -Tarapur - Vasad Road SH-8 Package-I (km 00/00 to km 53/800) (the "Project") which shall be partly financed by the Concessionaire who shall recover its investment and costs through payments to be made by GSRDC by way of biannual annuity (the "Annuity") in accordance with the terms and conditions set forth in a concession agreement entered into. Accordingly, the parties entered into Concession Agreement.
5. Under Article 3 of the Concession Agreement, the project is vested in the Concessionaire for the Concession Period as defined in the Article 3.1 of the Concession Agreement for its Operation and Maintenance in accordance with the Stipulation made in Concession Agreement.

6. Government of Gujarat has formulated Toll Policy to facilitate clarity regarding Toll rate, location of Toll Plaza, distance between two Toll Plazas, types of preferred road sections on which toll can be collected and thereby encourage private investors to participate in development in road sector on PPP mode.
7. Gujarat Infrastructure Development Act and Bombay Motor Vehicle Act empowered GoG to levy User Charges (Toll). Further, the Government of Gujarat has amended the Bombay Motor Vehicles Act of 1994 which permits the levy of Toll on either new Construction or Strengthening/Improvements of road and bridge Projects
8. GoG/GSRDC may at its sole discretion, levy, demand, collect, retain and appropriate the Fee either by itself or authorize any Person by contract or otherwise to levy, demand, collect, retain and appropriate the same (the "Authorized Person") as R&BD, GOG/GSRDC may deem fit in its sole discretion and in accordance with the Applicable Laws.
9. Now in recognition of the Government's Rights as above the GOG hereby confirms, declares and orders that a charge shall be determined, levied, collected, retained and appropriated in accordance with the R&BD, GoG/ GSRDC or its authorized agents/servants on Motor Vehicles of the classes and trailers drawn by such vehicles specified in Column no. 2 at the rate specified against each of them in Column no. 4 of the Schedule of Charges hereunder as prescribed in Table -2.

Table-1 below provides length of corridor covered in each toll plaza location

Section Name	Toll plaza Location (Km)	Chainage of Covered Section (Km)	Total Length (Km)	Total length after adding structures length (Km)
Bagodara-Vataman-Tarapur	29+370	00/00 TO 53/800	53.800	60.045

Schedule of charges:

Rates of base Fees to be recovered from the users of the SH-8 from km 00/00 to km 53/800, in the State of Gujarat, applicable from 01/04/2024 (from 8:00 Hrs.) up to Dated: 01/04/2025 (7:59 Hrs)

Table-2 The Fee to be collected at Toll Plaza.

Sr. No	Vehicle Category	Base Toll Rate / Fee (In Rs. per km. from 01/04/2024 for year 2024-25)	Rate of fee per Vehicle per one way trip (in Rupees from 01/04/2024 for year 2024-25)
			Bagodara-Vataman-Tarapur Section Length of Section covered 53.800 Km. (Toll Plaza Location Ch.29/370)
1	2	3	4
1	Light Commercial Vehicle, Light Goods Vehicle or Mini Bus	2.149	130
2	Bus or truck (Two Axles)	4.299	260
3	Three Axle Commercial Vehicles	4.656	280
4	Heavy Construction Machinery (HCM) or Earth Moving Equipment (EME) or Multi Axle Vehicle (MAV) (Four to six axles)	7.163	430
5	Oversized Vehicles (seven or more axles)	8.596	515

The fee shall be levied on vehicles using the road and entering Toll Plaza and passing over the Project Road section with effect from 08.00 Hrs. on Dt: 01/04/2024 till further notice or 01/04/2025 up to 07:59Hrs.

The toll fee of Car/Jeep/Van/Two Wheeler/Three Wheeler & Gujarat State Road Transport Corporation Buses exempted from 15/08/2016 Government of Gujarat, Roads & Building Department letter No. મુ.મ.સ./૧૦/૨૦૧૬/ ડી.મુ./ કેબીનેટ/૧૯/ખા.૬., dated 12/08/2016 and subsequent GoG policy.

Definitions, - In the notification, unless the context otherwise requires, -

- i. **"actual fees"** means the Fees actually charged from the road users for using Project Highway based on the length of the Project Highway and the base Fees given in the schedule to this notification.
- ii. **"base year"** means the period from 1st April 2010 to 31st March 2011;
- iii. **"Bridge"** means and includes any bridge, road overbridge or under bridge which is constructed, operated or maintained under a concession agreement;
- iv. **"Bypass"** means and includes a bypass on a project highway which is constructed, operated or maintained under a concession agreement;
- v. **"car" or "jeep" or "van" or "light motor vehicle" or "Tractor with trolley"** means any mechanical vehicle the gross vehicle weight of which does not exceed 7500 (seven thousand five hundred) kilograms or the registered passenger carrying capability as specified in the certificate of registration issue under the Motor Vehicles Act, 1988 does not exceed twelve, excluding the driver.
- vi. **"Commercial Operation Date" ("COD")** means the date on which the commercial operations of the said section of the State Highway number 8 in the State of Gujarat begins, which shall be the date on which the Independent Engineer has issued the Completion Certificate or the Provisional Certificate upon completion of the said section of the said State Highway in accordance with the provisions of the Agreement entered into between the Authority and the Concessionaire;
- vii. **"Concession Agreement"** means an agreement entered into between the GSRDC and Concessionaire for Survey, Design, Engineer, Procure, Finance, Construct, Manage, Operate and Maintain the Project Highway at its cost and expense;
- viii. **"Concessionaire"** means a person who has entered into a concession agreement with the GSRDC;
- ix. **"Contractor"** means a toll/ user fee collection agency appointed by GSRDC;
- x. **"Authority"** GSRDC as may be relevant for this purpose of notification
- xi. **"Authorized Person"** A person, entity, or tolling contractor appointed by GSRDC who is authorized to collect the toll from User of the road and share the sum of toll with GSRDC as decided by GSRDC.
- xii. **"Executing authority"** means an officer or Authority notified by Government of Gujarat/GSRDC.
- xiii. **"Exempted Vehicle"** means a vehicle exempted from payment of Fee under and in accordance with this Fee Notification.
- xiv. **"Financial year"** means the year commencing on 1st day of April of year and ending on 31st day of March of the succeeding year.
- xv. **"Fee notification"** means Government order specifying the fee to be levied.
- xvi. **"Gross vehicle weight" or "GVW"** 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 Motor Vehicles Act, 1988
- xvii. **"Government" and "GoG"** means the Government of Gujarat;

- xviii. **"GSRDC"** means Gujarat State Road Development Corporation Limited.
- xix. **"Heavy Construction Machinery or Earth Moving Equipment or Multi Axle Vehicle"** means heavy construction machinery or earth moving equipment or mechanical vehicle or goods carrier including a multi axle vehicle with 4 to 6 axles or vehicle (inclusive of the axle of the trailer, if any) with gross vehicle weight exceeding 25,000 (Twenty Five Thousand) Kilogram but less than 60,000 (Sixty thousand) kilograms.
- xx. **"lane"** means a lane forming part of the main carriageway and having minimum width of three meters and fifty centimetres.
- xxi. **"light commercial vehicle"** or **"light goods vehicle"** or **"mini bus"** means any mechanical vehicle with a gross vehicle weight exceeding
- xxii. seven thousand five hundred kilograms but less than twelve thousand kilograms or the registered passenger carrying capability as specified in the certificate of registration issued under the Motor Vehicle Act, 1988, exceeds twelve but does not exceed thirty two, excluding the driver;
- xxiii. **"local commercial traffic"** means the traffic on account of commuting by a private commercial Vehicle on the Project Highway; provided (i) such private Vehicle is owned by a person who resides in Ahmedabad District. (ii) such vehicle shall be registered in Ahmedabad District having Registration Plate bearing Ahmedabad District RTO Vehicle Registration Code GJ-01 or GJ-27 and shall not plying under National Permit.
- xxiv. **"Mechanical vehicle "** means any vehicle driven under its own power including a motor vehicle as defined under the Motor vehicle Act 1988
- xxv. **"Oversized vehicle"** means any mechanical vehicle or goods carrier having 7 or more axles or vehicle with a gross vehicle weight exceeding 60,000 (Sixty Thousand) kilograms.
- xxvi. **"Project Highway"** means the Site comprising the existing road from Tarapur Vasad Road Package-I km 00/00 to km 53/800 (SH-8) in the State of Gujarat and all Project Assets, and its subsequent development and augmentation.
- xxvii. **"Road Over Bridge" or "Under bridge"** in accordance with this Agreement; **"road over bridge /under bridge" or ROB/RUB** means and includes a road over bridge/under bridge that crosses above/under a railway track and or Road which is constructed, operated and / or maintained under the concession agreement
- xxviii. **"R&BD, GoG"** shall mean Roads and Buildings Department, Government of Gujarat or its nominated officers authorized and empowered by GoG.
- xxix. **"State"** means the State of Gujarat
- xxx. **"state highway"** means any State highway, District road or other District road within the territory of the State declared as state highway by the GoG
- xxxi. **"Bus" or "Truck" or "Two Axle Vehicle"** means any mechanical vehicle / goods carrier with a Gross Vehicle Weight exceeding 12,500 (Twelve Thousand Five Hundred) Kilograms but less than 20,000 (Twenty Thousand) Kilogram as specified in certificate of registration issued under Motor Vehicle Act 1988 including Road Roller.
- xxxii. **"Three Axle Vehicle" or " Three Axle Commercial Vehicle"** means any mechanical vehicle with three-axles (inclusive of the axle of the trailer, if any) and with a gross

- vehicle weight, less than or equal to 25,000 (Twenty Five Thousand) kilograms;
- xxxiii. "toll" means the user fee per kilometre, payable by the user of a project highway, bypass, bridge or road over bridge / under bridge, as decided by the GoG time to time.
- xxxiv.— "toll plaza" means any building, Structure or both made for collection of user fee

10. Levy of fee:

1. The State Government may by notification / Government order Levy fee for use of any section of Project highway, permanent bridge, bypass or tunnel forming part of the project highway as the case may be. Provided that the State Government may by notification / Government order exempt any section of State highway, permanent bridge, bypass or tunnel 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 / Government order.
2. No fee shall be levied for the use of section of Project highway, permanent bridge, bypass or tunnel forming part of the Project highway as the case may be by two wheelers, Tractors with or without trailer and animal drawn vehicles. Provided that agriculture tractors and animal-drawn vehicles shall not be allowed to use the section of state highway where a service road or alternative road is available in lieu of the said state highway:
3. Fee for local commercial traffic (excluding vehicles playing under national permit) registered in the district where the fee plaza falls shall be 50% of the prescribed rate for that category of vehicle provided no service road or alternative road is available for use of such commercial vehicles.
4. The user fee of Car/ Jeep/ Van/ Two Wheeler/ Three Wheeler & Gujarat State Road Transport Corporation Buses are exempted as per policy of GoG.
5. The fee notified by the State Government shall be rounded of and levied in a multiple of the nearest rupees five.

Annual Revision:

The aforesaid Fee ~~will be revised~~ shall be increased annually with effect from 1st April each year by escalating the toll rates at an inflation rate of 5% p.a. For estimation of corridor level toll rate, this has to be rounded to nearest 5 Rupee. For the avoidance of doubt, the increase hereunder shall come into effect on next 1st April of subsequent Financial Year.

11. Exempted vehicles:

No Fee shall be charged or collected in respect of the following vehicles, namely;

- I. Vehicles –
- A. having VIP symbols or officially belonging to:
- a. the President of India;
 - b. the Vice-president of India;
 - c. the Prime Minister of India;
 - d. — the Governor of a State and Lt. Governor of a Union Territory;
 - e. the Chief Justice of India;
 - f. the Speaker of the House of People;
 - g. the Chief Ministers;
 - h. the Central and State Ministers;
 - i. Hon'ble Judges of the Supreme Court of India, High Court and District Courts having jurisdiction;
 - j. a Foreign dignitary on State visit to India;
 - k. a Foreign diplomate stationed in India using car with "CD" / "CC" number plates;
 - l. the Chairman of Rajya Sabha or Speaker of Lok Sabha or Chairman of State Legislative Council or Speaker of a State or Legislature Assembly or a Minister for Union or State or Leader of Opposition in Lok Sabha or Rajya Sabha or State Legislatures having the Status of Cabinet Minister if he is sitting in the vehicle; or
 - m. a Member of Parliament in the entire country or a Member of Legislative Assembly of a State or a Member of Legislative Council of a State, in the respective State if he produces his identity card issued by the Parliament or concerned Legislature of a State and State Govt. vehicles with a letter of "G" passing (Registered in name of Govt. of Gujarat.)
 - n. persons required to use the Project Highway for discharging their statutory obligations in relation to the Site including Independent Consultant,
- B. belonging to winner of Gallantry awards such as Param Vir Chakra, Ashok Chakra, Maha Vir Chakra, Kirti Chakra, Vir Chakra and Shaurya Chakra, if such awardee produces his photo identity card duly authenticated by the Competent Authority for such award;
- II. Defense vehicles, including those eligible for exemption in accordance with the provisions of the Indian toll (Army and Air Force) Act, 1901 and the rules made there under (as extended to Navy);
- III. Police vehicles, Fire fighting vehicles, Ambulances, Funeral Vans, Post and Telegraph Department's vehicles, Central and State Government vehicles on duty.
- IV. The R&BD, GoG/ GSRDC is entitled to regulate or prohibit the use of Project highway by the user unless fees, as notified, are duly paid by the user for the use of the Project highway permanent bridge, bypass or tunnel forming part of the project highway as the case may be.

12. Collection of fees:

1. Fee levied shall be collected at the Toll Plaza by the GSRDC or the entity authorized by GSRDC or as the case may be.
2. Every driver, owner or person in charge of mechanical vehicle shall for the use of section of Project highway, permanent bridge, bypass or tunnel before crossing the toll plaza, pay the fee specified.
3. The fee collected shall be paid either in cash or through any other like device / system provided that no additional charges shall be realized for making the payment of fee by any other like device / system other than in cash.
4. The person receiving such fee shall issue to the driver, owner or person in charge of mechanical Vehicle a receipt specifying there in the date and kind of such receipt of fee, total amount received and the class of vehicle for which the fee has been received in cash provided that where the fee is paid through any other like device / system a receipt shall be issued on demand only.

13. Additional Toll Plazas:

The R&B D, GoG/ GSRDC may in its discretion set up additional toll collection points and entry barriers on the project highway for the purpose of checking vehicles that may be using approach roads to the project highway for evasion of toll charges payable.

14. Exemption for Local Traffic

No toll charges shall be levied or collected from a vehicle that uses part of the project highway and does not cross a toll plaza.

15. Discounted Fee for frequent Users

1. A driver, owner or person in charge of a mechanical vehicle resides and registered in other than Ahmedabad and discounted fee for such frequent users shall be as under.
2. The executing authority or the authorized agency appointed by the R & B D , GOG/GSRDC, as the case may be, shall upon request provide a return pass / discounted fee pass for multiple journeys to cross a toll plaza within the specified period at the rates specified in in the table below.
3. A driver, owner or person in charge of a mechanical vehicle who makes use of the section of project highway, permanent bridge, bypass or tunnel, may opt for a pass under para 11 upon payment of fee in accordance with the following rates, namely:-

Amount payable	Maximum number of one way journeys allowed	Period of validity
One and half times of the fee for one way journey	Two	Twenty four hours from the time of Payment of first ticket payment
Two-thirds of the amount of fee payable for fifty single journeys	Fifty	One month from the date of payment

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 project highway and does not cross a toll plaza.

16 Additional charge for evasion of Fee

In the event that any vehicle uses the Project Highway without payment of Fee due, the R&BD, GoG/ GSRDC shall, subject to Applicable Law and Applicable Permits, be entitled to determine and collect from such vehicle the Fee due and an equivalent amount towards predetermined liquidated damages for attempt to make unauthorized use of the Project Highway; provided that the determination and collection of such Fee and liquidated damages shall be at the risk and cost of the Authorized Person and GSRDC shall not in any manner be liable on account thereof; provided further that upon detection of overloading, the Authorized Person shall prevent the vehicle from using the Project Highway until the excess load has been removed from such vehicle and GSRDC shall not be liable for any act or omission in relation to such vehicle or person driving such vehicle.

17. Additional fee for overloaded vehicles

Subject to the provisions of Clause 15 above and without prejudice to the liability incurred under the Applicable Laws by any person driving a vehicle that is loaded in excess of the permissible limit set forth in such laws, the Concessionaire/ toll collection agency i.e. Contractor, shall not allow any such vehicle to use the Project Highway. At the same time payment of an additional fee (the "Additional Fee") in lieu of the damages, deterioration that may have caused to the Project Highway by such use. The Additional Fee shall not exceed:

- a. 50% (fifty per cent) of the Fee if the overloading of such vehicle exceeds 10%(ten per cent) of the permissible load but is not greater than 20% (twenty percent) thereof; and
- b. 100% (one hundred per cent) of the Fee if such overloading exceeds 20%(twenty per cent) of the permissible load:

Provided that the Additional Fee shall be levied on the basis of actual Gross Vehicle Weight as measured by a standardized static weighing machine to be installed by the Concessionaire at each of the Toll Plazas:

~~Provided~~ further that determination and collection of Additional Fee shall be regulated and enforced entirely at the risk and cost of the Concessionaire/ Contractor and it shall have no claim against GSRDC in the event of its inability or failure to collect such Additional Fee in full or part for any reason whatsoever or any matter relating thereto.

18. Display of Fee rates

The Authorized Person shall, at the beginning of the Project Highway and near the Toll Plaza, prominently display the applicable rates of Fee for information of Users approaching from either side of the Project Highway.

The Authorized Person shall not revise, display or collect any amounts in excess of the rates of Fee payable under the Fee Notification / Government order. In the event any excess amount are collected by or on behalf of the R&BD, GoG/ GSRDC, it shall, upon receiving a notice to this effect from GSRDC, refund such excess amounts to GSRDC along with Damages equal to 25% (twenty five percent) thereof.

The rates of Fees, the Categories of vehicles exempted from payment of Fee and the name, address and telephone number of Authority to whom complaints, if any, should be addressed, shall be conspicuously and prominently displayed 500 meters ahead of the toll booth, 100 meters ahead of the toll booth and at the toll booth also, the height of the display boards and size of letters being such that it is easy for drivers to read the display boards and they shall be legibly written or printed in English, and the Gujarati language.

19. Rounding off of toll charges

Toll charges to be collected from each vehicle decided under provision of para 8. Annual revision of rate or fee shall be rounded off to the nearest Five Rupee.

20 Nomination for fee collection by R&BD GoG/GSRDC

The Authorized Person shall nominate an officer as in-charge of fee collection. The Authorized Person and said officer shall be responsible to ensure that Fees are collected at not more than the agreed rates and the Fee collection is smooth without causing undue hardship to the road users and for all other matters connected therewith.

21. Unauthorized Collection

In the event that the Authorized Person authorized by the State Government or by the Executing Authority, collects from any person a sum of money not due and payable hereunder, the Authorized Person shall be liable to refund to such person forthwith the amount so collected along with sum computed @ 3 percent (three percent) of the amount so

collected, for each day from the date of collection till the date of refund, by way of damages. In the event that such amount together with damages computed in the manner as aforesaid is not paid to such person for any reason whatsoever, the same shall be deposited with the GSRDC within a period of 15 (fifteen) days from the date of such collection.

22. Failure to pay fees

1. if any driver, owner of person in charge of a mechanical vehicle does not pay or refuse to pay the fee for use of project highway, permanent bridge, bypass or tunnel, his or her vehicle shall not be allowed to use such section of project highway, permanent bridge, bypass or tunnel, and in case such vehicle obstructs the normal flow of traffic, the executing authority may get such obstructing vehicle removed from the project highway, permanent bridge, bypass or tunnel, as the case may be.
2. Where the driver or the person in charge of a mechanical vehicle refuses or fails to pay the fee levied under these rules, the same shall be recovered from the registered owner of the mechanical vehicle.
3. Where the State government, executing authority or the Contractor, as the case may be, has reason to believe that a mechanical vehicle is playing on a section of the state highway, permanent bridge, bypass or tunnel without payment of fee due, it may stop such vehicle for the purpose of verifying the payment thereof and collect the fee due from such vehicle.
4. Any person who fails to pay the fee due or evades payment thereof in any manner shall, without prejudice to any action under these rules or otherwise, be liable to pay an additional fee equal to the fee due.

23. Power of state Government to verify records.

An officer duly authorized by the State Government, shall have the power to verify the collection of fee, and inspect any documents, records, other information, receipt or reports of the toll collecting agency, executing authority or the concessionaire, as the case may be.

24. Any person aggrieved in connection with the collection of toll may lodge a complaint to the General Manager (Project), GSRDC, Nirman Bhavan, Ground Floor, Sector - 10/ A, Gandhinagar.

GSRDC shall resolve such complaint within a period of 30 (thirty) days and inform to the complainer appropriately.

By order and in the name of Governor of Gujarat.

SD/-
(R. V. Patel)
Officer on Special Duty (S.P)
R&B Department
Gandhinagar.