NATIONAL HIGHWAYS AUTHORITY OF INDIA (TRANSACTION OF BUSINESS) REGULATIONS , 1997

zoro gæ33004/99 REGD. NO. D. L.-33004/99 Che Gazette •tidia 29] No. 291 352 GI/2001 EXTRAORDNARY m-æuz 4 PART m—Section 4 PUBLISHED BY. AUTHORITY .7$ R*r, 6, 17, 1922 NEW DELHI, TUESDAY, FEBRUARY 6, 2001/MAGHA 17, 1922 2 2001 1988 (1988 68 35 7 1. 2001 Rfi-q•q, 1997) 4, 3 2000 4. 2 THE GAZETIE OF : EXTRAORDINARY NATIONAL HIGHWAYS AUTHORITY OF mDIA MNISTRY OF ROAD TRANSPORT & HIGHWAYS NOTIFICATION New Delhi, theand F±ruary, 2601 [PART m--SEC. 41 No. 11041/26/2000-Admn.—In exacise of the powers confared by section 35 read with section 7 of the Na- tional Highways Authority of India Act, 1988 (68 of 1988), the National Authority of India her±y make the following regulations, namely :— l. Short ütle commencemen : 1. These regulaüons may be called the National Highways Authority of India (Transaction of Business Amaånalt) Regulations, 2001. 2. mey shall come into force on 3rd August, 2000. Regulation No. 4 of the National Highways Authority of India (Transacüon of Business Regulations, 1997) shall be substituted as under w.e.f. the 3rd August, 2000. 4. "No meedng of the Authority is to b.e ponsidered legal and valid unless by two third of total and three fourth of the part-time membas and the Agenda pQas for deüion required should have been circulated at least 7 days before the scheduled meeting of the Authority. " [No. ADVr-111/1V/Exty./122t2K•] HAR-DÆPAK STNGH, Printed bythe Manager, Govt. of India Press, Ring Road, Mayapuri, New Delhi-110064 and Published by the Controller of Publications, Delhi-110054—2001. 6 THE GAZETTE OF INDIA : EXTRAORDINARY 11 , 1997 1997 [PART Ill—SEC- 4] 1. 2. 3. 4. 5. 6. IT. VT./12011/ 2 795 -m•q+-- 1988 (1988 68) qrr- 7 1. 1997 1988 (1988 68) 1. a. 3. 4. 1. 2. 1. (z.) 1. a•q-fifiqq (1) 24 24 fiAZT7 I 7 7. 8. 9. 2. 3. fifi : (q) (z:) (V) (q) (q) (Z) 18 fifi, fifiüi fift t) fifi, 21 22 25 30 afilfizrcr 35 qr fifi I 3Tq, (fiq NATIONAL HIGHWAYS AUTHORITY OF INDIA NOTIFICATION New Delhi, the I Ithe March, 1997 NATIONAL HIGHWAYS AUTHORITY OF INDIA (TRANSACTION OF BUSINESS) REGULATIONS, 1997 No. NHAW12011/2/95-Admn.—In exercise of the power conferred by section 35 read with section 7 of the National Highways Äuthority of India Act, 1988 (68 of 1988), the National Highways Authority of Indiå'heqeby makes the following regulations, namely:— l. title and commencement : (l) These regulations may be called the National Highways Authority of India (Transaction of Business) Regu- lations, 1997. (2) They shall Come into force on the date of their publication in the offcial Gazette. [PART Ill—SEC. 4] 2. 3. 4

5. THE GAZETTE OF INDIA : EXTRAORDINARY Definitions : In these regulations, unless the context otherwise requires:—(a) "Act" means the National Highways Authority of India Act, 1988 (68 of 1988); (b) "Authority" means the National Highways Authority of India constituted under section 3 of the Act; (c) "Chairman" means the Chairman appointed by the Cental Government under section 3 of the Act; (d) "Member" means a Member of the Authority appointed under section 3 ofrthe Act and includes the Chair man. Meetings of the Authority : (1) (2) (3) (4) Ordinary meetings of the Authority shall be held atleast once in three months. Provided that Chairman by himself or on a request in writing made by at least two Members may arrange to convene a special meeting of the Authority to consider any special issue ofan immediate nature. The Chairman shall cause to circulate the notice of every ordinary meeting along with the agenda notes so as to reach the Members at least seven days before the date fixed for such meeting. On receipt of a request referred to in the proviso to sub regulation (l), the Chairman shall fix a date for the special meeting, such date not being later than three days from the date of the notice and cause to be sent notices for such the agenda at least twenty-four.hours before such date. Notice for all meetings of the Authority may be served upon a member by-sending them-to their official and also to their residential addresses. Quorum : (l) The quorum for every meeting of the Authority shall not be,less than four. If at any time, the number of Members present at a meeting is less than the number specified in sub-clause (2) (l) above, the Member presiding shall adjoum the meeting to a date not later than three days from the date of such meeting after informing the Members of the date not earlier than 24 hours, time and place of the adjourned m—to dispose of the business intended to be presented at the original meefing irrespective of the number of members present. Conduct of meetings : (l) At an ordinary meeting of the Authority, business shall be conducted in the followingofder,,namely : (a) the minutes of-the previous ordinary

meeting and any special meeting held shall be-read and confirmed; (b) confirmation of decision taken by the Authority by circulation under reguhtion 7; (c) the business posponed at the previous meeting shall then be considered; (d) subject included in the agenda shall thereafter be considered; (e) any other matter may also be considered with the permission of the Chair. Provided that the Chairman or, the Presiding Offcer may at his discretion, change the order of business. 6. 7. (2) Ata special meeting, the business orthe business for which the special meeting has been called shall Only be considered. Minutes of meetings : (T) The Chairman shall cause to be maintained 8 Minute Book recording therein the proceedings of every meeting of the Authority along with the names of the Members present thereat. (2) The Minute Book shall be kept in the Office of the Authority and be open for inspection of any Member without payment at all reasonable times. Transaction of business by circulation of papers : (l) Notwithstanding anything contained in regulation 3, if in the opinion of the Chairman, any matter requires urgent attention of the Authority, he may direct that the decision of the Authority thereon may be obtained by circulation of papers. 9 (2) If the decision of majority of Members of the Authority indicates approval thereon, the matter may be deemed to have been approved by the Authority. (3) Any decision taken under this regulation shall be e placed before the next ordinary meeting of the Authority for confirmation

8. Matters to be considered in an ordinary meeting of the Authority : The Authority shall consider and take a decision in an ordinary meeting on all or any of the following matters, namely: (a) (b) (c) (d) (e) (f) (g) (h) (i) (j) (k) Any decision in connnection, with entering into any contract necessary for die discharge of its funcüons under the Act; Any decision in discharge of its ffnctipns to develop, maintain and manage any national highway or any other highway vested in or entrusted to it; Any decision relating to the utilisation of the National' Highways Authority of India Fund constituted under section 18 of the Act; Examination ofthe budget proposals for the next financial year before it is forwarded to the Central Govem- ment; Any decision relating to investment of funds (including any reserve ftnd) in the securities of the Central Government or any other manner as may be prescribed by the Central Government; Exercise of the borrowing powers of the Authority under section 21 of the Act; Preparation of the Annual Report of the Authority under section 22 of the Act; Consideration of the audited accounts of the Authority and the auditor's report thereon; Delegation of powers of the Authority to the Chairman or any Member or to any officer of the Authority, under section 25 of the Act; Authorising any person to enter upon any land or premises as required under section 30 of the Act; Exercise of powers under section 35 ofthe Act to make or to amend regulations and forwarding copies of the same to the Cental Government for being laid before the Parliament

9. Member not to participate in meetings in certain cases : Any Member who has any direct or indirect pecuniary interest in any matter coming up for consideration at a meeting of the Authority shall not take any part in any deliberation or decision of the Authority with respect to that matter.MRS. NEELAM NATH, Member (F & A) 723 Printed by the Manager, Govt. of India Press, Ring Road, Mayapuri, New 1>1hi-110064 and Published by the Controller of Publications, Delhi-110054 — 1997