



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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भाराराप्रा/ नीति दिशानिर्देश/ मानक दस्तावेज /2026

नीति परिपत्र सं. 11.103/ 2026 दिनांक 09th अगस्त, 2026

{(ई-ऑफिस फाइल सं. CDMDIV-25/18/2026-CMD Division (कम्प्यूटर सं. 323385 पर लिया गया निर्णय))}

NHAI/ Policy Guidelines/ Standard Documents /2026

Policy Circular No. 11.103 / 2026 dated 09th August, 2026

{(Decision taken on E-Office File No. CDMDIV-25/18/2026-CMD Division (Comp No. 323385))}

विषय: हाइब्रिड वार्षिकी मोड (एचएएम) परियोजनाओं के लिए पात्रता और योग्यता आवश्यकताओं में संशोधन के संबंध में।

Sub: Modification in Eligibility and Qualification requirements for Hybrid Annuity Mode (HAM) Projects -reg:-

संदर्भ: सड़क परिवहन और राजमार्ग मंत्रालय परिपत्र संख्या आरडबल्यू/एनएच-24036/56/2024-बीपीएंडएसपी दिनांक 29.04.2026

Ref: MoRT&H Circular No. RW/NH-24036/56/2024-BP&SP dated 29.04.2026

सड़क परिवहन और राजमार्ग मंत्रालय द्वारा हाइब्रिड वार्षिकी मोड (एचएएम) परियोजनाओं के लिए पात्रता और योग्यता आवश्यकताओं में संशोधन के संबंध में परिपत्र संख्या आरडबल्यू/एनएच-24036/56/2024-बीपीएंडएसपी दिनांक 29.04.2026 जारी किया गया है।

Ministry of Road Transport & Highways (MoRT&H) has issued Circular No. RW/NH-24036/56/2024-BP&SP dated 29.04.2026 regarding modification in Eligibility and Qualification requirements for Hybrid Annuity Mode (HAM) Projects.

2. दिनांक 29.04.2026 के परिपत्र की प्रति सूचना और अनिवार्य अनुपालन हेतु संलग्न है।

A copy of Circular dated 29.04.2026 is enclosed herewith for information and strict compliance.

3. यह सक्षम प्राधिकारी के अनुमोदन से जारी किया जाता है।

This issues with the approval of Competent Authority.

संलग्नक: यथोपरी।

Encl.: As stated above.

(सीएस. संजय कुमार पटेल/ CS. Sanjay Kumar Patel)

प्रभारी मुख्य महाप्रबंधक(समन्वय) (i/c) Chief General Manager (Coord.)

प्रति/ To:

भाराराप्रा मुख्यालय/आरओ/पीआईयू/सीएमयू/साइट कार्यालयों के सभी अधिकारी।

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

प्रतिलिपि/ Copy to:

1. पुस्तकालय की साइट पर प्रकाशन के लिए पुस्तकालय को।
Library for hosting the Circular on Library site.

2. परिचालन के लिए वेब एडमिन को।
Web Admin for Circulation.

3. सचिव, सड़क परिवहन और राजमार्ग मंत्रालय के प्रधान निजी सचिव को सूचनार्थ।
PPS to Secretary, MoRT&H for Kind Information.

RW/NH-24036/56/2024-BP&SP
Government of India
Ministry of Road Transport & Highways
(BP & SP Cell)

Transport Bhawan, 1 Parliament Street, New Delhi - 110001

Date: 29th April, 2026

To,

1. The Chairman, National Highways Authority of India, G-5 7 6, Sector-10, Dwarka, New Delhi-110075
2. The Managing Director, NHIDCL, PTI Building, New Delhi-110001
3. Principal Secretaries/Secretaries of all States/UTs Public Works Department/ Road Construction Department/ Highways Department (dealing with National Highways and other centrally sponsored schemes)
4. All Engineers-in-Chief and Chief Engineers of Public Works Department/ Road Construction Department/ Highways Department (dealing with National Highways and other centrally sponsored schemes)
5. The Director General, Border Roads, Seema Sadak Bhawan, Ring Road, New Delhi-110010
6. All CE-ROs, ROs and ELOs of the ministry of Road Transport & Highways The Chief Secretaries of all State Governments/UTs

Subject: Modification in eligibility and qualification requirements for Hybrid Annuity Mode (HAM) projects- reg.

References:

- (i) Ministry's Circular no. RW/NH-33044/05/2026-S&R(P&B) (Computer No. 264855) dated 02.03.2026.
- (ii) Ministry's Circular no. RW/NH-24036/28/2025-BP&SP (Computer No. 248457) dated 22.12.2025.

Madam/Sir,

Ministry of Road Transport & Highways has issued circular dated 22.12.2025 (cited at Ref(ii) above) modifying qualification criteria for EPC projects to address concerns arising out of catastrophic failures due to construction defects. Subsequently, vide circular dated 02.03.2026 (cited at Ref(i) above), the Ministry has defined "Catastrophic Failure" and identified the types of incidents that shall attract such classification.

2. In line with the above and with a view to ensuring quality, accountability, and deterrence against construction-related failures in Hybrid Annuity Mode (HAM) projects, the

relevant provisions of the **Model RFP for HAM projects** stand modified to incorporate disqualification criteria linked to catastrophic failures, as detailed in the **Annexure**.

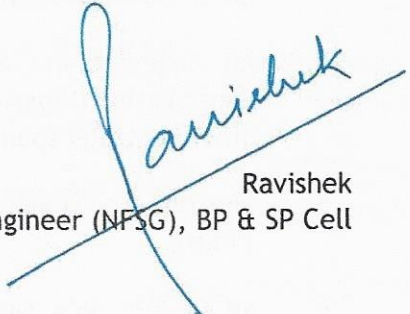
3. The definition and scope of "Catastrophic Failure" as prescribed vide Ministry's circular dated 02.03.2026 shall be applicable *mutatis mutandis* to HAM projects.

4. All implementing agencies are directed to:

- Incorporate the modified provisions in all ongoing and future bid documents for HAM projects.
- Ensure strict compliance during bid evaluation.
- Submit proposals for notification of catastrophic failures, if any, in accordance with the procedure prescribed in earlier circulars.

5. The bidder shall also be required to submit an **Undertaking** in the prescribed format (Appendix) regarding non-occurrence of catastrophic failure.

Encl: As above.


Ravishek
Executive Engineer (NPSG), BP & SP Cell

Copy to:

- i. Sr. PPS to Secretary (RT&H)
- ii. PSO to DG(RD)&SS
- iii. AS&FA/AS(H)/AS(T), MoRTH
- iv. All Joint Secretaries in the MoRTH
- v. All ADGs/CEs in the MoRTH
- vi. Director (NIC), MoRTH for uploading on the Ministry's website and e-office

AnnexureQUALIFICATION CRITERIA FOR EPC PROJECTS

S. No.	Clause No. (HAM RFP)	Existing Provision	Modified Provision (addition of new Clause)	Remarks
1	2.2.5	-	The Bidder, including any Consortium Member, shall be deemed non-eligible if, in any project (ongoing or completed) during the last 2 years from the Bid Due Date, a catastrophic failure of Structure/Highway due to construction defect(s) has occurred. Such event shall be notified by the Ministry.	Evaluation Committee shall record its findings regarding the same during technical evaluation. The bidder shall submit an undertaking in prescribed Format (Appendix-IX).



Appendix IX

Undertaking regarding Catastrophic Failure

Proforma to declare the event of Failure of catastrophic nature (Ref. Clause 2.2.5)

I, _____, hereby undertake that neither the Bidder nor any member of the Consortium has, in any project (ongoing or completed) undertaken during the last 2 years from the Bid Due Date, experienced any **catastrophic failure of Structure/Highway due to construction defect(s)**.

2. I further undertake that the information provided herein is true and correct to the best of my knowledge and belief.

3. I understand that in case the above information is found to be false or misleading:

- The Bidder shall be liable for **disqualification** from the bidding process; and/or
- The Authority may take **punitive action including debarment** for a period up to 2 years or as specified in the RFP.

(Signature)

(Name of Authorized Signatory)

(Designation)

(Name of Bidder/Consortium Member)

(Date)

