F. No. H-25011/04/2026-P&P (C. No. 267985)
Government of India
Ministry of Road Transport & Highways
(P&P Section)
Transport Bhawan, 1, Parliament Street, New Delhi–110001

Dated: 29th October, 2026

OFFICE MEMORANDUM

Subject: Model Contract Agreement for the NH works implemented on Engineering, Procurement and Construction (EPC) Mode.

Reference is invited to Ministry's O.M. of even no. dated 16.10.2026, circulating therewith the revised MCA for NH works implemented on Engineering, Procurement and Construction (EPC) Mode.

2. In the MCA circulated, the formula, mentioned in Clause 2.2 of Schedule M, for deduction in monthly lump-sum maintenance payment for non - compliance of particular item has been incorrectly mentioned due to formatting error. The same has been corrected and detailed are as under:

S. No.	Clause no./Ref.	Existing Clause	Amended Clause
1	Clause 2.2 of Schedule M	The amount to be deducted from monthly lump-sum payment for non- compliance of particular item shall be calculated as under: $V = P \times \frac{W1 - Wo}{Wo}$ Where, P = Percentage of particular item/ Defect/deficiency for deduction M = Monthly lump-sum payment in accordance with Clause 19.7 of this Agreement. L1 = Non-complying length L = Total length of the road, R = Reduction (the amount to be deducted for non-compliance for a particular item/Defect/ deficiency The total amount of reduction shall be arrived at by summation of reductions for such items/ Defects/ deficiency or non-compliance.	The amount to be deducted from monthly lump-sum payment for non-compliance of particular item shall be calculated as under: $R = \frac{P}{100} \times M \times \frac{L1}{L}$ Where, P = Percentage of particular item/ Defect/deficiency for deduction M = Monthly lump-sum payment in accordance with Clause 19.7 of this Agreement. L1 = Non-complying length L = Total length of the road, R =Reduction (the amount to be deducted for non-compliance for a particular item/Defect/deficiency) The total amount of reduction shall be arrived at by summation of reductions for such items/Defects/ deficiency or non-compliance.

S. No.	Clause no./Ref.	Existing Clause	Amended Clause
		For any Defect in a part of one kilometer, the non-conforming length shall be taken as one kilometer.	For any Defect in a part of one kilometer, the non-conforming length shall be taken as one kilometer.

3. Necessary corrections may be incorporated in the Schedule 'M' of the DCA while inviting the bids for NH works as per the revised MCA.

(Harleen Kaur)
Director (Highways)
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To

1. Chairman, NHAI
2. DG (RD) & SS, MORT&H
3. MD, NHIDCL

Copy to:

1. Secretary, Department of Economic Affairs
2. Secretary, Department of Financial Services
3. Secretary, Department of Legal Affairs
4. CEO, NITI Aayog

Copy also to:

1. PS to Hon'ble Minister, RT&H
2. PS to Shri Ajay Tamta, Hon'ble Minister of State, RT&H
3. PS to Shri Harsh Malhotra, Hon'ble Minister of State, RT&H
4. PSO to Secretary (RT&H)
5. PPS to AS&FA
6. O/o all Additional Secretaries/Joint Secretaries in the MoRT&H
7. CE (BP&SP), MoRTH
8. CEO, NHLML
9. Sr. Technical Director, NIC, MORTH- to upload the revised Model Concession Agreement (MCA) for EPC Projects on the website of MORTH.