

F.No. AV-20036/74/2015-AD  
Government of India  
Ministry of Civil Aviation  
\*\*\*\*\*

Rajiv Gandhi Bhawan,  
Safdarjung Airport, New Delhi  
Dated: 2<sup>nd</sup> May, 2022

To,  
The Chief Executive Officer,  
Hyderabad International Airport Limited,  
Rajiv Gandhi International Airport, Shamshabad  
Hyderabad.

Subject: **Extension of term of the Concession Agreement in respect of Rajiv Gandhi International Airport, Shamshabad, Hyderabad.**

- Ref: 1. Concession Agreement dated 20<sup>th</sup> December, 2004.  
2. HIAL Letter No. GHIAL/2020-21/SPG/1526 dated 19<sup>th</sup> February, 2021.  
3. HIAL Letter No. GHIAL/SPG/2021-22/1608 dated 16<sup>th</sup> June, 2021.  
4. MoCA Letter No. AV.20036/74/2015-AD dated 28<sup>th</sup> June, 2021.  
5. GoT Letter No. 1228 /Airports /2021 dated 27<sup>th</sup> September, 2021.

Sir,

This is with reference to the Concession Agreement signed on 20<sup>th</sup> December, 2004 between Government of India, acting through the Secretary, Ministry of Civil Aviation (MoCA) and Hyderabad International Airport Limited (HIAL) for Development, Construction, Operation and Maintenance of Hyderabad International Airport.

2. Hyderabad International Airport Limited, vide letter dated 19<sup>th</sup> February, 2021 (**Annexure-I**), had requested Government of India for extension of Term of Concession, with the approval of their Board by notifying its intentions and decision to exercise its option of extending the term of Concession Agreement for further period of 30 Years as provided in Article No 13.7.1 of the Concession Agreement. This request was followed with another representation from HIAL vide letter dated 16<sup>th</sup> June, 2021 (**Annexure-II**).

3. The submissions made by HIAL were examined in this Ministry and following have been noted:

- i. Article 3.1.1 of the Concession Agreement grants right and privilege (Concession) to HIAL for carrying out the Development, Design, Financing, Construction, Commissioning, Maintenance, Operation and Management of the Airport (excluding the right to carry out the Reserved Activities and to provide communication and navigation surveillance/air traffic management services which are required to be provided by AAI). This Concession Agreement (CA) had been accorded approval by the Union Cabinet on 15<sup>th</sup> December, 2004.

*Devi*

- ii. As per Article 13.7.1 of CA, unless terminated earlier in accordance with Article 4.3.1, Article 13.4, or by mutual agreement between the Parties in writing, Concession Agreement shall continue in full force and effect from its commencement in accordance with Article 4 of the CA until the thirtieth (30th) anniversary of the Airport Opening Date, whereupon the term of the Agreement shall at the option of HIAL be extended for a further period of thirty (30) years.
  - iii. The Airport Opening Date, when the airport project was completed and commenced commercial operations, has been recorded as 23<sup>rd</sup> March, 2008 (**Notification at Annexure-III**), which-in-turn sets the present term of the Concession Agreement upto 22<sup>nd</sup> March, 2038. As per the provisions of Article 13.7.1, HIAL may at any time prior to the twenty-seventh (27<sup>th</sup>) anniversary of the Airport Opening Date i.e. 22<sup>nd</sup> March, 2035, seek extension of the term of the Concession Agreement by another 30 years.
  - iv. As per its letter dated 19<sup>th</sup> Feb, 2021 (**Annexure-I**), HIAL has communicated that extension of CA is very important to HIAL in view of significant investment being done for the large expansion of the airport and related infrastructure, required to meet the growing demands of aviation sector. The extension is also essential from lenders perspective with expectations to have a clear term period available beyond the project loan repayment period for borrowings.
4. In view of the foregoing, MoCA, vide letter No. AV.20036/74/2015-AD dated 28<sup>th</sup> June, 2021 (**Annexure-IV**), had sought comments /recommendations of the Government of Telangana (GoT), being an important Stakeholder and Shareholder in HIAL. GoT, vide letter dated 27<sup>th</sup> September, 2021 (**Annexure-V**) has conveyed the consent of the State Government to the proposal of HIAL for extension of Concession Agreement for a further period of 30 years i.e. till 2068.
5. In view of the above position, Ministry of Civil Aviation, with the approval of the Competent Authority is pleased to extend the term of Concession Agreement with HIAL, as signed on 20<sup>th</sup> December, 2004 for a further period of 30 years w.e.f. 23<sup>rd</sup> March, 2038, until 22<sup>nd</sup> March, 2068, in accordance with the provisions contained in Article 13.7.1 of the Concession Agreement. This approval is subject to the following:
- A. Following Articles of Concession Agreement shall have no further force and effect from the thirtieth (30th) anniversary of the Airport Opening Date:
    - i. Article 5.1.2 (Obligations of GoI),
    - ii. Article 5.5 (Existing Airport),
    - iii. Article 7.7 (Commissioning),
    - iv. Article 8.17.2 (Minimum Disruption),
    - v. Article 10.2 (Airport Charges), and
    - vi. Article 15.5 (Change in Law).
  - B. The extension of the term will not affect any change in the Rights of Government of India, including the receipt of 4% Concession Fee as per Clause 3.3 of CA.







**GMR Hyderabad International Airport Limited**

GHIAL/2020-21/SPG/1526

19 February 2021

Secretary  
Ministry of Civil Aviation  
Government of India  
Rajiv Gandhi Bhawan, Safdarjung Airport  
New Delhi – 110 003



Regd. Office:  
GMR Aero Towers,  
Rajiv Gandhi International Airport,  
Shamshabad, Hyderabad 500 108,  
Telangana State, India  
CIN U62100TG2002PLC040118  
T +91 40 67394099/67393903/67395000  
F + 91 40 67393228  
W www.hyderabad.aero

Dear Sir,

Sub: Extension of the Term of the Concession Agreement for the Development, Construction, Operation and Maintenance of Hyderabad International Airport - reg.

- Ref: 1. Our letter dated 14.08.2013 to MoCA  
2. Our letter no. GHIAL/2014-15/SPG/1148 dated 27.11.2014 to MoCA  
3. Our letter no. GHIAL/2016-17/SPG/1278 dated 03.10.2016 to MoCA

We would like to draw your attention to our above referred letters on the subject matter copies of which are enclosed herewith for your ready reference.

As communicated to the Ministry vide reference no. 1 above dated 14.08.2013, the Board of Directors of GMR Hyderabad International Airport Limited (GHIAL) including nominees of the Government of India and the State Government in July 2013, had approved the exercise of GHIAL's right to extend the concession period for 30 years beyond the Initial Period, in accordance with clause 13.7.1 of the Concession Agreement (CA).

The extension of CA by a further period of 30 years till 23<sup>rd</sup> March 2068 assumes significance in light of the below:

- The airport since its opening on 23<sup>rd</sup> March 2008 has already successfully completed about 13 years of operations.
- Ever since commencement of the operations in the year 2008, GHIAL has been meeting and/or exceeding all the performance parameters set forth in the Concession Agreement and also has been consistently categorized as one of the top 5 best airports in the world in its category, by the ACI.
- GHIAL is in the midst of a large scale capacity expansion project at a cost in excess of Rs 6,700 Crores along with a significant further commitment already made in terms of future expansions of the airport. These investments are contingent upon large scale fundraising from lenders who would derive comfort and confidence in the creditworthiness of GHIAL if the extension of Term of the Concession Agreement were to be confirmed by the Ministry.

In view of the above, we humbly request the Ministry to kindly confirm at the earliest the GHIAL Board's decision to extend the Term of Concession Agreement till 23<sup>rd</sup> March 2068 and oblige.

Thanking you,

Yours sincerely,

For GMR Hyderabad International Airport Limited,

Pradeep Panicker  
Chief Executive Officer

**HYDERABAD** RAJIV GANDHI  
INTERNATIONAL AIRPORT

GMR Hyderabad International Airport Limited

**GMR**

Regd. Office:  
GMR Aero Towers,  
Rajiv Gandhi International Airport,  
Shamshabad, Hyderabad 500 108,  
Telangana State, India  
CIN U62100TG2002PLC040118  
T +91 40 67394099/67393903/67395000  
F + 91 40 67393228  
W www.hyderabad.aero

GHIAL/SPG/2021-22/1608

16<sup>th</sup> June, 2021

The Secretary  
Ministry of Civil Aviation  
Government of India  
Rajiv Gandhi Bhawan, Safdarjung Airport  
New Delhi – 110 003

Dear Sir,

**Sub:** Extension of the Term of the Concession Agreement for the Development, Construction, Operation and Maintenance of Hyderabad International Airport – reg

**Ref:** 1. Our letter dated 14.08.2013 to MoCA  
2. Our letter no. GHIAL/2014-15/SPG/1148 dated 27.11.2014 to MoCA  
3. Our letter no. GHIAL/2016-17/SPG/1278 dated 03.10.2016 to MoCA  
4. Our letter no. GHIAL/2020-21/SPG/1526 dated 19.02.2021 to MoCA

We would like to draw your attention to our above referred letters on the subject matter copies of which are enclosed herewith for your ready reference

Vide letter dated 19th Feb, 2021 (Ref above), we had requested for extension of concession agreement till 23rd March, 2068.

GHIAL has been maintaining service standards consistently and has won the following accolades, recently.

- GHIAL won ACI ASQ best airport by size and region in Asia-Pacific region and 15-25 million passenger category, for the year 2020.
- GHIAL won ACI World's 'Voice of Customer' recognition
- GHIAL achieved ASQ rating of 5.00 for Q4 2020.
- GHIAL won ACI Green Airports Recognition 2021 -Gold for the Air Quality Management

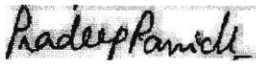
As informed to you earlier, GHIAL is in the midst of capacity expansion with a cost in excess of Rs. 6700 Cr. These investments are contingent upon large scale fundraising from lenders who would derive comfort and confidence in the creditworthiness of GHIAL if the extension of Term of the Concession Agreement were to be confirmed by the Ministry.

We humbly request the Ministry once again to kindly confirm at the earliest, the GHIAL Board's decision to extend the Term of Concession Agreement till 23rd March 2068 and oblige, as the same is permitted under the provisions of Concession Agreement and as GHIAL has fulfilled the requirements of the Concession Agreement.

Thanking you,

Yours sincerely,

For **GMR Hyderabad International Airport Limited,**



**Pradeep Panicker**

Chief Executive Officer

Copy to:

Joint Secretary, Ministry of Civil Aviation, Government of India.



/HyderabadAirport



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/RGIAHyderabad



/rgiahyd/

रजिस्ट्री सं डी.एल.-33004/99

REGD. NO. D. L.-33004/99



# भारत का राजपत्र

## The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii)

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नई दिल्ली, बृहस्पतिवार, मार्च 20, 2008/फाल्गुन 30, 1929

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NEW DELHI, THURSDAY, MARCH 20, 2008/PHALGUNA 30, 1929

नागर विमानन मंत्रालय

अधिसूचना

नई दिल्ली, 20 मार्च, 2008

का.आ. 533(अ)—भारतीय विमानपत्तन प्राधिकरण, 1994 के खण्ड 40, वायुयान नियमावली 78 के नियम 11 के साथ पठित, वायुयान अधिनियम, 1934 के खण्ड 5 तथा खण्ड 5(क) के अधीन निहित शक्तियों का निर्वाह करते हुए तथा इस संबंध में लागू अन्य सभी सांविधिक तथा सक्षम शक्तियां, 20 दिसम्बर, 2004 को हैदराबाद इंटरनेशनल एयरपोर्ट लिमिटेड (एच.आई.ए.एल.) तथा भारत सरकार के बीच हस्ताक्षरित रियायत करार के उपबंध 5.5 सहित, सभी सविदात्मक वचनबद्धताओं का मान रखते हुए, अधिसूचना संख्या का. आ. 504(अ) दिनांक 14 मार्च, 2008 को और आगे इसके अनुक्रम में, केन्द्र सरकार एतद्वारा अधिसूचित करती है कि 23 मार्च, 2008 के 00.01 बजे से शमशाबाद में राजीव गांधी अन्तर्राष्ट्रीय हवाईअड्डे के कार्य आरंभ करने के साथ हैदराबाद का वर्तमान हवाईअड्डा नागर विमानन प्रचालनों के लिए उपलब्ध नहीं होगा (जो इस प्रयोजन के लिए इसमें विमान कार्यकलाप, वी.आई.पी. विमान को लीज अथवा किराए पर, विशेष रूप से सरकार के स्वामित्व, विशिष्ट व्यक्तियों के परिवहन के लिए अथवा इस प्रकार के अन्य प्राधिकारियों द्वारा अथवा भारतीय वायु सेना अथवा स्वयं के अथवा प्रचालित (किसी भी समय) अथवा राष्ट्रीय आपातकाल के समय विमान का प्रयोग भारत के अन्य सशस्त्र सेनाओं अथवा अर्ध सैनिक बल अथवा पुलिस अथवा इस प्रकार के प्राधिकारियों के लिए प्रयोग किया जाना शामिल नहीं होगा)। वर्तमान हवाई अड्डे के लिए अंतरराष्ट्रीय विमान परिवहन संघ कोड "एच वाई डी" को उपरोक्त तारीख और समय से राजीव गांधी अन्तर्राष्ट्रीय हवाईअड्डे को हस्तांतरित किया जाता है।

वाणिज्यिक विमानों के लिए नागर विमानन प्रचालनों को हटा देने के बावजूद भी सामान्य विमानन सेवाएं (वाणिज्यिक विमान, चार्टर्ड उड़ानों, वाणिज्यिक प्रबंधों के अधीन प्रचालित अथवा किराए पर लिए गए विमान को छोड़ कर) हैदराबाद पर वर्तमान हवाई अड्डे पर प्रदान किया जाना जारी रखा जा सकता है। बेगमपेट, हैदराबाद के वर्तमान हवाई अड्डे को प्रचालन के लिए भारतीय विमानपत्तन प्राधिकरण को जारी लाइसेंस उपरोक्त सीमा तक विशिष्ट रूप से संशोधित माना जाएगा।

[फा. सं. एबी-20014/002/2008-एडी]

के. एन. श्रीवास्तव, संयुक्त सचिव

MINISTRY OF CIVIL AVIATION

NOTIFICATION

New Delhi, the 20th March, 2008

S.O. 533(E)—In continuation of and further to the notification No. SO 504 (E) dated 14th March, 2008, in exercise of powers under section 5 and section 5-A of the Aircraft Act, 1934, read with Rule 11 and 78 of the Aircraft Rules, Section-40 of Airports Authority of India Act, 1994 and all other applicable statutes and other enabling powers in that regard and

to honour all contractual commitments including clause 5.5 of the Concession Agreement signed between Government of India and Hyderabad International Airport Limited (HIAL) on December 20th 2004, the Central Government hereby notifies that consequent on commissioning of the Rajiv Gandhi International Airport at Shamshabad, w.e.f. 00:01 hours of 23rd March, 2008, the Existing Airport at Hyderabad will no longer be available for civil aviation operations [which shall for these purpose, not include use of airport activity at times of national emergency or (at any time) by aircraft owned or operated by or for the Indian Air Force or other armed forces of India or Para Military Forces of India or Police or such other authorities or for transportation of dignitaries by special government owned, leased or hired VIP aircraft]. The International Air Transport Association Code "HYD" for the Existing Airport is transferred to Rajiv Gandhi International Airport from the above date and time.

General Aviation Services [other than those relating to commercial aircraft, charter flights, aircraft hired or operated under commercial arrangements] may continue to be provided at the Existing Airport at Hyderabad, notwithstanding the exclusion of Civil Aviation operations for commercial aircrafts. The license issued to AAI for operating the Existing Airport at Begumpet, Hyderabad shall stand amended specifically to the above extent.

[F. No. AV-20014/002/2008-AD]

K. N. SHRIVASTAVA, Jt. Secy.



I/28811/2021

Annexure-IV

No. AV.20036/74/2015-AD  
Government of India  
Ministry of Civil Aviation  
AD Section  
\*\*\*\*

'B' Block, Rajiv Gandhi Bhawan,  
Safdarjung Airport, New Delhi  
Dated .06.2021

To,  
**The Principal Secretary**  
**Industries and Commerce Department,**  
Government of Telangana,  
D-Block, 2<sup>nd</sup> Floor, Telangana Secretariat,  
Hyderabad-500022.

**Sub: Concession for the Development, Construction, Operation and Maintenance of the Hyderabad International Airport – Extension of Term of the Concession Agreement- regarding.**

Sir,

I am directed to refer to Government of Telangana (GoT)'s DO letter no. 046/Prl.Secy.Peshi/2016 dated 25/11/2016 regarding extension of the concession period of the Concession Agreement (CA) of Hyderabad International Airport Limited (HIAL).

2. A Concession Agreement (CA) dated December 20, 2004 has been executed between Ministry of Civil Aviation, Government of India and Hyderabad International Airport Limited (HIAL) for development, construction, operation and maintenance of Hyderabad International Airport. In terms of clause 13.7.1 of CA, which provides for right of extension of concession period of HIAL for another 30 years prior to 27th anniversary, M/s HIAL has again requested vide letter dated 16.06.2021 (**copy enclosed**) to extend the period of CA for another 30 years beyond the initial 30 years( valid till March 23, 2038), i.e. till 23.03.2068.

3. HIAL has informed that it is in the process of large scale capacity expansion at a cost in excess of Rs.6700 crores along with a significant further commitment already made in terms of future expansions of the airport. The extension of the term of the CA will give confidence to the lenders in the creditworthiness of HIAL. Moreover, extension of the Concession Term at this stage gains more significance as Airports Authority of India (AAI) is also in the process of offloading its stakes in Hyderabad Airport.

4. In this context, it is also pertinent to mention here that based on the recommendations of Government of Karnataka, GoI has recently, taken a decision to extend the Concession Term in respect of Bangalore Airport for another 30 years. As both BIAL and HIAL are similarly placed, it becomes imperative to re-examine the request of HIAL.

5. In view of the above, State Government is requested to kindly re-examine the request of HIAL for extension of the period of Concession Agreement and furnish their

I/28811/2021

recommendations to this Ministry at the earliest.

Yours faithfully,

**(Joyanta Chakraborty)**  
Director  
Tele-24610366

Encl.: As above.

768655/2021/AD Section-MOCA-MOCA

Annexure-V

GOVERNMENT OF TELANGANA  
TRANSPORT, ROADS AND BUILDINGS ( AIRPORTS) DEPARTMENT

Letter No.1228 /Airports /2021Dt. 27.09.2021

From  
The Special Chief Secretary to Government,  
Transport, Roads & Buildings Department,  
Telangana Secretariat,  
Hyderabad

To  
The Secretary,  
Ministry of Civil Aviation,  
Government of India,  
'B' Block, Rajiv Gandhi Bhawan,  
Safdarjung Airport,  
New Delhi-110003.

Sir,

Sub: TR&B Department - Extension of the term of Concession Agreement with Hyderabad International Airport Limited by another 30 years i.e. upto 2068 – Consent of State Government for extension - Communicated.

- Ref: 1. The Executive Director, GMR Hyderabad International Airport Ltd, Letter No. GHIAL/2020-21/SPG/1532, Dt.23-02-2021, Dt.27.05.2021 and 13.09.2021.
2. The Director, MoCA, Gol, New Delhi, Letter No. AV.20036/74/2015-AD, Dt. 28.06.2021.

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I invite your attention to the references cited, and hereby convey the consent of the Government of Telangana to extend the term of Concession Agreement, dated.20.12.2004 (entered between Ministry of Civil Aviation, Government of India and Hyderabad International Airport Limited ) by another 30 years i.e. till 2068.

Yours faithfully,

  
for Special Chief Secretary to Government  
4

Copy to:  
The Executive Director,  
RGHIAL, Shamshabad.  
Hyderabad. (for information)