

GOVERNMENT OF PONDICHERRY**WELFARE SECRETARIAT (Transport)**

[G. O. Ms. No. 51/89-Wel. (Tr.), dated 18th October 1989.]

NOTIFICATION

In exercise of the powers conferred by sections 28, 38, 65, 96, 107, [I], 138 and 176 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), the Lieutenant-Governor, Pondicherry, hereby makes the following rules, the draft of the same having been pre-published in the Notification issued in G. O. Ms. No. 33/89-Wel. (Tr.), dated 27th June 1989 and published in Extraordinary Gazette Part II No. 24, dated 28th June 1989 as required under sub-section (1) of section 212 of the said Act and the objections and suggestions received in response thereto having been considered, namely: -

(10) In addition, the driver of a transport vehicle shall, while on duty display on his right breast a plate in white plastic of size 8cms. X 2 cms. inscribed with his name in bold black letters of size 05 cms. both in English and in Tamil or Malayalam or Telugu, as the case may be, one below the other respectively.

(11) If the badge is lost or destroyed, a duplicate badge shall be issued by the authority which issued it on payment of two rupees and on an application made to it in **Form L.B.L.D.** In case the original badge is later found by the driver, he shall return the duplicate badge to the issuing authority and shall be entitled to a refund of one rupee.

(12) No driver shall lend or transfer to any other person, or permit the use by any other person of the badge issued to him under sub-rule (9).

(13) If at any time a driving licence is suspended or revoked by the authority competent to do so or by any court or ceases to be valid by efflux of time, the driver shall, within seven days of such suspension, revocation or cesser, surrender the badge to the authority by which it was issued.

8. *Uniform of driver of transport vehicle.*--- The driver of a transport vehicle shall while on duty wear khaki shirt or khaki bush shirt and khaki trousers of police pattern.

9. *Fee for medical certificate.* The fee payable for the grant of a medical certificate under sub-section (3) of section 8 shall be ten rupees.

10. *Duties, functions and conduct of drivers of transport vehicles.*---

The driver of a transport vehicle while on duty---

(a) shall not cause or any person, animal or thing to be placed or to be in the space reserved for the driver's seat or otherwise in such a way as to impede him in having a clear vision of the road or proper control of the vehicle;

(b) shall not shout in order to attract a passenger;

(c) shall, subject to any rules or regulations in force prohibiting the taking up or setting down of passengers at, or except at, certain specified places, bring the vehicle to rest for a sufficient period of time in a safe and convenient position,---

(i) upon the demand or signal of the conduct or of any passenger desiring to alight from the vehicle; and

(ii) unless there is no room in the vehicle, upon demand or signal of any person desiring to become a passenger;

(d) shall not, when bringing his vehicle to rest for the purpose of picking up or setting down any passenger at or near the place where another transport vehicle is at rest for the same purpose, drive the vehicle so as to endanger, inconvenience or interfere with the driver or the conduct of the other vehicle or any person mounting or preparing to mount thereon or alighting therefrom, and shall bring his vehicle to rest in front or behind the other vehicle and on the left-hand side of the road or place;

(e) shall at all times exercise all reasonable care and diligence to maintain his vehicle in a fit and proper condition and shall not drive the vehicle when it or any brake, tyre or lamp thereof is in a defective condition likely to endanger any passenger or other person or when there is not sufficient fuel in the vehicle to enable him to reach the next fuelling station on the route;

(f) shall, as far as may be reasonably possible having regard to his duties, be responsible for the due observance of the provisions of the Act and of these rules; and of the conditions of the permit relating to the vehicle;

(g) shall not smoke in or on a vehicle during a journey or when it has passengers on board;

- (h) shall behave in a civil and orderly manner;
- (i) shall wear such uniform as prescribed under these rules;
- (j) shall maintain the vehicle in a clean and sanitary condition;
- (k) shall not interfere with persons mounting or preparing to mount upon any other vehicle;
- (l) shall not allow his cab when it is not engaged to remain at any place other than a stand appointed for the purpose nor shall he loiter for the purpose of its being hired in any public place;
- (m) shall not prevent or attempt to prevent the first cab on the stand from being hired;

(6) Any other person finding a driving licence shall deliver it to the nearest police station or the nearest licensing authority. The officer-in-charge of the police station, on receipt of the driving licence, shall immediately forward it to the nearest licensing authority. The licensing authority shall restore the driving licence to the holder of the driving licence in case the duplicate driving licence has not been issued, and shall substitute it for the duplicate in case such duplicate has already been issued.

5. *Defaced or torn driving licence*,--- (1) If at any time it appears to the licensing authority that a licence held by any person is so torn or defaced that it has ceased to be reasonably legible or that any important part of the original licence has been detached or is missing, or that any unauthorised alterations have been made, the licensing authority may impound the licence and issue a duplicate.

(2) If the photograph on the impounded licence is in the opinion of the licensing authority satisfactory and conveniently transferable to the duplicate licence, the licensing authority may so transfer, affix and seal the photograph to the duplicate licence.

(3) If the photograph affixed to a licence impounded under the provisions of sub-rule (1) is not in the opinion of the licensing authority such as can be transferred to the duplicate licence, the holder of the licence shall, on demand by the licensing authority, furnish two clear copies of recent photograph of himself one of which shall be affixed to the duplicate licence and sealed and the other shall be recorded by the licensing authority by whom the licence was issued.

(4) The fee for a duplicate driving licence issued under this rules shall be five rupees.

6. *Issue of duplicate of driving licence.*--- (1) When a duplicate driving licence is issued under rules 4 and 5, it shall be clearly stamped "Duplicate" in red and shall be marked with the date of issue of the duplicate and the seal of the licensing authority.

(2) If the licensing authority who issues a duplicate driving licence is not the authority by whom the driving licence was issued, he shall intimate the fact to that authority.

(3) If the licensing authority who affixes a new photograph to a duplicate driving licence is not the authority by whom the driving licence was issued, he shall forward the second copy of the photograph to that authority for record.

7. *Authorisation to drive transport vehicles.*--- (1) The holder of a driving licence may, at any time, apply to the licensing authority in Form ATVA, for the grant of an Authorisation. Such application shall be accompanied by the driving licence and a fee of two rupees.

(2) The authority to which application is made under sub-rule (1) may, if it thinks fit by notice in writing summon the applicant to appear before it at such time and place as the authority may appoint.

(4) If licensing authority ejects an application for an authorisation, it shall sign the driving licence accordingly and return the same to the holder thereof and shall at the same time send intimation in form **ATVI** to the authority by which the driving licence was issued.

(5) Every professional driver of a motor vehicle shall in addition to the driving licence, carry an authorisation issued by the owner of the vehicle in the prescribed Form **ATV**.

(6) Upon the receipt of an application for a driving licence for an authorisation to drive a transport vehicle, the licensing authority may make such enquiries as may be reasonably necessary to establish the identify of the applicant

and to ascertain that the applicant is not disqualified or liable to be disqualified for holding a driving licence.

(7) The test of competence to drive as set forth in the rules prescribed by the Central Government shall be conducted by the licensing authority or by a person authorized by such authority.

(8) Subject to sub-section (6) of section 9, the applicant shall produce a serviceable vehicle of the class to which the application refers and present himself for the test at such time and place as may be specified by the licensing authority or the testing officer.

(9) **Driver's Badge:** The driver of a transport vehicle shall display on his left breast a metal badge in the form illustrated in the First Schedule issued by and inscribed with the name of the licensing authority and the word "Driver" together with an identification number.

PONDICHERRY MOTOR VEHICLES RULES

CHAPTER—1

PRELIMINARY

1. **Short title and commencement.**--- (1) These rules may called the Pondicherry Motor Vehicles Rules, 1989.

(2) They shall come into force on and from the date of their publication in the official gazette.

2. **Definitions.**--- In these rules, unless the context otherwise requires,---

(a) "Act" means the Motor Vehicles Act, 1988 (Central Act 59 of 1988);

(b) "Form" means a Form appended to these rules;

(c) "Passengers" for the purpose of these rules means any person travelling in a public service vehicle other than the driver or the conductor or any employee of the permit holder while on duty.

Explanation.--- An employee of the permit holder other than the driver or conductor, while travelling in a stage carriage on duty, shall carry with him an identity

card authorisation issued to him by the permit holder permitting to travel in the stage carriage on duty and shall produce it for inspection whenever required;

- (d) "section" means a section of the Act;
- (e) "Transport Department" means the Motor Vehicles Department set up under section 213 of the Act;
- (f) "Union territory" means the Union territory of Pondicherry.

CHAPTER – II

LICENSING OF DRIVERS OF MOTOR VEHICLES

3. **Appointment of licensing authorities.**---(1) For the purpose of Chapter II of the Act, the Transport Commissioner shall be the licensing authority for Pondicherry region and the Administrators of Karaikal, Mahe and Yanam regions shall be the licensing authorities in their respective jurisdictions.

(2) The Motor Vehicles Inspectors in the offices of the licensing authorities specified in sub-rule (1) shall be the assistant licensing authorities in their respective jurisdictions:

Provided that the assistant licensing authorities shall exercise their powers and perform their functions subject to such conditions and restrictions that may be specified by the respective licensing authorities from time to time.

4. **Driving licence lost or destroyed.**--- (1) If at any time a driving licence is lost by the holder or is destroyed, the holder shall, as soon as may be after the licence is lost or, as the case may be destroyed, intimate the fact in writing in Form L.L.D. to the licensing authority in whose area he has his place of residence at the time.

(2) Upon the receipt of intimation as aforesaid, the licensing authority shall, if he is not the authority by whom the driving licence was issued, apply to that authority for particulars of the driving licence and of any endorsement thereon and after making enquiries as he thinks fit and if satisfied that a duplicate may be issued

issue a duplicate driving licence and send intimation. to the authority by whom the driving licence was issued;

Provided that where subsequent to the issue of a duplicate licence it is found that there has been an endorsement by a court since the date of the grant or last renewal of the licence, it shall be lawful for the licensing authority to call for the duplicate driving licence and make the necessary endorsement thereon.

(3) The holder of the driving licence shall furnish to the licensing authority two clear copies of a recent photograph of himself, one of which shall be affixed to the duplicate driving licence and the other shall be transmitted by the authority issuing the duplicate driving licence to the authority by whom the driving licence was issued.

(4) The fee for duplicate driving licence issued under this rule shall be five rupees.

(5) Where a duplicate driving licence has been issued upon representation that a driving licence has been lost and the original driving licence is afterwards found or received by the holder, the holder shall immediately return the duplicate driving licence to the licensing authority.

(n) Shall not in the absence of reasonable cause to the contrary proceed to the destination named by the hirer by the shortest and quickest route or under any circumstances, allow his vehicle to halt at a place within a distance of thirty yards of the bus stops or stands either for the purpose of putting down traffic or for any other purpose whatsoever;

(o) Shall not make use of his cab in connection with or for the furtherance of prostitution or act as a procurer of prostitutes;

(p) Shall not demand or accept any fare in excess of that which he is legally entitled;

(q) Shall not allow any person to be carried in any public service vehicle in excess of the seating capacity specified in the certificate of registration of the vehicle and any additional number permitted under the terms of the permit to be carried standing in the vehicle;

(r) Shall not willfully deceive or refuse to inform any passenger or intending passenger as to the destination or route of the vehicle or as to the fare for any journey;

(s) Shall not, save for good and sufficient reason, refuse to carry any person tendering the local fare;

(t) Shall, where goods are carried on the vehicle in addition to passengers, take all reasonable precautions to ensure that passengers are not endangered or unduly inconvenienced by the presence of the goods;

(u) Shall not, save for good and sufficient reason, require any person who has paid the legal fare to alight from the vehicle before the conclusion for the journey;

(v) Shall not loiter or unduly delay upon any journey but shall proceed to his destination as near as may be in accordance with time-table pertaining to the vehicle, or where there is no such time-table,, with all reasonable dispatch;

(w) Shall, in the event of a stage carriage being unable to proceed to its destination on account of mechanical breakdown or other cause beyond the control of the driver or the conductor, arrange to convey the passengers to their destination in some other similar vehicle, or, if unable so to arrange within a period of half an hour after the failure of the vehicle, shall on demand refund to each passenger a proper proportion of the fare relating to the completion of the journey for which the passenger had paid the fare;

(x) Shall not, in the case of a stage carriage, cause or allow anything to be placed in the vehicle in such a manner as to obstruct the entry or exit of passengers; and

(y) Shall not, while on duty, be under the influence of alcohol or of a drug.

11. Exemption.---(1) Nothing contained in Chapter II of the Act shall apply to drivers of road rollers, graders and other vehicles designed and used solely for the construction, repair and cleaning of roads.

(2) The following persons shall be exempted from payment of fee for the issue and renewal of driving licence under this Chapter, namely: ---

(i) The Consul General, Deputy Consul General and Vice Consul General for France in Pondicherry; and

(ii) Any person chosen for allotment of motor vehicles under any scheme sponsored by the Government of Pondicherry for the welfare of the weaker sections of the society.

12. *Maintenance of State Register of driving licences.*---(1) The licensing authority shall maintain a “state Register of Driving Licences” in such form as prescribed by the central Government.

(2) This register may be either in bound book form or on computer disc or tape.

(3) As soon as driving licence is granted, necessary entries shall be made in the State Register of Driving Licences.

(4) The State Register for driving licences shall be maintained according to the class of the vehicle as specified in sub-section (2) of section 10.

13. *Appeal*, Any person aggrieved by any order of the licensing authority under this Chapter may, within thirty days of the date of receipt of such order. Appeal to the Transport Commissioner, Pondicherry.

14. *Procedure for appeal.*--- (1) An appeal under rule 13 shall be preferred in duplicate in the form of a memorandum setting forth the grounds of objection to the order of the licensing authority and shall be accompanied by a certified copy of the order appealed against and a fee of twenty five rupees.

(2) The appellate authority may, after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may deem necessary, [ass appropriate orders.

CHAPTER --- III

LICENSING OF CONDUCTORS OF STAGE CARRIAGES

15. *Appointment of licensing authorities.*--- (1) For the purpose of Chapter – III of the Act, the Transport Commissioner, shall be the licensing authority for Pondicherry region and the Administrators of Karaikal, Mahe and Yanam regions shall be the licensing authorities in their respective jurisdictions.

(2) The Motor Vehicles Inspectors in the offices of the licensing authorities specified in sub-rule (1) shall be the assistant licensing authorities in their respective jurisdictions;

Provided that the assistant licensing authorities shall exercise their powers and perform their functions subject to such conditions and restrictions that may be specified by the respective licensing authorities from time to time.

16. *Performance of functions of conductor by driver or person employed to act as a conductor.*---(1) Where in an emergency it becomes difficult for the permit holder to provide for a conductor for his stage carriage or where a conductor on duty, for reasons beyond his control, cannot perform his duties, the driver of a stage carriage may for a period not exceeding one month, act as a conductor of stage carriage without holding a conductor's licence under sub-section (1) of section 29.

(2) Any person other than a driver of a stage carriage may act as a conductor without holding a conductor's licence, for a period of not exceeding one month if,---

(a) He intimates his intention to do so to the licensing Authority within whose jurisdiction he intends to act as a conductor in form L.CON. Tem. A to these rules;

(b) He is not disqualified from holding a conductor's licence and

(c) He has not on previous occasions acted as a conductor without a licence for a total period exceeding one month.

17. *Qualification for grant of conductor's licence.*--- No person shall be granted a conductor's licence unless he satisfies the licensing authority that---

(i) He has adequate knowledge of the provisions of the Act and rules made thereunder and of the duties and functions of a conductor;

(ii) He possesses a good moral character;

(iii) He has passed S.S.L.C. Examination or an equivalent or higher examination and possesses a working knowledge of the language or languages of the area in which he intends to work as a conductor;

(iv) He possesses an adult first-aid certificate issued by St. John's Ambulance Associations, India or any certificate issued by any reputed hospital for having undergone a course in first-aid;

Provided that this rule shall not apply to persons who have obtained conductor's licence before the date of coming into force of the Pondicherry Motor Vehicles Rules, 1989.

18. *Application for grant of conductor's licence.*---(1) An application for a conductor's licence as required under sub-section (1) of section 30 shall be made in Form L.CON. A. and shall be accompanied by a medical certificate in Form M.C. CON, together with a fee of ten rupees.

(2) Upon the receipt of an application for a conductor's licence, the licensing authority on making such enquiries as may reasonably be necessary to establish the identity of the applicant and on ascertaining in such manner as he deems appropriate that the applicant is not disqualified for holding or obtaining a conductor's licence, may issue such licence in Form L.CON.

19. *Change of residence.*--- The holder of a conductor's licence shall, except in the case of temporary absence not involving a change of residence for a period exceeding three months, report any change of his temporary or permanent address as notified on the licence to the licensing authority by whom the licence was issued or last renewed.

20. *Renewal of conductor's licence.*---(1) An application for the renewal of conductor's licence shall be made in Form L.CON. R. A. to these rules and shall be accompanied by a conductor's licence and the fees provided for in sub-section (5) of section 30.

(2) Upon receipt of an application for the renewal of a conductor's licence, the licensing authority may, after making such enquiries as it may deem necessary renew the licence.

(3) A licensing authority renewing a conductor's licence shall intimate the fact of renewal in Form L.CON. R. I. To these rules to the licensing authority by whom the licence was issued

21. *Duties and conduct of conductor's of stage carriage.---*

(i) Shall as far as may be reasonably possible, having regard to his duties, be responsible for the due observance of the provisions of the Act and of these rules;

(ii) Shall not smoke while on duty;

(iii) Shall behave in a civil and orderly manner to passengers and intending passengers;

(iv) Shall be cleanly dressed and shall wear khaki shirt or khaki bush-shirt and khaki trousers of police pattern of khaki colour:

Provided that nothing in this clause shall apply to persons lawfully working as conductors in accordance with rule 16;

(v) Shall not maintain the vehicle in a clean and sanitary manner:

(vi) Shall not solicit custom save in a civil and quiet manner;

(vii) Shall not interfere with persons mounting or preparing to mount upon any other vehicle;

(viii) Shall not allow any person to be carried in any stage carriage in excess of the seating capacity specified in the certificate of registration of the vehicle and any additional number of passengers permitted under the terms of the permit to be carried standing in the vehicle.

(ix) Shall not. Save for good and sufficient reason, refuse to carry any person tendering the legal fare;

(x) Shall not allow any passenger to be carried in any stage carriage without payment of the legal fare;

Provided that this clause shall not apply to any Government servant or class of Government servants on duty, as the Government may, from time to time, by notification in the official gazette, specify in this behalf.

Explanation.--- Where the legal fare is less than one rupee, a demand by such person for change in excess of that sum shall be a good and sufficient reason for refusing to carry such person for the purposes of this sub-rule;

(xi) Shall, where goods are carried on a vehicle in addition to passengers, take all reasonable precautions to ensure that passengers are not endangered or unduly inconvenienced by the presence of goods;

(xii) Shall not, save for good and sufficient reason, require any person who has paid the legal fare to alight from the vehicle before the conclusion of the journey;

(xiii) Shall not loiter or unduly delay upon any journey but shall proceed to his destination as near as may be in accordance with the time-table, with all reasonable dispatch;

(xiv) Shall, in the event of the vehicle being unable to proceed to its destination on account of mechanical breakdown or other causer beyond the control of the driver or conductor, arrange to convey the passengers to their destination in some other similar vehicle or, if unable so, to arrange within a period of one hour after the failure of the vehicle. Shall on demand refund to each passenger a proper proportion of the fare relating to the completion of the journey for which the passenger had paid the fare;

(xv) Shall not cause or allow anything to be placed in the vehicle in such a manner as to obstruct the entry or exit of passengers;

(xvi) Shall issue a ticket immediately on payment of the legal fare or freight by the passenger except where arrangements outside the vehicle for the issue of tickets in advance to the intending passengers on payment of legal fare have been made;

(xvii) Shall, at the conclusion of any journey make reasonable search in the vehicle for anything left by any passenger and shall take into his custody anything so found by him or any other person in such vehicle and as soon as may be, make over holder of the permit for the vehicle;

(xviii) Shall, not cause or allow to enter into or to be placed or carried in the vehicle any person whom he knows or has reason to believe to be suffering from an infectious or contagious disease, or the corpse, of any person whom he knows or has reason to believe to have been suffering from any such disease;

(xix) May, notwithstanding anything contained in clause (xviii), upon application in writing by a registered medical practitioner allow a person suffering from an infectious or contagious disease to be carried in a stage carriage provided that no other person save a person or persons in attendance on the sick person shall be carried in the vehicle at the same time;

(xx) Shall assist the driver and be on the look out for other motor vehicles approaching from behind and effectively signal their approach to the driver;

(xxi) Shall be responsible, when a person suffering from an infectious or contagious disease, or the corpse of any such person has been carried in a stage carriage for reporting the fact to a medical officer and to the owner of the vehicle and neither the owner nor the driver nor the conductor shall cause or allow any person to use the vehicle until the driver and conductor and the vehicle have been disinfected in such manner as the said medical officer may specify and certificate to this effect has been obtained from the said medical officer;

(xxii) Shall take all reasonable precautions to prevent luggage being miscarried or lost on the way;

(xxiii) Shall not, while on duty, be under the influence of alcohol or of a drug to an extent of rendering him incapable of discharging his duties efficiently;

(xxiv) Shall on demand by any passenger, produce the complaint book for recording such remarks as a passenger may desire to make therein;

(xxv) Shall not, while he is on duty, permit the vehicle to be used for illegal immoral purposes;

(xxvi) Shall not permit any fuel to be poured into the fuel tank while the engine is in motion;

(xxvii) Shall, whenever the stage carriage approaches unguarded level crossing, cause it to be stopped and after alighting therefrom and ensuring that no train is approaching from either direction, cause the vehicle to follow him till the other side of the level crossing is reached;

(xxviii) Shall help the infant, disabled, pregnant ladies, old aged passengers and the ladies with child in arm, to board and alight the bus;

(xxix) When the driver is taking the bus in reverse, shall get down from the bus and be on the look-out for other motor vehicles or any other obstacle in the back of the vehicle and effectively give signal to the driver;

(xxx) Shall not allow any explosive or dangerous or flammable substances to be carried in the bus either personally luggaged or the cargo.

22. *Prohibition against holding more than one conductor's licence, etc.---*

(1) No person shall hold more than one conductor's licence.

(2) A conductor of a stage carriage shall, on demand by any police officer in uniform not below the rank of sub-Inspector or any officer of the Motor Vehicles Department not below the rank of Assistant Inspector of Motor Vehicles in uniform or any member of the State Transport Authority produce his conductor's licence for inspection provided that, if at the time is licence is demanded he is displaying the badge prescribed in rule 27, it shall be sufficient compliance with this sub-rule if he produces the conductor's licence within forty-eight hours at any police station which he specifies to the person making such demand.

23. *Requirement as to photographs,---*(1) The copies of photographs required by sub-section (3) of section 30 shall be of a size not more than fifty millimeters by sixty-four millimeters. It shall be taken from front.

(2) The photograph of the holder when affixed to a conductor's licence shall be sealed with the seal of the licensing authority in such a manner that part of the impression of the seal is upon the photograph and part on the margin.

(3) If at any time it appears to a licensing authority that the photograph affixed to the conductor's licence has ceased to be a clear likeness of the holder, the licensing authority may require the holder to surrender the conductor's licence forthwith, and to furnish two clear copies of a recent photograph of himself and the holder shall, within such time as the licensing authority and may specify, appear in person before the licensing authority and present the photograph accordingly.

(4) If the holder fails to comply with a requisition by the licensing authority under sub-rule (3), the conductor's licence shall cease to be valid from the expiry of the said period.

(5) Upon receipt of the copies of the photograph as provided in sub-rule (3), the licensing authority shall remove the old photograph from the conductor's licence and seal thereto one copy of the new photograph and return the conductor's licence to the applicant and shall, if he is not the licensing authority by whom the

conductor's licence was issued, forward the second copy of the photograph to the authority who issued the licence;

Provided that if the holder of the conductor's licence so desires, the licensing authority shall issue a duplicate conductor's licence with a new photograph affixed thereto and shall destroy the original conductor's licence.

(6) Where a duplicate licence is issued under sub-rule (5), the licensing authority, if he is not the authority by whom the conductor's licence was issued, shall inform the original licensing authority of the issue thereof.

(7) Where a new photograph is affixed to a conductor's licence, a note shall be made upon the photograph of the date of affixture.

(8) The fee for a duplicate conductor's licence issued under the proviso to sub-rule (5) shall be five rupees.

24. *Conductor's licence lost or destroyed.*---(1) If at any time a conductor's licence is lost by the holder or is destroyed, the holder shall forthwith intimate the fact in writing, in Form **L.CON.L. D.** to the licensing authority in whose area he has his place of residence at the time.

(2) Upon the receipt of intimation as aforesaid, the licensing authority shall, if he is not the authority by whom the conductor's licence was issued, apply to that authority for particulars of the conductor's licence and of any endorsements thereon and after making enquiries as he thinks fit and if satisfied that a duplicate may be issued, issue a duplicate conductor's licence and send intimation to the authority by whom the conductor's licence was issued;

Provided that where subsequent to the issue of duplicate licence it is found that there has been an endorsement by a court since the date of the grant or last renewal of the licence, it shall be lawful for the licensing authority to call for the duplicate conductor's licence and make the necessary endorsement thereon.

(3) Where a photograph is required to be affixed to a duplicate conductor's licence issued under the provisions of these rules, the holder of the conductor's licence shall furnish the licensing authority with two clear copies of a recent

photograph of himself one of which shall be affixed to the duplicate conductor's licence and the other shall be transmitted by the authority issuing the duplicate conductor's licence to the authority by whom the conductor's licence was issued.

(4) The fee for duplicate conductor's licence issued under this rule shall be five rupees.

(5) Where a duplicate conductor's licence has been issued upon representation that a conductor's licence has been lost and the original conductor's licence is afterwards found or received by the holder, the holder shall immediately return the duplicate conductor's licence to the licensing authority.

(6) Any other person finding a conductor's licence shall deliver it to the nearest police station of the nearest licensing authority. The officer-in-charge of the police station, on receipt of the conductor's licence shall immediately forward it to the nearest licensing authority. The licensing authority shall restore the conductor's licence to the holder of the conductor's licence in case the duplicate conductor's licence has not been issued, and shall substitute it for the duplicate in case such a duplicate has already been issued.

25. **Defaced or torn conductor's licence.**--- (1) If at any time it appears to a licensing authority that a conductor's licence held by any person is so torn or defaced in any way as to cease to be reasonably legible, the licensing authority may impound the conductor's licence and issue a duplicate.

(2) If a conductor's licence impounded as aforesaid is required to have a photograph of the holder affixed thereto, then-

(i) If the photograph on the impounded conductor's licence is in the opinion of the licensing authority satisfactory and conveniently transferable to the duplicate conductor's licence the licensing authority may so transfer, affix and seal the photograph to the duplicate conductor's licence; or

(ii) If the photograph affixed to a conductor's licence impounded under the provisions of sub-rule (1) is not in the opinion of the licensing authority such as can be transferred to the duplicate conductor's licence, the holder of the conductor's licence shall, on demand by the licensing authority, furnish two clear copies of a recent photograph of himself one of which shall be affixed to the duplicate

conductor's licence and sealed and the other shall be recorded by the licensing authority by whom the conductor's licence was issued.

(3) The fee for a duplicate conductor's licence issued under this rule shall be five rupees.

26. **Issue of duplicate of conductor's licence.**--- (1) When a duplicate conductor's licence is issued under rules 23, 24 and 25, it shall be clearly stamped "Duplicate" in red and shall be marked with the date of issue of the duplicate and the seal of the licensing authority.

(2) If the licensing authority who issues a duplicate conductor's licence is not the authority by whom the conductor's licence was issued, he shall intimate the fact to that authority.

(3) If the licensing authority who affixes a new photograph to a duplicate conductor's licence is not the authority by whom the conductor's licence was issued, he shall forward the second copy of the photograph to that authority for record

27. **Conductor's badge.**---(1) The licensing authority issuing a conductor's licence shall also simultaneously on payment of a fee of two rupees, issue a metal badge inscribed with the word "Conductor" and an identification number in the form illustrated in the first Schedule appended to these rules. If the badge is lost or destroyed, a duplicated badge shall be issued by the authority which issued it on payment of two rupees and on an application made to it in Form L.CON.B.L.D. In case the original badge is later found by the conductor, he shall return the duplicate badge to the issuing authority and shall be entitled to a refund of one rupee.

(2) While on duty, a conductor shall display his badge on his left breast and above the badge a plastic name plate indicate his initials and surname in English or the regional language. The plastic name plate shall be of the size of 9 cms. X 2 cms.

(3) No conductor shall lend or transfer to any other person, or permit the use by any other person of the badge issued to him under sub-rule (1)

(4) If at any time a conductor's licence is suspended or revoked by the authority competent to do so or by any court or ceases to be valid by efflux of time, the conductor shall, within seven days, of such suspension, revocation or cesser, surrender the badge to the authority by which it was issued.

28. *Effectiveness of conductor's licence issued in any other state than the union territory.*---(1) The permit holder of the stage carriage shall not employ a person as a conductor having a conductor's licence issued by any licensing authority located outside the Union territory.

(2) A person can act as a conductor having a conductor's licence issued in any other State only if that stage carriage is operating in the Union territory under the reciprocal agreement entered into with that State Government but shall comply with the provisions.

29. *Appeal.*--- Any person aggrieved by any order of the licensing authority under this chapter may, within thirty days of the date of receipt of such order, appeal to the Secretary to Government in-charge of Transport.

30. *Procedure for appeal.*---(1) An appeal under rule 29 shall be preferred in duplicate in the form of a memorandum, setting forth the grounds of objections to the order of the licensing authority and shall be accompanied by a certified copy of the order appealed against and fee of two rupees.

(2) The Appellate Authority shall, after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may deem necessary, pass appropriate orders.

CHAPTER—IV

REGISTRATION OF MOTOR VEHICLES

31. *Appointment of registering authorities.*---(1) For the purpose of Chapter IV of the Act, the Transport Commissioner shall be the registering authority for Pondicherry region and the Administrators of Karaikal, Mahe and Yanam regions shall be the registering authorities in their respective jurisdictions.

(2) The Motor Vehicles Inspectors and Assistant Motor Vehicles Inspectors in the offices of the registering authorities specified in sub-rule (1) shall be the assistant registering authorities in their respective jurisdictions.

Provided that the assistant registering authorities shall exercise their powers and perform their functions subject to such conditions and restrictions that may be specified by the respective registering authorities from time to time.

32. *Temporary registration.*---1 An application for grant of temporary registration shall be made to the registration shall be made to the registering authority in Form C.R. TEM. A. along with a fee of twenty-five rupees.

(2) A certificate of temporary registration shall be in Form C.R. TE,. And shall be valid for a period not exceeding one month, unless extended under the proviso to sub-section (2) of section 43 of the Act.

(3) The authority granting a certificate of temporary registration shall in cases where the registration under section 40 is proposed to be effected by another authority, forward to that authority, a copy of the certificate issued under sub-rule (2).

(4) The registering authority granting a certificate of temporary registration shall assign a temporary registration mark to the vehicle and the owner shall cause the said mark to be affixed to the front and rear of the vehicle in the manner prescribed by the Central Government.

(5) The temporary registration mark to be assigned by any registering authority specified in the first column of the second Schedule to these rules shall be as set forth in the corresponding entry in the second column thereof.

(6) In case of imported vehicles brought into the Union territory, the owner of the motor vehicle shall apply in Form C.R. TEM. I A, to the registering authority along with the bill of entry.

(7) Whenever there is an application for a temporary registration of vehicle, it shall be necessary to produce the vehicle before the registering authority.

33. *Failure to apply for renewal of registration (other than transport vehicles).* --- where the owner of a motor vehicle other than a transport vehicle makes an application for renewal of registration after the expiry of the period prescribed under sub-section (8) of section 41, the registering authority shall require

the owner to pay a compounding fee of ten rupees per calendar month or part thereof, provided that the fee shall not exceed one hundred rupees.

34. *Issue or renewal of a certificate of fitness.*--- (1) A certificate of fitness shall be issued or renewed by an officer of the Motor Vehicles Department not below the rank of Assistant Inspector of Motor Vehicles or an authorized testing station as may be specified by the state Government under sub-section (2) of section 56 of the Act.

(2) An application for issue of certificate of fitness shall be made in Form C.F.A. to the officer or authorized testing station referred to in sub-rule (1) in whose jurisdiction the vehicle is normally kept.

(3) There shall be not more than one certificate of fitness in respect of any vehicle.

(4) The office of the Motor Vehicles Department or the authorized testing station by whom the certificate of fitness was last renewed, may endorse thereon, the date, time and place appointed for the next inspection of the vehicle and the owner shall cause the vehicle to be produced accordingly before the concerned authority or the authorized testing station specified by the government located in the jurisdiction of the officer endorsing the certificate.

(5) If the owner finds that the vehicle cannot be produced for the next inspection on the date endorsed on the certificate of fitness he shall, apply to the officer of the Motor Vehicles Department not less than fifteen days before the aforesaid date for a change in the date of inspection stating the reasons therefore. If the next date is given by the authorized testing station, the owner of the vehicle shall apply for the change in the date of inspection stating the reasons to the Inspector of Motor Vehicles or, as the case may be, the Assistant Inspector of Motor Vehicles, in whose jurisdiction the vehicle is normally kept and such officer, if satisfied, may specify the next date before which the vehicle should be produced for inspection before the authorized testing station in his area of jurisdiction or before him.

(6) If no date, time and place for the next inspection is endorsed on the certificate of fitness as provided for in sub-rule (4), an application for the renewal of a certificate of fitness shall be made in Form C.F.R.A. not less than thirty days before the date of expiry of the certificate and the owner of a vehicle in respect of which such application is made shall cause the vehicle to be produced for inspection on

such date and at such date and at such time and place as the Inspector of Motor Vehicles or, as the case may be, the Assistant Inspector of Motor Vehicles or the authorized testing station may appoint. If the owner fails to make the application on or before date aforesaid, he shall be liable to pay the full fee prescribed by the Central Government under clause (o) of section 64, in addition in the usual fee chargeable for inspection, and on payment of such fee, a new certificate of fitness may be issued to him.

(7) If owing to mechanical breakdown or other cause, a motor vehicle is at the time when the certificate is to be renewed elsewhere, the Inspector or Assistant Inspector of Motor Vehicles having jurisdiction may, without prejudice to any penalty to which the owner may have become liable, if the vehicle in his opinion is fit for use, may make an endorsement in Form C.F.SUB subject to such conditions as he may specify, and authorize its continued use for such time as may reasonably be necessary for the vehicle to return to the area of the authority by which the certificate should be renewed and thereafter the vehicle may be driven to such area in accordance with such endorsement but shall not be used after return without renewal:

Provided that no authorized testing station situated outside the area of jurisdiction in which the owner should have obtained the certificate of fitness, shall issue such authorisation to any vehicle under this sub-rule.

(8) If a vehicle is damaged at any time so as to be unfit for ordinary use and may in the opinion of any Inspector or Assistant Inspector of Motor Vehicles be safely driven at a reduced speed to a place of repairs and if such Inspector is satisfied that it is necessary that the vehicle should be so driven, he may endorse in Form **C.F.SUB.DAM** the speed-limit and any other condition, if any, and specify the time subject to which the vehicle may be driven to a specified destination for the purposes of repair.

(9) Where a certificate of fitness has been issued by a prescribed authority, then an officer not below the rank of Assistant Inspector of Motor Vehicles shall be the authority for the purpose of cancellation of the certificate under sub-section (4) of section 56:

Provided that the certificate of fitness issued by the authorized testing station shall not be cancelled by an officer below the rank of Inspector of Motor Vehicles:

Provided further that the above proviso shall not apply to vehicles involved In an accident.

(10) The authority mentioned in sub-rule (9) of this rule canceling the certificate of fitness shall give the owner or other person in-charge of the vehicle, a notice in Form **C.F.X** to these rules and shall along with a report of his action forward the certificate of fitness, certificate of registration and permit, if any, to the registering authority under whose jurisdiction and control he may be:

Provided that if the certificate of fitness issued by the authorized testing station is to be cancelled, an officer not below the rank of Inspector of Motor Vehicle shall send a copy of this notice to the authorized testing station by whom the certificate of fitness was issued.

(11) After the authority has cancelled the certificate of fitness, such authority after making an endorsement in Form **C.F.X**. to these rules shall specify the time and the conditions subject to which the vehicle may be driven to a specified destination for the purpose of repair.

(12) Nothing in sub-rule (9) shall debar the owner or the person in- charge of the vehicle, the certificate of fitness of which has been cancelled from applying at any time for the restoration of the certificate of fitness if the vehicle has been repaired in such a manner that the provisions of Chapter VII of the Act and the rules make thereunder are complied with. If such a vehicle is inspected and passed within fourteen days of the date of cancellation of the certificate of fitness but before the date of expiry specified in such certificate, no restoration fee shall be charged. If, however, the vehicle is brought for inspection at any later date, a fresh certificate of fitness will be required:

Provided that notwithstanding anything contained in this rule, the renewal fee in such a case shall be in addition to the normal fee prescribed of for inspection.

(13) While inspecting a motor vehicle, the authority or the authorized testing station shall fill in Form **CFX.R** to these rules in duplicate, and shall, on completion of inspection, deliver the original copy to the owner or his driver.

35. *Loss or destruction of certificate of fitness.*---(1) If a certificate of fitness is lost or destroyed, the owner of the vehicle shall forthwith report the matter to the authority by whom the certificate was issued or last renewed and shall apply for a duplicate certificate in Form **CFLD** to these rules together with a fee of two rupees.

(2) Upon receipt of intimation of the loss or destruction of a certificate of fitness, the authority shall furnish the owner with a duplicate copy of the said certificate duly stamped "Duplicate" in red ink.

(3) Where a duplicate certificate of fitness has been issued upon representation that the certificate of fitness has been lost and the original certificate of fitness is afterwards found or received by the holder, the holder shall immediately return the duplicate certificate of fitness to the registering authority or the authorized testing station.

(4) Any other person finding a certificate of fitness shall deliver it to the nearest police station or nearest police station or nearest registering authority. The officer in-charge of the police station on receipt of the certificate of fitness shall immediately forward the certificate to the nearest registering authority. The registering authority shall restore the certificate of fitness to the holder of the certificate of fitness to the holder of the certificate of fitness in case the duplicate certificate of fitness has not been issued and shall substitute it for the duplicate in case such duplicate has already been issued.

(5) No person shall be liable to be convicted of an offence under section 130 if, at the time when the certificate is demanded, he has already reported the loss or destruction thereof, in accordance with this rule and a duplicate certificate had not been delivered to him.

36. *Torn or defaced certificate of fitness.*--- (1) If at any time it appears to the registering authority or the authorized testing station that the certificate of fitness is so torn or defaced in any way as to cease to be reasonably legible, he may impound such certificate, and direct the owner to apply for a duplicate certificate in Form **C.F.DAM** together with a fee of two rupees.

(2) Upon receipt of an application under sub-rule (1), the Inspector of Motor Vehicles or the authorized testing station shall issue a duplicate certificate of fitness clearly stamped "Duplicate" in red ink.

37. *Exemption for certain categories from payment of registration fees.*---
No fee for registration shall be payable by--

(a) Such foreign consular offices, or such international organization or associations (being bodies which in the opinion of the Government are engaged in the development of economic resources and production capacities of the country) and their officers as may be notified by Government by general or special order in respect of the motor vehicles belonging to them;

(b) Owners of –

- (i) Tractors intended to be used solely for agricultural purposes;
- (ii) Motor ambulance and hearse and other motor vehicles designed and intended to be used exclusively for affording fee medical and other relief; and

(c) Any Government in respect of motor vehicles belonging to it, under Chapter IV of the Act.

38. *Loss or destruction of certificate of registration.*---(1) If at any time a certificate of registration is lost or destroyed, the owner shall forthwith intimate the fact in writing to the registering authority by whom the certificate was issued or by whom the registering mark of the vehicle was assigned under section 47 and shall apply in Form 26 prescribed by the Central Government to that authority for the issue of a duplicate certificate.

(2) Upon a receipt of an application under sub-rule (1) together with the fee prescribed by central Government, the registering authority shall issue a duplicate certificate of registration in Form 23 prescribed by the Central Government, clearly stamped "Duplicate" in red ink.

(3) When a duplicate certificate of registration has been issued upon representation that a certificate of registration has been lost and the original certificate of registration is afterwards found or received by the holder, the holder shall immediately return the duplicate certificate of registration to the registering authority.

(4) Any other person finding a certificate of registration shall deliver it to the nearest police station or nearest registering authority. The officer in-charge of the police station on receipt of the certificate of registration shall immediately forward the said certificate of registration shall immediately forward the said certificate to the nearest registering authority. The registering authority shall restore the certificate of registration to the holder of the certificate of registration or substitute it for the duplicate in case such duplicate has already been issued.

39. *Torn or defaced certificate of registration*,---(1) If at any time it appears to a registering authority that a registration certificate held by any person is so torn or defaced in any way as to cease to be reasonably legible, the registering authority may impound such certificate and direct the owner thereof to apply in Form 26 prescribed by the Central Government to the registering authority by whom the certificate was issued or by whom the registration mark of the vehicle was assigned under section 47 or a duplicate was issued.

(2) If the registering authority who impounds such certificate is not the authority by whom the certificate was issued or the fresh registration mark was assigned, it shall intimate the action taken under sub-rule (1) to the authority by whom the certificate was issued or the fresh registration mark was assigned, as the case may be.

(3) On receipt of the application under sub-rule (1) together with the fee prescribed by the Central Government the registering authority shall issue a duplicate certificate of registration in Form 23 prescribed by the Central Government for the purpose and clearly stamped "Duplicate" in red ink.

40. *Authority to suspend certificate of registration and to examine vehicle*.—(1) For the purpose of section 53 (1) (b), any officer not below the rank of an Inspector of Motor Vehicles may suspend the registration of a motor vehicle.

(2) Any officer of the Motor Vehicles Department not below the rank of Assistant Inspector of Motor Vehicles, may stop any motor vehicle, the use of which in a public place, in his opinion is likely to constitute danger to the public and examine such vehicle on a public road, or subject to the consent of the owner of the premises, or any premises where the vehicle is kept for the time being.

41. *Intimation of transfer of ownership to other authority*.--- Communication of transfer to the original registering authority under sub-section (1) and sub-section(2) of section 50 shall be in Form **C.R.T.I.**

42. *Amount payable in lieu of action for failure to give timely intimation under sub-section (3) and sub-section (5) of section 50*.---The amount payable by any person in lieu of action that may be taken against him against him under section 177 for failure to give timely intimation about transfer of ownership as required therein shall be twenty five rupees per calendar month or part thereof by which such intimation is delayed by such person:

Provided that the amount so payable shall not exceed one hundred rupees.

43. *Assignment of new registration mark*.---(1) An application for a new registration mark under sub-section (1) of section 47 shall be in such Form as prescribed by the Central Government.

(2) The registering authority shall, before assigning a registration mark under sub-section (1) of section 47 or before entering the particulars of transfer of ownership of a motor vehicle in the certificate of registration, require the owner or, as the case may be, the transferee, to produce the motor vehicle before itself or before an Inspector or Assistant Inspector of Motor Vehicles, in order that the registering authority may satisfy itself that the particulars of the vehicle recorded in the certificate of registration are correct and that the vehicle complies with the provisions of Chapter VII of these rules.

(3) The owner of a motor vehicle which has not been registered within the Union Territory and which is brought into or is for the time being in the Union Territory shall intimate to the registering authority in whose jurisdiction the vehicle is

kept for use in Form 27 prescribed by the Central Government within seven days from the date of entry of the motor vehicle in the Union Territory.

(4) If the owner of the motor vehicle or the person in possession of the motor vehicle fails to apply for the assignment of new registration mark under subsection (1) of section 47, he shall be liable to pay an amount of fifty rupees for default for the first month and twenty-five rupees for default if continued for subsequent months:

Provided that the total amount payable under this rule in lieu of action that may be taken under section 177 shall not exceed one hundred rupees.

(5) The registering authority assigning a new registration mark to a motor vehicle shall, in Form RMI appended to these rules intimate the registering authority which originally issued the certificate of registration, that new registration mark has been assigned to the motor vehicle and call for the records of registration of the vehicle or certified copies thereof. The registering authority shall, simultaneously inform the owner and the other party, if any, to any agreement of hire-purchase, specified in the note appended to the certificate of registration of such new registration mark.

44. **Exemption of road plant.**--- Nothing contained in Chapter IV of the Act shall apply to road rollers, graders and other vehicles designed and used solely for the construction, repair and clearing of roads.

45. **Supply of copies of particulars of registration.**--- A registering authority may in his discretion supply copies of the particulars of any motor vehicle registered in the records maintained by him to any person who may apply for the same. For every such copy in respect of ten or less number of vehicles, a fee of ten rupees shall be charged:

Provided that the Government may, if it is of the opinion that it is in the public interest so to do by general or special order, ---

(a) Exempt any Government department, local authority, association or bodies of individuals from payment of the fee chargeable under this rule; or

(b) Reduce the fee payable by any such department, local authority, association or bodies of individuals to such extent as may be specified in the order.

46. Notice of alteration of motor vehicle under sub-section (1) of section 52.---The notice by the owner of a motor vehicle to the registering authority in accordance with sub-section (1) of section 52 shall be in Form NAMV.

47. **Power of registering authority to require production of certificate of registration.** --- The registering authority may on receipt of such notice under rule 46, require the owner of a motor vehicle to produce the certificate of registration in respect of the vehicle before him or such person nominated by him, with seven days from the date on which such requisition was made for the purpose of revision of the entries therein, and the owner of the motor vehicle shall produce such certificate of registration.

48. **Intimation regarding stolen/recovered motor vehicles.**--- (1) An officer in-charge of the police station where where the theft of a motor vehicle is reported by the owner or any other person in possession of the vehicle shall, immediately after the registration of an offence, send intimation in Form IVS to the registering authority where the vehicle is registered.

(2) The registering authorities shall maintain a register of stolen vehicles in Form RVS on the basis of the intimation received under sub-rule (1)

(3) If the vehicle reported to be stolen is recovered, the officer in-charge of the police station which recovered the vehicle shall intimate the fact in Form **IVSRI** to the concerned registering authority.

(4) On receipt of such intimation under sub-rule (3), the registering authority shall make note of such recovery in the register maintained under sub-rule (2).

49. **Maintenance of State Register of Motor Vehicles.**---(1)The registering authority shall maintain a “State Register of Motor Vehicles” in such form as prescribed by the Central Government.

(2) This register may be either in bound book form or on computer disc or tape.

(3) As soon as the vehicle is registered, necessary entries shall be made in the state register of motor vehicles.

(4) The State Register of Motor vehicles shall be maintained according to the call of the vehicle, that is to say, transport or non-transport and also if the registration of all types of vehicles is in large number according to the detail classification of the vehicles, that is to say, two wheelers, cars, goods carriers, tractors, etc., as decided by the registering authority.

50. **Appeal.**--- Any person aggrieved by any order of the registering authority under this Chapter may, within thirty days of the date of receipt of such order, appeal to the secretary to Government in-charge of Transport.

51. **Procedure for appeal,**---(1)An appeal under rule 50 shall be preferred in duplicate in the form of a memorandum setting forth the grounds of objection to the order of the registering authority and shall be accompanied by a certified copy of the order appealed against and a fee of fifty rupees.

(2) The appellate Authority may, after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may deem necessary, pass appropriate orders.

CHAPTER – V

CONTROL OF TRANSPORT VEHICLES

52. **Meetings of the State Transport Authority.** --- (1) The state Transport Authority shall meet at such times and at such times and at such places as the Chairman may appoint:

Provided that the State Transport Authority shall meet not less than twice in a year.

(2) The quorum to constitute a meeting of the state Transport Authority shall be two.

(3) The Chairman shall have a second or casting vote.

(4) The transport Commissioner of the Motor Vehicles Department shall be the Secretary and the Deputy Transport Commissioner shall be the Assistant Secretary to the State Transport Authority.

53. **Conduct of business of State Transport Authority.**---(1) The Secretary and the Assistant Secretary to the State Transport Authority appointed under sub-rule (4) of rule 52 shall perform such duties and exercise such powers as may be specified in these rules and in the bye-laws made under sub-rule (2).

(2) Subject of the provisions of the Act and these rules and to the approval of the State Government, a state Transport Authority shall have power to make bye-laws to regulate the conduct of its business and shall likewise have power to amend or rescind such bye-laws and the business of the State Transport Authority shall be conducted according to such bye-laws under the direction of the Chairman.

(3) In the event of procedure by circulation being followed, the Secretary shall send to each member of the state transport authority such particulars of the matter as may be reasonably necessary in order to enable the member to arrive at a decision and shall specify the date by which the votes of members are to be received in the office of the state transport authority. Upon receipt of the votes of members as aforesaid, the Secretary, shall lay the papers before the chairman who shall record the decision by endorsement on the form of application or other documents, as the case may be, according to the votes received and the vote or votes cast by the chairman. The record of the votes cast shall be kept by the Secretary and not be available for inspection by any person save by a member of the state transport authority at a regularly constituted meeting of the state transport authority. No decision shall be made upon procedure by circulation if, before the date by which the votes of members are required to reach the office of the State Transport Authority, not less than one-third of the members of State Transport Authority by notice in writing to the Secretary demand that the matter be referred to a meeting of the State Transport Authority.

(4) The number of votes, excluding the chairman's second or casting vote, necessary for a decision to be taken upon procedure by circulation shall not be less than the number necessary to constitute a quorum.

(5) The State Transport Authority may require any applicant for a permit to appear before it or before the officer authorized by it by a resolution and may withhold the consideration of the application for the permit until the applicant has so appeared in person if so required, or by a duly authorized representative if so permitted, and until the applicant has furnished such information as may be required by the State Transport Authority in connection with the application.

(6) Nothing contained in this rule shall prevent a State Transport Authority from deciding by following the procedure by circulation any matter which has been considered at a meeting or has been subject of a hearing and upon which a decision has been reserved.

(7) Where a matter is decided by the votes of members present at a meeting of the State Transport Authority, no person other than a member of the said Authority shall be entitled to be present and no record of the voting shall be kept save of the number of votes cast on either side:

Provided that when any matter is decided by the exercise of a second or casting vote of the Chairman of the Presiding Officer, the fact shall be recorded.

54. *Delegation of powers by State Transport Authority.*----(1) The State Transport Authority may for prompt and convenient dispatch of business by general or special resolution recorded in its proceedings, delegate to the Secretary to the State Transport Authority,---

(i) Power under section 79 of the Act to grant or refuse goods carriage permit and power under section 79 (2) of the Act to impose conditions subject to general or special orders of the Transport Authority;

(ii) Power to vary the conditions of the permit specified under section 80 (3) of the Act;

(iii) Power under section 81 of the Act;

(iv) Power under section 82(1) of the Act to transfer or refuse to transfer a permit otherwise than on the death of a permit holder in the case of vehicle other

than stage carriages and power under section 82 (2) of the Act in respect of all vehicles on the death of a permit holder;

(v) Power under section 83 of the Act to Permit or to refuse to permit the replacement of one vehicle by another;

(vi) Power under section 86 of the Act to suspend a permit. Power under sub-section (4) of section 88 read with section 86 of the Act to suspend countersignature of a permit and power under sub-section (5) of section 86 of the Act to recover from the holder of the permit a sum of money agreed upon to compound the penalty of suspension of permit or the countersignature of permit;

Provided that the Secretary shall not pass an order suspending the permit for a period exceeding one month or reducing the period thereof for more than one month and any such order shall be placed within the said period of one month before the State Transport Authority who may vacate the order or extend the said period of one month where it has not expired or cancel the permit or take action under sub-section (5) of section 86 of the Act as it may deem fit:

Provided further that the powers so delegated shall be in respect of permits of the following classes of transport vehicles only, namely:-

(a) Goods carriages

(b) Private services vehicles; and

(c) Contract carriages

(vii) Power under section 87 of the Act to grant or refuse a grant a temporary permit;

(viii) Power under section 88 to the Act to countersign or refuse to countersign a permit;

(ix) Power to refuse to entertain application for grant or renewal of permits and countersignature of permits, where such applications are not in accordance with the provisions of the Act and the rules made thereunder;

(x) Power to fix time-table or approve time-tables with or without modification or refuse to approve time-table in respect of particular stage carriage or of a service of stage carriage;

(xi) Power to approve fare-table with or without modification in respect of a particular stage carriage/or service of stage carriages;

(xii) Power under sub-section (8) of section 88 of the Act to grant or refuse a special permit or its extension of validity, as the case may be;

(xiii) Power to issue a duplicate permit or part of a permit under rule 80 of these rules;

(xiv) Power to accept the surrender of permits under rule 77 (i) of these rules and;

(xv) Power to permit standing passengers under rule 152.

(2) The State Transport Authority may, for the prompt and convenient dispatch of its business, by a general or special resolution, delegate to its Chairman its powers to give effect to any directions issued under section 67 by the State Government.

(3) Notwithstanding anything contained in sub-rule (1), the State Transport Authority may, give general instructions as to the manner in which the Secretary, State Transport Authority shall exercise the powers delegated to him.

(4) All orders of delegation made by the State Transport Authority under this rule, shall be posted on a notice board at the office of that authority.

55. *Exemption from section 66.*--- The provisions of sub-section(1) of section 66 shall not apply to any transport vehicle used as relief vehicle for carrying passengers and their luggage from a disabled stage carriage from a disabled stage carriage to the place of destination.

56. *Power of refusal to accept applications for permits.*--- (1) Where the State Government, by notification in the official gazette, has directed the State Transport Authority to limit the number of stage carriages generally or of any specified type under sub-section (3) of section 71 or by notification in the Official Gazette has directed the State Transport Authority to limit the number of contract carriages generally or of any specified type under sub-section (3) of section 74 of section for which permits may be, granted in any specified areas or any specified

route and the State Transport Authority has actually granted permits equal to the maximum number of vehicles of any class, in such area or as the case may be on such route the State Transport Authority shall notify this fact on the notice board of its office and may decline to receive any further applications for permits in respect of the class of vehicle in the area or on the route aforesaid.

57. *Reservation of permits granted under section 71.*--- Where the number of stage carriages has been fixed under sub-section(3) of section 71, the vacancies available shall be 16 percent for Scheduled Castes.

58. *Power of State Transport Authority to demand proof of documentary evidence.*--- It shall be lawful for the State Transport Authority granting the permits for which reservation is made under rule 57 of direct any applicant as may be deemed necessary to ascertain his eligibility for a permit from amongst the reserved vacancies.

59. *Preference in granting stage carriage permits.*--- Subject to the provisions contained in section 71 and financial stability and satisfactory performance including payment of tax, the State Transport Authority have regard also to the following matters, namely;-

- (i) Whether the applicant is an educated unemployed;
- (ii) Whether the applicant is a project educated person;
- (iii) Whether the applicant has a diploma in Automobile Engineering and or, a diploma in Tourism or Transport Management form a recognized institution;
- (iv) Whether the applicant is an approved agent recognized by the India Tourism Development Corporation or the Pondicherry Tourism Development Corporation.

60. *Forms of application for permits.*--- (1) Every application for a permit in respect of any transport vehicle shall be in one of the following Forms, namely:-

- | | | | | |
|-------|-------------------|----|----|----------------|
| (i) | Stage Carriage | .. | .. | Form P.St.C.A. |
| (ii) | Contract Carriage | . | .. | Form P.Co.C.A |
| (iii) | Goods Carriage | . | .. | Form P.Go.C.A |
| (iv) | Temporary permit | . | .. | Form P.Tem.A. |

- (v) Private service vehicle permit Form P.Pr.S.V.A
- (vi) Special permit Form P.Sp.A.

(2) Every application for grant of permit shall be addressed to the State Transport Authority and shall be accompanied by the fee under rule 63:

Provided that such application may be addressed to the Secretary, State Transport Authority if the powers of the State Transport Authority are delegated to him under rule 54 of these rules.

61. *Forms of permits.* --- (1) Every permit shall be in one of the following forms, namely: -

- (i) Stage Carriage Form P.St.C.
- (ii) Contract Carriage . .. Form P.Co.C.
- (iii) Goods Carriage . .. Form P.Go.C.
- (iv) Temporary permit . .. Form P.Tem.
- (v) Private service vehicle permit Form P.Pr.S.V.
- (vi) Special permit Form P.Sp.
- (vii) Tourist vehicle permit Form T.V.P.
- (viii) National permit Form N.P.Go.C.

(2) Every permit issued in accordance with section 85 shall be sealed and signed by the State Transport Authority by which the permit is issued and by the State Transport Authority by which the permit is counter-signed.

62. *Entry of registration mark on permit.*--- (1) Where the registration mark of the vehicle is to be entered on the permit and the applicant is not on the date of application the registered owner of the vehicle, then the applicant shall, within one month of the application by the State Transport Authority, or such longer period as

such Authority may specify, produce before that Authority the certificate of registration of the vehicle registered in his name in order that particulars of the registration mark may be entered in the permit.

(2) No permit shall be issued until the registration mark of the vehicle to which it relates has, if the form of permit so requires, been entered therein and in the event of any applicant failing to produce the certificate of registration within the prescribed period, the State Transport Authority may withdraw its sanction of the application.

63. **Permit fees.**--- (1) Subject to the provisions of these rules, the fees in respect of an application for grant or renewal or counter signature and recommendation letter of a permit shall be,---

		Rs.
(i)	For the grant of stage carriage permit	.. 600
(ii)	For the grant of goods carriage permit	.. 200
(iii)	For the renewal of stage carriage permit	.. 350
(iv)	For the renewal of goods carriage permit	.. 100
(v)	For the grant of countersignature of stage carriage permit	100
(vi)	For the grant of countersignature of goods carriage permit	100
(vii)	For the renewal of countersignature of stage carriage permit	100
(viii)	For the renewal of countersignature of goods carriage permit	100
(ix)	Issue of recommendation letter	.. 100
(x)	For the grant and renewal of private service vehicle permit	50

(2) The fees in respect of an application for a permit, countersignature and recommendation letter for a contract carriage and the fee for the renewal of such permit and countersignature shall be,---

		Rs.
(i)	For the grant of Tourist Taxi/Autorickshaw permit	50
(ii)	For the grant of Tourist Vehicle permit other - than Tourist Taxi/Autorickshaw	200
(iii)	For the renewal of Tourist Taxi/Autorickshaw permit	25
(iv)	For the renewal of Tourist Vehicle permit other than Tourist Taxi/Autorickshaw	100
(v)	For the grant of renewal of countersignature of permit in respect of Tourist Vehicle	100
(vi)	For the grant of renewal of countersignature permit in respect of Tourist Vehicles	100
(vii)	Issue of recommendation letter	100
(viii)	For issue of special permits for a period not more than 15 days	10
(ix)	For issue special permits for a period more than 15 days	25

(3) The fees in respect of an application for a national permit shall be two hundred rupees and the fee for the renewal of such permit shall be one hundred rupees.

(4) The fee in respect of an application for a temporary permit or countersignature on a temporary permit shall be,---

		Rs.
(i)	For not more than 15 days	.. 10
(ii)	For more than 15 days but not more than 1 month	.. 25
(iii)	For more than 1 month but not more than 4 month	.. 50

(5) The fee in respect of an application for replacement of a vehicle covered by a stage carriage permit, goods carriage or a contract carriage permit shall be ten rupees in case not involving any variation and one hundred and ten rupees in case involving variation.

64. *Exemption from payment of fees.*--- Persons belonging to Scheduled castes and scheduled tribes shall be exempted from payment of fees under rule 63 to the extent of one-fourth of fees.

65. *Stage carriage to ply on routes other than those specified in permit under certain circumstances.*--- The holder of a permit granted in respect of a stage carriage shall, if so directed by the Authority granting the permit, such direction being made in public interest, public safety or in any emergency, use a stage carriage on such route or in such area in the region other than that specified in such permit and during such period and at such timings as may be specified in the direction.

66. *Additional conditions in respect of certain permits.*--- (1) A permit in respect of stage carriage may be subject to one or more of the following conditions, namely:-

(a) That its holder, if required, shall not use a stage carriage in a public place for the purpose of carrying or intending to carry passengers unless it carries in addition to the driver, a conductor;

(b) That there shall be exhibited on the vehicle adequate particulars indicating to the public, the place to which and the route by which the vehicle is proceeding;

(c) That the service shall be regularly operated on the specified route in accordance with the approved time-table except---

(i) When prevented by accident, unmotorability of the route or any unavoidable cause;

(ii) When otherwise authorized in writing by the State Transport Authority.

(2) A permit in respect of contract carriage may be subject to one or more of the following conditions, namely: -

(a) That the vehicle shall not be driven in a public place except by the permit holder or a licensed driver holding an authorisation to drive a public service vehicle and duly authorized by the permit holder in writing and which writing shall be carried by the driver when driving and produced on demand by any police officer or officers of the Motor Vehicles Department;

(b) That the number of persons to be carried in the vehicle shall not exceed the number which may be specified in the permit; and

(c) No advertising device, figure or writing shall be exhibited on the vehicle.

(3) A permit in respect of a public service vehicle may be subject to the condition that its holder shall make provision on such vehicle for the conveyance of reasonable quantity of passengers luggage with efficient means for securing it and protecting it against rain.

(4) Where the holder of stage carriage permit uses a vehicle authorized by the permit for the carriage of goods to the detriment of public convenience by failing thereby to meet the demand for passenger transport, the State Transport Authority may, after giving the holder an opportunity of being heard, declare that a breach of

the conditions of the permit has occurred and may, thereafter, proceed under the provisions of section 86 of the Act.

(5) Subject to the provisions of sub-rules (1), (2) and (3), goods may be carried in a stage carriage at any time in accordance with the conditions specified in the permit, provided that the obligation of the holder to carry passengers in accordance with the terms of the permit is discharged.

(6) Where goods are carried in a stage carriage in addition to passengers, the goods shall be of such nature and shall be so packed and secured on the vehicle that no danger, inconvenience or discomfort is caused to any passenger. Such number of seats as may be specified in the permit shall be kept free and unimpeded for the user of passengers and the access to the entrance to and exit from, the vehicle, required under Chapter VI of these rules shall be unobstructed.

67 The weight (in Kilograms) of goods carried on a stage carriage shall not exceed (a-b) 80, wherein relation to a single-decked stage carriage or to the lower deck of a double-decked stage carriage,---

(a) Where 'a' is the registered passenger seating capacity of the vehicle, and

(b) Where 'b' is the number of passengers carried on the vehicle, or the number of passengers for whom seats are kept free and unimpeded by goods, whichever is greater.

68. Carriage of certain goods in stage or contract carriage prohibited.--- (1) No goods liable to foul the interior of the vehicle or to render it in sanitary shall be carried at any time in any stage carriage or contract carriage.

(2) The State Transport Authority may, specify in any permit the goods which shall not be carried in a stage carriage or a contract carriage or the condition subject to which classes of goods may be so carried.

69. Carriage of personal luggage in stage carriages. --- Except in the case of stage carriage services operated exclusively within municipal areas, a passenger

in a stage carriage shall be entitled to carry free of charge not more than fifteen kilograms of luggage and personal effects.

70. **Permits for a motor vehicle adapted to carry more than nine passengers.**--- No owner of a motor vehicle adapted to carry more than nine passengers excluding the driver shall use or permit the use of such vehicle in any public place without obtaining a road permit from the State Transport Authority under section 66 of the Act.

71. **Carriage of animals in goods vehicles.**--- (1) No cattle shall be carried in a goods vehicle unless---

(a) In the case of goats, sheep, deer or pigs---

(i) A minimum floor space of 0.2 square meter per head of such cattle is provided in the vehicle;

(ii) Proper arrangements for ventilation are made; and

(iii) If carried in a double-decked goods vehicle,---

(A) The upper deck flooring is covered with metal sheets with a minimum height of 7.62cms. raised on all four sides so as to prevent the animal waste matter such as urine, litter, etc., falling on the animals on the lower deck;

(B) Proper arrangements for drainage are made on each floor; and

(C) Wooden battens are provided on each floor to prevent slipping of hoofs of the animals.

(b) In the case of any other cattle---

(i) A minimum floor space of 2m x 1m. per head of cattle and half of such floor space for a young one of cattle which is weaned is provided in the vehicle;

(ii) The load body of the vehicle is constructed of strong wooden planks or of iron sheets with a minimum height of 1.5 meters measured from the floor of the vehicle on all sides and the back; and

(iii) Floor battens are provided to prevent slipping of hoofs;

(iv) Every projection likely to cause suffering to animal is removed;

(v) The cattle are properly secured by ropes tied to the slides of the vehicle.

Explanation. --- “Cattle” for the purposes of this sub-rule includes goat, sheep, buffalo, bull, ox, cow, deer, horse, pony, mule, ass, pig or the young ones thereof.

(2) No animal belonging to or intended for a circus, menagerie or zoo shall be carried in a goods vehicle in a public place unless---

(i) In the case of a wild or ferocious animal, a suitable cage, either separate from or integral with the load body of the vehicle used of sufficient strength to contain the animal securely at all times is provided; and

(ii) Reasonable floor space for each animal is provided in the ehile.

(3) No goods vehicle when carrying any cattle under sub-rule (1) or any animal under sub-rule (2) shall be driven at a speed in excess of twenty-five kilometers per hour.

72. **Carriage of luggage in private service vehicles.**--- (1) Not more than thirty kilograms of luggage or personal effects per occupant may be carried in a private service vehicle:

Provided that, if the permit so provides, such vehicle may, in addition, carry the personal or household effects of the holder of such permit or the office articles of such holder subject to the condition that the total weight of the luggage or personal or household effects or office articles and persons does not exceed the permissible carrying capacity.

(2) Nothing in sub-rule (1) shall be construed as authorizing the carriage of general merchandise in a private service vehicle.

73. **Renewal of permit.**--- (1) Subject to the provisions of sub-sections (2) and (3) of section 81, no application for renewal of a permit shall be entertained unless made in writing in Form PRA to the State Transport Authority. Every application for renewal shall be accompanied by part 'A' of the permit and shall state the period for which the renewal is desired and shall be accompanied by the fee prescribed under rule 63:

(2) The State Transport Authority when renewing a permit shall call the holder of the permit to produce part 'B' thereof, as the case may be, and shall endorse parts A and B accordingly and shall return them to the holder.

74. **Renewal of countersignature of permits.**--- (1) Subject to the provisions of rule 75, an application for the renewal of a countersignature on a permit shall be made in writing Form PRA to the State Transport Authority and shall, subject to the provisions of sub-rule (2) be accompanied by the permit. The application shall set forth the period for which the renewal of the countersignature is required.

(2) If at the time of application for renewal of a countersignature on a permit, the permit is not available being under renewal by the authority by which it was issued, the application shall state the fact and shall state the number and date of the permit, the name of the authority by which it was granted, the date of its expiry and the number and the date of the countersignature to be renewed.

(3) The State Transport Authority granting the renewal of the countersignature shall call upon the holder to produce the permit, if it has not been produced and shall endorse the permit accordingly and return the same to the holder.

75. **Replacement of a vehicle covered by a permit.**--- (1) If a holder of a permit desires at any time to replace any vehicle covered by the permit by another vehicle, he shall forward the permit and apply in Form P.Rep. A. to the State

Transport Authority by which the permit was granted, stating the reasons why the replacement is desired and shall also simultaneously,---

(i) If the replacer vehicle is in his possession, forward the certificate of registration of that vehicle; or

(ii) If the replacer vehicle is not in his possession, state any material particulars in respect of which the replacer vehicle will differ from the vehicle to be replaced.

(2) On receipt of an application under sub-rule (1), the State Transport Authority may, subject to the provisions of these rules, grant permission for replacement, notwithstanding the fact that the replacer vehicle differs in material respects and capacity from the vehicle to be replaced.

(3) The State Transport Authority may, for reasons to be recorded and communicated to the applicant, reject any application made to it under sub-rule (1) if the holder of the permit has contravened any provisions thereof or has been deprived of possession of the vehicle proposed to be replaced under any hire-purchase agreement.

76. *Validation of replacement order in respect of countersignature on permit.*--- (1) State Transport Authority granting permission for the replacement of a vehicle under rule 75 shall, unless the authority on behalf of which the permit was countersigned has by general or special resolution otherwise, directed, endorse on the correction made to the permit, the words "Valid for" inserting the name of the authority concerned and shall intimate the fact and the particulars of the replacement to such authority.

(2) Unless the permit has been endorsed as provided in sub-rule (1) or unless the alteration has been approved by endorsement by the authority concerned, the countersignature on a permit shall not be valid in respect of any new vehicle.

77. *Procedure on cancellation, suspension or expiry of permit.*---- (1) The holder of a permit may, at any time surrender the permit to the State Transport

Authority by which it was granted and the State Transport Authority shall forthwith cancel any permit so surrendered.

(2) Where a State Transport Authority suspends or cancels any permit---

(i) The holder shall surrender the permit immediately the suspension or cancellation takes effect;

(ii) The State Transport Authority suspending or canceling the permit shall send intimation to any authority by which it has been countersigned at the time of suspension or cancellation and to any authority to whose area the validity has been extended under rule 76.

(3) Where a State Transport Authority suspends any permit, the holder shall also surrender the registration certificate in respect of the vehicle and the plates, if any bearing the registration mark assigned thereto.

(4) Within fourteen days of the expiry of any permit by efflux of time, the holder shall deliver the permit to the State Transport Authority by which it was issued and the State Transport Authority receiving such permit shall intimate the fact to the authority or authorities by which it was countersigned.

(5) The holder of the permit shall, if so required by the State Transport Authority, intimate to it within twenty-four hours of the receipt of suspension order, the place where the vehicle in respect of which the order is passed will be kept during the period of suspension. Subject to the provisions of sub-section (2) of section 192, such holder shall not remove the vehicle from the place so intimated with-out the prior permission of the State Transport Authority.

78. **Transfer of permit.**--- (1) Where the holder of a permit desires to transfer the permit to some other person under sub-section (1) of section 82, he shall together with the person to whom he desires to make the transfer, make a joint application in Form P.Tr.A. to the State Transport Authority by which the permit was issued, setting forth the reasons for the proposed transfer.

(2) On receipt of an application under sub-rule (1), the State Transport Authority may require the holder and the other party to state in writing whether any premium, payment or to other consideration arising out of the transfer, is to pass or has passed between them and the nature and amount of any such premium, payment or other consideration.

(3) Without prejudice to any other penalties to which the parties may be liable, the State Transport Authority may declare void any transfer or a permit made upon such application and thereupon such transfer shall be void and of no effect, if after such enquiry as it thinks fit, the State Transport Authority is satisfied that any matter stated to it under sub-rule (2) of any material particular in the application, was false.

(4) The State Transport Authority may, summon both the parties to the application to appear before it and may, deal with the application as if it were an for a permit.

(5) (i) If the State Transport Authority is satisfied that the transfer of a permit may properly be made, it shall call upon the holder of the permit may properly be made, it shall call upon the holder of the permit in writing to surrender within seven days of the receipt of the order the permit and shall likewise call upon the person to whom the permit is to be transferred to pay a sum of one thousand rupees in respect of stage carriages and contract carriages and one hundred rupees in respect of goods carriages as transfer fee and surrender any permit held by him.

(ii) Upon receipt of the permit and the prescribed fee, the State Transport Authority shall make the necessary endorsement therein and return the permit to the transferee.

(iii) The State Transport Authority making a transfer of a permit as aforesaid may endorse the permit with the words "Transfer of permit valid for", inserting the name of the authority by which the permit has been countersigned with effect from the date of transfer.-----

(iv) Unless the permit has been endorsed as provided in clause (iii), the countersignature shall be of no effect after the date of transfer.

(v) An application for the transfer of countersignature permit shall be made in writing to the State Transport Authority, along with a fee of fifty rupees.

79. Transfer of permit in case of death of permit holder.- (1) In case of the death of the permit holder, the person succeeding to the possession of the vehicle covered by the permit may, within thirty days of the death of the permit holder, inform the Transport Authority which granted the permit of the death of the holder and of his own intention to use the permit in Form P. Tr. D.A.

(2) The person succeeding to the possession of the vehicle covered by the permit may, submit an application in Form P. Tr. D. A. to the State Transport Authority along with a fee of twenty rupees for transfer of permit in his name.

(3) Along with the application, the applicant shall attach a copy of the newspaper notice published in the local newspaper in Form P.Tr.D.N. indicating, that he is the person succeeding to the permit of the permit holder who has expired.

(4) In case, where the transfer of permit is allowed by the State Transport Authority on account of the demise of the permit holder, a photograph of the transferee shall be affixed on the permit and sealed by the authority.

(5) An application for the transfer of countersignature of permit on the death of the permit holder shall be made in writing to the State Transport Authority along with a fee of twenty rupees.

80. Issue of duplicate permits.-(1) When any permit (including a temporary permit) has been lost or destroyed, the holder shall forthwith intimate the fact to the State Transport Authority by which the permit was issued and shall deposit the prescribed fee for the issue of a duplicate permit.

(2) A duplicate permit issued under this rule shall be clearly stamped "Duplicate" in red ink and the certified copy of any countersignature by any other State Transport

Authority on a permit made under this rule shall be valid in the region of that other authority as if it were a countersignature.

(3). Where a permit has become dirty, torn or otherwise defaced so as if opinion of the State Transport Authority to be illegible, the holder thereof shall surrender the permit to the State Transport Authority and apply for the issue of duplicate to him in accordance with this rule.

(4) The fee for the issue of a duplicate permit shall be seven rupees for part 'A' permit and two rupees for Part 'B' permit. The fee for the duplicate temporary permit shall be two rupees,

(6) Where a duplicate permit has been issued upon representation that a person has been lost and the original permit is afterwards found or received by the holder shall immediately return the duplicate permit to the State Transport Authority.

(7) Any other person finding a permit shall deliver it to the nearest police station or nearest State Transport Authority. The officer incharge of the police station on receipt of the permit, shall State Transport Authority shall restore the permit to the holder of the permit or substitute it for the duplicate in case such duplicate has already been issued.

81 **Variation of permit.**- (1) Subject to the provisions of this rule, upon application made in writing by the holder of any permit, the State Transport Authority, may at any time in its discretion vary the permit or any of the conditions thereof.

(2) If the variation of the permit or any condition thereof is in accordance with any particular or general direction issued by the State Transport Authority under sub-section (4) of section 68 or involves a question of principle which has already been decided by a ruling of the State Transport Authority, and such ruling has not been modified upon appeal.

(3) The fee payable for the variation of permit shall be,-

Rs.

(i) for revision and consequential change of timings only	200
(ii) for revision of timings with variation of extension of permit	300
(iii) for revision of timings involving curtailment	400
(iv) in any other case	100

82 Production of permit.- (1) A permit shall always be carried in the vehicle and shall be produced on demand made by an officer not below the rank of Assistant Inspector of Motor Vehicles.

(2) Any police or any officer not below the rank of Assistant Inspector of Motor Vehicle in uniform may mount any transport vehicle for the purpose of inspecting the permit

83 Temporary authorisation in lien of permit.- (1) When the holder of a permit has submitted the permit to the State Transport Authority for renewal, countersignature of the permit or for any other purpose, or the court or any competent authority has taken temporary possession of such permit from the court, shall furnish to the holder a receipt for the permit and temporary authorisation specified therein and during the period, the production of the temporary authorisation on demand shall be deemed to be the production of the permit :

Provided that, the authority granting such authorisation, may extend the period of validity of authorisation so however, that the authorisation shall remain valid until the permit is returned or the expiry of the permit, whichever is earlier.

(2) Until the permit is returned to the holder thereof, the vehicle concerned shall not be used beyond the period (including the extended period) specified in the temporary authorisation.

(3) No fee shall be payable in respect of such temporary authorisation.

84 Appeals and revision applications against orders of State Transport Authority.- (1) An appeal to the State Transport Appellate Tribunal under section 89 against the order of the State Transport Authority shall be made within thirty days of

the date of receipt of the order by the person preferring the appeal. It shall be in the form of a memorandum submitted in duplicate setting forth the grounds of objection to the order of the State Transport Authority and shall be accompanied by a certified copy of the order appealed against and a fee of one hundred and fifty rupees each in cash. The grounds of objection to the order shall be stated concisely and under distinct heads, without any argument or narrative, and numbered consecutively.

(2) An application under section 90 to the State Transport Appellate Tribunal by a person aggrieved by an order of the State Transport Authority shall be in the form of grounds of objection to the order concisely and under distinct heads without any argument or narrative and numbered consecutively. It shall be accompanied by a certified copy of the order of the authority sought to be revised.

85 Supply of copies of documents to person interested in appeal or revision.- (1) The State Transport Authority Appellate Tribunal or any officer authorised by the State Transport Appellate Tribunal for this purpose of the Secretary, State Transport Authority in its or his direction, give any person interested in an appeal or revision petition or any other petition before the State Transport Appellate Tribunal certified copy or revision petition has the case may be, or of any other relevant documents on payments of a fee calculated at the rate of ten rupees for the first and two rupees for each additional page per copy of such document.

86 Procedure in appeal or revision.- (1) After the State Transport Authority Tribunal has admitted an appeal under sub-section (1) of section 89 or a revision application under section 90, it shall appoint a time and place for the hearing of the appeal or revision application as the case may be, and give an intimation to the authority against whose order the appeal or revision application is made and also to the appellant or applicant concerned and any other person likely to be affected by the grant of the relief prayed before the Tribunal in person or through an authorised representative with original documents or records pertaining to the case on the appointed date and place of hearing, if any.

(2) The Secretary of the State Transport Authority shall within fourteen days of the receipt of such intimation, send all the original documents and records pertaining to

any appeal or revision application with proper index and paging to the State Transport Appellate Tribunal when the same are called for by it.

(3) The Tribunal may after following the procedure in sub-section (1) of section 89 or as the case may be, section 90, and after such further enquiries if any, as it may consider necessary, confirm, vary or set aside the order against which an appeal or revision application is made or pass such other order in relation to the facts of the case as it deems fit, and shall make an order, accordingly.

87. **Exemptions from hours of work provisions.**- Subject to the provisions of sub-section (2) of section 91, sub-section (1) of that section shall not apply in the case of-

(a) any transport vehicle used by or on behalf of any military or police authority in connection with military manoeuvres or exercises or in the quelling of riots or civil disturbance;

(b) any fire brigade vehicle or ambulance when being used as such;

(c) any vehicle being used for the carriage of passengers or goods in any emergency arising of fire, earthquake, flood, pestilence or other calamity, riots or civil disturbance;

(d) any vehicle going for or returning with, medical aid in an emergency or carrying any seriously injured or sick person for medical treatment, when no other means are reasonably available;

(e) any vehicle proceeding to the nearest place of halt, at which the driver and other occupants can reasonably obtain shelter and refreshment, after a delay in the journey arising out of the provisions of section 132 or section 134 or out of the failure of any of the tyres or of the machinery of the vehicle which failure could not have prevented by the exercise of reasonable care and diligence.

88. **Fixing in advance hours of work.**- The State Transport Authority shall direct shall direct the employer of the drivers of the transport vehicles such as any stage carriage operating solely within the region or from the region to another region, to the satisfaction of the said authority such time-table, schedule or regulation, as may be

necessary to fix in advance the hours of work of persons employed by him, and upon approval by such authority of any time-table, schedule or regulation as aforesaid in a suitable formait, it shall be the record of hours of work fixed for the persons concerned for the purpose of this section.

89. **Definition of period of rest.**- (1) Any time spent by the driver of a vehicle on work other than driving, inconnection with the vehicle or with the load carried or to be carried on the vehicle, including any time except on the vehicle during, a journey same as passenger in a public service vehicle shall not be, and

(2) any time spent by the driver of a vehicle, on or near the vehicle when it is at rest, when he is at liberty to have for rest and refreshment although required to remain with in sight of the vehicel shall be,

deemed to be an interval of rest for the purpose of clause (a) of sub-section (1) of section 91.

90. **Conduct of persons using stage carriage operating in the Union territory.**- (1) If at anytime, a passenger or persons using or intending to use a stage carriage-

(i) obstructs any authorised employee of the permit holder in the execution of his duties, or

(ii) has bulks luggage of a form or description which obstructs, annoys or inconvenienes another passenger or is likely to do so, or

(iii) carries any animal, bird, flesh, or fish, (other than tinned food in acts its original packings) any instrument, implement, substance or any other article which annoys or inconveniences or is offensive to any other passenger or is likely to do, orbe, so,or

(iv) without lawful excuse occupies any seat exclusively reserved for female passengers, or

(v) sings or plays upon any musical instrumens (or operates a transistor radio), or

(vi) rings without lawful excuse, or otherwise interferes with any signal of the stage carriage, or

(vii) is reasonably suspected to be suffering from any contagious or infectious disease, or

(viii) knowingly or intentionally enters a stage carriage with is carrying the maximum number of passenger according to the seating capacity specified in the certificate of registration of the vehicle and any additional number permitted under the terms of the permit to be carried in excess of the seating capacity of the vehicle, or

(ix) has dress or clothing which is likely to soil or damage the seats or the dress or clothing of another passenger or which for any other reason is offensive to other passengers, or

(x) commits or abets any breach of the provisions of the Act or rules made thereunder,

the driver or the conductor may require such person to alight from the vehicle forthwith and may stop the vehicle or keep it stationary until such person has alighted. Such person shall not any person failing to comply forthwith shall be removed by the conductor or the driver or conductor or any passenger in that behalf, and shall be guilty of an offence.

(2) No passenger, or person using or intending to use a stage carriage shall-

(i) refuse to pay the legal fare, or

(ii) refuse to show any ticket on demand by any authorised person, or

(iii) refuse to pay a fresh fare when he has altered or defaced his ticket so as to render the number or any portion thereof illegible, or

(iv) behave in a disorderly manner, or

(v) behave in a manner likely to cause alarm or annoyance to any other female passenger, or

(vi) use abusive language, or

- (vii) spit, eject betel nut juice, or
- (viii) smoke in any vehicle on which a notice prohibiting smoking is exhibited, or
- (ix) enter or leave or attempt to enter or leave any stage carriage while it is in motion and except at a bus stop, or
- (x) enter or attempt to enter into or alight or attempt to alight from a stage carriage except by the entrance or exit provided for the purpose, or
- (xi) continue to remain in the vehicle when it is being filled with fuel, or
- (xii) interfere with the driving of the vehicle, or
- (xiii) use or attempt to use a ticket other than the ticket valid for a particular journey or use or attempt to use a ticket which has already been used by another passenger or on another journey, or
- (xiv) wilfully damage or soil or remove any fittings in or on the stage carriage or interferes with any light or any part of the stage carriage or its equipment, or
- (xv) board a stage carriage unless he is an employee of the permit holder, or a bona fide passenger or an intending passenger, or hang on to any exterior part of a stage carriage, or
- (xvi) travel beyond the destination to which the fare he had paid entitles him to travel without informing and paying to the conductor the legal fare for the additional journey, sufficiently in advance, or when so required refuse to get off the stage carriage in which he is travelling at the terminus of the route for which it is booked, or
- (xvii) on demand being made by the driver or conductor or a police officer when reasonably suspected of contravening any of the provisions of this rule, refuse to give his correct name and address to such driver or conductor, or police officer, or
- (xviii) on a request being made by the conductor refuse to declare to him the journey he intends to take or has taken in the stage carriage, or before leaving the stage

carriage, omit to pay to the conductor the legal fare for the whole journey, as specified in the table of fares exhibited in the stage carriage, or

(xix) enter or alight from a bus except by the entrance or exit as the case may be provided for the purpose, for

(xx) enter or leave or attempt to enter or leave any bus while it is in motion and except at a bus stop, or

(xxi) enter a bus without first permitting all passengers leaving the bus to alight, or

(xxii) mount the driver's platform or talk or interfere with or otherwise distract the attention of the driver of a bus while he is on duty, or

(xxiii) place his foot upon any seat of a bus.

(3) Every passenger shall be entitled to receive a ticket from the conductor corresponding to the fare paid.

(4) A ticket shall be valid only for the journey during which and by the bus which it has been issued.

(5) If at any time a passenger or person using a stage carriage is unable or fails to produce or surrender his ticket on demand during the journey or at the end of the journey, by any authorised person, he shall be liable to pay the legal fare from the place when the stage carriage originally started or such portion thereof as is required by the authorised person.

Explanation:- In this rule, the expression "ticket" includes an identity card, season ticket pass or any authorisation issued by the permit holder authorising a person to travel on a stage carriage.

(6) If at any time, a passenger in a bus occupies more than one of seat or reserve or attempts to reserve another seat either for himself or for another passenger, the driver or the conductor, if any shall request such passenger to desist from doing so, and on the passenger not complying may require him to alight from the bus forthwith and may have paid and any person failing to comply forthwith with such requirement

may be forcibly removed by the driver or conductor or on the request of the driver or conductor, or any passenger by any police officer and shall also be guilty of an offence.

(7) A copy of this rule in English and in the regional language as the State Transport Authority may direct, shall be carried in a prominent place in every bus.

91. Maintenance of complaint book in stage carriage.- (1) A bound complaint book duly ruled, pages signed and stamped with the seal of the manager of the stage carriage service, and where there is no manager of the stage carriage permit holder approval and countersigned by the Stage Transport Authority concerned, shall be maintained by such manager or the permit holder, as the case may be, at such bus stands as may be directed by the Stage Transport Authority and also in every stage carriage to enable passengers to record any legitimate complaint in connection with the stage carriage service.

(2) Such complaint shall be written clearly and in an intelligible manner and the complainant shall also clearly and legibly record in the complaint book his full name, and date on which such complaint is written.

(3) The manager of the stage carriage service or the stage carriage permit holder as the case may be, shall promptly look into every complaint recorded in the complaint book, remove the cause of the complaint or of its recurrence and submit within a month of the recording of the complaint an explanation to the State Transport Authority which granted the permit, together with a copy of the complaint stating the action taken by him in connection with the complaint. A copy of the report shall be forwarded by the manager of the stage carriage service or the stage carriage permit holder as the case may be, to the complainant.

(4) The complaint book shall be so securely kept in the stage carriage and at the bus stand as the case may be as cannot be removed and shall at all times be made available by the driver and the conductor, if any, of the stage carriage to any passenger desiring to record a complaint or to any officer of the Motor Vehicles Department not below the rank of an Assistant Inspector for purposes of inspection.

(5) If the complaint book is lost or destroyed, the manager of the stage carriage service or the stage carriage permit holder as the case may be, shall within one week of such loss or destruction, intimate the fact in writing to the State Transport Authority.

(6) If the State Transport Authority is satisfied that adequate arrangements, for recording complaints have been made in respect of any stage carriage service, if may, by a notification in the official gazette, direct that subject to such terms and conditions as shall be stated therein, the provisions of this rule shall not apply to such stage carriage service.

92 **Conduct of passenger in motor cabs.**- (1) No passenger in a motor cab shall-

(i) wilfully or negligently damage the cab or any of its fittings, or

(ii) on termination of the hiring, refuse or omit to pay the legal fare.

(2) in the case of a dispute between the driver of a motor cab and the passenger, either party may require the other to proceed to the nearest police station where the officer in-charge shall, if the dispute is not settled amicably, record the names and addresses along with the substance of the respective contentions of both parties.

93. **Carriage in public service vehicle of children and infants.**- In relation to the number of persons that may be carried in a public service vehicle-

(i) a child of not more than twelve years of age shall be reckoned as one-half, and

(ii) a child of not more than three years of age shall not be reckoned.

94. **Disinfection of public service vehicles.**- (1) No person shall drive any public service vehicle and no owner of a public service vehicle shall cause or allow such vehicle to be used unless once in every two months it is disinfected with D.D.T. or any other liquid insecticide approved for the purpose by the Director of Health and Family Welfare Services, Pondicherry.

(2) The owner of a public service vehicle shall maintain and on demand by an inspector of motor vehicles, produce for inspection, a current register showing the

dates on which the public service vehicle disinfected from time to time, to the satisfaction of that authority.

95. **Carriage of person in goods vehicles.**- (1) Subject to the provisions of these rules, no person shall be carried in a goods vehicle.

Provided that the owner or the hier or a bona fide employee of the owner or the hirer of the vehicle carried free of charges or a police officer in uniform travelling on duty may be carried in a goods vehicle, the total number of persons so carried-

(i) in goods carriage having gross vehicle weight less than 990 kilograms being not more than one;

(ii) in any other goods carriage which is not a heavy goods vehicle, being not more than three:

(iii) in any heavy goods vehicle being not more than seven:

Provided that the provisions of sub-clauses (ii) and (iii) of the above provision will not be applicable to the vehicles plying on interstate routes or the vehicles carrying goods from one city to another city.

(2) Notwithstanding anything contained in sub-rule. (1), but subject to the provisions of sub-rules (4) and (5), a State Transport Authority may, by an order in writing permit that a larger number of persons may be carried in the vehicle permit that a condition that no goods at all or carried in addition to such persons and such persons are carried free of charge in connection with the work for which the vehicles is used; and that such other conditions as may be mentioned by the State Transport Authority are observed and where the vehicle is required to be covered by a permit the conditions of the permission aforesaid are also made conditions of the permit.

(3) Notwithstanding anything contained in a sub-rules (1) and (2) but subject to the provisions of sub-rules (4) and (5)-

(a) for the purpose of celebrations in connection with the Republic Day or Independence Day and for the purpose of enabling a co-operative societies owning

or hiring a goods vehicle to carry its members under its authority in such goods vehicle when used for the purpose of carrying goods of the society in the ordinary course of its business.

(b) where it considers expedient in public interest in respect of vehicles owned or hired by it, and in respect of other vehicles on such inescapable grounds of urgent nature to be specified in the order, the State Government.

may, be general or special order, permit goods vehicles to be used for the carriage of persons for the purposes aforesaid and subject to such conditions as may be specified in the order.

(4) No person shall be carried in any goods vehicle-

(a) Unless an area of not less than 0.40 square metres of the floor of the vehicle is kept open for each person.

(b) in such manner-

(i) that such person which carried on goods or otherwise is in danger of falling from the vehicle.

(ii) that any part of his body, when he is in a sitting position is at a height exceeding three metres from the surface upon which the vehicle rests.

(5) The provisions of this rule shall not apply to motor vehicles registered under section 60.

(6) No person other than an attendant or attendants required by rule shall be carried on a trailer which is a goods vehicle.

96. **Duty to carry goods by goods carriage.**- A goods carriage shall not, save for reasonable and lawful excuse, refuse to carry any goods of any person tendering the same for not less than the maximum freight, if any, permitted under section 67.

97. **Stands and holding places.**- (1) With the approval of the State Government, the State Transport Authority may be notified in the official gazette or by the erection

of traffic signs which are permitted for the purpose under sub-section (1) (a) of section 116 or both, may in respect of the taking upon, setting down of passengers of both, by public service vehicles or by an specified class if public service vehicle-

(i) conditionally or unconditionally prohibit the use of any specified place or of any place of a specified nature or class, or

(ii) required that within the limits of any municipality or commune panchayat certain panchayat certain specifeid stands or halting places only shall be so used.

Provided that no place which is privately owned shall be so notified except with the previous consent in writing of the owner thereof.

(2) Where a place has been notified or has been demarched by traffic signs, or both, as being a stand or halting place for the purpose of this rule, then notwithstanding that the land is an possession of any person, the place shall, subject to the provisions of these rules ne deemed to be a public place within the meaning of the Act and the State Transport Authority may enter into an agreement with, or grant a license to any person for the maintenance of the buildings or works necessary theretro, subjects to the termination of the agreement or license forthwide upon the breach of nay condition thereof and may otherwise make rules or give directions for the conduct of such place including rules or directions-

(i) prescribing the fees to be paid by the owners of public service vehicles using the place and providing for the receipt and disposal of such fees;

(ii) specifying the public service vehicles or the class of public service vehicles which shall use the place or which shall not use the place;

(iii) appointing a person to be the manager of the place and specifying the powers and duties of the manager;

(iv) requiring the owner of the land, or the local authority, as the case may be, to erect such shelters, lavatories and latrines and to execute such other ward as may be specified in the rules or in the directions and to maintain the same in a serviceable, clean and sanitary condition;

(v) requiring the owner of the land or the local authority, as the case may be, to arrange for the free supply of drinking water for passengers including intending specified passengers;

(vi) prohibiting the use of palce by specified persons or by other than specified pesons.

(3) Nothing is sub-rule (2) shall require any person owning the land, which has been appointed as a stand or haltiang place to undertake any work his consent and, in the event of any such person declining to carry out such work or to incur such expenditure or failing to comply with any rule or direction mad or given to him under his rule, the competnet authority may prohibit the use of such a place for the pruposes of this rule.

98. Returns to be furnished in respect of transport vehicles.- (1) The State Transport Authority may, be general or special order, require the owners of transport vehicles-

(a) to maintain record, and submit returns in respect of the vehicles in such form any by such dates as the State Transport Authority may specify, and records may include all or any of the following particulars:-

(i) the registration number of the vehicle;

(ii) the name and address of the permit holder;

(iii) the type of permit held (permanet/temporary);

(iv) the date of each journey undertaken;

(v) the name and license number of the driver and conductor and other attendant, if any;

(vi) the place of origin and destination of the goods vehicle;

(vii) the time of commencement and termination of the journey and of every half theron;

- (viii) the route upon which or the area without which the vehicle is used;
 - (ix) the serial number of the trip;
 - (x) the description of the goods carried in each trip (each commodity to be shown separately), and the number of packages of each commodity received from each consignor;
 - (xi) the name and address of the consignor and consignee for each commodity;
 - (xii) the name and address of the booking, forward or collecting agencies for each commodity;
 - (xiii) the weight in quintals of each commodity;
 - (xiv) the total maximum weight of the goods carried in the vehicle in each trip;
 - (xv) the number of kilometres travelled between the places of origin and destination in respect of each commodity;
 - (xvi) the quintal kilometres performed in respect of each commodity [item (xii) and (xv)];
 - (xvii) the freight leviable in respect of each consignor or consignee for each commodity;
 - (xviii) the freight charged for each commodity;
 - (xix) the volume of traffic carried by the vehicle during the year in metric tonnes;
 - (xx) in the case of goods carried in a stage carriage, the number of trips and kilometres travelled to be given separately when the goods were carried exclusively in the stage carriage, and when the goods were in addition to passengers; and in the later case, also the number of seats available for passenger;-----
- (b) to issue to each consignor a receipt in respect of every consignment received by on behalf of the owner of a transport vehicle, showing details regarding the date of receipt of the goods, particulars of such goods commodity-wise, place from which

and destination to which the goods are to be carried and the freight charged in respect of each commodity.

(2) No owner or other person shall cause or allow any person to drive a transport vehicle unless the owner or other person, has in his possession a record in writing of the name and address of the driver set-forth in his driving license, the number of the license and the name of the authority by which it was issued.

(3) No person shall drive a goods vehicle and no owner or other person shall cause or allow any person to drive such a vehicle unless the driver carries a way-bill containing all or any of the particulars which may be specified by the State Transport Authority under sub-rule (1).

(4) The records required to be maintained under this rule shall be produced for inspection on demand by any police officer not below the rank of sub-Inspector or an officer of the Motor Vehicles Department not below the rank of Assistant Inspector of Motor vehicles.

99. Change of address of permit holder.- (1) If the holder of a permit ceases to reside or to have his business, as the case may be, at the address setforth in the permit, he shall, unless the change be for a temporary period not exceeding three months, send within fourteen days, the permit to the Transport Authority to which the permit was issued intimating the new address.

(2) Upon receipt of intimation under sub-rule (1), the State Transport Authority shall, after making such enquires as it may deem fit, enter in the permit the new address and shall intimate the particulars to the Transport Authority of any region in which the permit is valid by virtue of countersignature or otherwise,

100. Intimation of damage to or failure of public service vehicle.- (1) The holder of any stage carriage permit in respect of a particular vehicle by reference to the registration mark shall, within seven days of the occurrence, report in writing to the Transport Authority by which the permit was issued, any failure of, or damage to such vehicle or to any part thereof, of such a nature as to render the vehicle unfit for

use in accordance with the conditions of the permit for a period exceeding three days.

(2) The holder of any permit in respect of a service of stage carriage shall, within three days of the occurrence, report in writing to the Transport Authority by which the permit was issued, any failure of or damage to, any vehicle used by him under the authority of the permit of such a nature as to prevent the holder from complying with any of the provisions or conditions of the permit for a period exceeding twenty-four hours.

(3) Upon receipt of a report sub-rule (1) or sub-rule (2), the Transport Authority by which the permit was issued may, subject to the provisions of rule 75-

(i) direct the holder of the permit within such period not exceeding two months from the date of occurrence as the authority may specify, either to make good the damage to or failure of the vehicle or to provide a substitute vehicle, or failure of the vehicle or to provide a substitute vehicle, or

(ii) if the damages to or failure of, the vehicle is such that in the opinion of the said authority it cannot be made good within a period of two months from the date of the occurrence, direct the holder of the permit to provide a substitute vehicle, and where the suspend, cancel or vary the permit accordingly, after giving an opportunity of being heard to such holder.

(4) The Transport Authority giving a direction or suspension, cancelling or varying a permit under sub-rule (3) shall send intimation of the fact to the Transport Authority of any other region in which the permit is valid by virtue of countersignature or otherwise.

101. **Alternation to motor vehicle.**- (1) Further to the provisions of section 52, the owner of a transport vehicle shall, at the same time report as required by the said section to the Transport Authority by which the permit relating to the vehicle was granted, or in the case of a permit relating to a service of stage carriage, to the Transport Authority by which the permit was granted under which the vehicle is being used.

(2) Upon receipt of a report under sub-rule (1), the Transport Authority by which the permit was may, if the alternation is such as to contravene any of the provisions or conditions of the permit,-

(i) vary the permit accordingly, or

(ii) require the permit holder to provide a substitute vehicle within such a period as the authority may specify, and if the holder fails to comply with such requirement, cancel or suspend the permit.

(3) A Transport Authority varying, suspending or cancelling a permit or causing another vehicle to be substituted for a vehicle covered by a permit, shall intimate particulars to the Transport Authority of any other region in which the permit is valid by virtue of counter signature or otherwise.

102. **Restriction on use of trailers.**- No trailer shall be attached to any transport vehicle covered by the permit.

103. **Distinguishing boards for goods vehicles.**- Every goods transport vehicle shall carry in a prominent place on the front of the vehicle a distinguishing board in English and in the regional language with the words "Goods Carrier" painted in black on white background. The height and width of "each letter shall be not less than 127 millimetres and 64 millimetres, respectively.

104. **Inspection of transport vehicles and their contents.**- (1) Any police officer in uniform not below the rank of Sub-Inspector or any officer of the Motor Vehicles Department not below the rank of Assistant Inspector of Motor Vehicles or any member of the State Transport Authority within his respective jurisdiction may, at any time when a goods vehicle is in a public place call upon the driver of such vehicle to stop the vehicle and to keep it at rest for such time as may be necessary to enable the police officer or the officer of the Motor Vehicles Department not below the rank of an Assistant Inspector of Motor Vehicles or such member to make reasonable examination of the contents of the vehicle.

(2) Notwithstanding anything contained in sub-rule (1), the police officer or the officer of the Motor Vehicles Department shall not be entitled to examine the contents of any goods vehicle unless-

(i) the permit in respect of the vehicle contains a provision or condition in respect of the goods which may or which may not be carried on the vehicle;

(ii) the police officer or the officer of the Motor Vehicles Department has reason to believe that the vehicle is being used in contravention of the provisions of the Act or these rules.

(3) Any police officer not below the rank of Sub-Inspector in uniform or an officer in uniform of the Motor Vehicles Department not below the rank of an Assistant Inspector of Motor Vehicles or any member of the State Transport Authority within his respective jurisdiction may, at any time when a public service vehicle is in a public place call upon the driver of such vehicle to stop the vehicle and keep it at rest for such time as may be necessary to enable the police officer or the officer of the Motor Vehicles Department or such member to make reasonable examination of the number of passengers and other contents of the vehicle so as to satisfy himself that the provisions of the Act and these rules and the provisions of and the conditions of the permit in respect of the vehicle are being complied with.

(4) Any Inspector or Assistant Inspector of the Motor Vehicles Department in uniform, may at time when a transport vehicle is in a public place. call upon the driver of such vehicle to stop the vehicle and to keep it at rest for such time as may be necessary to enable the Inspector or Assistant Inspector to inspect such vehicle. The Inspector or Assistant Inspector shall give to the driver or any person in charge of the vehicle a certificate stating the date on which the hour at which and the period for which, the vehicle was detained.

105. Inspection of brakes of transport vehicle.- Any officer of the Motor Vehicles Department not below the rank of an Assistant Inspector of Motor Vehicles may, at any time when a transport vehicle is in a public place, call upon the driver of such vehicle to stop the vehicle and to keep it at rest for such time as may be necessary

to enables the officer to inspect the brakes of the vehicles so as to satisfy himself that the provisions of rule 96 of the centrao rules are complid with.

106. Motor cabs fitted with fare meters.- (1) The State Transport Authority may, be notification in the official gazette, require that within the limits of such area, as may be specified in the notification, all motor cabs or any class of motor cabs shall be fitted with fare meter.

(2) Where a notification as aforesaid has issued, permits in respect of any motor cab covered by the notification shall not be granted, unless fitted with fare meter except under the following conditions, namely:-

(i) that such owner shall provide such garage accomadation for cabs as is approved by the State Transport Authority;

(ii) that the cabs shall not ply for hire on public stands or in public places;

(iii) that the cabs have a licensed seating capacity of (not less than three) adult passenger excluding the driver;

(iv) that the cabs shall have an engine of not less than 800 c.c.

(3) The rule of fitment of fare meter will not be applicable to luxury or tourist or maxi cab.

107. Power to inspect taxi meters:- Any officer not below the rank of an Assistant Inspector of Motor Vehicles in uniform or any police officer not below the rank of Sub-Inspector may, if he has reason to believe that a motor cab fitted with a taxi meter has been or is being plied with a meter which is defective or has been tampered with, stop such motor cab and, in order to test such taxi meter, direct the driver or the person in-charge of such motor cab to cover a distance or connect the taxi meter on the measuring equipment to ascertain the accuracy of the taxi meter or to proceed to an institution referred to in sub-rule (2) of rule 126 and take or cause to be taken such other steps as he may consider proper for the purpose.

108. **Licensing and regulations of conduct of agents for sale of tickets for travel by public service vehicles.**- (1) Every owner of a public service vehicle to be let or plied for hire shall, intimate to the State Transport Authority concerned, the name and address of the person appointed on his behalf as the agent who has been engaged in the sale tickets to passengers for travel by such vehicle.

(2) No person shall act as an agent of the owner unless the has obtained an agent's license in Form L.Ag.Pu. S.V. from the Transport Authority.

Explanation:- For the purpose of this sub-rule, persuading any person, soliciting or attempting to persuade any person, to travel in a vehicle shall be deemed to be acting as an agent for the sale of tickets for travel thereby.

(3) An agent's license shall be valid for a period of twelve months from the date of issue or renewal and shall be effectively only in the region wherein it is issued or renewed.

(4) No person under the age of eighteen years shall hold an agent's licence.

(5) An application for an agent's licence shall be made in writing to the State Transport in Form L,Lg. Pu. S.V.A. to these rules and shall be accompanied by two clear copies of a recent photograph of the application and by the fee prescribed in sub-rule (6).

(6) The fee for an agent's license shall be fifty rupees and the fee for its renewal or for the issue of a duplicate shall be twenty-five rupees.

(7) An application for the renewal of an agent's licence shall be made by letter enclosing the licence accompanied by the fee prescribed under sub-rule (6). addressed to the State Transport Authority, by which the agent's licence was issued. If the application for renewal accompanied by the fee prescribed under sub-rule (6) is not received on or before the date of expiry of the licence, the fee payable for the renewal of the licence shall be fifty rupees.

(8) The State Transport Authority may, for reasons to be recorded in writing, decline to issue or renew an agent's licence or grant licence on such conditions as the State Transport Authority may consider it fit to impose.

(9) (i) The State Transport Authority may, for reasons to be recorded in writing, suspend or cancel an agent's licence.

(ii) On an agent's licence being suspended, cancelled or not renewed, it shall be surrendered forthwith to the State Transport Authority which issued the licence.

(10) An agent shall, on demand by any officer of the Motor Vehicles Department in uniform not below the rank of Assistant Inspector of Motor Vehicles, produce his agent's licence for inspection.

(11) No person shall hold more than one agent's licence effective in the same region.

(12) The State Transport Authority may, specify that the agent shall wear a uniform of the type approved by it in that behalf.

(13) The agent shall, when on duty, wear in conspicuous place on his left breast a metal badge issued by the State Transport Authority on payment of a fee of ten rupees along with his name in black letters on white background in bold letters in English or the regional language. No agent shall lend or transfer the badge to any other person and he shall surrender it to the State Transport Authority in the event of his licence being suspended, cancelled or not renewed. If the badge is lost or destroyed, a duplicate badge shall be issued by the authority which issued it on payment of a fee of twenty rupees.

(14) The provisions of this rule shall apply to such areas or routes and from such dates as the State Government may, by notification in the Official Gazette specify in this behalf.

109. Lost property.- (1) Where a permit holder or his employee receives any article under clause (xvii) of rule 21, he shall keep that article for a period of seven days and shall if the article is not claimed during period, hand over the same to the officer in-charge of the nearest police station:

Provided that if the article is of a perishable nature, it may be handed over to the officer in-charge of the nearest police station even before the expiry of seven days.

(2) Where during the period mentioned in sub-rule (1)-

(a) the article is claimed by not more than one person, the permit holder may after making such enquiries as he deems fit and if necessary after taking indemnity agreement from the claimant, hand over the article to the claimant;

(b) the article is claimed by two or more than two persons, then the permits holder may hand over the same to the officer in-charge of the nearest police station.

(3) Where any article is received by an officer in-charge of a police station under this rule or under clauses (xvii) or rule 21, then the provisions of the Police Act, 1861 (Central Act 5 of 1861) as applicable to the Union territory shall, so far as may be, apply to such article as they applied in relation to unclaimed property under that Act.

110. **Licencing of agents.-** In rules 111, 112, 113, 114, 115, 116, 117, 118, 119, and 120, unless the context otherwise requires,-

(a) "agent" means any person who engages in the business of collecting or forwarding and distributing goods carried by road by goods vehicles plying for hire;

(b) "agent's licence" means a licence granted to an agent under sub-rule (4) of rule 112 for the principal establishment, and includes a supplementary licence granted to such agent for any additional establishment, such as branch offices specified in such supplementary licence;

© "licensing authority" means the State Transport Authority or such other authority as the State Government may, by notification in the Official Gazette appoint, of the region in which the applicant intends to carry on the business, and in any other case, of the region in which the applicant has his principal place of business.-----

111. **Person prohibited to act as agent except under licence.-**

No person shall act as an agent, unless he holds a valid licence authorising the carrying on of his business of an agent at the place or places specified in the licence.

112. **Agent's licence.**- (1) Any person desiring to obtain agent's shall make an application in Form L. Ag. Go, A to the licence authority of the region in which he has his place of business or as the case may be, his principal place of business.

(2) The application shall be accompanied by a fee prescribed under rule 116.

(3) In considering an application made under this rule, the licensing authority shall have due regard, among other things, to-

(a) the number of goods vehicles, if any, either owned by the applicant or under his control;

(b) the suitability of accommodation in the charge of the applicant for the storage of goods at every operating place;

(c) the facilities provided by the applicant for parking the goods vehicles while loading or unloading without hindrance to the general traffic in the area; and

(d) the financial resources of the applicant and his experience in the trade.

(4) The licensing authority shall either grant or renew the licence including a supplementary licence, for a branch office, if any, in Form L. Ag. Go. specifying the place or places where the business may be carried on, or refuse to grant or renew the licence:

Provided that the licensing authority shall not refuse to grant or renew a licence or, a supplementary licence for a branch office applied for, unless the application is given an opportunity of being heard, and the reasons for refusal are recorded and communicated to him in writing.

(5) The licensing authority shall, while granting or renewing a licence including any supplementary licence or at any time during the validity of the licence, by order require a licence to furnish a security in cash of one thousand rupees and when a licence has furnished earlier and security in pursuance of an order passed under this sub-rule, additional security not exceeding one thousand rupees.

(6) The licence shall be in two parts, namely, the principal part (hereinafter referred to as the principal licence), in which supplementary licence issued for every separate establishment or branch office for loading, unloading or receipt or delivery of consignments is carried on, shall be mentioned and the supplementary part of the establishment or branch office such as municipal house number, the nearest road, bye-laws, the postal delivery district and other landmarks in the vicinity to enable identification of the place of the licence duly attested by the licensing authority, shall be attached to the licence.

(7) The principal licence shall be kept and displayed prominently at the head office, and the supplementary licence shall be kept and displayed prominently at each branch office to which it refers, except when the principal licence or supplementary licence, as the case may be, is forwarded to the licensing authority for effecting renewal thereof. Such licence shall be produced before any inspecting officer of the Motor Vehicles Department.

(8) An agent's licence shall be non-transferable.

(9) An agent's licence shall be valid for a period of one year from the date of grant or its renewal. The date of expiry of the supplementary licence shall be co-terminus with the date of expiry of the principal licence irrespective of the date on which the supplementary licence is granted.

113. **Renewal of agent's licence.**- (1) An agent's licence may be renewed on an application in Form L. Ag. R.A. made to the licensing authority not less than thirty days before the date of its expiry, and shall be accompanied by the principal and all supplementary licenses if any, and the fee specified in rule 116.

(2). The renewal of a licence shall be made by endorsement of renewal thereof by the licensing authority on the principal and supplementary licences, if any.

114. **Cancellation of agent's licence and forfeiture.**- (1) Without prejudice to any other action which may be taken against a licensee, the licensing authority may, by order in writing, cancel an agent's licence or suspend it for such period as it thinks fit, if in

its opinion, any of the conditions under which the premises have been approved or under which the licence has been granted have been contravened.

(2) Before making any order of suspension or cancellation under sub-rule (1), the licensing authority shall, give the licence an opportunity of being heard and shall, record reasons in writing for such cancellation or suspension.

(3) Where a licence is liable to be cancelled or suspended under sub-rule (1) (except in the case of contravention of clause © of sub-rule (2) of rule 119) and the licensing authority is of the opinion that having regard to the circumstances of the case, it would be unnecessary or inexpedient to cancel or suspend the licence, if the licence agrees to pay a certain sum of money, then notwithstanding anything contained in sub-rule (1), the licensing authority may, instead of cancelling or suspending the licence, as the case may be, recover from the licensee the sum of money agreed upon.

(4) The power exercised by the licensing authority under sub-rule (1) may, where an appeal has been preferred under rule 119, be exercised also by the appellate authority.

(5) The licensing authority may order the forfeiture in whole or in parts, of the security furnished by the licensee under sub-rule (5) of rule 112 for contravention of any of the provisions of this rule or rules 111, 112, 117, 118, 119 or for breach of any of the conditions specified in rule 116 by the licensee:

Provided that no such forfeiture shall be made unless the licensee is given an opportunity of being heard.

(6) In the event of the forfeiture of a security deposit or part thereof by the licensing authority, the licence shall cease to be valid if the licensee fails to make payments to bring the security already furnished by him to its original value within thirty days of the receipt of the order of forfeiture.

115. Issue of duplicate licence.- (1) If at any time an agent's licence is lost, destroyed, torn or otherwise defaced as to be illegible, the agent shall forthwith apply for the

licensing authority for the grant of a duplicate licence. The application shall be accompanied by the fee mentioned in rule 116.

(2) Upon receipt of such an application, the licensing authority shall issue a duplicate agent's licence clearly stamped "Duplicate" in red ink.

(3) If the duplicate agent's licence is issued on a representation that the licence originally granted has been lost or destroyed and the original licence has been subsequently found, the original licence shall be surrendered to the licensing authority.

116. **Fees for licence, etc.-** The fee for the grant or renewal of licence or supplementary licence or for a duplicate thereof, shall be-

	Rs.
(a) for grant of a licence	100
(b) for grant of a supplementary licence for each additional establishment	50
© for renewal of a licence if application is made in time-	
(i) for principal licence	50
(ii) for each supplementary licence	25
(d) for renewal of a licence if application is made late-	
(i) for principal licence	100
(ii) for each supplementary licence	50
(e) for issue of a duplicate copy of-	
(i) principal licence	10
(ii) for each supplementary licence	5

117. **Conditions of agent's licence.**- An agent's licence shall be subject to the following conditions, namely:-

(1) the licence shall, object to the provisions of these rules provide adequate space for the parking of vehicles for the purpose of loading and unloading of goods;

(2) The licensee shall be responsible for proper arrangement for storage of goods collected for despatch or delivery or both;

(3) the licensee shall-

(a) take all necessary steps for proper delivery of the goods to the consignee;

(b) be liable to indemnify the consignee for any loss or damage to goods while in his possession, by adequate insurance cover, where available, at the cost of the consignor or consignee;

© issue to the consignor and consignee a goods transport receipt only after he actually receives goods for despatch and state therein the weight, nature of goods, destination, approximate distance over which the goods are to be carried, the freight charged, the service charged, if any such as for local transport, insurance while in his custody and labour charge, if any, for loading and unloading provided that the service charge shall be reasonable and proof of its reasonableness established, if required by the licensing authority';

(d) not deliver the goods to the consignee without actually receiving the consignee's note or any such note issued by the office which received the goods for despatch or if this note is lost or misplaced, an indemnity covering the value of the goods;

(e) issue a copy of every goods transport receipt issued to the consignor or consignee to the driver of the goods vehicle transporting the goods and shall not allow any consignment to be loaded without handing over a copy of the receipt in respect thereof to the driver.

(f) maintain in Form L.Ag.Go. R appended to these rules proper record of collection, despatch or delivery of goods, the registration mark of the vehicle in which goods are

carried for transport and take the same available for inspection by the licensing authority, or by any person duly authorised by it in this behalf;

(g) not charge commission exceeding that which may be fixed by the State Transport Authority. subject to the orders of the State Government, if any;

(h) maintain proper account of the commission charged by him to every operator of goods vehicles engaged by him;

(i) maintain a weighing device in good condition and capable of weighing at a time not less than 250 kilograms;

(j) nor refuse to accept goods for transport without valid reasons; and

(k) comply with the provisions of this rule and rules 111, 112, 113, 118, 119 and 120.

118. Particulars to be mentioned in contract of agency.- All contracts entered into or way-bills by a licence for the purpose of collecting, forwarding or distributing goods shall be in writing, and shall contain the following particulars, namely;

(i) names and address of consignors and consignees:

(ii) description and weight of consignment;

(iii) destination and its approximate distance in kilometres from the starting station;

(iv) freight on weight destination or weight distance or on truck distance basis for long distance haulage and for local transport for collection at consignor's place or delivery at consignee's place if required;

(v) delivery instruction, namely, the approximate date by which and the place at which goods are to be delivered to the consignee;

(vi) terms for payment separately for long distance transport, local transport, home delivery and collection, labour charges for loading and unloading and the demurrage.

119. Places to be used for loading and unloading of goods, etc.- (1) The State Transport Authority, may in consultation with the local municipal authority or police

authority having jurisdiction over the local area concerned, or both, approve any premises owned or to be used by an applicant for an agent's licence for loading, unloading and forparking goods vehicles or for the storage of goods., while in the castody of the licensee having regard to the suitability of the site, traffic conditions obtaining in the locality, sanitary conditions, storage facilities, space for parking vehicles for the purpose of loading or unloading from transporting trucks provided at such premises, as the place of carrying on the business under the licence.

(2) Any approval under sub-rule (1), shall be subject to the following conditions, namely;-

(a) that the premises shall at all times be kept in a clean condition and in good state of repair;

(b) that the premises shall be administered in an orderly manner;

© that the licenses shall not change the premises or make any external alternations to it or in the parking arrangement there at, as may be likely to cause obstruction to the general traffic in the vicinity without prior approval of the licensing authority;

(d) that the licensee shall take suitable precautions to ensure that no breach of any of the provisions of the Act or of these rules in so far as these provisions relate to the following matters is committed in respect of any vehicle engaged by him and which is entering or leaving or standing at such premises, namely:-

(i) requirements that goods vehicles shall be covered by-

(a) valid and effective permit/countersignature for the route/area of travel.

(b) valid certificate of insurance.

© valid certificate of fitness, and

(d) payment of tax under the Pondicherry Motor Vehicles Taxation Act, 1967 (No. 5 of 1967);

(ii) observance of the regulations/conditions as to-

(a) construction, equipment and maintenance of motor vehicle to the extent the defects are easily noticeable from the exterior appearance of a motor vehicle.

(b) limits of weight and prohibitions or restrictions on use of motor vehicles;

© loading of goods, overall height, length, width and projections of load laterally, to the front, to the rear and in height;

(d) transport of dangerous or explosive substance; contraband articles, under any law for the time being in force;

(e) parking or abandonment of motor vehicles on the road in such a way as to cause obstruction to traffic or danger to any person or other user of roads;

(f) leaving vehicles in dangerous position; and

(g) driving of motor vehicle by person holding valid and effective driving licence.

(3) Where the State Transport Authority refuses to approve any premises under sub-rule (1), it shall communicate in writing the reasons for such refusal.

120. **Appeal.**- (1) Any person aggrieved by an order made under sub-rules (4) and (5) of rule 112, sub-rules (1) and (5) of rule 114 and sub-rule (1) of rule 119, may within thirty days from the date of receipt of such order, appeal the State Transport Appellate Tribunal.

(2) The memorandum of appeal shall be filed in duplicate setting forth concisely the grounds of objection and shall be accompanied by a certified copy of the order appealed against and a fee of one hundred and fifty rupees.

(3) The authority which passed the order appealed against shall, on application by the appellant, give a certified copy of the order or any other relevant document on payment of a fee of ten rupees.

121. **Power of entry and inspection.**- Any officer of the Motor Vehicles Department in uniform, or any other person authorised in this behalf by the State Government, may

enter upon the premises at all reasonable times for inspection of the premises used by the permit holder for the purpose of his business.

122. A transport vehicle when regularly used for carrying Government mail by or on contract with the Indian Posts and Telegraphs Department, shall be painted in postal red colour and shall exhibit in a conspicuous place upon a plain surface of the motor vehicle the word "MAIL" in red colour on a white background, each letter being not less than fifteen centimetres in height and of a uniform thickness of nineteen millimetres.

(3) Save as aforesaid, no stage carriage or contract carriage shall be painted in postal red colour or display any sign or inscription which includes the word "MAIL"

Provided that a stage carriage belonging to a municipal transport service shall be painted in signal red colour, with a band in any colour except postal red colour.

(4) Stage carriages, both city service buses and mofussil service buses belonging to the Pondicherry Tourism and Development Corporation should be painted in the manner approved by the State Transport Authority from time to time.

Explanation:- For the purposes of this rule, "city buses" means buses plying mainly within the limits of the area specified by the Government by Notification in the Official Gazette and "mofussil service buses" means buses plying mainly in other areas.

(5) Save as aforesaid, no other transport vehicle plying in the Union Territory shall be painted in any of the colour combinations prescribed in sub-rules (3) and (4).

123. **Painting and marking of motor cabs in certain manner.**- (1) The hood of every motor cab shall be painted in cream yellow and the rest of the body in black colour.

(2) In addition to the registration mark, the serial number of the permit allotted by the registering authority shall be painted on the motor cab at each of the following different places, namely:-

(i) the left hand top portion of the front windscreen;

(ii) on the rear door on the side of the registration mark;

(iii) in the middle of the left front door; and

(iv) in the middle of the right front door.

(3) The aforesaid number shall be painted in white and in a red circle and the numerals shall not be less than 50 millimetres in length and 38 millimetres in breadth.

(4) The number of the left hand portion of the windscreen shall be so painted as to be readable from inside and the number on the rear boot, the left front door and the right front door shall be painted against the black background.

(5) Notwithstanding anything contained in these rules but subject to the provisions of sub-rule (7), no permit shall after the coming into force of these rules, be granted or renewed in respect of any motor cab which does not conform to the provisions of sub-rules (1) to (4).

(6) No motor vehicle other than a motor cab shall be painted in the manner prescribed in sub-rule (1).

(7) Notwithstanding anything contained in this rule, the State Government may, by general or special order, exempt any motor cab or class of motor cabs from all or any of the provisions of this rule either generally or in such area or area or on such route or routes and subject to such conditions, if any, as many be specified in the order.-----

124. **Taxi meters.**- No motor cab required to be fitted under rule 106 with a fare meter (hereinafter referred to as meter) shall be used in a public place unless-

(i) it is fitted with a mechanical or an electronic digital meter of a type, which in the opinion of the Transport Commissioner complies with provisions or rule 130 or is so designed or constructed that the constructional requirements as specified in sub-rules (3), (4), (5), (6), (7), (8), (9) and (10) or rule 130 are substantially complied with;

(ii) the provisions of rule 130 are complied with.

125. **New meter** to be fitted as per option of motor cab owner with either the electronic digital meter or a mechanical meter.- If, for any reason, it becomes necessary to replace any mechanical meter already fitted to a motor cab, it shall as per the option of the motor cab owner be replaced either by a mechanical meter or an electronic digital meter.

126. **Application for new modified type of meter.**- (1) An application for the approval of a new modified type of meter shall be sent to the Transport Commissioner and shall be accompanied by two complete specimen of the meters and a detailed description with drawing of its mechanism. A working specimen, the flexible cable by which the meter will be driven shall also be forwarded along with the meter for the test.

(2) The Transport Commissioner shall send the meter to an institution approved by the State Government for the purpose of testing the meter, where it shall be subjected to an exhaustive test in order to ascertain whether it complies with the requirements specified in rule 130 and whether they would otherwise be suitable. At least one of the meters shall be opened and such parts removed as may be required for a comprehensive examination of the mechanism.

(3) After the test, one instrument shall be retained by the institution so approved by the State Government under sub-rule (2) as a sample instrument and the other shall be returned to the Transport Commissioner.

(4) After considering the report received from the institution. the Transport Commissioner shall, if he is satisfied that the meter complies with the requirements specified in rule 130 and is suitable for its purpose, approve the meter. He shall inform the applicant of his decision.

127. **Revocation of approval.**- If on receipt of a complaint from any member of the public or of a report submitted by an officer not below the rank of Assistant Inspector of Motor Vehicles or a police officer not below the rank of Sub-Inspector, the Transport Commissioner is satisfied that the meters of any type approved by him under sub-rule (4) of rule 126 do not record fares correctly or develop defects or go out of order at frequent intervals, or have ceased to conform to the requirements of

rule 130, he may after giving the person on whose application such type of meter was approved a reasonable opportunity of being heard and after making such enquiries as he may deem fit, by order revoke the approval given to such type of meter and shall inform the person aforesaid of his order and the reasons therefor:

Provided that the order of revocation shall not apply to the meters of such type which are already sealed and in use on the date of such order.

128. **Appeal against revocation of approval.**- Any person aggrieved by an order of the Transport Commissioner under rule 126 may, within ninety days of the date on which he receives the intimation of such order, appeal to the Secretary to Government incharge of Transport.

129. **Conduct and hearing of appeal.**- (1) An appeal under rule 128 shall be preferred in duplicate in the form of a memorandum, setting forth concisely the ground of objection to the order of the Transport Commissioner and shall be accompanied by a fee of twenty-five rupees in cash and a certified copy of that order.

(2) when a appeal is lodged, intimation of such appeal shall be given to the Transport Commissioner.

(3) The Secretary to Government in-charge of Transport after giving an opportunity to the party of being heard and after such further enquiry, if any, as it may deem necessary may confirm, vary or set aside the order of the Transport Commissioner and shall make an order accordingly.

130. **Method of indicating fare.**-(1) Every mechanical or electronic digital meter shall be so constructed as-

(a) to indicate open dial in suitable slots or on a suitable digital display consisting of light emitting diode (LEDS) as the case may be, the amount of fare calculated by time and/or by distance in kilometres; and

(b) to have a flag showing its position or to have a window with illumination word showing, whether or not the meter is in action (i.e "Hired" or "For Hire" or "Stopped").

(2) Information to be given in slots of a mechanical meter or a digital display of an electronic meter:- The nature of the information given in each slot of a mechanical meter or digital display of an electronic meter shall be indicated by suitable wording immediately above or below the slots or digital display, as the case may be. The words of signs denoting rupee or rupees and paise shall be placed immediately above, below or basic the appropriate disc of drum position.

(3) Letters and wordings: (i) The letters and figures, shown in the slots of a mechanical meter or a digital display of an electronic meter shall be of a size which the Transport Commissioner considers to be reasonable and shall be so placed as to be easily read by the hires.

(ii) All letters and figures required to be shown on a meter and gear boxes shall be of such size, form and colour as would render them clearly legible.

(4) Flag: -The flag of a meter shall be of suitable strength and shall bear the words "For Hire" in white letters of plain block type at least 50 millimetres in height and of proportionate thickness on a red coloured background so that they may be easily read from a distance. The arm lever which carries the flag shall be of such length that when it is kept vertical, the lower edge of the flag is above the highest part of the meter. If it is an electronic digital meter, it shall be provided with two switches i.e, meter switch and stop switch, for operating the meter and shall also be provided with "Roof light" synchronized with the operation of the meter.

(5) Mechanism and operation:- The mechanism of meters shall be so designed that-

(a) (i) the words "For Hire" are indicated in the appropriate slot when flag arm is vertical;

(ii) the word "Hired" is indicated when the arm has been depressed through 180 degree and the time and distance ger are in engagement;

(iii) the word "stopped" is indicated when the arm is arrested in a horizontal position at 270 degrees;

(b) The flag arm cannot normally remain in any position other than the three positions mentioned in clause (a);

© the fare by him ceases to be recorded when the flag is in the “Stopped” position;

(d) the fare by distance is recorded on the meter if the taxi cab is driven with the flag in the “Stopped” position;

(e) the fare recorded is not obscured when the flag is in the “Hired” or “Stopped” position;

(f) it is not possible-

(i) to move the flag back from the “Hired” position to “For Hire”, or

(ii) to return the flag from “Stopped” position to “Hired”, position:

(g) when the flag arm is raised to a vertical position (i.e the “For Hire” position), the previous record of fare is cleared and the various mechanism are brought to their initial positions;

(h) before the flag can again be depressed, the full vertical position shall be reached, and a positive stop made there to ensure that the mechanism comes to rest and that the fare indication is obscured by a shutter;

(l) the mechanism for recording the time and distance cannot be engaged or disengaged except by the normal sequence of the flag arm referred to in clauses (a) to (f); and

(j) the operation of the shutter of obscuring the fare synchronizes with the engaging and disengaging of the time and distance mechanism of the meter.

(6) (a) Mechanism and operation of an electronic digital meter:- The mechanism of an electronic digital shall be so designed that the “For Hire” window is illuminated when the meter switch is in “off position” and roof light is in “on position”:

(b) the "Hired" switch is illuminated and the roof light is turned "off" when the "meter switch" is pressed "on" and the time and distance modes are in engagement:

© the "stopped" window is illuminated with the stop switch is pressed "on";

(d) it shall not be possible to set in position either when the three position in clause (a) in the meter;

(e) the fare by the time ceases to be recorded when the flag is not stopped position;

(f) the fare by the distance is recorded in the meter if the taxi cab is driven with the meter in "stopped" position;

(g) the rate recorded is not obscured when the meter is in hired and/or in stopped position.

(h) when the meter switch is turned off, "For Hire" window is illuminated, the roof light is turned on and the previous recording of fare is acquired and the various mechanism of the meter are brought back to the initial position;

(i) the mechanism recording time and distance cannot be engaged or disengaged except by the normal sequence of operation of switches referred to clauses (a) to (f).

(7) Audible warning,- Every meter shall be so constructed that it gives audible warning by means of a suitable bell or jing whenever the driver moves the lever which operates the recording mechanism.

(8) Sealing.- (a) Every meter shall be so made as to be capable of being sealed by seals of the type specified by the Transport Commissioner and by issuing specific instructions in this behalf, after the meter has tested and approved.

(b) When the gear which operates the distance recording apparatus is not contained in the main part of the machine, the case or cover enclosing it shall be so made that it may be sealed either by the inset or wired on type of seal.

© All meter cable connections shall be so made as to be capable of being sealed by means of inset or wired-on lead seals to prevent improper removal.

(9) Drivers.- In case of a mechanical meter, the mechanism driving the distance recording gears and in case of electronic digital meters, the mechanism giving signals to the distance recording mechanism of the electronic meters shall be fitted not to the driving wheel of the cab but to the non-driving wheels of the chassis gear box attached to the cab.

(10) Plates.- (a) A plate of suitable size and pattern shall be attached to the meter or its gear box in such a manner that it cannot be removed without either removing the seals affixed by the testing institution or opening the meter or the gear box. The plate shall bear raised or sunken words or figures denoting the measurement of the effective circumference of the wheel by which the meter will be driven and by which its action and accuracy may be tested.

(b) The measurements shown on the plate shall be in accordance with the circumference of the wheels of minimum size approval for the cab and normally attached thereto.

Explanation.- The effective circumference of the cab wheel to which the meter transmission gearing is attached and by which the meter is driven is the distance which the cab moves forward for one complete revolution of the wheel and may be measured by ground and pushing the cab in a straight line until this mark is again in contact with the ground, the cab being in its normal working condition and carrying two passengers.

131. **Further test of meters of approved type.**- (1) A meter of any type approved under rule 126 shall before being fitted to a motor cab, be sent to the institution approved by the Government in this behalf for a rough test whether the meter accurately registers time and distance and also for examination as regards its external appearance, general action and conformity with the approved type.

(2) Every meter in use shall be submitted for test to the institution approved by the state Government under sub-rule (1) at least once in every twelve months in the case of mechanical meters and once in every twenty-four months in case of electronic meters and also whenever its seals are removed for any repairs or adjustments.

(3) If after test and examination, the meter is found to be suitable, it shall be sealed at the institution referred to in sub-rule (1) in such manner that its interior cannot be reached without breaking the seal.

CHAPTER –VI

CONSTRUCTIONS, EQUIPMENTS AND MAINTENANCE OF MOTOR VEHICLES

132. **General.**- (1) No person shall use and no person shall cause or allow to be used or to be in public place any motor vehicle which does not comply with the rules contained in this Chapter, or with any order thereunder made by a competent authority.

(2) Nothing in this rule shall apply to a motor vehicle which has been damaged in accident while at the place of the accident or to a vehicle so damaged or otherwise rendered defective while being removed to the reasonably nearest place of repair or disposal:

Provided that where a motor vehicle, can no longer remain under the effective control of the person driving the same, it shall not be moved except by towing.

133. **Movement forward and backward.**- Every motor vehicle other than a motor cycle shall be capable of moving under its own power either forward or backward:

Provided that the Government may, by general or special order, exempt any three wheeler motor vehicle or class of three wheeler motor vehicles from the provisions of this rule, where it is satisfied that such vehicle or class of vehicles can be used in any public place without any danger to public safety.

134. **Mirror.**- Every motor vehicle, other than a transport vehicle not being a motor cab or a motor cycle having not more than two wheels and to which a side car is not attached, shall be fitted either internally or externally, and every transport vehicle other than a motor cab shall be fitted externally with a mirror so placed that the driver has a clear and distinct vision of vehicles approaching from the rear:

Provided that the State Government may, by general or special order, exempt any transport vehicle or class of transport vehicles from the provisions of this rule on such conditions as may be specified in the order, if it is satisfied that having regard to the construction of such vehicle or class of vehicles fitting or a mirror does not serve any useful purpose.

135. **Restrictions regarding televisions set or video in the motor vehicles.**- No televisions set or video shall be fitted or kept on or near the board of the motor vehicle or shall be kept within the view of the driver.

136. **Dangerous projections.**- (1) No mascot or other similar fitting or device shall be carried by any motor vehicle registered in India in any position where it is likely to strike any person with whom the vehicle may collide unless the mascot is unlikely to cause injury to any person by reason of any projection thereon.

(2). No motor vehicle shall be permitted to be used which is so constructed that any axle hub or hub cap projects laterally more than ten cms. beyond the rim of the wheel to which it is attached, unless the hub or hub cap does not project laterally beyond the body or wings of the vehicle or is provided with an adequate guard.

137. **Springs.**- Every motor vehicle and every trailer drawn thereby shall be equipped with suitable and sufficient means of spring adequately maintained in good and sound condition between the road wheels and the chassis frame of the vehicle.

Provided that this rule shall not apply to,-

(i) any motor vehicle registered in India before the first day of April, 1940 if any means of spring with which it is fitted are adequately maintained in good and sound condition;

(ii) any tractor not exceeding four thousand five hundred and thirty six kilograms in weight unladen if all the unsprung wheels of the tractor are fitted the pneumatic tyres;

(iii) any land tractor, land implement, agricultural trailer, trailer equipped with pneumatic tyres having axle weight not exceeding 3050 kilograms avoirdupois, or

any trailer used solely for the haulage of felled trees or such other heavy loads as cannot be carried on springs;'

(iv) vehicles designed for the use in works or in private premises and used on a road only in passing from one part of the works or premises to another or to works or premises within a distance of 3.2 kilometres;

(v) such motor vehicles or class or motor vehicles not fitted with the means of springing by the manufacturers which the Government may, by general or special order, declare to be otherwise suitable for use on public roads on the conditions specified in the orders.

138. **Mudguard.**- Every motor vehicle except a tractor or a trailer shall unless adequate protection is afforded by the body of the motor vehicle, be provided with mudguards or other similar fitting to catch, so far as practicable mud or water thrown up by the rotation of the wheels.

139. **Attachment to motor cycle.**- (1) Every side-car attached to motor cycle shall be so attached at the left hand side of the motor cycle, that the wheel thereof is not outside perpendicular planes at right angles to the longitudinal axis of the motor cycle passing through the extreme projecting points in front and in the rear of the motor cycle.

(2). Every pillion seat attached to a motor cycle shall-

(i) have two foot-rests one on either side of and direct below the seat fitted in such a manner that a person sitting on the pillion seat can rest his feet on such foot-rests;

(ii) have a suitably spring cushion seat; and

(iii) have a hand grip fitted to the front of the seat.

(3) No pillion seat shall be attached to a motor cycle having more than three wheels fitted with engine capacity not exceeding thirty-five cubic centimetres.

(4) The rear wheel of every motor cycle on which a pillion seat is fixed shall be covered by a protective device covering two-thirds of the area of the rear wheel so as to prevent the clothes of the pillion rider.

140. **Communication with driver.**- Every motor vehicle for the use of passenger in which the driver's seat is separated from the passenger compartment by a fixed partition which is not capable of being readily opened shall be furnished with efficient means to enable the passengers in such compartment and the conductor, if any, to signal the driver to stop the vehicle.

141. **Use of military colours and registration marks prohibited.**- (1) No motor vehicle other than a military motor vehicle shall be used, in any public place, unless it is painted in colours scheme different from that usually employed for military motor vehicles.

(2) No such motor vehicle shall exhibit or carry any military registration mark.

142. **General.**- Every public service vehicle and all parts thereof, including paintwork, varnish and upholstery, shall be maintained in a clean and sound condition and the engine mechanism and all working parts in reliable working order.

143. (1) The stability of a **double-decked public service vehicle** shall be such that when loaded with weights of 54 kilograms per person placed in the correct relative position to represent the driver and conductor (if carried) and a full complement of passengers on the upper deck only, if the surface on which the vehicle stands were tilted to either side to an angle of 28 degrees from the horizontal the point at which overturning occurs would not be reached.

(2) The stability of a single-decked public service vehicle other than a motor cab (or a single-decked trolley bus) shall be such that under any conditions of load, at an allowed of 54 kilograms per passenger and his personal luggage for which the vehicle is registered, if the surface on which the vehicle stands were tilted to either side to an angle of 35 degrees from the horizontal the point at which over-turning occurs would not be reached.

(3) The stability of a single-decked trolley bus shall be such that under any condition of load at an allowance of 54 kilograms per passenger and his personal luggage for which the vehicle is registered, if the surface of which the vehicle stands are tilted to either side to an angle of 32 degrees from the horizontal, the point at which overturning would not be reached.

(4) For the purpose of conducting tests of stability the height of any stop used to prevent the wheel of the vehicle from slipping sideways shall not be greater than two-thirds of the distance between the surface upon which the vehicle stands before it is tilted and that part of the rim of that wheel is loaded in accordance with the requirements of this rule.

144. **Seating room**, - In every public service vehicle other than a motor cab and an autorickshaw, there shall be provided for each passenger a reasonably comfortable seating space of not less than thirty eight centimetres square measured on straight lines along and at right angles to the front of each seat, and-

(i) When the seats are placed along the vehicle, the backs of the seats on one side shall be at least one hundred and thirty-five centimetres distant from the backs of the seats on the other side;

(ii) When the seats are placed across the vehicle and are facing the same direction, there shall be everywhere a clear space of not less than sixty-eight centimetres between the backs of the seats;

(iii) When the seats are placed across the vehicle and are facing each other, there shall be clear space excluding padding and upholstery between the surface of any portion of the seat against which the back of the passenger is to rest and the surface of the corresponding portion of the seat facing it of a minimum width of one hundred and twenty-eight centimetres and a clear space excluding padding and upholstery between the fronts of facing seats of a minimum width of forty-eight centimetres; and

(iv) where the seats are placed length-wise and facing each other, the surface of any portion of the seat against which the back of the passenger is to rest shall be at least

one hundred and thirty-five centimetres from the surface of the corresponding portion of the seat facing it:

Provided that all seats in stage carriages operating on routes lying either wholly or partly on ghat roads shall face forward:

Provided further that the restriction under the foregoing provision shall not apply to a stage carriage plying on a route lying partly on a ghat road, if the distance covered on ghat road does not exceed sixteen kilometres.

Explanation,- For the purpose of this rule, a ghat road shall mean a road notified as such by the State Government:

Provided also that all seats for passengers in every public service vehicle shall be provided with back rests, the upper portion of which shall be covered with cushions of not less than 20 centimetres from the top downwards.

145. **Alignment of seating arrangements.**- Subject to the provisions of rules 144, 148, 149 and 151 the alignment of seating arrangements in all new stage carriages of the following categories to be registered shall be as follows, namely:-

(i) Express stage carriages.- Three seats on one side and two on the other side or two seats on each side placed across the vehicle facing forward in the same direction;

(ii) Ordinary motor stage carriages.- Three seats on one side and two on the other side placed across the vehicle facing forward in the same direction;

(iii) Stage carriages plying on town, city or metropolitan routes.- Three seats on one side and two on one side or two seats on each side placed across the vehicle and facing forward in the same direction;

Provided that in the vehicles specified in clause (ii) above, there may be on one side one row of seats placed length-wise and on the other side parallel rows of seats in the same direction subject to the condition that the maximum number of seats to be

provided length-wise on one side shall not exceed forty per cent. of the total number of seats provided in the vehicle:

Provided further that in the vehicle specified in clause (iii) above, length-wise seats shall be permitted near the entry and exit points to facilities a wide gangway for each getting in and getting out of passengers, the total number of seats not exceeding ten per cent. of the vehicle and the number of seats facing forward in the same direction and placed across the vehicle shall not be less than seventy per cent. of the total seats provided:

Provided also that a composite seat to accommodate not more than six persons placed across at the rear end of the vehicle facing forward shall be permitted in all the stage carriages specified in clauses (i) to (iii) above:

Provided also that the seating arrangement in all the stage carriages specified in clauses (i) to (iii) above shall be so constructed that no persons can sit or any luggage can be carried beyond the straight line joining the centre points of the steering wheel and extreme point of the body of the vehicle on the left hand side of the driver:

Provided also that when once a stage carriage is registered with seating arrangements made in accordance with the provisions of this rule, no alternation, modification or rearrangements of seats shall be permitted unless necessitated by future modifications to this rule, if any, and the seating arrangements are then not in accordance with such modification:

Provided that if there is sufficient cause, alternation in the seating capacity may be allowed in the following circumstances:-

- (i) where the class of vehicle is changed, (Example: Stage carriage to goods carriage, ambulance, passenger-cum-goods carriage, mini-bus or vice-versa);
- (ii) where the type of vehicle is changed, Example: Mofussil to two service, or express service or vice-versa);

(iii) structural modifications involving changes in width' overhand, wheel-base and the position of an entrance and/or exit.

146. **Classification of taxi**,- A motor cab permitted to carry five persons, excluding the driver, shall be classified as a big taxi, a motor cab permitted to carry four persons, excluding the driver shall be classified as a medium taxi and a motor cab permitted to carry three persons, excluding the driver, shall be classified as a baby taxi.

147. **Seating room of autorickshaw**.- (1) (a) In every autorickshaw with seating capacity for three passengers, there shall be provided a seat of not more the one hundred and twenty centimetres and not less than one hundred centimetres. The depth of the seat shall not be less than forty-one centimetres.

(b) The back of the seats shall be slanting and closed to a height of at least forty-one centimetres above the level of the seat in both cases.

© The seats shall be provided with fixed or movable cushions. The cushion shall be covered with leather cloth of good quality or other material of such kind that they are capable of being kept in a clean and sanitary condition.

(d) The height of the seats from the floor of the vehicle shall be not less than twenty-eight centimetres (including cushions) and not more than forty-one centimetres.

Provided that these measurements for seating room of an autorickshaw shall not apply to the vehicles which were already registered prior to the date of coming into force of these rules.

(2). (a) In every autorickshaw with seating capacity for four passengers there shall be provided for each passenger reasonably comfortable seating space of not less than forty-one centimetres square measured in straight lines along and at right angles to the front of each seat.

(b) The seats shall be placed across the vehicle and when all seats face in the same direction, there shall be at all places a clear place of not less than sixty-nine centimetres between the backs of either of the seats to the front and two to the rear back to back. When the seats be a clear space excluding padding and upholstery

between the surface of any portion of the seat against which the back of the passenger is to rest and the surface of the corresponding and twenty-five centimetres and a clear space excluding padding and upholstery between the fronts of facing seats of a minimum width of forty-nine centimetres.

148. **Body-Saloon type.** (1) Every stage carriage shall have a body either of a station wagon or a box type or hackney carriage type as approved by the State Transport Authority, soundly constructed to the satisfaction of the registering authority and shall be securely fastened to the frame of the vehicle. The body shall be of metal type construction. The sections used should be of suitable gauge to withstand all strains and stress and shall be of passengers from sun, wind and rain. The materials used in the construction shall be strong and of good quality.

(2) The roof shall be constructed as to provide protection for passengers from sun and rain and shall be either of metal sheeting or canvas or some other suitable material. If all the metal roof construction is used, due care shall be taken to insulate the roof against heat.

149. **Gangway,-** (a) In every compartment of every public service vehicle, an entrance to which compartment is from the front or rear, there shall be a gangway along the vehicle, and-

(i) where seats are placed along the sides of the vehicle there shall be as gangway a clear space of not less than sixty centimetres measured between the fronts of the seats;

(ii) where seats are placed across the vehicle, there shall be as gangway a clear space of not less than thirty-five centimetres between any part of adjoining seats or their supports;

(iii) where the vehicle has seats across the full width of the body with separate doors to each seat, a gangway from the front to the rear of the vehicle shall not be required.

(b) Where the vehicle has seats across the full width of the body with separate doors to each seat, a gangway from the front to the rear of the vehicle shall not be required.

150. **Limit of seating capacity**, - Subject to the provisions of rule 144, the number of passenger excluding the driver, conductor and one checking Inspector that a public service vehicle may be permitted to carry, shall not exceed the number determined by dividing by fifty-nine the difference in kilograms between the registered laden weight less one hundred and nine kilograms and the unladen weight of the vehicle.

152. **Condition regarding permission to carry standees**. - (1) Subject to the provisions of sub-rule (2), no passenger shall be permitted to be carried standing in any public service vehicle.

(2) Notwithstanding anything contained in sub-rule (1),-

(a) standing passengers may be carried on the lower deck of any such public service vehicle if there is fixed in the roof of the gangway a grab-bar fixed with hanger straps;

(b) where such public service vehicle is operated within the limits of a municipality or commune panchayat constituted under any law for the time being in force in the Union Territory including an area within a radius of eight kilometres from such limits, the State Transport Authority may direct that passengers may be carried standing in such public service vehicle, if there is a clear space serving as a gangway of such greater width than that prescribed in rule 149 as the State Transport Authority may specify in this behalf;

© the State Transport Authority may direct that in addition to the standing passengers permitted to be carried in any public service vehicle referred to in clauses (a) and (b), twelve school children may be permitted to be carried therein, during such periods as may be specified by it, being periods when school going children leave their homes for attending school or leave their school for reaching home.

153. **Head room,-** (1) Every public service vehicle other than a motor cab shall have the following internal height or head-room measured along the centre of the vehicle from the top of the floor boards or battens to the underside of the roof supports-

(i) in the case of the single-decked vehicle and the lower deck of other vehicles not less than 1.75 metres and not more than 2 metres;

(ii) in the case of upper deck of a double-decked vehicle not less than 1.7 metres:

Provided that the State Transport Authority may vary the above measurements in respect of any public service vehicle plying solely in any specified municipal or cantonment limits and the environs thereof.

(2) Nothing in sub-rule (1) shall apply to motor vehicles constructed before the 1st day of July 1959 in conformity with the provisions of the rules made under the Act in any part of the Union Territory and in force therein before the date aforesaid.

154. **Driver's seat.-** (1) No public service vehicle shall be driven other than from the right hand side of the vehicle.

(2) On every public service vehicle, space shall be reserved for the driver's seat as to allow him to have full and unimpeded control of the vehicle and in particular-

(i) the part of the seat against which the driver's back rests, shall not be less than 280 millimetres from the nearest point of the steering wheel;

(ii) the width across the vehicle shall not be less than 690 millimetres and shall extend to the left of the centre of the steering column in no case less than 254 millimetres so that a line drawn parallel to the axis of the vehicle through the centre of any gear lever, brake or other device to which the driver has to have frequent access lies not less than 59 millimetres inside the width reserved for the driver's seat.

(3) Arm-rests for the driver not more than 100 millimetres wide may be provided within the space specified in clause (ii) of sub-rule (2);

(4) No public service vehicle shall be so constructed that any person may sit or any luggage may be carried on the right hand side of the driver.

(5) Every public service vehicle other than a motor cab shall be so constructed that there shall be a separate compartment containing proper seating accommodation for the driver. This compartment may be separated by suitable rigid partition of metal bar or adequately spaced metal bars, both on the side and on the rear, so as to isolate the driver without obstructing his vision:

Provided that in the case of a motor cab licensed to carry five passenger, two passengers may be permitted to be carried by the side of the driver's seat.

(6) Every public service vehicle shall be so constructed that save from the front pillar of the body, the driver shall have a clear vision both to the front and through an angle of 90 degrees to his right hand side. The front pillar of the body shall be so constructed as to obstruct the vision of the driver to the least possible extent.

(7) Sub-rule (1) shall not apply to four wheel driver jeeps and motor cabs.

(8) Notwithstanding anything contained in this rule, wheree the State Government, having regard to the availability and utility of an vehicles fitted with left hand steering control or the expediency of their use in public interest, is satisfied that it is necessary so to do, the State Government may, by general or special order, exempt any public service vehicle or class of such vehicles with such control from any of the provisions of this rule, on such terms and conditions, if any, as may be specified in th order.

155. **Conductor's seat**,- On every stage carriage there shall be provided for the conductor a reasonably comfortable seating space of not less than thirty-eight centimetres square so located as to allow him at times a complete view of the inside of the vehicle.

156. **Entrance and exit**,- In every public service vehicle other than a motor cab, there shall be, on the left side of the vehicle an entrance-cum-exit in the rear or an entrance in the rear and an metres and of not less than 185 cms while measuring on vertical line from step to top edge of the door.

Provided that in the case of ordinary stage carriage plying as town services, there shall be provided an entrance in the left rear and an exit in the front:

Provided further that automatic doors shall be fitted to all stage carriages in the town services in such a way as to ensure that no passenger clings to the vehicle with a foot on the foot-board either in the front exit or in the rear entrance:

Provided also that in the case of express service stage carriages and contract carriages (omni buses), there shall be provided an entrance-cum-exit in the front left side of the vehicle:

Provided also that in every public service vehicle other than a motor cab or an autorickshaw, plying in the plains, there shall be on the side of the vehicle an emergency exit at the rear over hand of the vehicle having a width of not less than fifty-three centimetres.

157. **Grab rail**, - Grab rail shall be fitted to every entrance or exit, other than an emergency exit of a public service vehicle other than a motor cab to assist passengers in boarding or alighting from the vehicle.

158. **Steps**, - (1) In every public service vehicle other than a motor cab, the top of the tread of the lowest step for any entrance or exit, other than an emergency exit, shall not be more than 45 centimetres or less than 25 centimetres above the ground when the vehicle is empty. All steps shall be fitted with non-slip treads. Fixed steps shall not be less than 23 centimetres wide and shall in no case project laterally beyond the body of the vehicle.

(2). In the case of a double-decked vehicle,

(i) the risers of all steps leading from the lower to the upper deck shall be closed, and no unguarded aperture shall be left at the fitted landing board;

(ii). all steps leading from the lower to the upper deck shall be fitted with non-slip treads;

(iii) the horizontal distance from the nearest point of the riser of the top step to the vertical line passing through the nearest point of the seat opposite to the top tread of the staircase, excluding any grab rail which does not project more than 8 centimetres from the back of the seat, shall not be less than 65 centimetres; and

(iv) the other stringer of an outside staircase shall be so constructed or a band shall be so placed, as to act as a screen to persons ascending or descending and the height of the outer guard rail shall not be less than 100 centimetres above the front of the tread of each step.

159. **Cushions**, - The seats of public service vehicles shall be provided with fixed movable foam or soft cushion and the cushion shall be covered with leather cloth of good quality or other suitable material so that they are capable of being kept in a clean and sanitary condition.

160. **Body dimensions and guard rail**, - (1) Every public service vehicle other than a motor cab shall be so constructed that-

(i) in the case of a single-decked vehicle with an enclosed body;

(ii) the height of the body sides from the floor or the height to the sills of the windows, as the case may be, shall not be less than 70 centimetres.

(2) If the bottom of any open window or other opening is less than sixty-five centimetres above the seat, provisions shall be made by means of guard rails or otherwise to prevent passengers putting their arms out.

(3) In the case of a single-decked vehicle with open sides, guard rails shall be provided along with the right hand side of the vehicle to prevent any person other than the driver from mounting or alighting from the vehicle on that side.

(4) In the case of a double-decked vehicle with an uncovered top deck, the top shall be at least ninety centimetres above the deck board or battons at the sides and 65 centimetres above the highest part of any seat and top of the front and back rails shall be at least 100 centimetres above the deck board or battons shall follow the chamber of the deck.

(5) The side panels of the body shall be extended downwards from the floor of the vehicle on the other side so that the bottom of the vehicle is in line with the centre of both the front and rear wheels in the vehicles plying on town service routes.

(6) This rule shall not apply to a vehicle registered in India before the first day of October 1940.

(7) For the purpose of this rule, the seat back shall not be deemed to be part of the seat.

161. **Protection of passengers from weather**, - (1) Save in the case of the uncovered top deck of a double-decked vehicle, every public service vehicle other than a motor cab shall be constructed with a fixed and water-tight roof and every motor cab shall be constructed with fixed and water-tight roof or be equipped with water-tight hood that may be raised or lowered as required.

(2) Save in the case of the uncovered top deck of a double-decked vehicle, every public service vehicle shall have suitable windows fitted with glass panels capable at all times of protecting the passenger from the weather without preventing adequate ventilation of the vehicles

(3) The glass windows must be provided with effective means to prevent their rattling.

162. **Internal lighting**, - Every public service vehicle other than a motor cab, having a permanent roof shall be furnished with one or more electric lights adequate to give reasonable illumination throughout the passenger compartment or compartments including the bending but of such power or so screened as not to impair the forward vision of the driver.

163. **Body construction**, - The body of every public service vehicle shall be constructed and fastened to the frame of the vehicle in compliance with such directions as may from time to time be issued by the State Transport Authority.

164. **Compulsory electric lighting**, - No light other than an electric light shall be fitted to any public service vehicle.

165. **Fuel tanks**, - (1) No fuel tank shall be placed in any public service vehicle within sixty centimetres of any entrance or exit of a single-decked vehicle or lower deck of a double-decked vehicle.

(2) The fuel tank of every public service vehicle shall be so placed that the no overflow therefrom shall fall upon any wood work or accumulate where it can be readily ignited. The "off" position of the means of operation shall be clearly marked on the outside of the vehicle. The filling points of all fuel tanks shall be outside the body of the vehicle, and the filler caps shall be so designed and constructed that they can be securely fixed in position.

166. **Carburetors**, - In every public service, vehicle any carburetor and apparatus associated therewith shall be so placed and shielded that no fuel leaking therefrom shall fall upon any part or fitting that it is capable of igniting it or into any receptacle where it might accumulate.

167. **Electric wires**, - Every public service vehicle other than a motor cab shall be equipped with one or more fire extinguishers of such types and capacity as may be specified by the State Transport Authority and such fire extinguishers shall at all time be maintained in working condition.

168. **Locking of nuts**, - All moving parts of every public service vehicle and all parts subject to severe vibrations connected by belts or studs and nuts shall be fastened by lock nuts or by nuts with efficient spring or lock nut washers or by castellated nuts and split pins or by some other efficient device so as to prevent them from becoming loose or lost.

169. **Floor boards**, - (1) The floor boards of every public service vehicle shall be strong and closely fitted so as to exclude as far as possible draughts and dust.

(2) The floor boards may be pierced for the purpose of drainage but not for other purposes.

170. **Spare wheel and tools**, - (1) Save as otherwise specified by the State Transport Authority in respect of a municipal area, every public service vehicle shall, at all times be equipped with not less than one spare wheel or rim, fitted with a pneumatic tyre in good and sound condition ready and inflated, and mounted in such a way that it can be readily dismantled in such a way tht it can ber readily dismantled and fitted to the vehicle, in the place of any of the road wheels.

(2) Sub-rule (1) shall not apply to a public service vehicle during the completion of any journey during which it has been necessary to bring the spare wheel of rim and tyre into use.

(3) Every public service vehicle shall at all times be furnished with an efficient jack and other tools necessary to change a wheel or rim and tyre, and with the equipment necessary to repair a puncture.

(4) Every public service vehicle shall, at all times be furnished with one screw driver and at least with one spare fuse, one sidelight bulb and one headlight bulb and when such vehicle is fitted with sealed beam headlights with one spare sealed beam unit, one fan belt, one radiator hose and one inspection lamp with ten metres long wire:

Provided that the State Government may, by general or special order, exempt for such period as may be specified therein any public service vehicle or class of such vehicles in respect of any area, if it is satisfied that adequate arrangements exist for expeditious and efficient emergency repairs in such area.

171. **Prohibition of painting or marking in certain manner**, - No advertising device, figure or writing shall be exhibited on any public service vehicle save as may be specified by the State Transport Authority by general or special order.

172. **Advertisement**, - (1) No illuminated or other advertisement shall be carried or displayed on any vehicle except with the permission in writing of, and subject to such conditions and restrictions as may be imposed by the Transport Authority which has issued the permit in the case of a Transport vehicle having valid permit or the Registering Authority in whose jurisdiction the vehicle is normally kept in the case of other motor vehicles:

Provided that any permission granted under this rule shall be without prejudice to rule 106 of the Central Motor Vehicles Rules, 1989:

Provided further that no such permission of the Transport Authority is necessary if the vehicle does not carry or display the advertisement for hire or reward and the advertisement is not illuminated:

Provided also that in the case of stage carriages, no advertisement shall be carried except inside the vehicle and rear portion of exterior body.

(2) Notwithstanding anything contained in sub-rule (1), the Government may authorise the use of motor vehicle for carrying or displaying illuminated advertisement for hire or reward on a specified route or routes or in a specified area within the State for any specified purpose and specified period.

(3) The fee for granting permission under sub-rule (1) shall be one hundred rupees for each advertisement for a period not exceeding one year.

173. **Mail,-** (1) A public service vehicle when regularly used for carrying Government Mail by, or under a contract with, the Indian Posts and Telegraphs Department, may exhibit in a conspicuous place upon a plate or a plan surface of the motor vehicle the words 'Mail' in red colour on a white ground, each letter being not less than 15 display any sign or inscription which includes the word 'Mail'.

174. **Red colour not to be painted,-** No public service vehicle shall be painted with red colour which is the same as the colour with which vehicles regularly used for carrying Government mail by, or under the contract with, the Indian Posts and Telegraphs Department are painted.

175. **First-aid box,-** Every stage carriage shall carry first-aid equipments in aerosol bottles approved by the Bureau of India standards containing medicines for burns, wounds, painkiller and dressing material as presented by the State Transport Authority, dust proof first-aid box containing the following articles, namely:-

(i) a leaflet containing first-aid instructions approved by the State Government, from time to time;

(ii) twenty-four sterilised finger dressings;

(iii) twelve sterilised hand or foot dressings;

(iv) twelve sterilised large or body dressings;

(v) one extra large, two large and three small sterilised burn dressings;

- (vi) two large packets of sterilised cotton wool;
- (viii) a bottle of two per cent. tincture of iodine or a tube of antiseptic cream containing 0.5 per cent, of cefrimide B.P, in a non-greasy base;
- (viii) a bottle of sal volatile;
- (ix) empty bottle fitted with cork and camel hair brush for eye drops; and
- (x) two glasses;

Provided that, the State Government may, by a general or special order, exempt from the provision of this rule public services vehicles plying in such area or on such particular route or routes, and on such conditions, if any, as may be specified in the order, if it is satisfied that medical aid is readily available in such area or areas or routes.

176. **Testing and inspection of private service vehicles,-** No private service vehicle shall ply in a public place, unless it is covered by a valid fitness certificate. The provisions of the rules shall, as far as may be, apply also to private service vehicles. The period of fitness certificate of private service vehicle shall not, in any case, exceed two years at a time.

177. **Inspection of motor vehicles,-** (1) Notwithstanding anything contained in rule 132, if the Registering Authority has reason to believe that owing to the mechanical defects, any vehicle, is in such condition that its use in a public place constitutes a danger to the public, or that it fails to comply with the requirements of Chapter V of the Act, or of the rules made thereunder, he may cause such vehicle to be inspected by an officer not below the rank of opportunity of making any representation as required under section (1) of section 53, suspend the certificate of registration of the vehicle under the said section till such time as the vehicle is produced for inspection dully repaired.

(2) (a) On inspection, if the officer referred to in sub-rule (1) is satisfied that such vehicle, is in a mechanically defective condition, he shall issue to the owner a

memorandum in Form Ins. M.V. using such items thereof are applicable to non-transport vehicles, and submit a copy thereof to the Registering Authority.

(b) If on receipt of a copy of such memorandum, the Registering Authority has reason to believe that owing to the mechanical defects the vehicle is in such condition that its use in a public place constitutes a danger to the public, or that it fails to comply with the requirements of Chapter V of the Act or of the rules made thereunder, he may, after giving the owner an opportunity of making any representation as required under sub-section (1) of section 53 of the Act, suspend the certificate of registration of the vehicle under the said section till such time as the vehicle is produced for re-inspection duly repaired.

(3) The Registering Authority shall record below the certificate or registration of the vehicle, the date of every inspection and whether it was found in mechanically fit or defective condition.

(4) The fee for every such inspection shall be fifty rupees and it shall accompany the application referred to in sub-rule (2) of rule 34.

178. **Clearance**, - (1) All the under parts of the vehicle inside the pivots of the front axle and steering arms which must be placed as near as possible to the road wheel as far back as least as the rear axle shall be above by not less than 254 millimetres, when the vehicle is fully loaded.

(2) Sufficient allowance shall, in addition be made, to provide for the wear of the tyres, settling down of the springs, or other causes likely to reduce height, so that the minimum clearance of 254 millimetres is at all times maintained.

179. **Special rules applicable to autorickshaws**, - (1) The road clearance of every autorickshaw shall be not more than twenty centimetres and not less than ten centimetres.

(2) Every autorickshaw shall be painted in highways yellow colours;

Provided that every autorickshaw covered by contract carriage permit issued by the State Transport Authority, shall be painted, in addition to the highways yellow colour,

with a black band fifteen centimetres in width on the central portion around the body of the vehicle.

180. **Springs**, - (1) Chassis springs shall be properly hung and must be sufficient strength and flexibility to meet all likely contingencies.

(2) The rear springs shall be attached to or bear upon the back axle casing as near to the road wheels as possible and the distance between the springs shall not less than fifty per cent. of the overall width of the vehicle.

(3) The front springs shall be as wide apart as possible and the difference between them shall not be less than 37 per cent of the overall width of the vehicle;

Provided that if the width of the rear spring is 53 per cent , of the overall width of the vehicle or more, the minimum distance between the front wheels shall not be less than 60 per cent. of the overall width of the vehicle.

(4) There shall be no cross springs.

181. **Wheel track**, - The wheel tracks of both front and rear wheels shall coincide and the distance between the centre lines of the tracks of the front wheels shall not be less than 69 per cent. of the overall width of the vehicle.

182. **Ventilation**, - Every stage carriage shall be provided with adequate means of ventilation, so that there shall be proper ventilation even when the windows, if any, are not opened. If the carriage is provided with opening windows, suitable provision shall be made so that the opening of the window could be adjusted.

183. **Body and loading platform**, - Every goods vehicle including a trailer shall be equipped with a strong platform or body so constructed as to be capable of carrying the load for which it is used without danger to other road users and such that the load can be securely packed within or fastened to the body or platform.

184. **Chocks**, - (1) In order to prevent a goods vehicle from running backward on slopes, or otherwise to render it immobile, every such vehicle, not being a light motor vehicle, shall be equipped with two wedge shaped rigid chocks, each measuring 30

centimetres in length, 30 centimetres in breadth and 25.4 centimetres in height, with one of its sides having a slope making an angle of 45 degrees at the rendered concave so as to fit the outer circumference of the tyres normally fitted to the rear wheel of the vehicle.

(2) Notwithstanding anything contained in sub-rule (1), where such vehicle is fitted with single rear wheel, the breadth of each such chock may be less than 30 centimetres but not less than 15 centimetres.

(3) Each such chock shall have a hook and be kept-

(a) in a bracket fitted on the outer skirt of the tailboard of the vehicle; or

(b) where the vehicle has no tailboard, in a metal carrier fitted between the frame side members, underneath the body nearest to the rear wheel on either side.

The tailboard of the vehicle and where the vehicle has no tailboard the wooden planks above the frame side members shall also have a hook in the centre.

(4) Each such chock shall be linked with the tailboard or where the vehicle has no tailboard with the wooden planks above the frame side members, by means of a metal chain or steel wire ropes of sufficient length and strength, fastened to the hook in the chock and to the hook in the tailboard or the wooden planks, as the case may be.

(5) No person shall use any boulder or any substance or a similar nature in lieu of wooden chocks on slopes or otherwise to prevent the goods vehicles other than light motor vehicle from running backward on slopes or to render it immobile otherwise.

(6) Notwithstanding anything contained in this rule, the State Government may, by notification in the official gazette, exempt from the provisions of this rule, any goods vehicle or class of such vehicles which in its opinion are not likely to slip backwards on slopes.

185. *Provisions of rule 154 to apply to goods vehicles.* — (1) The provisions of rule 154 applicable to public service vehicles shall also apply to goods vehicles other than light motor vehicles provided with bucket type seats:

Provided that, where the State Government, having regard to the price and utility of any goods vehicle or class of goods vehicles is satisfied that it is necessary so to do, the State Government may, by general or special order, exempt any goods vehicle or class of goods vehicles fitted with left hand steering control from the provisions of sub-rule (1) of rule 154.

(2) Where a registering authority registers a goods vehicle in respect of which, or belonging to a class in respect of which, an order under sub-rule (1) has been made, he shall not in the certificate of registration, the fact that nothing in rule 154 in regard to, and consequent upon the provisions requiring that the vehicle shall be driven from the right hand side shall apply to the vehicle.

186. *Securing of goods in open goods vehicles.* — Goods transported in an open goods vehicle shall be properly secured within the body of such vehicle and in such manner so as to prevent the goods from falling from such vehicle.

187. *Painting of goods vehicle.* — Every goods vehicle shall be painted either fully on its front and rear portions in highways yellow colour:

Provided that a goods vehicle which is not painted in the manner prescribed above shall be so painted on or before such date as may be notified by the State Government in the official gazette:

Provided further that this rule shall not apply to goods carriages covered by National Permit, goods carriages belonging to Police, Jail, Postal and mortuary vans.

188. *Certain rules to be applicable to private vehicles and certain transport vehicles.* — The provisions of these rules shall apply to private service vehicles and transport vehicles registered in the name of educational institutions which are recognised by the State Government or which are managed by societies registered under the Societies Registration Act, 1860 (Central Act 21 of 1860), as the provisions of these rules apply in relation to public service vehicles:

Provided that rule 153 relating to head room, shall not apply to private service vehicles.

189. *Checking of designs of locally manufactured trailers.* — (1) An application for the approval of a new design of trailer manufactured in India and intended to be used as a transport vehicle shall be sent to the Transport Commissioner (in triplicate) by the manufacturer or his authorised assembler in Form Tr. App. A. Such application shall be accompanied by three copies of each of the following in addition to other documents mentioned in the form of application: —

- (i) full specifications;
- (ii) drawings giving all dimensions and details; and
- (iii) set of design calculations of—
 - (a) axles;
 - (b) springs;
 - (c) long bearers;
 - (d) cross bearers;
 - (e) platform tank or anything that may be carried on the cross bearers;
 - (f) tow bar and coupling arrangements;
 - (g) turn table or any other scribbling device for the front axle in case of two axle trailers;
 - (h) braking arrangements;
 - (i) payload capacity;
 - (j) turning circle required for the trailers;
 - (k) sizes and type of tyres recommended for the trailers; and
 - (l) any other item such as shock absorbers, if included.

(2) (a) The Transport Commissioner shall, forward the application and the copies of documents to the Motor Vehicles Department to check the design and the trailer and for verification and recommendation of the greatest laden and axle weights in respect of the trailer which are compatible with reasonable safety.

(b) The motor vehicles department shall then go through the design and calculations, and if the design is found satisfactory by it, certify what would be in its opinion, the

greatest laden and axle weights of the trailer which are compatible with reasonable safety.

(c) In the case, the design is not found satisfactory, the department shall advise the applicant to that effect, and recommend such changes in the design as may be required, to make the trailers suitable for the desired load.

(d) The department may call upon the applicant to furnish details, if required. In such case, the applicant shall furnish fresh specification and drawings incorporating alterations, if any.

(e) When a design is found satisfactory, the department shall return two copies of the approved design, specifications and calculations with its recommendations as to the maximum laden and axle weights compatible with reasonable safety to the Transport Commissioner. The Transport Commissioner may, then approve the design, specifications and calculations as may be required by him for sending them to different Registering Authorities for their record.

(3) Notwithstanding anything contained in sub-rules (1) and (2), the approval of the design of a trailer manufactured in India by a competent authority in any other State in India shall be deemed to be an approval accorded under this rule:

Provided that there is in force in that State a rule or rules conforming to or containing substantially the same provisions as in this rule.

190. *Fees.* - The fee which shall be charged under the provision of this chapter shall be as specified in the Table below. Such fee shall be paid by cash in the office of the State Transport Authority. The fee shall not be refunded.

TABLE

Sl. No.	Purpose	Amount
(1)	(2)	(3)
		Rs.
1	For grant of permission to carry advertisement in motor vehicle.	100
2	For approval of a new design of a trailer which has single axle	150
3	For approval of a new design of a trailer which has more than one axle	150
4	For granting exemption by Government 2	

CHAPTER VII
CONTROL OF TRAFFIC

191. *Vehicle abandoned on road.* — (1) If any motor vehicle is allowed to stand in any place other than a duly appointed parking place in such a way to cause obstruction to traffic or danger to any person, any police officer, or an officer of the Motor Vehicles Department not below the rank of Assistant Inspector of Motor Vehicles may, —

(i) forthwith cause the vehicle to be moved under its own power or otherwise to the nearest place where the vehicle will not cause undue obstruction or danger;
(ii) unless it is moved to a position where it will not cause obstruction or danger, take all reasonable precautions to indicate the presence of the vehicle; and

(iii) if the vehicle has been stationary in one place for a continuous period of ten hours and adequate steps have not been taken for its repair or removal by the owner or his representative, remove the vehicle and its contents to the nearest place of safe custody.

(2) If a motor vehicle has been stationary in a duly appointed parking place for a period exceeding that specified by a competent authority in respect of the said place or, if no such period has been specified, for a period exceeding six hours, any police officer may remove the vehicle to the nearest place of safe custody.

(3) Notwithstanding any fine or penalty which may be imposed upon any person upon conviction for the contravention of the provisions of section 127 or of any regulations made by a competent authority in relation to the use of duly appointed parking places, the owner of the motor vehicle or his heirs or assignees shall be liable to make good any expense incurred by any police officer in connection with the moving, lighting, watching, or removal of a vehicle or its contents in accordance with sub-rules (1) and (2) and any police officer, or any person into whose custody the vehicle has been entrusted by any police officer, shall be entitled to detain the vehicle until he has received payment accordingly and shall upon receiving such payment, give a receipt to the person making the payment.

192. *Installation and use of weighing devices.* — (1) A weighing device for the purpose of section 114 may be—

- (i) a weigh-bridge installed and maintained at any place by or under the order of the Government or a local authority or a railway administration;
- (ii) a weigh-bridge installed and maintained by any person and certified by the Registering Authority to be a weighing device for the purpose of the Act and these rules; or
- (iii) a portable wheel-weigher of any kind approved by State Government.

(2) The driver of any goods vehicle shall upon demand by a competent authority, not below the rank of Assistant Inspector of Motor Vehicles, drive and manipulate the vehicle so as to place or any wheel or wheels thereof, as the case may be, upon any weigh-bridge or wheel weigher in such a manner that the weight of the vehicle or the weight transmitted by any wheel or wheels may be exhibited by the weigh-bridge or wheel-weigher.

(3) If the driver of the motor vehicle fails within a reasonable time to comply with a requisition under sub-rule (2), an officer not below the rank of Assistant Inspector of Motor Vehicles may cause any person, being the holder of a licence, authorising him to drive the vehicle, so to drive and manipulate the vehicle.

(4) When the weight or axle weight of a motor vehicle is determined by separate and independent determination of the weight transmitted by any wheel or wheels of the vehicles, the axle weight and the laden weight of the vehicle shall be deemed to be the sum of the weights transmitted by the wheels of any axle or by all the wheels of the vehicle, as the case may be

(5) Upon the weighing of a vehicle in accordance with section 114 and this rule the, the person who has required the weighing or the person in-charge of weighing device shall deliver to the driver or other person in charge of the vehicle a statement in writing of the weight of the vehicle and of any axle, the weight of which is separately determined.

(6) The driver or other person in-charge of, or the owner of a vehicle which has been so weighed may challenge the accuracy of the weighing device, by a statement in writing accompanied by a deposit of twenty rupees delivered—

(i) within one hour of the receipt of the statement referred to in sub-rule (5), to the person by whom the statement was delivered to him; or

(ii) within fourteen days of the service on him of notice of proceedings against him under section 113, to the court issuing such notice.

(7) Upon receipt of a statement challenging the accuracy of weighing device under sub-rule (6), the person or the court by whom the statement is received shall write to the Registering Authority, for the weighing device to be tested, by an Inspector of Weights and Measures and the certificate of such Inspector regarding the accuracy the weighing device shall be final.

(8) If, upon the testing of a weighing device under sub-rule (7) the weighing device is certified to be accurate or to be inaccurate to an extent less than any weight by which the laden weight or unladen weight of the vehicle is shown in the statement referred to in sub-rule (5) to have exceeded the registered unladen weight, as the case may be, a contravention of sub-section (3) of section 113 shall be deemed to have been proved.

(9) If, upon the testing of a weighing device as aforesaid, the weighing device is certified to be inaccurate to an extent greater than any weight by which the laden weight or unladen weight of the vehicle is shown in the statement referred to in sub-rule (5) to have exceeded the registered laden weight or the registered unladen weight, as the case may be, no further proceedings shall be taken in respect of any such laden weight or unladen weight. If the device is certified to be inaccurate to the said extent in respect of every such laden weight or unladen weight actually weighed, the deposit prescribed in sub-rule (6) shall be refunded.

(10) No person shall, by reason of having challenged the accuracy of any weighing device under sub-rule (6) be entitled to refuse to comply with any order in writing under section 114.

193. *Restriction on driving with gear disengaged.* — On any hill marked by traffic sign No. 10 of Part B of the Schedule to the Act, no person shall drive any motor vehicle with the engine free, that is to say, with the gear lever in neutral, the clutch lever depressed or with any free wheel or other device in operation which frees the engine from the driving wheels and prevents the engine from acting as a brake when the vehicle is travelling down an incline.

194. *Prohibition of mounting or taking hold of vehicle in motion.* — (1) No person shall mount or attempt to mount on, or dismount from any motor vehicle in motion.

(2) No person shall take hold of, and no driver of a motor vehicle shall cause or allow any person to take hold of, any motor vehicle, when in motion for the purpose of being towed or drawn upon some other wheeled vehicle or otherwise.

195. *Towing—* (1) No vehicle other than a mechanically disabled or incompletely assembled motor vehicle, a registered trailer or a side-car, shall be drawn or towed, by any motor vehicle.

(2) No motor vehicle shall be drawn or towed by any other motor vehicle unless there is in the driver's seat of the motor vehicle being drawn or towed, a person holding a licence authorising him to drive the vehicle or unless the steering wheel of the motor vehicle being towed is firmly and securely supported clear of the road surface of some crane or other device on the vehicle which is drawing or towing it.

(3) When a motor vehicle is being towed by another motor vehicle the clear distance between the rear of the front vehicle and the front of the rear vehicle shall at no time exceed five metres. Steps shall be taken to ensure that the two rope or chain is easily distinguishable by other users of the road, and there shall be clearly displayed on the rear of the vehicle being towed in block letters, not less than seventy-five millimeters high and on a white background the words "On Tow".

Provided that, no person shall be liable to be convicted for the contravention of this sub-rule for failure to display the words "On Tow", if the motor vehicle towing the other is not a motor vehicle adopted and ordinarily used for the purpose and so long

as the vehicle is being towed between the place of the breakdown and the nearest place on the route at which the necessary materials can be obtained.

(4) No motor vehicle when towing another vehicle, other than a trailer or side-car shall be driven at a speed exceeding twenty kilometres per hour.

196. *Driving of tractors on roads.*—(1) No tractor, when fitted for being driven on a public road shall be driven on such road at a speed exceeding twenty kilometres per hour and no such tractor shall take sharp turns on such road:

Provided that, if such tractor be a crawler tractor, it shall not be driven on an asphalt road between 9 a.m. and 9 p.m.

(2) Every such tractor, when driven on a metalled road, shall be driven as far as possible on the side stripes of such road.

197. *Footpaths, cycletracks and traffic segregation.*— Where any road on street is provided with footpaths or tracks reserved for cycles or specified classes of other traffic, no person shall, save with the sanction of a police officer in uniform, drive any motor vehicle or cause or allow any motor vehicle to be driven on any such footpath or track.

198. *Projection on loads.*(1) Nothing shall be placed or carried upon the outside of the roof of a double-decked service vehicle.

(2) No person shall drive, and no person shall cause, or allow to be driven, in any public place any motor vehicle which is loaded in a manner likely to cause danger to any person or in such manner that the load or any part thereof or anything extends.—

(1) laterally beyond the side of the body or beyond a vertical plane in prolongation of the side of the body;

(ii) to the front beyond the foremost part of the load body of the vehicle;

(iii) to the rear beyond the rearmost part of the vehicle; and

(iv) in height by a distance which exceeds 3.66 metres in case of a goods vehicle and 2.4 metres in case of any other motor vehicle from the surface upon which the motor vehicle rests.

(3) Clause (iii) of sub-rule (2) shall not apply to a goods vehicle when loaded with any pole or other projecting thing so long as,—

(i) the projecting load falls within the limit of the body of a trailer being drawn by the goods vehicle; or

(ii) the distance by which the pole or other thing projects beyond the rearmost point of the motor vehicle does not exceed 1,85 metres; and

(iii) there is attached to the rear of such pole or other thing in such a way as to be clearly visible from the rear at all times a white circular disc or not less than 38 centimetres in diameter; and during the period commencing half-an-hour after sunset and ending half-an-hour before sunrise, a lamp in addition to the prescribed lamps on the vehicle so arranged as to show a red light to the rear, and also a circular disc of not less than 38 centimetres in diameter, painted in retro-reflected red colour so that the same will be illuminated in the light of the vehicle approaching from the rear.

(4) The Registering Authority or any office, not below the rank of Assistant Inspector of Motor Vehicles authorised by him by name or by designation may, by order in writing, exempt any motor vehicle, for such purpose, for such period and subject to such conditions as he may specify, from any or all of the provisions of this rule on application submitted in Form EX. M.V.A

(5) If the Registering Authority of the vehicle is located outside the Union territory, the registered owner of the vehicle may apply for exemption to the Registering Authority or any officer not below the rank of Assistant Inspector of Motor Vehicles authorised by him in whose jurisdiction the motor vehicle will start journey in the State or enter the State and shall obtain the exemption under sub-rule (4) prior to entry in the Union territory.

(6) While granting exemption under sub-rules (4) and (5), the Registering Authority or the officer authorised by him shall consult the authority of the Public Works Department and the Police Department and only if satisfied such exemption will not cause any danger to any bridge or obstruction to traffic or danger to other vehicles or passengers travelling in other vehicles shall grant such exemption.

(7) Such exemption under sub-rules (4) or (5) shall be granted in Form EX. M.V. and copies thereof would be despatched to the Registering Authorities through whose jurisdiction the motor vehicle will travel.

199. *Restriction as to carriage of dangerous substances.*—(1) Except for the fuel and lubricants necessary for the use of the vehicle, no explosive, inflammable or otherwise dangerous substance, shall be carried on any public service vehicle and on any motor vehicle unless it is so packed that, even in the case of an accident to the vehicle, it is unlikely to cause damage or injury to any person or property.

(2) If in the opinion of an Assistant Inspector of Motor Vehicles or a police officer not below the rank of Sub-Inspector, any public service vehicle or a motor vehicle is at any time loaded in contravention of this rule he may order the driver or other person in-charge of the motor vehicle to remove or repack the inflammable or dangerous substance, and till such time shall not allow the public service vehicle or a motor vehicle to continue its journey.

200. *Restriction on use of sound signals.* — (1) No driver of a motor vehicle shall sound the horn or other device for giving audible warning with which the motor vehicle is equipped, or shall cause or allow any other person to do so needlessly on continuously or to an extent beyond that which is reasonably necessary to ensure safety.

(2) The Inspector General of Police may, by notification published in the official gazette or in one or more newspapers in the regions of the Union territory, as the case may be, and by the erection in suitable places of traffic sign No. 7, as set forth in Part A of the Schedule to the Act, prohibit the use by driver of motor vehicles of any horn, gong or other device for giving audible warning in any area within the region and during such hours as may be specified in the Notification

Provided that, when the Inspector General of Police prohibits the use of any horn, gong or other device for giving audible warning during certain specified hours, he shall cause a suitable notice in English and the regional language setting forth the hours within which such use is so prohibited to be affixed below the traffic sign.

201. *Prohibition of use of cut-outs.*— No driver of a motor vehicle shall in any public place, make use of any cut out in other device by means of which the exhaust gases of the engine are, released save through the silencer.

202. *Restriction on travelling backwards.*—No driver of a motor vehicle shall cause the vehicle to travel backwards without first satisfying himself that he will not thereby cause danger or undue inconvenience to any person or in any circumstances, save in the case of a roadroller for any greater distance or period of time than may be reasonable necessary in order to turn the vehicle round.

203. *Use of lamps when vehicle at rest.*— (1) If, within the limits of a municipality, a motor vehicle is at rest within the <??not clear> during which lights are required, at the left-hand side of <??not clear> or else-where in any duly appointed parking place it shall not be necessary for the motor vehicle to exhibit any light save as may be required generally or specifically by the Inspector General of Public

(2) Outside the limits of any municipality if a motor vehicle is at rest within the hours during which lights are required in such a position as not to cause danger or undue inconvenan<??not clear> to other users of the road, it shall not be necessary for the motor vehicle to display any lights.

204. *Restriction of dazzling lights.* — (1) The driver of a motor vehicle shall, at all times when the lights of the motor vehicle are in use so manipulate them that danger or undue inconvenience is not caused to any person by dazzle.

(2) The Inspector General of Police or any other officer authorised by him in this behalf may by notification in the official gazette and by erection of suitable notices in English and in the region <??not clear>language prohibit the use, within such areas or in such places as may be specified in the notification of lamps giving a powerful or intense light.

205. *Visibility of lamps and registration marks.*—(1) No load or other things shall be placed at any time on any motor vehicle so as to mask or otherwise interrupt vision of any lamp, registration mark or other mark required to be carried by or exhibited on any motor vehicle by or under the provisions of the Act, unless a duplicate of the

lamp or mark so masked or otherwise obscured is exhibited in the manner required by or under the Act for the exhibition of the masked or obscured lamp or mark.

(2) All registration and other marks required to be exhibited on a motor vehicle by or under the provisions of the Act shall, at all times be maintained as far as may be reasonably possible in a clear and legible condition.

206. *Stop sign on road surface.* — (1) When any line is painted on or inlaid into the surface of any road at the approach to a road junction or to a pedestrian crossing or otherwise, no driver shall drive a motor vehicle so that any part thereof projects beyond that line at any time when a signal or stop is being given by a police officer by means of traffic control lights or by the temporary display of sign No. 3. of Part A of the Schedule to the Act.

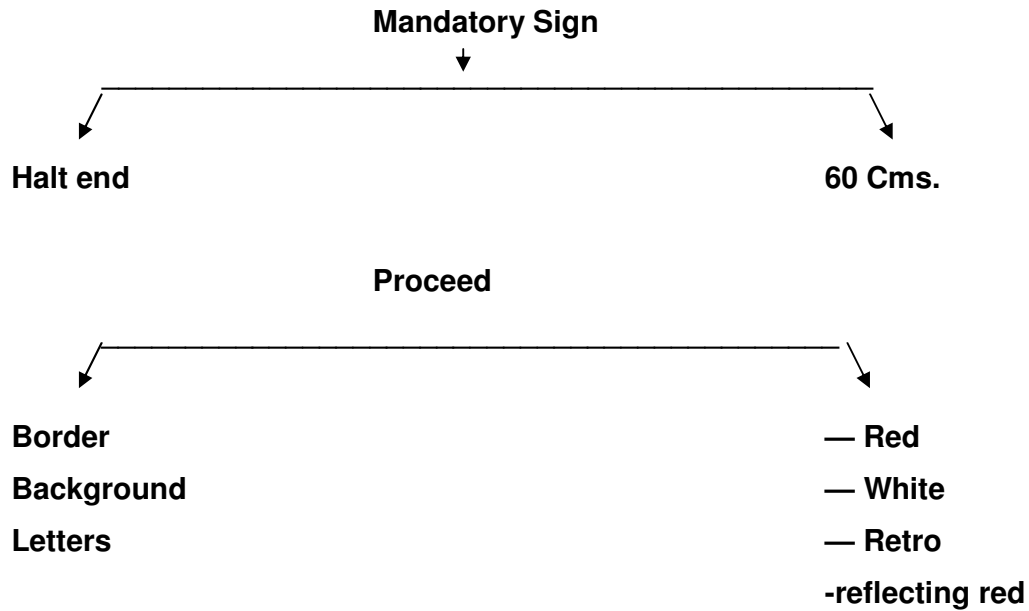
(2) A “line” for the purposes of this rule shall be not less than 50 millimeters in width at any part and shall be either in white, black or yellow.

207. *Traffic signs to be observed.*—Every driver of a motor vehicle shall drive the vehicle in conformity with any indication given by a traffic sign, the erection of which is permitted under sub-section (1) of section 116.

208. *Duty to comply with traffic control signals.* — (1) Every driver of a motor vehicle shall, when driving the vehicle in a public place comply with any traffic control signal given to him by any police officer in uniform, for the time being engaged in the regulation of traffic in such public place.

Explanation. — For the purpose of this rule “Traffic Control Signal” means a traffic control signal as illustrated in the third Schedule to these rules.

209. *Traffic sign at unguarded railway level crossing.* — Every driver of a motor vehicle shall observe the mandatory sign of the size, colour and type set forth below at each of the approaches of every unguarded railway level crossing: —



210. *Erection or placing of signs or advertisements on roads prohibited.* — No person shall place or erect or cause or allow to be placed or erected, on any road any sign or advertisement, which in the opinion of the Inspector General of Police or the District Magistrate or the Senior Superintendent of Police or the Transport Commissioner, is/are so placed or erected as to obscure any traffic sign from view or is so similar in appearance to a traffic sign as to be misleading.

SPECIAL RULES APPLICABLE TO TRAILERS

211. *Provision as to trailers.* — No trailer other than the trailing half of an articulated vehicle shall be attached to a public service vehicle.

212. *Prohibition and restriction on use of trailers with motor cycles and invalid carriages.* — (1) A motor cycle with not more than two wheels with a side-car shall not draw a trailer.

(2) A motor cycle with not more than two wheels without side-car shall not draw a trailer unless the combination complies with the following requirements, namely: —

(i) the connection of the trailer to the motor cycle behind the apex of the rear tyre of, or within, the wheel base;

(ii) the trailer-motor cycle connection shall allow the motor cycle complete freedom of movement in the lateral plane and it shall rotate freely about the vertical axis preferably through 180 degrees;

(iii) the motor cycle remains always in a vertical or in a lined plane without the rider having to balance it.

213. *Prohibition of attachment of trailer to certain vehicles.* — No motor vehicle which exceeds 8.4 metres in length not being a motor vehicle used for towing a disabled motor vehicle shall draw a trailer.

214. *Restriction on number of trailers to be drawn.* — (1) No goods vehicle shall draw more than one trailer.

(2) No tractor shall draw on a public road, —

(i) a trailer exceeding half metric ton in weight unladen and fitted with solid steel wheels less than 60 cms, in diameter, and

(ii) a disc harrow without trolley wheels used as trailing implements behind a tractor.

215. *Attendants on trailer.* — (1) Where a trailer is being drawn by a motor vehicle, there shall be carried in the trailer or on the drawing motor vehicle, as the case may be, the following persons, not being less than twenty years of age and competent to discharge their duties, that is to say

(a) if the brakes of the trailer cannot be operated by the driver of the drawing motor vehicle or by some other person carried on that vehicle —

(i) one person on the trailer competent to apply the brakes; and

(ii) one person placed at or near the rear of the trailer in such a position so as to be able to have a clear view of the road in the rear of the trailer to signal to the drivers of overtaking vehicles and to communicate with the driver drawing motor vehicle;

(b) if the brakes of the trailer can be operated by the driver of the motor vehicle or by some person carried on that vehicle, such other person in addition to the driver shall be carried on that vehicle and one person in the rear of the trailer in accordance with the provisions of sub-clause (ii) of clause (a);

(c) if the trailer is being drawn by a tractor the unladen weight of which exceeds 7,250 kilograms, notwithstanding that the brakes of the trailer can be operated by the driver or some other person on the tractor, not less than two persons on the trailer one of whom shall be the person required by the provisions of sub-clause (ii) of clause (a).

(2) This rule shall not apply —

(a) to any trailer having not more than two wheels and not exceeding 771 kilograms in weight laden;

(b) to the trailing half of an articulated vehicle;

(c) to any trailer used solely for carrying water for the purpose of the drawing vehicle;

(d) to any agricultural or road-making or road-repairing implement drawn by a motor vehicle; or

(e) to any closed trailer specially constructed for any purpose and specifically exempted from any or all of the provisions of this rule by an order in writing made by the Registering Authority, to the extent so exempted.

216. *Restriction on length of train of vehicle and trailers.* — The sum total of the length of any vehicle and its attached trailer shall not exceed 23 metres.

217. *Distinguishing mark for trailers.* — (1) No person shall drive, or suffer or cause to be driven, in any public place any motor vehicle to which a trailer is attached unless there is exhibited on the back of the trailer in the form set out in the diagram in the Schedule to these rules in retro-reflective red colour and white background.

(2) The mark shall be kept clean and unobscured and shall be so fixed to the trailer that —

(i) the letter on the mark is vertical and easily distinguishable from the rear of the trailer;

(ii) the mark is either on the centre or to the right hand side of the back of the trailer; and

(iii) no part there of is at a height exceeding one hundred and twenty centimetres from the ground.

(3) This rule shall not apply to the cases referred to in clauses (a), (b), (c) and (d) of sub-rule (2) of rule 215.

218. *Special rules for heavy goods and passenger motor vehicles attendant.* — The driver of heavy goods and passenger motor vehicle shall be accompanied by an attendant who shall be in a position to give warning of any traffic approaching from the rear and shall assist the driver by giving signal when the motor vehicle is being taken in reverse.

219. *Inspection of vehicle involved in an accident.* — Any Officer of the Motor Vehicles Department not below the rank of an Assistant Inspector of Motor Vehicles shall inspect the motor vehicle involved in an accident and for that purpose may enter at any reasonable time any premises where the vehicle may be and may remove the vehicle for inspection.

CHAPTER VIII

CLAIMS TRIBUNAL

220. *Definitions.* — For the purpose of this Chapter, unless the context otherwise requires, —

(a) “Claims Tribunal” means a Motor Accidents Claims Tribunal Constituted under section 165 of the Act;

(b) “legal representative” shall have the same meaning assigned to it under clause (11) of section 2 of the Code of Civil Procedure, 1908 (Central Act 5 of 1908).

221. *Application for payment of compensation.* — (1) Every application for payment of compensation made under section 140 of the Act shall be made in Form M.A.C.T.A. and shall be accompanied by a fee of ten rupees in the form of court-fee stamps.

(2) An appeal under sub-section (1) of section 173 shall be accompanied by the fee prescribed therefor under sub-rule (2) of rule 240.

(3) Notwithstanding anything contained in sub-rule (1) and rule 240, any police officer not below the rank of Sub-Inspector who is entrusted with the investigation of a motor vehicle accident shall, without waiting for the result of the investigation or prosecution and as expeditiously as possible get an application in Form M.A.C.T.A. from the party injured in the accident or all or any of the legal representatives of the deceased, as the case may be, and forward the same to the Claims Tribunal, who shall treat it as an application for the purpose of sections 140 and 166 of the Act. The said police officer shall also gather full particulars of the insurance certificate in respect of the motor vehicle involved in the accident and furnish them to the injured party or to the legal representatives of the deceased. The party concerned shall, before the Tribunal passes the award, pay the fee prescribed under rule 240.

(4) An officer investigating into an accident after a case is registered shall forward copies of the First Information Report relating to the accident to —

- (i) the Motor Accidents Claims Tribunal; and
- (ii) the Regional Legal Aid and Advice Committee, constituted by the Pondicherry Legal Aid and Advice Board.

(5) Notwithstanding anything contained in sub-rule (2), the officer of the Transport Department inspecting the vehicle involved in an accident shall furnish immediately the following information to the insurance company with which the vehicle is insured, namely: —

- (i) name and address of the owner of the vehicle;
- (ii) name of the driver and/or conductor;
- (iii) registration number of the vehicle;
- (iv) particulars of permits, if any, in respect of the vehicle, with validity;
- (v) date of expiry of fitness certificate;
- (vi) date of expiry of the insurance.

222. *Examination of applicant on oath.* — On receipt of an application under rule

221, the claims Tribunal may examine the applicant on oath and the substance of such examination, if any, shall be reduced to writing.

Provided that the evidence of any medical witness shall be taken down as nearly as may be for word.

223. Application not to be dismissed on technical flaws. — (1) After considering the application and the statement if any, of the applicant recorded under rule 222, the Claims Tribunal shall not dismiss the application on the ground of any technical flaws but shall give notice to the applicant and get the defects rectified.

(2) The claim for compensation under section 140 shall be disposed of expeditiously and in any case not later than four weeks from the date of filing of the application.

224. Intimation to owner of motor vehicle and insurer. — (1) After satisfying itself that the application is in order or the defects have been duly rectified, the Claims Tribunal shall send to the owner of the motor vehicle involved in the accident and its insurer, a copy of the application together with a notice of the date on which it will hear the application, and may call upon the parties to produce on that date any evidence which they may wish to tender.

(2) If the insurer is not impleaded as a party to the application as originally filed, or if the name of the insurer is not correctly given therein, it shall be open to the applicant to make an application to the Tribunal for the appropriate amendment to the application for the purpose of bringing the insurer on record.

225. Filing of written statement by owner and insurer. — (1) The owner of the motor vehicle and the insurer may, and if so required by the Claims Tribunal shall, at or before the first hearing or within such further time as the Claims Tribunal may allow, file a written statement dealing with the claim raised in the application, and any such written statement shall form part of the record.

(2) If the owner or the insurer contests the claim, the Claims Tribunal may, and if no written statement has been filed, it shall reduce the substance of the examination to writing.

226. Summoning of witnesses: — If an application is presented by any party to the proceeding for the summoning of witnesses, the Claims Tribunal shall, on payment

of the expenses involved, if any, issue summons for the appearance of such witnesses, unless it considers that their appearance is not necessary for just decision of the case:

Provided that if the party is financially poor in the opinion of the Claims Tribunal, it may not insist on the payment of the expenses involved and the same shall be borne by the Government:

Provided further that in cases where the party succeeds in whole or in part, the expenses so incurred by the Government shall be directed to be paid to it by the owner or the insurer as the case may be, of the motor vehicle.

227. Appearance of legal practitioner. — The Claims Tribunal may, in its discretion allow any party to appear before it through in legal practitioner.

228. Visit of site of accident by Claims Tribunal.—(1) The Claims Tribunal may at any time during the course of an enquiry before it, visit the site at which the accident occurred for the purpose of making a local inspection or examining any person likely to be able to give information relevant to the proceedings.

(2) Any party to a proceeding or the representative of any such party may accompany the Claims Tribunal for a local inspection.

(3) The Claims Tribunal after making a local inspection shall note briefly in a memorandum any facts observed, and such memorandum shall form part of the record of enquiry.

(4) The memorandum referred to in sub-rule (3) may be shown to any Party to the Proceeding who desires to see it and a copy of the memorandum may, on application be supplied to any such party.

229. Requirement to produce motor vehicle for inspection.—The Claims Tribunal may if it thinks fit, require the motor vehicle involved in the accident to be produced by the owner for inspection at a particular time and place to be mentioned by it, if necessary in consultation with the owner.

230 Payment of expenses by party.—The Claims Tribunal may, if any journey is undertaken for the purpose specified in rule 228 and 229 at the instance of the party,

require the party to deposit an amount equivalent to the actual expenses likely to be incurred by it and its staff for the purpose and draw only the amount so deposited by the party to meet all the incidental expenditure in connection with such journey(s).

231. *Summary examination by Claims Tribunal.*—

(1) The Claims Tribunal, during a local inspection or at any other time save at a formal hearing of a case pending before it, may examine summarily any person likely to be able to give information relating to such case, whether such person has been or is to be called as a witness in the case or not, and whether any or all of the parties are present or not.

(2) No oath shall be administered to a person examined under sub-rule(1).

232. *Memorandum of substance of evidence.*—The Claims Tribunal shall, as examination of witnesses proceeds, make a brief memorandum of the substance of the evidence of each witness and such memorandum shall be written and signed by the members of the claims Tribunal and shall form part of the record.

233. *Co-option of persons possessing special knowledge.*—(1) The Claims Tribunal may, if it thinks fit, co-opt one more persons possessing special knowledge with respect to any matter relevant to the inquiry. Such persons should not sit as members of the Claims Tribunal but should render such assistance as is required to hold the enquiry.

(2) The remuneration, if any, to be paid to the persons co-opted shall, in every case, be determined by the Claims Tribunal.

234. *Claims Tribunal to frame and record points.*—After considering any written statement, the evidence of the witnesses examined and the result of any local inspection, the Claims Tribunal shall proceed to frame and record the points upon which the right decision of the case appears, to it to depend.

235. *Diary of proceedings.*—The Claims Tribunal shall maintain a brief diary of the proceedings on an application.

236. *Respondents to furnish information.*—The Claims Tribunal may, for reasons to be recorded in writing, call upon the respondents to furnish the following information, namely :—

(i) full particulars of all earlier accidents in which the respondent had been involved and in which the claims have been awarded at least in part:

(ii) the amount of compensation paid in such earlier accidents, the name and address of the victim and the name of the insurer who paid the damages; and

(iii) his connection, if any, with the claimant.

237. *Judgment and award of compensation.*- (1) The claims Tribunal in passing orders, shall record concisely in a judgment the findings on each of the points framed and the reasons for such findings and make an award specifying the amount of compensation to be paid by the insurer or the owner in the case of vehicles which are not insured and also the person or persons to whom compensation shall be paid.

(2) Where compensation is awarded to two or more persons, the Claims Tribunal shall also specify the amount payable to each of them :

Provided that notwithstanding anything contained in sub-rules (1) and (2), the record of judgment shall, in respect of claims exceeding five thousand rupees, contain the evidence which shall either be verbatim or a reasonably complete and full memorandum of testimony explaining the basis of compensation, the findings on each such evidence and the reasons for such findings before making an award specifying the amount of compensation.

(3) The Claims Tribunal shall announce the details of the award in the open court and shall furnish copies of the judgment as required to be recorded under sub-rule (1) to the State Transport Authority, the Registering Authority and the Licensing Authority concerned for taking such action as the authorities consider necessary against the drivers, conductors or owners of the vehicles involved in the accident.

(4) When the Claims Tribunal pronounces the judgment and makes the award, it shall also read the operative part of the award in the regional language understood by the claimant and it shall also be explained to him that he is entitled to the full amount of the compensation which has been awarded to him and that he is not liable to pay any percentage amount of the compensation to the lawyer who appeared for him, but have only to pay the fees determined by the Claims Tribunal.

(5) The Claims Tribunal shall provide the award reasonable expenses of litigation on fees for the counsel. Such fees shall not be lower than the fees specified in the Schedule of fees prescribed in the Union territory of Pondicherry Legal Aid and Advice Scheme from time to time.

(6) The Claims Tribunal shall, within fifteen days from the date of award, issue a copy of award and decretal order, if any or all parties to the claim, free of cost.

(7) The Claims Tribunal shall, in the case of a minor order that the amount of compensation awarded to such minor be invested in fixed deposits till such minor attains major. The expense incurred by the guardian or the next friend may be allowed to be withdrawn by him from such deposits before it is deposited.

(8) The Claims Tribunal shall, in the case of illiterate claimants, order that the amount of compensation awarded be invested in fixed deposits for a minimum period of three years but if any amount is required for effecting purchase any movable or immovable property for improving the income of the claimant, the Tribunal may consider such request after being satisfied that the amount would be actually spent for the purpose and the demand is not a ruse to withdraw money.

(9) The Claims Tribunal shall, in the case of semi-literate person resort to the procedure for the deposit of award amounts set out in sub-rule (8) unless it is satisfied, for reasons to be recorded in writing that the whole or part of the amount is required for the expansion of any existing business or for the purchase of some property as mentioned in sub-rule (8) in which case the Tribunal shall ensure that the amount is invested for the purpose for which it is prayed for and paid.

(10) The Claims Tribunal may, in the case of literate persons resort to the procedure for deposit of award amounts indicated in sub-rule (8) subject to the relaxation set out in sub-rules (8) and (9) if having regard to the age, fiscal background and state of society to which the claimant belongs and such other consideration, the Tribunal in the larger interest of the claimant and with a view to ensuring the safety of the compensation awarded, thinks it necessary to order.

(11) The Claims Tribunal may, in personal injury cases, if further treatment is necessary, on being satisfied which shall be recorded in writing, permit the withdrawal of such amount as is necessary for the expenses for such treatment.

(12) The Claims Tribunal shall, in the matter of investment of money, have regard to a maximum return by ways of periodical income to the claimant and make it deposited with public sector undertakings of the State or Central Government which offers higher rate of interest.

(13) The Claims Tribunal shall, investing money direct that the interest on the deposits be paid directly to the claimants or to the guardian of the minor claimants by the institutions holding the deposit under intimation to the Tribunal.

(14) The Claims Tribunal shall draw up a cheque in favour of the claimant for the award amount to be paid to him and deliver it to the claimant in the presence of the Advocate for the claimant and a representative of the Pondicherry legal Aid and Advice Board.

(15) The following provisions of the First Schedule to the Code of Civil Procedure, 1908 (Central Act 5 of 1908) shall, so far as may be, apply to proceedings before the Claims Tribunal, namely :-

(i) Order V;

(ii) Order IX;

(iii) Order XIII, Rules 3 to 10;

(iv) Order XVI, Rules 2, 21;

(v) Order XVII; and

(vi) Order XXIII, Rules 1 to 3.

238. *Claims Tribunal to have powers of Civil Court.*- Without prejudice to the provisions contained in section 174, the Claims Tribunal shall for the purpose of enforcement of its award, have all the powers of a Civil Court in the execution of a decree under the Code of Civil Procedure, 1908 as if the award were a decree for the payment of money passed by such court in a civil suit.

239. *Appeal.*- (1) An appeal against the award of a Claims Tribunal shall be preferred in the form of a memorandum stating concisely the grounds on which the appeal is preferred.

(2) It shall be accompanied by a copy of the judgment and the award appealed against.

240. *Application for payment of compensation.*- (1) Every application under subsection (1) of section 166 of the Act for payment of compensation shall be accompanied by a fee of one rupee in the form of court-fee stamp, if the claim in a case of accident is confined to special damages and if any further general damages are claimed, an *ad valo em* fee shall be charged on the aggregate of the special and general damage claims on the following scale, namely:-

TABLE

Amount of claim	Amount of court-fee
(1)	(2)
1. Upto Rs. 10,000	Rs. 10
2. Rs. 10,001 to Rs. 50,000	Rs. 10/- plus one-fourth per cent of the amount by which the claim exceeds Rs. 10,000
3. Rs. 50,001 to Rs. 1,00,000	Rs. 122.50 plus half percent of amount by which the claim exceeds Rs. 50,000
4. Over Rs. 1,00,000	Rs. 372.50 plus one per cent of the amount by which the amount of claim exceeds Rs. 1,00,000

(2) An appeal under section 173 shall be accompanied by a fee of one rupee in the form of court-fee stamp, if the claim in case of accident is confined to special damages and if any further general damages are claimed, an *ad valorem* fee shall be charged on the aggregate of the special and general damages claim on the following scales, namely:-

TABLE

Amount of claim	Amount of court-fee
(1)	(2)
1. Below Rs. 2,000	No appeal.
2. Rs. 2,001 to Rs. 5,000	Rs. 10.
3. Rs. 5,001 to Rs. 50,000	Rs. 10 plus one-fourth per cent of the amount by which the claim exceeds Rs. 5,000.

4. Rs. 50,001 to Rs. 1,00,000	Rs. 122.50 plus one per cent of the amount by which the amount of claim exceeds Rs. 50,000
5. Over Rs. 1,00,000	Rs. 372.50 plus one per cent of the amount by which the amount of claim exceeds Rs. 1,00,000

(3) The Claims Tribunal may, in its discretion exempt a party from the payment of fees prescribed under sub-rule (1):

Provided that where a claim of a party has been accepted by the Claims Tribunal, the party shall have to pay the prescribed fees, exemption in respect of which has been granted initially before a copy of the Judgment is obtained.

Provided further that where the amount of award is less than the amount of claim, the party shall be entitled to refund of the proportionate fee namely the difference between the fee actually paid and the fee due if the claim had been made for the amount of award.

241. *Procedure for adjudicating and awarding claim.*- (1) The Claims Tribunal shall follow the procedure of summary trial as contained in the Code of Criminal Procedure, 1973 (Central Act 2 of 1974) for the purpose of adjudicating and awarding a claim under Chapter X of the Act.

(2) The Claims Tribunal shall give notice to the owner and the insurer, if any, of the vehicle involved in the accident, directing them to appear on a date not later than ten days from the date of issue of notice. The date so fixed for such appearances shall also be not later than fifteen days from the receipt of the claim application filed by the claimant. The Tribunal shall state in such notice that in case they fail to appear on such appointed date, the Tribunal will proceed *ex-parte* on the presumption that they have no contention to make against the award of compensation

(3) The Claims Tribunal shall obtain whatever information necessary from the police, medical or other authorities and proceed to award the claim whether the parties who were given notice appear or not on the appointed date.

(4) The Claims Tribunal shall proceed towards the claims on the basis of –

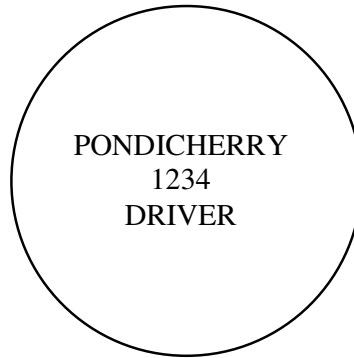
- (i) registration certificate of the motor vehicle involved in the accident;
- (ii) insurance certificate or policy relating to the insurance of the vehicle against third party risks;
- (iii) copy of first information report;
- (iv) post-mortem certificate or certificate of injury from the medical officer;
- (v) the nature of the treatment given by the medical officer who has examined the victim.

(5) The Claims Tribunal before whom an application for award of compensation on liability arising out of the provisions of Chapter X of the Act has been made shall dispose such an application within forty-five days from the date of receipt of such application.

(6) The procedure of adjudicating the liability and award of compensation may be set apart from the procedure of disbursement of compensation to the legal heirs in case of death. Where the Claims Tribunal feels that the actual payment to the claimant is likely to take time because of the identification and the fixation of the heirs of the deceased, the Claims Tribunal may call for the legal amount of compensation awarded to be deposited with the Tribunal and then proceed with the identification of the legal heirs for deciding the payment of compensation to each of the legal heirs. The contingency will not arise in the case of adjudication and payment of compensation in the case of permanent disablement.

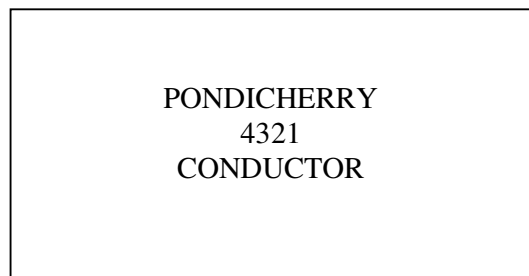
THE FIRST SCHEDULE**BADGES FOR DRIVER AND CONDUCTORS**

Driver's Badge
[See Rule 7(9)]



Diameter of Badge 6 cm. Number to be in large figures. Lettering in Black.
The badge will be in brass alloy.

Driver's Badge
[See Rule 27(1)]



Badge to be rectangular in shape, measuring 6 cm. By 3.5 cm. Lettering in red. The badge will be in brass alloy.

THE SECOND SCHEDULE

Temporary Registration Mark assigned to the Registering Authorities in the
Union Territory of Pondicherry.

[See Rule 32(5) (i)]

Registering Authorities (1)	Temporary Registration Marks Assigned (2)
Registering Authority, Pondicherry	PY.Tem.01 and PY.Tem.01A to PY.Tem.01Z
Registering Authority, Karaikal.	PY.Tem.02 and PY.Tem.02A to PY.Tem.02Z
Registering Authority, Mahe.	PY.Tem.03 and PY.Tem.03A to PY.Tem.03Z
Registering Authority, Yanam.	PY.Tem.04 and PY.Tem.04A to PY.Tem.04Z

The series Py. Tem will start with 1 and end when the number reaches 9999, then the next series Py.Tem...A will begin and the series will end with PY.Tem...Z. The letter 'I' & 'O' will be excluded. When the series Py.Tem.Z has been exhausted the Registration Mark will revert back to PY.Tem... and so on.

THE THIRD SCHEDULE (PART – A)

(See Rule 208)

Signal No. 1: To stop a vehicle approaching from behind.

The signaler extends his left arm horizontally from the shoulder and parallel to the ground, with the palm facing front, its back being towards the rear vehicle as shown.

Signal No. 2: To stop a vehicle coming from front.

The signaler raises his right hand above his head slightly extending to the front with fingers closed and the palm facing the on coming traffic as shown.

Signal No. 3: To stop vehicles approaching simultaneously from front and behind.

The signaler extends both the arms as in signal 1 and 2 and as shown.

Signal No. 4(a): To stop traffic approaching from left and wanting to turn right.

The signal is by extending the left arm as in Signal (1) and the right arm extended a little forward with the palm facing downward as shown.

Signal No. 4(b): To stop traffic approaching from the right to allow traffic approaching from the left to turn right.

The signal is given by extending the right arm as in Signal (2) except that the arm will be sideways and the palm facing right as shown.

Signal No. 5: To allow traffic coming from the right and turning right by stopping traffic approaching from the left.

The right hand is raised to the position as shown in signal 2 and the left sideways with the palm facing left as shown.

Signal No. 6: Warning signal closing the traffic.

This signal is necessary as a preliminary to opening the other direction of the traffic after turning right or left.

Signal No. 7: Come on! Beckoning on a vehicle approaching from left.

The right arm is as in signal 2 and the left arm is raised from the elbow upwards and brought upto the position of the shoulder. The signaler

should also look to the left. This movement is repeated so that the motorist can understand that he is being called up.

Signal No. 8: Come on! Beckoning on vehicles approaching from the right.

The left arm is extended as in signal 1 and the right arm is raised from the elbow upwards and brought up to the position of the shoulder. The signaler should also look to the right.

Signal No. 9: Come on! Beckoning on a vehicle from front.

The right hand is raised from the elbow, back of the palm facing towards the vehicle. The movement is repeated.

THE THIRD SCHEDULE (PART – B)

RED means **STOP** Wait behind the stop line

AMBER means **STOP** at the stop line. You may only go on if the **AMBER** appears after you have crossed the stop line or are so close to it that to pull up might cause an accident.

RED and AMBER also mean **STOP**. Do not pass through or start until **GREEN** shows.

GREEN ARROW means that you may go in the direction shown by the arrow. You may do this whatever other lights may be showing.

GREEN means you may **GO ON** if the way is clear. Take special care if you mean to turn left or right and give way to pedestrians who are crossing.

PEDESTRIANS

FORM LLD

[See rule 4 (1)]

Intimation of loss or destruction of driving licence and application for duplicate

To

The Licensing Authority,

I, son/daughter/wife of
..... (Permanent address)
..... and (Present Address)
..... hereby report that the driving licence No. issued
by the Licensing Authority on or about
the day of and renewed in No. by
the Licensing Authority for the period up to
..... has been lost/destroyed in the following circumstances:

2. I furnish below further details of the licence:

- (a) Class of vehicles for which the licence is valid, (The Licensing Authority which issued each class may be mentioned)
- (b) The number and date of the authorisation and the Licensing Authority which issued the authorisation to drive as a paid employee (if so authorised)
- (c) Whether authorised to drive transport vehicles, if so, the date and authority:-
- (d) Serial number of badge, if any, and by whom issued
- (e) Endorsements of punishment.

3. I hereby apply for a duplicate licence.

4. I attach two clear copies of a recent photograph of myself.

5. I hereby declare that the above particulars are true to the best of my knowledge and correct.

Date : Signature of thumb-impression of applicant.

Note: Strike out alternative not required and items not applicable if the column is not sufficient, particulars to be furnished on a separate sheet to be appended.

(Parts I, II and III will be printed on a separate sheet and will be used if the application is made to an authority other than the original Licensing Authority)

Forwarded to the Licensing Authority for verification and completion of Part II.

Date: Licensing Authority.

Note: If no reply is received within six weeks from the date of receipt of this reference it will be presumed that this authority has no objection to the grant of duplicate licence.

PART II

No. dated

Returned to the Licensing Authority.

The photograph and signature/thumb-impression * I have been compared with my records.

- * No such licence was issued by this office.
- * I am not satisfied that the applicant was the holder of a licence issued by the office as described.
- ** I am satisfied that the applicant was the holder of a licence issued by the office as follows :-

- 1. Number :
- 2. Date of issue :
- 3. Last renewed by the Licensing Authority :
- 4. Date of expiry :
- 5. Class of Vehicles :
- 6. The Licence
 - a) Entitled the holder to drive Non-Transport Vehicle
 - b) Carried authorisation to drive Transport vehicle
 - c) Carried the following endorsement of punishments.

Date : Licensing Authority.

Note : * Strike out alternative not required and items not applicable.

** If the column is not sufficient, particulars may be furnished on a sheet to be appended.

PART III

No. Dated :

Returned to the Licensing Authority for record

* A duplicate licence has been issued by me on this day and a copy of the photograph affixed thereto is attached.

* I have, in my letter number dated declined to issue the duplicate licence applied for and I attach a copy of that letter.

Date :

Licensing Authority.

Note : * Strike out alternative not required and items not applicable.

FORM ATVA

[See rule 7(1)]

Form of application for authorisation to drive a transport vehicle

To

The Licensing Authority,

.....

I apply for authorisation to drive a transport vehicle within the State of Pondicherry. I have experience in driving motor vehicle for a period of years.

I forward herewith the driving licence held by me No. issued by the Licensing Authority of

Name of applicant :

(in block letters or clear script)

Date :

Signature or thumb-impression of

applicant.

FORM ATVI

[See rule 7(3)]

Form of intimation of grant of an authorisation to drive a transport vehicle.

To

The Licensing Authority,

.....

An authorisation to drive a transport vehicle within the area of
..... has been issued by me on (date) in
respect of driving licence No. dated the issued by
you in favour of

Name of holder :

Father's Name :

Permanent address of holder :

Present address of holder :

Details of the authorisation issued :

Date :

Licensing Authority

FORM ATV

[See rule 7(5)]

Form of authorisation to be carried by a driver of a transport vehicle

1. Name :
2. Father's Name :
3. Date of Birth :
4. Residence address :

5. Number and date of D. L. and the authority who issued and renewed the licence :
6. Authorisation No. & details :
7. Registration number of the vehicle (need not be given in the case of the ten or more transport vehicle owned by a single operator) :
8. Name and address of the owner of the vehicle

I hereby declare that the particulars furnished above are true.

Signature of the driving licence holder

This is to authorise that the above driver has been engaged by me to drive any one of the transport vehicles belonging to me.

Place : Signature of the owner of the vehicle

Date :

Witness (with clear address) 1.

2.

FORM L.B.L.D.

[See rule 7(11)]

Intimation of loss or destruction of Driver's badge and application for duplicate

To

The Licensing Authority

I son/wife/daughter of
 and residing at
 (Permanent address)
 and holder of Driving Licence No.
 issued by the licensing authority on
 hereby report that the Driver's badge No.
 issued by you on or about has been lost destroyed in the
 following circumstances :

2. I hereby apply for a duplicate badge and remit the fee of rupees

Date :

Signature of applicant

Strike out alternative not required.

FORM L.Con. Tem. A

[See rule 16(2)(a)]

Form of application for a Temporary Conductor's Licence to a drive of Stage Carriage

1. Name :
2. Name of father/husband :
3. Present address :
4. Permanent address :
5. Educational qualification :
6. Date of birth in Christian Era :
7. Driving Licence No. and date of issue :
8. Authority which issued the Driving Licence :
9. Validity of Driving Licence (State the date from which the applicant has been authorised to drive a H.P.M.V.) :
10. Area in which proposed to work :
11. Language known :
12. I have not previously held a conductor's licence/previously held a conductor's licence/previously held a temporary conductor's licence issued by
13. I have not been disqualified from holding a conductor's licence.
14. I hereby declare that I am not less than eighteen years old and that the

above statements are true. I attach three copies of a recent photograph of myself.

Signature of applicant.

Duplicate signature of applicant.

Temporary Licence No. (Expires on the) and Badge No. issued.

Licensing Authority

FORM L. Con. Tem.

[See rule 16(2)(a)]

TEMPORARY CONDUCTOR'S LICENCE

Whereas (full name and address) holder of Contracor Licence No. has applied for the renewal of his licence and the said licence has been retained in this office pending disposal of his application, he is hereby temporarily certified to act as a conductor for a period of one month from this date.

Station :

Licensing Authority.

Note: - This temporary licence should be surrendered at the office of issue on demand by the licensing authority or on receipt of the conductor's licence duly renewed or of an order refusing to renew the same.

FORM L. CON. A

[See rule 18(1)]

Form of Application for Conductor's Licence

1. Name :
2. Name of Father/Husband :
3. Present Address :
4. Permanent Address :
5. Educational qualification :
6. Date of birth in Christian era :
7. Area in which proposed to work :
8. Language known :
9. I have not previously held a Conductor's Licence
I have previously held a Conductor's Licence issued by
10. I have not been disqualified from holding a Conductor's Licence.
11. I hereby declare that I am not less than eighteen years of age and that the above statements are true. I attach three copies of a recent photograph of myself.
12. I enclose the First Aid Certificate issued by St. John's Ambulance Association of India or any reputed hospital for having undergone a Course in first aid.

Date:

Signature of Applicant.

Duplication signature of applicant.

Licence No. (Expires on the 19) and Badge No.
..... Issued.

Date:

Licensing Authority.

FORM M. C. CON.

[See rule 18(1)]

Form of Medical Certificate for a Conductor

(To be filled in by a Registered Medical Practitioner)

- 1. Name of person examined :
- 2. Father's Name :
- 3. Apparent age :
- 4. Is the person examined, to the best of your judgment, fit physically and mentally to perform the duties of a Conductor of a stage carriage?
- 5. Does he show any evidence of being addicted to the excessive use of alcohol or drugs?
- 6. Marks of identification
-
-
- 7. Certified that the person examined has affixed his signature or thumb impression hereto my presence and that to the best of my knowledge and belief the above statements are true and that the attached photograph is a reasonably correct likeness of the person described.

Signature examined.

Space for photograph

Name

Signature

Designation

FORM L. CON

[See rule 18(2)]

Union Territory of Pondicherry

Conductor's Licence

Conductor's Licence No.

Name

Son of

of (Present address)

.....

.....

Space for photograph

Duplicate signature of applicant

from form L. Con. A.

is licensed as a conductor is the Union territory of Pondicherry Residence of
..... and has been issued Conductor's Badge No.
.....

Licensing Authority

RENEWAL

No.

The Licence is renewed up to

Licensing Authority

No.

The Licence is renewed up to

Licensing Authority

No.

The Licence is renewed up to

Licensing Authority

ENDORSEMENT

Date	Particulars of offence and certificate of disqualification	Signature of Endorsing Authority
(1)	(2)	(3)

FORM L. CON. R.A.

[See rule (20)(1)]

Form of Application for renewal of Conductor's Licence

To

The Licensing Authority

I hereby apply for the renewal of my Conductor's Licence attached and the particulars of which are as follows:-

- 1. Name :
- 2. Father's Name :
- 3. Present address :
- 4. No. and date of issue of licence :
- 5. Authority by which Licence was issued :
- 6. Whether this application is presented within 30 days of the expiry of Conductor's Licence if not the reason for delay

I hereby declare that I have not been disqualified from holding or obtaining Conductor's Licence and that I am not subject to any disease or disability likely to render me not to perform the duties of Conductor's Licence.

Date :

Signature of applicant.

FORM L. CON. R. I.

[See rule 20 (3)]

***Intimation of original Licensing Authority of renewal of
Conductor's Licence***

PART – I

To
The Licensing Authority.

.....

L. Con. No. dated
issued by you to * Thiru/Tmt./Selvi *
Son/Wife/Daughter of and residing at (Permanent
Address) and
valid/renewed till has been renewed by
me till

Necessary entries may kindly be made in your office records and the fact
intimated to me.

Date: Licensing Authority

* Strike out alternative not required.

PART – II

No. Dated

Returned to the Licensing authority

Necessary entries have been made in the records of this Office about the
renewal of Conductor's Licence No

Licensing Authority.

FORM L. CON. L. D.

[See rule 24 (1)]

PART – I

***Intimation of loss or destruction of Conductor’s Licence
and application for duplicate***

To,

The Licensing Authority,

.....

That my Conductor’s Licence, the number of which is
..... issued by the has been
lost/destroyed/defaced/not legible in the following circumstances
.....
.....
.....

I hereby declare to the best of my knowledge that my above mentioned
conductor’s Licence has not either suspended or cancelled under any of the
provisions of the Act or the rules thereunder and I herewith deposit the fee of rupees
ten and furnish two recent passport size photographs of mine and apply for the
duplicate Conductor’s Licence.

Date:

Signature of the applicant.

Duplicate signature of the applicant.

(Parts I, II and III will be presented on a separate sheets and will be issued if
the application is made to an authority other than the original Licensing Authority)

No.

Dated

Forwarded to the Licensing Authority for verification and completion of part II.

Licensing Authority.

Note: If no reply is received within six weeks from the date of receipt of this reference. It will be presumed that this authority has no objection to the grant of duplicate licence.

PART – II

No.

Dated

Returned to the Licensing Authority.

The photograph and signature/thumb-impression have been completed with my records.

No such Conductor’s Licence have been issued by this office.

I am satisfied that the applicant is the hold of the Conductor’s Licence issued by this office. The details are as follows:

- 1. Number :
- 2. Date of issue :
- 3. Last renewal by the Licensing Authority :
- 4. Date of expiry :
- 5. The licence carries the following endorsement :

Date:

Licensing Authority.

* Strike out alternative not applicable.

PART – II

No. Dated

Returned to the Licensing Authority for record.

* A duplicate Conductor's Licence has been issued by me on
..... day of 19
and a copy of the Photograph affixed thereto effected.

I have in my letter No. dated
declined the duplicate Conductor's Licence applied for and I attached a copy of that
letter.

Date: Licensing Authority.

FORM L. CON. B. L. D.

[See rule 27(i)]

***Intimation of loss or destruction of conductor's badge and
application for duplicate***

To

The Licensing Authority,

.....

1.....son/wife/daughter of And residing at

(Permanent address)

.....

(Present address) and holder of Conductor's Licence No..... issued by you on
..... hereby report that the Conductor's badge No. Issued by you on or
about Has been lost/destroyed* in the following circumstances :

2. I hereby apply for a duplicate badge and remit the fee of Rs.

.....(Rupees Only).

Date :

Signature of applicant.

*Strike out alternative not required.

FORM C. R. TEM. A.

[See rule 32(1)]

Application for Temporary Registration Certificate

To

The Registering Authority,

.....

1. Name of the applicant (owner) ..
2. Father's name ..
3. Permanent address ..
4. Temporary Address, if any ..
5. Description of the vehicle –
 - (a) Make ..
 - (b) H.P. ..
 - (c) Chassis No. ..
 - (d) Engine No. ..
 - (e) Type of body ..
 - (f) Colour ..
6. Insurance particulars-
 - (a) Name of the Insurance Co. ..
 - (b) Valid up to ..
7. Name and address of the seller ..
8. Date of purchase ..
9. Details of HPA/Lease etc., if any ..
10. Place in which the vehicle is to
be permanently registered ..

Date :

Signature of the applicant.

FORM C. R. TEM.

[See rule 32(2)]

Temporary Certificate of Registration

Temporary Registration Mark

Name, name of father and address of the owner :

Description of vehicle

- 1. Class of vehicle :
- 2. Marker's name :
- 3. Type of body :
- 4. Chassis No. :
- 5. Engine No. :
- 6. Seating capacity/H. P. :
- 7. Colour :
- 8. Hypothecation/Lease etc. :

Under the provision of Section 43 of the Motor Vehicles Act, 1988 the vehicle described above has been temporarily registered by me and the registration is valid until the Day of And the Vehicle must be presented for permanent Registration before that date to the Registering Authority.

Under the provision to the sub-section (2) of section 43 of the Act the validity of the temporary registration is extended up to and inclusive of the Day of

Date :

Signature of the Registering
Authority.

FORM C.R. TEM. I.A.

[See rule 32(6)]

Application for Temporary Registration Certificate of imported Vehicles

To

The Registering Authority,

.....

1. Name of the applicant :
2. Father's name :
3. Permanent address :
4. Temporary address :
5. Description of the vehicle-
 - (a) Make :
 - (b) H.P. :
 - (c) Chassis No. :
 - (d) Engine No. :
 - (e) Type of body :
 - (f) Colour :
6. Name and address of the seller :
7. Insurance particulars :
 - (a) Name of the Insurer :
 - (b) Valid up to :
8. Date of import :
9. Whether the bill of entry is attached :
10. Details of HPA/Lease etc., if any :
11. Place in which the vehicle is to be
Permanently registered :

Date :

Signature of the applicant.

FORM CFA

[See rule 34 (2)]

Application for Certificate of Fitness

To

Motor vehicle Inspector/Assistant

Motor vehicle Inspector/Authorised Service Station.

I hereby apply for the issue of a certificate of fitness as required by section 56 of the Motor Vehicles Act, 1988.

1. Registration number of the vehicle :
2. Name of the owner :
3. Address of the owner :
4. Place where the vehicle is ordinarily kept :
5. Name of the manufacturer of the vehicle :
6. Manufacturer's model or if not known
Wheel base :
7. Type of vehicle :
8. Chassis number :
9. Engine number :

To be filled in case of belated renewal

10. Particulars of any previous certificate of
Fitness granted in respect of the vehicle :
11. Authority by which granted :
12. Date when certificate was lost or destroyed
Or ceased to be valid :
13. Reason for Cessation of validity :

Date :

Signature or thumb-
impression of applicant.

FORM C. F. R. A.

[See rule 34 (6)]

Application for Renewal of Certificate of Fitness

To

Motor Vehicles Inspector/Asst. Motor Vehicles Inspector/Authorised Testing Station.

I hereby apply for renewal of the certificate of fitness as described below :

1. Registration mark of the vehicle :
2. Type of vehicle :
3. Name of vehicle :
4. Address of owner :
5. Place where the vehicle is ordinarily kept :
6. Number of the certificate of fitness and date of
Issue/last renewal and date of expiry :
7. Authority by which the certificate of fitness was
Issued or last renewed :

Date :

Signature or thumb-

impression of applicant.

FORM C. F. SUB

[See rule 34 (7)]

*Temporary authorization permitting the use of a vehicle when the
Certificate of Fitness has expired*

The certificate of fitness of * Registration Mark Last renewed
by on has expired.

I hereby authorize the use of the vehicle until theday of 19 ,
provided that it is forthwith removed with all reasonable dispatch to the area of the
authority by whom the certificate of fitness is due to be renewed :

Provided also that, while being used under this authorization the vehicle shall
not **

- (a) Carry more thanpersons excluding the driver;
- (b) Carry good;
- (c) Be driven a speed in excess ofmiles per hour.

Dated

On thisday of19 .

Signature of the MVI/AMVI/ATS

*Strike out not required.

**Enter brief description of the vehicle.

FORM C. F. SUB. DAM

[See rule 34 (8)]

Temporary authorization permitting the use of a damaged vehicle

The certificate of fitness of * Registration Mark Last renewed byonhas been damaged due to

I hereby authorize the use of the vehicle for getting repaired until the day of 19 subject to the following conditions:

While being used under this authorization the vehicle shall not**

- (a) Carry more thanpersons excluding the driver;
- (b) Carry goods;
- (c) Be driven at a speed in excess ofmiles per hour.

Dated at
on the
day of 19

Signature of the MVI/AMVI

*Strike out not required.

**Enter brief description of the vehicle:

FORM C. F. X.

[See rule 34 (10)]

Notice of Cancellation of Certificate of Fitness

Registration No.....

Model and make of vehicle.....

Name and address of owner.....

I find that the vehicle described above is unfit for ordinary use by reasons of the following defects:

The vehicle shall not be used in a public place save for proceeding to a place of inspection of the repair, until the vehicle has been passed as fit for use by the authority competent to issue or renewal the certificate of fitness:

Provided that the vehicle may be driven at a speed not exceeding.....km. per hour to.....for the purpose of repair.

*The vehicle may be driven at a speed not exceeding.....km. Per hour to its immediate destination (i.e).....

It shall not be used in a public place without the permission of the Registering Authority or Motor Vehicles Inspector of the place to which it has been driven.

Signature of Inspecting Officer.

*To be used if the vehicle is found on the road in the course of a journey and is permitted to proceed to its immediate destination.

FORM CFX R

[See rule 34 (13)]

Form for Restoration of Certificate of Fitness

ORDER

Registration No. :

Make and model of the vehicle :

Name and address of the owner :

The defects pointed out in the CFX Notice No.....dt.....issued in respect of the vehicle No.....by thehave been rectified to my satisfaction and therefore the notice is revoked.

Copy to.....

Signature of Inspecting Officer.

FORM CFLD

[See rule 35 (1)]

*Intimation of loss or destruction of Certificate of Fitness of
Motor Vehicle and Application for Duplicate*

To

The Motor Vehicle Inspector/Authorised Testing Station

The certificate of fitness of my motor vehicle, the registration mark of which is.....has been lost/destroyed in the following circumstances.

.....

I hereby declare that to the best of my knowledge that the certificate of fitness has neither suspended nor cancelled under any of the provisions of the Act or the rules made thereunder. I herewith deposit the fee of Rs. And apply for issue of a duplicate of certificate of fitness.

Signature or thumb-impression of
the applicant.

Date :

Address:

FORM C. F. DAM

[See rule 36 (1)]

*Intimation of damage or defacement to Certificate of
Fitness and Application for Duplicate*

To

The Motor Vehicle Inspector/Authorised Testing Station

The certificate of fitness of my motor vehicle, the registration mark of which.....has been deface/torn and thereby has ceased to be reasonably legible. It has been impounded for the above said reasons by the above authority on

I hereby declare that to the best of my knowledge that the Certificate of Fitness has been impounded by this Authority for the above stated reasons. I herewith deposit the fee of Rs.....and apply for issue of a duplicate of certificate of fitness.

Signature or thumb-impression
of the applicant.

Date:

Address :

FORM CRTI

(see rule 41)

*Communication to original Registering Authority of transfer of
ownership of a motor vehicle*

To

The Registering Authority,

.....

Motor vehicle No..... registered by you in the name of.....has with effect from the.....day of.....19been transferred to the name of.....**

The certificate of fitness has been transferred likewise+.

The other party to the hire-purchase agreement has converted to the transfer and has entered into an agreement of hire-purchase in respect of the vehicle with the transferee+.

Date :

Registering Authority.

*Here enter registration mark and number.

**Here enter full name and address of transferee.

+Strike out if not applicable.

FORM RM1

[See rule 43 (5)]

*Intimation of assignment of new registration mark to the original
Registering Authority*

From

The Registering Authority,

.....

To

The Registering Authority,

I hereby assign the Registration Mark No. to the Motor Vehicle
previously registered as

The particulars of the vehicle is as follows:

1. Name and address of the present owner :
2. Original Registering Authority :
3. Class of Vehicle :
4. Make of model :
5. Engine No. :
6. Chassis No. :

It is requested that the registration records of the vehicle are certified copy of
the same may be transferred to this office.

Registering Authority.

Date :

Copy to : Financier (if any)

FORM NAMV

[See rule 46 (1)]

PART-I**Notice for alterations in motor vehicles**

To

The Registering Authority,
Pondicherry/Karaikal/Mahe/Yanam.

Sir,

I/Weofhereby give you notice for the proposed alterations to our motor vehicle bearing Registration Markconsequent to which the particulars in the Certificate of Registration (R C) of the said vehicle will be altered as under :

Sl. No. (1)	Particulars as in R. C. book (2)	Existing (3)	Proposed alterations (4)
1			
2			
3			
4			
5			
6			

(Signature)

Name and address of the registered
owner.

Date :

PART-II

Date :

Ref.:

This is to inform that the Registering Authorityhereby grants its approval for the alterations to the Motor vehicle bearing Registration No.

On completion of the alterations it is requested to submit the R. C. book along with Insurance Certificate and also the receipt for a sum of Rs. (Rupees.....only) to be remitted in this office as fees for the rectification of the records.

Registering Authority.

Ref.:

Date :

The approval for the proposed alterations to the vehicle bearing Registration No.....cannot be granted for the following reasons:

- (i)
- (ii)

Registering Authority.

FORM IVS

(See rule 48 (1))

Intimation of a stolen vehicle

From

The Station House Officer,

To

The Registering Authority,

I, the Station House Officer * Pondicherry/Karaikal/Mahe/Yanam, has registered a case about the theft of a vehicle bearing No.registered at Registering Authority,onand request you kindly to intimate us in case you come across the above described vehicle, in connection with your official duty.

Date :

Signature of the Station House Officer.

Copy to : The Registering Authority.

* Strike out the inapplicable words.

FORM RVS

[See rule 48 (2)]

Stolen vehicle register maintained by the Registering Authority

1. Name of the owner (s) of the vehicle :
 2. Father's name :
 3. Address :
 4. Name of the vehicle :
 5. Registration mark and number :
 6. Date of registration :
 7. Engine number of the vehicle :
 8. Chassis number of the vehicle :
 9. Name of the Registering Authority
by which registered :
 10. Date of the theft :
 11. Date of report :
 12. Date of intimation received from
the Officer :
 13. Result of the case :
- Signature of the Registering Authority.
-

FORM IVSRI

[See rule 48 (3)]

Intimation of the recovery of the stolen vehicle to the

Registering Authority

From

The Station House Officer,
Pondicherry State.

To

The Registering Authority,

.....

Sir,

I, the Station House Officer Pondicherry/Karaikal/Mahe/Yanam is hereby inform you that the vehiclethe registration mark and the number of whichreported stolen on to your office onhas been recovered by us onand I request you kindly to make relevant entries in your Register in this regard.

Date :

Signature of the Station House Officer.

FORM P. St. C. A.

[See rule 60 (1)]

***Application for a permit in respect of a Stage Carriage/Service
of Stage Carriages***

To

The State Transport Authority,
Pondicherry.

In accordance with the provisions of the sections of the Motor Vehicles Act, 1988, I/we the undersigned hereby apply for permit under section 69, 70 and 80 of the Act in respect of a Stage Carriage/Service of Stage Carriages as herein under set out.

1. (a) Full name :
(b) Age (in words and figures) :
(c) If the applicant is a minor, full name
and address of the guardian :
2. Address :
3. Where the applicant is an individual--:
(a) Name of the father or husband as the
case may be :
(b) When the applicant is/has been in the
employment of any road transport
undertaking (s) or operator (s)
(Full particulars to be furnished
with the names and addresses of
all concerned) :
4. Where the applicant is not an individual—
 - a. Nature of the firm or company, i.e.

(i) Whether partnership registered or unregistered under the Indian Partnership Act, or :

(ii) Whether a private or public limited company registered under the Indian Companies Act, or :

(iii) Whether a Co-operative Society registered or deemed to have been registered under any enactment in force for the time being :

(b) In the case of a partnership firm, names and addresses of all the partners of the firm :

(9) (a) Whether the applicant is an individual, nature and extent of financial interest, if any, held by the applicant in existing transport undertaking in India :

(b) Where the applicant is not an individual, nature and extent of financial interest, if any, held in existing transport undertaking in India :

(i) by the partners, if the applicant is a partnership firm, or :

(ii). by any shareholder or director
of member of the managing
committee, if the applicant is a
private or public limited comp-
any registered under the
Indian Companies Act, or a
Co-operative Society
registered or deemed to have
been registered under any
enactment in force for the
time being :

Note: In case of partnership
firm, please attach a statement of
names and addresses of partners
and Managing partner.

In the case of private or public
Limited company, attach a
Statement of names and addresses
Of Board of Directors and
Managing Director.

(10) (a) The route or area for which the permit
is applied for :

(b) Number of vehicles proposed to be
put on the route or area :

(c) Particulars of the number of vehicles
already kept or intended to be kept in

reserve to maintain the service to
 which this application relates and to
 provide for special occasions :

(d) Particulars of the arrangements already
 made or intended to be made for—

(i) the housing and repair of the
 vehicles :

(ii) the comfort and convenience
 of the passenger :

(iii) the storage and safe custody
 of the luggage :

(11) The vehicles(s) to be used on the service
 is/are:-

Registration mark (1)	Type (2)	Seating capacity (3)	Maximum laden weight (4)
-----------------------------	-------------	----------------------------	--------------------------------

* Where no vehicle is available, the proposed type and the seating capacity shall be furnished under columns 2 and 3 above.

(12) (a) The minimum and maximum number
 of daily trip proposed to be provided
 on the route or in relating to each
 route lying in the area :

(b) Particulars of the time table is/are not
 appended :

Note: No time table need be appended in any case in which timings have already been fixed by competent authority.

- (13) The standard rate of fare which is proposed n.p. per passenger per kilometer to be charged. :
- (14) I am at present in possession of the following vehicles for use under the permit applied for :
- (15) The extent to which the public interest is served, the advantages to the public with special reference to the benefit to be given to a locality and the condition of the road as to its fitness for motor traffic :
- (16) Full particulars together with the route registration marks of the vehicle and dates of expiry of the permits if any, already held by the applicant(s) in this State as well as in other States in India :
- (17) I/We enclose cash/cheque/challan/money order receipt for Rs.being the prescribed fee :
- (18) I/We desire a permit valid for 2 years.
- (19) I/We hereby declare that the above statements are true.

Date:

Signature or thumb-impression
of the applicant

Note : (a) Strike out inapplicable entries or alternative throughout.

(b) Where the space provided under or against a column is found inadequate, particulars should be appended quoting the number of the column concerned.

If the application is made voluntarily the 1st part of sectionof the Motor Vehicles Act, a rough sketch showing the course of the route applied for, the names and the distance between the connected places and the adjoining routes and places to establish the identity of the route applied for shall be appended.

FORM P. Co. CA

[See rule 60 (ii)]

***Application for a permit in respect of a Contract Carriage to be
regularly used***

To

The State Transport Authority,
Pondicherry State.

In accordance with the provisions of sections 69, 73 and 80 of the Motor Vehicles Act, 1988, I/we the undersigned hereby apply for permit under section 66 of the Act in respect of a Contract Carriage hereunder set out:-

1. (a) Name :
(b) Age 9in words and figures) :
(c) If the applicant is a minor full name and
address of the guardian :
2. Father's name/Husband's name :
3. Full address :
4. Area/route for which the permit is required :
5. Registration number of the vehicle :
6. Seating capacity :
7. Number of vehicle proposed to be put in the
area—

Registration mark	Type	Seating capacity
(1)	(2)	(3)

8. Particulars of service to be performed by
contract carriages (not necessary in case of

motor car) and the manner in which it is claimed that public convenience will be served

Registration mark	Type	Seating capacity
(1)	(2)	(3)

9. Particulars of all contract carriage permits valid in the State held by the applicant at present and whether any permit in any other State is held by the applicant.

10. Particulars of previous permit, certificate of registration cancelled or vehicles seized on account of the offences committed under any law or any rules of order made thereunder prohibiting or regulating the import, or transfer of passengers or goods.

11. I/we enclose cash/challan/cheque/money order receipt for Rs. Being the prescribed fee.

12. I/We desire the permit valid foryears.

I/We hereby declare that the above statements are true.

Date :

Signature of applicant.

Notes: 1. Strike out the words not applicable.

2. In the case of applicants who are not individual please state whether—

(a) Partnership firm.

(b) Private or Public Limited Company.

(c) Registered co-operative society.

3. In the case of clause (a) above, please attach statement showing the names and addresses of Managing Director and Partners.
4. In the case of clause (b) above, please attach statement showing the names and addresses of Managing Director or Directors.
5. In the case of clause (c) above, please attach copy of the certificate of registration.

FORM P. Go. C. A.

[See rule 60 (iii)]

Application for permit in respect of a goods carriage

To

State Transport Authority,

Pondicherry.

In accordance with the provisions of sections 69, 76, 77 and 80 of the Motor Vehicles Act, 1988, I/we the undersigned hereby apply for a public/private carrier permit under the provisions of section 66 of Motor Vehicles Act, 1988 as hereunder set out :

1. (a) Name :
- (b) Age (in words and figures) :
- (c) If the applicant is a minor, full name and
address of the guardian :
2. Father's name/husband's name (in the case of
Individual) :
3. Full address :
4. Area/route for which the permit is required :
5. Nature of goods to be carried :
6. Type and capacity of vehicle including trailer and
alternative trailers or articulated vehicle proposed
to be put on the road :

Type	Unladen	Registered laden weight in	Registration
(1)	weight	kgs.	marks
	(2)	(3)	(4)

7. In the case of private carrier indicate the applicant's

own business and the grounds on which it is
claimed that it is necessary for the applicant to
use the vehicle specified above for the purpose
of his business :

8. Particulars of all goods carriage permit valid in the
State held by the applicant at present :

9. Particulars of service to be performed by the
vehicle and the manner in which it is claimed that
a public need will be served by the vehicle :

10. Particulars of previous permit, certificate or
registration cancelled or vehicles seized on
account of the offences committed under any law
or under any rule made thereunder prohibiting or
regulating the import, or transport of passengers
or goods :

11. I/we enclose cash/challan/cheque/money order
receipt for Rs. :

12. I/we desire the permit valid foryears.

I/we hereby declare that the above statements are true.

Signature of the applicant.

Note :

1. Strike out words not applicable.

2. In the case of applicants who are not individual, please state whether :

- (a) Partnership firm.
- (b) Private or Public limited Company.
- (c) Registered Co-operative Society.

3. In the case of clause (a) above, please attach a statement showing the names and addresses of Managing Partner and Partners.

In the case of clause (b) above, please attach a statement showing the names and addresses of Managing Director and Directors.

In the case of clause (c) above, please attach a copy of the certificate of registration.

FORM P. Tem. A

[(See rule 60 (iv)]

Application in respect of a Temporary Permit

To

The State Transport Authority,
Pondicherry.

In accordance with the provisions of section 69 and 87 of the Motor Vehicles Act, 1988, I/we the undersigned hereby apply for a temporary permit under section 66 of that Act as hereunder set out : -

1. (a) Name :
- (b) Age (in words and figures) :
- (c) If the applicant is a minor full name and
address of the guardian :
2. Name of father (in case of an individual) :
3. Address :
4. Purpose for which permit is required :
5. Nature of goods, if goods are to be carried :
6. Route(s)/Area :
7. Period of duration of permit : from.....to.....
8. Type and registered laden weight/seating
capacity of the vehicle for which the
temporary permit is required. :
9. (1) The registered owner (s) of the vehicle(s)
is/are and the registration mark is/are :
(2) The vehicle has/have not yet been hired
by me/us and I/we undertake to intimate the
registration mark(s) if required within twenty-

four hours of hiring the vehicle/vehicles. :

10. I/We enclose cash/challan/cheque/money/order receipt for Rs.....being the prescribed fee.
11. I/We hereby declare that the above statements are true and agree that they shall be conditions of any permit is used to me/us.

Date :

Signature or thumb-impression

of applicant(s).

Note : - Strike out inapplicable entries or alternatives throughout.

FORM P. Pr. S. V. A.

[See rule 60 (v)]

*Application for a permit in respect of a Private Service Vehicle to
be used otherwise than for hire or reward*

To

The State Transport Authority,

Pondicherry.

In accordance with the provisions of section 69 of the Motor Vehicles Act, 1988, I/We the undersigned apply for a permit under section 66 of the said Act in respect of a private service vehicles:-

1. Full name :
2. Name of the father :
3. Address :
4. Route/Area for which the permit is desired. :
5. Purpose for which the vehicle will be used. :
6. Description of vehicle :

Registration mark (1)	Type (2)	Seating capacity (3)	Maximum laden weight. (4)
---------------------------------	-----------------	-----------------------------	-------------------------------------

7. I/We desire a permit valid for
8. The vehicle will not be used for hire or reward.

Date:

Signature or thumb-impression
of applicant(s)

Place :

FORM P. Sp. A.

[See rule 60 (vi)]

Application for a special permit in respect of a Contract Carriage

To,
The State Transport Authority,
Pondicherry.

In accordance with the provisions of sub-section (6) of section 88 of the Motor Vehicle Act, 1988, I, the undersigned hereby apply for a special permit in respect of a public service vehicle as hereunder set out :

1. Full name :
2. Age :
3. Name of the father (if applicable) :
4. Permanent address :
5. Route or routes or area for which permit is
desired with intinerary. :
6. Period for which is required :
7. Registration mark of the vehicles :
 - (a) Engine No. :
 - (b) Chassis No. :
 - (c) Vehicle is taxed up to in the State of :
 - (d) Particulars of taxes paid to other States :
8. Seating capacity :
9. Particulars of the permit, if any, under which
the vehicle is already covered and the
authority by whom it is issued :
10. Total number of persons proposed to be
carried :

Place of residence

Signature or thumb-impression

of the applicant.

FORM P. St. C

[See rule 61 (1) (i)]

*Permit in respect of a particular Stage Carriage***STATE TRANSPORT AUTHORITY, PONDICHERRY****PART –A****P.St. C No.**

1. (a) Name of the holder :
 - (b) Age (in words and figures) :
 - (c) If the applicant is a minor, full name and
address of the guardian. :
 2. Father's/Husband's name :
 3. Address :
 4. Registration mark with make and model :
 5. Passenger capacity :
 6. Maximum laden weight :
 7. (a) Route :
 - (b) Number of singles/shuttle trips with
details of route permitted per day :
 - (c) Number of daily kilometerage permitted :
 - (d) Class of service :-
 - (i) Metro/City/Town :
 - (ii) Mofussil/Ordinary :
 - (iii) Express Service/Jeep/Stage Carriage :
 - (iv) Mini Bus Service :
- Note :- Strike out the service inapplicable and attest.
8. Date of expiry of permit..... :
 - (valid from)

9. Particulars of fare table to be observed :
10. Particulars of time-table to be observed :
11. Whether goods may be carried in addition to passengers and their personal luggage and personal effect and conditions subject to which the goods may be carried :
12. Whether standing passengers in addition to seated passengers are permitted to carry during normal/fairs and festival days and conditions subject to which they may be carried :
13. This permit shall be subject to all the rules relating to permits made under the Motor Vehicle Act, 1988, and in force for the time being :
14. Conditions :

Secretary,

State Transport Authority,

Pondicherry.

Permit issued on.....

Transport Authority.

FORM P. St. C.

[See rule 61 (1) (i)]

Summary to be carried in the vehicles

**State Transport Authority, Pondicherry
No.**

P. St. C.

PART-B

- 1. Name and address of holder :
- 2. Registration mark with make and model :
- 3. Passenger capacity :
- 4. Route :
- 5. Particulars of fare table to be observed :
- 6. Particulars of time-table to be observed :
- 7. Whether goods may be carried in addition to passengers and their personal luggage and personal effect and conditions subject to which the goods may be carried. :
- 8. Conditions :

Date :

Secretary,

State Transport Authority,
Pondicherry.

RENEWALS

Renewed upto19.....

Date :

Secretary,

State Transport Authority,

Pondicherry.

FORM P. Co. C.

[See rule 61 (1) (ii)]

Permit in respect of a particular contract carriage

STATE TRANSPORT AUTHORITY, PONDICHERRY

P. Co. C. Number :.....

PART – A

1. Name of the holder :
2. Father's/Husband's name :
3. Full address :
4. Route/Area for which the permit is valid :
5. (a) Registration number of the vehicle :
(b) Make and model :
(c) Petrol/Diesel :
(d) Fare meter number and make permitted :
6. Number of passengers permitted :
7. Date of expiry of permit :
8. Rate of fare (in case of motor car only) :
9. This permit does not entitle the holder to use the
vehicle herein described as a Stage Carriage or
as a Goods Carriage. :
10. Conditions :

Date :

State Transport Authority,

Secretary,

Pondicherry.

RENEWALS

This permit is hereby renewed up tosubject to the conditions attached.

Secretary,

State Transport Authority,

Pondicherry.

Permit issued on

Secretary,

State Transport Authority,

Pondicherry.

FORM P. Co. C.

[See rule 61 (1) (ii)]

Summary to be exhibited in the vehicle

STATE TRANSPORT AUTHORITY, PONDICHERRY **P. Co. C. No.**

PART - B

1. Name and address of holder :
2. Route/Area for which the permit is valid :
3. (a) Registration No. of the vehicle :
- (b) Fare meter No. and make permitted :
4. No. of passengers permitted :
5. Date of expiry of permit :
6. Rate of fare (in case of motor cab only) :
7. Conditions :

Date : Secretary,

State Transport Authority,

Pondicherry.

RENEWALS

Renewed upto 19.....

Dated : Secretary,

State Transport Authority,

Pondicherry.

FORM P. Go. C.

[See rule 61 (1) (iii)]

*Permit in respect of a particular Goods Carriage***THE STATE TRANSPORT AUTHORITY, PONDICHERRY****PART – A****P. Go. C. No.**

1. (a) Name of the holder :
- (b) Age (in words and figures) :
- (c) If the applicant is a minor, full name and
address of the guardian :
2. Father's /Husband's name :
3. Full address :
4. Route/Area for which the permit is valid :
5. Nature of goods to be carried :
6. Type and capacity of vehicle including trailers
and alternative trailers or articulated vehicles.

Type	Unladen weight In kgs.	Registered laden Weight in Kgs.	Registration mark.
------	---------------------------	------------------------------------	-----------------------

7. Permit laden weight :
8. Date of expiry of the permit :
9. Conditions :

Transport Authority.

RENEWAL

This permit is hereby renewed up tosubject to the conditions attached.

Transport Authority.

FORM P. Go. C.

[See rule 61 (1) (iii)]

Summary to be carried on the vehicle

STATE TRANSPORT AUTHORITY, PONDICHERRY

PART - B

Goods Carriage Permit No.: P. Go. C.....

- 1. Name and address of holder :
- 2. Registration mark :
- 3. Route/Area :
- 4. Date of expiry19.....
- 5. Permit Laden Weight :
- 6. Conditions :

Date : Secretary,

State Transport Authority,

Pondicherry.

*Here enter permit No. and serial numbers up to the total No. of vehicles. Add letter 'T' in the case of those copies referring to trailers.

RENEWALS

Renewed upto19....., subject to the conditions attached
.....

Date : Secretary,

State Transport Authority,

Pondicherry.

FORM P. Tem

[See rule 61(1) (iv)]

THE STATE TRANSPORT AUTHORITY, PONDICHERRY**No. P. T.**

1. Name of holder :
2. Father's name :
3. Address :
4. Type of vehicle :
5. (1) Registration mark :
- (2) Seating capacity :
- (3) Registered laden weight :
- (4) Permitted laden weight :
6. Routes/Area :
7. Purpose of journey or journeys :
8. Nature of goods, if to be carried :
- 8a. This permit shall be subject to all rules relating to permits made under the Motor Vehicle Act, 1988 and in force for the time being :
9. Valid : from.....to.....
10. Under the provisions of sub-section (4) of section 89 of the Act and with the particulars* consent of the Transport Authority concerned, this permit is valid
.....*/

General

Also for the following route(s)/area : -

- (1)
- (2)
- (3)
- (4)

Date :

Secretary,

State Transport Authority,

Pondicherry.

Endorsement or Extension if necessary

State Transport Authority,

Pondicherry.

Endorsed for

No. PT

Extended to

Subject to the following conditions : -

Date :

Secretary,

State Transport Authority,

Pondicherry.

The validity of this permit is extended up to during this period the party may visit the following places also :

Signature of competent authority.

Explanations – (1) The period of validity of the permit shall not exceed three months. Extensions may be granted for a maximum period of one month.

(2) The competent authority shall mean the Regional Transport Authority which issued the permit or the Regional Transport Authority of the region in which the party happens to be at the time of applying for extension, whichever be nearer, while granting the extensions, the competent authority shall satisfy itself that all taxes and fees payable up to the period of extension have been paid by the applicant.

FORM P. Pr. S. V.

[See rule 61 (1) (v)]

*Permit in respect of Private Service Vehicles to be used otherwise
than for hire or reward*

PART – A

To
The State Transport Authority,
Pondicherry.

Permit No. PSVP

1. (a) Name of holder :
- (b) Age (in words and figures) :
- (c) If the applicant is a minor full name and
address of the guardian :
2. Father's name :
3. Address :
4. Route/Area for which the permit is valid :
5. Purpose for which the vehicle may be used :
6. Description of vehicle :

Registration mark (1)	Seating capacity (2)	Maximum laden weight (3)
--------------------------	-------------------------	-----------------------------

7. Date of expiry of permit :
- 7a. This permit shall be subject to all rules relating
to permits made under the Motor Vehicle Act,
1988 and in force for the time being.

8. Conditions

Place:

Date :

Secretary,

State Transport Authority,

Pondicherry.

RENEWALS

Subject to further conditions below

Renewed up to

Secretary,

State Transport Authority,

Pondicherry.

Date :

FORM P.Sp.
[See rule 61 (1) (vi)]
(Special Permit in respect of a Contract Carriage)

OFFICE OF THE STATE TRANSPORT AUTHORITY

No.

Certified that :-

- 1. Engine No.
- 2. Chassis No.
- 3. Registration Mark

Registered by the Registering authorityand owned byson of(permanent address)governed by Permit No.datedissued by the State/State Transport Authority has been engaged by the person whose particulars are given below :-

- 1. Full name :
- 2. Name of father or husband :
- 3. Age :
- 4. Place of residence with full postal address :

The above person along with his party consisting ofpersons will be visiting the following places :-

.....
.....
.....

Date : Place :

This permit is validfromto

Certified that in respect of vehicles mentioned above all taxes and fees payable in this state up to the date of expiry of this permit have been paid.

This permit is valid throughout India without countersignature by any other Regional/State Transport Authority. It shall be produced on demand by any police officer in uniform or an officer of the Motor Vehicles Department in uniform.

Secretary,

State Transport Authority,

Pondicherry.

FORM T. V. P.
[See rule 61 (1) (vii)]

Permit in respect of a particular Tourist vehicle

PART – A

(To be kept by the holder)

STATE TRANSPORT AUTHORITY, PONDICHERRY

Permit No. T.V.P.

- | | | |
|--|---|-------------------|
| 1. Name of holder | : | |
| 2. Name of father/husband (in the case of individual) | : | |
| 3. Address | : | |
| 4. Registration particulars of the vehicle | : | |
| (a) Registration mark | : | |
| (b) Make | : | |
| (c) Year of manufacture | : | |
| (d) Date of registration as new | : | |
| (e) Type of body | : | |
| (f) Maximum passenger capacity | : | |
| 5. Area for which the permit is valid | : | |
| 6. Period of validity | : | Fromto..... |
| 7. Rate of fare per kilometer | : | |
| 8. This permit does not entitle the holder to use the vehicle herein described as a stage carriage or as a public carrier. | : | |
| 9. Conditions other than those specified in items 1 to 8 above and those under section 84 and sub-section (10) of section 88 of the Motor Vehicle Act, 1988. | : | |

Place :	Secretary,
Date :	State Transport Authority, Pondicherry.

RENEWAL

Permit No. T.V.P

This permit is renewed up to theday of 19.....subject to the following further conditions.

Place : Secretary,
 Date : State Transport Authority,
 Pondicherry.

FORM T.V.P.
 [See rule 61 (1) (vii)]

Permit in respect of a particular Tourist Vehicle

PART – B

(To be carried on the vehicle)

STATE TRANSPORT AUTHORITY, PONDICHERRY

Permit No. T.V.P.

1. Name of holder :
2. Name of father/husband (in the case of an individual) :
3. Address :
4. Registration particulars of the vehicle :
 - (a) Registration mark :
 - (b) Make :
 - (c) Year of manufacture :
 - (d) Date of registration as new :
 - (e) Type of body :
 - (f) Maximum passenger capacity :
5. Area for which the permit is valid :
6. Period of validity : Fromto
7. Rate of fare per kilometer :
8. This permit does not entitle the holder to use the vehicle herein described as a stage carriage or as a public carrier :
9. Conditions other than those specified in items 1 to 8 above and those under section 84 and sub-section (10) of section 88 of the Motor Vehicle Act, 1988 :

Place :
 Date : Secretary,
 State Transport Authority,
 Pondicherry.

RENEWAL

Permit No. T.V.P.

This permit is renewed up to theday of 19.....subject to the following further conditions.

Place :

Date :

Secretary,

State Transport Authority,

Pondicherry.

FORM N. P. Go. C.

[See rule 61 (1)(viii)]

National Permit for goods carriage

PART – A

(Full permit to be kept by the holder)

The State Transport Authority.
Pondicherry.

No. N.P. Go. C.....

1. Name of the permit holder :
2. Father's name (in case of an individual) :
3. Address :
4. Name of States/Union territories for which the permit is valid :
5. Type and capacity of vehicles including trailer and the alternative articulated vehicles:

Number of vehicles	Type	Load capacity (kgs.)	Laden weight (kgs.)	Registration marks

6. Valid fromto
7. The records to be maintained and the dates on which returns are to be sent to the Transport Authority
8. Nature of goods to be carried in the vehicle :
9. Conditions attached to the permit :

<\b>

10. The holder of this permit shall exercise such supervision over the work of his employees as is necessary to ensure that the vehicle is operated in conformity with Act

and the Rules made thereunder and with due regard to the comfort, convenience and safety of the public.

Date : Secretary,
State Transport Authority,

Pondicherry.

Renewed up to 19.....subject to.....also valid in

Date : Secretary,
State Transport Authority,

Pondicherry.

FORM N. P. Go. C

PART – B

Summary to be carried on the vehicle

STATE TRANSPORT AUTHORITY, PONDICHERRY

*Goods Carriage Permit No. N. P. Go. C.

- 1. Name of the permit holder
- 2. Registration mark of the vehicle
- ** 3. States for which the permit is valid

-
- 4. Date of expiryfrom
- 5. Conditions attached to the permit

.....
.....

Date : Secretary,
State Transport Authority, Pondicherry.

- * Here enter permit No. and serial Nos. up to total. Add the letter "T" in the case of those copies which refer to trailer.
- ** Here enter the names of the States chosen for operation.

Renewed up to 19.....from19.....subject to.....

.....
Also valid in

Secretary,
State Transport Authority,

Pondicherry.

FORM P. R. A.
 [See rule 73(1) and 74(1)]

Application for renewal of permit

I/We the undersigned apply for the renewal of the following permit:

1. Name of the holder :
 2. Address :
 3. Description of permit :
- (Permit in respect of particular stage carriage, in respect of a service of stage carriage, etc., as the case may be)
4. Registration marks of the vehicles covered by the permit :
 5. Number of the permit and date of issue :
 6. Date of expiry :
 7. Route(s)/Area for which the permit is valid :
 8. Goods which are permitted to be carried (in the case of a Carrier's permit) :
 9. Period for which renewal is desired :

Date : _____ Signature or thumb-impression of applicant(s)

Note : The above form should be used subject to the alteration of the word "Permit" of an application for the renewal of an Endorsement or Extension of the validity of a permit.

FORM P. Rep. A.

[See rule 75(1)]

Application for replacement of a Motor Vehicle in a permit

To

The State Transport Authority,
 Pondicherry.

I S/o.....residing atwant to replace my existing Motor Vehiclebearing No.....covered by permit No.by another vehicle as detailed below :

	Existing	Replacing
Registration No.		

Make
Model.
SC/RLW.

I have paid the necessary fee of Rs.....

I therefore, request you kindly to accord permission for the above stated replacement.

Date :

Signature or thumb-impression
of the applicant.

FORM P. Tr. A.
[See rule 78(1)]
*Joint application for transfer of permit before the
State Transport Authority, Pondicherry*

Between

.....
.....
.....

.....
.....
.....

Transferor

Transferee

We, the above named persons beg to submit this joint application for the transfer of permit of the vehicle bearing No.....

.....
.....

1. The transferor is an existing stage carriage/contract carriage operator wants to transfer one of his / herbearing No..... The vehicle is plying on the route*
2. Further both the transferor and the transferee declare that no premium or consideration has passed or is agreed to pass on account of this transfer.
3. The transferee is a native/resident of Pondicherry and having own workshop/agreement with one..... The transferee is solvent to the tune of Rs.....

For these reasons, the transferor and the transferee pray that this Hon'ble Authority may be pleased to accord necessary permission for the transfer of the permit of the*from the name of the transferor to the name of the transferee in the interest of justice.

Date :

Transferor

Transferee

* Mention the name of the route if it is a stage carriage route.
* Strike of the unwarranted words.

FORM P. Tr. D. A.
[See rule 79(1) & (2)]

Intimation of the death of the permit and for Transfer of ownership

From
.....
.....

To
The State Transport Authority,
Pondicherry.

I/WeS/o.....offorward herewith the certificate of registration and the Part A & B permit of the Motor Vehicle covered by apermit issued by this Authority. The owner(s) in respect of the above said vehicle expired onatleaving behind me/us his/her/their sole legal heir to succeed the permit.

I/We have paid the required fee of Rs.....and attached the newspaper publication in Form

I/We therefore, request that the said permit may kindly be transferred in my/our name.

Signature or the
thumb-impression of the transferee.

FORM P. Tr. D. N.
[See rule 79(3)]
Publication in respect of the death of a permit holder and the details of the successor

PUBLIC NOTICE

I,S/o.....residing atbeing the sole legal heir of the deceased Thiru.....S/o.....owner of the Motor Vehicle No.....covered by apermit issued by the State Transport Authority, Pondicherry, is presently being run by me fromand also desired to continue to operate the permit of the said vehicle after the due approval of the above authority. Any interested person may raise objection with the above Authority within fifteen days from the date of publication of this notice.

Name of the proposed transferee :

Address :

FORM – A. Tem.
[See rule 83(1)]

Temporary Authorisation of Vehicle

It is hereby authorized by the undersigned to permit the permit holder in respect of his/her vehicle bearing No.....plying on the route.....issued by the State Transport Authority, Pondicherry, to ply the above mentioned vehicle without possession of the permit up toor till the expiry of the permit whichever is earlier as the permit in respect of the said vehicle has been produced/impounded to/by this office for verification.

State Transport Authority,
Pondicherry.

Date :

<\b>

FORM L. Ag. PU. S. V.
[See rule 108(2)]

Name :

Address :

Photograph :

Duplicate signature of
licensee.

Is licenced to act as an agent or a concasser in respect of public service vehicles within the region of

The licence is issued onand.....valid up to This license is subject to the conditions specified below :

Signature of the Secretary,
State Transport Authority,
Pondicherry.

1. This licence is hereby renewed up to
2. This licence is hereby renewed up to
3. This licence is hereby renewed up to

Secretary,

State Transport Authority,

FORM L. Ag. PU. S. V. A.

[See rule 108(5)]

Form of application for an Agent Licence in respect of Public Service Vehicles

To

The Secretary,
State Transport Authority,
Pondicherry.

I hereby apply for the grant of licence as an agent in respect of the Public Service Vehicles.

- 1. Name in full (Block letters) :
- 2. Name of father or husband :
- 3. Address in full :
- 4. Date of birth (to be supported by satisfactory proof) :
- 5. Educational qualification (Evidence to be enclosed) :
- 6. (a) Particulars of an agent's canvasser's licence previously held :
- (b) If you have already been granted licence state whether it has been suspended or cancelled, and if so, by whom and when the suspension or cancellation has been ordered.

I hereby declare that the above particulars are true to the best of my knowledge. I attach three copies of my recent photograph. I undertake to furnish a security of Rs.....only on demand and so abide by all the conditions that may be attached to the licence.

Signature
of applicant.
Date :

FORM L. Ag. GO. A.

[See rule 112(1)]

Application for Agents Licence

The Secretary,
State Transport Authority,
Pondicherry.

Photograph :

I/We apply for an Agent's licence under rule 112 of the Pondicherry Motor Vehicle Rules, 1989.

1. Full name (in block letters) :
2. Name of father or husband (in the case of an individual) :
3. Address :
4. Date of birth (in the case of an individual) :
5. Educational qualification or experience in the management of transport business (in the case of partnership firm, private or public limited company, the qualification and experience of the Managing Partner or Managing Director) :
6. Place or places where the applicant is engaged or proposed to engage as agent (here particulars of all branches should be given with full address) :
7. Nature and extent of financial resources of the applicant :
8. Period for which the licence is required :
9. (a) Description of the premises in headquarter and branches (nature of buildings, extent of the site, etc.) :
- (b) Whether the premises in owned by him or is in his possession or proposed to be rented :
10. I am/We are fully conversant any with the conditions of goods carriage permit and the provisions of the Motor Vehicle Act and the rules made thereunder so far as they relate to the restrictions regarding the routes, weight, loading and unloading of goods and the duties and functions of agents :

- 11. I/We enclose a treasury receipt for rupees _____ :
- 12. I/We hereby declare that to the best of my/our knowledge and belief the particulars given above are true.

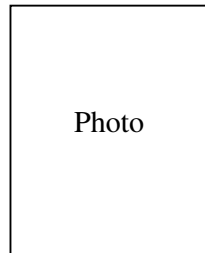
Station : _____ Signature of the applicant : _____
 Date : _____ Duplicate signature of the applicant : _____

FORM – L. Ag. GO.
 [See rule 112 (4)]

Agent’s Licence

Licence No. _____ 19.....

- 1. (a) Name :
- (b) Name of father or husband :
(in the case of an individual)
- (c) Address :
- 2. Address of the premises of the business :
- 3. Conditions :
 - (1)
 - (2)



Duplicate signature of the applicant

The licence is valid fromto

Date : _____ Secretary,
 State Transport Authority,
 Pondicherry.

Authorisation of premises for the business

So long as this agent’s licence is valid and renewed from time to time the holder is authorized to use the premises, the particulars of which are given below, in connection with the business of the agent, subject to the provisions of the Pondicherry Motor Vehicle Rules, 1989.

Secretary,
 State Transport Authority,
 Pondicherry.

Renewal

No. 19
 The licence is hereby renewed uptoand subject to the following conditions.

State Transport Authority,

Secretary,

Pondicherry.

No. 19

This licence is hereby renewed uptosubject to the following conditions.

State Transport Authority,

Secretary,

Pondicherry.

FORM L. Ag. Go. R.A.
(See rule 113)

Application for Renewal of Agent's Licence

To

The Secretary,
State Transport Authority,
Pondicherry.

I/We hereby apply for the renewal of my/our licence which is attached, and particulars of which are as follows : -

- (a) Licence No. :
- (b) Date of issue :
- (c) Name of the licensee (in block letters) :
- (d) Address :

If the licence is not attached, reasons why it is not available

If the application for renewal was not made thirty days before the date of expiry of the licence, reasons for the delay

The prescribed fee of Rs.is tendered hereby by means of

I/We hereby declare that there is no such change in the circumstances in which the licence was issued to me/us as disqualified from continuing to hold this licence.

Place and date :

Signature of the applicant.

FORM L. Ag. Go. R.
[See rule 117 (3) (f)]

Register to be maintained by an Agent

- | | | |
|----|---|---|
| A. | Name and address of the agent | : |
| B. | Licence number | : |
| C. | 1. Date | : |
| | 2. Nature of goods | : |
| | 3. (a) Weight of goods | : |
| | (b) Freight charges | : |
| | 4. Name and address of the consignor | : |
| | 5. Name and address of the consignee | : |
| | 6. The routes to be taken | : |
| | 7. Registration number of the vehicle used for
Transport | : |
| | 8. Name and address of the permit holder of the
vehicle | : |
| | 9. Name and address of the driver | : |
| | 10. The licence number of the driver | : |
| | 11. Remarks | : |

Form Insp. M. V.

[See Rule 177(2)(a)]

*Inspection Memo issued by Assistant Motor Vehicles Inspector
Or Motor Vehicle Inspector*

Memo

Thiru/Tmt./SelviS/W/D ofresiding atand owner of the motor vehicle(type of vehicle).....(Regn. No.) is informed that the undersigned upon the orders of the Registering Authorityinspected the above said vehicle to ascertain as to its road worthiness and to verify whether the use of the said vehicle in a public place constitutes a danger to public and upon inspection of the said vehicle am now satisfied that owing to the defects given hereunder in seriatim the continued use of the vehicle in a public place do constitute to be a danger to public at large and the said vehicle fails to comply with the requirements of Chapter VII of the Act and the rules made thereunder :

- (1)
- (2)
- (3)
- (4)
- (5)

This vehicle should be driven at a speed ofkm. per hour to the nearest garage for rectification of the defects and should not be plied until the defects are rectified.

Signature of the Assistant Motor
Vehicle Inspector/Motor Vehicle inspector

To
Thiru
Copy to : The Registering Authority.

FORM Tr. App. A

[See rule 189(1)]

Application for approval of a locally manufactured trailer

To
The Secretary,
State Transport Authority,
Pondicherry.

I/We apply for design approval of the trailers manufactured by us, the details of which are furnished below :

1. Name & address of the firm manufacturing the trailer :
2. Place of workshop(address) :
3. Dimensions of trailer :
 - (i) Wheel base :
 - (ii) Overall length :
 - (iii) Overall width :
 - (iv) Total area of load body (in m²) :
4. Axle weights :
 - (i) Front axle weight :
 - (ii) Rear axle weight :

In the case of multiaxle trailer, axle weight of each axle is given below :

- (i) First axle :
- (ii) Second axle :
- (iii) Third axle :
- (iv) Fourth axle :
- (v) Fifth axle :
- (vi) Sixth axle :
- (vii) Seventh axle :
- (viii) Eighth axle :
5. Unladen weight :
6. Pay load :
7. Gross vehicle weight :
8. Turning circle diameter :
9. No. of size of tyres recommended :

- (i) Front axle :
- (ii) Rear axle :

In the case of multi-axle trailer, the No. and size of tyres recommended are given below :-

- (i) First axle :
- (ii) Second axle :
- (iii) Third axle :
- (iv) Fourth axle :
- (v) Fifth axle :
- (vi) Sixth axle :
- (vii) Seventh axle :
- (viii) Eighth axle :

- 10. Type of suspension system employed; (e.g. leaf spring, coil spring, air spring, chock absorber etc.) :
- 11. I am enclosing the drawings giving all dimensions and details in triplicate.
- 12. I am enclosing the set of design calculation as required in triplicate.
- 13. I have remitted the fee of Rupeesfor the design approval.

Signature :
Name & designation
Name & address of
Manufacturer

Pondicherry,

Date : _____

FORM EX. M. V. A.
[See rule 198 (4)]
Form of application requesting exemption for carrying loads with projection

To
The Registering Authority,
.....

I/We hereby apply for exemption under rule 198 (4) of the Pondicherry Motor Vehicle Rules, 1989 for transporting load with projection :

- 1. Name and address of permit holder/registered owner :
- 2. Registration No. of the vehicle :
- 3. Type of vehicle :
- 4. Permit No. & validity :
- 5. Name and address of person engaging the vehicle :
- 6.
- 7. Length of projection :
 - (a) Lateral :
 - (b) To the front :

- (c) To the rear :
- (d) In height :
- 8. Whether a red lamp has been affixed to the rear of the vehicle :
- 9. Whether the circular disc contemplated under rule 198 (3) (iii) has been affixed to the rear of the vehicle :
- 10. The reason why a bigger/longer vehicle could not be utilized for carrying the load :
- 11. Any other relevant particulars :

Signature of registered owner.

FORM EX. M.V.
[See rule 198 (7)]

Order exempting motor vehicle for carrying loads with projections

Permission is hereby granted to Thiru/Tmt.son/wife ofresiding atand permit holder/registered owner in respect of motor vehicle Registration No.carrying load which will be projecting outside the vehicle in the following manner :-

- Lateral projectionmeters
- Front projectionmeters
- Rear projectionmeters
- Upward projectionmeters

The vehicle will make the single journey fromto (via)

The validity of the permit is fromto

The Police authorities and Public Works authorities have been consulted and I am satisfied that this permission will not cause any danger to any bridge or obstruction to traffic or danger to other vehicles or passengers traveling in other vehicles.

Date :

Registering Authority.

FORM MACTA

[See rule 221 (1)]

To
The Motor Accident Claims Tribunal,

I,son/daughter/wife/widow ofresiding athaving been injured in motor vehicle accident hereby apply for grant of compensation for the injury sustained. Necessary particulars in respect of the injury, vehicles etc., are given below :-

I,son/daughter/wife/widow ofresiding athereby apply, as a legal representative/agent for the grant of compensation on account of death of Thiru/Tmt./Selvison/daughter/wife/widow of Thiru/Tmt.who died/was injured, in a motor vehicle accident.

Necessary particulars in respect of the deceased/injured, the vehicles etc., are given below :-

1. Name and father's name of the person injured/dead :
2. Full address of the person injured/dead :
3. Age of the person injured/dead :
4. Occupation of the person injured/dead :
5. Place, date and time of the accident :
6. Name and address of Police station in whose :
7. Was the person in respect of whom compensation claimed travelling by the vehicle involved in the accident. If so, give the name of place of starting journey and destination :
8. Nature of injuries sustained, and continuing effect if any of the injury :
9. Name and address of the Medical Officer/Practitioner, if any, who attended on the injured/dead :
10. Nature of the injury and whether it caused permanent disablement or not :
11. Registration number and the type of the vehicle involved in the accident :
12. Name and address of the owner of the vehicle :
13. Name and address of the insurer of the vehicle :
14. Number and details of certificate of insurance or the policy of insurance :
15. Has any claim been lodged with the owner/insurer and if so, with what result :
16. Name and address of the applicant :
17. Relationship with the deceased :
18. Whether he has been paid any compensation :

- out of the Solatium Fund :
19. Any other information that may be necessary
or helpful in the disposal of the claim :

I,solemnly declare that the particulars given above are true and correct to the best of my knowledge.

Signature or thumb-impression
of the applicant

(By order of the Lieutenant-Governor)

M. RAJAMANI,
Under Secretary to Government.

Government Press
Directorate of Stationery and Printing
Pondicherry-9.

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