

GOVERNMENT OF KERALA

Transport (B) Department

NOTIFICATION

G.O.(P)No. 25/2012/Tran

Dated, Thiruvananthapuram, 10th May., 2012

S:R.O.No...../2012.- In exercise of the powers conferred by Clause (xii) of sub-section (2) of section 96 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), the Government of Kerala hereby make the following rules further to amend the Kerala Motor Vehicles Rules, 1989, the same having been previously published as Notification No.13913/B2/11/Tran dated the 10th February, 2012, in the Kerala Gazette Extraordinary No.332 dated the 18th February, 2012, as required by sub-section (1) of Section 212 of the said Act namely:-

RULES

1. Short title and commencement .- (1) These rules may be called the Kerala Motor Vehicles (Amendment) Rules, 2012.

(2) They shall come into force at once.

2. Amendment of the Rules.- In the Kerala Motor Vehicles Rules, 1989, after rule 153 C the following rule shall be inserted, namely:-

“153 D. Conditions for the grant of the permit of Educational Institution Buses.- It shall be a condition of the permit of every Educational Institution Bus or transport vehicle which is used for the transportation of school children, that the holder thereof shall ensure that, -

(i) if the vehicle used for transportation of school children is a hired vehicle, a board showing the words “On School Duty” written conspicuously in blue letter on white background is exhibited at the top of the front and rear ends of the vehicle;

(ii) the vehicle has a First-Aid Box as provided under rule 151 of the Kerala Motor Vehicles Rules, 1989;

(iii) the windows of such vehicles are fitted with horizontal grills;

(iv) there is a fire extinguisher in the vehicle;

(v) the name and the Telephone number of the Educational Institution is written at a prominent place on the vehicle;

- (vi) the doors of such vehicles are fitted with reliable locks;
- (vii) there is ample space under the seats for keeping school bags safely;
- (viii) there is a qualified attendant in the vehicle to attend to children;
- (ix) any parents/guardian or teacher shall travel in such vehicle to ensure the safety norms;
- (x) the driver of vehicle has an experience of at least ten years in driving and has an experience of at least five years in driving heavy vehicles;
- (xi) a driver who has been challaned more than twice in a year for offences like red light jumping, violation of lane discipline or allowing unauthorized person to drive is not employed;
- (xii) a driver who has been challaned even once for the offence of over speeding, drunken driving and dangerous driving is not employed;
- (xiii) the details of those who travel in the bus are kept in the vehicle and such details contain name of the traveller, name of the guardian, address and telephone number / mobile number for contact and said list is properly laminated;
- (xiv) the vehicle is subjected to surprise checking by the school authority / office bearers of Parents-Teachers Association in order to watch the behaviour / nature of services rendered by the crew of such vehicle.

By order of the Governor,

K.R.JYOTHILAL
Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport)

Rule 153 of the Kerala Motor Vehicles Rules, 1989 specifies the conditions for grant of permit of every transport vehicle. In the wake of tragic incidents that took place in Kerala involving vehicles carrying school children, the Ministry of Road Transport and Highways, Government of India have issued guidelines to be followed to ensure the safety of vehicles carrying school children and has reiterated the need for strictly enforcing permit conditions of such vehicles by strengthening the Motor Vehicles Rules with appropriate modifications. Government have examined the matter, and decided to make amendments in Rule 153 of the Kerala Motor Vehicles Rules, 1989.

The notification is intended to achieve the above object.