

No. C5/17023/TC/2013

Transport Commissionerate, Kerala,
2nd Floor, Trans Towers, Vazhuthacaud, Thiruvananthapuram-14,
[☎ 0471-2333337/2333317 FAX 0471-2333314]
www.keralamvd.com [e-mail - tcoffice@keralamvd.gov.in]
Dated, 15.11.2013.

Circular No. 27/2013

Sir;

Sub:- **Motor Vehicles Department** – Motor Driving School requirements – direction issuing of – Reg.

Ref:- Inspection report of various driving schools in the state.

The CMV Rule 24 prescribes licensing of Driving Schools. The Rule 24 (3) lii) prescribes that the premises where the school is proposed to be conducted is owned or hired by the applicant and it has adequate provision for conducting lectures and demonstration of models, besides adequate parking area for the vehicles meant to be used for imparting instructions in driving.

On inspection of driving schools in various districts it is found that the area provided is too less to be called it a driving school. It is happening and continues so since the rule does not specify the area required. Hence it is apparent that a minimum space shall be specified so that the applicants may provide the space and the licensing authority can enforce the same. Therefore the minimum space required for M.D school under CMV Rule 24 (3) (ii) is specified here under, which is excluding the space for office, if any.

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|------|--------------------|---|---|
| i) | Lecture Hall | - | 300 cm x 450 cm
(with computers for mock test, CDs) (10' x 15') |
| ii) | Demonstration Hall | - | 300 cm x 450 cm (with displayed engine,
gear box etc.) (10' x 15') |
| iii) | Parking Space | - | Sufficient weather proof space solely for parking
all the vehicles for imparting instruction shall be
provided adjacent to the building |

Further CMV Rule 24 (3) (viii) prescribes that " the applicant or any member of the staff employed by him for imparting instructions shall possess the qualifications specified there under. The technical qualification is required for the instructor to demonstrate the equipments such as engine, gear box etc. and also the technical features of the vehicle. Hence the applicant or any member of the staff employed by him should have the qualifications prescribed. There is a doubt whether the person engaged in imparting instruction in driving in a vehicle should have the technical qualification prescribed.

In CMV Rule 3 it is made clear that section 3(1) shall not apply to a person while receiving instructions or gaining experience in driving, if such person is a holder of effective learners license and accompanied by an instructor holding an effective driving license to drive the vehicle. Hence it is clear that the person imparting instruction in driving in a vehicle need not possess the qualification prescribed in CMV Rule 24 (3). However being a professional instructor of a driving school dealing with the publics, the minimum age and qualification is required to be specified.

Section 4 (2) prescribes that no person under the age of 20 years shall drive a transport vehicle in any public place. Sec.7 (1) read that "No person shall be granted a learners license to drive a transport vehicle unless he has hold a driving license to drive a LMV for at least one year.

Similarly all the persons employed in driving school to impart instruction in driving in a vehicle may possess the following qualifications and while on duty shall wear Identity Card issued by the employer.

- i) Pass in class VIII and thorough knowledge of Road regulations and signs.
- ii) Minimum age of 20 years.
- iii) Minimum experience in driving for not less than 5 year in the class of vehicle or 3 years experience with a certificate to undergone training in an Institute of Driver Training prescribed by the Transport Commissioner.

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Provided that the existing driving schools are exempted from the above requirements till the expiry of the license and they shall comply the above requirements at the time of next renewal of license.

The circular will come into force immediately.

Sd/-
Transport Commissioner

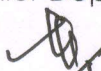
To

All Deputy Transport Commissioners,
All Regional Transport Officers,
All Joint Regional Transport Officers,
All Motor Vehicle Inspectors and Motor Vehicles Check posts.

Approved for Issue,



Senior Deputy Transport Commissioner

 (Taxation)
26/11/13

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MOTOR VEHICLES DEPARTMENT, KERALA