

Enclt.C1 / 87066 / TC / 18 dated 2.2.19

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GOVERNMENT OF KERALA

Transport(B) Department

NOTIFICATION

[Signature] 02.02.19
For Jt. Transport Commissioner
Secretary (STA)

G.O.(P) No. 4/2019/Tran

Dated, Thiruvananthapuram, 29th January, 2019

15th Makaram 1194

9th Magha, 1940.

S.R.O.No...../2019.- WHEREAS, the draft rules further to amend the Kerala Motor Vehicles Rules, 1989 were published as required under sub-section (1) of section 212 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), as per notification No. B1/124/2018/Tran. dated 17th November, 2018 and published in the Kerala Gazette Extraordinary No. 2859 dated 19th November, 2018 inviting objections or suggestions from all persons likely to be affected thereby;

AND WHEREAS, the objections and suggestions received from the public in respect of the said draft rules have been considered by the Government:

NOW, THEREFORE, in exercise of the powers conferred by clause (xxiv) of sub - section (2) of section 72 and sub-section (1) of section 95 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, namely:-

RULES

1. *Short title and commencement* :- (1) These rules may be called the Kerala Motor Vehicles (Amendment) Rules, 2019.

(2) They shall come into force at once.

2. *Amendment of the Rules* :- In the Kerala Motor Vehicles Rules, 1989, in rule 260 A, the existing rule shall be numbered as sub-rule (1) thereof and after sub-rule (1) as so numbered, the following sub-rules shall be inserted, namely:-

“(2) A stage carriage older than twenty years from the date of its registration shall not be permitted to be operated as an Ordinary Service or a City Service:

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Provided that the number of stage carriage permits for City Services, including those in respect of stage carriages older than fifteen years, powered by petroleum fuels, shall not exceed the number of permits existing on the date of commencement of the Kerala Motor Vehicles (Amendment) Rules, 2019:

Provided further that no stage carriage older than fifteen years powered by petroleum fuels shall be permitted to be operated in the cities of Thiruvananthapuram, Ernakulam and Kozhikode Districts after a period of five years from the date specified in the first proviso, unless they are converted into vehicles powered by Electricity, Compressed Natural Gas (CNG) or Liquefied Natural Gas (LNG).

(3) A stage carriage older than fifteen years from the date of its registration shall not be permitted to be operated as a Limited Stop Ordinary Service”.

By order of the Governor,

K.R. JYOTHILAL

Principal Secretary to Government

Explanatory Note

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

Several representations from Private Bus Operators Associations in the State have been received for increasing the life span of the stage carriages from 15 years to 20 years. Considering the various amendments in the Central Motor Vehicles Rules, 1989, implementation of bus body code, the draft Vehicle Scrapping Policy of Ministry of Road Transport and Highways, New Delhi, the time needed for replacing old buses by purchasing new Electric/CNG/LNG buses as per the approved Electric Vehicle Policy, the Government have decided to amend rule 260 A of the Kerala Motor Vehicles Rules, 1989 to extend the life span of stage carriages from 15 to 20 years. It has also been decided to permit stage carriages to operate in the cities of Thiruvananthapuram, Ernakulam and Kozhikode Districts for a period of next five years only and after that they should be converted into vehicles powered by Electricity, Compressed Natural Gas (CNG) or Liquefied Natural Gas (LNG).

The notification is intended to achieve the above objects.