

GOVERNMENT OF KERALA

Transport (B) Department

NOTIFICATION

G.O.(P)No.78/2014/Tran.

Dated, Thiruvananthapuram, 4th November, 2014.
18th Thulam, 1190.

S.R.O. No. /2014.- In exercise of the powers conferred by clause (b) of sub-section (2) of section 38, clause (xxi) of sub section (2) of section 96 and clause (e) of sub section 2 of section 111 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. 3992/B1/2013/Tran dated 29th May, 2014 in the Kerala Gazette Extraordinary No. 1570 dated 20th June, 2014, 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 (3rd Amendment) Rules, 2014.

(2) They shall come into force at once.

2. *Amendment of the Rules.*- In the Kerala Motor Vehicles Rules, 1989,-

(i) for the existing rule 149 A, the following rule shall be substituted, namely :-

“149A. *Stage Carriages to stop between 6.30 p.m. and 6.00 a.m. at the place of request by a lady passenger.*- It shall be a condition of every stage carriage permit for plying as stage carriage in the State that such stage carriage shall be stopped at any place *en route* between 6.30. p.m. and 6.00 a.m. and a reasonable time shall be allowed to alight, as may be requested by any lady passenger in the vehicle”

(ii) in rule 89, -

(a) the word “and” at the end of clause (v) shall be deleted;

(b) in clause (w), the full stop at the end shall be substituted by a semicolon and the word “and” shall be added after the semicolon;

(c) after clause (w), the following clause shall be inserted, namely:-

“(x) shall keep “ FORM CAWA ” with him, and furnish the same to those who request for complaining against the woman atrocities and shall inform the nearby police station about the complaint if any, after obtaining the written complaint from the person who was assaulted ”.

(iii) after rule 273 the following rule shall be inserted, namely:-

“273 A. *Exhibition of toll free help line numbers in Stage Carriages* .- (1) In every stage carriage, toll free / help line numbers of Childline, Helpline against atrocities on women and telephone number of Police and Regional Transport Office concerned shall prominently be inscribed in white colour near to the registration mark at front and at rear ;

Provided that in every stage carriage other than those owned by the Public Sector Undertaking, the mobile number of the registered owner shall prominently be inscribed in white colour along with the above said numbers.”

(2) The letters shall have a minimum height of 20 mm, thickness of 3 mm and a space of 2 mm between them.

(iv) after FORM CLLD in APPENDIX I, the following FORM CAWA shall be inserted namely :-

FORM CAWA
Form of Complaint Against Women Atrocities
[See Rule 89(w)]

1. Registration Number of Vehicle :
2. Name and address of Driver :
3. Name and address of Conductor :
4. Nature of atrocities (Physical and Mental) :
5. Time and place of occurrence :
6. Name and address of aggrieved person (with phone number) :
7. Name and address of abuser (with phone number) :
8. If the name and address of the abuser are not available, identification marks :

Submission

I while working as Conductor in number bus (Name and address) named person has complained that (Name and address / identification marks) named person abused him / her physically / mentally. Such incident is hereby informed before Police Station.

Name, address and signature of Conductor.

Name, address and signature of Driver.

Name, address and signature of complainant.

By order of the Governor,

Dr. V. M. GOPALA MENON,
Secretary to Government.

Explanatory Note

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

In the Fifth Report of the Committee on the Welfare of Women, Children and physically handicapped, the committee has recommended that the conductor of stage carriage shall keep the form for complaining against the atrocity against women and shall report the same to the nearest police station after obtaining written complaint from the person who was assaulted. Besides, the committee has also recommended that action should be taken for stopping the stage carriages after 6.30 pm & 6.00 am at any place en route as per the request of any lady passenger in the vehicle and that Toll free / Help Line numbers shall be exhibited in every stage carriage in order to eradicate the atrocities against women. Government have decided to accept the said recommendations of the Committee and make necessary amendments in the Kerala Motor Vehicles Rules. .

The notification is intended to achieve the above object.