

GOVERNMENT OF KERALA
Transport (B) Department
NOTIFICATION

G.O.(P) No.82/2014/Tran. Dated, Thiruvananthapuram, 15th November, 2014.
29th Thulam, 1190.

S.R.O. No. /2014.- In exercise of the powers conferred by 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. 12362/B2/2009/Tran dated 22nd July, 2011, in the Kerala Gazette Extraordinary No. 1500 dated 6th August, 2011, 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 (4th Amendment) Rules, 2014.

(2) They shall come into force at once.

2. *Amendment of the Rules.* - In the Kerala Motor Vehicles Rules, 1989,- after rule 291, the following rule shall be inserted, namely :-

“Rule 291 A. Emergency Exit in Educational Institution Buses .- (1) Every educational institution bus shall be provided with an emergency exit in the form of a frame fixed with a safety glass with dimensions of 150 cm (One Hundred and Fifty centimeters) horizontally and 120 cm (One hundred and twenty centimeters) vertically for heavy vehicles and 120 cm (One hundred and twenty centimeters) horizontally and 100 cm (One hundred centimeters) vertically for other vehicles or in the form of a door hinged at the top, capable of being operated both from inside and outside.

(2) The emergency exit shall be fitted at the rear wind screen and the words "EMERGENCY EXIT" shall be prominently inscribed in red colour on a white background both inside and outside of the emergency exit.

(3) At least one guard rail shall be provided across the emergency exit without obstructing the safe passage of the children.

Provided that sub - rule (1), (2) and (3) are not applicable where there are rear doors in the educational institution bus provided by the manufacturer :

Provided also that sub-rule (1), (2), and (3) shall not apply to educational institution buses having wheel base less than 300 cm (three hundred centimeters):

(4) Every Educational Institution Bus shall be provided with side windows on either sides having not less than 55 cm height and 70 cm length.

(5) The provisions of sub-rule (1), (2), (3) and (4) shall not so apply to an educational institution bus registered up to three months from the date of final notification but shall apply when its body is reconstructed, at any time, subsequent to the above date.

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)

The Transport Commissioner reported that in W.P.No.13029/85 dated 20.11.1997, the Hon'ble Supreme Court had issued directions to attach certain conditions to the permits issued to vehicles used as Educational Institution Bus in Delhi to ensure the safety of School children. In the 4th meeting of Kerala Road Safety Authority held on 26.8.2009, resolution was adopted on the necessity of emergency exit in Educational Institution Bus based on the directions of Hon'ble Supreme Court. The Road Safety Commissioner has forwarded the proposal for providing emergency exit door in all educational institution buses to ensure the safety of school children as per the Supreme Court Order in W.P.No. 13029/85 dated 20/11/1997. Government have examined the matter in detail and decided to insert rule 291 A after rule 291 of Kerala Motor Vehicles Rules,1989.

The notification is intended to achieve the above object.