

HIMACHAL PRADESH MOTOR VEHICLES RULES, 1999

RULES	CONTENTS	PAGE
CHAPTER-I		
Preliminary		
1.	Short title and commencement	1
2.	Definitions	1-2
CHAPTER-II		
Licensing of Drivers of Motor Vehicles		
3.	Licensing Authority	3
4.	Procedure for processing application for driving licence	3
5.	Test for driving licence	3-4
6.	Photograph to be signed by the Licensing authority	4
7.	Appellate Authority	4
8.	Conduct and hearing of appeals	4-5
9.	Authority for making appointment of registered medical practitioner	5
10.	Licenses lost or destroyed	5-6
11.	Mutilated licence	6
12.	Issue of duplicate licence	7
13.	Temporary authorization in lieu of licence	7
14.	Communication of particulars of licence	7
15.	Intimation to original Licensing authority of endorsement and renewals	7-8
16.	Change of address	8
17.	Exemptions from the payment of fees	8
18.	Driver's badge	8
19.	Duties and functions and conduct of drivers of transport vehicle	8-11
20.	Driver not to allow to travel certain persons	11-12
21.	State registers of Driving licenses	12
CHAPTER-III		
Licensing of Conductors of Stage carriages		
22.	Application for grant of conductors Licence	13
23.	Countersignatures of Conductor's Licence	14
24.	Renewal of Conductor's Licence	14
25.	Liability for producing Medical Certificate	14
26.	Grant of duplicate conductor's licence	14
27.	Appellate authority	14
28.	Conduct and hearing of appeals	15
29.	Conductor's badge	15
30.	Badge not to be transferred	15
31.	Driver performing the duties of Conductor	16
32.	Duties, functions and conduct of a Conductor	16-18

RULES	CONTENTS	PAGE
CHAPTER-IV		
Registration of Vehicles		
33.	Registering authority	19
34.	Appellate Authority	19
35.	Conduct and hearing of appeals	19-20
36.	Reference to expert	20
37.	Manner for exhibiting the particulars of transport vehicles	20
38.	Board of Inspection for issue of certificate of fitness	20-21
39.	Application for certificate of fitness	21
40.	Procedure of Board of Inspection or an authorized testing station	21-22
40-A	Security and Fee for authorization of agency and issue of pollution under Control Certificate	22-23
41.	Report to be made when a certificate of fitness is cancelled or renewal is refused	23
42.	Temporary registration of motor vehicles	23-25
43.	Loss or destruction of certificate of registration other than of a transport vehicle	25
44.	Loss or destruction of certificate of registration and certificate of fitness of a transport vehicle	25-26
45.	Procedure when a lost certificate is subsequently found	26
46.	Temporary receipt for certificate of registration or certificate of fitness taken into possession by a competent authority	26
47.	Fee for late registration of vehicle	26-27
47-A	Late fee for submitting application for registration or renewal of vehicles after the due date	27-28
48.	Intimation of transfer of ownership	28
49.	Re-assignment of registration mark	28
50.	Vehicle entering the State from outside	28-29
51.	Delay in intimation of change of residence or place of business	29
52.	Exemption of road rollers and the like	29
53.	Intimation to the financiers	29
54.	Information of stolen and recovered vehicles	29
55.	State Register of Motor Vehicles	30
CHAPTER-V		
Control of Transport Vehicles		
56.	Term of appointment of Members of the State Transport Authority and a Regional Transport Authority	31
57.	Conduct of business by the State Transport Authority	31-32
58.	Conduct of business by the Regional Transport Authority	32
59.	Provisions of rules 57 and 58 not to apply in certain cases	32
60.	Procedure for conduct of business	32-33
61.	Conditions for issuing directions by the State Transport Authority	33
62.	Forms of applications	34
63.	Particulars of application	34-

RULES	CONTENTS	PAGE
64.	Procedure of Regional Transport Authority in considering application for permit	35
65.	Form of permits	35-36
66.	Extension of validity of permits	36
67.	Application fee for countersignatures, grant or renewal of permit	36-37
68.	Fees for permits and Countersignatures	37-38
69.	Fees for temporary permits	39-40
69-A.	Composite fee for All India Permits	40
69-B.	Special Registration Fee for allotment of registration marks	40-43
70.	Limitation of capacity of stage carriages and contract carriage	44
71.	Conditions for carriage of goods in stage carriage and contract carriage	44
72.	Carriage of personal luggage in the stage or contract carriage	44-45
73.	Conditions that may be attached to a stage carriage permit or contract carriage permit	45-46
73-A	Conditions that may be inscribed in the permit relating to buses / vehicles owned or attached with School /Educational Institutions	46-49
74.	Conditions that may be attached to a goods carriage permit	49-50
75.	Cancellation or revocation of permit	50
76.	Temporary authorization in lieu of permit	50
77.	Permission authorizing the replacement of vehicle	51
78.	Permits for the replacement of vehicle forming part of service	51-52
79.	Treatment of any countersignatures on the permit of replaced vehicle	52
80.	Surrender of permits	52
81.	Transfer of permit	53-54
82.	Regulation of Service of Contract Carriage	54
83.	Issue of duplicate permits	54-55
84.	Production of permits on demand	55
85.	Appeals against orders of State/Regional Transport Authority	55-56
86.	Procedure in hearing appeals	56
87.	Definition of period of rest	56
88.	Record of working hours to be maintained	56-57
89.	Lost property	57-58
90.	Conduct of passengers in a state carriage	58-60
91.	Prohibition of use of force to collect passengers	60
92.	Sale of tickets	60
93.	Licensing of ticket agents	60
94.	Issue of ticket agent's licence	60-61
95.	Cancellation of ticket agent's licence	61
96.	Term of ticket agent's licence	61
97.	Tickets Agent's badge to be exhibited	61-62
98.	Appeal against the orders made under rules 94,95 or 96	62

RULES	CONTENTS	PAGE
99.	Conduct of ticket agent	62-63
100.	Disinfection	63
101.	Carriage of persons in goods carriage	64
102.	Conditions for carriage of animals in goods carriage	64-67
103.	Log book and complaint book to be maintained by the driver of transport vehicles	67-69
104.	Other records to be maintained	69-70
105.	Change of address of permit holder	70
106.	Intimation of damage to or failure of public service vehicle	70-71
107.	Information of failure to ply the vehicle	71
108.	Inspection of Transport Vehicles and their contents	71-72
109.	Taxi Meter	72
110.	Procedure for obtaining an Agent's or Convasser's Licence under Section 93	72-73
111.	Security for compliance with the conditions	73-74
112.	Period of validity and renewal	74
113.	Fee for a licence	74-75
114.	Conditions of a licence	76-77
115.	Rate of commission	77-78
116.	Premises to be used	78
117.	Suspension or cancellation of licence	78
118.	Issue of duplicate licence	78-79
119.	Display of licence	79
120.	Appeal	79
121.	Levy of fees for supply of copies	80
122.	Delegation of powers of the State Transport Authority	80-81
123.	Delegation of powers by Regional Transport Authority	81-82
CHAPTER-VI		
Special provisions relating to State Transport Undertakings		
124.	Particulars and publication of the Scheme	83
125.	Manner of filing objections	83
126.	Manner of consideration and disposal of objections	83
127.	Publication of the Scheme	84
128.	Application for grant of permits to State Transport Undertaking	84
129.	Manner of service of orders	84
CHAPTER-VII		
Construction, Equipment and maintenance of Motor Vehicles		
130.	General	85
131.	Rear Mirror	85
132.	Dangerous Projections	85
133.	Wind screen wiper	86
134.	Springing	86
135.	Vehicles fitted with left hand steering control	86

RULES	CONTENTS	PAGE
136.	Wings	86
137.	Side car wheel	87
138.	Communication with driver	87
139.	Restriction on painting	87-88
140.	Special marks to be exhibited on a stage carriage when it is used as a contract carriage	88
141.	Special Requirements for public Service vehicle	88-89
142.	Measures of stability of vehicle	89-90
143.	Seating space	90-91
144.	Driver's seat	91-92
145.	Gangway	93
146.	Limit of seating capacity	93
147.	Head Room	93-94
148.	Width of doors	94-95
149.	Grab rail	95
150.	Steps	95-96
151.	Cushions	96
152.	Body dimension and guard rails	96-97
153.	Protection of passengers from weather	97
154.	Prohibition on the fitting of mirrors	97
155.	Lighting	97
156.	Body construction	98
157.	Fuel tanks	98
158.	Electric Wires	98
159.	Fire extinguishers	98
160.	Water proof canvas	98
161.	Locking of nuts	98
162.	Exhibition of starting and destination stations	99
163.	Floor boards	99
164.	Spare wheel and tools	99-100
165.	Advertisement and other markings on public service vehicle	100
166.	Body and loading platform of goods	100-101
167.	Driver's seat of goods carriages	101
168.	Requirements for auto-rickshaw and tractor Trailors	101-102
169.	Use of Flag	102
170.	Use of red lights	102
CHAPTER-VIII		
Control of traffic		
171.	Use of Weighting device	103
172.	Restriction on driving with gear disengaged	103
173.	Prohibition on mounting or taking hold of vehicles in motion	104
174.	Towing	104
175.	Traffic aggregation	104

RULES	CONTENTS	PAGE
176.	Projection of loads	105
177.	Carrying of dangerous substances	105-106
178.	Sound signals	106
179.	Cut-outs	106
180.	Restriction on travelling backwards	106
181.	Use of lamps when a vehicle is at rest	106-107
182.	Dazzling lights	107
183.	Visibility of lamps and registration marks	107
184.	Stop sign on road surface	107
185.	Special provisions on hill roads	107-108
186.	Trailers prohibited with motor cycles	108
187.	Prohibition of attachment of trailer to certain vehicle	108
188.	Attendants on trailer	108-109
189.	Distinguishing mark for trailers	110
190.	Use of trailers	110
191.	Crossing unmanned railway level	110
192.	Duty to comply traffic control	110-111
193.	Use of protective head gear	111
CHAPTER-IX		
Halting of Motor Vehicles in Public places		
194.	Halting of stage carriage	112-113
195.	Halting of contract carriages	113
196.	Parking places	113
197.	Taxi Stands	113-114
198.	Involuntary halts	114
199.	Prohibition on the use of horn	114
200.	Classification of Bus -Stands	114-115
201.	Consideration governing the locations of stands	115
202.	Conditions applicable to all stands	115-116
203.	Stands of Class-B	117
204.	Stands of Class-C	117-118
205.	Stands of Class-D	118
206.	Boundaries of stands to be demarcated	119
207.	Prohibition on use of loud sounding devices at stand	119
208.	Disposal of moneys accruing to Government	119
209.	Stands to be open to all transport vehicles	119
210.	Cancellation of order for the establishment of stands	120
211.	Control over District Magistrate	120
212.	Control of officers over the stands	120
CHAPTER-X		
Insurance of motor vehicles against third party risks		
213.	Presentation of certificate of insurance	121
214.	Motor vehicles Reserve Fund	121

RULES	CONTENTS	PAGE
CHAPTER-XI		
Motor Accidents Claims Tribunal		
215.	Application for claims for compensation	122
215-A	Duties of Investigating Police Officer in Motor Accident cases	123
215-B	Investigation of Motor Accidents Claims	124-128
215-C	Duties of Registering Authority	128
215-D	Duties of the Insurance Company	128
215-E	Presumption about report	129
215-F	Police Report and action thereof	129-130
216.	Examination of application of oath	130
217.	Summary dismissal of application	130
218.	Notice to parties involved	130
219.	Appearance and examination of the parties	131
220.	Summoning of witnesses	131-132
221.	Appearances of legal practitioner	132
222.	Local inspection	132
223.	Inspection of vehicle	132
224.	Power of summary examination	133
225.	Method of recording evidence	133
225A.	Obtaining of Supplementary Information and documents	133
225-B.	Power to direct medical examination	133
226.	Adjournment of hearing	133
227.	Co-opting of persons during inquiry	134
228.	Framing of issues	134
229.	Determination of issues	134
230.	Diary	134
231.	Judgment and award of compensation	135
231-A.	Securing the interest of Claimants	135-136
232.	The Code of Civil Procedure to apply in certain cases	136-137
233.	Form and manner of appeals against the award of Claims Tribunal	137
234.	Fees	137
235.	Powers of Claims Tribunal	138
235-A.	Custody and preservation of records, registers and certified copies	138
CHAPTER-XII		
Motor Vehicle Department		
236.	Construction and extent of application	139
237.	Classification of officers	139
238.	Powers of officers of Motor Vehicles Department	139-140
239.	Duties, Powers and functions of the Officers of the Motor Vehicles Department	140
240.	Identity Card	140
241.	Uniforms	141
CHAPTER-XIII		
Miscellaneous		

242.	Refund of fees	142
243.	No refund after inspection	142
244.	Time for application for refund	142
245.	Repeal and savings	142

Schedules

SCHEDULE-I	153-154
SCHEDULE-II	155
SCHEDULE-III	156
SCHEDULE-IV	157-158

HIMACHAL PRADESH MOTOR VEHICLES RULES, 1999

LIST OF FORMS

HP-Form	Particulars	Rule	Page
1-L.L.D.	Intimation of loss or destruction of licence and application for duplicate licence.	10	159-161
II-TEMP	Receipt for a driving licence	13	162
III-L.TEMP.(MVD)	---	13	163
IV-L.E.	Intimation by Court or Authority of endorsement of licence	15(1)	164
V-L.R.	Intimation of renewal of licence	15(2)	165
VI-L.A.D.	Intimation of an addition made by one licensing authority upon a licence issued by an other authority in respect of the classes of vehicles which the holder is entitled to drive	1(3)	166
VII-L.CON.A.	Application for a Conductor's licence	22(1)	167
VIII-F.A.B.	Form of Medical Certificate showing competence to undertake first-aid work	22(1)(iii)	168
IX-M.C..CON.	Conductor's Licence	22(2)	169
X-L.CON.	Conductor's Licence	22(4)	170
XI-L.CON.A.R.	Form of application for renewal of a conductor's licence	24	171-172
XII-P.P.T.V.	--	37	173
XIII-C.F.	Temporary authorization permitting the use of a vehicle when the certificate of fitness has expired	39(2)	174
XIV-C.F.X.	Certificate of fitness of transport vehicles- Inspection Record - Registration particulars	40	175-180
XV-C.R. TEM.	Temporary certificate of Registration (Foil B)	42(4) &(5)	181-182
XVI-R.TEM.	Receipt for Certificate of Registration and Certificate of Fitness of a Transport Vehicle	47	183
XVII-C.R.T.I.	Communication to original Registering Authority of transfer of ownership of a motor vehicle	48(2)	184
XVIII-R.M.I	Intimation of assignment of new registration mark and call for records from original authority	49	185
XIX-H.P. ENTRY	Form of intimation of entry of hypothecation of vehicle in the certificate of registration to the financier	53	186
XX-S.R.V.	Form of intimation regarding stolen/recovered Vehicles	54	187
XXI-St.S.A.	Application for a permit in respect of service of stage carriage	62(i)	188-189
XXII-P.CO.P.A.	Application for a contract carriage permit	62(ii)	190-192

HP-Form	Particulars	Rule	Page
XXIII-PPSVA	Application for permit in respect of Private Service Vehicle	62(iii)	193-195
XXIV-P.Gd.C.A.	Application for a goods carriage	62(iv)	196-197
XXV-P.A.	Application for a Temporary permit	62(v)	198-199
XXVI-P.Sp.A.	Application for a special permit in respect of a contract carriage	62(vi)	200-201
XXVII-P.St.S.	Permit in respect of service of Stage Carriage (PART A)	65(i)	202-207
XXVIII-P.CO.C.	Contract Carriage Permit (PART A)	65(ii)	208-212
XXIX-P.P.S.V.	Permit in respect of private Service Vehicle	65(iii)	213-216
XXX-P.G.d.C.	Goods carriage Permit (PART A)	65(iv)	217-220
XXXI-P.Temp.	Temporary Permit (Public Carriers)	65(v)	221-222
XXXII-R.P.Sp.P.	Special Permit	65(vi)	223-225
XXXIII-P.Gd.C.	National Permit for public Carrier (PART A)	65(vii)	226-228
XXXIV-R.P.F.	Receipt for a permit fee	67,68 & 69	229
XXXV-TEMP. RECEIPT	Form of receipt in lieu of a permit	76	230
XXXVI-M.V. Rep.A.	Application for replacement of vehicle covered by permit/countersignature	77 & 78	231-232
XXXVII-Tr.P.A.	Application for transfer of a permit/countersignature	81	233-234
XXXVIII-T.A.P.	Ticket Agent's Permit	94	235-236
XXXIX-GBA-1	Application for Principal/ Supplementary Licence to work as collecting agent and forwarding and distributing agent.	110	237-238
XL-GBA-2	Application for Supplementary licence to work as collecting, forwarding and distributing agent.	110	239-240
XLI-GBA-3	Form of declaration by owner of goods carriages	110	241
XLII-GBA-4	Principal Licence No.	110	242-243
XLIII-GBA-5	Supplementary licence No.	110	244-245
XLIV-GBA-6	Application form for renewal of licence	112	246
XLV-GBA-7	Half yearly return for the period ending 31 st March/ 30 th September, 19	114	247-249
XLVI-S.S.T.U.	Proposal regarding a scheme of road transport service to be provided by the State Transport Undertaking	124	250-251
XLVII-A.S.S.T.U.	Approved scheme of Road Transport Service of a State Transport Undertaking	127	252-253
XLVIII-STAND-A	Order permitting a site to be used as stand to be used as stand of Class A	200	254

HP-Form	Particulars	Rule	Page
XLIX-STAND-B	Order permitting a site to be used as stand to be used as stand of Class B	200 & 203	255-256
L-STAND-C	Order permitting a site to be used as a stand of Class-C	200 & 204	257-258
LI-STAND-D	Order permitting a site to be used as a Stand of Class-D	200 & 206	259
LII-M.A.C.T.A.	Form of a application for compensation	215	260-262

RULES**CHAPTER-I PRELIMINARY****1. Short title and commencement :-**

1. These rules may be called the Himachal Pradesh Motor Vehicle Rules, 1999.
2. They shall come into force from the date of their final publication in the Official Gazette.

2. Definitions :-

1. In these rules unless there is anything repugnant to the subject or context-
 - (a) "Act" means the Motor Vehicles Act, 1988 (Central Act No. 59 of 1988);
 - (b) "Board of Inspection" means a Board of Inspection appointed under rule 38;
 - (c) "Central Rules" means the Central Motor Vehicles Rules, 1989;
 - (d) "Chapter" means the chapter of these rules;
 - (e) "Director" means the Director of Transport, Himachal Pradesh appointed as such by the Government;
 - (f) "Government" means the Government of the State of Himachal Pradesh;
 - (g) "Passenger" for the purpose of Chapter V, means any person traveling in public service vehicle other than the driver or the conductor of such vehicle of such vehicle or any other employee of the permit holder while on duty;
 - (h) "Section" means a section of the Act;
 - (i) "State" means the State of Himachal Pradesh;
 - (j) "Stand" means a place duly appointed as a stand under Chapter IX of these rules;
 - (k) "Transport Company" means a transport company registered as such under the companies Act, 1956(1 of 1956);
 - (l) "Transport Co-Operative Society" means a transport co- operative society registered as such under the provisions of the Himachal Pradesh Co-operative Societies Act 1968 (3 of 1969);
 - (m) "Transport Firm" means a transport firm registered as such under the Indian Partnership Act 1932,
 - (n) "Urban Area" means the area administered by Municipal Corporation, Municipal Committee, a Notified Area Committee or Cantonment Board or any area declared

by the State Government as an urban area for the purposes of the Act and these rules.

2. All other words and expressions used in these rules but not defined herein shall have the meanings respectively assigned to them in the Act and the central rules.

CHAPTER II

3. LICENSING OF DRIVERS OF MOTOR VEHICLES LICENSING AUTHORITY:-

- (1) Each of the Sub – Divisional Officer (Civil) shall be the Licensing authority for the area of the Sub – Division and Region of the District for which he and Regional Transport officer appointed as such, to issue licenses under Chapter - II, or as the case may be. Chapter -III of the Act and includes such other officer who is appointed in this behalf by the Government.
- (2) The area of jurisdiction of each Licensing authority shall be the area of the Sub-Division of the district for which he is appointed as such or such other area as may be specified by the Government in this behalf.

4. Procedure for processing application for driving licence.

On receipt of an application for grant of a learner's licence or a driving licence, as the case may be, in terms of the provisions of section 8 or section 9, or section 9, the licensing authority shall forward the application so received to the Superintendent of Police of the District concerned, who shall make such enquiries as may be deemed necessary to verify the particulars given in the application and the antecedents of the applicant including the address given in the application and shall also ascertain as to whether the applicant is not disqualified or liable to be disqualified for holding a learner's license or a driving license or a driving licence as the case may be and send his report to the Licensing Authority and on receipt of the report of the Superintendent of Police the Licensing Authority shall process the application for the grant of a licence under the provisions of the Act.

Sections 8 & 9

- (3) No licence granted under section 9 of the Act shall improve any person to drive a public service vehicle on any road in Himachal Pradesh unless his licence has been endorsed for driving on hill roads by the Licensing Authority.

Explanation:-

For the purpose of this rule the expression "hill roads" shall mean all roads in the State, but shall not include the roads which may declared by the Government by a notification in the Official Gazette as "plain roads".

5. Test for driving licence

1. If the application for grant of a licence is found in order in terms of the provisions of rule 4:
 - i. the test for a learner's licence specified in rule 11 of the Central Motor Vehicle rules, shall be conducted by the Licensing Authority : and
 - ii. the test for a driving licence specified in rule 15 of the Central Motor Vehicle rules shall be conducted by the Motor Vehicles Inspector or such other officer who is appointed in this behalf by the Government :

Provided that the Licensing Authority may, for reasons to be recorded in writing, have more than one test of competence to drive.

2. For the purpose of tests in term of sub- rule (1), the applicant shall produce himself at such time and place as may be specified by the Licensing authority and bring with him a serviceable vehicle of the class to which the application belongs for testing purposes.

6. Photograph to be signed by the Licensing Authority:-

1. The photograph of the holder of the licence when affixed to the licence shall be sealed with the seal of the Licensing authority in such a manner that a part of the impression of the seal is upon the photograph and part on the margin.
2. If at any time it appears to the Licensing authority that the photograph affixed to a licence has ceased to be a clear likeness of the holder the Licensing Authority may require the holder to surrender the licence forthwith and to furnish two clear copies of a recent photograph of himself and the holder shall, within such time as the Licensing authority may specify, appear in person before the Licensing authority and present the photograph accordingly.
3. Upon receipt of the copies of the photograph in terms of the provisions of sub-rule (2), the Licensing authority shall remove the old photograph and from the licence and affix the seal return the licence to the holder of the licence and shall, if he is not the Licensing authority by whom the licence was issued, forward the second copy of the photograph to that authority.

Provided that if the holder of the licence so desires the Licensing authority shall issue a duplicate licence with the new photograph affixed thereto and shall destroy the original licence.

4. When a new photograph is affixed to a licence, a note shall be made upon the photograph of the date of affixture.
5. The fee for a duplicate licence issued under the provision to sub -rule (3) shall be rupee ten.

Section 28

7. Appellate Authority :-

The appellate authority for the purposes of sub- section (2) of section 17 and sub- section (3) of section 19 shall be the Chairman of the State Transport Authority.

Section 17,19 and 28

8. Conduct and hearing of appeals

- (1) An appeal under sub -section (2) of section 17 and sub – section (3) of section 19 shall be preferred in duplicate in the form of a memorandum one copy of which shall bear a cash receipt or a treasury challan of rupees fifteen, setting forth concisely the grounds of objection to the order of Licensing authority and shall be accompanied by a certified copy of the order appealed against.

- (2) When an appeal is preferred under sub -rule (1) a notice shall be issued by the Appellate authority concerned in such form as the Appellate authority may specify.
- (3) The Appellate authority after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may be necessary, may confirm, vary or set aside the order against which the appeal is preferred and shall make in order accordingly.
- (4) Any person preferring an appeal under sub – rule (1) may obtain any document filed with the Licensing authority in connection with the orders appealed against on payment of a fee at the rate of rupees two per page.
- (5) Any person referring an appeal as aforesaid shall be entitled to inspect the file of the Appellate authority by making an application bearing a cash receipt or a treasury challan of,-
 - (a) in respect of urgent inspection , rupees ten; and
 - (b) in respect of ordinary inspection, rupees five,
- (6) A copy of the order made by the Licensing authority in appeal may be obtained on payment of a fee at the rate of rupees two per page.

Section 28 (2) (b)

9. Authority for making appointment of registered Medical practitioner

1. The chairman of the State Transport Authority in consultation with the Director of Health Services Himachal Pradesh shall be the authorised person to appoint the registered medical practitioners for the purposes of sub- section (3) of section 8(2) Section 28 (2) (e)

The fee payable for the issue of medical certificate under sub-section (3) of section 8 shall be rupees fifteen and shall be deposited under the appropriate Head of Account of Deptt. of Health & family welfare of the Government where the examination is considered by Government Doctor.

Section 28 (8) (c)

10. Licenses lost or destroyed

1. If at any time the licence is lost by the holder or is destroyed, the holder thereof shall forthwith intimate the facts in HP form I LLD or in a letter setting out the particulars required by the HP Form I LLD to the Licensing authority in whose area he has his place of residence.
2. Upon the receipt of intimation under sub-rule (1), the Licensing authority shall if he is not the Licensing authority by whom the licence was issued, apply to that Licensing authority for particulars of the licence and, after making such enquiries as he thinks fit, shall, if he is satisfied that a duplicate may properly be issued, issue a duplicate licence.

3. Where a photograph has become obsolete, the holder of the licence shall furnish the Licensing authority with two clear copies of a recent photograph of himself, one of which shall be affixed to the duplicate licence and the second one in record.
4. The fee for a duplicate licence issued under this rule shall be rupees twenty-five.

Provided that if the licence is lost while in the custody of a court or an authority to which it has been submitted or surrendered in pursuance of the provisions of the Act or these rules, a duplicate copy shall be issued free of charge.

5. When duplicate licence has been issued upon representation that a licence has been lost and the original licence is afterwards found by the holder, he shall deliver the original licence forthwith to the Licensing authority but the fee so paid for the issue of duplicate licence shall not be refundable.
6. Any other person finding a driving licence shall deliver it to the holder of the licence or to the nearest police station.

11. Mutilated licence

1. If at any time it appears to a Licensing authority that a licence held by any person is so torn or defaced that it has ceased to be reasonably legible or that any important part of the original licence has been detected or is missing or that any unauthorized alterations have been made, the Licensing authority may impound the licence and issue a duplicate licence.
2. If any of the entries are illegible or are missing or it appears that they have been detached or altered without authority, the Licensing authority shall, if he is not the Licensing authority by whom the licence was issued, apply to that authority for particulars of the licence and after making such enquiries as he thinks fit shall, if he is satisfied that a duplicate may properly be issued, issue a duplicate licence.
3. If a licence impounded as aforesaid is required to have a photograph of the holder affixed thereto, then, -
 - i. if the photograph on the impounded licence is in the opinion of the Licensing authority satisfactory and conveniently transferable to the duplicate licence, the Licensing authority may so transfer, affix and seal the photograph to the duplicate licence; and
 - ii. if the photograph affixed to the licence impounded is not in the opinion of the Licensing authority such as can be transferred to the duplicate licence, the holder of the licence, shall, on the demand of the licensing authority furnish two clear copies of recent photograph of himself, one of which shall be fixed to the duplicate licence and sealed.
4. The fee for a duplicate licence issued under this rule shall be ten rupees.

12. Issue of duplicate licence: -

When a duplicate licence is issued, it shall be clearly stamped "DUPLICATE" in red ink and shall be marked with the date of issue of the duplicate and the seal of the Licensing authority.

Section 28(2) (c)

13. Temporary authorization in lieu of licence

1. When the holder of a licence has surrendered it to a Licensing authority for renewal or for obtaining addition to drive a vehicle under section 11 or for any other purpose under the Act or these rules and has deposited the fee as specified under rule 32 of the Central Motor Vehicle Rules for this purpose and the licence so surrendered has not been suspended or cancelled The Licensing authority of other authority to whom the licence has been surrendered shall furnish him with a receipt for the licence in HP Form II L Temp or in HP Form III L Temp (MVD) and during the period specified in the receipt so furnish it may be produced in place of the licence under section 130 and under sub-section (3) of section 206.

Section 28 (2)(c)

2. The Licensing authority, a police officer or any other person authorized by the Government may extend the term of the receipt issued under sub-rule (1) by an order endorsed thereon.
3. No fee shall be payable in respect of a receipt given under this rule.

Section 206

14. Communication of particulars of licence: -

1. A Licensing authority taking possession of a licence under section 19 shall, if the licence was issued under the Act and was granted by another Licensing authority, intimate that fact to the authority, by whom the licence was issued.
2. The particulars of the person disqualified for holding or obtaining a driving licence and the particulars of person convicted under section 182 shall be published in the Official Gazette and entry to that effect shall be made in the State Register for Driving licenses maintained under section 26.

Section (2)(g)

15. Intimation to original Licensing authority of endorsement and renewals:

1. The court or authority making or causing to be made an endorsement on licence regarding disqualification under section 24 shall send intimation thereof in HP Form IV – LE to the Licensing authority by whom the licence was issued.
2. A Licensing authority renewing a licence under the provisions of sub-section (6) of section 15 shall intimate in HP Form V-L.R. the fact of renewal to the Licensing authority by whom the licence so renewed was issued.

3. A Licensing authority adding to the classes of vehicle under which a licence authorities the holder to drive vehicles under sub-section (3) of section 6 shall, if it is not the authority by whom the licence was issued, intimate the addition so made to that authority in HP Form VI _LAD'.

Section and 28(2)(g)

16. Change of Address: -

The holder of a licence entitling him to drive as a paid employee or to drive a public service vehicle, shall, except in the case of a temporary absence not involving a change of residence for a period exceeding three months, report any change of his temporary or permanent address as given on the license to the Licensing authority by whom the licence was issued and to the licensing authority by whom it as last renewed.

Section 28(2) (g)

17. Exemption from the payment of fees: -

1. Fees specified under rule 32 of the Central Motor Vehicles Rules shall not be charged from a person, if he is or has been serving in any unit abroad or field area of the Defence Services of the Union whether employed on driving vehicles or otherwise; Provided that such a person shall also aforesaid exemption if he makes an application for the grant or renewal of licence within three months of his return from the service abroad or, as the case may be from the field area.
2. Ex-Military drivers other than commissioned officers and junior commissioned officers shall be eligible for grant of a driving license without payment of any fee specified for that purpose under rule 32 of the Central Motor Vehicles Rules.

Section 28(2)(f)

18. Drivers badge: -

18:- Driver's badge: - The driver of a stage carriage vehicle or a contract carriage vehicle shall display on the left side of his chest a plastic badge in the form specified in the first schedule to these rules, indicating this name and designation as Driver alongwith the name of Registering and Licensing Authority who has issued his license and shall be got prepared by the owner of the vehicle who has employed the driver after verification of particulars of Driving License of the Driver.

19. Duties, Functions and Conduct of drivers: -

1. The driver of a transport vehicle shall: -
 - (i) not allow any person to sit on the bonnet, on the roof of the vehicle or in the cabin provided for the driver:
 - (ii) not indulge in gossips with any other person (s) sitting near him.
 - (iii) having regard to duties, be responsible for the due observance of the provisions of the Act and the rules of any conditions of the permit relating to the vehicles;

- (iv) park the vehicle at specific place only and shall park in a way that the vehicle does not obstruct free flow of traffic and pedestrian's movement;
- (v) be cleanly dressed in such manner as the Regional Transport Authority may specify;
- (vi) maintain the vehicle in a clean and sanitary condition;
- (vii) not, when the vehicle is in motion, distract his attention without reasonable cause or speak to any person unless it is absolutely necessary so to do;
- (viii) not drive recklessly or dangerously;

Explanation: - For the purpose of this clause, the driver of a transport vehicle shall not keep Mobile phone or co-related devices, in any form, in his possession or within the area easily approachable by him and shall also not engage in any activity which is dangerous to public, while driving transport vehicle||.

- (ix) not drive under the influence of drinks or drugs;
- (x) not a bet offence under Section -184 or 185;
- (xi) not take part in un-authorized race or trail of speed of any kind;
- (xii) not drive during the period of disqualification;
- (xiii) not to driver when a vehicle is involved in an accident;
- (xiv) not alter the licence or badge held by him and shall not use altered licence and badge;
- (xv) not use a horn which gives shrilling or musical sound;
- (xvi) not display any musical device when the vehicle is in motion;
- (xvii) not use any extra lights or signs on the motor vehicle which distracts the attention of other drivers or pedestrians;
- (xviii) stop his vehicle to allow passage to the vehicle coming up-hill; and
- (xix) not smoke or allow any other person to smoke in or on a vehicle during a journey or when it has passengers on board.

Section 28(2) (h)

2. In addition to the duties of the drivers of transport vehicles given in sub-rule (1) the drivers of public service vehicle shall-
 - (i) not cause or allow any person, animal or anything to be placed or to be in the space reserved for the driver's seat in accordance with rule 144(2) or otherwise with such a way as to impede vision of the road or proper control of the vehicle;

- (ii) not shout in order to attract a passenger;
- (iii) subject to any rules or regulations in force prohibiting the taking up or setting down of passengers at or except at, certain specific places, bring the vehicle to rest as sufficient period of time in a safe and convenient position upon the demand or signal of the conductor or of any passenger desiring to alight from the vehicle, and unless there is no accommodation in the vehicle upon the demand or signal of any persons desiring to become a passenger;
- (iv) not, when bringing his vehicle to rest for the purpose of picking -up or setting down any passenger at or near the place where another public service vehicle is at rest for the same purpose, drive the vehicle as to endanger, inconvenience or inter-fare with the driver or the conductor or of the other vehicle or any person mounting or preparing to mount thereon or alighting there-from, and shall bring his vehicle to rest in front or behind the other vehicle and on the left hand side of the road or place;
- (v) at all times exercise all reasonable care and diligence to maintain his vehicle in a fit and proper condition and shall not knowingly drive the vehicle when it or any brake, tyre or lamp thereof is in a defective condition likely to endanger any passenger or other person or when there is not sufficient fuel in the tank of the vehicle to enable him to reach the next petrol filling station on the route;
- (vi) behave in a civil and orderly manner to passengers and intending passengers.
- (vii) not interfere with persons mounting or preparing to mount upon any other vehicle;
- (viii) not allow any person to be carried in any public service vehicle in excess of the seating capacity specified in the certificate of registration of the vehicles and any additional number permitted under the term of the permit to be carried standing in the vehicle;
- (ix) not willfully deceive or refuse to inform any passenger or intending passenger as to the designation or route of the vehicle or as to the fare for any journey;
- (x) not, save for good and sufficient reason, refuse to carry any person tendering the legal fare;
- (xi) where goods are carried on the vehicle in addition to passengers, take all reasonable precautions to ensure that passengers are not endangered or unduly inconvenienced by the presence of the goods;
- (xii) not, save for good and sufficient reasons, require any person who has paid the legal fare to alight from the vehicle before the conclusion of the journey;
- (xiii) not loiter or unduly delay upon any journey but shall proceed to his destination as near as may be in accordance with the time table pertaining to the vehicle; or where there is no such time table, with all reasonable dispatch;
- (xiv) in the event of a stage carriage being unable to proceed to its destination on account of mechanical breakdown or other cause beyond the control of the driver or the conductor, arrange to convey the passengers to their destination in some other similar vehicle, or, if unable to arrange within a period of one hour after the

failure of the vehicle, shall on demand refund to such passenger a proper proportion of the fare relating to the completion of the journey for which the passenger had paid the fare;

- (xv) not, in the case of stage carriage, cause or allow anything to be placed in the vehicle in such a manner as to obstruct the entry or exit of passengers;
 - (xvi) when using a stand, pay the fees fixed for such stands and comply with any relevant conditions subject to which the place is authorized as a stand;
 - (xvii) shall take due care for the safe carriage of luggage belonging to the passengers;
 - (xviii) shall take all reasonable precautions to ensure the safety of passengers in or entering or alighting from the vehicle;
 - (xix) take all reasonable precautions to ensure that all means provided for indicating the route, fares and destination of the vehicle are clearly and correctly displayed in or on the vehicle;
 - (xx) not allow any passenger or some other person such as vendor, hawker or seller to beg, sell while or offer any article for sale in or on the vehicle;
 - (xxi) not while driving a vehicle operate any radio, tape-recorded, television, VCR and the like instrument, and
 - (xxii) shall not argue with passenger and must give his name, number, etc. when asked to do so.
3. In addition, the duties of drivers under such rule (1) & (2), the drivers of contract carriage vehicles shall-
- (i) in the absence of reasonable cause to the contrary proceed to the destination agreed by the hirer by shortest and quickest route;
 - (ii) not terminate the hiring thereof before he has been discharged by the hirer;
 - (iii) station his motor vehicle/cab in the stand in the order in which he arrives, the motor cab has been waiting longest being stationed in the front position and the other vehicle shall move as the vacancy occurs and
 - (iv) not allow his vehicle, when it is not engaged, to remain at any public place other than the stand approved for the purpose, nor shall he loiter for the purpose of its being hired in any public place;

20. Driver not to allow to travel certain persons: -

No driver shall cause or allow to enter into or to be placed or carried in the vehicle any person whom he knows or has reason to believe to have been suffering from any infectious or contagious disease or the corpse of any person whom he knows or has reason to believe to have been suffering from any such disease.

1. Notwithstanding the provisions of sub-rule (1), the driver may upon an application, in writing, by a registered medical practitioner, allow a person suffering from an infectious or contagious disease to be carried in a transport vehicle;

Provided if that no other person save a person or persons in attendance on the sick person, shall be carried in the transport vehicle at the same time.

2. When a person suffering from an infectious disease or the corpse of any such person has been carried in a transport vehicle, the driver of the vehicle shall be responsible to report that fact to a Government medical officer of the area concerned and to the owner of the vehicle and neither the owner nor the driver shall cause or allow any person to use the vehicle until the driver and the vehicle have been disinfected in such manner as the medical officer may specify and a certificate to that effect has been obtained from the medical officer.

Section 28 (2) (h)

21. State Register of Driving Licenses: -

1. The State Register of Driving Licenses shall be maintained in duplicate in the office of the Director in Form 10 appended to the Central Rules.
2. The Register of Driving Licenses shall also be maintained in triplicate in the office of each of the Licenses authorities in the Form referred to in sub-rule (1) and a copy of each page of it, in duplicate, shall be forwarded to the Director every month. Each entry on the said Register shall be attested by the Licensing authority or by a person so authorized to sign by the Director.

Section 28(2) (j)

CHAPTER III

LICENSING OF CONDUCTORS OF STAGE CARRIAGES

22. Application for grant of Conductors Licence: -

1. An application for the grant of a conductor's license shall be made in HP Form L Con. A to the Licensing authority of the district where the applicant resides or carries in business and shall be accompanied by. -
 - (i) two clear copies of recent photographs of the applicant;
 - (ii) a cash receipt or a treasury challan in token of payment of fee; and
 - (iii) a medical certificate of fitness in HP Form IX MC Con along with a certificate showing competence to undertake first aid work in HP Form VIII F.A.B. from Chief Medical Officer incharge of a referral hospital or Sub Divisional Hospital or Rural Hospital or Civil Hospital or Civil Hospital, as the case may be, in Himachal Pradesh who are authorized by the Director on the recommendations of the Director, Health Services, Himachal Pradesh for this purpose.||
2. In the case of an application for grant of a conductor's license, if the Licensing authority has reason to believe that the applicant is physically unfit to perform the duties of a conductor, it may call upon him to furnish a third copy of his clear and recent photograph in addition to the photographs already furnished under sub-rule (1) and to produce another medical certificate of fitness in HP Form IX MC Con from a Medical Officer of the District concerned for this purpose and the photograph so furnished should be firmly affixed with the application duly signed and sealed by the registered medical practitioner.
3. No person shall be eligible to make application under sub-rule (1) for the grant of conductor's licence, unless he, -

Section 30 and 28 (2) (d)

- (i) is a matriculate;
 - (ii) possesses knowledge of the provisions of the Act and the rules made thereunder;
 - (iii) Is conversant with the duties and functions of a conductor;
 - (iv) is of a sound physique; and
 - (v) gives satisfactory proof of his good character.
4. If the application for the grant of a conductor's licence is found to be in order by the Licensing authority and the provisions contained in Chapter III of the Act are met with, it may grant a conductor's license in HP Form X L Con|| which shall be valid for a period of three years from the date of issue and shall be effective throughout the State.

Section 38 (2) (c)

23. Counter- signatures of Conductor's License: -

A conductor's license issued by a Licensing authority having jurisdiction outside the State shall not be effective in the state, unless it is countersigned under the authority of a Licensing authority having jurisdiction in the State in the manner as is applicable for renewal of a conductor's license.

Section 38 (2) (i)**24. Renewal of Conductor's License :-**

1. An application for renewal of conductor's license shall be made to the Licensing authority in HP Form XI L. Con. AR; thirty days before the expiry of the license and shall be accompanied by a cash receipt or treasury challan in token of payment of fee for renewal of the license as prescribed under rule section (5) of section 30 of the Act.
2. If the Licensing authority finds the application for renewal of a conductor's licence in order, it may renew the same by making an entry to that effect on the licence and renewal shall be valid for a period of three years from the date of the expiry of the licence:

Provided that if the authority renewing the licence is not the authority which issued the licence, the authority renewing the licence shall intimate the fact of renewal to the authority which issued the licence.

Section 30 and 38 (2)**25. Liability for producing Medical Certificate: -**

A person who has been authorised to act as a conductor of the stage carriages before the commencement of the Motor Vehicle Act, 1988(Central Act No. 59 of 1988) shall, within a period of three years from the date of such commencement, produce medical certificate from the authority specified under rule 22 failing which he shall be disqualified under section 31 to act as a conductor.

Section 31 (2)(b)**26. Grant of duplicate conductor's license: -**

If at any time a conductor's licence is lost or destroyed or mutilated or the photograph affixed thereto ceases, in the opinion of the licensing authority, to be of reasonable likeness of the holder, the Licensing authority shall proceed in such case in accordance with the provisions contained in rules 10 or 11, as the case may be.

Section 38 (2)(f)**27. Appellate authority: -**

The Appellate authority for the purpose of sub-section (2) of section 33 and sub section (4) section 34 of shall be the Chairman of the State Transport Authority and the Regional Transport Authority respectively.

Section 33, 34 and 38 (2) (g)

28. Conduct and hearing of appeals: -

1. An appeal under sub section (2) of section 33 and sub-section (4) of section 34 shall be preferred in duplicate in the form of a memorandum, one copy of which shall bear a cash receipt of rupees twenty setting forth concisely the grounds of objection to the order of the Licensing authority and shall be accompanied by a certified copy of the order appealed against.
2. When an appeal is preferred, the Appellate authority shall issue a notice to the Licensing authority against whose order the appeal is preferred and cause it to send the relevant record.
3. The Appellate authority may, after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may deem necessary, confirm, vary or set aside the order against which the appeal is preferred and shall make an order accordingly.
4. Any person preferring an appeal under sub-rule (1) shall be entitled to obtain a copy of any document filled with the Licensing authority in connection with the order appealed against after payment of a fee at the rate of two rupees per page.
5. Any person preferring an appeal shall be entitled to inspect the file of the Appellate authority by making an application bearing a cash receipt or a treasury challan of :-
 - i. in respect of an urgent inspection, --ten rupees: and
 - ii. in respect of an ordinary inspection, -- five rupees
 - iii. A copy of the order made by the Appellate authority in appeal may be obtained on payment of a fee at the rate of two rupees per page.

Section 38 (2) (g)**29. Conductor's badge: -**

1. The conductor of a stage carriage vehicle shall display on the left side of his chest a plastic badge in the form specified in the first schedule to these rules, indicating his name and designation as Conductor alongwith the name of Registering and Licensing Authority who has issued his license and shall be got prepared by the owner of the vehicle who has employed the conductor after verification of particulars of Conductor's License.

30. Badge not to be transferred: -

1. No conductor shall lend or transfer his badge to any other person and no conductor shall wear a badge other than one issued to him by the Licensing authority.
2. Any person finding a conductor's badge shall, unless he returns the same to the holder, forthwith surrender it to the Licensing Authority by which it was issued or to a police officer.

Section 38 (2) (h)

31. Driver performing the duties of conductor: -

Any driver of a stage carriage may perform the duty of a conductor of a stage carriage temporarily for a period not exceeding ten days without getting a conductor's licence when he is so authorised with the prior approval of the Regional Transport Authority, by any officer not below the rank of a Traffic Manager in the case of a State Transport company or a transport firm or a transport Co-operative Society:

Provided that such driver should be able to perform the first aid duties and should possess educational qualifications as specified in sub-rule (3) of Rule 22 for obtaining Conductor's licence.

Section 38 (2) (b)**32. Duties, functions and conduct of a conductor**

The Conductor of a stage carriage shall;

- (i) charge fares specified for the journeys or stages of the journeys and shall issue tickets to all the passengers and shall ensure that no one travels without a valid ticket.
- (ii) not smoke or allow any other person to smoke in or on a vehicle during a journey or when it has passengers on board;
- (iii) behave in a civil and orderly manner to passengers and intending passengers;
- (iv) be cleanly dressed in such manner as the State Transport authority may specify;
- (v) maintain the vehicle in a clean and sanitary conditions;
- (vi) not interfere with persons mounting or preparing to mount upon any other vehicle;
- (vii) not allow any person to be carried in public service vehicle in excess of the seating capacity specified in the certificate of registration of the vehicle and any additional number permitted under the terms of the permit to be carried standing in the vehicle;
- (viii) not willfully deceive or refuse to inform passenger or intending passenger as to the destination of route of the vehicle or as to the fare of any journey;
- (ix) not, save for good and sufficient reason, refuse to carry any person tendering the legal fare;
- (x) take all reasonable precaution to ensure that passengers are not endangered or unduly inconvenienced by the presence of the goods where goods are carried on the vehicle in addition to the passengers;

- (xi) not, save for good and sufficient reasons, require any person who has paid the legal fare to alight from the vehicle before the conclusion of the journey;
- (xii) not loiter or unduly delay upon any journey but shall proceed to his destination as near as may be in accordance with the time table pertaining to the vehicle or where there is no such time table, with all reasonable dispatch;
- (xiii) in the event of a stage carriage being unable to proceed to its destination on account of mechanical breakdown or other cause beyond the control of the driver or the conductor, arrange to convey the passengers to their destination in some other similar vehicle, or, if unable to arrange within a period of one hour after the failure of the vehicle, shall on demand refund to each passenger a proper proportion of the fare relating to the completion of the journey for which the passenger had paid the fare;
- (xiv) not in the case of a stage carriage cause or allow anything to be placed in the vehicle in such a manner as to obstruct the entry or exit of passengers;
- (xv) pay the fees fixed under sub-rule (3) of rule 200 when using a stand and comply with any relevant condition subject to which the place is authorised as a stand;
- (xvi) take due care for the safe carriage of luggage belonging to the passengers;
- (xvii) take all reasonable precautions to ensure the safety of passengers in or on entering or alighting from the vehicle;
- (xviii) not, when the vehicle is in motion, distract his attention without reasonable cause or speak to any person unless it is absolutely necessary so to do;
- (xix) take all reasonable precautions to ensure that all means provided for indicating the route fares and destination of the vehicle are clearly and correctly displayed in or on the vehicle;
- (xx) follow the signaling devices provided for starting and stopping the vehicle and in no circumstances must the vehicle be started by shouting to the drivers, stamping the feet, tapping on the partition or by other unauthorized methods of signaling.
- (xxi) not argue with passengers and must give his name and badge number when asked to do so;
- (xxii) not come on duty under the influence of any intoxicant;
- (xxiii) assist the passengers loading and unloading their luggage on way side halts;
- (xxiv) not allow any passenger or some other person such as vendor hawker or seller to beg, sell or offer any article for sale in or on the vehicle.
- (xxv) not allow any person to sit on the bonnet or roof of the vehicle or in the cabin provided for the driver in the vehicle;

- (xxvi) Whenever the stage carriage approaches on unguarded level crossing, cause it to be stopped and after alighting therefrom and ensuring that no train is approaching from either direction, cause the vehicle to follow him till the other side of level crossing is reached; and
- (xxvii) Wherever any vehicle is fitted with any radio, tape, television or VCR or other like instrument, shall operate it, when it is permissible to be operated.

Section 38 (2) (c) and (h)

Himachal Pradesh Motor Vehicle Rules, 1999**CHAPTER IV
REGISTRATION OF VEHICLES****33. Registering Authority: -**

The Licensing authority as specified under Rule 3 shall be the Registering Authority the purpose of registration of the vehicles with in his jurisdiction:

Provided that for the purpose of registration-

- (a) of a tourist vehicle the registering authority shall be the Secretary, State Transport Authority, Himachal Pradesh, whose area of jurisdiction shall be whole of the State:
- (b) of an auto-rickshaw, piled for the carriage of passengers, the registering authority shall be the Secretary, Regional Transport Authority, whose area of jurisdiction shall be the territorial limits of the region for which he is appointed.

Section 65 (2) (b)

34. Appellate Authority: -

The Director shall be the Appellate authority for the purposes of section 57.

Section 57 and 65 (2) (b) & (p)

35. Conduct and hearing of appeals: -

1. An appeal under section 57 shall be preferred in duplicate in the form of a memorandum one copy of which shall bear cash receipt or treasury challan of twenty rupees setting forth concisely the grounds of objection to the order of the registering authority or the Board of Inspection, as the case may be and shall be accompanied by a certified copy of the order appealed against.
2. When an Appeal is preferred, a notice shall be issued to the registering authority and in the case of an appeal against the order of the Board of Inspection to the Motor Vehicle Inspector, in such form as the appellate authority may direct and cause the relevant records to be sent.
3. The Appellate authority may, after giving an opportunity to the party to be heard and after such further enquiry, if any, as it may deem necessary, confirm, vary, or set aside the order of registering authority or the Board of Inspection, as the case may be, and shall make an order accordingly.
4. Any person preferring an appeal under sub-rule (1) shall be entitled to obtain a copy of any document filed with the registering authority or the Board of Inspection in connection with the order appealed against and a copy of the order of the registering authority or the Board of Inspection on payment of a fee at the rate of two rupees per page.
5. Any person preferring an appeal under sub-rule (1) shall be entitled to inspect the file of the appellate authority by making an application bearing a cash receipt or a treasury challan of: -
 - i. in respect of an urgent inspection, ten rupees.
 - ii. in respect of an ordinary inspection, five rupees.

6. A copy of the order made by the Appellate authority in appeal may be obtained on payment of a fee at the rate of two rupees per page.

Section 65 (2) (a)

36. Reference to expert: -

1. In the course of an appeal against a refusal to issue a certificate of fitness under section 56, the applicant may demand at his own cost that the opinion of an expert accepted by himself and approved by the Appellate authority may be taken.
2. If the Appellate authority accepts the demand for reference to an expert, it shall frame issues and refer the same to him for his opinion.
3. Where reference under sub-rule (2) is made to an expert, his opinion shall be accepted as final.

37. Manner for exhibiting the particulars of transport vehicles

1. Save in the case of a motor car, the particulars set forth in HP Form XII PPTV shall be exhibited frame inside the transport vehicle in the driver's cabin, in hindi devnagri script and numerals international form of Indian numerals.

2. The full name of the Transport Company, transport society, transport firm or person owing the vehicle and registration mark as set forth in its registration certificate shall be exhibited on both sides of every transport vehicle in Hindi Devnagri script in bold letters measuring 100 millimeters in height and 20 millimeters in thickness.

Provided that with the approval of the Regional Transport Authority concerned abbreviations of names may be used.

Sections 58 (2) and 65 (2) (g)

38. Board of inspection for issue or renewal of certificate of fitness

1. The functions to grant or renew a certificate of fitness of a transport vehicle and all other functions which are to be discharged by a prescribed authority under section 56 shall be performed by a Board of Inspection consisting of –
 - i. the registering authority concerned; and
 - ii. a Motor Vehicle Inspector appointed by the Government for this purpose.
2. In the event of a difference of opinion between the members of the Board of Inspection regarding the fitness of a vehicle, the decision of the Board of inspection shall be deemed to be that the vehicle is not fit and an order shall be made in the name of the Board of Inspection refusing to grant or renew the certificate of fitness or cancelling the certificate of fitness.

Section 56 and (2) (a)

39. Application for certificate of fitness

1. For the grant or renewal of a certificate of fitness, a transport vehicle shall be presented to the Board of Inspection or to an authorised testing station in whose functional area the vehicle is kept or whose functional area includes the major portion of the route or area to which the permit of the vehicle extends.

Provided that the Board of Inspection or an authorised testing station shall keep in view, in addition to other matters, the design of vehicle to be of the type approved by the State Transport Authority for grant of a certificate of fitness.

2. If owing to mechanical break down or other cause a transport vehicle is, at the time when the certificate expires, outside the functional area of the Board of Inspection or an authorised test in station by which the certificate is to be renewed, any other Board of Inspection or an authorised testing station may, without prejudice to any penalty to which the owner may have become liable, if the vehicle is in the opinion of the Board of Inspection or an authorised testing station fit for use by endorsement in HP Form XIII C.F. and subject to such conditions as the Board of Inspection or an authorised testing station may specify, authorize its continued use for such a time as may reasonably be necessary for the vehicle to return to the area of the Board of Inspection or an authorised testing station by which the certificate should be renewed. The vehicle may thereupon be driven to such area in accordance with such endorsement but shall not be used after return to the area until the certificate has been renewed.

Section 65 (2) (b)**40. Procedure of Board of Inspection or an authorised testing station**

1. A Board of Inspection or an authorised testing station before which a vehicle is produced for the issue or renewal of a certificate of fitness may, --
 - i. issue a certificate of fitness or renew the same in respect of the vehicle;
 - ii. defer a decision regarding the issue or renewal of a certificate of fitness pending the rectification of certain defects; or
 - iii. refuse to issue a certificate or to renew the certificate.
2. Where the course described in clause (b) is followed, the Board of Inspection or and authorised testing station shall supply the owner of the vehicle or his agent with a list of the defects requiring correction in HP Form XIV C.F.X. and pending the carrying out of the repairs shall suspend and impound any certificate of fitness previously in force in respect of the vehicle. In completing HP Form XIV C.F.X. the Board of Inspection or an authorised testing station shall note the conditions under which it shall be permissible for the vehicle to be used pending the grant of renewal of the certificate, these conditions shall in no case permit the use of the vehicle for the conveyance of passengers for hire or reward or for the carriage of goods other than goods carried in connection with the repairing of the vehicle.

3. If a Board of Inspection or an authorised testing station defers its decision under clause (b) of sub-rule (1) in case of a renewal of a certificate of fitness and supplies the owner of the vehicle or his agent with a list of defects in HP Form XIV C.F.X. and if thereafter the vehicle is not produced for further examination within a period of two months or within such period may have been specified by the Board of Inspection or an authorised testing station in HP Form XIV C.F.X. the certificate of fitness shall be deemed to be cancelled with effect from the date on which its duration expires.
4. Notwithstanding the provisions of the preceding sub-rule, when examination of the vehicle by the Board of functional area of the vehicle concerned will result in delay or cause unnecessary expense to the owner or user of the vehicle, the chairman of the State Transport Authority or a person nominated by him shall, for reasons to be recorded, be competent to set up an adhoc Board of Inspection to grant or renew certificates of fitness.
5. In issuing or renewing a certificate of fitness, the Board of Inspection or an authorised testing shall endorse thereon the period for which the certificate of fitness shall remain effective in accordance with the provisions contained in rule 62 of the Central Rules.

Section 65(2)(b)

40A. Security and Fee for authorization of agency and issue of pollution under control certificate: -

“(1) The following Security and fee for authorization of issuing a pollution under control certificate under rule 115 (7) of the Central Motor Vehicle Rules, 1989 shall be payable by the agency applying for such authorization, namely:-

Security refundable to be deposited with the Director of Transport	Rs. 15000/-for centres located in urban areas and Rs. 5000/- for centers located in rural areas:
--	--

Provided that the agencies already authorized shall deposit refundable security at the time of renewal of authorization:

Provided further that a non-refundable application fee of Rs. 500/- shall be charged from the agency/applicant applying for Pollution Under Control Authorization:

(a) fee for authorization:	
(i) for petrol driven motor vehicles	Rs. 4000/-
(ii) for diesel driven motor vehicles	Rs. 4000/-
(iii) for both petrol and diesel driven motor vehicles	Rs.8000/-
(b) renewal fee for authorization:	
(i) for petrol driven motor vehicles	Rs. 4000/-

(ii) for diesel driven motor vehicles	Rs.4000/-
(iii) for both petrol and diesel driven motor vehicles	Rs.8000/-

(2) The authorized agency shall charge the following fee for issue of a Pollution Under Control Certificate:-

For Petrol/CNG/LPG driven 2 and 3 wheeled vehicles	Rs. 80 (+20 green Tax) Total =Rs.100/- Three wheeler Rs. 100 (+Rs. 20 green tax) Total= Rs. 120/-
For petrol/CNG/LPG driven	Rs.100 (+Rs. 30 Green tax) Total=Rs. 130/-
For diesel driven vehicles	Rs.110 (+Rs. 40 Green tax) Total=Rs. 150/-

Provided that the authorized agency may charge a maximum of Rs. 10/- per vehicle for minor adjustment.”

**Rule 40A has been substituted vide Notification No. TPT-F(6)-2/2019 Dated: 01-08-2023.*

41. Report to be made when a certificate of fitness is cancelled or renewal

The Board of Inspection or an authorised testing station shall intimate to the Regional Transport Authority by whom the permit of the vehicle was issued at the first instance and also to the registering authority of the area where vehicle stands registered, the fact of cancellation of a certificate of fitness or refusal to renew a certificate of fitness, as the case may be, and in both the cases referred to above, the Board of Inspection or an authorised testing station shall impound the certificate of fitness and forward it to the registering authority concerned.

Section 65(2)(b)

42. Temporary registration of motor vehicles

1. [When for any reason it is impracticable for the purchaser of a new motor vehicle to obtain a registration certificate in the ordinary course owing to a temporary closure of the office of the registering authority or for other reasons, or where the purchaser of a new motor vehicle intends to export it at once beyond the limits of the State or to take it immediately to the area where he/she has his permanent residence or place of business, a temporary certificate of registration mark may be issued by the firm of vehicles, dealer or manufacturer of vehicles appointed by the Regional Transport Officer in this behalf subject to the provisions of sub rule (2) and the temporary certificate and registration mark shall for the time being serve all the purpose of a regular certificate of registration and registration mark:

Provided that the names of persons or the firm, as aforesaid, who shall be competent to sign the temporary certificate of registration, shall be specified by the Regional Transport Officer.]

2. A temporary certificate of registration or a temporary registration mark shall not be issued except in respect of a vehicle which has not previously been registered under the Act.
3. Every application for a temporary certificate of registration shall be writing and shall indicate the sub- division, District, and place where the vehicle is intended to be produced for permanent registration and shall be supported by certificate from the person or firm from whom the vehicle has been purchased indicating the date of purchase of the vehicle.

4. On receipt of an application in terms of the provisions of sub-rule (3), the person or firm authorised under sub-rule (1) may issue a temporary certificate of registration in Foil A in HP Form XV CR Tem.
5. If the place in which it is intended permanently to register the vehicle is in India's foil B' of HP Form XV CR Tem, shall be dispatched immediately to the registering authority of the area in which it is to be registered and in other cases the said foil B shall be dealt with according to such directions as may be issued by the Government from time to time. The counterfoil together with the application and its accompanying certificate shall be kept on record by the firm issuing the permit and shall be made available for the inspection of the registering authority of the area at the end of every calendar month or at such other intervals as the registering authority may direct. The counterfoils with the application and certificates, shall unless they are taken by the registering authority into his own charge, be preserved by the said firm for a period of not less than twelve months from the date of issue.
6. In the case of vehicles intended to be permanently registered in the State, the registering authority receiving foil B under sub-rule (5) shall forthwith send an acknowledgement to the firm which issued it and that firm shall attach the acknowledgment to the counterfoil.
7. A firm issuing temporary certificate registration shall at the same time assign to the vehicle a mark to be displayed thereon in the manner specified in rule 51 of the Central Rules, the letters and figures composing the marks being in red on a yellow ground.
8. The fee for temporary registration under this rule shall be half the registration fee as specified in rule 81 of the Central Rules.
9. To enable the firm empowered under sub-rule (1) to fulfill the requirements of sub-rule (7), the registering authority shall earmark a block of registration mark out of those assigned to the district for the purpose.

1. Substituted vide Notification No. Tpt-A(3) 5/2013 dtd. 22.03.2014

10. Where a motor vehicle temporarily registered is a chassis to which a body has not been attached and the same is detained in a workshop beyond the period of one month specified in sub-section (2) of section 43, in such a case the registering authority may allow extension in temporary registration upto a period of twelve months.

Provided that the extension in temporary registration shall be given on payment of fee—

- a in the case of extension for a period not exceeding a period of three months, at the rate of half of the rate specified for temporary registration under sub-rule (8) ; and
- b in the case of extension for a period exceeding three months but not exceeding twelvemonths, at the rate of rupees fifty for every month or part thereof.

Section 43 and 65 (2)(b)

43. Loss or destruction of certificate of registration of a vehicle other than transport vehicle.

- 1 If at any time the certificate of registration of vehicle other than a transport vehicle is lost or destroyed the owner shall forthwith intimate the facts in writing to the registering authority by whom the certificate was issued or by whom the registration mark of the vehicle was assigned under section 47 and shall apply in Form 26 of the Central Rules to the said authority for the issue of a duplicate certificate.
- 2 On receipt of an application under sub-rule (1) together with fee as specified in rule 81 of the Central Rules, the registering authority may, after making such enquiries as may appear necessary, issue a duplicate certificate of registration in Form 23 of the Central Rules stamped 'Duplicate' in red ink.

Section 65(2)(d)

44. Loss or destruction of certificate of registration and certificate of fitness of a transport vehicle.

- 1 If at any time the certificate of registration or the certificate of fitness of transport vehicle is lost or destroyed, the owner shall forthwith intimate the fact in writing, to the registering authority by whom the certificate of registration was issued or by whom the registration mark was assigned under section 47 and shall apply in form 26 of the Central Rules to the said registering authority for the issue of duplicate certificate of registration and certificate of fitness.
- 2 On receipt of an application under sub-rule (1) together with fee as specified in rule 81 of the Central Rules, the registering authority may, after making such enquiries as may appear necessary, issue a duplicate certificate of registration in Form 23 of the Central Rules stamped 'Duplicate' in red ink.

Section 65(2)(d)

45 Procedure when a lost certificate is subsequently found

- 1 When a duplicate certificate or certificate of registration has been issued upon representation of the holder thereof that the original has been lost and if the original is afterwards found, the original certificate of fitness or certificate of registration shall be delivered forthwith to the registering authority.
- 2 Any other person finding a certificate of fitness or certificate of registration shall deliver it to the holder or the nearest Police station.

Section 65 (2) (d)**46 Temporary receipt for certificate of registration or certificate of fitness taken into possession by a competent authority.**

1. When the holder of certificate of registration and a certificate of fitness of a transport vehicle has submitted them to a registering authority, Board of Inspection, a court, a police officer or to any other person authorised by the Government under section 206 or for any purpose under the Act or these rules and neither the certificate of registration nor the certificate of fitness has been suspended or cancelled, the authorities or the person as aforesaid shall furnish him with a receipt for the certificate of registration in HP Form XVI R. Temp. and during such time as specified in the receipt shall remain in force, it may be produced in place of the certificate of registration or the certificate of fitness under sub-section (1) of section 130.
2. Any authority or the person granting a receipt under sub-rule (1) may at his discretion extend the term thereof by an order endorsed thereon.
3. No fee shall be payable in respect of a receipt given under this rule.

Section 65(2)(d)**47 Fee for late registration of vehicle**

The owner of a motor vehicle shall, if he fails to make an application under sub-rule (1) of section 47 within the period specified in rule 54 of the Central Rules, be liable to pay the following amount in addition to the fee specified for registration of vehicles under rule 81 of the Central Rules if the same has not already been paid, namely:-

For vehicles for transport vehicle other than transport vehicle	(in rupees)	(in rupees)
i) for delay exceeding thirty days but not exceeding three months	Ten	Twenty
ii) for delay exceeding three months but not exceeding six months	Twenty	Forty
iii) for delay exceeding six months but not exceeding twelve months	Thirty	Sixty
iv) for delay exceeding one year but not exceeding two years	Forty	Eighty
v) for delay exceeding two years	Fifty	One-hundred

Section 65(2) (k)

47-A Late fee for submitting application for registration or renewal of vehicles after the due date

If the owner of a motor vehicle fails to make an application under sub-sections (1) or sub-section (8) of Section-41 of the Motor Vehicles Act, 1988, within the period specified in rules 47 and 52 of the Central Motor Vehicles Rules, 1989, he shall be liable to pay the following amount of late fee in addition to the fee specified for registration of vehicles or renewal of registration certificate under rule 81 of the Central Motor Vehicles Rules, 1989, namely:-

Late Fee for late Registration.

Sr. No.	Period of delay	Late fee	
		Non-Transport	Transport Vehicle
1.	For delay exceeding 30 days but not exceeding 90 days	Rs. 500/-	Rs. 1000/-
2.	For delay exceeding 90 days but not exceeding 180 days	Rs. 1000/-	Rs. 2000/-
3.	For delay exceeding 180 days but not exceeding 360 days	Rs. 1500/-	Rs. 3000/-
4.	For delay exceeding 360 days but not exceeding 540 days	Rs. 3000/-	Rs. 4000/-
5.	For delay exceeding 540 days	Rs. 4000/-	Rs. 5000/-

**Late Fee for late renewal of Certificate of Registration
For motor cycle (Two wheeled motor vehicle)**

Sr. No.	Period of delay	Late fee (for non-transport vehicles).
1.	For delay exceeding 1 day but not exceeding 30 days	Rs. 20/-
2.	For delay exceeding 30 days but not exceeding 90 days	Rs. 50/-
3.	For delay exceeding 90 days but not exceeding 180 days	Rs. 100/-
4.	For delay exceeding 180 days	Rs. 500/-

For motor car (Four wheelers)

Sr.No.	Period of delay	Late fee (for non-transport vehicles).
1.	For delay exceeding 1 day but not exceeding 30 days	Rs. 100/-
2.	For delay exceeding 30 days but not exceeding 90 days	Rs. 200/-
3.	For delay exceeding 90 days but not exceeding 180 days	Rs. 500/-
4.	For delay exceeding 180 days	Rs. 2000/--

48 Intimation of transfer of ownership

- (1) An intimation of transfer of ownership of a motor vehicle shall be made in Forms 29 and 30 of the Central Rules.
- (2) A registering authority making any entry or transfer of ownership, if it is not the original registering authority, shall communicate the transfer of ownership to the original registering authority in HP Form XVII CRTI

Section 65 and 65 (2) (j)

49 Reassignment of registration marks

The registering authority assigning a new registration mark to a motor vehicle shall intimate the fact to the owner and the other party. If any, to an agreement of hire purchase specified in the note on the certificate of registration and shall apply in HP Form XVIII R.M. I. to the registering authority with whom the vehicle stands registered for transfer of the records of the vehicles.

Section 47, 51 and 65(2) (b)

50 Vehicle entering the state from outside

When any motor vehicle which is not registered in the State has been kept therein for a period exceeding fourteen days, the owner or other person in charge of the vehicle shall send intimation to the registering authority of the area in which the motor vehicle is at the time of making the report and shall intimate-

- (a) his name and permanent address and the address where the motor vehicle is kept for the time being: -

- (b) the registration mark of the motor vehicle
- (c) the make and description of the motor vehicle: and
- (d) in the case of a transport vehicle the name of the authority within the state by whom the permit has been issued or countersigned:

Provided that in case of a transport vehicle covered by a permit having validity in the state, it shall be necessary to make a report under this rule upon the occasion of first entry only.

Section 47 and 65 (2) (p)

51 Delay in intimation of change in residence or place of business

2. If the owner of a motor vehicle fails to comply with the provisions of sub- section (1) of section 49 sub- section (2) and (3) of section 50, the registering authority may require him to pay amount mentioned below, namely:

(a)	for delay exceeding thirty days but not exceeding Three months	Ten Rupees
(b)	delay exceeding three months	Twenty Rupees
(c)	for delay exceeding six Rupees months but not exceeding nine months	Forty Rupees
(d)	for delay exceeding nine Rupees month but not exceeding twelve months	Sixty Rupees
(e)	for delay exceeding one Rupees but not exceeding two years	Eighty Rupees
(f)	for delay exceeding two years	Hundred Rupees

Section 49 (4), 50 (5) and 65(2)(k)

52 Exemption of road rollers and the like

-omitted

53 Intimation to the financiers

An intimation regarding any entry in the certificate of registration, as required under sub-sections (10) and (11) of section 51 of the Act shall be made to the financier in HP Form XIX H.P. Entry by the registering authority immediately on the date of such entry being made.

Section 51(10)

54 Information of stolen and recovered vehicles

The returns regarding vehicles which have been stolen and stolen vehicles which have been recovered or which the police are aware under section 62 shall be sent every month in HP Form XS R.V.

Section 62 and 65(2) (n)

55 State register of Motor Vehicles

1. In pursuance of section 63, State Register of Motor Vehicle shall be maintained in the office of the Director in Form 39 of the Central Rules.

2. The State Register of Motor Vehicles shall also be maintained in triplicate in the offices of each of the registering authorities in the Form referred to in sub-rule (1) and a copy of each page of it in triplicate shall be forwarded to the Director every month. Each entry on the said register shall be attested by the registering authority or by a person so authorised to sign by the Director.

Section 63 and 65(2)(o)

**CHAPTER V
CONTROL OF TRANSPORT VEHICLES**

56 Term of appointment of members of the state transport Authority and a regional transport authority.

- (1) Any official appointed to be a member of the State Transport Authority or a Regional Transport Authority shall continue as such till such time as the Government may otherwise order. A non-official member of the State Transport Authority shall hold office for a period of two years from the date of his appointment and thereafter not more than two months unless he is re- appointed by Government:

Provided that the Government may at any time remove any non-official member.

Provided further that when any non-official member dies or is removed or vacates office, his successor shall hold the appointment for the remainder of the period of office of the member whose place he takes and thereafter until a successor is appointed.

- (2) A non-official member of the State Transport Authority or a Regional Transport Authority shall be entitled to travelling allowance and halting allowance for attendance at meeting and for any journey (s) performed by him under the orders of the chairman of the concerned authority in connection with the business of the authority at the rates admissible to Grade-1 officers of the Government of Himachal Pradesh:

Provided that-

i. a non -official member, who has his residence at a place other than the headquarters of the authority, will draw halting allowance at full rate even for the day on which he may not have halted for full twenty -four hours at place at which the meeting of the authority is held; and

ii. where a non-official member is a member of the State Legislative Assembly, he shall be entitled to draw travelling allowance as is admissible to him under the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971 and the rules framed thereunder.

Section 96 (2) (1)

57 Conductor of business by the State Transport Authority

- 1) The State Transport Authority shall meet at such times and at such places as its chairman may appoint:

Provided that a clear ten days' notice of each meeting shall be given.

- 2) Three members shall constitute a quorum, at a meeting:

Provided that if a quorum is not present within half -an hour after the time fixed for the meeting, the meeting shall be adjourned to such day not earlier than ten days and at such time and place, as the Chairman or in his absence a member acting as Chairman may

appoint, and even if at such a meeting a quorum is not present within half-an-hour from the time appointed for the meeting, the members present shall form a quorum.

- 3) The Chairman, if unable to attend a meeting, shall nominate a member to act as Chairman at the meeting and if he fails to nominate a member to act as Chairman, then the members present shall elect a member to act as a chairman at the meeting.
- 4) The chairman or the member acting as chairman shall have a second or casting vote.

Section 96 (2) (1)

58 Conduct of business by a Regional Transport Authority.

- 1) Every Regional Transport Authority shall meet at such times and at such places as its chairman may appoint:

Provided that a clear ten days' notice of each meeting shall be given.

- 2) Two members shall constitute a quorum at a meeting.

Provided that if a quorum is not present within half-an-hour after time fixed for the meeting, the meeting shall be adjourned to such day not earlier than ten days and at such time and place as the chairman or in his absence a member nominated by him under sub-rule (3) to act as chairman may appoint, and even if at such meeting quorum is not present within half-an-hour from the time appointed for the meeting, the members present shall form a quorum.

- 3) The Chairman, if unable to attend a meeting, shall nominate a member to act as Chairman at the meeting and if he fails to nominate a member to act as Chairman, the members present shall elect member to act as a chairman at the meeting.
- 4) The Chairman or the member acting as Chairman shall have second or casting vote.

Section 92 (2) (i)

59 Provision of rules 57 and 58 not to apply in certain cases

The provisions contained in rules 57 and 58 shall not apply in case the State Transport Authority or a Regional Transport Authority is constituted consisting of only one member.

Section 68

60 Procedure for conduct of business

- 1) Subject to the provisions of the Act and these rules, the State Transport Authority or a Regional Transport Authority shall have power to make bye- laws to regulate the conduct of its business and shall likewise have powers to amend such bye -laws and the business of such authorities shall be conducted accordingly under the directions of the Chairman of the respective authority.
- 2) The Secretary concerned of the authority referred to in sub-rule (1) shall issue to each member of the State Transport Authority or a Regional Transport Authority, as the case may be, a copy of the agenda ten days before the actual date of the meeting at which it is to be considered.

- 3) Save in the case of the hearing of an objection to the grant of a stage carriage permit or of a foods carriages permit or a contract carriage permit, the State Transport Authority or a Regional Transport Authority as the case may be ; may decide any matter without holding a meeting by the majority of the votes of members, recorded in writing, and sent to the Secretary concerned (hereinafter this method to be referred as 'procedure by circulation').
- 4) In the procedure y circulation, the secretary of the authority concerned shall send to each member such particulars of the matters as may be reasonably necessary in order to enable the member to arrive at the decision and shall specify the date by which the votes of the members to be received in the office of the concerned authority. Upon receipt of the votes of the members as aforesaid, the secretary concerned shall lay the papers before the chairman, who shall record the decision by endorsement on the application for grant of a permit according to the votes received and the vote or votes cast by him. The record of the votes cast shall be kept by the secretary and shall not be available for inspection by any person save by a member, at a regularly constituted meeting of the concerned authority. No decision shall be made upon procedure by circulation before the date by which the votes of the members are required to reach the office of the authority, or not less than one third of the members of the authority by notice in writing to the secretary, demand that the matter be referred to a meeting of the authority.
- 5) The number of votes, excluding the Chairman's second or casting vote necessary for a decision to be taken upon procedure by circulation shall not be less than the number necessary to constitute a quorum.
- 6) Nothing in this rule shall prevent a State Transport Authority or a Regional Transport Authority to decide upon procedure by circulation any matter which has been considered at a meeting.
- 7) When a matter is decided by votes of the members present at a meeting of the State Transport Authority or a Regional Transport Authority no person other than a member shall be entitled to be present and no record of the voting shall be kept save of the number of votes cast on either side:
- 8) In case the non-official members of the State Transport Authority or a Regional Transport Authority differ on any matter en-block from the official members, the matter shall be referred for decision to the Government in the case of State Transport Authority and to the State Transport Authority in the case of a Regional Transport Authority.

Section 96 (2) (1)

61 Conditions for issuing directions by the State Transport Authority

- (1) While issuing directions under sub-section (4) of section 68 the State Transport Authority shall ensure that there is no undesirable and uneconomic competition amongst the holders of the permits and it shall also ensure compliance of the limit upon the number of permit and on the classes of permits for a specified route or area, if imposed.
- (2) The State Transport Authority or any Regional Transport Authority may delegate any powers exercisable by them on any officer subject to directions and restrictions imposed by the State Government.

Section 68(4) & 96(2) (XXXIII)

62 Forms of applications

Applications for grant of a permit of vehicles under sections 70, 73, 76, 77, 87, or 88 shall be made in the following forms mentioned against each namely: -

Description of Vehicle form

- (i) Stage carriage HP Form XXI P st. S A.
- (ii) Contract carriage HP. Form XXII P. CO.CA.
- (iii) Private Service Vehicles HP Form XXIII PSVA
- (iv) Goods Carriage HP Form XXIV P. Gd.CA
- (v) Temporary permit; and HP Form XXV Temp. A
- (vi) Special permit under section 88(8) HP Form XXVI P. Sp. A

Section 62, 96(2)(iv) & 88

63 Particulars of application

An application for grant of permit of a vehicle made under section 70, section 73, section 76, section 77 or section 87 shall be accompanied by the following documents namely: -

- (i) cash receipt or treasury challan regarding payment of application fee;
- (ii) certificate of eligibility (in case the application is made for grant of a permit against reserved percentage);
- (iii) affidavit to the effect that the application held at any time any temporary or regular permit and if so the details of permits previously held along with number of vehicles in the fleet and arrangement for their housing and repair individually or as a member of a transport society, a transport company or a transport firm;
- (iv) particulars of partners or members of the transport society, transport company or transport firm along-with certificate from the Registrar, Co- operative Societies, Himachal Pradesh, or the Registrar of Companies, as the case may be, along with present address and permanent address of such partners or members;
- (v) clearance certificate regarding payment of taxes and no objection certificate from the financier for each vehicle; and
- (vi) discharge certificate in case of being an ex-serviceman.

Section 96(2)(iv) & 88

64 Procedure of Regional Transport Authority in considering application for permit

Where the number of applications is in excess of the number of permits fixed be issued under any direction of the state govt. or any other Authority, the Regional Transport Authority shall, while considering an application for a stage carriage permit or a contract carriage permit or a goods carriage permit, have regard to the following matter in addition to those specified in section 71, section 74 or section 79 namely: -

- (i) inviting of objections on the applications by way of a notice containing the contents of the applications along with the period by which the objections are to be made which should be published in a newspaper of standing circulation in the State at the expense of the applicant:
- (ii) fixation of aforesaid notice at the notice board outside the office of the Regional Transport Authority concerned: and
- (iii) providing an opportunity of hearing to the person or persons making objections before the disposal of applications.

Section 71(3) (iii) and 96(2) (xxxiii)**65 Form of permits**

1. A permit under section 72, section 74, section 76, section 79, section 80, 87 and section 88 of the Act shall be in the following forms, namely: -

Description of Permit	Form
(i) Stage Carriage Permit	HP Form XXVII P St. S
(ii) Contract Carriage permit	HP Form XXVIII P.Co. C.
(iii) Private Service Vehicle	HP Form XXIX Permit PPSV
(iv) Goods carriage Permit	HP Form XXXP.GD.C
(v) Temporary Permit and	HP Form XXXI P. Temp
(vi) Special Permits	HP Form XXXII S.P.
(vii) National Permit	HP Form XXXIII NP.Gd.C

2. Save in the case of a temporary permit, every permit shall be in two parts A & B. One copy of Part A shall be issued together with a number of copies of Part-B equal to the number of vehicles which the holder of the permit is permitted to have in use on the road at any one time. Each such copy shall carry in addition to the number of permit; a separate serial number contained in brackets after the number of the permit is issued and shall be sealed and signed by authority by which the permit is issued and by the authority by which the permit is countersigned.

3. The holder of a permit shall cause the relevant copy of Part B thereof or the temporary permit, as the case may be, to be carried in a frame or other suitable container affixed to the inside of one of the doors used by passengers for gaining access to the vehicles and shall maintain it in a clean a legible condition.

Section 96(2) (iv) and 88.

66 Extension of validity of permits

1. With the concurrence of the other Regional Transport Authority concerned and subject to the control of the State Transport Authority, a Regional Transport.
2. Authority which issues a permit may extend the effect of the permit to any other region or part of a region within the State and may attach the conditions of the permit with respect to such other region and may vary the conditions of the permit in different regions, provided always that in the case of stage carriages the vehicles to which the permit refers are normally kept within the region of the Regional Transport Authority and subject to the other provisions of the rules.
3. An authority outside the State may with the concurrence of the State Transport Authority and subject to any conditions which may be mutually agreed upon by the two State Transport Authorities concerned, extend the effect of any permit to the whole of the State or to any route or area therein.
4. A permit granted by the State Transport Authority or a Regional Transport Authority of any of the signatory states of the agreement referred in sub-section (4) of section 88 in terms of such agreement shall be valid without countersignatures in the state on all National and State Highways or other routes specified on that agreement.
5. The State Transport Authority or a Regional Transport Authority which issues a permit under sub-rule (1) or sub-rule (2), as the case may be shall send a copy of the permit to his counterpart of the other State or region in which the permit has to take effect.

Section 66, and 96(2)(xi)

67 Application fee for countersignatures, grant or renewal of permit

- (1) Every application for the counter signatures, grant or renewal of a permit under the Act shall be accompanied by cash receipt or a treasury challan showing the deposit of following fees, namely: -

Sr. No.	Category of vehicle	:	Temporary	Regular
(i)	Light (goods) motor Vehicles	:	10.00	20.00
(ii)	Medium/heavy goods motor vehicles	:	25.00	50.00
(iii)	Contract carriage Cabs/autorickshaws	:	10.00	20.00
(iv)	Contract carriage maxi-cabs	:	15.00	30.00
(v)	Contract carriage Buses	:	25.00	50.00
(vi)	Jeeps stage carriage (seating Capacity upto passenger excluding Driver) for each region	:	10.00	20.00

(vii)	Other stage carriage and Private Service Vehicles for each region	:	25.00	100.00
(viii)	Special permit fee under Section 88(8) of the Act.	:	10.00	

Provided that no fee shall be payable for a permit issued to Foreign Embassies in India in respect of transport vehicles owned by them.

- (2) A Regional Transport Authority receiving a fee for an application for a permit or the countersignatures of a permit shall prepare a separate receipt in Form HP XXXIV RPF which shall be delivered to the person tendering the fees.

Section 96(2)(vii) and (viii)

68 Fees for permits and countersignatures

- (1) The following fees shall be payable for the issue, renewal and for countersignature of permits under the Act namely: -

a	Particulars of Vehicles	Permit fee for grant/renewal/countersignature	
		Regular First year	Permits Each subsequent year
		Rs.	Rs.
(i)	Light Goods Motor Vehicles	200.00	125.00
(ii)	Medium/Heavy Goods Motor Vehicles	300.00	250.00
(iii)	Contract Carriages Cabs Autorickshaws	200.00	125.00
(iv)	Contract Carriages Maxi Cabs.	250.00	150.00
(v)	Contract Carriage Buses	300.00	250.00

b	Particulars of Vehicles	Permit fee for grant/ renewal/countersignature			
		Permit fee for the region in which permit is granted/ renewed countersigned		Additional fee for each region for which permit is granted/renewed countersigned	
		1 st year	Each Subsequent year	1 st year	Each subsequent year
		Rs.	Rs.	Rs.	Rs.
(i)	Jeep Stage Carriage	200.00	125.00	125.00	100.00
(ii)	Other stage and private service vehicles	300.00	250.00	200.00	125.00

Provided that where a temporary permit is granted pending consideration of an application for a permit under section 70, section 73, section 76 or section 77, Regional Transport Authority may, In its discretion and subject to such directions, if any, as may be issued by the State Transport Authority, at the time of granting regular permit direct that a sum equal to a part or the whole of any fee paid, for the temporary permit shall be deducted from the fee payable for the regular permit:

Provided further that in the case of service of stage carriage the permit fee shall be charged on the basis of number of vehicles to be specified in the permit and accordingly Numbers of parts B of the permit shall be issued.

- (2) If the owner of the motor vehicles specified in sub-rule (1) fails to get the permit renewed or countersigned by the due date, he shall be liable to pay the following late fee in addition to the fee payable under sub-rule (1), namely: -

FOR LIGHT MOTOR VEHICLES

(1)	Delay upto 15 days	Rs 10/-per day
(2)	Delay from 16 th days to 30 days	Rs 15/- per day
(3)	Delay from 31 st day onward	Rs 20/- per day

FOR HEAVY MOTOR VEHICLES

(1)	Delay upto 15 days	Rs 15/- per day
(2)	Delay from 16 th days to 30 days	Rs 20/- per day
(3)	Delay from 31 st day onward	Rs 25/- per day.

Provided that the late fee so charged shall not exceed double the amount of renewal fees/countersignature fee due from such owner. In case the owner does not get the permit renewed/countersigned within a period of three months, the competent authority shall initiate necessary action under the provisions of the Motor Vehicles Act, 1988/ Central Motor Vehicles Rules, 1989 against the permit holder.

Explanation: -

- (1) The expression "regular permit" used in this rule and in rule 89 means a permit issued after consideration of an application in accordance with the provisions of the Act.
- (2) Fees shall be paid in advance to the Regional Transport Authority for the period for which the permit is issued.
- (3) A Regional Transport Authority receiving a fee for a permit or the countersignature of a permit shall prepare a separate receipt in Form HP XXXIV RPF for each part of the permit which shall be delivered to the person tendering the fee.
- (4) The fee paid for a permit shall stand forfeited if the permit is subsequently cancelled.

Section 96(2)(vii)

69 Fees for temporary permits

- (1) The fees in respect of temporary permit or countersignatures on a temporary permit shall be –

	Particulars of Vehicles	Permit fee for grant/counter signature	
		Temporary & Special Permit	
a	Goods and Contract Carriages	Upto seven days	Each sub-sequent Week or part thereof
		Rs.	Rs.
(i)	Light Goods Motor Vehicle	50.00	25.00
(ii)	Medium/ Heavy Goods Motor Vehicles	60.00	30.00
(iii)	Contract Carriages Cabs Autorickshaws	25.00	15.00
(iv)	Contract Carriages Maxi Cabs.	50.00	25.00
(v)	Contract Carriage Buses	75.00	30.00

	Particulars of Vehicles	Permit fee for grant/counter signature			
		Temporary & Special Permit u/s 88 (8) of MV Act for the region where permit is granted/ countersigned		Additional fee for each region for which the permit is granted/ countersigned	
		Upto seven days	Each subsequent week or part thereof	Upto seven days	Each subsequent week or part thereof
		Rs.	Rs.	Rs.	Rs.
b	Vehicles other than Goods and Contract Carriages				
(i)	Jeep Stage Carriage	50.00	25.00	25.00	20.00
(ii)	Other stage carriage and private service vehicles	100.00	50.00	25.00	20.00

(C) For a duplicate copy of a temporary permit. Rs 30.00

Provided that no fee shall be payable for a permit issued to Foreign Embassies in India in respect of Transport Vehicles owned by them.

- a. Fees shall be paid in advance to the Regional Transport Authority for the period of which the permit is issued.

Himachal Pradesh Motor Vehicles Rules, 1999

- b. A Regional Transport Authority receiving a fee for a permit or the Countersignatures of a permit shall prepare a separate receipt in Form HPXXXIV RPF for each Part B of the permit which shall be delivered to the person tendering the fee.
- c. The fee paid for a permit shall stand forfeited if the permit is subsequently cancelled.

Section 96(2)(vii)

69A. Composite fee for All India Permits: - There shall be levied, charged and paid to the State Government, a composite fee at the following rates, in respect of tourist vehicles which are authorized to ply in the State of Himachal Pradesh under All India Permits granted by any State Transport Authority of other State or Union Territory under sub-section (9) of section 88 of the Motor Vehicles Act, 1988, namely:-

Sr No	Category of Vehicle	Rates
1	Having Seating capacity to carry More than twelve passengers excluding driver.	<p>Ordinary Bus/Deluxe Buses</p> <p>₹ 2500/- per day (13 to 32 seater) ₹ 3500/- per day (above 32 seater)</p> <p>Luxury AC buses like Volvo, Mercedes etc.</p> <p>₹ 5000/- per day;</p>
2	Having Seating capacity to carry more than six passengers but not more than twelve passengers excluding driver.	<p>Seven to eight seaters ₹ 300/- per day</p> <p>Nine to twelve seaters ₹ 500/- per day; and</p>
3	Having seating capacity to carry not more than six passengers excluding the driver.	<p>Four to six seaters ₹ 200/- per day:</p>

Decision on days of operation will be taken on the basis of the tour programme associated with the permit, but if the vehicle plied in the State without depositing the Composite Fee, then the additional fee which is equivalent to five times fee due in each category of vehicles shall be recovered from the defaulters.]].

(Substituted vide notification No. TPT-A(3) 6/2020 dated 07.04.2021)

Section 96(2)(vii)

69B. Special Registration Fee for allotment of registration marks: -

- (a) The Registering Authority shall charge one-time Special Registration Fee (SRF) for allotment of a Special Registration Mark (SRM) to a motor vehicle, in addition to the registration fee, prescribed under rule-81 of the Central Motor Vehicles Rules, 1989, in the

Himachal Pradesh Motor Vehicles Rules, 1999

State. In each registration series, the mode of allotment of Special Registration Mark (SRM) and rate of Special Registration Fee (SRF) shall be governed by the category of special registration mark as tabulated below: -

Category of Special Registration Mark	Special Registration Marks	Special Registration fee (In Rs.)	Mode of allotment
1.	2.	3.	4.
A	0001	5,00,000 (Minimum)	e-auction system
B	0002-0010	75,000 (Minimum)	e-auction system
C	0011-0100	50,000 (Minimum)	e-auction system
D (i)	0101,0111,0123,0200,0202,0222,0234,0251,0300,0303,0333,0345,0400,0404,0444,0456,0500,0501,0505,0555,0567,0600,0606,0666,0678,0700,0707,0777,0786,0789,0800,0808,0888,0900,0909,0999,1000,1111,2000,2222,3000,3333,4000,4444,5000,5555,6000,6666,7000,7777,8000,8888,9000,9999.	15000 (Minimum)	e-auction system
D (ii)	1100,1200,1300,1400,1500,1600,1700,1800,1900,2100,2200,2300,2400,2500,2600,2700,2800,2900,3100,3200,3300,3400,3500,3600,3700,3800,3900,4100,4200,4300,4400,4500,4600,4700,4800,4900,5100,5200,5300,5400,5500,5600,5700,5800,5900,6100,6200,6300,6400,6500,6600,6700,6800,6900,7100,7200,7300,7400,7500,7600,7700,7800,7900,8100,8200,8300,8400,8500,8600,8700,8800,8900,9100,9200,9300,9400,9500,9600,9700,9800,9900,1001,1010,1011,1112,1212,1234,1313,1414,1515,1616,1717,1818,1919,2001,2020,2121,2323,2345,2424,2525,2626,2727,2828,2929,3030,3031,3131,3232,3434,3456,3535,3636,3737,3838,3939,4040,4141,4242,4343,4545,4567,4646,4747,4848,4949,5001,5050,5151,5252,5353,5454,5656,	10,000 (Minimum)	e-auction system

	5678,5757,5858,5959,6060,6061,6161, 6262,6363,6464,6565,6767,6789,6868, 6969,7070,7171,7272,7373,7474,7575, 7676,7878,7979,8080,8081,8181,8282, 8383,8484,8585,8686,8787,8989,9090, 9091,9191,9292,9393,9494,9595,9696, 9797, 9898.		
--	---	--	--

- (b) Allotment of registration marks above 0100 other than those as mentioned under clause (a) shall be after charging the Special Registration Fee (SRF) of Rs. 5000/- (Five Thousand) only if registration mark is allotted by jumping the random order of ten registration numbers of existing primary series (one from which registration marks are being allotted in random order of ten registration numbers) or from any of the additional registration series by the concerned registering authority:

Provided that, -

- (i) Maximum Ten Registration Marks of 0001 shall be kept reserved for the allotment of General Administration Department vehicles in HP 07 series at any given point of time.
- (ii) the General Administration Department shall be exempted from the payment of Special Registration Fee (SRF).
- (iii) any registration mark allotted under this sub-rule or corresponding extant rules on payment of Special Registration Fee, shall be termed as Special Registration Mark (SRM);
- (iv) the registration marks specified under clause (b) shall be totally paid marks and allotted on first come first serve basis. However, in case of first come first serve basis where more than one application is received for a particular number, the same shall be allotted by draw of lots;
- (v) for the purpose of special registration marks specified under clause (b), the random order shall start from registration marks 0101 onwards; and
- (vi) in case any motor vehicle meets with an accident and is a total loss duly certified by the insurance company, the owner of the said vehicle shall not be required to pay the Special Registration Fee (SRF) for the same registration number for a new vehicle in the same name in whose name the earlier vehicle was registered.
- (vii) Maximum Five Special Registration Marks of HP07 series (allotted to General Administration Department) at any given point of time shall be kept reserved for Vidhan Sabha Vehicles after payment of the prescribed minimum special registration fee (SRF) without e-auction system, with approval/issuance of NOC by the General Administration Department." [SI. No. (vii) Inserted vide notification No. TPT-A(3)-3/2025 dated 30.05.2025]

(2) Retention of Registration Mark: -

- (a) The owner of the vehicle on which Registration Mark has been allotted shall be entitled to retain the said mark and get it affixed on new vehicle owned by him upon sale or scrapping of the old vehicle. He shall first apply to the Registering

Authority to allot the said Registration Mark to the new vehicle purchased by him. During such allotment, the old vehicle shall be allotted a new number in accordance with the provisions of these rules and registering authority shall also ensure that no vehicle or its record remains without a registration mark at any time.

- (b) In case of sale/condemnation/scraping of vehicle, the owner shall be entitled to retain the said mark for a period of 180 days from the date of surrender/ vacation of the registration number. The period can be further extended up-to 180 days on written request of previous owner after payment of fee of Rs. 2500/- for first 90 days and Rs.3000/- for next 90 days:

Provided that, -

- (i) the provisions of this sub-rule shall not apply to any vehicle owned by Government;
 - (ii) the Registering Authority shall, after allotting the said registration mark to the previous owner, ensure that a new registration mark, in the random order, from the existing primary series is allotted to the vehicle from which the registration mark is being taken off or allot the Special Registration Mark (SRM) to vehicle after payment of Specified Special Registration Fee under sub-rule (1) and shall also ensure that no vehicle or its record remains without a registration mark at any time; and
 - (iii) if a particular registration mark (SRM or otherwise) belongs to a Government owned vehicle which is disposed of by the Government agency, the said registration mark shall be retained for indefinite period by the Registration Authority for re-allotment to the same Government agency without charging any fee and new registration mark shall be allotted in random order of ten registration numbers from the existing primary series or allot the Special Registration Marks to vehicle after payment of specified Special Registration Fee under clauses (a) and (b) of sub-rule (1) of this rule to the vehicle from which the particular registration mark is being taken off”.
 - (iv) In case a Special registration mark (SRM) belongs to an individual or organization (SRM obtained through e-auction) owned vehicle which is disposed off, the said registration mark shall be retained only by the bidder for a period as mentioned in this sub-rule, otherwise the same shall be available with the Registration Authority for re-allotment and new registration mark shall be allotted as per procedure mentioned in clause (iii) In case of death of the bidder, the said registration mark shall be retained by legal heir for a period as mentioned in this sub-rule.
- (3) **Re-assignment of Special registration mark (SRM) to vehicles registered within State.-** The vehicle of the owner to which Himachal Pradesh registration mark has been allotted shall be entitled to get the said mark replaced by SRM as provided in rule 69-(A) obtained through e- auction/bidding process provided that-
- (i) the vehicle is not subject to an agreement of hire-purchase/ lease/hypothecation;
 - (ii) the vehicle is not involved in any criminal proceedings as certified by National Crime Records Bureau/State Crime Records Bureau report;
 - (iii) the vehicle is subject to clearance of all dues and taxes;
 - (iv) the existing number against which the new number has been obtained through e-auction/bidding process can be retained by the owner for the period as mentioned in sub-rule (2) of rule 69-B and get it affixed on new vehicle owned by him or frozen by the concerned Registering and Licensing Authority.”

~~(Substituted vide Notification No. TPT-A (3)-4/2013-I dated 04.06.2020, Notification No. TPT-A(3)-4/2013-I dated 26.03.2021, notification No. TPT-A (3)-4/2013-I dated 10.11.2023)~~

***Provided further that the special registration marks specified at Sr. No. 1 shall be allotted to Contract Carriage Vehicles in the Series HP-01 and HP-02 after payment of special registration fee of Rs. 3,00,000/- (Three lac rupees only) by the concerned person:|.

(*Inserted vide notification No. TPT-A (3)-4/2013-I dated 20.03.2017)**

Section 96

70 Limitation of capacity of stage carriages and contract carriages

Save with special permission of the Government, no permit or countersignatures on the permit shall authorize the conveyance of more than seventy-two passengers excluding the driver and the conductor in a stage carriage or contract carriage.

Section 96(2) (XV)

71 Conditions for carriage of goods in stage carriage and contract carriage

- (1) No goods liable to foul the interior of a vehicle or which makes it insanitary shall be carried at any time in any stage carriage or a contract carriage.
- (2) The dangerous or hazardous goods as specified in rule 137 of the Central rules or any other goods as may be specified by the Regional Transport Authority shall not be carried in stage carriage or a contract carriage.
- (3) Subject to the provisions of the proceeding sub-rule the goods may be carried in stage carriage or contract carriage at any time in accordance with the conditions specified in the permit; provided that the obligation of the holder to carry passengers in accordance with the terms of the permit is discharged.
- (4) When goods are carried in a stage carriage in addition to the passengers the goods shall be of such a nature and shall be so packed and secured on the vehicle that no danger, inconvenience or discomfort is caused to any passenger. Such number of seats as may be specified in the permit shall be kept free and unimpeded for the use of passengers and the access to the entrance to and exist from the vehicles required under Chapter VII shall be unobstructed.
- (5) The weight in kilograms of goods and personal luggage other than the luggage effects allowed under sub-rule (1) of rule 72 carried in a stage carriage or contract carriage shall not exceed the maximum number of passengers for which the vehicle stand registered minus the number of passengers carried or numbers of passengers for whom seats are kept free and unimpeded by goods, whichever is greater multiplied by one hundred and Sixty.

Section 96(X)

72 Carriage of personal luggage in stage or contract carriage

- (1) In the case of permit for a stage carriage, it shall be a condition that the luggage and personal effects of each passenger shall be carried free of charges subject to the limits given below: -
 - (A) A stage carriage operating on routes other than route operating in urban areas locally-.
 - (a) 30 kilograms for each passenger occupying a seat in a stage carriage registered as Deluxe or Air-Conditioned;
 - (b) 15 kilograms for each passenger occupying a seat in a stage carriage other than referred to in clause (a) above.

- (B) Stage carriages operating on routes other than those specified in clause(A), 5 kilograms for each passenger; provided the luggage is carried by the passenger in his lap or underneath his seal:

Provided that small articles such as overcoats and hand bags and the like shall not be weighed.

2. Subject to any directions issued by the state Transport Authority, a Regional Transport Authority may impose on the use of any contract carriage conditions in regard to the weight of luggage and goods which may be carried therein, general or in any specified area.

Sections 96(2) (xvi) 72(2)(xxiv) & 96(2)(xxxiii)

73 Conditions that may be attached to a stage carriage permit or contract carriage permit.

A Regional Transport Authority may attach to a stage carriage permit or a contract carriage permit the following conditions in addition to those specified in sub-section (2) of section 72, sub-section (2) of section 74, section 84 or sub-section (11) of section 88, as the case may be namely:

- (i) a conductor shall be carried at the back of the vehicle;
- (ii) the holder of stage carriage permit shall provide specified uniforms to the driver and the conductor;
- (iii) the holder of a stage carriage permit shall exercise supervision over the work and conduct of the employees as is necessary to ensure that the vehicle is operated in conformity with the provisions of the Act and the rules;
- (iv) in the case of a contract carriage permit, no passenger or goods shall be taken up or set down enroute; and
- (v) in case of any alteration in the vehicle in pursuance of the provisions of section 52, the holder of a stage carriage permit or a contract carriage permit, as the case may be, shall intimate the fact to the Regional Transport Authority by which the permit was given and if the alteration does not conform to the conditions of the permit, the Regional Transport Authority shall be at liberty to-
 - (a) vary the permit accordingly; and
 - (b) require the permit to provide and substitute vehicle within such period as the authority may specify and if the holder fails to comply with such requirement, it may cancel or suspend the permit and authority making a variation in the permit or cancelling or suspending the permit as aforesaid shall intimate this fact to the authority of any other region in which a permit is valid by virtue of countersignatures otherwise and
- (vi) The holder of a stage carriage or a contract carriage permit shall pay all the taxes leviable in the State on such vehicles.

- ¹[(vii) the holder of a stage carriage permit shall comply with any direction(s) issued by the Government regarding reservation of seats for Special Category Passenger(SCP), as may be specified in the said direction(s); and
- (vii) the holder of a stage carriage permit shall comply with any direction(s) issued by the Government regarding display of public information within and outside the bus as may be specified in the said direction(s)]

73A Conditions that may be inscribed in the permit relating to Buses/vehicles owned or attached with School/Educational Institutions.

- A Regional Transport Authority may inscribe in the permit belonging to the School buses/vehicles owned or attached with a School/Educational Institution, the following conditions in addition to those as specified in sub-section (2) of section 72,73,74,76 as the case may be namely: -
- (1) Transport related school safety Conditions
- Currently, following categories of vehicles are being used to provide transport facilities for school children in the state: -
- (a) Buses, self-operated by schools;
 - (b) Buses of private contract carriage/Himachal Road Transport Corporation taken on lease basis by schools; and
 - (c) Motor cab/Maxi Cab vehicle used to provide transportation facilities to school children.

The general and class-wise guidelines for the above three categories of vehicles and whenever the school management operates, contracts and uses any bus, they shall strictly adhere to these conditions: -

A General conditions applicable to all categories

- i) The buses self-operated by the school and buses arranged on the basis of whole- time contract shall be painted in dark yellow colour and the name of the school shall be written clearly on both sides so that it can be easily identified. "School Bus" shall be written in the size of 400mm x 300mm on the back and front of the vehicle. If it is a leased bus/vehicle, then "On School Duty" shall be clearly written on it. There should be a first aid box and drinking water in the school bus/vehicle.
- ii) Details of the driver (name, photo, license number and telephone number) shall be displayed inside the bus and the name of the school or name of the owner of the bus, Child Helpline No. 1098, important emergency numbers (Police, Hospital) and vehicle registration number will be displayed in fluorescent colours at prominent places outside the bus. This information should be clearly visible to all passengers of the bus and people so that the school management/police or other officers can be informed when required.
- iii) If the age of the students is less than 12 years then the number of students in the vehicle/bus will not exceed 1½ times the prescribed capacity of the vehicle. Student over 12 years of age will be considered as a person.

- iv) School bus/vehicle seats should be in line with standards for student's safety.
- v) There should be sufficient lighting in the school bus /vehicle and there should be no curtain and any type of film on glasses, so that the inside activities will be clearly visible from the outside. Apart from this, the bus/vehicle will not have any kind of music device.
- vi) Under any circumstances, no unauthorized person shall be allowed to sit in the bus/vehicle, nor will it be allowed to place any objectionable materials like gas cylinders, kerosene, acids, liquor etc.
- vii) School bus/vehicle must be stationary during boarding and deboarding of the children.
- viii) In bus/vehicle, passenger and vehicle should have valid insurance under provisions contained in the Motor Vehicles Act, 1988.
 - ix) The School bus/vehicle shall be repaired/ inspected at regular and fixed intervals and it will be mandatory to get a fitness certificate under the provisions of the Motor Vehicles Act, 1988.
- x) Route and stoppage of each school bus/vehicle will be required to be approved by Regional Transport Authority or School Management and it will be necessary to give information in this regard to the Transport Department and local administration.
- xi) Vehicles providing transportation facilities to schools will not be more than 15 years old.
- xii) It shall be mandatory to install Global Positioning System (GPS) in each school bus/vehicle. The school management and vehicle owner must ensure that this system is functioning smoothly at all times and its record is regularly checked and available, if required.
- xiii) The driver of the school bus/vehicle should have a valid driving license.
- xiv) The driver's age should not be more than 60 years.
- xv) The physical fitness of the bus/vehicle driver, including eye examination, should be done every year and the school management will provide the health card to the driver. School management will also ensure that the driver has been issued a fitness certificate by the competent authority according to safety standards under the Motor Vehicles Act, 1988.
- xvi) Any school management, if found violating the provisions of the Motor Vehicles Act, 1988 or the rules made there under and the directions issued by the State Government or Hon'ble Court, will be punished as per the rules.
- xvii) While driving, the use of mobile phone by the school bus/vehicle driver will be strictly prohibited.
- xviii) School Management/Vehicle Owner will ensure fitting of tamper-proof Speed Governors in buses/ vehicles with maximum speed limit of 40 KM per hour.
- xix) For the convenience of divyangs/students, necessary and appropriate provisions will be mandatory in vehicles/buses as per the rules.
- xx) It will be ensured that school bus should have two ISI standard fire extinguishers of 5 Kg capacity installed in the bus, of which one should be placed in the driver's cabin and the other should be placed near the emergency exit gate. Drivers, conductor and female guard/attendant should be trained to operate firefighting equipment. School management will also ensure regular inspection of them so that they are in working condition at all times. Apart from this, it will be mandatory to have a fire extinguisher in the motor/maxi Cab and it will be kept in working condition at all times.

B Category-wise conditions**1: Self-operated buses/ vehicles by schools**

- i) School buses/vehicles will be painted in dark yellow and the name of the school will be written clearly on its both sides so that it can be easily identified.
- ii) School bus/vehicle will be written on the back and front of the school bus/vehicle.
- iii) The bus's windows will be fitted with the grills/lattice.
- iv) School Management will ensure that there will be an emergency door and a transparent cabin for the driver in each school bus.
- v) The CCTV camera must be installed in each school bus/vehicle. School management will ensure that this system is functioning smoothly at all times and its record is regularly checked and available, if required.
- vi) The driver of the school bus should have a minimum five years' experience of driving a heavy vehicle.
- vii) In addition to the driver, there will also be a conductor in the school bus who possesses a valid license and the prescribed qualification under the provisions of Rule 22 (3) of the Himachal Pradesh Motor Vehicle Rules, 1999.
- viii) The school management will also ensure the arrangement for at least one trained female guard / attendant in each school bus, who will take care of the students traveling on the bus and ensure their safety during the journey and also assist students in boarding and de-boarding the bus.
- ix) To keep the school bag safely, the availability of convenient place under the seats or in the bus will be ensured.
- x) School management shall also directed to make such arrangements as voluntary as possible that at least one parent is present in every school bus, who shall keep an eye on behavior of the bus driver and other staff during the journey, it will ensure that the rules of children's safety are adhered to and the bus is driven carefully by the driver.
- xi) School buses should have arrangement for alarm and sirens so that everyone can be alerted in case of any emergency.
- xii) The bus driver and conductor will wear grey colour uniform and a pair of black shoes. Their name plates will be clearly displayed on the uniform.
- xiii) The conductor of school bus should always have information regarding travelling students name, class, residential address, telephone contact number, blood group, bus stops name, route plan etc.
- xiv) To improve the driving and behavioral skills of bus drivers, they should undergo the refresher training course every year. This type of refresher training course will be organized by the transport department.
- xv) School Management will provide a mobile phone in each school bus, so that in case of any emergency the school bus can be contacted or the school bus driver/conductor/police, school management or administration can be contacted.

2: Private Contract Carriage /Himachal Road Transport Corporation buses taken on lease by schools.

- i) The buses which have been taken on lease by the schools will have a contract with the school and the driver of that bus will always keep the copy of the contract.
- ii) In relation to such buses, it shall be mandatory for school management to give the details of the driver's name and vehicle to the nearest Police Stations and District Traffic Police.
- iii) It will be mandatory to install CCTV cameras in each school bus/vehicle. The school management and vehicle owner will ensure that this system is functioning smoothly at all times and its record is regularly checked and available, if required.
- iv) The driver of the school bus should have minimum five years' experience of driving a heavy vehicle.
- v) In addition to the driver, there will also be a conductor in the school bus having valid license and the prescribed qualification under the provisions of rule 22 (3) of the Himachal Pradesh Motor Vehicle Rules, 1999.
- vi) It will be mandatory to wear uniform for driver and conductor. In case of Himachal Road Transport Corporation bus, it will be mandatory to wear uniforms and shoes decided by the corporation management, otherwise it will be mandatory to wear blue uniforms and black shoes. The name plate will be clearly displayed on the uniform.

3: Motor cab / Maxi Cab vehicle used to provide transportation facilities to school children

- i) "On School Duty" should be clearly written on the back and front of the Motor cab/ Maxi cab.
- ii) In relation to such a motor/maxi cab, it shall be mandatory for the school management to give the name of the driver and the description of the vehicle in the nearest police station and the district traffic police.
- iii) The driver must possess a valid driving license while driving the vehicle.
- iv) Children below the age of five years will not be allowed to sit in the front seat of the vehicle.
- v) It will be mandatory for the driver to wear blue uniform and a pair of black shoes. His name plate will be clearly displayed on the uniform.

**(Inserted vide notification No. No. TPT-A (7)-1/2018 dated 12.10.2018)
Sections 72(2) (xxiv), 74(2) (xiii) and 96(2)(xxxiii)**

74 Condition that may be attached to a goods carriage permit

A Regional Transport Authority may attach to any goods carriage permit the following conditions in addition to those specified in sub-section (2) of section 79 and section 84, namely: -

- (a) no passenger or goods shall be taken up or set down enroute;
- (b) a condition restricting the type and the ownership of goods which may be carried

- (c) no trailer shall be attached to the vehicle; and
- (d) the holder of goods carriage shall pay all the taxes the leviable in the same on such Vehicles.

Section 79(2)(ix) and 96(2)(xxxiii)

75 Cancellation or revocation of permit

When a permit has been granted on an application by a Regional Transport Authority in respect of a particular or service of vehicles and it appears that a permit has been granted by another Regional Transport Authority –

- (i) in respect of the same vehicles or
- (ii) in respect of a service of a vehicle requiring the use of a greater number of vehicles that the holder of permit possessed at the time of the application, the former Regional Transport Authority may in consultation with the later Regional Transport Authority, forth cancel or modify the permit in such manner as it may deem fit.

Section 96(2)(ix)

Inserted vide Notification No: TPT F(4) 1/2008 II dated 21st July, 2013

76 Temporary authorization in lieu of permit

- (1) When the holder of a permit has submitted part A or part B, or both, of the permit to the State Transport Authority or Regional Transport Authority for renewal or countersignatures of the permit or for any other purpose, or when a police officer or any court or other person authorized by the Government under section 206 has taken possession of a permit from the holder thereof, the aforesaid authorities or the person shall furnish to the holder a receipt for the permit and a temporary authorization in Form HPXXXV Temp P. Receipt to ply the vehicle, during such period as may be specified, in the said temporary authorization, and during the said period the production of the temporary authorization on demand, shall be deemed to be valid production of the permit:

Provided that the authority by which temporary authorization was granted shall extend the period for which the temporary authorization is to remain valid until the permit is returned but such extension shall not be beyond the period of validity of the permit.

- (2) Until a permit referred to in sub-rule (1) has been returned to the holder thereof, the vehicle concerned shall not be plied beyond the period as specified in the temporary authorization referred to in sub-rule (1) or the extended period under the provision to that sub-rule.
- (3) No fee shall be payable in respect of such temporary authorization.

Section 95(1)

77 Permission authorizing the replacement of a vehicle

- (1) If the holder of a permit relating to a particular vehicle desires at any time to replace the vehicle with another, he shall forward Part A of the permit and apply in writing in HP Form XXXVI M.V. Rep. A. to the State or a Regional Transport Authority by which the permit was issued stating the reasons why the replacement is desired and shall-
 - (i) forward the certificate of registration, if the new vehicle is in his possession: or
 - (ii) state any material particular in respect of which the new vehicle will differ from the old, if the new vehicle is not in his possession
- (2) Upon receipt of an application under sub-rule (1), the State or a Regional Transport Authority may in its discretion reject the application –
 - (i) if it has prior to the application given notice of its intention to reduce the number of transport vehicles of that class generally or in respect of the route or area to which the permit applies, or
 - (ii) if the new vehicle proposed differs in material respects from the old; or
 - (iii) if the holder of the permit has contravened the provisions of the permit or has been deprived of the possession of the old vehicle under the provisions of a hire purpose agreement:
- (3) if the State or a Regional Transport Authority grants an application for the replacement of a vehicle, it shall call upon the holder of the permit to produce Part B of the permit and the certificate of registration of new vehicle, if not previously delivered to it and shall correct Parts A and B of the permit and return them accordingly under its seal and signatures to the holder.
- (4) A fee of rupees twenty-five shall be charged for the replacement of a vehicle under this rule.

Section 83**78 Permits for the replacement of vehicle forming part of a service**

- (1) If a permit relates to more than one Stage carriage or contract carriage, and the owner thereof desires at any time to replace any vehicle covered by the permit by vehicle of a different model or capacity, he shall forward part A of the permit with an application, in writing in Form XXXVI to the State or a Regional Transport Authority by which the permit was issued, stating the reasons for replacement alongwith the relevant particulars of the vehicles to be replaced and of the new vehicle.
- (2) On receipt of an application under sub-rule (1) the State or a Regional Transport Authority may, in the discretion, reject the application-
 - (i) if it has prior to the application given notice of its intention to reduce the number of transport vehicles of that class generally or in respect of the route or area to which the permit applies
 - (ii) if the new vehicle differs in material respects from the old; or

- (iii) if the holder of the permit has contravened any of the provisions of the permit or has been deprived of possession of the old vehicle under the provisions of a hire purchase agreement.
- (3) If the Regional Transport Authority grants an application for the replacement of a vehicle, it shall call upon the holder of the permit to produce Part B of the permit and shall correct Parts A and B of the permit accordingly under its seal and signatures and return them to the holders.
- (4) A fee of twenty-five rupees shall be charged for the replacement of a vehicle under this rule.

Section 83

79 Treatment of any countersignatures on the permit of replaced vehicle

- (1) The authority granting permission for the replacement of a vehicle under rules 77 and 78 shall, unless the authority by which the permit was countersigned by general or special order has otherwise directed, endorse Parts A and B of the permit under the aforesaid rules, the words. "Valid also for", inserting the name of the authority concerned and shall intimate the particulars of the replacement to such authority.
- (2) Unless the permit has been endorsed as provided in sub-rule (1) or unless the alteration has been approved by endorsement by countersigning authority, the countersignatures on a permit shall not be valid in respect of any new vehicle.

80 Surrender of permits

- (1) The holder of a permit may, at any time, surrender it (Parts A and B of permit) to the State or Regional Transport Authority by which it was granted and the State or Regional Transport Authority shall forthwith cancel any permit so surrendered.
- (2) When the State or a Regional Transport Authority suspends or cancels any permit, -
 - (i) The holder shall surrender parts A and B of the permit within seven days of the receipt of a demand in writing by the authority; and
 - (ii) The authority suspending or cancelling the permit shall send intimation to any other authority by which the permit has been countersigned and to any authority to whose area the validity has been extended under rule 66.
- (3) A holder shall deliver Parts A and B or Part B to the State or a Regional Transport Authority by which it was issued within fourteen days of the expiry of any permit by efflux of time. The State or a Regional Transport Authority receiving any such permit shall intimate the fact of surrender to the authorities by which it may have been countersigned and to any authority or authorities by which it may have been countersigned and to any authority to whose area the validity has been extended under rule 66.

Sections 86 and 96(2) (IX)

81. Transfer of a permit :-

- a. When the holder of a permit desires to transfer the permit to some other person under sub-section(1) of section 82, he and the person to whom he desires to make the transfer shall make a joint application in writing in HP Form XXXVII Tr.PA accompanied by a cash receipt or treasury challan of fee specified for making application for grant of permit to the State or a Regional Transport Authority by which the permit was issued, setting forth the reasons for the transfer and stating whether any premium, payment or other consideration arising out of the transfer is to pass or has passed between them and the nature and amount of any such premium, payment or consideration.

- b. The state or a Regional Transport Authority, as the case may be, shall summon both the parties to the application made under sub-rule (1) to appear before it and may deal with the application as if it were an application for a permit:

Provided that a permit granted out of the permits reserved by the Government under clause (b) of sub-section (3) of section 714 shall not be transferable save as provided under sub-section (2) of section 82 and if any person, who is granted or holds a permit out of the permits reserved as aforesaid does not want to make use of it, he shall surrender it to the authority which granted it.

- c. If the State or a Regional Transport Authority having permitted any transfer of a permit is subsequently satisfied that the contents of the application on which the transfer was allowed were false or incomplete in respect of the matter specified in sub-rule(1) or any other material particulars, it may after hearing the parties thereupon declare the transfer to be void and the permit shall thereupon, without prejudice to any other penalty to which the parties may be liable, cease to have validity.

Section 96(2) (vii)

- d. (i) if the state or a Regional Transport Authority allows transfer of a permit under sub- rule (2), it shall call upon the holder of the permit, in writing, to surrender Parts A and B of the permit within seven days of the receipt of the order and shall likewise call upon the person to whom the permit is to be transferred to deposit the sum of twenty-five rupees as transfer fee. Upon receipt of Parts A and B of the permit and of the specified fee, the State or a Regional Transport Authority, as the case may be, shall cancel the particulars of the holders thereon and endorse particulars of the transferee and shall return the permit to the transferee.
- (ii) The State or a Regional Transport Authority making a transfer of a permit as aforesaid may, unless any other State or Regional Transport Authority by which the Permit has been countersigned by general or special order has otherwise required, endorse parts A and B of the permit with the words "valid for...." inserting the name of the extra area or route for which the permit has been countersigned.

- (iii) Unless Parts A and B of the permit have been endorsed as provided in clause (iii) or unless the transfer of a permit has been approved by endorsement by the authority which countersigned the permit, the countersignature shall be of no effect after the date of transfer.

Section 96(2)(vii)

82. Regulation of Service of Contract Carriage: -

A stage carriage when used as a contract carriage or a contract carriage shall, -

- (i) proceed to the destination made by the hirer through the shortest route;
- (ii) not revoke the hiring contract without being discharged by the hirer;
- (iii) station the vehicle in the stand in the order it arrives there and shall leave the stand on its turn; and
- (iv) not remain at any public place except when engaged.

Section 95

83. Issue of duplicate permits

- a. When part A or Part B of any permit has been lost or destroyed, the holder shall forthwith intimate the fact to the State or a Regional Transport Authority by which the permit was issued and apply for the issue of a duplicate permit or Part of a permit, as the case may, provided that in the loss or destruction of Part B of the permit, he shall forward Part 'A' of the permit;
- b. The State or a Regional Transport Authority shall, upon receipt of application in terms of sub-rule (1), issue a duplicate permit or part or parts of a permit, as the case may be, and to the extent that it is able to verify the facts, may endorse thereon certified copies of any countersignatures by other authority, intimating the fact to that authority.
- c. A duplicate permit or duplicate part of a permit issued under sub-rule (2) shall be clearly stamped "Duplicate" in red ink and the certified copy of any countersignatures by any other State or Regional Transport Authority a permit or a part of a permit made under the aforesaid sub-rule (2) shall be valid in the region of that other authority as if it were countersignatures made by it.
- d. When a permit or a part of a permit has become so dirty, torn or defaced as in the opinion of the State or a Regional Transport Authority, as the case may be, to be illegible, the holder thereof shall surrender the permit or part of the permit, as the case may be, to the State or a Regional Transport Authority and apply for the issue of a duplicate permit or part of a permit.
- e. The fee for the issue of a duplicate permit or part of a permit shall be fifty rupees for a part A and twenty rupees for each copy of Part B:

Provided that no fee shall be charged in the case of a duplicate permit issued in pursuance of sub-rule (4) if the original permit was issued prior to three years.

- f. Any permit or part of a permit which is found by any person shall be delivered by that person to the nearest Police Station or the holder or to the State or a Regional Transport Authority by which it was issued and if the holder finds or receives any permit or part of a permit in respect of which a duplicate permit has been issued, he shall return the original to the concerned State or the Regional Transport Authority.

Section 96(2) (v)

84. Production of permit in demand

- a. Part A of a permit shall be produced on demand made at any reasonable time by any officer under the control of the Director or any police officer no below the rank of a Sub-Inspector, if he is in uniform and such official may also mount any transport vehicle for the purpose of inspecting Part B of the permit.

Section 96(2) (XXX)

85. Appeals against orders of state/Regional Transport Authority

- a. A person desiring to prefer an appeal against an order of the State or a Regional Transport Authority of the kind referred to in sub-section (1) of Section 89 shall, within thirty days of the receipt of the said order, prefer an appeal in the form of a memorandum, in duplicate, one copy of which shall bear a court fee stamp of twenty rupees to the State Transport Appellate Tribunal constituted under sub-section (2) of section 89(hereinafter referred to in these rules as the appellate authority) setting forth concisely the grounds of objections to the order of the State or a Regional Transport Authority, as the case may be, together with a certified copy of that order. Regional Transport Authority, as the case may be, together with a certified copy of that order.

Section 96(2) (iii) and (xiii)

- b. Upon receipt of an appeal in accordance with sub-rule (1), the appellate authority shall appoint a time and place for hearing of the appeal giving the parties not less than thirty days' notice.
- c. An appeal shall not operate as a stay of the order appealed against nor shall the appellate authority make an ex-parte order for stay pending the hearing of the appeal. The appellate authority shall not decide any appeal or pass any order thereon unless an opportunity of being heard has been given to the appellants and the respondents and the State or Regional Transport Authority which passed the order appealed against.

- d. The appellant or the respondent shall be entitled to obtain a copy of any document filed in connection with the order appealed against on payment of a fee at the rate of two rupees per page and to inspect the file of the appellate authority and the application for inspection shall bear a court fee stamp of, --
- i. in respect of urgent inspection ten rupees; and
 - ii. in respect of an ordinary inspection five rupees.
- e. A copy of the orders made by the appellate authority in appeal may be obtained on payment of a fee at the rate of two rupees per page.

86. Procedure in hearing appeals

On the appellate authority appointing a time and place for hearing under rule 85, the appellant shall, within fourteen days of the receipt of intimation that a hearing will take place, forward to the appellate authority a list of the documents upon which the proposes to relay, together with copies of such documents in duplicate, and may upon the appointed day and at subsequent hearings, appear either in person or through an agent or representative authorized by him, in writing, in this behalf.

Section 96(2)(iii)and(xiii)

87. Definition of period of rest

- a. Any time spent by a driver of a vehicle on work other than driving in connection with the vehicle or with the load carried or to be carried on the vehicle including any time spent on the vehicle during a journey save as a passenger in a public service vehicle shall not be deemed to be an interval of rest for the purpose of section 91.
- b. Any time spent by a driver of a vehicle on or near the vehicle when the vehicle is at rest and the driver is at liability to leave the vehicle for rest and refreshment although required to remain within sight of the vehicle, shall be deemed to be an interval of rest for the purpose of sub-section (1) of Section 91.

Section 91(5)

88. Record of working hours to be maintained

The employer of any person whose work is subject to the provisions of sub-section of section 91 shall fix the hours of work of such person so as to conform with those provisions and shall record the working hours in the table specified below and this record will be open to inspection by any officer under the control of the Director on demand: -

Name of employee			
Date	Working hours	Hours of rest	Total number of in a day working hours in a week

1

2

3

4

Section 91**89. Lost property**

- a. In the case of a public service vehicle other than Government owned vehicles, the conductor, or if there is no conductor, the driver shall, at the conclusion of a journey, make search in the vehicle for anything left by any passenger and shall take into his custody anything so found by him or any other person in such vehicle as soon may be make over the same to a responsible person at any office or station of the permit holder or to an officer of a police station. The responsible person at any office or station of the holder of the permit of the vehicle receiving the aforesaid goods shall keep them safe and if the goods are not claimed by the owner or any other appearing to him to be entitled thereto, shall, if such owner of goods is known, cause a notice to be served upon requiring him to remove the goods. If such owner is not known or a notice, cannot be served upon him or he does not comply with the requisition in the notice, such property shall be deposited with the nearest police station as unclaimed property after three months of taking over charge thereof:

Provided that if the goods are of perishable nature and are not claimed within forty eight hours, they shall be disposed of by the responsible person at the station of the holder of the permit by public auction and the receipts thereof shall be handed over to the owner if claimed within a week after which they shall be deposited with the nearest police station against proper receipt.

- b. In the case of a Government owned vehicle, the conductor or if there is no conductor or the driver shall deposit the goods in the nearest office of the State Transport Undertaking and if the goods are not claimed by the owner or any other person appearing to the incharge of the office of the State Transport Undertaking to be entitled thereto, be shall, if such owner or person is known, cause a notice to be served upon him, requiring him to remove the goods. If such owner or person is not known or a notice cannot be served upon him or he does not comply with the requisition in the notice, such incharge may, after three months of taking over charge of the goods, sell the goods by public auction and proceeds thereof shall be credited into the Government treasury:

Provided that if the goods are of perishable nature and are not claimed within forty-eight hours, the y shall be disposed of by the Incharge by public auction and the receipt thereof credited into the Government treasury.

- c. If the goods are claimed within the period specified, a charge of one rupee per kilogram or a part thereof subject to a minimum charge of two rupees shall be levied. The unclaimed articles shall also be liable to these charges on account of their custody and disposal.

- d. Where articles such as arms, ammunition, explosive, intoxicating liquors, opium and its preparation and hemp and drugs, etc. the sale of which is prohibited by law, are left unclaimed, they shall be made over to the police or excise authorities for disposal under the laws affecting the articles.
- e. Proper accounts shall be maintained in a separate register which shall be open for inspection to the authorities.

Section 96(2) (xvii) and 107 (2) (f)

90. Conduct of passengers in a stage carriage

If at any time a passenger in a stage carriage, --

- (i) behaves in a disorderly manner;
- (ii) behaves in a manner likely to cause annoyance to any female passenger;
- (iii) uses abusive language;
- (iv) molests any other passenger;
- (v) enters the vehicle under the influence of liquor or drugs;
- (vi) spits;
- (vii) obstructs the conductor or the driver or any authorized employee of the permit holder in the execution of his duties or interferes without due cause with the driving of the vehicle;
- (viii) intentionally avoids payment of the fare;
- (ix) refuse to show ticket on demand by any authorized person;
- (x) uses or attempts to use any ticket which has been altered or defaced or in the case of ticket bearing an indication that it is not transferable issued to another person;
- (xi) is reasonably suspected to be suffering from any contagious or infectious disease;
- (xii) commits or abets any offence under the Act or the rules;
- (xiii) uses or attempts to use a ticket other than the ticket valid for a particular journey;
- (xiv) carries with him in vehicle luggage of a description which is likely to be

obstruct, annoy or cause inconvenience or be offensive to any other passenger;

- (xv) occupies accommodation for more than one seat or without lawful excuse occupies any seat exclusively reserved for ladies or other categories or passengers;
- (xvi) refuses to pay a fresh fare for the journey performed by him if he has so altered or defaced his ticket as to render its contents illegible;
- (xvii) is found travelling without ticket pertaining to the journey being performed by the vehicle at the time of his being so found, he shall be liable to pay ten times the ordinary fare and if refuses to do so;
- (xviii) refuses to leave the vehicle, if so requested by the conductor or driver at the completion of the journey for which he has paid the fare.
- (xix) knowingly enters and insists on travelling in a vehicle which is carrying the maximum number of passengers as specified for that vehicle;
- (xx) hangs on to any exterior part of a vehicle or sits on the roof or bonnet of the vehicle;
- (xxi) willfully damages, spoils, removes or interferes with any fittings or equipment on or of the vehicle;
- (xxii) enters or alights from a vehicle except by the entrance or exit provided for the purpose;
- (xxiii) Attempts to enter a vehicle without first permitting passengers who have completed their journey to alight;
- (xxiv) enters or leaves a vehicle except in a queue and in an orderly manner;
- (xxv) distributes printed or similar matter of any description or distributes any articles for the purpose of advertisement; or
- (xxvi) to the annoyance of other passengers' users or operates any noisy instrument or makes or combines with any person to make any excessive noise by singing or otherwise;
- (xxvii) Beggars, sells or offers for sale any article in or on the vehicle;
- (xxviii) smokes;
- (xxix) ¹[does not belong to the Special Category Passenger(SCP) as specified under rule 73 and refuses to vacate a seat reserved in favour of the said category upon being asked by either the conductor or the driver of the bus]

the driver or the conductor or any authorized person of the service or any officer under the control of the Director may require such passenger to alight from the vehicle and may stop the vehicle and keep it standing until the

passenger has alighted, or on the request of the driver or conductor may be removed from the vehicle by any police officer or any officer of the State Transport Undertaking.

- (2) The Passengers referred to in sub-rule (1) shall not refuse to give his correct name and address on demand for contravention of these rules and shall not be entitled to the refund of any fare which he may have paid and also be guilty of an offence for which he shall be liable to pay the penalty under section 177

1. Inserted vide Notification No:TPT-F(4) 1/2008-II dated 21st July, 2013

Section 95

91. Prohibition of use of force to collect passenger

No driver or conductor of a public service vehicle or agent for the sale of tickets shall, touch, annoy or use force to any person with the object of inducing that person or any other to travel in any public service vehicle or shout loudly or use any horn, bell gong, whistle, gramophone, loudspeaker, musical instrument or other device for creating loud noise with the object of attracting passengers.

Section 96(2) (xxviii)

92. Sales of tickets

No driver or conductor of a public service vehicle or agent for the sale of tickets in a public service shall sell or attempt to sell tickets or solicit customers in any place which has been notified by the District Magistrate, by public proclamation or in such other manner as he may find convenient, as a place in which such sale or soliciting is not permitted.

Section 96(2) (xxviii)

93. Licensing of ticket agents

- a. No person shall act as an agent for the sale of tickets for travel by a public service vehicle, otherwise than in the vehicle itself or in a fixed office, unless he has obtained from the licensing authority a license permitting him to do so.

Explanation - For the purposes of this rule, the Regional Transport Authority shall be the licensing authority.

- b. For the purpose of sub-rule (1), any person soliciting or attempting to persuade another person to travel in a vehicle shall be deemed to be acting as an agent for the sale of ticket for travel.

Section 96(2)(xxviii)

94. Issue of ticket agent's license

- a. Licensing under rule 93 shall consist of -

- a) a permit in HP Form XXXVIII TAP; and
- b) A metal badge of the kind illustrated in the First Schedule to these rules.
- b. No license shall be issued to any agent except on the application of the person or transport society, transport firm or transport company, being a holder of a permit, for one or more public service vehicles, for whom the agent is to act. The person or transport society, transport firm or Transport Company making the application (hereinafter called in these rules the principal) shall be required to complete and authenticate the first part of the permit in HP Form XXXVIII TAP the other entries being completed by or under the orders of the licensing authority.
- c. The fee for issue of a ticket agent's license shall be fifty rupees.

Section 96(2) (xxviii)

95. Cancellation of tickets agent's license

- a. The licensing authority shall forthwith cancel any license issued under rule 93 upon request made to it by the principal on whose application it was granted.
- b. A principal proposing to apply for the cancellation of a license issued to an agent on his application may call upon the agent to surrender the permit and badge, and the agent shall be bound to surrender the same to the principal forthwith.
- c. Where a principal requires any agent to surrender his badge and permit under sub-rule (2), he shall forward the same with his application for cancellation of the license to the Licensing authority with the least possible delay and in all case within forty-eight hours.

Section 96(2) (xxviii)

96. Term of ticket agent's license

Unless a shorter term is appointed, a ticket agent's license shall be valid for one year from the date of issue of renewal but may be cancelled at any time by the licensing authority if it appears to it that the conduct of the agent in his relations with the public has been unsatisfactory or that the agent is not a suitable person to continue as such.

Section 96(2)(xxviii)

97. Ticket Agent's badge to be exhibited

- a. A ticket agent shall carry his badge and permit on his person at all times when he is engaged in his duties, the badge being displayed prominently on the left breast.

- b. The ticket agent shall be bound to produce his permit in HP Form XXXVIII TAP on demand of any police officer in uniform not below the rank of a Sub – Inspector or an officer under the control of the Director.

98. Appeal against the orders made under rules 94,95 &96

- a. The authority to whom an appeal may be preferred against the order of the licensing authority refusing to grant ticket agent's license under rule 94, cancellation of ticket agent's license issued on the request of the Principal under rule 95 or cancellation of ticket agent's license under rule 96 shall be the Director, whose decision shall be final in this behalf.
- b. The appeal under sub-rule (1) shall be preferred in the form of a memorandum which shall bear a cash receipt or a treasury challan of twenty rupees, setting forth concisely the grounds of objections to the order of the licensing authority and shall be accompanied by certified copy of the order appealed against.
- c. When an appeal is preferred, the Director shall issue a notice to the licensing authority against whose order the appeal is preferred.
- d. Any person preferring the appeal shall be entitled to obtain a copy of any document filed in connection with the order appealed against on payment of a fee at the rate of two rupees per page.
- e. Any person preferring the appeal shall be entitled to inspect the file of the Director and the application there therefore shall be accompanied by a cash receipt or treasury challan of –
- | | | |
|-----|--------------------------------------|------------------|
| i. | in respect of urgent inspection | ten rupees |
| ii. | in respect of an ordinary inspection |five rupees |

Section 96(2)(xxviii)

99. Conduct of ticket agent-

The License ticket agent shall-

- (i) behave in civil and orderly manner with the passengers or intending passengers;

- (ii) not behave in a manner likely to cause annoyance or embarrassment to any female passenger;
- (iii) not use abusive language towards any passenger or molest any passenger;
- (iv) not save for good and sufficient reasons refuse to issue a ticket to any intending passenger tendering the legal fare;
- (v) not make any discrimination between the passengers,
- (vi) not willfully deceive or refuse to inform any passenger or intending passenger as to the destination or route of the vehicle or as to the fare for any journey;
- (vii) properly guide the passengers to enable them to board the vehicle for which tickets have been issued to them;
- (viii) not altercate with passengers and shall give them his name and license number if asked to do so;
- (ix) not be under the influence of any intoxicant while on duty; and
- (x) be dressed in such manner as the State Transport Authority may specify and shall observe cleanliness.

Section 96(2)(xviii)

100. Disinfection

- a. All public service vehicles shall be disinfected with DDT or carmmaxane formulations or any other disinfectant after every two months and the owners shall furnish the Regional Transport Authority concerned a certificate to that effect duly signed by the Chief Medical Officer of Health or any other officer authorized by him in this behalf. The period of two months shall count from the date of the last certificate furnished as aforesaid:

Provided that if adequate arrangements for the disinfection of vehicles are made by any permit holder at his own premises to the satisfaction of the Chief Medical Officer of Health, a certificate of disinfection by such permit holder shall be sufficient.

- b. The owner of a public service vehicle shall maintain and on demand by the secretary of Assistant Secretary of the Regional Transport Authority, produce for inspection a current register showing the dates on which the public service vehicle was disinfected from time to time.

Section 95.

101. Carriage of persons in goods carriage

- (1) Save in the case of a vehicle which is being used for the carriage of troops or Police or in the case of a stage carriage in which goods are being carried in addition to passengers no person shall be carried in a goods carriage other than its owner or hirer of the vehicle and the persons allowed under this rule.
- (2) No person shall be carried in the driver's cab of a goods vehicle beyond the number for which there is seating accommodation at the rate of 380 millimeters measured along the seat excluding the space reserved for the driver for each person and not more than six persons in all connected with the load carried in addition to the driver shall be carried in any goods carriage:

Provided that in the case of a goods carriage owned by Government, carriage of more than six persons may be allowed by the State Transport Authority; provided that such number shall not exceed the area in square meters of the floor of the vehicle divided by 0.63 metre subject to a maximum of twelve persons.

- (3) No person shall be carried upon the goods or otherwise in such a manner that such person is in danger of falling from the vehicle and in no case shall any person be carried in a goods vehicle in such a manner that any part of person, when he is in sitting position, is at a height exceeding 3.048 metres from the surface upon which the vehicle rests.
- (4) Notwithstanding the provisions of sub-rule(2), a Regional Transport authority may as a condition of a permit granted for any goods carriage, specify the conditions subject to which a larger number of persons may be carried in the vehicle provided that such number shall not exceed the area in square metres of the floor of the vehicle divided by 0.63 subject to a maximum of twelve.
- (5) Nothing contained in this rule shall be deemed to authorize the carriage of any person for hire or reward in any vehicle unless there is in force in respect of the vehicle a permit authorizing the use of the vehicle for such purpose and save in accordance with the provisions of such permit.

Section 96(2)(xxxi)**102. Conditions for carriage of animals in goods carriage**

- a. No animal shall be carried in a goods carriage in a public place unless:-
 - (i) the load body of the vehicle is constructed of strong wooden planks or of iron sheets with a minimum height of 1.05 metres measured from the floor of the vehicle in all sides and the back; and

- (ii) the animal is properly secured by ropes tied to the side of the vehicle.
- b. While carrying animals in a goods carriage, the owner of the vehicle shall,
- (i) not carry more than forty at a time when the wheel base of such vehicle is below 3.6 metres and not more than fifty when the wheel base of such vehicle is 3.6 metres or above in the case of goats, sheep, pigs, deer, rams, ewes, kids and the like; and
- (ii) not carry more than four calves young ones or five without calves/young ones, in the case of animals other than those referred to in clause (i) when the wheel base is below 3.6 metres and not carry more than five with calves young ones or six without calves/young ones when the wheel base of such vehicles is 3.6 metres or above; and
- (iii) Carry animals on the basis of floor space in the vehicles in accordance with the scale of floor space given below against each category of animals.

**Category of animals
per animal**

Floor space required

1. Mule or horse of gelding	2.20 square metres
2. Buffalo or buffalo bull	1.67 square metres
3. Cow or bullock or adult heifer or cow bull	1.48 square metres
4. Pony or ass or colt or filly	1.20 square metres
5. Calves of two to three years	1.11 square metres
6. Calves below two years	0.74 square metres
7. Deer and pig	0.50 square metres
8. Sheep or ram and goat	0.32 square metres

- c. in the case of goods carriage the record of daily haulage shall be maintained by the permit holder in the following table, namely:-

Name and address of permit holder	Type of permit vehicle	Permanent or Temporary	Registration No. of	Carrier hire or Reward Trade & business/Pvt. of the		
1	2	3	4	5	6	7
Date No. of Trip	Serial of sender	Name & Address or Booking Agents	Name & address of Consignee(s)	Name of Commodity carried	weight Quintals/ kgs	Origin
Destination		Kms. i.e. Distance performed Between 7 and 8	quintals/Kms charged Col.(6)xCol (9)	Freight in rupees	Remarks	
8	9		10	11	12	

Signature of Permit-holder

(Strike out where not applicable)

N.B

- (i) If more than one commodity is carried during the same trip or booked between places enroute the debits of each commodity have to be shown separately in separate lines under all columns
- (ii) Generally origin and destination of the vehicle will be origin and destination of cargo. In case they are different, origin and destination of cargos may be inserted under Cols, (7) and (8) respectively with a note in the remarks column showing origin and destination of the vehicle.

- d. No animal belonging to or intended for a circus or zoo shall be carried in a goods carriage in public place unless, in the case of wild ferocious animal, a suitable cage, either separate from integral with the load body of the vehicle,

used of sufficient strength to contain the animal securely at all times is provided.

- e. No animal under sub-rule(1) or under sub-rule(4) shall be carried for more than 200 kilometres at a stretch and there shall be a break of four to six hours after eight hours of continuous journey.
- f. No goods carriage while carrying any animal shall be driven at speed in excess of twenty five kilometers per hour.
- g. No goods carriage shall, while carrying animals, carry another goods except fodder necessary to feed the animals in the way.

Sections 96(2)(xxvii)

103. Log book and complaint book to be maintained by the drivers of transport vehicles.

- (1) The owner of a transport vehicle other than a stage carriage shall ensure that the driver of the vehicle maintains a log-book and enters particulars of every hiring consignment therein.
- (2) The particulars to be entered in the log-book in the case of a contract carriage and a private service vehicle shall be as under—
 - (a) the name of the hirer with sufficient particulars to enable him to be identified;
 - (b) the approximate number of persons included in the party;
 - (c) the starting point and finishing point of the trip and the route to be followed;
 - (d) the date and time which the hiring has effect;
 - (e) date and time when the journey is expected to be completed ; and
 - (f) the nature and weight of any goods carried and in case of goods carriage
 - (i) Serial No.
 - (ii) Name of driver
 - (iii) Hours of duty from-----to-----

- (iv) Description and weight of goods.
- (v) Place and time with date of despatch.
- (vi) Destination with probable time of arrival.
- (vii) Distance.
- (viii) Amount of freight charged.
- (ix) Name and address of the consignor.
- (x) Name and address of the consignee.
- (xi) Signature and designation of inspecting officer.
- (xii) Remarks;

Provided that in the case of a vehicle carrying miscellaneous goods belonging to a number of owners, the record of each consignment shall be kept in the standard way Bill Form as under:-

1. Name of the owner
2. Driver's name.
3. Vehicle No.
4. Consignor
5. Consignee
6. From
7. To
8. Nature of goods and weight
9. Distance
10. Freight
11. Remarks

- (3) The particulars required by sub-rule (2) shall be entered in the log-book before the passengers or goods are taken into the vehicle and before the vehicle journey is begun.
- (4) The provisions of this rule shall also apply to a stage carriage authorized for use as a contract carriage or the goods carriage.
- (5) Log-book required to be maintained under this shall be signed and stamped by the secretary of the State or a Regional Transport Authority, as the case may be, and be produced by the driver at any time when the vehicle is on the road or at any time on the demand of any police officer not below the rank of a Sub-Inspector or such other officer as may be authorized by the Director.
- (6) A complaint book duly authenticated by the Secretary of the State or a Regional Transport Authority shall be kept in every carriage and contract carriage and shall be maintained in a clean and tidy condition by the conductor or the driver, as the case may be, and shall be produced by him demand of any passenger, who shall be at liberty to make an entry therein.

Section 92(2) (vi) and (xxxii) and 95(1)

104. Other records to be maintained

- (1) The State or a Regional Transport Authority may, by general or special order, require the holder of a permit in respect of any transport vehicle to maintain records and submit a return in respect of the vehicle in such form as that authority may specify and such records and returns may include particulars of the daily use of the vehicle in respect of--
 - (i) the name and license number of the driver and conductor and other attendant, if any ;
 - (ii) the route upon which or the area within which the vehicle was used
 - (iii) the number of kilometers traveled.
 - (iv) the time of commencement and termination of a journey and any halt of a journey when the driver obtained rests ;\
 - (v) the weight of goods carried between specified places and the nature of the goods ; and
 - (vi) in the case of goods carried in a stage carriage, the number of trips and the kilometers when goods were carried solely and when goods were carried in addition to the passengers and in the latter the number of the seats available for passengers,

- (2) No owner shall cause or allow any driver to drive a transport vehicle unless the owner has in his possession a record in writing of the name and address of the said driver as set forth in his driving license, the number of the license and the name of authority by which it was issued.

Section 96(2)(xxxii)

105. Change of address of permit holder

- (1) If the holder of a permit ceases to reside or to have his place of business, as the case may be, at the address set forth in the permit, he shall, within fourteen days, send Part A of the permit to the authority by which the permit was issued intimating the new address and shall pay a fee of ten rupee for making entry with regard to change of address.
- (2) Upon receipt of intimation under sub-rule(1) the authority shall after making such enquires, as it deems fit, enter in the permit the name and address and shall intimate the particulars to the authority of any region in which the permit is valid by virtue of countersignatures or otherwise.

Section 96 (2) (xxiv)

106. Intimation of damage to or failure of a public service vehicle.

- (1) The holder of a stage carriage or contract carriage permit shall, within seven days of the occurrence, report in writing to the authority by which the permit of that vehicle was issued, any failure of or damage to such vehicle or to any part thereof, if the failure or damages is of such a nature as to render the vehicle unfit for use in accordance with the conditions of the permit for a period exceeding three days,
- (2) The holders of any permit in respect of a service of stage carriage shall, within seven days of the occurrence, report, in writing, to the authority by which the permit was issued, any failure of or damage to any vehicle used by him under the authority of the permit as of such a nature as to prevent the holder from complying with any of the provisions or conditions of the permit for a period exceeding three days.
- (3) Upon receipt of a report under the preceding sub-rules, the authority by which the permit was issued, any subject to the provisions of rules 77 and 78---
- (i) Direct the holder of the permit , within such period not exceeding two months from the date of the occurrence, as the authority may specify either to make good the damage to or set right the failure of the vehicle or to provide a substitute vehicle ; or

- (ii) If the damage to or failure of the vehicle is such that in the opinion of the said authority it cannot be made good or set right within a period of two months from the date of the occurrence direct the holder of the permit to provide a substitute vehicle; and when the holder of the permit fails to comply with such a direction, may suspend, cancel or vary the permit accordingly.
- (4) The authority giving a direction, or suspending, canceling or varying a permit under sub-rule (3) shall send intimation of this fact to the authority of any other region in which the permit is valid by virtue of countersignatures or otherwise.

Section 96(2)(xxiv)

107. Information of failure to ply the vehicle

- (1) If the holder of a stage carriage permit is at time unable to ply his vehicle for any cause whatsoever in accordance with the time-table approved by the Regional Transport Authority, he shall forthwith send an intimation about the same to the Regional Transport Authority by which the permit was issued as well as the nearest Deputy Commissioner or the Sub-Divisional officer (Civil).
- (2) On receipt of a report under sub-rule (1), the Regional Transport Authority, Deputy Commissioner or sub-Divisional Officer©, as the case may be, may make such alternate arrangements as it or the may think fit.

Section 96 (2) (xxiv)

108. Inspection of Transport Vehicle and their contents

- (1) Any Police Officer in uniform not below the rank of a Sub-Inspector, or Officer under the control of the Director authorized in this behalf by him may, at any time when the vehicle is in a public place, call upon the driver or goods vehicle to stop the vehicle and to keep it at rest for such time as may be necessary to enable the said officer to make reasonable examination of the contents of the vehicle.
- (2) Notwithstanding the provision of sub-rule (1) the officer referred to in sub-rule (1) shall not be entitled to examine the contents of any goods vehicle unless
 - (i) the permit in respect of the vehicle contains a provision or conditions in respect of the goods which may or which may not be carried on the vehicle ; and

- (ii) the officer has reasons to suppose that the vehicle is being used in contravention of the provisions of the Act or rules framed there under,
- (3) Any police officer in uniform not below the rank of a Sub-Inspector or any officer of the Department of Excise & Taxation Sub-Inspector or any officer under the control of the Director authorized in this behalf by him, may at any time, when the vehicle is in a public place, call upon the driver of public service vehicle to stop the vehicle and to keep it at rest for such time as may be necessary to enable him to make reasonable examination of the number of passengers and other contents of the vehicle so as to satisfy himself that the provisions of the Act and rules framed there under and the provisions and conditions of the permit in respect of the vehicle are being complied with.
- (4) Any officer appointed to be a member of the Board of inspection shall be entitled at any reasonable time to inspect any public service vehicle in a public place.

Section 96(2)(xxx)

109. Taxi Meter

- (1) Every maxi cab shall be fitted with a taxi meter of a pattern approved by the State Transport Authority and shall be in conformity with any instruction that may be issued by the State Transport Authority.
- (2) A permit holder required to fit a taxi meter shall, at the time of production of his vehicle for inspection before the Board of inspection, furnish a certificate issued by the Controller, Weights and Measures, Himachal Pradesh, or any officer authorized by him in this behalf, to the effect that the taxi meter has been tested and sealed and shall produce the taxi meter for an examination subsequently whenever the vehicle to which it is attached is inspected or whenever for any reason it has become necessary to break the seal.

Section 74(2)(viii) and 96(2)xx

110. Procedure for obtaining an Agents or Canvasser's License under Section 93

- (1) Any person desiring to obtain a license under section 93 to be made operative in one sub-division of district may make an application to the sub-divisional officer (civil) concerned in HP Form XXXIX GBA-1.

Provided that if the license has to be made operative in more than one sub-division in a district, the application shall be made to the Regional Transport

Authority and if the license has to be made operative in more than one region, the application shall be made to the State Transport Authority in HP Form XL GBA-2.

- (2) An application in terms of sub-rule (1) shall be accompanied a cash receipt or a treasury challan showing a deposit fee of thirty rupees.
- (3) In considering an application for license made under sub-rule(1), the licensing authority shall have due regard amongst other things to the following matters, namely:-

- (a) the number of goods vehicle either owned by the applicant or under his control;

Explanation—For the purpose of clause (a); a person shall be deemed to have under his control such number of goods vehicle as are covered by declaration in HP Form XLI GBA-3 obtained by him from the respective owners of goods vehicle;

- (b) the suitability of accommodation possessed by the applicant for the storage of goods at the operating place;
- (c) the facilities, if any provided by the applicant for of goods vehicle; and
- (d) the financial resources of the applicant and his ability to manage the business of collecting, forwarding or distributing goods carried by goods carriage efficiently.
- (4) The licensing authority shall either grant the license to the applicant (hereinafter referred to as the license in this Chapter in HP Form XLII GBA or HP form XLIII GBA-5 as the case may be specifying the place or places where the business may be carried on or refuse to grant ;

Provided that the licensing authority shall not refuse to grant a license, unless the applicant is given an opportunity of being heard and the reasons for refusal are recorded and communicated to him in writing.

Section 93 and 96(2)(xxix) and (xxxiii)

111. Security for compliance with the conditions.

- (1) For ensuring compliance with the provisions of these rules and conditions of the license granted under rule 110, the licensing authority shall, at the time of granting a license required the applicant to furnish security of a sum of five thousand rupees.

Provided that whenever the licensing authority, after having stock of the quantum of the business to be transacted by the license, is of the opinion that the security of sum of five thousand rupees is inadequate, he may, for reasons to be recorded in writing, increase the amount of security, but security to be furnished in this rule shall not exceed fifty thousand rupees.

- (2) If a license fee contravenes any of the provisions of these rules or any of the conditions under which the license is granted then without prejudice to any other action that may taken against him, the licensing authority may , by order, for reasons to be recorded in writing, forfeit the security in part or in whole ;

Provided that no order shall be passed under this sub-rule unless the licence has been given an opportunity of being heard ;

Provided further that the license shall if the amount of security at any time falls short of the amount specified in sub-rule(1), forthwith deposit further security to make up the amount of security.

- (3) The security deposit, unless forfeited, shall be refunded to the person concerned at the expiry of the period of the license or earlier in the event of voluntary closing down of the business.

Section 93(2)(c) and 96(2)(xxix)

112. Period of validity and renewal

- (1) A license under sub-rule (4) of rule 110 shall be valid for a period of three years from the date of its grant and may be renewed at a time for a period of one year.
- (2) An application for renewal under sub-rule (1) shall be made to the licensing authority, as the case be, in HP XLIV GBA-6 not less than thirty days before the date of its expiry.
- (3) The renewal of license shall be given an endorsement to that effect by the licensing authority on the license.

Section 93 and 96(2)(xxix)

113. Fee for a license

Fee for the grant or renewal of license under rule 110 or rule 112 shall be as follows:-

- | | |
|--|-----------|
| (A) For the grant principal license | Rs.500.00 |
| (B) for the grant of supplementary license for each additional establishment or sub-agency | Rs.100.00 |

- (C) for renewal of a license if application is made in time
- (i) Principal license Rs.200.00
 - (ii) Supplementary license for each additional establishment or sub-agency Rs.100.00
- (D) Penalty for renewal of a license if application is not made in time but is made before the expiry of license:-
- (i) Principal license;-
 - (a) if application is made late by seven days Rs.50.00
 - (b) If application is made late by more than seven days, but not more than fourteen days Rs.60.00
 - (c) If application is made late by more than fourteen days, but not more than twenty-one days Rs.80.00
 - (d) If the application is made late by more than twenty-one days, but not more than thirty days Rs.200.00
 - (ii) Supplementary License
 - (a) If the application is made late by fifteen days Rs.20.00
 - (b) If the application is made late by more than fifteen days but not more than thirty days Rs.30.00

Note: In this rule, the expression "Principal License" means a license for the headquarters of a person engaged in the business of collecting, forwarding or distributing goods carried by goods carriages and "supplementary License" means a license which is for a branch office.

114. Conditions of a license

- (1) A licence issued or renewal under rules 110 and 112 shall be subject to the following conditions, namely:-
- (i) the license shall, subject to the provisions rule 116, provide places for loading and unloading of goods ;
 - (ii) the license shall be responsible for proper arrangement for storage of goods, collected for dispatch and delivery.
 - (iii) Where the license is authorized to forward and distribute goods he shall-
 - (a) be liable to the consignee for any loss or damage to goods while in his control or possession ;
 - (b) be responsible for proper delivery of goods to the consignee;
 - (c) not issue a goods transport receipt without having actually received the goods ;
 - (d) not deliver the goods to the consignee without actually receiving from the consignee a goods transport receipt and in case of loss or misplacement of the same, an indemnity bond covering the value of goods ;
 - (iv) the licence shall insure the goods against any loss or damage while in his control or possession ;
 - (v) the licence shall maintain a proper record of the vehicle under his control and of the collection, dispatch and delivery of goods which shall be open to inspection by the licensing authority duly authorized in this behalf by such authority and shall furnish to the licensing authority a return in respect of previous six months in HP Form XLV-BA-T within thirty days after the 30th September and 31st March every year.
 - (vi) The licence shall furnish the persons operating the vehicles with correct figures of the freight to be received by them from the consignee or the consignee ;
 - (vii) The license shall maintain proper accounts of the commission charged by him and the license with gross income of Rs.25,000 or above per annum shall get his account audited by the Chartered Accountants ;
 - (viii) The licence shall maintain in goods condition a weighing device capable of weighing, at a time, not less than 200 kilograms ;

- (ix) The licence shall attend to his customers in order in which they approach him
- Provided that the customers in respect of such perishable goods, as may be notified by the Government in the Official Gazette, shall be given priority over the other customers, but such customers shall be attended to in the order in which they approach the license.
- (x) The licence shall assign the consignment amongst the persons operating the vehicles in the order in which they have approached him and shall maintain a register chronologically recording particulars of the available goods and the persons waiting to operate the vehicle ;
- (xi) The licence shall comply with the provisions of these rules and shall observe such conditions as the licensing authority may specify in the license.
- (xii) The licence shall make all contracts, in writing, containing the following particulars, namely:-
- (a) name and address of the consignor and the consignee ;
 - (b) description and weight of the consignment ;
 - (c) destination and its distance in kilometers from the starting station to the destination ;
 - (d) freight per quintal per kilometer and for the whole truck per kilometer
 - (e) delivery instructions, for example. The date by which and the exact place where the goods are to be delivered to the consignee.
 - (f) terms of agreement for payment ; and
 - (g) Name of the owner, driver, the registration number of the vehicle, its authorized load and amount of the commission ;
- (xiii) the licence shall administer his approved premises in an orderly manner and shall keep it in a good and clean condition ; and
- (xiv) the licence shall take all precaution to ensure that no breach of any the provisions of the Act or rules made there under or the conditions of the license is committed.
- (2) The licensing authority may, after giving notice of not less one month, in writing to the license either vary any condition of his license or attach to his license any further conditions.

Section 96(2)(xxix)

115. Rate of Commission

The licence shall not charge commission from the persons operating the

vehicle exceeding those as may be notified by the Government from time keeping in view the expenses incurred by the licensee in maintaining the establishment, overhead charges and other relevant factors.

Provided that the commission will be exclusive of loading and unloading charges.

Section 93 and 96(2)(xxix)

116. Premises to be used

- (1) The Regional Transport Authority may, in consultation with the local or the police authority having jurisdiction over the area concerned, approve any premises owned by or in possession of a licensee or any applicant for the license to be used for loading or unloading of goods or for parking goods vehicle for the storage of goods in the custody of the licensee having regard to the stability of site, sanitary conditions and storage facilities provided at such premises.
- (2) Where the Regional Transport Authority refuses to approve any premises under sub-rule (1), it shall record, in writing, the reasons for such refusal;

Provided that before such refusal an opportunity of being heard shall be given to the licensee or the applicant, as the case may be.

Section 93 and 96(2)(xxix)

117. Suspension or cancellation of license

- (1) Without prejudice to any other action which may be taken against a licensee under the Act, the licensing authority may, by order-in writing, cancel the license or suspend it for such period as it thinks fit, if in its opinion any of the conditions of the license has been contravened :

Provided that before making any order of suspension or cancellation under this rule, the licensing authority shall give the licensee an opportunity of being heard and shall record reasons, in writing, for such cancellation or suspension.

Section 93 and 96(2)(xxix)

118. Issue of duplicate license

- (1) If at any time a license is lost, destroyed or torn or otherwise defaced so as to be illegible, the licensee shall forthwith to the licensing authority for the grant of a duplicate license:

Provided that if the license is lost, the license holder shall lodge the FIR in the nearest Police station and shall enclose a copy of the same with the application for the issuance of a duplicate license.

- (2) The application under sub-rule(1) shall be accompanied by cash receipt or a treasury challan of ten rupees and on receipt of such an application, the licensing Authority, shall issue a duplicate license stamped "Duplicate" in red ink.
- (3) If the duplicate license is granted under sub-rule(2) on a representation that the license originally granted has been lost or destroyed, and the original license is subsequently found, it shall be surrendered to the authority concerned.

Section 93 and 96(2)(xxix)

119. Display of license

- (1) A person who has obtained a license under rule 110 for collecting the goods shall carry with him, his license while on duty and shall produce it on demand for inspection by the secretary, Regional Transport Authority or the Licensing Authority.
- (2) A person who has obtained a license under rule 110 for forwarding and distributing the goods shall exhibit his licence at some conspicuous place in the approved premises and the license shall be made available for inspection by the Secretary Regional Transport Authority or the Licensing Authority.
- (3) A person who has obtained a license for collecting, forwarding and distributing goods shall carry with him his license while on duty and shall produce it on demand for inspection by the secretary, Regional Transport Authority or the Licensing Authority and shall also cause a true copy of his license to be exhibited at a prominent place in the approved premises.

Section 93 and 96(2)(xxix)

120. Appeal

- (1) Any person aggrieved by an order made under rules 110, 116 and 117 may within a period of thirty days from the date of the receipt of such order appeal—
 - (a) to the Secretary Transport of Himachal Pradesh Government, if the order is made by the State Transport Authority ; and
 - (b) to the State Transport authority, if the order is made by any other officer or authority.
- (2) The memorandum of appeal shall be field in duplicate setting forth concisely the grounds of objections and shall be accompanied by a certified copy of that order and a cash receipt or a treasury challan of twenty rupees.

Section 93 and 96(2)(iii) and (xiii)

121. Levy of fees for supply of copies

- (1) The authority which passes an order to be appealed against under rule 120 shall, on an application by a person, give certified copy of the order or any other relevant documents on payment of fee of two rupees per page :

Provided that the aforesaid powers may also be delegated to the Secretary of the Regional Transport Authority in the aforesaid manner who shall exercise these powers only in the case when the chairman is away from headquarters of the authority and a reference to him will involve an amount of delay which in the circumstances is unreasonable:

Provided further that the aforesaid powers may also be delegated to the Assistant Secretary of the regional Transport Authority in the aforesaid manner who will exercise these powers only in the case when both Chairman and the Secretary are away from the headquarters of the authority and a reference to either of them will involve an amount of delay:

Provided further that any order passed by the Assistant Secretary in the capacity of delegated authority, the order so passed shall be got confirmed from the Secretary Regional Transport Authority concerned.

- (2) A Regional Transport Authority may delegate, its powers of issuing a duplicate permit or parts or a permit, as the case may be, under these rules to its Secretary or Asstt. Secretary in the manner as specified in sub rule (1).

Section 93 and 96(2)(iii) and (xiii)**122. Delegation of Powers of the state transport Authority**

The State Transport Authority may , for the prompt and convenient dispatch of its business, by general or special repopulation, delegate—

- i. to its secretary
All or any of the powers vested in it provided that no delegation shall be made in respect of the following namely:-
 - a. Powers under clause (a) of sub-section (3) of section 68 of the Act, to co-ordinate and regulate the activity of the Regional Transport Authorities.
 - b. Powers under clause (c) of sub-section (3) of section 68 of the Act, to settle disputes of difference of opinion between the regional Transport Authorities ;
 - c. Powers under Sub-section (4) of section 68 of the act, to issued directions to the Regional Transport Authorities;

- d. Powers under sections 71 and 72 of the Act, refuse stage carriage permits ;
 - e. Powers under sections 73 and 74 of the Act to refuse contract carriage permits ;
 - f. Powers under section 86 of the Act to cancel a permit ; and
- (ii) to its chairman all the powers that may be delegated to the secretary under clause 1:

Provided that in cases where the chairman and the secretary have both been delegated with the same powers of the State Transport Authority, the Secretary shall exercise the powers only when the chairman is away from the headquarters of the authority and reference to him will involve an amount of delay:

Provided further that where the chairman and the secretary have both been delegated with the same powers, order passed by the Secretary of delegated authority the order so passed shall be got confirmed from the Chairman of the State transport Authority.

123. Delegation of powers by Regional Transport Authority

Regional Transport Authority may, by general or special resolution recorded in its proceedings and subject to such conditions as may be specified in the resolution, delegate

- (a) the power of granting temporary permits under section 87 of the Act to the Chairman and its secretary ; provided that the secretary does not exercise this unless the Chairman is away from the headquarters of the authority and reference to him will involve an amount of delay which is in the circumstances unreasonable ; and provided further that this power may also be delegated to the Assistant Secretary who will not exercise it unless both the Chairman or the Secretary are away from the headquarters and a reference to either of them will involve an amount of delay which is in the circumstances unreasonable ;
- (b) the power of granting countersignature of permits under section 88 of the Act to the Secretary and the Assistant Secretary, who will not exercise it unless the Secretary is away from the headquarters and a reference to him will involve an amount of delay which is in the circumstances unreasonable.
- (c) The power of granting replacement of vehicles covered by permits under section 852 of the Act to the Secretary and in his absence from the headquarters to the Assistant Secretary;

- (d) The power of permitting the transfer of permit under section 82 of the Act from one person to another, to the Secretary; provided that this power id exercised by him only in such cases in which after full enquiry he is satisfied that the contents of the application are complete and correct and that no premium, payment or consideration to pass or has passed between parties in lieu of the permit.
- (e) The power of issuing a duplicate permit or part of permit as the case may be to the Secretary and in his absence from the headquarters to the Assistance Secretary ; and
- (f) The powers of granting special permits under sub-section(B) of section 88 of the Act to a registering authority ; provided that the registering authority who grants any special permit under the capacity of delegated authority shall intimate the detail/particulars

Section 68(5) and 96(2)(xxxiii)

CHAPTER VI

SPECIAL PROVISIONS RELATING TO STATE TRANSPORT
UNDERTAKINGS**124. Particulars and publication of the Scheme**

- (1) The proposal of a scheme or modification of approved scheme to be prepared by the State Government under the provisions of section 99 or section 62 shall be in HP Form XLCVI S.S. Tu. containing all the particulars specified in the said form.
- (2) The proposal regarding a Scheme shall be published in HP Form XLVI S.S. Tu in the official Gazette as well as in one newspaper in Hindi language having circulation in the area of route covered by the scheme and in a news paper in the English language with sufficient circulation in the State of Himachal Pradesh for the general information of the public and for inviting objections as required under section 100.

*Section 99 and 107(2)(a)***125. Manner of fitting objection**

The objection in terms of sub-section (1) of section 100 shall be filed through a communication addressed to the Secretary (Transport) to the Govt. of Himachal Pradesh with a copy to the State Transport Authority and the State Transport Undertaking under registered post within a period of thirty days as specified in the said sub-section (1).

*Section 99 and 107***126. Manner of consideration and disposal of objections**

- (1) The State Transport Undertaking concerned shall forward its comments with regard to the objections received under rule 125 to the State Transport Authority. As well as the Secretary (transport) to the Govt. of Himachal Pradesh within Fifteen days after the expiry of the last date fixed for the receipt of such objections.
- (2) The State Transport Authority shall consider the comments of the State Transport Undertaking received under sub-rule (1) and shall give its views thereon to the Secretary (Transport) to the Government of Himachal Pradesh, within a period of thirty days from receipt of comments of the State Transport Undertaking.
- (3) On receipt of the view of the State Transport Authority, in terms of Sub-rule(2), the Government shall consider and dispose of the objections after giving an opportunity of being heard in the matter to the objector or his representative(s) and the representative of the State Transport Undertaking and it may either approve or modify the scheme

Section 99 and 107

127. Publication of the scheme

The approved or modified scheme as the case may be, under sub-rule(3) of rule126 shall be published in HP Form XLVII ASSTU in the Official Gazette and also in a newspaper in Hindi language having circulation in the area or route covered by the scheme.

Section 99 and 107

128. Application for grant of permit to State Transport Undertaking

- (1) For securing a stage carriage permit or a goods carriage permit or a contract carriage permit, in respect of a notified area or notified route in pursuance of an approved scheme, a State Transport Undertaking may make an application to the Regional Transport Authority concerned in the relevant form specified in rule 62:

Provided that in case the notified area or route falls within the jurisdiction of more than one Regional Transport Authority, the application shall be made to the Regional Transport Authority in whose jurisdiction the major portion of the area or route lies and that Regional Transport Authority shall transmit the same to the State Transport Authority for consideration with its comments there on.

- (2) The fees payable in respect of the applications in terms of sub-rule (1) shall be as specified in rule 67 in respect of application for grant or renewal of permits.
- (3) The fees for grant of permits under this rule shall be as specified in rules 68 or 69 as the case may be.

Section 99 and 107

129. Manner of service of orders

The orders of the State Transport Authority, or as the case may be, Regional Transport Authority concerned under sub-section (2) of section 103 shall be served under registered post or through a notice in a newspaper in Hindi language having circulation in the area covered by the scheme.

Section 99 and 107

CHAPTER VII**CONSTRUCTION, EQUIPMENT AND MAINTANANCE OF MOTOR VEHICLES****130. General**

- (1) No person shall use and no person shall cause or allow to be used or to be in any public place, any motor vehicle which does not comply with the rules made under this Chapter and the provisions contained in Chapter V of the Central Rules or with any order here under made by the State Transport Authority.
- (2) Nothing in this rule shall apply to a motor vehicle which has been damaged in an accident while at the place of the accident or to a vehicles so damaged or otherwise defective while being removed to the nearest reasonable place of repair or disposal

Provided that where a motor vehicle can no longer remain under the effective control of the person driving, the same shall not be used in any public place, except by towing.

Section 111

131. Rear View Mirror

Every motor vehicles other than a road roller and other vehicles specially constructed or adapted for the construction or maintenance of road, shall be fitted either internally or externally, with a mirror so placed as to enable the driver to be or become, aware of the presence, in the rear of any other vehicle the driver of which is desirous of passing such motor vehicles.

Section 111

132. Dangerous Projections

- (1) No mascot or other similar fitting or device shall be carried on any motor vehicle other than a road roller or other vehicles specially constructed or adapted for the construction or maintenance of roads registered in India in any position where it is likely to strike any person with whom the vehicle may collide unless the mascot is unlikely to cause injury to any person by reason of any projection thereon.
- (2) No motor vehicle shall be permitted to be used which is so constructed that any axle, hub or hub cap does not project laterally beyond the body or wings of the vehicle and is provided with an adequate guard.

Section 111

133. Wind Screen wiper

An efficient automatic wind screen wiper shall be fitted to every motor vehicle which is no constructed that the driver cannot by opening the wind screen or otherwise obtain an adequate view to the front of the vehicle without looking through the windscreen.

Section 111**134. Springing**

Every motor vehicle and every trailer drawn there by other than a road roller or other vehicles specially constructed or adopted for the construction or maintenance of roads shall be equipped with suitable and sufficient means of springing adequately maintained in goods and sound condition between the road wheels and frame of the vehicle :

Provided that rule shall not apply to -

- (a) any tractor not exceeding 4,500 Kilograms in weight unladen if all the unsprung wheels of the tractor are fitted with pneumatic tyres ;
- (b) any land locomotive, land tractor, land implement, agricultural trailer or any trailer used solely for the haulage of felled trees ; and
- (c) vehicle designed for use in works or in private premises and used on a road only in passing from one part of the works or premises to another or to works or premises within a distance of four kilometers.

Section 111**135. Vehicles fitted with left hand steering control**

A motor vehicle fitted with left hand steering control shall exhibit the words 'Left Hand Drive' at a conspicuous place on its rear on a plain plate or a plain surface of the vehicle in red colour on white background, each letter being not less than thirty five millimeters in height and of uniform thickness of thirteen millimeters.

Section 111**136. Wings**

- (1) Every motor vehicle except a locomotive, tractor, trailer or a road roller or other vehicles especially construction or adopted for construction or maintenance of roads shall, unless adequate protection is afforded by the body of the motor vehicle, be provided with wings or other similar fittings to catch, so far as practicable, mud or water thrown up by the rotation of the wheels.
- (2) The rear wheels of every trailer except a trailer drawn by locomotive shall be provided with wings as aforesaid.

Section 111

137. Side car wheel

Every side car attached to a motor cycle shall be so attached at the left hand side of motor cycle that the wheel thereof is not wholly outside perpendicular planes at right angles to the longitudinal axis of the motor cycle passing through the extreme projecting points in front and in the rear of the motor cycle.

Section 111**138. Communication with driver**

- (1) Every transport vehicle, whether for the use of passengers or goods in which the driver's seat is separated from the passengers or the goods compartment by a fixed partition, which is not capable of being readily opened, shall be furnished with efficient means to enable the passengers, conductor or the cleaner, in such compartment to signal the driver to stop the vehicle, provided that cleaner or a conductor in a goods vehicles shall be seated at the back to gives signal to the driver when the former notices a faster vehicle approaching the one in which he is traveling.
- (2) Sub-rule(1) shall not apply to:-
 - (i) petrol tank lorries;
 - (ii) the vehicle fitted with tanks on the entire chassis ;
 - (iii) the motor vehicles used by the local authorities for the carriage of refuse.
- (3) Every goods carriage or tractor trailer combination shall be furnished with efficient means of communication to enable the cleaner or conductor to signal the driver to stop the vehicle or to caution to allow passage for faster moving vehicles. The connection of the communication bell shall be of adapter and socket type so that the communication bell could be connected and disconnected while coupling and discoupling the trailer

Section 111**139. Restriction on painting**

- (1) The Motor vehicle shall be painted in such colour and in the manner approved by the State Transport Authority from time to time.

Provided that in Prescribing the colour and the manner in which the motor vehicles are to be painted, the State Transport Authority shall not prescribe the same colour of the manner, which has already been prescribed by the Central Govt. under rule 121 or sub rule (ii) of rule 128 of the central rules or in pursuance of any other provisions contained in the Act or the rules framed there under.

- (2) The motor vehicle belonging to an Education Institution:-
- i) shall be painted in light blue or sky blue colour with a 254mm. wide strip of dark blue paint going all around the body 178mm. below the windows.
 - ii) The crest of the institution shall be painted below the dark blue strip in white colour on both sides of the vehicle between the rear and the front wheel ;
 - iii) The name of the institution shall written on the front side either above or below the wind screen according to the space available

Section 111

140. Special marks to be exhibited on a stage carriage when it is used as a contract carriage

- (1) No stage carriage or vehicle forming part of a service of stage carriage shall be used as a contract carriage unless a board is affixed on each side of the vehicle showing that it is for the time being in use as such and not as a stage carriage.
- (2) The board required by sub-rule (1) shall exhibit the words ON CONTRACT in red letters on a white ground, the letters being of a size not less than that specified for a numeral of a registration mark and shall be affixed in a prominent and unobscured position at or near roof level.
- (3) The board required by sub-rule (1) shall be affixed before the commencement of any trip for which the vehicle is being used as a contract carriage and shall be kept affixed throughout whole of the trip and the boards or marks indicating the route or route on which the vehicle is operated and at other times shall be removed or covered up throughout the trip.

Section 111

141. Special Requirements for public service vehicle

- (1) Every public service vehicle and all parts thereof including paint-work or varnish shall be maintained in a clean and sound condition and the engine mechanism and all working parts in reliable working order.
- (2) Every public service vehicle shall carry a first-aid box with glazed front of dimensions suitable to accommodate the following article:-
 - (i) leaflet containing first aid instructions ;
 - (ii) set of ordinary splints (consisting of six splints with four iron sockets) ;
 - (iii) four triangular bandages ;
 - (iv) packet surgeons lint ;

- (v) sterilized cotton wool two in number, of twenty five grammas packets ;
- (vi) sterilized figures dressing twenty four in number ;
- (vii) sterilized hand or foot dressing twelve in number ;
- (viii) sterlised body dressing three in number ;
- (ix) sterlised bum dressing
 - i. Two in numbers of small size ;
 - ii. Two in numbers of large size ;
- (x) two eye pads ;
- (xi) one card safety pains ;
- (xii) one pair scissors ;
- (xiii) one spool plaster twenty five millimeters
- (xiv) one medicine tumbler
- (xv) antiseptic cream containing 0.5 percent of centrimide BP in non greasy base ;
- (xvi) one bottle spirit surgical ;
- (xvii) four bottle sale Volatile
- (xviii) four small tourniquet
- (xix) empty bottle fitted with cork and camel hair brush for eye drop ;
- (xx) one pad splinter forceps ; and
- (xxi) Medicine glass of 75 CCs.

142. Measures of stability of vehicle

- (1) The stability of double decked public service vehicle shall be such that when loaded with weights of 59 kilogrammes per person placed in correct relative position to represent the driver and conductor. If carried and a full complement of passengers of the upper deck only in the surface on which the vehicle stands were tilted to either side to an angle of twenty-eight degrees from the horizontal, the point at which overturning occurs would not be reached.
- (2) The stability of a single decked public service vehicle other than motor cab shall be such that under any conditions of load, at allowance of 73 kilogrammes for every passenger for which the is registered, if the surface on which the vehicle stands were tilted to either to an angle of thirty-five degrees from the horizontal the point at which overturning occurs would not be reached.

- (3) For the purpose of conducting tests of stability the height of any stock used to prevent a wheel of the vehicle from slipping sideways shall not be greater than two-thirds of the distance between the surface upon which the vehicle stands before it is tilted, and that part of the rim of that wheel which is then nearest to such surface when the wheel is loaded in accordance with the requirements of this rule.

Section 111

143. Seating Space

- (1) In every public service vehicle other than a motor cab there shall be provided for each passenger a reasonably comfortable seating space of not less than 375 millimeters square in the case of an ordinary vehicle, 400 millimeters squares in a semi-deluxe vehicle and 450 millimeters squares in the case of a deluxe vehicle, the seats measured on straight lines along and at right angles and at right angles to the front each seat and.
- (a) When the seats are placed along the vehicle, the backs of the seats on the side shall be least 1.37 metres distant from the backs of the seats on the other side ;
- (b) when the seats are placed across the vehicles and are facing in the same direction there shall be everywhere a clear space of not less than 66.5 centimeter between the backs of the seats ;
- (c) when seats are placed across the vehicle and are facing each other there shall be everywhere a clear space of not less than 1.25 meters between the backs of facing seats.
- (d) where seats are placed in such a manner that one row is along-wise the vehicle and the other rows of seats across the vehicle, the clear space between the front and of the longitudinal seats and the nearest part of the transverse seats shall not be less than 450 millimeters ; and
- (e) minimum leg space shall not be less than 254 millimeters in the case of an ordinary vehicle 330 mm in a semi deluxe vehicle and 380 millimeters in the case of a deluxe vehicle :

Provided that for a deluxe vehicle, the following additional specifications shall also apply, namely:-

- (i) the seats and back rests will be well sprung ;
- (ii) separate push back system seat for each passenger with head rest, arm rest and thigh rest shall be provided.
- (iii) the back of all seats shall be closed to a height of 700 millimetres above seat level ;

(iv) separate cabin shall be provided for the crew :

Provided further that a semi deluxe bus shall be provided-

- (i) with seats having head rest, thigh rest and arm rest ;
- (ii) the seats and seat backs shall be well sprung ;
- (iii) separate doors shall be provided for entrance and exit ;
- (iv) the backs of seats shall be closed to a height of 700 millimeters above seat level.

- (2) The back of all seats shall be closed to a height of 400 millimeters above seat level
- (3) In all public service vehicles, all the seats shall face to the front:
Provided that in the case of a single decked vehicle the State Transport Authority may specify the measurements within the above limits to which public service vehicles or a particular type of public service vehicle, shall conform in specific area or on hill roads:

Provided further that if the Government is satisfied that a particular vehicles or class of vehicles, having the internal height or head room measured along the centre of the vehicle, from the top of the floor boards or battens to the underside of the roof supports in excess of the height specified in this rule, is suitable for carrying out any work in furtherance of a public purpose, the Government may, by notification in the Official Gazette, exempt such vehicles or class of vehicles from the provision of this rule either generally or in such area as or on such routes subject to such conditions, as may be specified in the notification.

Section 111

144. Driver's seat

- (1) No public service vehicle shall be driven otherwise than from the right hand side of the vehicle.
- (2) On every public service vehicle space shall be reserved for the driver's seat such as to allow him to exercise full and unimpeded control of the vehicle, and in particular-
 - (a) the part of the seat against which the driver's back rests shall not be less than 280 millimeters from the nearest point on the steering wheel and that the seat shall be so constructed as to be adjustable in such a way that the distance is increased 350 millimeters, the driver's seats shall be constructed as to permit an up and down adjustment in addition to the fore and after adjustments mentioned therein;

- (b) the width across the vehicles shall not be less than 680 millimeters and shall extend to the left of the centre of the steering column, in no case less than 250 millimeters and so that a line drawn parallel to the axis of the vehicle through the centre of may gear lever brake lever, or other device to which the driver has frequent access, lies not less than 50 millimeters inside the width reserved for the driver's seat; and
 - (c) in the case of a public service vehicle other than a motor cab, the space reserved in accordance with clause (b) shall be at the left hand and be enclosed with a rigid wooden or other suitable partition to a height not less than 300 millimeters above the seat and continued forward of the seat at an adequate height above the floor of the vehicle.
 - (d) in the case of a public service vehicle other than a motor cab, the space reserved in accordance with clause (b) shall be at the left hand and be enclosed with a rigid wooden or other suitable partition to a height not less than 300 millimeters above the seat and continued forward of the seat at an adequate height above the floor of the vehicle.
- (3) No public service vehicle shall be so constructed that any person may sit or any luggage may be carried on the right hand side of the driver.
 - (4) Every public service vehicle shall be so constructed that save for the front pillar of the body, the driver shall have a clear vision both to the front and through an angle of ninety degrees to his right hand side. The front pillar of the body shall be so constructed as to obstruct the vision of the driver to the least possible extent.
 - (5) The State Transport Authority, may be order, in writing, direct that until such time as the vehicles have been taken off the road after having lived their lives, nothing in this rule in regard to and consequent upon the provision requiring that the vehicle shall be driven from the right hand side shall apply to a public service vehicle or a specified class of public service vehicle fitted with left hand steering control and obtained through the Disposal Organization of the Central Government.
 - (6) Where registering authority registers a public service vehicle in respect of which, or belonging to a class in respect of which an order under sub-rule (5) has been made, it shall note in the certificate of registration the fact that nothing in this rule in regard to and consequent upon the provision requiring that the vehicles shall be driven from the right hand side shall apply to the vehicle.

145. Gangway

- (1) In every public service vehicle, the entrance to which is from the front or the rear there shall be a gangway along the vehicle and,
 - (a) Where seats are placed along the sides of the vehicle there shall be as gangway a clear space of not less than 60 centimeters measured between fronts of the seats ; and
 - (b) where seats placed across the vehicle there shall be as gangway a clear space of not less than 300 millimetres upto a height of 760 millimetres and not less than 380 millimetres above 760 millimetres from the floor level and where standing passengers are allowed there shall be as gangway, a clear space of not less than 500 millimetres in width upto a height of 760 millimetres from the floor level.
- (2) Where the vehicle has seats across the full width of the body with separate doors to each seat, a gangway from front to rear of the vehicle shall not be required.

Section 111**146. Limit of seating capacity**

- (1). Notwithstanding anything contained in these rules, no public service vehicle other than a motor cab, shall be registered for a number of passengers in excess of the number obtained by subtracting 118 kilogrammes from the difference in kilogrammes between the registered laden weight of the vehicle and dividing the resulting figures by 160 in the case of a single decked vehicle and 130 in the case of a doubled decked vehicle or for such number of passengers that when the vehicle is loaded in normal manner the axle weight of any axle will not exceed the registered axle weight for that axle.
- (2) In addition to the number of persons permitted to be carried in a public service vehicle--
 - (i) a child of not more than twelve years of age shall be reckoned as a hand ;
 - (ii) a child of not more than three years of age shall not be reckoned

Section 111**147. Head Room**

Every public service vehicle other than a motor cab shall have the following internal height or head room measured along the centre of the vehicle from the top of the floor boards or battens to the underside of the roof supports,--

- (a) in case of a single decked vehicle with a permanent top not less than 1.4 metres and not more than 2 metres ;
- (b) in the case of a single decked vehicle with a movable hood not less than 1.4 metres ;
- (c) in the case of a double decked vehicle such measurement as the Government may determine in each particular case :

Provided that in the case of a single decked vehicle the State Transport Authority may specify the measurement within the above limits to which public service vehicles shall conform in specific or on hill roads.

Section 111

148. Width of doors

- (1) Every entrance and exit of a public service vehicle other than a motor shall be atleast 530 millimetres in width and of sufficient height.
- (2) Every entrance and exit door shall be capable of being opened outwards by one operation of the locking mechanism.
- (3) Door handles or levers to door catches shall be so designed and fitted that they are not liable to be dislodged or to be operated accidentally.
- (4) All doors shall be so designed as to be readily opened in case of need from inside and outside of the public service vehicle.
- (5) Every public service vehicle shall have an emergency exit separate from the entrance door.
- (6) All emergency exit shall,--
 - (i) be clearly marked ‘EMERGENCY EXIT’ in bold letters on the inside ;
 - (ii) be fitted with doors to open outwards ;
 - (iii) be so designed as to be opened from inside and the outside of the vehicle ;
 - (iv) be equipped with a fastening device which can be quickly released but so designed as to offer protection against accidental release ;
 - (v) be easily accessible to persons of normal height standing on the ground outside the vehicle ;
 - (vi) be easily accessible to the passengers ;

- (vii) be such that no seat or other object placed in the vehicle will restrict the passage to the emergency door ;
 - (viii) be located either at the back or on the right hand side of the vehicle ;
and
 - (ix) have no step leading to it.
- (7) In the public service vehicle other than the deluxe buses being plied on long routes shall be provided with different opening for entrance and exit in addition to the emergency and driver's exit.
- (8) There shall be unobstructed accessibility from every seat to at least one exit :
- Provided that this rule not apply to any seat alongwith the driver if there is access to such seat by an entrance other than the driver entrance ; and
- (9) There shall be direct access to the driver's seat either from off side of the vehicle or by means of a passage, which shall be smaller in dimensions than the one specified from the gangway.

Section 111

149. Grab rail

In a public service vehicle other than a motor cab there shall be fitted to every entrance or exit, except an emergency exit, a grab rail to assist passengers in boarding or alighting from the vehicle.

Section 111

150. Step

- (1) In every public service vehicle other than a motor cab, the top of the tread of the lowest step for any entrance or exit, other than emergency exit, shall not be more than 500 millimetres or less than 425 millimetres above the ground when vehicle is empty, Fixed steps shall not be less than 225 millimetres wide and shall in no case project laterally beyond the body of the vehicle unless they are so protected by the front wings or otherwise that they are not liable to injure pedestrians. The shortest distance between any step well and a vertical plain passing throughout the front edge of a seat shall not be less than 225 millimetres.
- (2) In case of double decked vehicle, --
- (a) the risers of all steps leading from the lower to the upper to the upper deck shall be closed and no unguarded aperture shall be left at the top landing board;
 - (b) all steps leading from the lower to upper deck shall be fitted with non-slip treads;

- (c) the horizontal distance from the nearest point of the riser of the top step to the vertical line passing through the nearest point of the seat apposite to the top tread of the staircase excluding any grab rail which does not project more than 75 millimetres from the back of the seat, shall not be less than 660 millimetres; and
- (d) the outer stringer of an outside staircase shall be so constructed or a band shall be so placed, as to act as a screen to persons sending or descending and the height of the outer guard rail shall not be less than one metre above the front of the tread of each step.

Section 111

151. Cushions

Where the seats of public service vehicle are provided with fixed or movable cushion, the cushion shall be covered with the leather cloth of good quality or other material of such a kind that they are capable of being kept in a clean and sanitary condition

Section 111

152. Body dimension and guard rails

- (1) Every service vehicle other than a motor cab, shall be so constructed that :-
 - (a) in the case of single decked vehicle with an enclosed body,--
 - (i) the height of the body sides from the floor or the sills of the windows, as the case may be, shall not be less than 710 millimetres ; and
 - (ii) if the height of the sides of the body or the sills of the windows, as the case may be, above the height part of any seats is less than 450 millimetres provisions be made by means of guard rails or otherwise to prevent the arms of seated passengers being thrust through and being injured by passing vehicles or the extent to which the side windows or Venetians can be lowered in such a way that when lowered their top edge is not less than 450 millimetres above the highest part of any seat.
 - (c) In the case of a double-decked vehicle with an uncovered top deck and the top desk shall be provided with the side and end rails the top of which shall be atleast one metre above the highest part of any seat and the top of the front and back rails shall be atleast one metre

above the deck boards or batten and shall follow the chamber of the deck

- (2) For the purpose of this rule, seat-back shall not be deemed to be part of the seat.

Section 111

153. Protection of passengers from weather

- (1) Every public service vehicle other than a double decked vehicle shall be either constructed with fixed and watertight roof or equipped with a watertight hood that may be raised or lowered as required.
- (2) Save in the case of uncovered top deck of a double-decked vehicle every public service vehicle shall have suitable windows, Venetians or screen capable at all times of protecting the passengers from the weather without preventing adequate ventilation of the vehicle when the screens are made of fabric, the whole of them shall at all times be fastened securely to the vehicle.
- (3) Where glass windows or Venetians are used, they must be provided with effective means to prevent their ratting.
- (4) There shall be adequate ventilation for both passengers and the drivers without the necessary for opening any main window or wind screen.

Section 111

154. Prohibition on the fitting of mirrors:-

No mirror or glass -covered pictures shall be fitted inside or outside the body of any public service vehicle : Provided that nothing shall prohibit the fitting of any mirror which may be necessary to enable the driver to obtain a view of the road in the rear of the vehicle or a view of interior of the vehicle.

Section 111

155. Lighting:-

Every public service vehicle shall be furnished with election lights adequate to give reasonable illumination though the vehicle but such power or so screen as not to impair the forward vision of the driver.

Section 111

156. Body construction:-

The body and body layout of public service vehicle shall be so constructed and so fastened to the frame of the vehicle as to comply with such directions may be issued by the State Transport authority from time to time.

157. Fuel tanks :-

- (1) No fuel tank shall be placed in any public service vehicle under any part of any gangway which is within 60 millimetres of any entrance or exit of a single decked vehicle or the lower deck of double decked vehicle.
- (2) The fuel tank of every public service shall be so placed that no overflow there from shall fall upon any wood work or accumulate where it can be readily ignited. The filling points of all fuel tanks shall be outside the body of the vehicle and the filler caps shall be so designed and constructed that they can be securely fixed in position

Section 111

158. Electric Wires :-

All electric wires or loads shall be adequately insulated.

Section 111

159. Fire extinguishers:-

Every public service vehicle shall be equipped with a fire extinguisher of a type specified by the State Transport Authority and it may be inspected at such periods and by such persons as the State Transport Authority may specify.

Section 111

160. Water Proof Canvas

Every public service vehicle shall be equipped with water-proof canvas for safeguarding luggage belonging to the passengers and carried on the roof of the vehicle.

Section 111

161. Locking of Nuts :-

All moving parts of every public vehicle and all parts subject to service vibration connected by bolts or studs and nuts shall be fastened by lock nuts washers or by castellated nuts and spit pins or by some other efficient device so as to prevent them working loose.

Section 111

162. Exhibition of Starting and Destination Stations:-

The owner of a public service vehicle other than motor cab shall exhibit a board in the manner illustrated in the Second Schedule to these rules above the drivers seat on the front of the vehicle indicating the starting point and the terminus of the route for which he holds permit. The boards shall cover the whole width of the vehicle. The letters of the words indicating the starting point and the terminus shall be in black on a white ground and shall each be not less than 100 millimetres height and twenty millimetres thick at any part. In the case of the public service vehicle which ply on inter-station routes the words shall be English and in all other cases in Hindi in Devnagri script.

The owner of the public service vehicle other than a taxi cab shall exhibit on a black strip, divided into two parts, one showing the trip number and other showing the approved departure time written in white chalk the approved departure time written in white chalk in Arabic figures below the boards specified in sub-rule(1).

Section 111**163. Floor Boards:-**

- (1) The floor boards of every public service shall be strong and so closely fitted or so covered with a suitable material as to exclude as far possible draughts and dust.
- (2) The floor boards may be pierced for the purpose of drainage but for no other purpose

Section 111**164. Spare Wheel and Tools:-**

- (1) Save as otherwise specified by the Regional Transport Authority in respect of the public vehicle being exclusively plied in the urban areas, every public service vehicle shall at all times be equipped with not less than one spare wheel or rim fitted with a pneumatic tyre in good and sound condition readily inflated and mounted in such a way that it can be readily dismantled and fitted to the vehicle in the place of any one of the road wheels:

Provided that it shall not be necessary to have a second spare wheel during the completion of any journey which the spare wheel has been used.

- (2) Every public service vehicle shall at all times be furnished with an efficient jack and other tools necessary to change a wheel or rim and tyre and with the equipment necessary to repair a puncture, including the following, namely:-

- (ii) Spanners to fit every nut on the vehicle.
 - (iii) One screw driver;
 - (iii) One pair pliers :
 - (iv) One hammer;
 - (v) Two tyre levers;
 - (vi) Tyre repair outfit;
 - (vii) Tyre pump;
 - (viii) Wheel jack;
 - (ix) One spare headlight bulb and one spare rear lamp bulb ; and
 - (x) A supply of spare fuses
- (3) Every transport vehicle other than a motor cab shall be furnished with suitably fashioned block attached by chain to the vehicle to be used as check when the vehicle is halted on a slope.

Section 111

165. Advertisements and other Marking on Public Service Vehicle:-

- (1) No advertisement device, figure or writing shall be exhibited on any public service vehicle save as may be permitted by the State Transport authority by general or specific order.
- (2) A public service vehicles, when regularly used for carrying Government mail by or under a contract with the Indian posts and Telegraphs Department shall exhibit in a conspicuous place upon a plate or a plane surface of the vehicle the words ‘_MAIL’ in red on the white ground, each letter being not less than 100 millimetres in height and of a uniform thickness of 20 millimetres.
- (3) Save as aforesaid, no motor vehicle shall display any sign or inscription which includes the words ‘_MAIL’

Section 111

166. Body and Loading Platform of Goods Carriage:-

- (1) The body of every goods carriage including a trailer shall be so fastened to the frame of the vehicle and so constructed as to comply with such directions as may be issued by the State Transport authority from time to time. The vehicle shall be capable of carrying the load for which it is used without danger or inconvenience to other road users so that the load can be securely packed within the body or platform.

- (2) Every carriage with a trailer and tractor-trailer combination shall be fitted with an electric device so as to cause an alarm by working of a buzzer in the driver's cabin on account of failure of the towing mechanism and discoupling of the trailer.

Section 111

167. Driver's Seat of Goods Carriage:-

- (1) The provisions of rule 144 shall apply to every goods carriage in so far as the seat of driver is concerned.

Section 111

168. Requirements for Auto Rickshaw and Tractor Tractors:-

- (1) Every Auto-Rickshaw shall,:-
- (i) Have body either of a station wagon or a box type or hackney carriage type as approved by the State Transport Authority soundly constructed to the satisfaction of the registering authority and shall be securely fastened to the frame of the vehicle and there shall be adequate arrangements for protection of passengers from sun, wind and rain ;
 - (ii) Have the roof constructed as to provided protection for passengers from sun and rain and shall be either of metal sheeting or canvas or some other suitable material ;
 - (iii) Have road clearance not more than 225 millimetres and not less than 150 millimetres ;
 - (iv) Have floor board not more than 550 millimetres above the surface on which the auto-rickshaw stand ;
 - (v) Have the driver's seat at least 100 millimetres of clearance from the front panel of the body and a wind screen shall be provided for the driver;
 - (vi) Be provided at learnt 275 millimetres leg space in the case of an autorickshaw having seating capacity for four passengers and at least 375 millimetres leg space in the case of an auto-rickshaw having seating capacity for two passengers ;
 - (vii) Be provided with meter approved by the Bureau of Indian Standards ;
 - (viii) Be fitted with a bulb horn in addition to electric horn ; and
 - (ix) Be fitted a rear view mirror mounted at a suitable place to give a clear unobstructed view of the rear to the driver ;

Provided that in case of an auto-rickshaw having seating capacity for four passengers the entrance to which is from the front or rear and the seats are placed across the auto-rickshaw there shall be gangway of not less than 300 millimetres.

Subject to the provisions contained in Chapter-V of Central Rules, in so far as these relate to tractor trailer combination and overall dimensions specified for trailer under the said chapter.

The trailers, to be attached with tractors for the carriage of goods including trailers attached to tractors for use of agriculture produce, shall,

- (i) have provision of tail light, stop-light, side indicator, front and rear parking lights ;
- (ii) have parking brakes of adequate capacity for parking the unhitched trailer with maximum weight at minimum gradient of 10% ;
- (iii) have adequate provision of suspension system and shall have over run brakes which are equated at the hitch combination when tractor brakes are applied ;
- (iv) have its loaded height not exceeding the height of centre of the steering wheel of tractor ; and
- (v) have its width not more than that of the tractor.

The tractors with which trailer is to be attached shall,--

- (i) Be fitted with a rear view mirror so that driver of the tractor could have rear view of the road:
- (ii) have self-locking and spring loaded swivel type. Hook the line of the pull of tractor trolley combination shall be horizontal and its hooks shall be of heavy duty forged steel:
- (iii) be fitted with engine having—
 - (a) 35 horse power where load does not exceeds 1000 kilograms;
 - (b) more than 35 horse power where payload exceeds 1000 kilograms but does not exceed 2000 kilograms.

Section 111

169.	Use of flag:-
	No motor vehicle other than the vehicle used by dignitaries or officers authorized by the Central Government or Government of Himachal Pradesh to use distinctive flags, shall display such flags or flag rods. (Inserted vide Govt. Notification No.TPT-F(10)-1/2015 dated 15.06.2021)
170.	Use of red light:-
	Omitted

CHAPTER VIII**CONTROL OF TRAFFIC****171. Use of weighing device:-**

- (1) No weighing device shall be used for the purposes of section 114, unless it is tested not less than once in every six calendar months by an officer appointed by the Chairman of the State Transport Authority, in consultation with the Controller, Weights and Measures, Himachal Pradesh.
- (2) No weighing device shall be installed without the approval of the State Transport Authority.
- (3) The State Transport Authority while giving approval for the installation of weighing device in terms of sub-rule (2) shall have regard to the following matters, namely.
 - (a) the interests of the public generally and the efficient functioning of the weighing device;
 - (b) the suitability of site for installation from the point of view of traffic control ;
 - (c) the evidence of annoyance to persons living or having property in the locality;
 - (d) the suitability of the site of installation in relation to other existing weighing devices in the same area ;
 - (e) any other consideration that may appear to be relevant.

Section 138(2)(f).

172. Restriction on driving with gear disengaged:-

On any hill marked by traffic sign No.10 part A of the Schedule to the Act, no person shall drive a motor vehicle with the clutch pedal/depressed or with any free wheel or other device in operation which frees the engine from the driving wheels and prevents the engine from acting as a brake when the vehicle is traveling down an engine.

Section 138(2)(g).

173. Prohibition of amounting or taking hold of vehicle in motion

- (1) No person shall mount or attempt to mount on or dismount from any motor vehicle when the motor vehicle is in motion.
- (2) No person shall take hold of and no driver of a motor vehicle shall cause or allow any person to take hold of any motor vehicle when in motion for the purpose of being towed or drawn upon some other wheeled vehicle or otherwise.

Section 138(2)(h).**174. Towing**

- (1) No vehicle other than a mechanically disabled or incompletely assembled motor vehicle or a registered trailer shall be drawn or towed by any motor vehicle.
- (2) No motor vehicle other than a registered trailer shall be drawn or towed by any other motor vehicle unless there is in the driver's seat of the motor vehicle being drawn or towed a person holding a license authorizing him to drive that type of vehicle or unless the steering wheels of the motor vehicle being towed firmly and securely supported clear of the road surface by some crane or other device on the vehicle which is drawing or towing it.
- (3) When a motor vehicle is being towed by another motor vehicle, the clear distance between the rear of the front vehicle and the front of the rear vehicle shall at no time exceed 4.6 metre. Step shall be taken to render the low rope or chain easily distinguishable by other users of the road and there shall be clearly displayed on the rear of the vehicle being towed in back letters not less than 75 millimetres high and on white ground the words "ON TOW".

Provided that no person shall be liable to be convicted for contravention of this sub-rule for failure to display the words "ON TOW" if the motor vehicle which is towing to other is not a motor vehicle adapted and ordinarily used for the purpose and so long as vehicle is being towed between the place of the break down and the nearest place on the route at which the necessary materials can be obtained.

- (4) No motor vehicle when towing another vehicle other than a trailer or side can shall be driven at a speed exceeding twenty-five kilometers per hour.

Section 138(2)(h).**175. Traffic aggregation :-**

Where any road or street is provided with foot paths, or tracks reserved for cycles or specified classes of other traffic, no person shall, save with the sanction of a police officer uniform, driver any motor vehicle or cause or allow any motor vehicle to be driven on any such foot path or track.

Section 138(2)(i).

176. Projection of loads:-

- (1) Nothing be placed or carried upon the outside of the roof of a double-decked public service vehicle.
- (2) No person shall drive and no person shall cause or allow to be driven in any public place any motor vehicle which is loaded in a manner likely to cause danger or injury to any person or in such a manner that the load or any part thereof or anything extends:
 - (a) laterally beyond the side of the body or beyond a vertical plain in prolongation of the side of the body ;
 - (b) to the front beyond the foremost part of the vehicle ;
 - (c) to the rear to a distance exceeding 1.2 metres beyond the rear most part of the vehicle excluding luggage carrier ; and
 - (d) in height by a distance which exceeds 40 metres from the surface upon the motor vehicle rests.
- (3) The provisions of clause (C) of Sub-rule (2) shall not apply to goods carriage when loaded with any pole or other projecting things so long as :
 - (a) the projecting load falls within the limits of the body of a trailer being drawn by the goods carriage ; or
 - (b) the distance by which the pole or other thing projects beyond the rearmost point of the motor vehicle does not exceed 1.8 metres ; and
 - (c) there is attached to the rear of such pole or other thing in such a way as to be clearly visible from the rear at all times a white circular disc of less than 375 millimetres in diameter and at night a lamp in addition to the specified lamps on the vehicle so arranged as to show a red light to the rear.
- (4) A Regional transport authority or its office if so authorized by it may, by an order in writing, in emergent cases, exempt any motor vehicle for such period and subject to such conditions as any be specified, from any or all the provisions of this rule.

Section 138(2)(i).**177. Carriage of dangerous substances:-**

- (1) Except for the fuel and lubricants necessary for the use of the vehicle, the carriage of goods of dangerous and hazardous nature to human life, highly inflammable or otherwise dangerous substance shall not be carried on any vehicle, unless it is so packed or the body has been so fabricated as approved by the controller of Explosives, Government of India or by an officer authorized by him in this behalf that even the case of an accident to the vehicle it is unlikely to cause damage or injury to the vehicle or persons carried thereon or to any public property.

- (2) If in the opinion of an office authorized by the Director, any vehicle is at any time loaded in contravention of sub-rule(1), he may order the driver or other person in charge of the motor vehicle to remove or repack the carriage of goods of dangerous or hazardous nature to human life as may be specified by the Department of Science and Technology, Government of Himachal Pradesh otherwise the vehicle or goods shall be liable to be impounded by the officer so authorized with the help of police authorities of the area.

Section III (2)(b) and 138(2)(i)

178. Sound signals :-

- (1) No driver of a motor vehicle shall sound the horn or other device for giving audible warning with which the motor vehicle is equipped or shall cause or allow any other person to do so continuously or to an extent beyond what is necessary to ensure safety.
- (2) The District Magistrate may, by notification published in the Official Gazette or in one or more newspapers in circulation in the area and by erection in suitably placed traffic sign No.7 as set forth in part A of the Schedule to the Act, prohibit the use by drivers of motor vehicle of any horn, gong or other device for giving audible warning in any area during such hours as may be specified by him in the notification

Provided that when the District Magistrate prohibits the use of any horn or other device for giving audible warning during certain specified hours he shall cause a suitable notice, in English and Hindi Languages to be affixed below the traffic sign setting forth the hours within which such use is prohibited.

Section 138(2)(i)

179. Cut-outs:-

No driver of motor vehicle shall in any public place make use of any cut-outs or any other device by means of which the exhaust gases of the engine are released save through the silencer.

Section 138(2)(i)

180. Restriction on traveling backwards:-

No driver of a motor vehicle shall cause the vehicle to travel backward without first satisfying himself that he will not thereby cause danger of a road roller for any greater distance or period of time which may be reasonably necessary in order to turn the vehicle round.

Section 138(2)(i)

181. Use of lamps when a vehicle is at rest:-

- (1) If within the limit of an urban area a motor vehicle is at rest within the hours during which lights are required, at the left hand side of any road or street or elsewhere in any duly appointed parking place it shall not be necessary for the motor vehicle to exhibit any light save as may be required generally or specified by the District Magistrate.

- (2) Outside the limits of an urban area, if motor vehicle is rest within the hours during which lights are required in such a position as not cause danger or undue inconvenience to other users of the road, it shall not be necessary for the motor vehicle to display any lights.

Section 138(2)(i)

182. Dazzling lights:-

- (1) The driver of a motor vehicle shall at all times when the lights of the motor vehicle are in use so manipulate them that danger or undue inconvenience is not caused to any person by dazzle.
- (2) The District Magistrate may, by notification in the official gazette and Hindi Language within such areas or in such places as may be specified in the notification, prohibit the use of lamps giving a powerful or intense light.

Section 138(2)(i)

183. Visibility of lamps and registration marks :-

- (1) No load or other things shall be placed on any motor vehicle so as at any time to mark or otherwise interrupt vision of any lamp registration mark or other mark required to be carried by exhibited on any motor vehicle by or under the provisions of the Act, unless a duplicate of the lamp or mark so marked or otherwise obscured exhibited in the manner required by or under the Act for the exhibition of the marked or obscured lamp or mark.
- (2) All registration and other nark required to be exhibited on a motor vehicle by or under the provisions of the Act Shall at all times be maintained as far as may be reasonable possible in a clear and legible condition.

Section115 and 138(2)(h)

184. Stop on road surface:-

- (1) When any line painted on or inland into the surface of any road at the approach to a road junctions or to a pedestrian crossing or otherwise, no driver shall drive a motor vehicle so that any part thereof projects beyond that at any time when a signal to stop is being given be a police officer or by means of traffic control lights or by the temporary display of sign no.3 the Schedule to the Act.
- (2) A line for the purpose of this rule shall not be less than 50 millimetres in the width at any part and shall be either in white or yellow colour.

Section112, 115 and 138(2)(i)

185. Special provisions on hill roads :-

On all hill roads all drivers shall observe the following special rule namely:-

- (a) no motor vehicle shall overtake another, except at a place where the whole road is clearly visible for at least 180 metres ahead;
- (b) when two motor vehicles approach each other in opposite directions at a point where they cannot meet without danger of collision, the vehicle proceeding downhill shall give way to the vehicle proceeding uphill and when such a meeting takes place in a dip or on a level stretch of road, the vehicle on the inside of the road, that, the side from which the hill side slopes upwards, shall give way ;
- (c) the driver while taking turn on every bend and curve shall give horn; provided that it shall not be necessary to give a horn t a bend or curve near a hospital if an indication for not giving a horn has been put at that bend or curve ;
- (d) the driver shall not drive a public service vehicle on any hill road, unless his license has been enclosed for driving on hill roads|| by the Registering authority ;

Explanation :- For the process of this rule, the expression ‘ Hill Road|| shall mean all roads in the State except these roads which may be declared by the Government by a notification in the official Gazette as plain roads‘.

Section 138(2)(i)186.

186. Trailers prohibited with motor cycles :-

- (1) A motor cycle with not more than two wheels with or without a side car shall not draw a trailer.
- (2) No motor vehicle shall draw trailer exceeding 227 kilogram in weight unladen or 1.5 metres in overall width except with permission of the State Transport Authority.

Section 138(2)(i).

187. Prohibition of attachment of trailer to certain vehicle:-

No motor vehicle which exceeds 9.1 metres in length shall draw a trailer:

Section 138(2)(i).

188. Attendants on trailer:-

- (1) When a trailer is or trailers are being drawn by a motor vehicle there shall be carried in the trailer or trailer or on drawing motor vehicle, as the case may be, the following persons, not being less than eighteen years of age and competent to discharge their duties that is today :-

- (a) If the brakes of the trailer or trailer cannot be operated by the driver of the drawing motor vehicle or by some other person carried on that vehicle:-
- (i) One person on every trailer competent to apply the brakes; and
 - (ii) One person placed at or near the rear of the last trailer in train in such a position as to be able to have a clear view of the road in rear of the trailer to signal to the drivers of overtaking vehicles and to communicate with the driver of the drawing motor vehicle.
- (b) If the brakes of the trailer can be operated by the driver of the drawing motor vehicle or by some other person carried on that vehicle, such other person in addition to the driver shall be carried on their vehicle and one person on the last trailer in the train in accordance with the provisions of sub-clause (ii) of clause (a).
- (c) if the trailer is or trailers are being drawn by a locomotive, notwithstanding that the brakes of the trailer or some other person on the locomotive, not less than one person on each trailer and not less than two persons on the last trailer in train, one of whom shall be the person required by the provisions of sub-clause (ii) of clause (a).
- (2) This rule shall not apply:-
- (a) to any trailer having not more than two wheels and not exceeding 771 kilograms in weight laden when used singly and not in a train with other trailers ;
 - (b) to the trailing half of an articulated vehicle ;
 - (c) to any trailer used solely for carrying water for the purpose of the drawing vehicle when used singly and not in a train with other trailer ;
 - (d) to any agricultural or road-making or road repairing or road clearing implement drawn by a motor vehicle; or
 - (e) to any trailer specially constructed or adopted for any purposes upon which an attendant cannot safely be carried ; or
 - (f) to any close trailer specially constructed for any purpose and specifically exempted from any or all of the provision of this rule by an order, in writing made by the registering authority to the extent so exempted.

189. Distinguishing mark for trailers:-

- (1) No person shall drive or offer or cause to be driven in any public place any motor vehicle to which a trailer is or trailers are attached unless there is exhibited on the back of the trailer or of the last trailer in trail, as the case may be, a distinguishing mark in the form set out in the diagram contained in the Third Schedule to the rules in white color on black ground.
- (2) The mark shall be kept clear and unobscured and shall be so fixed to the trailer than
 - (a) the letter on the mark is vertical and easily distinguishable from the rear of the trailer;
 - (b) the mark is either on the centre or to the right hand side of the back of the trailer; and
 - (c) no part thereof is at a height exceeding 1.2 metres from the ground.
- (3) This rule shall not apply to the cases referred to in clauses (a), (b), (c), (d) and (e) of sub-rule 188.

190. Use of trailers:-

- (1) No trailer other than the trailing half of an articulated vehicle shall be attached to a public service vehicle.
- (2) Save in the case of a trailer being used for the carriage of troops of the police or in the case of a tractor trailer used for agricultural purposes and carrying not more than six persons including the attendant, no person other than the attendant or attendants as required by rule 188 shall be carried on a trailer.

Section 131 and 138 (2) (i)**191. Crossing around Railway level crossing:-**

On the approach of any Railway crossing guarded or unguarded, the driver of every motor vehicle shall stop the vehicle and shall not enter the Railway crossing until he has made himself sure that the Railway track on both sides is clear.

Section 119 and 138 (B) (2) (1)**192. Duty to comply with traffic control signals:-**

- (1) Every driver of a motor vehicle shall, when driving the vehicle in a public place comply with any traffic control signal given to him by any police officer in uniform, for the time being engaged in the regulation of traffic in such public place.

Explanation :- For the purpose of this rule "Traffic Control Signal" means a traffic control signal as illustrated in the Fourth schedule to these rules.

Section 96(2) (xii) (xiii), 117 and 138 (2) (e).

193. Use of protective head gear:-

- (1) *Every person, above four years of age, driving or riding or being carried on a motor cycle of any class or description as defined under Clause (27) of section 2 of the Act shall, while in a public place, wear protective headgear conforming/provided to specifications prescribed by the Bureau of Indian Standards under the Bureau of Indian Standards Act, 1986.
- (2) No Motor cycle shall be registered in the State without the production of authorized receipt for purchase of two numbers of headgears conforming to specifications prescribed by the Bureau of Indian Standards under the Bureau of Indian Standards Act, 1986".

*Rule 193 amended vide Govt. No. TPT-A(3)8/2003 Dated: 30/08/2023

CHAPTER IX**Halting of Motor Vehicle in public places****194. Halting of stage carriage:-**

- (1) No stage carriage shall be halted in an urban area on a notified bus stop for more than five minutes consecutively for the taking up or setting of passengers or at any time during the course of a run except at a bus stand.
- (2) The District Magistrate may direct that in an urban area, in any street or any road notified by him in this behalf (the notification made through the public proclamation or in such other manner as the District Magistrate may deem fit) no stage carriage shall take up or set down passengers except at a place appointed by him as a bus stop or at a bus stand.
- (3) No stage carriage shall be halted at a bus stop for longer than it is necessary to take up such passengers as are waiting when the vehicle arrives and to stop down such passengers as wish to alight.
- (4) If the run of any stage carriage starts or finishes in an urban area, it shall unless the District Magistrate specially exempts the vehicle from the provisions of this rule, be begun from or be ended at a bus stand.
- (5) Where a stage carriage is exempted from the provisions of the preceding sub-rule, it shall be condition of the exemption that no passenger shall be taken up or set down, as the case may be, at any point within a distance of 183 metres or such other distance as may be named in the order of exemption from the place where the stage carriage is granted or parked at the start or finish of the run.
- (6) In exempting a stage carriage from the provisions of sub-rule (4), the District Magistrate may make it a condition that the passengers shall be set down first and thereafter passengers be taken up at a particular bus stop fixed for the purpose in the order of exemption.
- (7) An order of exemption made under sub-rule(4) shall remain in force for one year or such lesser period as the District Magistrate may direct and may be cancelled or modified by him at his discretion at any time.
- (8) A Regional Transport Authority may attach to a stage carriage permit, a condition that when the vehicle is not in use, it shall not be halted in any public place except at a bus stand or at a parking place appointed under rule 196.

Provided that the aforesaid provisions shall not apply to a stage carriage when it is being used as a contract carriage or as a vehicle for the carriage of goods without passengers; provided that a board has been affixed to the vehicle bearing the inscription 'NONCONTRACT' or 'CARRYING GOODS ONLY', as the case may be ; provided further that the particulars of the hiring have been entered in the log book of the vehicle.

Section 96(2) (xxi) and 138 (2) (e)

195. Halting of contract carriages:-

A Regional Transport Authority may impose on the use of any contract carriage or any stage carriage where the same is being used as a contract a carriage a condition that the vehicle shall not be halted for more than ten consecutive minutes in any public place in an urban area gave at parking place or in the case of a motor cab at a taxi stand duly appointed under rule 196.

Section 96(2) (xxi) and 138 (2) (e)

196. Parking Place:-

Subject to the provisions of rule 201, a District Magistrate, may, subject to the control of the Regional Transport Authority concerned and after consultation with the Superintendent of Police and the local authority having jurisdiction in the area concerned, make orders appointing parking places and the local authority having jurisdiction in the area concerned, make orders appointing parking places and stands for motor vehicles under section 117;

Provided that no place which is privately owned shall be appointed as a parking place or a stand except on application by or with the written consent of the owner.

Section 96(2) (xxiii) and 138 (20) (e)

197. Taxi Stands:-

- (1) At every taxi stand appointed under rule 196:-
 - (a) the driver shall station their motor cabs in the stand in the order in which they arrive, the motor cab which has been waiting longest being stationed in the front position and the motor cabs being moved up as vacancies occur;
 - (b) the drivers of the first two motors cabs shall stay by their vehicles ready to be hired by any person ;
 - (c) no motor cab shall be kept in taxi stand unless the driver is willing to accept any intermediate hiring that may be offered ; and
 - (d) no disabled motor cab shall be kept in taxi stand unless the disablement can be and is intended to be remedied forthwith.

- (2) The District Magistrate may in the case of any taxi stand relax any or all the provisions contained in sub-rule (1).
- (3) Nothing in sub-rule (1) shall render it obligatory on a person wishing to hire a motor cab from taxi stand to take the first cab or restrict his freedom to choose whichever vehicle he prefers.

Section 122 and 138 (2) (a).

198. Involuntary halts:-

No person shall be liable to be punished for halting a vehicle in contravention of any of the rules contained in this chapter, if the stopping of vehicle was occasioned by a mechanical defect or by any other cause beyond the control of the driver or person in charge.

Provided that the driver or other person in-charge shall continue to be liable for contravening section 122, unless all practicable steps have been taken to dispose of the vehicle in such a way that it shall not cause danger, obstruction or inconvenience to other users of the road.

Section 138 (2) (i).

199. Prohibition on the use of horn :-

Except to avoid an imminent accident, no person shall sound the horn or other audible warning device of any motor vehicle within the limits of a bus stand, parking place or taxi stand.

Section 96 (2) (xxii) and 138 (2) (e).

200. Classification of Bus stands:-

- (1) Bus stands shall be classed as follows :-
 - A. Bus stands, being General Bus Stands administered directly by the State Transport Authority;
 - B. Bus Stands being General Bus Stands entrusted for management, under arrangements made by the District Magistrate, to a private person or Company;
 - C. Bus Stands, being General Stands administered by a Municipal Committee or other local authority either directly or through the agency of a contractor;
 - D. Other Bus Stands, or Company Bus Stands.

- (2) Every order made by the District Magistrate under rule 196 shall show clearly the class of stand which is allowed to be established and shall be in the respectively Form that is HP Form XLVIII Stand _A' HP Form XLIX Stand _B', HP Form Stand _C' or HP Form LI Stand _D' and shall be notified by publication in one or more newspapers in circulation in the District or by such other means as the District Magistrate may consider appropriate.
- (3) The District Magistrate shall from time to time fix the fees or the maximum fees payable at every stand.

Section 96 (2) (xxii) and 138 (2) (e).

201. Consideration governing the location of stands:-

In deciding whether to grant permission for the use of any place as a stand, the District Magistrate shall have regard to the following matters, namely:-

- (a) The interests of the public generally and the efficient organization of transport system;
- (b) The suitability of the site from the point of traffic control;
- (c) The avoidance of annoyance to persons living or having property in the locality;
- (d) The suitability of the site in relation to other stands in the same town; and
- (e) Any other consideration that may appear to be relevant.

Section 96 (2) (xxii) and 138 (2) (e).

202. Conditions applicable to all stands:-

- (1) Every order permitting place to be used as a stand under rule 196 shall be subject to the following conditions, namely :-
 - (a) that the land and building of the stand shall at the times be kept clean and in a good state of repair;
 - (b) that the stand shall be administered in a seemly and orderly manner ;
 - (c) that the person, transport company, transport firm, transport society or authority permitted by the District Magistrate to use the place as a stand shall take all possible precautions to ensure that no breach of the Act or of the rules is committed in respect of any vehicle entering or leaving halting at the stand;
 - (d) that a board shall be set up in a conspicuous position at the stand showing the fees payable and that the full amount of fees due from the owners and drivers of vehicles shall be charged neither more not less;

- (e) that weighing machine shall be maintained at the stand for determining the weight of the goods to be carried by passengers in public vehicles or in the goods carriages ; and
- (f) that local authority or person authorized to administer the stand :-
 - (i) maintain such records as the District Magistrate may from time to time direct;
 - (ii) employ such staff at the stand as may be specified in the order made by the District Magistrate ;
 - (iii) provide waiting room for the largest number of passengers that may reasonably be expected to use the stand at any one time including separate accommodation for women ;
 - (iv) provide suitable lavatories for both- sexes ;
 - (v) provides rest rooms for the drivers and conductors of the vehicles regularly kept at the stand ;
 - (vi) provide rest rooms for the drivers and conductors of the vehicles regularly kept at the stand ;
 - (vii) provide covered accommodation or other from shelter for all the vehicles regularly kept at the stand or for such percentage of those vehicles as the District Magistrate may specify ;
 - (viii) provide for the illumination of the stand at night ;
 - (ix) provide in a separate portion of the stand facilities for washing and cleaning vehicles and for executing ordinary repairs ;
 - (x) provide toilet and refreshment facilities in keeping with the appropriate requirements of privacy and hygiene ; and
 - (xi) provide cloak- room containing wash basins, water taps for women passengers.
- (2) With the approval of the State Transport Authority or the Regional Transport Authority, the District Magistrate may attach to the order any other condition that may seem to him to be necessary to secure the efficient administration of the stand or otherwise to be in the public interest.

Section 96 (2) (xxii) and 138 (2)(e).

203. Stands of Class-B:-

- (1) When an order has been made permitting a place to be used for the establishment of a stand of Class-B, the District Magistrate may enter into an agreement with any person, firm or Company (hereinafter referred to as the manager) to undertake the maintenance and management of the stand and to be responsible for the fulfillment of the conditions attached to the order of sanction and of all the provisions of the Act and the rules.
- (2) It shall be a condition of every agreement made under the proceeding sub-rule that the manager shall maintain accounts containing such particulars as the District Magistrate may require and such accounts shall be open at all reasonable times for inspection by the District Magistrate or any official or auditor appointed by him.
- (3) Every such agreement shall further state whether the manager shall be entitled to retain the whole of the fees collected at the stand or whether some portion thereof or a consolidated sum in lieu, shall be payable to the Government of Himachal Pradesh.
- (4) An agreement under sub-rule (1) may be so made as to require the manager within a certain time to erect specified buildings or carry out specified works on the site of the stand, or to fulfill the conditions specified in rule 202.
- (5) Save with the approval of the Regional Transport Authority, no agreement shall be made under sub-rule (1) with any person who has financial interest, direct or indirect, in any of the vehicles likely to be kept at the stand and unless the person with whom the agreement is to be made agrees that he will not employ in the working of the stand any person having such interest.

Section (96) (2) (xxii) and 138 (2)(e)**204. Stands of Class-C:-**

- (1) A local authority administering a stand of class-C shall maintain separate accounts of the income received and expenditure incurred in respect of it and those accounts together with the accounts of any manager or contractor employed by the local authority in connection with the stand shall be subject to audit under arrangements made by the Government of Himachal Pradesh and shall be open to inspection at all reasonable times by the District Magistrate and any official appointed by him for this purpose.
- (2) It shall be a condition of every order permitting a place to be used as a site for a stand of class-C that the whole of the profits derived from the administration of the stand, after deducting such expenditure for the management, lighting and maintenance of the stand as may be incurred with the approval of the Magistrate together with the deductions specified in the sub-rule(3), shall be devoted by the local authority to defraying the cost new buildings and improvements at the stand or providing amenities for the drivers of the vehicles or waiting passengers.

- (3) In determining the amount to be explained by the local authority under sub-rule (2) on new buildings, improvements and amenities, a deduction shall made equal to :-
- (a) the interest which the local authority may actually be paying on any sum borrowed by it during the preceding twenty years for the purpose requiring land or buildings for the stand or if the local authority has during the preceding twenty years expended capital of its own in acquiring land and buildings, a sum representing interest on that capital at the current bank rate
 - (b) any rent which may be due from the local authority to any person on account of the land and buildings included in the stand ; and
 - (c) such additional sum not exceeding three percent of the gross receipts from fees as may be agreed between the District Magistrate and the local authority.
- (4) Save with the approval of the Regional Transport Authority, the local authority administering as stand of class-C shall not entrust the management of the stand to, or permit to be employed in the working of the stand, any person who has a financial interest direct or indirect in any of the vehicles likely to be kept thereof.

Section 96 (2) (xxii) and 128 (2) (e).

205. Stands of Class–D:-

- (1) Order permitting a place to be used as a stand of class D shall specify clearly the area which may be so used.
- (2) Save with the special permission of the Regional Transport Authority no order in terms of sub-rule (1) shall be made unless the person, transport company, transport firm or transport society applying to use the place as a stand holds permits being permit in the name of the person, transport company, transport firm or transport society making the application for not less than live transport vehicles.
- (3) Before giving permission for the establishment of any stand of class D, the District Magistrate shall satisfy himself that he proposed site is not in such location as would give the user an undue advantage over the owners of stage carriage operating in competition with him from the stand.
- (4) No vehicle shall be admitted to any stand of class -D other than a vehicle in respect of which a permit is held by the person, a transport company, transport firm or transport society in whose name the stand has been sanctioned together with any vehicles which may vehicles which may have been specially mentioned in the District Magistrate's order as entitled to use the stand.

Section 96(2) (xxii) and 138 (2) (e).

206. Boundaries of stands to be demarcated:-

The local authority or person entrusted with the administration of a stand shall erect and maintain to the satisfaction of the District Magistrate pillars or other marks of a permanent character clearly indicating the boundaries of the land including in the stand.

Section 96 (2) (xxii) and 138 (2) (e)

207. Prohibition on use of land sounding devices at stand :-

No horn, gong, bell, whistle, gramophone, loud- speaker, musical instrument or other device of creating a loud noise shall be use to attract passengers to any stand.

Section 96(2) (xxii) and 138(2) (e).

208. Disposal of moneys accruing to Government:-

Moneys accruing to the Government of Himachal Pradesh from the administration of stand shall be devoted, subject to the vote of the legislature to :-

- (a) the carrying out of improvements and the provisions of amenities at stands ;
- (b) the acquisition of sites for stands ; or
- (c) any other object which in the opinion of the Government conduces to the efficient functioning of the stand.

Section 96 (2) (xxii) and (138 (2) (e).

209. Stands to be open to all transport vehicles:-

No transport vehicle, the driver person in-charge of which offers to pay the fees, shall be refused admittance to a stand of class A,B, or C unless the sanctioned accommodation the stand is already fully occupied,.

Provided that where the owner of any vehicle has been granted a license for a stand Class D or has been given permission to make use of a stand of Class D his vehicle shall have no right to any Class A,B, or C stand situated within four kilometers of that area.

Section 96 (2) (xxii) and 138 (2) (e)

210. Cancellation of order for the establishment of stands:-

- (1) District Magistrate may, at any time, revoke any order made by him or any of his predecessors permitting the establishment of any stand if in his opinion any of the conditions on which the stand was permitted to be established, have been contravened or the stand was not been satisfactorily managed or its continuance is no longer in the public interest.
- (2) Before revoking any order under the preceding sub-rule, the District magistrate shall give the person authorized to administer the stand, an opportunity of being heard and shall record his reasons in writing.
- (3) An order permitting the establishment of a stand, unless revoked under sub-rule (1), shall remain in force for a period of three years or such lesser period as may be specified in the order and such order to be renewed from time to time by the District Magistrate for a further period or not more than three years.

Section 96 (2) (xxii) and 138 (2) (e).

211. Control over District Magistrate:-

- (1) Any person aggrieved by an order of the District Magistrate sanctioning the establishment of a stand or revoking an order permitting the establishment of a stand may, within thirty days of the receipt of the order, appeal to the Commissioner of the Division, whose order thereon shall be final and conclusive.
- (2) Saving always the powers of the Commissioner of the Division as the authority appointed to hear appeals under sub-rule (1), the District Magistrate shall in all matters relating to the establishment of stands and the appointing of bus stops be subject to the control of the State Transport Authority and shall comply with any particular or general instructions that may be issued by that authority.³

Section 96 (2) (xxii) and 138 (2) (e).

212. Control of officers over the stands:-

Any officer authorized by the Director in this behalf shall ensure that provisions or the rules contained in this Chapter are complied with by the manager maintaining stands.

CHAPTER X**INSURANCE OF MOTOR VEHICLES AGAINST THIRD PARTY RISKS****213. Presentation of certificate of insurance:-**

The owner of a motor vehicle applying for registration or renewal of registration, grant or renewal of permits, issue or certificate of fitness, transfer of ownership, payment of tax or for any other authority to use a vehicle in a public place by himself or any other person on his order or with his permission shall produce with his application certificate of insurance complying with the requirements of Chapter XI of the Act and valid on the date when such authority comes into operation:

Provided that the owner of a motor vehicle exempted under sub-section (2) of section 147 of the Act, shall produce in the place of a certificate of insurance the certificate prescribed in rule 148 of the Central Vehicle Rules, 1989.

214. Motor Vehicles Reserve Fund:-

A Motor Vehicle Reserve Fund shall be established and the contribution thereto shall be made at the rate of not less than Rs 500 per annum per vehicle by any of the authorities specified in sub-section (3) of section 146:

Provided that the contribution may cease when the maximum limit of Rs 2500 per vehicle is reached but it shall again be continued at the aforesaid rate when the accumulation in the Motor Vehicles Reserve Fund falls below the maximum as a result of withdrawals from that Fund.

Section 146 (3).

CHAPTER XI

MOTOR ACCIDENTS CLAIMS TRIBUNAL

Substitutions of rule 215 vide Notification No. TPT-E(3)-32/2018-II dated 01.01.2022.

215. Application for claim for compensation- (1) Every application for claim of compensation to be made under section 166 shall be in FORM H.P.MACT-A, accompanied by spare copies (equal to the number of respondents cited in the claim application).
- (2) There shall be appended to every such application:-
- (a) All the documents on which the applicant relies in context of his claim, entered in a properly prepared list of documents;

Provided that the Claims Tribunal may not allow the applicant to rely in support of his claim, on any document not filed with the application, unless it is satisfied that for good or sufficient cause, he was prevented from filing such document earlier;
 - (b) Proof of identity of the applicant(s) to the satisfaction of the Claims Tribunal, unless exempted from doing so for reasons to be recorded by it in writing;
 - (c) Passport size photograph(s) of the applicant(s) duly attested by an Advocate or a Gazetted Officer;
 - (d) reports obtained from investigating police officer, and registering authority; and if so such report(s) have been obtained, reasons thereof and
 - (e) medical certificate of injuries, or the effect thereof.
- (3) The Claims Tribunal may also require the applicant to furnish the following information to satisfy itself that false or a collusive claim has not been preferred:-
- (a) full particulars of all earlier accidents in which the applicant or the person deceased, as the case may be, has been involved;
 - (b) the amount of compensation paid in such earlier accidents, name and particulars of the victim, and of the person, who paid the damages; and
 - (c) connection of persons mentioned in clause (b), if any, with the applicant.
- (4) Any application which is found defective on scrutiny may be returned by the Claims Tribunal, for resubmission after removing the defects within a specified period but not exceeding two week time.
- (5) Every application for compensation shall be registered separately in the prescribed register.

Insertion of rule 215A to 215 F vide Notification No.TPT-E(3)-32/2018-II dated 01.01.2022.

215-A Duties of investigating Police Officer in motor accident cases:-

- (1) It shall be the duty of the investigating police officer to use modern technology while making investigation, including the following as expeditiously as possible, to—
- (a) get the scene of accident cordoned off and then photographed from such angles as to clearly depict, and in case of inability to do so, prepare a site plan, drawn to scale, as to indicate the lay-out and width, etc. of the road(s) or place, as the case may be, the position of vehicle(s), or person(s), involved in an accident and such other facts as may be relevant, so as to preserve the evidence in this regard, for the purpose of proceedings before the Claims Tribunal;
 - (b) gather full particulars of the insurance certificate/policy in respect of the motor vehicle involved in the accident and to require the production of the documents mentioned in sub-section (1) of section 158 of the Act, and thereupon either to take the same in possession against receipt, or to retain the duly attested photocopies of the same;
 - (c) Verify the genuineness of the documents mentioned in clause (b) by obtaining confirmation in writing from the office/authority purporting to have issued the same;
 - (d) submit detailed report regarding an accident to the Claims Tribunals, in Part- I of FORM HPMACT-.A(D) by not later than thirty days of the receipt of order in FORM HPMACT-.A (B), accompanied by requisite documents, which shall include copy of report under section 173 of the Code of Criminal Procedure, 1973 (Central Act No 2 of 1974), medico legal certificate, post-mortem report (in case of death), first information report, photographs, site plan, photocopies of documents mentioned in clause(c), report regarding confirmation of genuineness thereof, if received, or otherwise action taken;
 - (e) furnish to the applicant all information and particulars about the accident in Part – I of FORM HPMACT-.A (D), within thirty days, on receiving the application in FORM HPMACT-.A (C), by the person, who wishes to make and application for compensation and who is involved in an accident, or his next of kin, or the legal representative of the deceased, or the insurance company, as the case may be:
Provided that such information shall be given to the insurance company on payment of a fees or rupees ten per page.
- (2) The provision of sub – rule (1), shall be construed as duties given under the Himachal Pradesh Police Act, 2007 and the rules framed thereunder and any breach thereof, shall entail consequences envisaged in the said Act.

Section 176.

215-B. Investigation of Motor accident Claims:-

Notwithstanding anything contained to the contrary in any other Rules in force, the motor accident claims shall be investigated by the police in the following manner-

- (1) On receipt of the information about a motor accident, the Investigating Police Officer shall visit the site of accident, make inspection of the site, take photographs of the site from all angles, prepare a site plan drawn to a scale, to indicate the lay-out of the road or place, as the case may be, the position of vehicle or person as the case may be, such other facts, as may be relevant and shall also examine the eye-witnesses in order to preserve complete evidence with regard to the accident.
- (2) The Investigating Police Officer shall collect complete particulars and documents:-
 - (i) date, time and place of the accident;
 - (ii) particulars of the person injured or deceased in the accident;
 - (iii) name and address of the driver of the offending vehicle;
 - (iv) driving license of the driver of the offending vehicle;
 - (v) names and address of the owner of the offending vehicle;
 - (vi) certificate of registration of the offending vehicle;
 - (vii) insurance policy or in the alternative cover note or certificate of insurance of the offending vehicle;
 - (viii) fitness certificate and the permit (in the case of a commercial vehicle);
 - (ix) names and addresses of the witnesses of the accident;
 - (x) circumstances of the occurrence of the accident;
 - (xi) In case of death of the victim;
 - (a) proof of age of the deceased;
 - (b) death certificate;
 - (c) post-mortem report;
 - (d) proof of income of the deceased;
 - (e) details of the dependents, (i.e. their age, occupation and marital status); and
 - (f) expenditure on treatment; and
 - (xii) in case of any injury to the victim;
 - (a) Medico legal Certificate;
 - (b) proof of age of the injured;
 - (c) Proof of the income of the injured;
 - (d) nature of injuries suffered by such victim,
 - (e) treatment taken by the injured (including the discharge summary);
 - (f) disability certificate (if issued by a Government Hospital);

- (g) expenditure on treatment, conveyance, special diet or on attendant etc; and
 - (h) proof of absence from work (on the basis of which loss of income on account of injury is being assessed or claimed) such as certificate from the employer and extracts from the attendance register or log record or like record.
- (3) The Investigating Police Officer shall verify the authenticity of the documents mentioned in Part – II of FROM HPMACT-.A (D) by obtaining confirmation in writing from the office or authority or person purporting to have issued the same or by such further investigation or verification, as may be necessary, for arriving at a conclusion of authenticity of the documents in question (including but not limited to verifying the license of the driver and permit of the vehicle, where applicable), from the registering authority.
- (4) The registering authority shall verify the registration certificate, driving license, fitness and permit in respect of the offending vehicle within a period of fifteen days of the application being made by the Investigating Officer. The concerned hospitals shall issue the Medico legal Certificate and Post-Mortem Report to the investigating Officer within a period of fifteen days of the accident.
- (5) The Investigating Police Officer shall complete the process of collection of the aforesaid documents specified in sub-rules (3) and (4) and their date of verification and shall complete the investigation of the criminal case within a period of thirty days of the date of accident. The Investigating Officer shall file the Accident Information Report in FORM HPMACT-.A (D) before the Claims Tribunal within a period of Thirty days of the date of accident. The Accident Information Report shall be accompanied by requisite document (which shall include a copy of the report under section 173 of the Code of Criminal Procedure, 1973, First Information Report with the police, Medico legal Certificate, Post-Mortem Report (in the case of death), photographs, site plan, mechanical inspection report, seizure memos and documents mentioned in Part – II of FROM HPMACT-.A (D) and also a report regarding confirmation of authenticity thereof, if received or otherwise action taken. Copy of the Accident Information Report, shall simultaneously be sent to the Insurance Company, victim or their claimant of the accident and owner or driver of the offending vehicle.
- (6) Upon receipt of copy of Accident Information Report, the Insurance Company shall appoint a Designated Officer within a period of ten days. The Designated Officer shall be responsible for dealing or processing of the case and to pass a reasoned decision in writing about the amount payable in accordance with law with a period of twenty days from the date of his appointment.
- (7) Where the Investigating Police Officer is unable to complete the investigation of the case with in a period of thirty days for reasons beyond his control, such as cases of hit and run accidents, cases where the parties

reside outside the jurisdiction of the court, or where the victim has suffered grievous injuries and is undergoing treatment, the Investigating Officer shall approach the Claims Tribunal, for extension of time whereupon the Claims Tribunal shall suitably extend the time in view of the facts of each case.

- (8) If the offending vehicle is found be un-insured, the Investigating Police Officer, shall prosecute the owner and driver of the offending vehicle under section 196 of the Act.
- (9) If the driving license of the driver is found to be fake, the Investigating Police Officer shall prosecute the driver or such other persons involved in forging or issuance of a fake driving license.
- (10) The Investigating Police Officer shall produce the driver, owner, claimant and eye-witness before the Claims Tribunal along with the Accident Information Report. However, if the police is unable to produce the owner, driver, clamant and eye-witness before the Claims Tribunal on the first date of hearing for reasons beyond its control, the Claims Tribunal, shall issue notice to them to be served through the Investigating Police Officer, for a date for appearance not later than thirty days time. The Investigating Police Officer, shall give an advance notice to the concerned Insurance Company about the date of filling of the Accident Information Report before the Claims Tribunal so that the nominated counsel for the insurance company could remain present on the date of hearing before the Claims Tribunal.
- (11) The Claims Tribunal, shall examine whether the Accident Information Report, is complete in all respects, and shall pass an appropriate order in his regard. If the Accident Information Report is not complete, the Claims Tribunal shall direct the Investigating Police Officer to complete the said report and shall fix a date for its completion.
- (12) The Claims Tribunal shall treat the Accident Information Report filed by the Investigating Officer, as a claim petition under Section 166(4) of the Act. However, where the police is unable to produce the claimants on the first date of hearing, the Claims Tribunal shall initially register the Accident Information Report as a miscellaneous application, which shall be registered, as a claim petition after the appearance of the claimants.
- (13) The Claims Tribunal, shall grant thirty days' time to the insurance Company to examine the accident information report and to take a decision as to the quantum of compensation payable to the claimants in accordance with law. The decision shall be taken by the designated officer of the insurance company in writing and it shall be a reasoned decision. The designated officer of the insurance company shall place the written reasoned decision before the claims Tribunal within a period of as specified in sub Rules (6) from the date of receipt of the copy of accident information report from the Investigation Officer.

- (14) The compensation assessed by the Designated Officer of the Insurance Company, shall constitute a legal offer to the claimants and if the said amount is fair and acceptable to the claimants, the Claims Tribunal, shall pass a consent award and shall give thirty days' time to the Insurance Company to make the payment of the amount so awarded. However, before passing the consent award, the Claims Tribunal, shall ensure that the claimants are awarded just compensation in accordance with law. The claims Tribunal shall also pass an order with respect to the shares of the claimants and the mode of disbursement.
- (15) If the claimants are not in a position to immediately respond to the offer of the Insurance Company, the Claims Tribunal shall grant them time not later than thirty days, to respond to the said offer.
- (16) If the offer of the insurance company is not fair and acceptable to the claimants or if the insurance company has any defense available to it under law, the Claims Tribunal shall proceed to conduct an inquiry under section 168 and 169 of the Act, and shall pass an award within a period of thirty days thereafter.
- (17) Prohibition against release of Motor Vehicle involved in accident.||
- (1) No Court shall release a motor vehicle involved in an accident resulting in death or bodily injury or damage to property, when such vehicle is not covered by the policy of insurance against third party risks taken in the name of registered owner or when the registered owner fails to furnish copy of such insurance policy despite demand by investigating police officer, unless and until the registered owner furnishes sufficient security to the certification of the court to pay compensation that may be awarded in a claim case arising out of such accident.
- (2) Where the Motor vehicle is not covered by a policy of insurance against third risks, or when registered owner of motor vehicle fails to furnish copy of such policy in circumstance mentioned in sub-rules (1), the motor vehicle shall be sold off in police auction by the magistrate having jurisdiction over the area where accident occurred, on expiry of three months of the vehicle being taken in possession by the investigating Police officer, and proceeds there of shall be deposited with the Claims Tribunal having jurisdiction over the area in question, within fifteen days for purpose of satisfying the compensation that may have been awarded, or may be awarded in the claim case arising out of such accident.
- Provided where the vehicle involved in an accident is having issuance certificate and the driver of the said vehicle having a valid driving license then the Investigation Police Office, shall release the vehicle on superdari at his own level.

- (18) Any breach in duty by the police personnel shall be dealt with as provided in sub-rule (2) of rule 215-A

Section 176.

215-C, Duties of the Registering Authority- It shall be the duty of the concerned registering authority to-

- (a) submit a detailed report in FORM HPMACT.A (E) to the Claims Tribunal regarding a motor vehicle involved in the accident or about the license of the driver of such vehicle, within a period of fifteen days of the receipt of order in FORM HPMACT A (F);
- (b) furnish the requisite information in FORM HPMACT.A (E); with in a period of fifteen days from the date of receipt of an application in FORM HPMACT.A (G) from the person, who wishes to make an application for compensation, or who is involved in an accident arising out of use of his next of kin, or to the legal representative of the deceased, or to the insurance Company, as the case may be.

Provided that information shall be given to the insurance company on payment of rupees ten per page.

Section 176.

215-D, Duties of the Insurance Company –It shall be the duty of the Divisional Manager of an insurance company after receiving information about the accident, or on receipt of notice from the Claims Tribunals under rule 218, to-

- (a) *make an application in FORM H.P.MACT (C) to the investigating police officer (with prescribed fees) to obtain complete information about the accident, at the earliest;*
- (b) ascertain and verify the facts about insurance of motor vehicle(s) involved in the accident and inform about it to the Claims Tribunal within a period of fifteen days from the date of receipt of notice of the claim case;
- (c) move application before the concerned registering authority in FORM H.P.MACT (G) to obtain information about the motor vehicle involved, and the driving license held by the driver of such motor vehicle as per information available in FORM H.P.MACT.A(E);
- (d) deposit (with the written statement in the Claims Tribunal), the amount equivalent to the compensation awardable on the principle of no fault liability under section 140 of the Act, in such cases, where the information is received in H.P.MACT.A (D); or H.P.MACT.A (E); confirming either death or permanent disability, has been caused, as a result of the use of the motor vehicle so insured by such insurance company.

Section 176.

215-E Presumption about report:-

The contents of the report sent to the Claims Tribunal in Part – I FORMP.H.P.MACT.A (D) and FORM H.P.MACT.A (E) by the investigating police officer, the registering authority concerned, and the confirmation given under clause (b) of rule 215-C by the insurance company, shall be presumed to be correct and shall be read in evidence without formal proof till it is proved to the contrary.

Section 176

215-F Police report and action thereon:-

- (1) The police report under sub-section (6) of section 158, shall be in FORM H.P.MACT.A (D);
- (2) On receipt of report mentioned in sub-rule (1) accompanied by the verification reports of driving license, registration certificate of motor vehicle, insurance, permit etc., the Claims Tribunal shall examine the same and it may call for such further information or material, as considered necessary, for proper disposal of the matter in accordance with the provision of sub-section (4) of section 166 of the Act.
- (3) The Claims Tribunal after examination of the report shall register the claim case and issue notice for appearance in H.P.MACT.A (H); to all the parties concerned, which would include the victim of the accident, or his legal representative, as the case may be, driver, owner and insurer of the vehicle involved.
- (4) On receipt of notice under sub-rule (3) above, the parties shall put in their presence before the Claim Tribunal and declare claim case, if any, and if so, the police report shall be treated as claim case and be tagged to such claim case preferred independently by the parties.
- (5) If the person injured or the legal representative of the person deceased do not appear after notice under sub-rule(4) the Claims Tribunal may presume that the said parties are not interested in pursuing the claims for any compensation and on such presumption it shall close the case.
- (6) Unless the police report is treated as a claim case stands tagged to independent claim case preferred by the parties themselves, the Claims Tribunal shall call upon the person injured or legal representative of the person deceased, as the case may be, who have appeared in response to the notice, shall give before the claim tribunal statement in FORM H.P.MACT.A (A).
- (7) If statement by the parties is given in the manner as specified in sub-rule (6), the case shall proceed further in the same manner as if parties have come directly before the Claims Tribunal for compensation.

- (8) If the statement for claiming compensation has been given by the party, but subsequently commits default in appearance, in that case the provision of Order IX of the Code of Civil procedure, 1908 (5 of 1908) shall apply;

Provided that in case accident in question involves more than one vehicle and persons connected to all such vehicles make claim for compensation, the police report treated as claim case, shall be presumed to be a claim case preferred by each of them and the absence by any one or more of such parties, shall not prejudice the claim of the party, which continues to appear.||

Section 176.

216 Examination of application on oath:-

On receipt of an application fir claims of compensation, the claims, Tribunal may examine the application on oath and the substance of such examination, if any, shall be reduced to writing, when the application is time barred as per provisions of sub-section (3) of section 166, the Claim Tribunal may ask the applicant to give reasons for condonation of delay, in writing, and if there is no sufficient cause, it may be dismissed without calling upon the applicant to appear.

217 Summary dismissal of application:-

The claims Tribunal may, after considering the application and the statement, if any, of the applicant recorded under rule 216, dismiss the application summarily, if for reasons to be recorded, it is of the opinion that there are no sufficient grounds for proceeding therewith.

Substitution of rule 218 vide Notification No. TPT-E(3)-32/2018-II dated 01.01.2022.

In the said rules, for rule 218, the following rule shall be substituted, namely:-

“218 Notice to parties involved. -

If an application for claim is not dismissed under rule 217, the claim tribunal shall send the same to the person against whom the applicant claims relief, with a notice in FORM H.P.MACT.A(I) of the date, to put in their appearance before it and may ask them to file their written statement as per rule 219;

Provided that, if documents produced along with the written statement by the applicant are voluminous, the Claims Tribunal may dispense with the requirement to send copies thereof to the opposite party,||

Section 169 & 176.

Substitution of rule 219 vide Notification No.TPT-E(3)-32/2018-II dated 01.01.2022.

In the said rules, for rule 219, the following rule shall be substituted, namely:-

“219. Appearance and examination of the parties-

- (1) The opposite party, shall, at or before the first hearing, or within such further time as the Claims Tribunal may allow, file a written statement which shall become part of the Claim Tribunal’s record.
- (2) The opposite party shall file all the documents in support of facts on which he relies in its defense along with the written statement and shall duly prepare list of documents and a copy thereof shall give to the applicant:
Provided that the Claims Tribunal may not allow the opposite party to rely in support of its defence any document, not filed along with the written statement, unless it is satisfied that, for certain good or sufficient reasons, it was prevented from filling such document earlier.
- (3) If the opposite party contests the claim, the Claims Tribunal may, if no written statement has been filed by it, it shall proceed to examine him qua the claim and shall reduce the oral statements in writing.
- (4) The Claims Tribunal may also require the opposite party to furnish the following information:-
 - (a) full particulars of all earlier accidents in which it was involved and in which case the claims have been awarded either wholly or in part; and
 - (b) the amount of compensation paid in such earlier accidents, the name and address of the victims and the person to whom the damages have been paid and their relation, of any, with the opposite party.]]

Section 169 &176.

Substitution of rule 220 vide Notification No. TPT-E(3)-32/2018-II dated 01.01.2022.

In the said rules, for rule 220, the following rule shall be substituted, namely:-

“220. Summoning of witness:-

If an application is made by any party to the proceeding for the summoning of witnesses, the Claims Tribunal shall, on payment of the expense involved, if any, issue summons for the appearance of such witness unless it considers that their appearance is not necessary for a just decision, of the case:

Provided that where the Claims Tribunal is of the opinion that, party is unable to bear the expenses to summon witnesses, it may not insist for such payment of the expense and in that case the same shall be borne by the Government:

Provided further that in case where the party succeeds claim in whole or in part, the expenses so incurred by the Government, shall be directed to be paid to the Government.||

Section 169 & 176

221. Appearance of legal practitioner:-

The Claims Tribunal may, in its discretion, allow any party to appear before it through a legal practitioner.

Section 169 and 176 (b)

Substitution of rule 222 vide Notification No.TPT-E(3)-32/2018-II dated 01.01.2022.

In the said rules, for rule 222, the following rule shall be substituted, namely:-

“222 Local inspection:-

- (1) The Claims Tribunal, may, at any time during the course of any proceedings before it, visit the site, at which such accident has occurred for the purpose of making a local inspection or examination of any person, who gives information relevant to the claims.
- (2) Any party to a proceeding or a representative of any such party, may accompany the Claims Tribunal, for local inspection.
- (3) The Claims Tribunal, after making a local inspection, shall note briefly in a memorandum the facts observed and such memorandum shall form part of the record of the proceedings.
- (4) The memorandum under sub-rule (3), may be shown to any party to the proceedings who desires to see it, and a copy thereof, may be supplied to any such party on application, at the rate of rupees two per page.
- (6) The claims Tribunal, may if any journey is undertaken under this rule at the instance of a party, require party, to deposit an amount equivalent to the actual expenses likely to be incurred by it and its staff before hand and it shall draw only the amount so deposited by the parties, to meet all the incidental expenditure in connection with such journey.

Section 169 & 176.

223. Inspection of Vehicles:-

The Claims Tribunal may, if it thinks fit, require the motor vehicle involved in the accident to be produced by the owner for inspection at a particular time and place to be mentioned by it, if necessary, in consultation with the owner.

224. Power of summary examination:-

- a. The Claims Tribunal may during a local inspection or at any other time save at a formal hearing of a case pending before it, reexamine summarily any person likely to be able to give information relating to such case, whether such person has been or is to be called as a witness in the case or not and whether any or all of the parties are present or not.
- b. No oath shall be administered to a person to be examined under sub-rule (1).

Section 169 and 176 (b).**225. Method of recording evidence:-**

The Claims Tribunal shall, as examination of witnesses proceeds, make a brief memorandum of the substance of the evidence of each witness and such memorandum shall be written and signed by the members of the Claim Tribunal and shall form part of the record:

Provided that the evidence of any medical witness shall be taken down as nearly as may be, word for word.

Section 169 and 176 (b)**Insertion of rule 225-A and 225-B vide Notification No.TPT-E(3)-32/2018-II dated 01.01.2022.**

If the said rules, after rule 225, the following rules shall be inserted, namely:-

225-A. Obtaining of supplementary information and documents.

The Claims Tribunal shall, obtain whatever supplementary information and documents, which are found necessary, from the police, medical and other authorities and proceed to adjudicate upon the claim, whether the parties who were given notice appear or not, on the appointed date.

Section 169 & 176

- 225-B. Power to direct medical examination: -** The Claims Tribunal may, if it considers necessary, direct in FORM H.P.MACT.A (J), any medical officer or any board of medical officers in a government or municipal hospital, to examine the injured and issue certificate indicating the degree and extent of the disability, if any, suffered as a result of the accident, and it shall be the duty of such medical office or board to submit the report within fifteen days of receipt of such direction.||

Section 169 & 176**226. Adjournment of hearing :-**

If the Claims Tribunal that an application cannot be disposed of at one hearing, it shall record the reasons which necessitate the adjournment and also inform the parties present on the date of adjournment of hearing.

Section 169 and 176 (b).

227. Co-opting of persons during inquiry:-

- (1) The Claims Tribunal may, if it thinks, fit, co-opt one or more persons possessing special knowledge with respect to any matter relevant to the enquiry.
- (2) The remuneration, if any, to be paid to the person co-opted shall in every case be determined by the Claims Tribunal.

Sections 169 and 176 (b)**228. Framing of issues:-**

After considering any written statement, the evidence of the witnesses examined and the result of any local inspection, the Claims Tribunal shall proceed to frame and record the issues upon which the right decision of the case appears to it to depend.

Sections 169 and 176 (b).

Substitution of rule 229 vide Notification No. TPT-E(3)-32/2018-II dated 01.01.2022.

In the said rules, for rule 229, the following rule shall be substituted, namely:-

“229. Determination of issues :-

- (1) After framing the issues, the Claims Tribunal shall, proceed to decide such issues after allowing both parties to cross examine each other in accordance with the provision of the Code of Civil Procedure, 1908 (5 of 1908)
- (2) The Claims Tribunal may, if it appears to it to be necessary for just decision of the case, allow the parties to adduce such further evidence as it may desire:

Provided that no such further opportunity shall be permitted unless it is shown that such further evidence could not be adduced earlier despite exercise of due diligence by or that such evidence was not within the knowledge of the party relying on it.||

Section 169 & 176**230. Diary:-**

The Claims Tribunal shall maintain a diary of the proceedings on an application.

Substitution of rule 231 vide Notification No. TPT-E (3)-32/2018-II dated 01.01.2022.

In the said rules, for rule 231, the following rules shall be substituted, namely:-

“231. Judgment and award of compensation:-

- (1) The Claims Tribunal while passing order, shall record concisely in a judgment the findings on each of the issues framed giving reasons for such findings, and make an award specifying the amount of compensation, to be paid by the insurer/person upon whom the liability has been fastened and also the person, to whom compensation, to be paid by the insurer and also the person, to whom compensation shall be paid. As far as practicable the disbursement of the awarded amount shall be made through electronic transfer (RTGS or NEFT) directly in the account of the beneficiary.
 - (2) Where compensation is awarded to two or more person, the Claims Tribunal shall also specify the amount payable to each of them.
 - (3) The procedure of adjudicating the liability and award of compensation may be set apart from the procedure of disbursement of compensation to the legal heirs in a case of death, and where the Claims Tribunal feels that the actual payment to the claimant is likely to take some time because of the identification and determination of legal heirs of the deceased, the Claims Tribunal may call for the amount of compensation awarded to be deposited with it, and, then, proceed with the identification of the legal heirs, for disbursing payment of compensation to each of the legal heirs equitably.
- (3) The claims Tribunal shall, obtain a receipt from the claimant in duplicate out of which, one copy shall be issued to the person, who makes the payment, and the other copy to be retained on the record.||

Section 169 & 176**Insertion of rule 231-A vide Notification No. TPT-E(3)-32/2018-II dated 01.01.2022.**

In the said rules, after rule 231, the following rule shall be inserted, namely:-

231- A. Securing the interest of claimants. -

- (1) Where any lump sum amount deposited with the Claims Tribunal, is payable to a person under legal disability, such sum may be invested, applied or otherwise dealt with for the benefit of such person, during his disability, in such manner as the Claims Tribunal may direct, to be paid to any dependent of the injured or heirs of the deceased or to any other person, whom the Claims tribunal thinks best fit to provide for the welfare of the injured or the heir of the deceased, as the case may be.
- (2) Where on application made to the Claims Tribunal in this behalf or otherwise, the Claims Tribunal is satisfied that on account of neglect of the children by their parents or on account of change of circumstances of any dependent or for any other sufficient cause, an order of the Claims Tribunal as to the distribution of any sum paid as compensation or as to the manner in which any sum payable to any such dependent is to be invested or applied or otherwise dealt with,

ought to be varied, the Claims Tribunal may make such further orders for the variation of the former order, as it may think just in the circumstances of the case.

- (3) The Claims Tribunal shall, in the case of a minor, order that amount of compensation awarded to such minor be invested in fixed deposits till such minor attains majority. The expenses incurred by the guardian or the next friend, may be allowed to be withdrawn by such guardian or such next friend, from such deposits, before the same are deposited.
- (4) The claims Tribunal shall, in the case of illiterate claimants, order that the amount of compensation awarded, be invested in fixed deposits for a minimum period of three years, but if any amount is required for effecting purchase of any moveable or immovable property for improving the income of the claimant, the Claims Tribunal may consider such a request after being satisfied that the amount would be actually spent for the purpose.
- (5) The claims Tribunal shall, in the case of semi-literate person, opt the procedure for the deposit of award amounts given in sub-rule (4) unless it is satisfied, for reasons to be recorded in writing that the whole or part of the amount is required for the expansion of any existing business or for the purchase of some property as specified in sub – rule (4) in which case the Claims Tribunal shall ensure that the amount has been invested of the purpose, for which it was prayed for.
- (6) The Claims Tribunal may in the case of literate persons may also opt the procedure for deposit of the awarded amount specified in sub-rule (4) and (5), if the age, financial background etc. of the claimant, with a view to ensuring the safety of the compensation awarded, think it necessary and pass such order as it may deem fit.
- (7) The Claims Tribunal, may in personal injury cases, if further treatment in necessary, pass an order in writing, permitting to draw such amount, as is necessary for meeting the expenses of such treatment.
- (8) The Claims Tribunal shall, in the matter of investment of money, with a view to have maximum return for the claimant, pass orders to deposit the same with public sector undertakings of the State or Central Government, which offers higher rate of interest.
- (9) The Claims Tribunal shall, in investing such money, direct that the interest on the deposits be paid directly to the claimants or the guardian of the minor claimants by such institutions under intimation to the Claims Tribunal.

Section 169

232. The Code of Civil Procedure to apply in certain cases:-

The following provisions of the First Schedule to the Code of Civil Procedure, 1908 shall so far as may be, apply to proceedings before the Claims Tribunal, namely,

Order V, Rules 9 to 13 and 15 to 30 ; Order IX ; Order XIII ; Rule 3 to 10 ; Order XVI, Rules 2 to 21 ; Order XVII ; Order XXI and Order XXIII, Rules 1 to 3.

Substitution of rule 233 vide Notification No.TPT-E(3)-32/2018-II dated 01.01.2022.

In the said rules, for rule 233, the following rule shall be substituted namely:-

233. Form and manner of appeals against the awarded of the Claims. Tribunal: -

- (1) An appeal against the judgment of the Claims Tribunal shall be preferred in the form of a memorandum signed by the applicant or by an advocate duly empowered by such applicant in this behalf, before the High Court.
- (2) The memorandum shall concisely specify the grounds of appeal without any argument or narration and such grounds shall be numbered consecutively.
- (3) Save as provided in sub-rules (1) and (2), the provisions of Order XLI and XXI in the First Schedule to the Code of Civil procedure, 1908, (5 of 1908), shall mutatis mutandis apply, to the appeals referred above.

Section 169 & 176

Substitution of rule 234 vide Notification No. TPT-E(3)-32/2018-II dated 01.01.2022.

In the said rules, for rule 234, the following rule shall be substituted, namely:-

234. Fees. –

- (1) No court fee shall be leviable on an application under section 166 for payment of compensation.
- (2) An amount of the court fee to be charged for inspecting the files shall be twenty rupees for first hour and ten rupees for every subsequent hour in each case.
- (3) The carbon copies of the evidence shall be given to the parties concerned, if asked for, on payment of court fee of rupees two per page and application for obtaining such copies shall bear court fee of rupees ten.
- (4) An amount of rupees two per page shall be charged in the form of court fee, for obtaining an attested copy of the award on final order or an intermediate order of any documents filed with the Claims Tribunal.

Section 176

235. Powers of Claims Tribunal:-

In endorsing the orders, the Claims Tribunal shall have all the powers in regard to attempts, resistance and the like which a Civil Court may exercise in the execution of a

Section 176 (C).

Insertion of rule 215-A vide Notification No.TPT-E(3)-32/2018-II dated 01.01.2022.

In the said rules, after rule 235, the following rule shall be inserted, namely:-

“235-A Custody and preservation of records, Registers and Certified Copies:-

- (1) The necessary documents and records relating to the cases, shall be preserved in the record room for a period of six years of the satisfaction of the award, if any, granted or for a period of twelve years after the judgment and award become final, whichever is earlier.
- (2) The Claims Tribunal, shall maintain in addition to all registers required to be maintained by the court of an Additional District and Sessions Judge, the following register, namely:-
 - (i) for applications for interim award on principle of no fault liability; and
 - (ii) for deposit of payments in the tribunal through cheques.
- (3) Claim petitions on the ground of death, permanent disability, injury and damage to property shall be entered in a separate register.
- (4) The rules relating to the issue of a certified copy, followed by the courts subordinate to the High Court, shall mutatis mutandis apply to the Claims Tribunal.

Section 176

CHAPTER XII

Motor Vehicle Department

236. Construction and extent of application:-

The rules in this Chapter shall apply to all the Officers appointed under section 213 who shall be under the control of the Director (hereinafter referred to as the officers of the Motor Vehicles Department),

Section 213.**237. Classification of officers:-**

The officers specified in rule 236 shall be classified as class-I, class-II, Class III, and Class IV officers as enumerated in rule 238.

238. Powers of officers of Motor Vehicles Department :-

The officers of the Motors Vehicles Department included in each class under rule 237 shall exercise the powers of the police as noted below against each in respect of the offenses under the Act :-

CLASS I

- | | |
|--|--|
| (a) Director | Powers exercisable by a Superintendent of Police. |
| (b) Secretary,
State Transport
Authority | Powers exercisable by a
Superintendent of Police. |
| (c) Secretary,
Regional Transport
Authority, | Deputy Superintendent of
Police. |

CLASS II

- | | |
|--|--|
| (a) Assistant
Commissioner
Transport
(Technical), | Powers exercisable by a
Deputy Superintendent of
Police. |
| (b) Supdtt. Grade-I | -do- |

CLASS III

- (a) Supdtt. Grade I Powers exerciseable by an inspector of Police.
- (b) Motor Vehicles Powers exerciseable by an
Inspector (Sr. & Jr) Inspector of Police.

CLASS IV

- Peons/orderly while on checking duty. Powers exerciseable by a Constable of Police

239. Duties, powers and functions of the Officers of the Motor Vehicles Department:-

- (1) All officers of the Motor Vehicles Department shall be responsible to administer and enforce the provisions of the Act, rules, regulations or Notifications made or issued thereunder and carry out such duties as have been assigned to them under these rules or such other duties as may be assigned to them.
- (2) The officers of the Motor Vehicle Department shall be responsible for the regulation of and proper control of traffic and transport within their respective charge and inspection of stands, collecting, forwarding and/or distributing agents, Driver's Training Schools , Authorised Testing Stations with a view to ensuring provisions of amenities for the public in general.
- (3) Traffic control in districts shall continue to be performed by the District Police and the checking by the officers of the Motor Vehicles Department shall in no way interfere with the normal working of the Police in the matter of traffic control.

Section 213.**240. Identity Card:-**

Every Officer of the Motor Vehicle Department shall carry with him in identity card giving brief description of his name, designation, date of birth and special mark of identification with a passport size photograph duly attested by the Director or the Secretary, State Transport Authority.

Section 213.

241. Uniforms :-

1. The uniform for the officers of the Motor Vehicles Department will be so designed that it does not get mistaken for or confused with uniforms used by the regular police force.³
2. Every officer of Class III an Class IV of the Motor Vehicle Department shall, while on duty, wear the uniform and insignia specified as under :-

Uniform for the officers of the Motor Vehicles Department.

For Summer :-

1. Trousers Chocolate Brown.
2. Shirt Khakhi.
3. Turban Chocolate Brown.
4. Whistle with Khakhi Cord.
5. Leather Belt Brown.

For Winter:-

1. Trousers Chocolate Brown
2. Shirt Khakhi Serge.
3. Woolen Jersey Chocolate.
4. Turban Chocolate Brown.
5. Whistle with Khakhi Card.
6. Leather Belt Brown.

Insignia

10 CM

Transport Department Himachal Pradesh State Government Designation _____	3 CM
--	-------------

- (3) The uniform shall not be worn by the officers of the Motor Vehicles Department at fancy dress balls, in dramatic performance, or other entertainments and it shall not be lent for use to any other person.
- (4) No officer, other than Class I and Class II, of the Motor Vehicle Department shall cause a vehicle to stop, keep it stationary, enter, travel, inspect or carry out any duty imposed by or under the Act or the rules, unless he is wearing the uniform and insignia and is carrying the identity card.

**CHAPTER XIII
MISCELLANEOUS****242. Refund of fees:-**

Except when otherwise provided in the Central Motor Vehicles Rules, 1989, subject to the provisions of rules 243 and 244 the Secretary of the State Transport Authority or the Secretary of Regional Transport Authority, concerned, may on application either adjust against fees payable for the same purpose in future or sanction the refund of :-

- (a) the excess, where the amount paid is in excess of the proper fee :
- (b) the full fee paid, where the fee was paid by mistake ; and
- (c) the full fee paid, where the remittance of the fee is not followed by an application for the purpose for which the fee was paid.

243. No refund after inspection:-

No refund of fee for a certificate of fitness shall be made when the inspection of the vehicle in respect of which the certificate was applied for, has been carried out.

244. Time for application for refund:-

- a. No refund of fee paid in excess shall be made if the application for such refund is not made within three months from the date of such excess payment.
- b. No refund of fee paid by mistake shall be made if the application for such refund is not made within one year from the date of the credit of the fee to Government.
- c. No refund of the fee, where the remittance of the fee is not followed by an application for the purpose for which the fee was paid, shall be made if the application for such refund is not made within one year from the date on which the fee was credited to Government.

245. Repeal and savings:-

The Punjab Motor Vehicles Rules, 1940 and the Punjab Motor Accidents Claims Tribunal Rules, 1964 as inforces in the area added to Himachal Pradesh under section 5 of the Punjab Re-organisation Act, 1966(31 of 1966); and the Himachal Pradesh Motor Accidents Claims Tribunal Rules, 1960, Himachal Pradesh Tourist Vehicles Rules, 1964 and the Punjab Motor Vehicles Rule, 1940, as inforce in and applied to the area as comprised in Himachal Pradesh immediately before 1st November, 1966 are hereby repealed:

Provided that order issued or any action taken under the rules shall in so far as it is not inconsistent with the provisions of these rules be deemed to have been issued or taken under the corresponding provisions of these rules.

THE FIRST SCHEDULE

Rule 18, 29 and 94 of Himachal Pradesh Motor Vehicles Rules, 1989).

BADGES FOR DRIVERS, CONDUCTORS AND TICKET AGENTS**DRIVER'S BADGE**

(See rule 18)



White metal of light weight 45 millimetres in diameter. The words and the number to be engraved or embossed in blue.

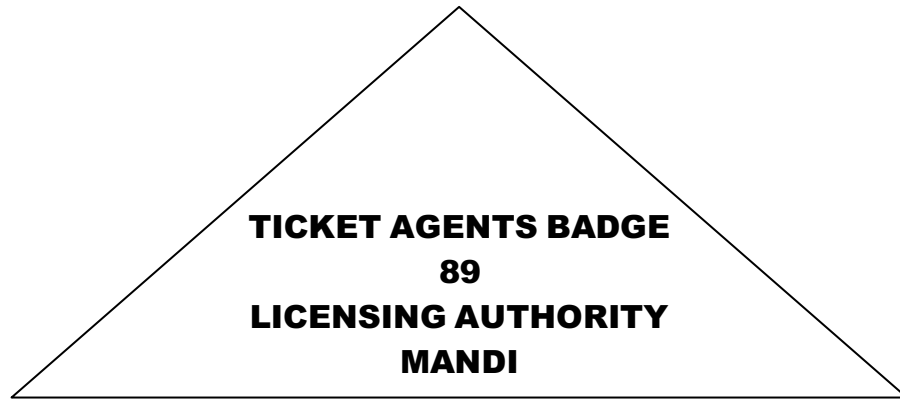
**CONDUCTOR
BADGE**

(See rule 29)



White metal of light weight 45 millimetres in diameter. The words and the number to be engraved or embossed in blue.

TICKET AGENT'S BADGE
(See rule 94)



Triangular badge, the bottom side 100 millimeters long, each of the other two sides 70 millimeters lettering in white on area ground.

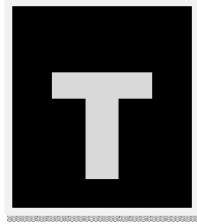
THE SECOND SCHEDULE

(Rule 162 of Himachal Pradesh Motor vehicles Rule, 1999).

(325 millimetres)	(250 millimetres)	(325 millimetres)
Removable	Fixed	Removable
SHIMLA	HP-03-0999	Delhi
	Or	
SHIMLA	HP-03-0999	Delhi
	Or	
SHIMLA	HP-03-0999	Delhi

1. The starting and the terminating places shall be depicted in black letters on white ground.
2. Registration number shall be depicted in black letters on white ground.
3. The letters of the words indicating the starting point and the terminus shall be in English and Hindi and shall each be not less 65 millimetres high and 13 millimetres thick at any part.

THE THIRD SCHEDULE
(see rule 189)



Letter to be in white on a black ground.

Letter to be 175 millimetres in height and 125 millimetres to width, the strokes being 30 millimetres board, overall measurements of the mark 200 millimetres high, 175 millimetres wide.

The above dimensions are minima. The mark may be exhibited in a larger size, if desired.

The FOURTH SCHEDULE (PART-A)
(See Rule 192 of the HP Motor Vehicles Rules, 1999)

- Signal No. 1 :** To stop a vehicle approaching from behind
- The signaller extends his left arm horizontally from the shoulder and parallel to the ground with the palm facing front, its back being towards the rear vehicle as shown.
- Signal No. 2 :** To stop a vehicle coming from front.
- The signaller raises his right hand above his head slightly extending to the front with fingers closed and the palm facing the on coming traffic as shown.
- Signal No. 3 :** To stop vehicles approaching simultaneously from front and behind.
- The signaller extends both the arms as in signal 1 and 2 and as shown.
- Signal No. 4 :** (a) To stop traffic approaching from left and warning to turn right.
- This signal is by extending the left arm as in Signal (1) and the right arm extended a little forward with the palm facing downward as shown.
- Signal No. 5 :** To stop traffic approaching from the right to allow traffic approaching from the left to turn right.
- The signal is given by extending the right as in Signal (2) except that the arm will be sideways and the palm facing right as shown.
- Signal No. 6 :** To allow traffic coming from right and turning right by stopping traffic approaching from the left.
- The right hand is raised to the position as shown in signal 2 and the left sideways with palm facing left as shown.
- Signal No. 7 :** Warning signal closing the traffic.
- This signal is necessary as preliminary to opening the other direction of traffic after turning right or left.

- Signal No. 8 :** Come on! Beckoning on a vehicle approaching from left.
- The right arm is as in signal 2 and the left arm is raised from the elbow upward and through upto the position of the shoulder. The signaler should also look to the left. This movement is repeated so that the motorist can understand that he is being called up.
- Signal No. 9 :** Come on! Beckoning on vehicles approaching from the right.
- The left arm is extended as in signal 1 and the right arm is raised from the elbow upwards and brought up to the position of the shoulder. The signaler should also look to the right.
- Signal No. 10 :** Come on! Beckoning on a vehicle from front.
- The right hand is raised from the elbow back of the palm caring towards the vehicle. The movement is repeated.
- READ means STOP** **AMBER means STOP** at the stop line. You may only go on it
Wait behind the stop the AMBER appears after you have crossed the stop line or
line are so close to it that to pull up might cause an accident.
- RED and AMBER** **GREEN ARROW** mans that you may go in the direction shown
also mean STOP by the arrow. You may do this whatever other lights may be
DO not pass through showing.
Or start until GREEN
Show.
- GREEN means you** **PEDESTRIANS**
may go on if the way
is clear take special
care if you mean to
turn left or right and
give way to pedestrians
who are crossing.

HP FORM 1 L. L .D.

**(Rule 10 of Himachal Pradesh Motor Vehicles Rules, 1999)
INTIMATION OF LOSS OR DESTRUCTION OF LICENCE AND
APPLICATION FOR DUPLICATE LICENCE.**

To

The Licensing Authority,

_____.

I _____ of

(Permanent address _____)

(Present Address _____)

(Father's name) _____ hereby report

that driving licence NO. _____ issued by Licensing Authority

_____ on or about the _____ day of

_____ 19, has been lost/destroyed in the following circumstances:-

2. I hereby apply for a duplicate license and tender twenty five rupees as fees through cash receipt/treasury challan No. and date.
3. I attach two clear copies of a recent photograph of myself.

(Date)**Signature or thumb-impression of applicant.****For use in the office of the Licensing Authority****PART-I**

- (1) Duplicate of driving Licence No. _____ first granted on _____ has been issued by me this _____ day of _____.
- (2) Application refused in letter No. _____ dated _____ to the applicant giving reasons.

(Date)**Licensing Authority**

(1) **Strike out alternative not required**

PART-II

Forwarded to the Licensing Authority _____, for
verification and completion of part-III

(Date)

Licensing Authority

PART-III

Returned to the Licensing Authority-----Signature

The photograph and thumb-impression (1) have been compared with

No such licence appears to have been issued by this office (1)

I am not satisfied that the applicant was the holder of the licence described (1).

I am satisfied that the applicant was the holder of a licence issued by this office as follows:-

- (1) Number
- (2) Date of issue 19
- (3) Last renewed by the Licensing Authority
- (4) Date of expiry 19
- (5) Classes of vehicles (2)
- (6) The licence—
 - (a) Entitled the holder to drive as a paid employee (1)
 - (b) Carried an authorization to drive a public service vehicle, granted
(1).....
 - (c) Carried the following endorsements

(Date)

Licensing Authority

(1) **Strike out alternative not required.**
 (2) **Here fill in (a), (b), (c) etc. as specified in section 10 of the Act.**

Part-IV

Returned to the Licensing Authority

A duplicate licence has been issued by me on the day of 200

(1) A copy of the photograph affixed thereto is attached.

I have in my letter No., dated the

declined to issue the duplicate licence applied for, a copy of that letter is attached (1).

(Date)

Licensing Authority

.....

(1) Strike out alternative not required

HP FORM II TEMP
(Section 130(1) of the Motor Vehicles Act, 1988 and Rule 13 of the Himachal Pradesh Motor Vehicles Rules, 1999)

GOVERNMENT OF HIMACHAL PRADESH
RECEIPT FOR A DRIVING LICENSE

I have taken possession of the license hereunder described:-

No _____

Name of the holder _____

Father's Name _____

Present Address _____

2. If the holder is called up on produce the license for examination he should exhibit this receipt in lieu thereof.

3. This receipt is valid until the Day of 19 or until the license has been suspended or cancelled by competent authority, which ever is sooner.

(Date) (*)-.....

The above receipt is hereby extended upto the..... day of..... 19 on the same conditions.

(Date) (*)
.....
.....

* Signature and designation of the authority granting or extending the receipt.

HP FORM III L. TEM (MVD)

(Sub-section (3) of section 206 of the Motor Vehicle Act, 1988 and Rule 10 of Himachal Pradesh Motor Vehicles Rules, 1992)

MOTOR VEHICLES DEPARTMENT

Book No.....
Form No.

Enforcement

Gross reference in report from-- | Registration No. of
vehicle

Number of permit and Regional Transport Authority by which issued (in the case of transport vehicles only) ---

Scene of offence, with date and time -

Offence (section of law of rule, with particulars) ---

Name of accused person--

Temporary and permanent address of accused person--

Whereas you are being prosecuted for the offence described above, you are required to attend the court of -----Magistrate, 1st Class, -----, at 10.00 a.m. on -----to answer the said charge unless/otherwise order by the Court.

Your Driving licence No ----- has been taken into my possession in pursuance of Section 206 of the Motor Vehicle, Act, 1988, until the licence is returned to you or the court has otherwise ordered this acknowledgement shall serve as an authority enabling you to continue to drive on the same terms as are applicable to your licence.

(Date)

(Signature and designation)

H.P. FORM IV L.E.

(Section 24 of the Motor Vehicles Act, 1988 and Rule 15(1) of the Himachal Pradesh Motor Vehicle Rules, 1999).

INTIMATION BY COURT OR AUTHORITY OF ENDORSEMENT ON LICENCE

Court of _____, Magistrate _____
Class/Authority _____

To
The Licensing Authority,

Licence No. _____, dated the _____
_____ issued by you in favour of _____

Name _____

Permanent address _____

Present address _____

has been endorsed by this Court by the undersigned as follows :-

Date of endorsement _____

Section _____ of the Motor Vehicles Act, 1988 and rule
_____ of the Himachal Pradesh Motor Vehicles Rules, 1999.

Punishment order by the Court _____

(Date) _____ Magistrate _____ Class

Copy forwarded to the Licensing Authority, _____

By whom the licence was last renewed on _____

(Date) _____ Magistrate _____ Class

HP FORM V L.R.

(Section 15(6) of the Motor Vehicles Act, 1988 and Rule 15(2) of the Himachal Pradesh Motor Vehicle Rules, 1999).

INTIMATION OF RENEWAL OF LICIENCE

From

The Licensing Authority,

To

_____.

The Licensing Authority,

_____.

Licence No. _____ Dated _____ issued by you

in favour of _____,

Name _____

Name of Father _____

Permanent address _____

has been renewed by me for a period of _____

months with effect from the _____ day of, _____ 19

Licensing Authority

HP FORM VI L.A.D.

(Section 6(3) of the Motor Vehicles Act, 1988 and Rule 15(3) of the Himachal Pradesh Motor Vehicle Rules, 1999).

INTIMATION OF ADDITION MADE BY ONE LICENSING AUTHORITY UPON A LICENCE ISSUED BY ANOTHER AUTHORITY IN RESPECT OF THE CLASSES OF VEHICLE WHICH THE HOLDER IS ENTITLED TO DRIVE

From The Licensing Authority,
_____.

To The Licensing Authority,
_____.

Licence No. _____ Dated _____ issued by you
in favour of _____,

Name _____

Name of Father _____

Permanent address _____

Present address _____

has, with effect from the _____ day of, _____

been extended by me to entitled the holder to drive the following further class of
vehicle.

(Date)

Licensing Authority

HP FORM VII L.CON.A
(Section 30(2) of the Motor Vehicle Act, 1988 and rule 22(1) of the Himachal Pradesh Motor Vehicles Rules, 1999.)

FORM OF APPLICATION FOR A CONDUCTOR'S LICENSE

1. Name _____
 2. Father's Name _____
 3. Present address _____

 4. Permanent address _____

- not previously held a conductor's license.
5. I have _____ previously held a conductor's license issued by : _____
 6. I am not disqualified for holding a conductor's license.
 7. I hereby declare that I am not less than eighteen years of age and that the above statements are true.
 8. I attach two copies of a recent photograph of myself.
 9. Fee paid vide receipt/treasury challan No. _____ date _____

Date

(Signature or thumb impression of applicant)

Duplicate signature or thumb impression of applicant

License No. _____ (expiring on the _____)
and Badge No. _____ issued.

(Date)

Licensing Authority,

HP FORM VII F.A.B.
(Rule 22(1)(iii) of the Motor vehicles Rules, 1999)

Form of Medical Certificate showing competence to undertake first aid work.

(To be granted by the St. John Ambulance Association, India).

I certify that Sh. _____ aged
about _____ Years qualified to use the first-aid box.

Signature _____

Dated _____

Designation _____

HP FORM IX M.C. CON.

(Section 30(2) of the Motor Vehicles Act, 1988 and Rule 22(2) of the Himachal Pradesh Motor Vehicle Rules, 1999).

FORM OF MEDICAL CERTIFICATE FOR A CONDUCTOR LICENCE

(To be filled in by a Medical Officer)

1. Name of person examined _____

2. Father's Name _____

3. Apparent-age _____

4. Is the person examined, to the best of your judgment, fit physically and mentally to perform the duties of a conductor of stage carriage ?

5. Does he show any evidence of being addicted to the excessive use of alcohol or drugs ?

6. Marks of identification

I certify that the person examined has affixed his signature or thumb-impression hereto in my presence and that to the best of my knowledge and belief the above statements are true and that the attached photograph is a reasonably correct of the person described.



Signature or thumb impression of person examined _____

Name _____

Signature _____

Designation _____

of the Medical Officer

HP FORM X.L. CON
(Section 30(4) of the Motor Vehicles, Act, 1988 and rule 22(4) of the Himachal Pradesh Motor Vehicles Rules, 1999).

GOVERNMENT OF HIMACHAL PRADESH

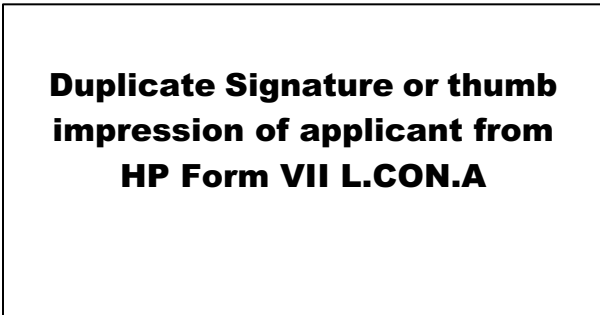
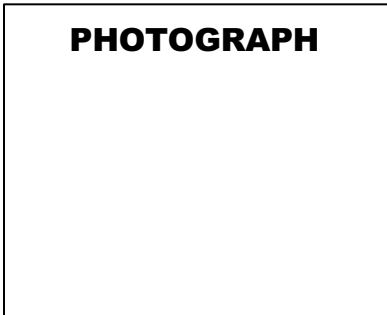
CONDUCTOR'S LICENSE

Name _____

Son of _____

resident of (present address) _____

_____ (permanent address) _____



is licensed as a conductor and has been issued conductor's badge No.

_____.

(Date)

Licensing Authority

HP FORM XI L.CON. AR

(Section 30 & 38(2) (e) of the Motor Vehicles Act, 1988 and Rule 24 of the Himachal Pradesh Motor Vehicle Rules, 1999).

FORM OF APPLICATION FOR RENEWAL OF A CONDUCTOR LICENCES

(To be filled in by a Medical Officer)

1. Name of person examined _____
2. Father's Name _____
3. Permanent address _____

4. Present address _____

5. Conductor's Licence No. _____
6. Valid Up to _____
7. Issued by _____
8. Fee paid for renewal vice cash/receipt/treasury challan No./Date _____
9. Badge No. _____
10. I am not disqualified for holding a conductor's Licence.

(Signature or thumb impression
of applicant)

Verified and renewed
Upto _____

Licensing Authority
_____(Station)

No. _____

Dated _____

Copy is forwarded to the Licensing Authority (Motor Vehicle) for information. It is requested that the records of his office with regard to the issue of Conductor's Licence to the above name applicant may be transferred to this office.

Licensing Authority

(This information is required to be sent if the licence is renewed by any authority other than the authority which had issued the licence).

HP FORM XII P.P.T.V.

(Rule 37 of the Himachal Pradesh Motor Vehicles rules,1999)

FORM OF EXHIBITION OF PARTICULARS OF TRANSPORT VEHICLES

1. Registration no of Vehicle _____
2. Name and address of owner as set forth
In the certificate of Registration _____

3. Engine No. _____
4. Chassis No. _____
5. Date of validity of certificate of fitness _____
6. The registered unladen weight in Kgs. _____
7. The gross vehicles weight in Kgs. _____
8. Carrying capacity (a) if a stage carriage or a contract carriage (b) number of
passengers fro whom accommodation is provided if a goods vehicle , in Kgs

9. Registered front axle weight _____
10. Rear axle weight _____
11. Number and size of tyres:-
 - (a) Front axle _____
 - (b) Rear axle _____
 - (c) Intermediate axe, if any _____

Signature and name of authority
issuing the original certificate
of registration

Place of issue _____

Date _____

HP FORM XIII C.F.

(Rule 39(2) of the Himachal Pradesh Motor Vehicle Rules, 1999).

GOVERNMENT OF HIMACHAL PRADESH

TEMPORARY AUTHORIZATION PERMITTING THE USE OF A VEHICLE WHEN
THE CERTIFICATE OF FITNESS HAS EXPIRED

The certificate of fitness of (1) _____ Registration Mark

last renewed by _____

_____ on _____ has expired.

I hereby authorize the use of the vehicle until the _____ day of
_____ 19 _____, provided that it is forthwith removed with all reasonable dispatch to
the area of the authority by whom the certificate of fitness is due to be renewed.

Provided also that while being used under this authorization the vehicle shall not (2) :-

- (a) carry more than _____ persons excluding the driver (2);
- (b) carry any goods (2) ;
- (c) be driven at a speed in excess of _____ Kilometres per hour (s)

(3) _____ Dated at _____
on the _____ day of _____ 19 _____

1. Here enter brief description of vehicle.
2. Strike out if not required.
3. Signature and designation of authority.

HP FORM XIV C.F.X.

(Rule 40 of the Himachal Pradesh Motor Vehicle Rules, 1999).

**WITH REGARD TO
CERTIFICATE OF FITNESS OF TRANSPORT VEHICLES**

INSPECTION RECORD

“Registration particulars”

Note :- Details will be entered after verification of the physical fitness of the vehicles with the particulars noted in the certificate of registration.

1. Registration mark and class _____
2. Make and Model _____
3. Date of original registration _____
4. Type of Body _____
5. Chassis No. _____
6. Engine No. _____
7. Wheel Base _____
8. Seating Capacity/R.L.W. _____
9. No. and size of tyres _____
 - (i) Front axle _____
 - (ii) Rear axle _____
 - (iii) Any other axle _____
10. Number, date and validity of last certificate of fitness _____
11. Name and address of registered owner _____

12. Particulars of owner remarks (Alteration of registration particulars and connected matters)

13. Date of Inspection _____

PART-II**CURRENCY OF RECORDS**

Note :- Details will be entered on a reference to the concerned documents.

Period of validity of:-

- | | |
|-----|-------------------|
| (a) | Permit |
| (b) | Insurance |
| (c) | Motor Vehicle Tax |
| (d) | Passenger Tax |
| (e) | Goods Tax |

PART-III**CONDITION OF IMPORTANT UNITS AND SYSTEMS**

1. Engine
2. Clutch
3. Gear Box
4. Propeller Shaft
5. Universal joints
6. Differential
7. Road wheels
8. Tyres
9. Chassis Frame
10. Front Axle
11. Rear Axle
12. F.A. Springs
13. R.A. Springs
14. Exhaust Pipe
15. Foot Brake and Servo Equipment
16. Hand Brake
17. Fuel System
18. Steering System
19. Electrical system
20. Horn
21. Wind Screen Wipers
22. Bulb Horn
23. Speedometer
24. Rear View Mirror
25. Instruments and Gauges
26. Paint Work
27. Upholstery cushions and curtains
28. Tool Box
29. Spare Wheel
30. Luggage carrier and Tarpaulin

31. Taxi Meter (For Motor Cabs)
32. Body and Doors
33. Cat's eye reflectors

**PART-IV
GENERAL**

Note: - State Yes/No against each item.

1. Part B permit exhibited
 2. Fare Table exhibited
 3. Time Schedule exhibited
 4. Blue print of seating arrangements exhibited inside stage carriage.
 5. Registration marks exhibited properly
 6. First Aid Box provided
 7. Fire Extinguisher provided
 8. Complaint Book provided
 9. Particulars (weight, tyre size, etc. displayed in the left side of the body.
1. Certificate of fitness refused for the defects stated above and for the following reasons :-
 2. Certificate for fitness has accordingly been impounded.
 3. The vehicle may not be driven until the certificate of fitness is renewed except to such an extent as may be necessary in connection with the remedying of the defects and then carried for hire and reward other than goods required in connection with the repair of the vehicle.

Place _____

Signature _____

Date _____

(Inspecting Officer)

Name _____

Designation _____

- (a) The applicant has produced notification No. _____ issued by Govt. of Himachal Pradesh/Central Government exempting the vehicle from the provisions regarding overall dimensions/weights.

- (b) The defects shown at item No. _____ in Part-III have been rectified.

Place _____

 (Signature)

Date _____ (Inspecting Officer)
 Name _____
 Designation _____

The Motor Vehicle complies with all the requirements of the Motor Vehicles Act, 1988 and the rules made there under. The certificate of fitness is hereby issued/renewed for a period of _____ months, valid from _____ to _____

Place _____

 (Signature)

Date _____ (Inspecting Officer)
 Name _____
 Designation _____

Instructions of inspecting staff points to look for in the inspection of a vehicle:-

1. Engine :-

- (a) Check engine for easy starting
- (b) Check if any noise in engine such as piston main hearing connecting rod, bearing of loose tappet.
- (c) Check if engine gives exclusively smoke, due to poor compression or defective fuel injection pump or injectors.
- (d) Check the Water body.
- (e) Check fan belt and its play.
- (f) Check the air cleaner
- (g) Check the silencer pipe.
- (h) Any other defect

2. Transmission :-

- (a) Check clutch Pedal free play.
- (b) Check clutch and brake pedals bushes for some play

- (c) Check the slipping of the clutch plate.
- (d) Check whether the gears are shifted smoothly when the clutch pedal is pressed.
- (e) Check any noise in the gear box.
- (f) Any other defect.

3. Propeller shaft and Universal Joints :-

- (a) Check the propeller shaft centre bearing Wear oil seals for wear.
- (b) Check all the universal joints and yokes for wear.
- (c) Check the splines for the propeller shaft for wear.
- (d) Any other defect.

4. Differential :-

- (a) Check the backlash between level opinion and crown wheel and any noise in the differential.
- (b) Any other defect.

5. Front Axle :-

- (a) Check the king pins and bushes play after jack up of the front axle in the centre.
- (b) Check front wheel bearing play.
- (c) Check front shock absorbers

6. Steering :-

- (a) Check the steering backlash
- (b) Check the tie and ends
- (c) Check drag link and drop arm ends
- (d) Check steering box foundation nut bolts.

7. Road Springs and suspension :-

- (a) Check the alignment of the road springs if they require retentioning
- (b) Check hanger brackets and shackles pins for wear.

8. Electric System :-

- (a) Check the self starter and byname working
- (b) Check the head light and dipper
- (c) Check the parking lights and electric indicator
- (d) Check the wiper
- (e) Check the electric horn
- (f) Check tail and stop lights

- (g) Check amps meter charging
- (h) Check the battery terminals and poles.

9. Instruments and Gauges :-

- (a) Check the air pressure vacuum gauges.
- (b) Check the oil Pressure gauges,
- (c) Check the speedometer/techno graph while road test.
- (d) A rear view mirror to be fitted near the driver door.
- (e) Two cat eyes reflectors to be fitted in the front and the rear of the vehicle.

10. Tyres :-

- (a) Check the condition of the tyres and tread wear, check the spare wheel of the vehicles.

11. Final Road Test :-

Each vehicles should be tested on road and the following items should be checked:-

- (a) Check the efficiency of foot and hand brakes.
- (b) Working of speedometer.

12. Condition of body of stage carriages :-

The length, width, height rear overhand and the overall length of the transport vehicles should be according to the permissible dimensions as per the motor vehicles rules. The stage and transport vehicles should be built according to the approved drawing of the State Transport Department.

13. Particulars to be displayed on left side of body:-

- (a) Name of the owner.
- (b) Class of the vehicles
- (c) U.L.W.
- (d) H.L.W.
- (e) F.A.W.
- (f) R.A.W.
- (g) Tyre Size.

It is certified that the above referred particulars from serial Nos. 1 to 13 have been personally checked and found in order/not in order by me.

(Signature of the Inspecting Authority)
Testing Station with seal

HP FORM XV C.R. TEM

(Rule 42(4) & (5) of the Himachal Pradesh Motor Vehicles Rules, 1999)

TEMPORARY CERTIFICATE OF REGISTRATION

	FOIL B	FOIL A
Book No. _____	Book No. _____	Book No. _____
Serial No. _____	Serial No. _____	Serial No. _____
Govt.of Himachal Pradesh Issued by _____	Govt.of Himachal Pradesh Issued by _____	Govt.of Himachal Pradesh Issued by _____
Owner's Name and address _____	Owner's Name and address _____	Owner's Name and address _____
_____	Description of Vehicles	_____
_____	Make _____ H.P. _____	_____
_____	Engine No. _____	Description of Vehicles
Description of Vehicles	Type of body _____	Make _____ H.P. _____
Make _____	Colour _____	Engine No. _____
H.P. _____	Temporary Registration	_____
Engine No. _____	Mark/assigned to the Vehicle	Type of body _____
_____	P. _____	Colour _____
Type of body _____	Place in which the vehicle is to be permanently registered	Temporary Registration
Colour _____	_____	Mark/assigned to the Vehicle
_____	_____	P. _____
Temporary Registration	Valid for ten days from the	Place in which the vehicle is to be permanently registered
Mark/assigned to the Vehicle	_____	_____
P. _____	_____	_____
Place in which the vehicle is to be permanently	Copy forwarded to the District Magistrate,	_____

registered _____ _____	_____ _____ for	(Issuing authority) _____
Date of issue of Temporary Certificate _____ _____	information _____	Date _____
Valid upto the _____		This temporary certificate is valid upto the _____ (2009) Only and the vehicle must be presented for permanent registration before that date.

(Date)

(Issuing authority)

HP FORM XVI R.TEM.

(Section 130(1) of the Motor Vehicles Act, 1988 and Rule 26 of the Himachal Pradesh Motor Vehicle Rules, 1999).

RECEIPT OF CERTIFICATE OF REGISTRATION AND CERTIFICATE OF FITNESS OF A TRANSPORT VEHICLES.

1. I have taken possession of the certificate of registration and the certificate of fitness hereunder described :-

Registration No. _____

Chassis No. _____

Seating Capacity including driver : _____

Last date of expiry of the certificate of fitness: _____

Name of holder _____

Father's Name _____

Present address _____

2. The holder is hereby exempted from the obligation to produce his certificate of registration and the certificate of fitness.
3. This receipt is valid until the _____ day of _____ 19 , or until the licence has been suspended or cancelled by competent authority, whichever is sooner.

(1) _____

(Date)

(1) Signature and designation of the authority granting or extending the receipt.

HP FORM XVII C.R.T.I.

(Rule 48(2) 24 of the Himachal Pradesh Motor Vehicle Rules, 1999).

**COMMUNICATION TO ORIGINAL REGISTERING AUTHORITY OF
TRANSFER OF OWNERSHIP OF AMOTOR VEHICLE.**

To

The Registering Authority,
_____Motor Vehicle No.

(1) in the Name of _____
has, with effect from the _____ day of _____ 2009 been
transferred to the name of _____

(2) Son of _____ of (3) _____

(3) The other party to the hire purchase agreement has consented to the transfer,
and has entered into an agreement of hire purchase in respect of the vehicle
with the transferee.

Registering Authority

(Date)

- (1) Here enter registration mark.
(2) Here enter full name of transferee
(3) Here enter address of transferee
(4) Strike out, if inapplicable.

HP FORM XVIII R.M.I

(Section 47 of the Motor Vehicle Act, 1988 and Rule 49 of the Himachal Pradesh Motor Vehicle Rules, 1999).

**INTIMATION OF ASSIGNMENT OF NEW REGISTRATION MARK AND
CALL FOR RECORDS FROM ORIGINAL AUTHORITY.**

From

The Registering Authority,

To

(1) _____

I hereby assign the registration mark _____ to the motor vehicle previously registered as _____

The new mark shall within ten day's of the issue of this notice be affixed to the vehicle in the place of the old, in the matter prescribed.

Copy forwarded to the Registering Authority _____ for information. It is requested that the registration records of the vehicle or a certified copy of the same be transferred to this office.

Registering Authority,

(Date)

(1) Here enter full name and present address of owner

If the vehicle is the subject of a hire-purchase agreement, a copy of this letter should be sent to the hire-purchase company.

HP FORM XIX H.P. ENTRY
(Rule 53 of Himachal Pradesh Motor Vehicles Rules, 1999 and Section 51(10)
AND (11) of the Motor Vehicles Act, 1988)

FORM OF INTIMATION OF ENTRY OF HYPOTHECATION OF VEHICLE IN THE
CERTIFICATE OF REGISTRATION TO THE FINANCIER

From
 The Registering Authority (M.V.)

To

_____ (Name and address of the financier)

No. _____

Dated: _____

The Motor Vehicle bearing Engine No. _____ Chassis No.
 _____ Model _____ has been registered with this office
 in the name of _____

Resident of _____

has been assigned regular mark _____. The
 following entries have been made in the certificate of registration on the basis of
 request/consent given by you.

1. _____

2. _____

3. _____

(Registering Authority)
 Motor Vehicle

HP FORM XX S.R.V.

**(Rule 54 of the Himachal Pradesh Motor Vehicles Rules, 1999 and
Section 62 of the Motor Vehicle Act, 1988).**

FORM OF INTIMATION REGARDING STOLEN/RECOVERED VEHICLES.

From

(Name of Police Station/In-Charge)

To

The Director Transport,
Himachal Pradesh, Shimla

No. _____

Dated _____

Sir,

The following particulars of stolen/recovered vehicle are forwarded for your information and record:-

1. Serial No.
2. Registration Mark
3. Name of owner and his address
4. Type, Model and class of vehicle
5. Engine No.
6. Chassis No.
7. Date, time and Place when stolen
8. Date, time and place of recovery
9. FIR number and date.
10. Remarks

(Signature)
(Authorized Police Officer)

Strike out whichever is not authorized applicable

**HP FORM XXI. St. S.A.
(Rule 62(1) of the H.P. Motor Vehicles Rules, 1999)
APPLICATION FOR A PERMIT IN RESPECT OF A SERVICE OF STAGE
CARRIAGE**

To

The Regional Transport Authority,

In accordance with the provisions of Section 69, 70 and 80 of the Motor Vehicles Act, 1988, I/We the undersigned hereby apply for permit under section 66 of that Act in respect of a service of a Stage Carriage as hereunder set out: -

1. Full Name _____
2. Name of father (in case of an individual) _____

3. Address _____

4. Route/routes or area which a permit is desired _____
5. Maximum number of vehicles (with registration marks) which it is desired to operate at any one time under the terms of the permit _____

6. Minimum number of vehicles which will operated at any one time under the terms of the permit in the area or on any route or/and part of any route, and the minimum number of daily vehicle trips _____

7. The type or types of vehicles to be used on the service and the approximate seating capacity are:

	vehicle	of	not	less	than
_____			seats.		
	and not more than				

_____ vehicle of not less than
_____ and not more than _____

8. Particulars of the time-table(s) proposed are appended.
9. The standard rates of fare which it is proposed to charge is _____ paise per passenger per Km.
10. Particulars of any stage or contract carriage permit (or similar authorization under the Motor Vehicle Act, 1939 and 1988 valid in State, held by the applicant and details of the route over which or area in which the applicant(s) vehicles were regularly operated (i) before July, 1989 and (ii) subsequently

11. Particulars of any permit of public motor vehicle license held by the applicant in respect of the use of any transport vehicle in India during the last four years which has been the subject of an order of cancellation

_____.
12. Provided that sufficient passengers do not offer any time, I/we desire to carry goods in these vehicles in addition to passengers on the undersigned that goods will be so carried on not more than _____ of vehicle trips on any route on any one day and that not more than _____ the accommodation for passengers in any vehicle will be replaced by goods.
13. I/ we declare that not more than _____ of these vehicles are or will be the subject of permits (other than temporary permits) for use as contract carriages.
14. _____ I am/we are at present in possession of _____ vehicles available for use under the permits applied for. The vehicles are my/our own property. (If the vehicles are not the property of the applicant, give particulars of the hiring agreement).
15. I/ we desire a permit valid for _____ years.

Signature of applicant(s).

HP FROM XXII P.C.O. P.A.
(Rule 62(ii) of the Himachal Pradesh Motor Vehicles Rules, 1999)
APPLICATION FOR A CONTRACT CARRIAGE PERMIT

To

The Regional Transport Authority,
 _____.

In accordance with the provisions of sections 69, 73 and 80 of the Motor Vehicle Act, 1988, I/We the undersigned hereby apply for a permit under section 68 of that Act in respect of a contract carriage as hereunder set out.

1. Full Name : _____
2. Father's Name : _____
(in the case of an individual)
3. Address _____
4. Area for which required _____
5. Brief description of vehicle (1) _____
_____.
6. Seating Capacity _____.
7. Particulars of service to be performed by the contract carriage (Not necessary in case of a motor cab other than one used, on a hill road), and the manner in which it is claimed that the public convenience will be served.

8. (In the case of a motor cab) District or other area which the applicant desires to have appointed as the headquarters of vehicles _____

9. Particulars of any stage carriage or contract carriage permit (or similar authorization under the Motor Vehicles Act, 1939/ Motor Vehicles Act, 1988 valid in a State and held by the applicant in respect of :-

(a) this vehicle _____

(b) any other vehicles _____

10. Particulars of any permit, public motor vehicles licence or similar authorization under the Motor Vehicles Act, 1939/Motor Vehicles Act, 1988 held by the applicant in respect of the use of any transport vehicles in India during the last four years which have been the subject of an order of suspension or cancellation.

11. I am/we are in possession of the vehicles, which is my/our own property. (if the vehicle is not the property of the applicant give particulars of the hiring agreement.

12. I/we have not obtained possession of the vehicle and I/we understand that the permit will not be issued until I/we have done so and have produced the certificate of registration.

13. I/we intend to drive the vehicle personally/through driver.

14. I/we hereby declare that the above statements are true and agree that they shall be conditions of any permit issued to me/us.

(Date)

Signature of thumb-impression of the applicant

To be filled in the office of the Transport Authority

1. Date of receipt _____

Circulation to members _____

2. Date of consideration at meeting _____

Decision by Chairman _____ granted.

3. Granted in modified form on the _____ day of _____ 20 rejected.

4. Number of permit _____

Strike out in applicable alternatives throughout

- (l) Here state whether single or double deck fixed roof or hood only, glass windows or side curtains, in the case of a motor cab enter, accordingly and also work registration mark of any.

HP FORM XXII PPSVA

(Rule 62(III) of the Himachal Pradesh Motor Vehicle Rules, 1999).

APPLICATION FOR PERMIT IN RESPECT OF PRIVATE SERVICE VEHICLE

To

The Regional Transport Authority,

.....

In accordance with the provisions of Section 69, 76 and 80 of the Motor Vehicle Act, 1988, I /We the undersigned hereby apply for a permit under section 66 of that Act in respect of a Private Service Vehicle as under:

1. Full name

2. Father's name (in case of and individual)

3. Address

.....

4. Route or routes or area for which the permit is desired

.....

.....

5. Manner and purpose of carrying persons otherwise than for hire or reward or in connection with the trader's business.

6. Brief description of vehicle and Registration Mark.....

.....

7. Seating capacity.....

8. A time table is appended

.....

(Alternatively) : - No time-table is proposed but I undertake to run the following minimum services: -

9. Particulars of any stage carriage or contract carriage permit or similar authorization under the Motor Vehicle Act, 1989/Motor Vehicle Act, 1988 valid in the State and held by the applicant in respect of:

(a) This vehicle Any other vehicle

Details of any route or routes over which this vehicle was operated regularly (i) before July, 1989 and (ii) subsequently

10. Particulars of any permit or public motor vehicle licence held by the applicant in respect of the use of any transport vehicle in India during the last four years which has been the subject of an order of cancellation

.....
.....

11. (i) I/We desire to use the vehicle for the carriage of goods as and I/We apply for vehicle permit in addition to a private service goods carriage in respect of the route, routes or area above specified.

(ii) I/We intend to carry goods of the following description

.....

12. I/We are already in possession of the vehicle which is my own property. (If the vehicle is not the property of the applicant, give particulars of the hiring agreement)

13. I/We have not yet obtained possession of the vehicle and I/We understand that the permit will not be issued until I/We have done so and have produced the certificate of registration.

14. I/we intend to drive the vehicle personally/through the driver.

15. I/We desire permit valid for years.

I/We hereby declare that the above statements are true and agree that they shall be conditions of any permit issued to me/us.

(Date)

Signature or thumb impression of the applicant

To be filled in the office of the Regional Transport Authority.

1. Date of receipt:
2. Date of publication:
3. Date or dates of hearing of objections.....granted.....

- 4. Granted in modified form on theday of
Rejected.....
- 5. Number of permit issued

Secretary,
Regional Transport Authority.

*Strike out in-applicable entries or alternative throughout.

HP FORM XXIV P. Gd. C.A.
(Rule 62 (iv) of the Himachal Pradesh Motor Vehicle Rules, 1999).

APPLICATION FOR A GOODS CARRIAGE

To

The Regional Transport Authority,

In accordance with the provisions of Section 67, 77 and 80 of the Motor Vehicles Act, 1988, I/We the undersigned hereby apply for permit under section 66 of that Act in respect of a service of a Stage Carriage as hereunder set out: -

1. Full Name _____
2. Name of father (in case of an individual) _____

3. Address _____

4. Route/routes or area which a permit is desired _____

5. Type and capacity of vehicles including trailers and alternative trailers of articulated vehicle.

Number of vehicles	Type	Load capacity (Kgs.)	Laden weight (Kgs)	Registration Marks

Note:- If any of the vehicles not in the possession of applicant will surface if the figures in 3 and 4 are correct within ten percent above or below, subject to any limitation of weight in force. The certification of registration must be presented to the Transport Authority so that the registration marks may be entered in the permit before the permit is issued.

Note: - If the applicant is in respect of a larger number of vehicles than can be specified above an additional schedule may be appended to the form.

- 6. Full particulars of the service to be performed by the vehicles and the manner in which claimed that the public convenience will be served.
- 7. Particulars of any goods carriage permit or public motor vehicle license held by the applicant at present or at any time during the last two years and the maximum rates charged for the carriage of goods with details of area over which the vehicles have been regularly operated.

(Note: - If the particulars are extensive append a further statement)

- 8. ~~Particulars,~~ other than particulars furnished under item 7, of any agreement or arrangement affecting in any material respect the provision within the region of the Regional Transport Authority of facilities for the transport of goods for hire or reward entered into by the applicant with any other person by whom such facilities are provided, whether within or without the region.

- 9. I /we desire to use the vehicle or vehicles as _____ for the carriage of goods which are my/our own property or the carriage of which is incidental my/our business of _____

- 10. The goods which I /we desire to carry as goods carriage.

- 11. I /we forward herewith the certificate of registration of the vehicles, or I /we will produce the certificate of registration of the vehicles before the permit is issued.

Signature or thumb impression of applicant (s)

HP FROM XXV PA.

(Rule 62(v) of the Himachal Pradesh Motor Vehicles Rules, 1999)

APPLICATION FOR A TEMPORARY PERMIT

To

The Regional Transport Authority,
_____.

In accordance with the provisions of sections 66 and 87 of the Motor Vehicle Act, 1988, I/We the undersigned hereby apply for a temporary permit under section 66 of that Act as hereunder set out.

1. Full Name : _____
2. Father's Name : _____
(in the case of an individual)
3. Address _____
_____.
4. Purpose for which permit is required _____

_____.
5. Route or Routes _____
_____.
6. Period of duration of permit : from _____ to _____
7. Type and laden weight/seating capacity of the vehicle or vehicles for which the permit is required.

_____.
8. (1) The registered owner(s) of the vehicle(s) is/are _____ and the registration mark(s) is/are _____
_____.
- (2) The vehicle has/.vehicles have not been hired by me/us and I/We undertake to intimate the registration marks, if required, within twenty four hours of hiring the vehicle/vehicles.

- 9. Number and date of any regular permit issued in respect of the vehicle, with designation of issuing authority.

I/We hereby declare that the above statements are true and agree that they shall be conditions of any permit issued to me/us.

(Date) _____ Signature of thumb impression of applicant(s)

To be filled in the office of the Transport Authority

- 1. Date/receipt _____
- 2. Granted _____ Granted in modified from on the _____ day of _____ Rejected.
- 3. Permit Number _____
- 4. Registration mark(s) of vehicle(s) intimated after issue.

Secretary,
Regional Transport Authority

(1) Strike out in applicable alternatives throughout.

HP FROM XXVI P.Sp.A.**(Rule 62(vi) of the Himachal Pradesh Motor Vehicles Rules, 1999)****APPLICATION FOR A SPECIAL PERMIT IN RESPECT
OF A CONTRACT CARRIAGE**

To

The State Transport Authority,
Himachal Pradesh

In accordance with the provisions of sections)8) of section 88 of the Motor Vehicle Act, 1988, I/We the undersigned hereby apply for a special permit in respect of a public service vehicle as hereunder set out.

1. Full Name : _____
2. Age _____
3. Father's Name : _____
(in the case of an individual)
4. Permanent Address _____
_____.
5. Route or Routes or area for which permit is desired with itinerary:

6. Period for which permit is required.
7. Registration mark of the vehicles.
 - (a) Engine No. :
 - (b) Chassis No. :
 - (c) Vehicle is taxed upto in the state of :
 - (d) Particulars of taxes paid to other states :
8. Seating capacity:
9. Particulars of the permit if any,
under which the vehicle is already

covered and the authority by whom
it is issued :

10. Total number of persons :
proposed to be carried

(details of names, addresses and age attached)

(Date)

Signature of thumb impression
of applicant(s)

HP FROM XXVII P. St.S.

(Rule 65(1) of the Himachal Pradesh Motor Vehicles Rules, 1999)

PERMIT IN RESPECT OF A SERVICE OF STAGE CARRIAGE

PART-A

(Full permit to be kept by holder)

REGIONAL TRANSPORT AUTHORITY, HIMACHAL PRADESH, SHIMLA-3

No. ST-S _____

1. Name of holder: _____
2. Father's Name: _____
3. Address _____
4. Route/Area for which the permit is valid _____

(The entries above are subject to the condition in entry 16 below).

5. Type or types and Registration Mark(s) of vehicle to be used on the service and the approximate seating capacity :-

_____ vehicles of not less than _____ and not more than _____ seats.

_____ vehicles of not less than _____ and not more than _____ seats.

_____ vehicles of not less than _____ and not more than _____ seats.

6. Date of expiry _____
7. Maximum and minimum fares, if fixed under section 67 of the Act _____
_____.
8. Particulars of time table to be observed, if any _____
_____.

9. Whether goods may be carried on any or all of the vehicles solely or in addition to passengers, and the conditions subject to which goods may be carried _____.
10. A larger number of passengers than the number specified in the certificate of registration shall not be carried in any of the vehicles at any one time.
11. A conductor shall be carried on the vehicles at all times when they are in stage carriages or contract carriages.
12. Whether the fare table is to be exhibited on the vehicles _____.
13. Whether the time table is to be exhibited on the vehicles _____.
14. The records to be maintained and the dates on which returns and to be made to the Transport Authority _____.
15. This permit shall to be extend specified in entry 9 above the deemed to be goods carrier's permit.
16. Note more than _____ vehicles of the service may be used by the holder of the permit as contract carriage with in the areas herein under specified and subject to the following conditions :-
_____.
17. When the vehicles are not in use they shall not be halted in any public place except at a stand or parking place appointed by a competent authority under section (117) of the Act.
18. (1) A vehicle of the service permitted by entry 16 above to be used as a contract carriage may be used as such outside the area specified in entry 16 above or other areas or routes in respect of the permit has been counting or provider that on each occasion where the holder of the permit seeks so to use a vehicle he obtains a special permit from the competent authority.
- (2) No special permit shall be made valid for more than one outward and return trip and not more than one special permit shall be issued at any one time, nor shall any special permit allow the holder to enter into an engagement with a fresh hirer in respect of the return journey.
- (3) The provisions of the Act and rules regarding the carriage and production of permits shall apply equally to any special permit issued in conformity with this condition.

- 19. The fees payable for this permit shall be paid on the due dates, as laid down in rule 68 of the HP Motor Vehicle Rules, 1999.
- 20. Other _____ special _____ conditions _____.
- 21. This permit does not entitle the holder to use any vehicle belonging to the service as a stage carriage on any road in respect of which the Regional Transport Authority concerned may have made an order limiting the number of stages carriages permitted to operate thereon, unless the road is specifically mentioned in entry 4 above.
- 22. This permit does not entitle the holder, except to the extend indicated here, to use any vehicle belonging to the service as a contract carriage or as goods vehicle on any road in respect of which the Regional Transport Authority concerned may have made an order limiting the number of contract carriages or goods vehicles (as the case may be) permitted to operate thereon _____.
- 23. The holder of this permit shall exercise such supervision over the work of his employees as is necessary to ensure that the vehicle is operated conformably with the Act and rules made there under and with due regard for the comfort, convenience and safety of any passengers carried.

(Date _____)

Secretary
Regional Transport Authority,

This permit is hereby renewed upto _____ day of _____ 200 subject to the following further conditions :-

It is, effective also upto the date above written, and subject to any conditions attached to the previous countersignature, in the following regions :-

(Date _____)

Secretary
Regional Transport Authority,

CONTER SIGNATURE

_____ Transport Authority _____
 No. P.St.S. _____ Countersigned for Route/Area _____
 subject to the following variation of conditions :-

(Date _____)

Secretary
Regional Transport Authority,

RENEWAL OF COUNTER SIGNATURE

This countersignature is hereby renewed upto the _____ day of
 _____ 200.

(Date _____)

Secretary
Regional Transport Authority,

PART-B**SUMMARY TO BE EXHIBITED ON EACH VEHICLE**

Regional Transport Authority _____

Stage Carriage Service Permit No. P.St.S. _____

1. Name and address of holder _____
2. (1) Registration Mark (s) _____
 (2) Type of Vehicle (s) _____
3. Capacity not less than _____ seats, not more than
 _____.
4. Route or area :-
 (i) in the region of issuing authority _____
 (ii) in other regions _____

5. Date of expiry _____

6. Conditions :-

(i) Carriage of goods _____

(ii) Use as a contract carriage :-

(d) Within, the region _____

(e) Outside the region _____

(iii) Fares :-

(a) Rate _____

(b) Whether fare-table, is to be displayed _____

(iv) Time table

(a) To be observed _____

(b) To be displayed _____

(v) Other special conditions _____

(Date _____)

**Secretary,
Regional Transport Authority,**

RENEWALS

Renewed upto _____ 200

(Date _____)

**Secretary
Regional Transport Authority,**

COUNTER SIGNATURE

Regional Transport Authority _____

No. P.St.S.

Subject to

(Here paste receipt from the registering Authority for the payment of fee for the countersignature).

(Date _____)

Secretary
Regional Transport Authority

RENEWAL OF COUNTER SIGNATURE

Countersignature renewed upto _____ 200

(Date _____)

Secretary
Regional Transport Authority,

(Repeat countersignature and renewal of countersignature ad lib)

Notes on Form P.St.S- Part A Entry.4 :- One form should be used for a single route or area or connected routes. Otherwise different permits should be granted for different routes or areas.

Part B Entry 3 :_ The summaries should each refer to one vehicle only by capacity, but not a particular vehicle by registration mark.

1. One copy of the summary to be issued for each vehicle covered by the permit.
2. Here enter the number of the permit and in brackets, the serial number upto the total number of vehicles.

HP FORM XXVIII P.CO.C
(Rule 65(ii) of the Himachal Pradesh Motor Vehicles Rules, 1999).

GOVT. OF HIMACHAL PRADESH

CONTRACT CARRIAGE PERMIT

PART A

(Full permit to be kept by the holder)

No. P.Co.C _____

Regional Transport Authority _____

1. Name of holder _____

2. Father's Name _____

3. Address _____

4. (1) Registration mark _____

(2) The vehicle is held under hire-purchase agreement with _____
 _____.

5. Maximum number of passengers which may be carried at any one time.

6. Route _____ for which the permit is valid _____ Area.

7. **(In case of motor cab only) :-** The Headquarter of the vehicle shall be the District/Area of _____.

No passenger shall be taken into the vehicles at any place outside the district/area mentioned unless he applies and contracts to be carried the whole way from that place to some point in the said district/area.

8. (In case of contract carriage other than a motor cab):-

(1) The vehicle may be used as a contract carriage outside the area specified in entry 6 above or other area in respect of which this permit has been countersigned, provided that on each occasion then the holder of the permit seeks so to use the vehicle he will obtain a special permit from the competent authority.

(2) No special permit shall be made valid for more than one out ward and return trip and not more than one special permit shall be issued at any one time, nor shall a special permit allow the holder to enter into an engagement with a fresh hirer in respect of the return journey.

- (3) The provisions of the Act and rules regarding the carriage and production of permit shall apply equally to any special permit issued in conformity with this condition.
9. Date of expiry _____
10. Rate of fare per kilometer in the case of a motor cab only _____.
11. Whether a taximeter is to be fitted and (if so) the type (in the case of motor cab only).

12. The fees payable for this permit shall be paid on the due dates as laid down in rule 68 of the Himachal Pradesh Motor Vehicles Rules, 1999.
13. Any other conditions _____

14. Records to be maintained and the date on which returns are to be made to the Transport Authority.

15. This permit does not entitle the holder to use the vehicles as a stage carriage.
16. Under the provisions of rule 66 of the Himachal Pradesh Motor Vehicles Rules, 1999, this permit is valid also in the regions and subject to the conditions set forth below :-
- | Region | Route/Area | Conditions |
|--------|------------|------------|
|--------|------------|------------|
17. This permit does not entitle the holder, except to the extent indicated here, to use the vehicle on any road in respect of which the Regional Transport Authority concerned may have made an order limiting the number of contract carriage vehicles permitted to operate thereon _____
_____.
18. The holder of this permit shall exercise such supervision over the work of his employees as is necessary to ensure that the vehicle is operated conformably with the Act and the rules made there under and with the due regard for the comfort, convenience and safety of the public and of any passengers carried .

(Date _____)

Secretary
Regional Transport Authority,

Renewals

This permit is hereby renewed upto the _____, day of _____ 200
Subject to the following further conditions :-

(Date _____)

Secretary
Regional Transport Authority,

Counter Signatures

Regional Transport Authority _____

No. P.CO. G. _____

Countersignature for route _____ area _____

Subject to the following variation of conditions _____

(Date)

Secretary
Regional Transport Authority

Renewal of Countersignature

The above countersignature is hereby renewed upto _____ day of _____
200, subject to the following conditions:-

(Date _____)

Secretary
Regional Transport Authority,

Renewal

Renewed upto _____ 200

(Date _____)

**Secretary
Regional Transport Authority,**

Countersignature

Regional Transport Authority _____

No. P.Co.C. _____

Countersigned for _____ subject to

(Date _____)

**Secretary
Regional Transport Authority,**

Renewal of Countersignature

Countersignature renewed upto _____ 200

(Date _____)

**Secretary
Regional Transport Authority,**

PART-B**SUMMARY TO BE EXHIBITED ON THE VEHICLE**

Regional Transport Authority _____

Contract Carriage Permit No. P.CO.G _____

1. Name and address of holder _____
2. Type of vehicle _____
3. Registration mark _____
4. Date of expiry _____ 200
5. Conditions :-
 - (a) Route/Area _____
 - (b) Maximum number of passengers _____
 - (c) Fares :-
 - (i) Rate _____
 - (ii) Whether fare table to be displayed _____
 - (d) Type of taxi meter, if any _____
 - (e) Any other conditions

(Date _____)**Secretary
Regional Transport Authority,**

HP FORM XXIX P.P.S.V
(Rule 65(iii) of the Himachal Pradesh Motor Vehicles Rules, 1999).

GOVT. OF HIMACHAL PRADESH

PERMIT IN RESPECT OF PRIVATE SERVICE VEHICLE

PART A

(Full permit to be kept by the holder)

No. PPSV _____

Regional Transport Authority _____

1. Name of holder _____

2. Father's Name _____

3. Address _____

4. (1) Registration mark _____

(2) The vehicle is held under hire-purchase agreement with _____
 _____.

5. Maximum number of passengers which may be carried at any one time. _____
 _____.

6. A conductor shall be carried on the vehicle at all times when it is in use as a stage carriage or contract carriage (s).

7. Routes/Area(s) for which the permit is valid _____

 _____.

8. Date of expiry _____

9. Manner and purpose of carrying persons _____

10. Particulars of time table to be observed, if any (2) _____

11. Whether the time table is to be exhibited on the vehicle _____

12. The records to be maintained and the dates on which returns are to be made to the Transport Authority

-
-
13. When the vehicle is not in use it shall not be halted in any public place except at a stand or parking place appointed by a competent authority under section 117 of the Act.
14. The fees payable for this permit shall be paid on the due dates as laid down in rule 68 of the Himachal Pradesh Motor Vehicles Rules, 1999.

15. Any other conditions _____

16. Under the provisions of rule 66 of the Himachal Pradesh Motor Vehicles Rules, 1999, this permit is valid also in the regions and subject to the conditions set forth below :-

Region	Route/Area	Conditions
--------	------------	------------

17. This permit does not entitle the holder to use the vehicles as a stage carriage. on any road in respect of which the Regional Transport Authority concerned may have made an order limiting the number of contract carriage vehicles permitted to operate therein, unless the road is specifically mentioned in entry 7 above.
18. This permit does not entitled the holder, except to the extend indicated here, to use the vehicle on any road in respect of which the Regional Transport Authority concerned may have made an order limiting the number of contract carriage vehicles or goods vehicles (as the case may be permitted to operate thereon

19. The holder of this permit shall exercise such supervision over the work of his employees as is necessary to ensure that the vehicle is operated conformably with the Act and the rules made there under and with the due regard for the comfort, convenience and safety of the public and of any passengers carried.

(Date _____)

Secretary
 Regional Transport Authority,

Renewals

This permit is hereby renewed upto the _____, day of _____ 200

It is effective also upto the date above written and subject to any conditions attached to the previous countersignature in the following regions _____

(Date _____)

**Secretary
Regional Transport Authority,**

Counter Signatures

Countersignature as required by section 88 of the Motor Vehicles Act, 1988 for (_____) subject to the following variation of conditions :- _____

(Date)

**Secretary
Regional Transport Authority**

- (1) Here enter the name of the State
 (2) Here enter brief particulars e.g. two trips each way daily or vide time-table appended.

PART-B**SUMMARY TO BE CARRIED ON THE VEHICLE**

1. Name and address of holder _____
2. Type of vehicle _____
3. Registration mark _____
4. Date of expiry _____
5. Conditions :-

- (a) Route/Area _____
- (b) Maximum number of passengers _____
- (c) Whether time table is to be :-
 - (i) Observed
 - (ii) displayed.
- (d) Other special conditions.

(Date _____)

**Secretary
Regional Transport Authority,**

Renewal

Renewed upto _____ 200

(Date _____)

**Secretary
Regional Transport Authority,**

Countersignature

Countersigned for _____ subject to _____

(Date _____)

**Secretary
Regional Transport Authority,**

Renewal of Countersignature

Countersignature renewed upto _____ 200

(Date _____)

**Secretary
Regional Transport Authority,**

HP FORM XXX P.G.d.C.
(Rule 65(iv) of the Himachal Pradesh Motor Vehicles Rules, 1999.

GOODS CARRIAGE PERMIT

PART A

(Full permit to be kept by the holder)

_____ **Regional Transport Authority**
 No. P.Gd.C _____

1. Name of holder : _____
2. Father's Name : _____
3. Address _____
4. Route/Area for which the permit is valid _____

5. Type and capacity of vehicles, including traders and the alternative articulated vehicles :-

Number of vehicles	Model	Type	Load capacity (Kgs.)	Laden weight	Registration marks	Engine No.	Chassis No.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

Note :- of the above, the vehicles described below by their registration marks are held under a hire purchase agreement with

6. Date of expiry _____
7. The records to be maintained and the dates on which returns are to be made to the Transport Authority _____
8. The fees payable for this permit shall be paid on the dues dates laid down in rule 68 of the Himachal Pradesh Motor Vehicles Rules, 1999.

9. Conditions :

10. The vehicle(s) authorized by this permit may be used by the holder as a Goods carrier within the area of _____ for the purpose of carrying the following goods.

- (a) For or in connection with a trade or business carried only the holder

- (b) For the carriage of other goods _____.

11. Under the provisions of rule 66 of the Himachal Pradesh Motor Vehicles Rules, 1999, this permit is valid also in the regions and subject to the conditions set forth below :-

Region	Route/Area	Conditions

12. This permit does not entitle the holder to use the vehicles as a stage carriage. on any road in respect of which the Regional Transport Authority concerned may have made an order limiting the number of contract carriage vehicles permitted to operate thereon.

13. The holder of this permit shall exercise such supervision over the work of his employees as is necessary to ensure that the vehicle is operated conformably with the Act and the rules made there under and with the due regard for the comfort, convenience and safety of the public.

(Date _____)

Secretary
Regional Transport Authority,

Renewal

Renewed upto the _____, day of _____ 200

Also valid in _____.

(Date _____)

Secretary
Regional Transport Authority,

Countersignature

_____ Transport Authority
No. P.Gd.C _____

Countersigned for the area of _____ subject
to

(Date _____)

Secretary
Regional Transport Authority,

Renewal of Countersignature

The above Countersignature is hereby renewed upto _____ 200,
subject to the following conditions.

(Date _____)

Secretary
Regional Transport Authority,

PART-B

SUMMARY TO BE CARRIED ON THE VEHICLE

1. Name and address of holder _____
2. Registration mark _____
3. Route or area _____

4. Date of expiry _____ 200
5. Conditions :- _____

- 6. Authorised for carriage of goods _____
 - (i) for or in connection with a trade or business of the holder
 - (ii) for the carriage of other goods.

In the area of _____

(Date _____)

Secretary
Regional Transport Authority,

Here under permit number and renewal number upto total. Add the letter 'T' in the case of these copies referring to transfers.

Renewal

Renewed upto _____ 200 _____ ,
subject _____ to _____
_____ Also valid in

(Date _____)

Secretary
Regional Transport Authority,

Countersignature

Transport Authority

No. P.G.d.C. _____

Countersigned for _____ subject to _____

(Date _____)

Secretary
Regional Transport Authority,

Renewal of Countersignature

Countersignature renewed upto _____ 200

(Date _____)

Secretary
Regional Transport Authority,

HP FORM XXXI P-TEMP
(See Rule 65(v) of the HP Motor Vehicles Rules, 1999)

GOVERNMENT OF HIMACHAL PRADESH

TEMPORARY PERMIT

Permit No. _____

Dated _____

Permit fee Rs. _____

REGIONAL TRANSPORT AUTHORITY SHIMLA, HIMACHAL PRADESH

1. Name of holder _____
2. Father's Name _____
3. Address _____
4. Type of vehicle _____
5. Registration mark _____ Laden weight : As per R.C.
6. Purpose for which the vehicle's permit is valid : for the carriage _____

 _____.
7. (a) (i) Route or area for which the permit is valid :
 (ii) within region _____ outside the region
 (iii) Whether a cleaner must be carried in the rear of the vehicles.

 (b) In the case of passenger's vehicle, Maximum number of passengers which may be carried at any one time.
 (c) Whether a cleaner must be carried in the rear of the vehicles.
 (d) Whether the vehicle may be used for carriage of goods in place of passenger.
 (e) Freight: Whether rates prescribed.
 (f) Whether tables to be displayed.
 (g) Restriction on the type of goods which may be carried out.
 (h) Any other conditions.
8. Date of validity: From _____ to _____
9. This permit does not entitled the holder, except to the extend indicated here, to use the vehicle on any road in respect of which the Regional Transport Authority concerned may have made an order limiting the number of contract carriage vehicles or goods vehicles (as the case may be permitted to operate thereon

 _____.

10. The holder of this permit shall exercise such supervision over the work of his employees as is necessary to ensure that the vehicle is operated conformably with the Act and the rules made there under and with the due regard for the comfort, convenience and safety of the public or the passenger under and with due regard the comfort, convenience and safety of the public or the passengers carried.
11. A log/complaint book shall be maintained and freight charged be indicated in it invariably.

(Date_____)

Secretary
Regional Transport Authority,

**HP FORM XXXII RP. Sp. P
SPECIAL PERMIT**

**Section 88(8) of the Motor Vehicle Act, 1988 and Rule 65 (vi)
of the HP Motor Vehicle Rules, 1999.**

1. Engine No. _____
2. Chassis No. _____
3. Registration No. _____
4. Registered by the Registering Authority _____ and owned by _____
_____ son of _____
_____.

(permanent Address) _____

Covered by permit No. _____ dated _____
issued by the State/Regional Transport Authority _____ has
been engaged by the person/persons, whose particulars are given below :-

Full Name and name of father or husband	Age	Place of residence
--	-----	-----------------------

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.

11.

12.

13.

14.

15.

16.

17.

18.

19.

20.

21.

22.

23.

24.

25.

26.

27.

28.

29.

30.

The above person/persons will be visiting the following places :-

This permit is valid upto _____

Certified that in respect of the vehicle mentioned above, all taxes and fees payable in this state up to the date of expiry of this permit have been paid.

This permit is valid throughout India without countersignature by any other Regional/State Transport Authority. It shall be produced on demand by any police officer in uniform.

Signature of the Issuing Authority.

The validity of this permit is extended upto_____. During this period the party may visit the following places also.

Signature of the competent Authority

Notes :

- (1) The period of validity of the permit shall not exceed three months. Extensions may be granted for a maximum period of one month.
- (2) The competent Authority shall mean the Regional Transport Authority which issued the permit or the Regional Transport Authority of the region in which the party happens to be at the time of applying for extension, whichever is nearer, while granting extension the Competent Authority shall satisfy that all taxes and fees payable upto the period of extension have been paid by the applicant.

IMPORTANT

This issuing authority may please cross out all the blank columns not utilized.

**HP FORM XXXIII P.Gd.C.
NATIONAL PERMIT FOR GOODS CARRIAGES CARRIER**

(Rule 65(vii) of the H.P. Motor Vehicles Rules, 1999)

**PART A
(Full permit to be kept by the holder)**

HIMACHLA PRADESH STATE TRANSPORT AUTHORITY, SHIMLA

No. N.P. Gd.C. _____

1. Name of the permit holder _____
2. Father's Name _____
(In case of an individual or the status in other cases)
3. Address _____

4. Name of State /Union Territories for which the permit is valid _____

5. Type and capacity of vehicles including trailer and the alternative articulated vehicles:-

Number of vehicles	Type	Load Capacity (Kg.)	Laden Weight (kg.)	Registration mark

6. Valid From _____ to _____
7. The records to be maintained and the dates on which returns are to be sent to the Transport Authority _____
8. nature to be carried in the vehicle _____
9. Conditions attached to the permit.
10. The holder of this permit shall exercise such supervision over the work of his employees as is necessary to ensure that the vehicle is operated in conformity with the Act and the Rules made there under and with due regard to the comfort, convenience and safety of the public.

Date...

Secretary,
State Transport Authority,
H.P. Shimla.

Renewed up to _____ 19. subject to the
conditions

Also valid in _____

Date:.....

Secretary,
State Transport Authority,
H.P. Shimla..

FORM N.P.Gd.C.

PART-B

**SUMMARY TO BE CARRIED ON THE VEHICLES
HIMACHAL PRADESH STATE TRANSPORT AUTHORITY, SHIMLA**

Goods Carriage Permit No.N.P.GD.C._____

1. Name of the permit holder_____
 2. Registration mark of the vehicles_____
 3. States for which the permit is valid_____
 4. Valid from_____ to _____
 5. Conditions attached of the permit_____
- _____
- _____

Date.....

Secretary,
State Transport Authority,
H.P.Shimla.

RENEWAL

No. N.P.Gd.C._____

Renewed up to_____ 19 from_____ 19_____

Subject to the condition _____

Also valid in_____

Date.....

Secretary,
State Transport Authority,
H.P.Shimla.

HP FORM XXXIV R.P.F.
(Rules 67, 68 & 69 of the Himachal Pradesh Motor Vehicles Rules, 1999).

GOVERNMENT OF HIMACHAL PRADESH

RECEIP FOR A PERMIT FEE

Book No. _____ Receipt No. _____

1. Number of permit or countersignature _____
2. Issued by the Regional Transport Authority _____

3. Registration mark _____
4. Name and address of the owner _____

5. Date of payment _____
6. Amount paid _____
7. Date of which next payment is due _____

Date

Regional Transport Authority

(To be completed in duplicate by carbon process)

**HP FORM XXXV TEMP RECEIPT
(Rule 76 of the Himachal Pradesh Motor Vehicles Rules, 1999).**

FORM OF RECEIPT IN LIEU OF A PERMIT

1. No. of the permit _____ Part A & B.
2. Issuing authority _____ STAR/RTA.
3. Area covered by the route permit _____
4. Date of expiry of the route permit _____
5. Name, parentage and full
Address of the permit-holder _____

6. Reasons for taking route permit
In possession _____

7. Date upto which the receipt shall be valid _____
8. Registration mark of the Vehicle _____

**Signature of the authority
Taking the permit into
Possession (with full desgn.)**

-
- (i) Strike out whichever not applicable.
 - (ii) This receipt must be surrendered at the time of getting back the route permit.
 - (iii) The receipt must be signed by the authority by whom it was issued or its period of validity is extended.
 - (iv) In (vi) the reason for taking possession are to be briefly given and where the reasons is violation of any provision of the Motor Vehicles Act, 1988 or the rules made thereunder the nature of the offence together with the relevant section or rules should also be mentioned.

**HP FORM XXXVI M.V. Rep. A
(Rule 77 & 78 of the Himachal Pradesh Motor Vehicles Rules, 1999).**

APPLICATION FOR REPLACEMENT OF A VEHICLE

Application for replacement of a vehicle covered by permit/countersignature

Covered by permit/
Countersignature

Full name and _____
Address of the applicant _____

To

The State/Regional Transport
Authority Himachal Pradesh

State.....

Region.....

I hereby apply for a replacement of the vehicle covered by the permit/countersignature held by me, as hereinunder set out :-

1. Particulars of permit/countersignature held by the applicant :-

- (a) Permit/Countersignature No. _____
- (b) Issued by : _____
- (c) Valid from _____ to _____
- (d) Type of permit _____

2. Particulars of registration of present vehicle covered by such permit/countersignature and of replacer vehicle:-

- | | Present Vehicle. | Replacer vehicle |
|-------|-------------------------------------|------------------|
| (i) | Registration Mark | |
| (ii) | Make : | |
| (iii) | Date of initial registration | |
| (iv) | Type of vehicle : | |
| (v) | Seating Capacity/G.V.W. | |
| (vi) | Validity of Certificate of Fitness. | |

(vii) Validity of Insurance :

3. Whether the present vehicle is held under a hire-purchase/lease-hypothecation agreement _____
 _____ If yes,
 no objection Certificate from the financier must be attached.
4. Whether the applicant is in possession of replacer vehicle _____ If yes, the certificate of registration must be attached, If no, to details of arrangement made/to be made to acquire the vehicle _____
5. Reasons for replacement _____

I hereby declare that the above statements are true, and that I have supplied all the information and documents necessary to support the statements made in this application.

I hereby enclose Part - A of the permit.

I herewith tender the fee prescribed in rule 77(4) or rule 78(4).

Date :

Place :

 Signature of the applicant

Note : Where the space is not sufficient, the applicant should furnish the information, item-wise, on separate sheets, must sign each sheet, and must attach them with the application.

Strike out whichever is either not required or not applicable.

**HP FORM XXXVII Tr. P.A.
(Rule 81 of the Himachal Pradesh Motor Vehicles Rules, 1999)**

APPLICATION FOR TRANSFER OF A PERMIT/COUNTERSIGNATURE

To _____ Full name and _____

Address of the applicant(s) _____

The State/Regional Transport
Authority Himachal Pradesh

State

Region

I/we hereby apply for a transfer of the permit/countersignature as herein under set out :-

1. Particulars of permit/countersignature:

(a) Permit/Countersignature No. _____

(b) Issued by : _____

(c) Valid from _____ to _____

(d) Type of permit _____

(e) Name of the permit holder _____

(f) Registration mark of the vehicle covered by the
Permit/countersignature _____

2. Name of transferee _____

3. Reasons for transfer _____

4. Whether any premium, payment or other consideration arising out of the transfer,
Is to pass or has passed between the applicants _____
_____ If yes, the nature and
amount of any such premium, payment or other consideration

5. Whether any agreement is made between the applicants for transfer of
the permit _____
_____ If yes, the details of such agreement _____

6. In case the transfer is required upon death of the permit holder :-
- (a) Date on which the permit holder died

- (b) Relation between the applicant and deceased permit holder

7. In case the transfer of a countersignature is required, whether the primary permit is transferred in the name of the applicant _____ If yes, the date on which such transfer is effected _____
8. Whether the vehicle covered by the permit is held under a hire-purchase/lease/Hypothecation agreement _____
If yes, no objection certificate from the financier must be attached.

I/we hereby declare that the above statements are true, and that I/we have supplied all the informations and documents necessary to support the statements made in this application.

I herewith tender the fee prescribed in rule 84(1).

Date:

Place:

Signature of transferee

Signature of transferee

Note: Where the space is not sufficient, the applicant should furnish the informations, item-wise, on separate sheets, must sign each sheet, and must attach them with the application.

Strike out whichever is either not required or not applicable.

HP FORM XXXVIII T.A.P.

(Rules 94 of the Himachal Pradesh Motor Vehicles Rules, 1999).

GOVERNMENT OF HIMACHAL PRADESH

TICKET AGENT'S PERMIT

The holder of this document _____
 name and full particulars of holder) _____

as been authorized to act as my/our agent for the sale of tickets in the public
 service vehicle operated by me/us.

Place : _____

(Person or company giving the
 Authorization).

Date : _____

BADGE NO.

DISTRICT

The holder

(name)

having been authorised as above, is hereby licensed to act as an agent for the
 sale of tickets throughout the (district or other area of validity), subject to the
 conditions in rules 93,94, 95,96, and 97 of Himachal Pradesh Motor Vehicles
 Rules,1999.

(Date)

Licensing Authority

_____ District.

Renewals

Renewed upto the _____

(Date)

Licensing Authority

_____ **District.**

HP FORM XXXIX GBA 1
((Rule 110 of the Himachal Pradesh Motor Vehicles Rules,1999))

**APPLICATION FOR PRINCIPAL/LICENCE TO WORK AS COLLECTING AGENT
AND FORWARDING AND DISTRIBUTI OG AGENT**

To

The Secretary,
State Transport Authority/
Regional Transport Authority/
Sub-Divisional Officer (Civil) _____

1. Full Name in Block Letters _____
2. Name of father or husband _____
(In case of an individual)
3. Address _____

4. Educational Qualifications or experience of transport business _____

5. (a) Place where the applicant
Proposes to engage as an agent _____

(b) Place where he proposes to establish his sub-agencies
Offices _____
6. Nature or extent of financial resources of applicant _____

7. Particulars of goods vehicles either
Owned by the applicant or under his control:-
 - (a) Total number _____
 - (b) Make _____
 - (c) Model or year of manufacture _____
 - (d) Registration laden weight _____
 - (e) Registration marks _____

8. Particulars of the site and its location _____
9. Description of the premises, nature of building extent of the site etc.

10. Facilities provided by applicant for parking the goods vehicles _____

11. Facilities provided by the applicant for loading and unloading goods and storage of goods _____
12. The particulars of weighing device provided at the above mentioned Places

I am/we are fully conversant with the conditions of goods carriage permit and the provisions of the Motor Vehicles Act. 1988 and the rules made thereunder so far they relate to the restrictions regarding the routes. Weights, loading and unloading of goods and the duties and functions of agents.

Date:- _____

Signature of applicant.

Place:- _____

Note: This application if made to this State/Regional Transport Authority shall be accompanied by a certificate from the Sub-Divisional Officer (Civil) concerned approving the facilities provided by the applicant for parking the vehicles, loading and unloading of goods and storage of goods.

HP FORM XL GBA 2

(Rule 110 of the Himachal Pradesh Motor Vehicle Rules,1999).

(APPLICATION FOR SUPPLEMENTARY LICNECE TO WORK AS COLLECTING,
FORWARDING AND DISTRIBUTING AGENT.)

To

**The Secretary,
State Transport Authority/
Regional Transport Authority/
Sub-Divisional Officer (Civil)**_____

1. Full name in Block letters _____
2. Name of father or husband _____
(in case of individuals)
3. Address _____

4. Educational Qualifications r Experience in the management of transport
business _____
5. Principal Licence No. _____
6. Nature and extent of financial resources of the
applicant _____
7. Particulars of goods vehicles either owned by the applicant or under his
control _____
 - (a) Total Number _____
 - (b) Make _____
 - (c) Model or year of manufacturer _____
 - (d) Registration marks _____
8. Particulars of the site and its location _____
9. Description of the premises nature of building, extent of the site
etc _____
10. Facilities provided by the applicant for marking the goods vehicle

11. Facilities provided by the applicant for loading and unloading goods and storage of goods _____
12. The particulars of weighing device provided at the above mentioned places _____

I am/ we are fully conversant with the conditions of goods carriage permit and the provisions of the Motor Vehicles Act. 1988 and the rules made thereunder do far as they relate to the restrictions regarding the routes, Weights, loading and unloading of goods and the duties and functions of agents.

I/we declare that to the best of my /our knowledge and belief the particulars given above are true and correct.

Date:- _____

Signature of applicant

Place: _____

Note: This application if made to this State/Regional Transport Authority shall be accompanied by a certificate from the Sub-Divisional Officer (Civil) concerned approving the facilities provided by the applicant for parking the goods vehicles, loading and unloading of goods and storage of goods.

HP FORM XLI G.B.A. 3**(Rule 110 of Himachal Pradesh Motor Vehicles, Rules, 1999)****FORM OF DECLARATION BY OWNER GOODS CARRIAGES**

I/WE _____
being owner of vehicle No. _____
covered by goods carriage permit No. _____
do hereby solemnly declare that my aforesaid vehicle will be operated under the
administrative control of _____
for collecting and distributing goods under Himachal Pradesh Motor Vehicles Rules,
1999 and shall be available to the agent for loading and transportation of goods all the
times.

Date: _____

Deponent.

HP FORM XLII G.B.A 4

(Rule 110 of the Himachal Pradesh Motor Vehicles Rules, 1999)

PRINCIPAL LICNECE

Full Name in Block letters _____

Name of father or husband _____

(in case of individual) _____

Address _____

Is licenced to engage as collecting, forwarding and distributing agent or collecting or forwarding and distributing agent and maintain sub-agencies/offices for the purpose at
(1)

(2)

The licence is valid from _____ to _____

Dated:

So long as this licence is valid and renewed from time to time, the holder is authorized to use the premises the particulars of which are given below in connection with his business subject to the provisions of rule 114 and subject to the following conditions:

Particulars of premises.

Conditions.

Dated:

**Secretary,
State/Regional Transport Authority/
Sub-Divisional Officer (Civil).**

-
- (1) Specify the place or places where the agent's office or offices will be located.
(2) Specify the Conditions.

RENEWAL

This licence is hereby renewed upto:-

Dated:

**Secretary,
State/Regional Transport Authority/
Sub_Divisional Officer (Civil)**

**HP FORM XLIII GBA -5
(Rule 110 of Himachal Pradesh Motor Vehicles Rules,1999)**

SUPPLEMENTARY LICENSE

License No

Dated:

Full Name (In block letters): _____

Name of father or husband: _____
(in case of an individual)

Principal License No _____

Is licensed to engage as collecting, forwarding and distributing agent or collecting or forwarding and distributing agent for sub-agencies at (l)

This license is valid From _____ to _____

Dated:

So long as this licence is valid and renewed from time to time, the holder is authorized to use the premises, the particulars of which are given below in connection with his business subject of rules 114 an subject to the following conditions:-

Particulars of premises:

Conditions

Dated:

**Secretary,
State/Regional Transport Authority,
Sub-Divisional Officer (Civil).**

RENEWAL

This license is hereby renewed up to

Dated:

**Secretary,
State/Regional Transport Authority,
Sub-Divisional Officer (Civil).**

RENEWAL

This license is hereby renewed up to

Dated:

**Secretary,
State/Regional Transport Authority,
Sub-Divisional Officer (Civil).**

**HP FORM XLIV G.B.A.-6
(Rule 112 of the Himachal Pradesh Motor Vehicle Rules.1999).**

APPLICATION FORM FOR RENEWAL OF DRIVING LICENSE

To

**The Secretary
State Transport Authority/
Regional Transport authority/
Sub-Divisional Officer (Civil).....**

I/we hereby apply for the renewal of my/our license which is attached and the particulars of which are as follows:-

- (a) License No. -----
- (b) Date of issue. -----
- (c) Nature of license, i.e. collecting agent or forwarding and distributing agent or collecting, forwarding and distributing agent -----

If the application for renewal is not made thirty days before the date of expiry of the license, reasons for delay.

The prescribed fee of five hundred rupees in the case of principal license and one hundred rupees in the case of supplementary license along with the penalty amounting to ----- rupees is hereby tendered by means of treasury receipt showing the deposit under the appropriate head of account.

I/we hereby declare that these is no such change in the circumstances in which the license was issued to me/us which disqualifies me/us from continuing to hold this license

Date:

Place:

Signature of applicant

HP FORM XLV G.B.A.-7
(Rules 114 of the Himachal Pradesh Motor Vehicle Rules, 1999)

HALF YEARLY RETURN

To

The Secretary
State/ Regional Transport authority/
Sub-Divisional Officer (Civil).....

1. License No. _____
2. Date of its grant of last renewal _____
3. Total number of goods carriage owned by the agent. _____
4. Total number of goods carriage under the control of agent. _____
5. Number of goods carriages out of those mentioned in Nos. (3) and (4) above which are actually used during the half year:-
 - (a) For more than three months during the period. _____
 - (b) For more than four months during the period. _____
 - (c) For more than five months during the period. _____
6. Tonnage of goods collected and delivered to the forwarding and distributing agent. _____

Name and address of the forwarding and distributing agents	Tonnage of goods delivered and to the forwarding & distributing
--	---

Note: - In case of the space given above under item No.-6 not sufficient attach separate sheet

7. Total tones of the goods collected, forwarded and delivered by the agent himself
8. Maximum and minimum distance for which the goods were forwarded from the forwarding point to the delivering point,

Distance

Total Tonnes

- (a) Distance not exceeding 80 kilometers.

- (b) Distance exceeding 80 kilometers but not exceeding 160 kilometers.
- (c) Distance exceeding 160 kilometers but not exceeding 240 kilometers.
- (d) Distance exceeding 240 kilometers but not exceeding 320 kilometers.
- (e) Distance exceeding 320 kilometers but not exceeding 400 kilometers.
- (f) Distance exceeding 400 kilometers but not exceeding 480 kilometers.
- (g) Distance exceeding 480 kilometers.

9. In respect of the entry made in item No.-8(g) above specify the nature of goods (e.g.) fruits, glass, households effect, coal etc.
10. Total length of journey performed by the goods vehicles mentioned in item No. 3 and item No. 4 in kilometers.
11. Maximum time taken in delivering consignment from the date of its booking by the forwarding and distributing agent:-

Time the	Tonnes of the consignment	Distance from the forwarding point to Delivery point

12. Claims received and settled.
 1. No. of claims pending from previous half year.
 2. No. of claims received during the period of report.
 3. Compensation claimed during the period of report.
 4. No. of claims settled during the period of report.
 5. Compensating paid during the period of report.
 6. Numbers of claims pending at the end of the period of report.
13. Freight and commission.
Total freight in respect of the vehicles mentioned in item No. (3) above.

Total freight released in respect of the vehicles mentioned in item No.(4) above.

Total freight released and paid to other operators.

Total amount of commission realized.

14. Total amount of premium paid to insurance companies for insurance of the goods.
15. Total amount realized from the insurance companies in respect of the clam for loss of damage of goods.
16. Maximum time for which a consignment was held by the collecting agent before delivering it to the forwarding and distributing agent.
17. Maximum time for which a consignment was held by the forwarding and distributing agent in his godown before dispatch.
18. Maximum time for which a consignment was held by the forwarding and distributing agent in his godown at the distributing point before delivery to the consignee.

Date:

Signature of agent

H P FORM XLVI S.S.TU**(Rule 124 of the HP Motor Vehicles Rules, 1999)**

(Proposal regarding a scheme of road transport service to be provided by the state Transport Undertaking)

Whereas the stat Govt is of opinion that the for the purpose of providing an efficient adequate economical and properly coordinated road transport services in general

Service of motor vehicle carrying in _____

In relation to areas of _____

In route on _____

Or portion thereof should be run and operated by the state transport undertaking, the Govt of HP in accordance with the provisions of section-99 of the Motor Vehicle act, 1988 hereby publishes a proposal regarding a scheme of road transport service, as herein under setout:-

1. Full name of the undertaking _____
2. Address _____
3. Route/Routes of area/Areas covered by the scheme

4. Whether the undertaking is proposed to operate the road transport service on the said route/s area covered by the scheme to the exclusion, complete or partial or other persons or otherwise _____

5. The names and addresses of existing permit holders operating on the route/s or on the area mentioned in (3) above:-

NameAddress

Route/s of area

6. The nature of the services proposed to be rendered

7. The maximum number of vehicles proposed to ply at any one time under the scheme

8. The minimum number of vehicles proposed to ply at any one time under the scheme and the minimum number of daily trips _____
9. Type or Types of vehicles proposed to be used on the service and approximate seating capacity _____ Vehicles of not less than _____
And not more than _____ seats.
10. Number of trips proposed to be run on each route

11. Standard rate of fare proposed to be charged _____
12. The date from which the undertaking is proposed to commence the operation of the service (if dates are different for various routes or areas, mention the same)

13. The name of Regional Transport Authorities under whose jurisdictions the route(s) or area or any portion thereof _____
14. Any other information:- _____

The notice is hereby given that any person may, within 30 days from the date of publication of the proposed scheme in the official gazette, file objection thereto before the Govt of Himachal Pradesh

By order and in the name of the Governor of Himachal Pradesh to the Secretary, Transport Department Govt of Himachal Pradesh.

Place:

Date:

H P FORM XLVII A.S.S.T.U
(Rule 127 of the Himachal Pradesh Motor Vehicles Rules, 1999)

**APPROVED SCHEME OF ROAD TRANSPORT SERVICE OF A STATE
TRANSPORT UNDERTAKING**

In accordance with the provisions of section 100(3) Of the Motor Vehicle act, 1988 the below mentioned approved scheme is hereby published in the Official Gazette.

1. Full name of undertaking _____
2. Address _____

3. Route (s) or area covered by the scheme

4. The undertaking will operate Road Transport service on the said route/s or area covered by the scheme to the exclusion complete or partial, of other persons or otherwise (mention particulars in the case of partial exclusion) _____

5. The nature of the services to be rendered _____

6. The maximum number of vehicles which shall ply at any one time under the scheme

7. The minimum number of vehicles it shall ply at one time under the scheme and the minimum number of daily trips _____
8. Type or types of vehicles to be used on the service and approximate seating capacity _____ vehicles of not less than _____ and not more than _____ seats.
9. Number of trips to be run on each route _____

10. Standard rate of fare to be charged _____

11. The date(s) from which the undertaking will operate (if date(s) are different for various routes or areas mentioned the same _____)
-

By order and in the name of the Governor of
Himachal Pradesh to the Secretary, Transport
Department Govt of Himachal Pradesh.

Place:

Date:

HP FORM XLVIII STAND-A**(Rule 200 of the Himachal Pradesh Motor Vehicle Rules, 1999)****ORDER PERMITTING A SITE TO BE USED AS A STAND OF CLASS A**

Permission is hereby given for the land described below to be used as a general stand for stage carriages and other Transport Vehicles under arrangements to be made by or under the orders of the Government.

2. This order is made under sub-rule (2) of Rule-200 of the Himachal Pradesh Motor Vehicle Rules, 1999 and shall remain effective for a period of _____year(s) unless previously revoked.

District Magistrate
_____District

(Date)

1. Description of the land included in the stand, with the particulars of the owners of the land and f any buildings thereon.
2. Maximum number of vehicles which may be admitted to the stand at any one time.
3. Fees shall be chargeable at the stand at the following rates.
4. Other conditions. _____

RENEWAL

The order is hereby renewed for a further period extending upto the_____1999.

District Magistrate
_____District

Date

HP FORM XLIX STAND B**(Rule 200 and 203 of the Himachal Pradesh Motor Vehicles Rules, 1999)****ORDER PERMITTING A SITE TO BE USED AS A STAND OF CLASS B**

1. Permission is hereby given for the establishment on the site described below, of a General Stand for Stage Carriage and other Transport Vehicles subject to the rules in the Himachal Pradesh Motor Vehicles Rules, 1999 and the conditions prescribed below.
2. It is intended that the management of the Stand shall be entrusted by an agreement of the kind described in the said rules to a manager, who shall be responsible for the conditions attached to this order and of all the provisions of the Act and the rules that may be applicable.
3. This order is made under sub-rule (2) of rule 200 of the Himachal Pradesh Motor Vehicles, 1999 and shall remain in force for a period of _____ year(s), unless previously revoked.

(Date)

District Magistrate,

_____ District.

1. Description of the land building included in the site, with particulars of their ownership. It will be necessary for the manager to pay rent to a third party for the land or buildings, the amount so payable should be specified here.
2. Improvements which the manager should be required by the terms of his agreement to excuse

Description of Improvements	Date by which the improvements are to be completed.	Value Rs.
3. Staff to be maintained by the Manager at the Stand.
4. Records to be maintained by the Manger.
5. Other Special conditions to be observed by the Manager.
6. Maximum number of vehicles which may be admitted to the Stand at any one time.
7. Fees shall be chargeable at the following rates.

8. Other conditions.

Renewals

The order is hereby renewed for a further period extending upto the
_____19

(Date)

District Magistrate

HP FORM L STAND –C**(Rule 200 and 204 of the Himachal Pradesh Motor Vehicles Rules, 1999)****ORDER PERMITTING A SITE TO BE USED AS A STAND OF CLASS C**

1. Permissions is hereby given for the land described below to be used as a general Stand for Stage Carriages and other Transport Vehicles, under arrangements to be made by the _____

Committee of

2. The sum agreed for the purpose of clause © in sub-rule 3 of rule 204 of the Himachal Pradesh Motor Vehicles Rules, 1999. (A sum not exceeding 3% of the gross receipts from fees at the stand)

3. This order is made under sub-rule (2) of rule 200 of the Himachal Pradesh Motor Vehicles Rules, 1999 and shall remain in force for a period of _____ year(s) unless previously revoked.

(Date)

District Magistrate,
_____ District.

1. Description of the land and buildings included in the site, with particulars regarding the ownership of both land and buildings.
2. If any part of the land was acquired by the local authority by purchase during the twenty years preceding the first year of establishment of a stand on the site particulars should be given here of the amount spent by the local authority in acquiring it including particulars of the interest which the local authority is paying on any sum borrowed for the purpose of acquiring the land.
3. If any rent is being paid by the local authority to a private person for any of the land or buildings, give particulars.
4. Particulars of any buildings which have been erected by the local authority on the site for the purpose of the Stand, with their approximate value and date of construction.
5. Improvements which the local authority is authorised to carry out on the site, with the date by which each is expected to be completed.

Amount which the local authority is expected to expend on the improvements
Rs.

6. Maximum number of vehicles which may be admitted to the stand at any one time.
7. Records to be maintained in regard to the vehicles using the stand.
8. Fees shall be changeable at the stand at the following rates.
9. Other conditions.

Renewals

The order is hereby renewed for a further period extending upto the
_____19

Date:

District Magistrate.

HP FORM LI STAND D**(Rule 200 and 206 of the Himachal Pradesh Motor Vehicles, 1999).
ORDER PERMITTING A SITE TO BE USED AS A STAND OF CLASS D**

1. By this order (name or company or person) , of whom more detailed particulars are given below is permitted to use the land hereinafter described as a Company Stand, subject to the particular conditions herein given and to the rules contained in the Himachal Pradesh Motor Vehicles Rules,1999.
2. No vehicles other than those belonging to the person or company in whose favour this order is made, and the other vehicles specially detailed below, shall be admitted to the Stand.
3. This order is made under sub-rule (2) of the rule 200 of the Himachal Pradesh Motor Vehicles Rules,1999 and shall remain in force for a period of _____year(s), unless previously revoked.

(Date)

District magistrate,

_____District.

1. Particulars of the person, firm or company to whom the permission is given.
2. Description of the land and building included in the Stand.
3. Vehicles (other than those building to the person or company in whose favour the order is made) which may be admitted to the Stand.
4. Maximum number of vehicles which may be admitted to the stand at any one time.
5. Special instructions regarding the amenities to be provided at the Stand.
6. Other conditions.

Renewals

The order is hereby renewed for a further period extending upto the _____19

(Date)

District Magistrate,

_____District.

“FORM H.P.MACT (A)”
(See rules 215 and 215-F (6))
APPLICATION FOR COMPENSATION BEFORE THE MOTOR
ACCIDENT CLAIMS TRIBUNAL

To
 The Motor Accidents Claims Tribunal,

Photograph
of
claimant(s)

Sir,

I, _____
 son/daughter/wife/widow of _____ residing at _____
 _____ having been injured in motor vehicle accident hereby apply for the
 grant of compensation for the injury sustained. Necessary particulars in respect of the
 injury, vehicle, etc. are given below:-

I/We _____ father/mother/son (s)/ daughter (s)/ widow of
 _____ residing at _____ hereby apply as
 legal representative (s) for the grant of compensation on account of death of
 Shri/Shrimati/Kumari _____/injury sustained by Shri/ Shrimati/Kumari
 _____, who died/injured in a motor vehicle accident. Necessary particulars
 in respect of the deceased/injured vehicles, etc., are given below:-

1. Name and father's name of the person injured/ died,(Husband's name in the case of married woman) _____
2. Full address of the person injured/died _____
3. Age of the person injured/ died _____
4. Occupation of the person injured/died _____
5. Name and address of the employer of the deceased, if any, _____
6. Monthly income of the person injured/died _____
7. Does the person in respect of whom compensation is claimed pay income tax? If so, state the amount of the income tax (to be supported by documentary evidence) _____
8. Place, date and time of the accident _____
9. Name and address of police station in whose jurisdiction the accident took place or was registered _____
10. Was the person in respect of whom compensation is claimed traveling by the motor vehicle involved in the accident? If so, give the name and place of starting of journey and destination _____
11. Nature of injuries sustained and disablement, if any, caused _____

12. Name and address of the Medical officer/ Practitioner, if any, who attended on the injured/ died _____
13. Period of treatment and expenditure, if any, incurred thereon (to be supported by documentary evidence) _____
14. Registration No. and the type of the motor vehicle involved in accident _____
15. Name and address of the insurer of the motor vehicle _____
16. Name and address of the owner of the motor vehicle _____
17. Has any claim been lodged with the owner/insurer? If so, with what result _____
18. Name and address of the applicant _____
19. Relationship with the deceased/ injured _____
20. Title to the property of the deceased/injured _____
21. Amount of compensation claimed and basis thereof _____
22. Whether report in prescribed form has been obtained from the police and registering authorities? (if so to be annexed) _____
23. Whether documents mentioned in rule 215 are being annexed duly Indexed (give details) _____
24. Any other information that may be necessary/helpful in the disposal of the claim _____
25. Reasons or grounds for the late submission of the claim application on which condonation of delay is claimed _____
26. Cause of accident with brief description _____

Signature of thumb-impression of the applicant(s)

VERIFICATION

Verified at _____ this _____ day of _____ that the contents of the above application are true and correct to my/own knowledge and belief.

Signature of thumb-impression of the applicant(s)

- Note:- (1) Applicant shall furnish spare copies of the application equal to the number of respondents, cited in the claim application for sending the same with notices to the respondents.
- (2) The application is to be filed within six months of the occurrence of the accident and reasons be given for late submission of the application.
- (3) The application may sent their /applications through registered A.D to the Motor Accidents Claims Tribunal.

“FORM H.P.MACT. (B)
(See rules 215 and 215-A (d))
ORDER TO INVESTIGATING POLICE OFFICER
BEFORE THE MOTOR ACCIDENTS CLAIMS TRIBUNAL, HIMACHAL PARDESH

Case No: _____

TITLE: _____ Vs _____

Subject: F.I.R No. _____

To

Station House Officer,

P.S _____

ORDER

Whereas the claim petition above mentioned seeking payment of compensation has been preferred in this Claims Tribunal in connection with the accident which is stated to be subject matter of investigation by you through FIR particulars stated above;

And whereas the law enjoins upon you to make available to the parties concerned under the provision of section 160 of the Motor Vehicles Act, 1988 and to this Tribunal under the provisions of sub - section (6) of section 158 of the said Act read with rule 150 of the Central Motor Vehicles Rules, 1989 and rule 215-A of the Himachal Pradesh Motor Vehicles Rules, 1999, document in the nature of -

- (1) Identification marks and other particulars of the vehicle, which caused the accident;
- (2) Name and address of the person, who was driving/using the same at the time of accident;
- (3) Name and address of the person, who was injured or description of property damaged;
- (4) Copy of the FIR;
- (5) Report under section 173 of the Code of Criminal Procedure, 1973 along with documents annexed thereto viz., report/postmortem report, mechanical inspection report, photograph taken, site plan prepared, driving license, registration certificate, permit, insurance policy, verification if any, etc;
- (6) Any other relevant document seized.

Now, therefore, you are hereby directed to send to this claims Tribunal, information in FORM H.P.MACT.A (D), with clear legible photocopies of all the aforesaid documents duly attested under your personal signatures and bearing your official seal within fifteen days of the receipts of this communications.

Given under my hand and Seal, this _____ day of _____

MACT

"FORM H.P.MACT. (C)
(See rules 215-A (e) and 215-D (a))

APPLICATION TO INVESTIGATING POLICE OFFICE

Case No: _____

TITLE: _____ Vs _____

Subject: F.I.R No. _____

To

Station House Officer,

P.S _____

 Sir,

Whereas the applicant is a party being the claimant/insurance company, in the claim petition above mentioned seeking payment of compensation in connection with the accident which is stated to be the subject matter of investigation in the FIR particulars of which have been given above,

And whereas, the law enjoins upon you to make available to the parties concerned under the provisions of section 160 of the Motor Vehicles Act, 1988 read with rule 150 of the Central Motor Vehicles Rules, 1989 and rule 2015AHP Motor Vehicle Rules , 2018 documents in the nature of,

- (1) Identification marks and other particulars of the vehicle, which caused the accident;
- (2) Name and address of the person, who was driving/using the same at the time of accident;
- (3) Name and address of the person, who was injured, or description of property damaged;
- (4) Copy of the FIR;
- (5) Report under section 173 of the code of criminal Procedure, 1973 with documents annexed thereto viz., report/postmortem report, mechanical inspection report, photograph taken, site plan prepared, driving license, registration certificate, permit, insurance policy, verification, if any, etc;
- (6) Any other relevant document seized.

The under- signed, therefore ,requests that the requisite information in FORM H.P.MACT (D) may kindly be furnished to him within fifteen days of the receipt of this communication.

Yours faithfully

)Dated:

(

Fill name and address

FORM H.P.MACT(D)
(See rule 215-B)
ACCIDENT INFORMATION REPORT
PART-I

1. FIR No. date of FIR & Sections Charged _____
2. Name of the Police stations _____
3. Date, time and place of accident _____
4. Name, father's name and address
Of the person injured/dead _____
(Husband's name in the case of
Married woman and widow _____
5. Name and address of the driver
Of the offending vehicle(s) _____
6. Particulars of driving license of the
Driver of offending vehicle(s) _____
 - a. Driving license No _____
 - b. Period of validity of the license _____
 - c. Issuing Authority _____
7. Name and address of the owner
of the offending vehicle (s): _____
8. Particulars of the offending vehicles(s):
 - a. Registration No and type of vehicles(s)
Involved in the accident: _____
 - b. Engine No _____
 - c. Chassis No. _____
 - d. Particulars of permit and fitness
in case of commercial vehicle _____
9. Particulars of the Insurance
Of the offending vehicle(s):
 - (i) Policy/Cover Note No _____
 - (ii) Period of validity of the policy _____
 - (iii) Name and address of the
Insurance company _____
10. Age of the person injured/dead _____
11. Occupation of the person injured/dead _____

12. Monthly Income of the person injured/dead _____
13. Does the person in respect of whom
Compensation is claimed pay income
Tax? If so, state the amount of the Income Tax. _____
14. In case of death, name, age, address and
Relationship of the legal representatives
of the deceased _____
15. In case of injury, nature of injuries
sustained, treatment taken and
disablement, if any, _____
16. Name and address of the Medical
Officer/ Practitioner, who attended
on the injuries: _____
17. Any other additional information _____

PART-II
DOCUMENTS TO BE ATTACHED TO THE ACCIDENT
INFORMATION REPORT

1. Report under section 176 Cr.P.C
2. FIR
3. MLC
4. Photography
5. Site Plan
6. Mechanical Inspection report
7. Seizure memos

In case of Death

8. Proof of age of the deceased which may be in form of :
 - i. Birth certificate.
 - ii Matriculation Certificate.
 - iii Certificate from gram panchayat (in case of illiterate)
 - iv Photo ID card of the deceased.
9. Death certificate and post mortem report of deceased
10. Proof of income of the deceased which may be in form of :
 - I Pay Slip/salary certificate for salaried employees.
 - II Bank statements of the last six months.
 - III Income Tax Returns.
 - IV Balance Sheets.
11. Proof of the legal representatives of the deceased
 - i. Names
 - ii Age
 - iii. Address
 - iv. Relationship
12. Treatment record, medical bills and other expenditure.

In case of Injury

13. Proof of age of the injured which may be in the form of :
 - i. Birth Certificate
 - ii. Matriculation Certificate
 - iii. Certificate from Gram Panchayat (in case of illiterate)
 - iv. Photo- ID card of the injured.
14. Proof of Income of the injured at the time of the accident which may be in form of
 - i. Pay Slip/ salary certificate for salaried employees.
 - ii. Bank statements of the last six months of the deceased.
 - iii. Income Tax Returns
 - iv. Balance Sheet

15. MLC
16. Treatment record, medical bills and other expenditure- the SHO/IO shall also record the details (in case of long term treatment) so that the claimant may furnish such bills before the Claims Tribunal.
17. Disability certificate
18. Proof of absence from work where loss of income on account of injury is being claimed, which may be in the form of;
 - i. Certificate from the employer
 - ii. Extracts from the attendance register
19. Report regarding confirmation of genuineness of the above documents.

(Station House Officer)

Verification

Verified at _____ on this _____ day
of _____ that the contents of the above Report are true and
correct to my knowledge and belief and the documents mentioned in Part II are
verified to be correct.

(Station House Officer)

FROM H.P.MACT. (E)
(See rule 215-C (a) and (b), 215 - D (c) and (d), 215- E)
REPORT OF THE REGISTERING AUTHORITY

Case No: _____

Title: _____ **Vs** _____

To

Motor Accidents Claims Tribunal,

Sir,

This is with reference to the order/application dated _____ in
The above mentioned case. The requisite information is given below:-

1. Particulars of the vehicle:
 - a) Registration No:
 - b) Type of Vehicle:
 - c) Make and model:
 - d) Engine No:
 - e) Chassis No:
 - f) Full name and address of the registered owner of the vehicle.

2. Particulars of driving license:
 - a) Driving License No. and date of issue /expiry holder:
 - b) Name and address of license holder:
 - c) Particulars of issuing Authority:
 - d) Badge No. in case of public service vehicle:
 - e) Detail report in the particulars mentioned are found not genuine:

3. Particulars of route permit:
 - a) Permit No and date of expiry:
 - b) Name and address of permit holder:
Type of permit. (Registering Authority)

Verified that the contents of above report are correct as per records of
this office.

Date: (Registering Authority)

**“FORMH.P.MACT (F)
(See rule 215-C (a))**

ORDER TO REGISTERING AUTHORITY

BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL HIMACHAL PRADESH

Case No: _____

TITLE: _____ Vs _____

Subject: (1) Verification of Registration Certificate of vehicle

No. _____ and Driving License No _____ in Respect of
_____ valid up to _____ issue by the
_____ Licensing Authority.

To
Registering Authority

ORDER

Whereas the claim petition mentioned above seeking payment of compensation has been preferred in this Clams Tribunal in connection with an accident allegedly involving motor vehicle, particulars of which are captioned above;

And whereas the vehicle is stated to have been registered by office under your control, and the driving license/permit aforesaid is stated to have been issued by office under your control;

And whereas the records relating to the said registration/driving license/permit are required to be maintained by said officer under your control under the Central Motor Vehicle Rules, 1989;

And whereas requisite information relating to the said document is required by this Claims Tribunal for the purposes of inquiry under the provisions of section 168 of the Motor Vehicle Act, 1988, which you are bound to furnished in terms of rule 149 of the Central Motor Vehicles rules, 1989 read with rule 215-B of the Himachal Pradesh Motor Vehicles Rules, 1999.

Now, therefore, you are hereby directed to furnish to this claims Tribunal, the full information regarding registration certificate/driving license/permit aforesaid, with copies of documents in support duly attested by an authorized official and bearing official seal within fifteen days of the receipt of this communication.

Given under my hand and seal, this _____ day
of _____.

MACT

FROM H.P.MACT. (G)
(See rule 215-C(b) and 215-D (c))
APPLICATION TO REGISTERING AUTHORITY

Case No: _____
 TITLE: _____ Vs _____

To
 The Registering Authority,

Subject: Vehicle No. _____ Permit No. _____ Driving
 License No. _____ in respect of _____

Whereas the undersigned has been impleaded as is a party in the claim petition mentioned above seeking payment of compensation in connection with an accident involving Motor Vehicle, particulars of which are captioned above;

And whereas the vehicle aforesaid is stated to have been registered by office under your control, the driving license/permit aforesaid is stated to have been issued by office under your control (Strike out whichever is not applicable).

And whereas the records relating to the said registration driving license/permit are required to be maintained by your office under the Central Motor Vehicles Rules 1989;

And whereas requisite information relating to the documents aforesaid are required by this Claims Tribunal for the purposes of inquiry under the provisions of section 168 of the Motor Vehicles Act, 1988, which you are bound to furnish in terms of rule 149 of the Central Motor Vehicle rules, 1989 read with rule 215-B of the Himachal Pradesh Motor Vehicles Rules, 1999.

Now, therefore, the undersigned, requests that complete information regarding registration certificate/driving license/permit aforesaid, with copies of documents in support duly attested under your personal signatures and bearing your official seal may be furnished within fifteen days of the receipt of this application.

(Applicant)

(Full name, particulars and address to be given)

FORM H.P.MACT. (H)
(See rule 215-F (3))
NOTICE FOR APPEARANCE TO THE PARTIES

**BEFORE THE MOTOR ACCIDENT CLAIMS TRIBUNAL
HIMACHAL PRADESH**

Case No. _____
TITLE: _____ Vs _____

NOTICE

In RE: Police Report under section 158(6) of the Motor Vehicles Act, 1988 treated as Claim case under section 166(4) of the Motor Vehicles Act, 1988

Reference FIR No. _____ of P.S _____

To

(Name, Description and Place of residence)

Whereas a report under section 158(6) of the Motor Vehicles Act, 1988, has been received from Station House Officer of the said Police Station with reference to FIR regarding an accident involving use of a motor vehicle;

AND WHEREAS the aforesaid report has been treated by this Claims Tribunal, as a claim case in accordance with the provisions of section 166(4) of the Motor Vehicles Act, 1988, in which it appears necessary to call upon you to appear before the under signed for further proceedings in the matter at _____ AM/PM on _____(date).

Now, therefore, you are hereby asked to appear before this Claims Tribunal in person or by a pleaser duly instructed and able to answer all material questions relating to the claim case aforesaid on aforesaid date and time.

AND as the date fixed for your appearance is appointed for hearing of the claim a case and you are required to file on or before the date, an undertaking disclosing full particulars of the claim case, which may have either been preferred or being preferred in respect of the same cause of action by or against you.

Take notice that in default of your appearance on the date and time aforementioned, the claim case will be heard and determined in your absence. Given under my hand and seal of this Tribunal on this _____day of _____.

MACT

FORM H.P.MACT.. (I)
(See rule 218)
NOTICE TO OPPOSITE PARTY
BEFORE MOTOR ACCIDENT CLAIMS TRIBUNAL
HIMACHAL PRADESH

CASE No : _____

TITLE : _____ Vs _____

NOTICE

TO

(Name, Description and Place of Resident)

Whereas _____ has instituted a Motor Accident Claim case impleading you as Respondent _____ (Copies of application along with documents failed enclosed), which case has been directed to be listed before this Claim Tribunal, for hearing at _AM/PM on _____ (date)

Now, therefore, you are hereby asked to appear before this Claims Tribunal in person or through a pleader duly instructed and able to answer all material questions relating to the claim case on aforesaid date and time.

AND as the date fixed for your appearance is appointed for hearing of the claim case, you may , therefore file on or before that date, a written statement during with the claim raised in the application , along with all the documents in support of all facts on which you rely in your defense on the application, dully entered in the list of documents , where after it shall not be permissible to rely on any further documents , except as provided in rule 219 of Himachal Pradesh Motor Vehicle Rules 1989.

Take notice that in default of your appearance on the date aforementioned, the claim case will be heard and determined in your absence. Given under my hand and seal of this Tribunal on this _____ day of _____.

MACT.

FORM H.P.MACT.. (J)

(See rule 225-B)

**DIRECTION FOR MEDICAL EXAMINATION
BEFORE MOTOR ACCIDENT CLAIMS TRIBUNAL
HIMACHAL PRADESH**

CASE No : _____

Photograph of claimant's

TITLE : _____ V/S _____

Photograph of claimant(s)

TO

_____**ORDER**

Whereas the aforesaid claim petition seeking payment of compensation has been preferred in this Claims Tribunal in connection with an accident involving use of motor vehicle and the claimant _____

S/o, D/o, W/O _____

aged _____ r/o _____

whose photograph bearing his specimen signature/ thumb impression is affixed above, is alleged to have suffered injuries as a result of the said accident, which are stated to have been recorded in medico Legal Certificate No. _____ date _____ in

_____ (name of hospital);

AND whereas for the purpose of inquiry into the claim petition, this claims Tribunal considers it necessary to ascertain the degree and extent of disability, if any, suffered as a result of the said accident by the said claimant;

Now, therefore in exercise of powers vesting in this Claims tribunal, in terms of rule of the Himachal Pradesh Motor Vehicles Rules, 1999, the undersigned directs you to get the said claimant examined by a Medical Officer/ Board of Medical Officers in your Hospital and submit report on above aspects to this Claims Tribunal within a period of fifteen days of the receipt of this direction.

Given under my name and seal of this Tribunal, this _____ day of _____.

MACT.

**Principal Secretary (Transport) to the
Government of Himachal Pradesh,**