

No. C1-16222/TC/95

Office of the Transport Commissioner,
Thiruvananthapuram, Dated: 29-1-1996.

CIRCULAR NO. 3/46

Sub: M.Vs. Dept - Assignment of new Registration mark under Section 47 and effecting of transfer of ownership under section 50 of the M.V. Act - Motor Vehicles brought from other States - Uniform procedure to be followed - Instructions Issued.

In the conference of Regional Transport Officers and Senior Officers of the Department held on 16th December, 1995, some of the Officers pointed out that there were some instances of production of false "No Objection certificate" under section 48 of the Motor Vehicles Act by some persons. It was also mentioned that in view of such cases some of the Officers of the Department started writing to the authorities who issued the 'No Objection Certificate' for confirmation. In many cases there was no response from those authorities inspite of reminders. Therefore, assignment of the new registration marks and effecting the transfer of ownership are held up in many cases and this has resulted in hardship to the genuine applicants. In these circumstances, it was decided that for the sake of uniformity some guidelines should be issued to all Registering Authorities. Accordingly the following guidelines are issued for compliance by all the Registering Authorities subject to the provisions contained in Section 47, 48 and 50 of the Motor Vehicles Act and the Rules framed thereunder:-

- (1) Ordinarily the Registering Authority who receives the application under Sections 47 and 50 of the Act should assign the new registration mark / effect transfer of ownership without any delay if there is no reason to suspect the genuineness of the 'No Objection Certificate' produced by the applicant. After assigning the new Registration mark or effecting the transfer of ownership the Registering Authority should inform the fact to the Authority who issued the 'No Objection Certificate' by a registered letter with Acknowledgement Due.
- (2) If the Registering Authority has any reason to suspect the genuineness of the 'No Objection Certificate' he may send a letter by registered post with Acknowledgement Due to the Registering Authority who issued the 'No Objection Certificate' with a request to furnish a reply within 30 days regarding the genuineness of the 'No Objection Certificate' issued by him. In the letter, it should be specifically mentioned if no reply is received within 30 days, it shall be presumed that the N.O.C. issued by him is genuine in all respects and the application for assignment of new registration/ transfer of ownership will be entertained. no reply is received in time, the Registering Authority may request the applicant, who made

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ation, to produce an affidavit, on Stamp Paper of appropriate value duly signed and certified by a Notary Public. The affidavit shall contain the full details of the applicant and the vehicle. Besides, the Registering Authority in his application may request the applicant to produce a recent passport size photograph of the applicant duly attested either by a Notary Public or the Village Officer concerned or any of the Licensed Officers of the State or Central Government. Thereafter assignment of new registration mark / transfer of ownership should be allowed and the fact intimated to the previous Registering Authority by a letter under Registered Post with Acknowledgement Due.

Receipt of this Circular should be acknowledged.

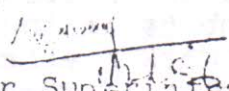
SD/-
TRANSPORT COMMISSIONER.

To

The Deputy Transport Commissioners/
The Regional Transport Office /
Jt: Regional Transport Office

Copy to: Stock file.

Approved for Issue.


Senior Superintendent.

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