

Government of India
Ministry of Shipping, Road Transport & Highways
(Department of Road Transport & Highways)

Transport Bhawan, 1, Parliament Street, New Delhi-110001.

No. RT-11012/12/2001-MVL

Dated the 29th May, 2009

To

The Principal Secretaries / Secretaries (Transport) of all States / UTs.
The Commissioners (Transport) of all the States / UTs.

Subj: Alteration in the Cars to facilitate the person with disability to drive the same.

Sir,

I am directed to invite the attention of the State Governments / UT Administrations about the procedure laid down by this Department for attachment of two extra wheels in the two-wheelers to facilitate the person with disability to drive the same.

2. This Department is exercising the powers given under Section 52(1) of the Motor Vehicles Act, 1988 and granting necessary permission for alteration in the four wheelers on case to case basis on the recommendation of the Transport Department of the State Government where the vehicle is registered.

3. It has come to the notice of this Department that in the absence of clarity about the procedure for seeking such permission, the vehicle owners are suffering. Sometimes the vehicle owners have been approaching to this Department and sometime to the registering authority. Registering authorities are also referring such cases either to this Department or to the testing agencies.

4. State Governments / UT Administrations are aware that alteration in the Motor Vehicle on the road side may be the safety hazard for the driver and the other road user. As such it is felt that alteration, if required may be done by the reputed workshop authorized by the State Government in their jurisdiction. State Governments / UT Administrations are requested to authorize some workshop as per need in consultation with the testing agencies / car manufacturers for making necessary modifications in the car to make it suitable to drive by the person with disability.

5. State Governments / UT Administrations are requested to examine the request of person with disability for alteration in his / her car from safety angle and recommend the same to this Department for considering the grant of necessary exemption under Section 52 of the Motor Vehicles Act, 1988. Following documents / information may please be sent with the recommendation made by the Transport Commissioner of the State Governments / UT Administrations:-

- (i) Confirmation that the type of vehicle which suits to the requirement of person with disability is not available in the market.
- (ii) Confirmation that the required modification have been done in the workshops authorized by the State Government.
- (iii) Confirmation about the fitness of vehicle from the safety angle.
- (iv) Confirmation that the person with disability is the owner of the vehicle.
- (v) Confirmation that the person with disability is fit to drive the altered vehicle.
- (vi) Copy of the Registration Certificate of the altered vehicle.
- (vii) Details of the alteration for which the exemption is required from the Government of India.
- (viii) Driving license of the person with disability to drive the altered car.

6. State Governments / UT Administrations are requested to circulate the above procedure to the notice of all the registering authorities under their control so that no person with disability may have any problem in seeking permission for alteration in his car.

Yours faithfully,



(ANAND PRAKASH)

Director (RT)

Telefax. No. 23719097

Copy to:

Shri Shrikant R. Marathe, Director, The Automotive Research Association of India, P. B. No. 832, Pune-411004 w.r.t. your letter No. DIR-28-22-86 dated 13-4-09 and 30-4-09.



(ANAND PRAKASH)

Director (RT)

Encl No C/10579/TCL09

Copy forwarded to
all Deputy Transport Commissioners for information and
for necessary action

For Transport Commissioner, Pune
TCL09