

C1/9367/TC2016

Transport Commissionerate, Keralam
Trans Towers, Thiruvananthapuram
Dated: 17-06-2016

From
The Transport Commissioner

To
All Deputy Transport Commissioners
All Regional Transport Officers
All Joint Regional Transport Officers

Sir,

Sub: Motor Vehicles Department-Exemption from BS IV norms-Direction
issuing of-Reg

Ref: 1. GSR 643(E) dated 19-08-2015

2. This Office letter No.C1/18841/TC/2015 dated 22-03-2016

3. This Office letter No. C1/18841/TC/2015 dated 29-04-2016

4. This office letters of even number dated 23-05-2016 and
07-06-2016

5. This office letter of even number dated 23-05-2016 addressed to
the Director, Ministry of Road Transport & Highways,
Government of India, New Delhi

6. Interim order dated 06-06-2016 of the Hon'ble High Court in
W.P.(C) No. 18028/2016 (C)

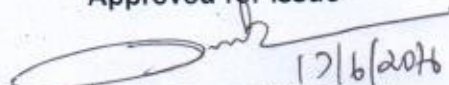
Attention is invited to the above references. Vide reference 1st cited, the Government of India had brought amendment in Rule 115 of the Central Motor Vehicles Rules, 1989. **As per the said notification the Mass Emission Standards, Bharat State-IV, shall be applicable in the State in respect of four-wheeled vehicles manufactured on or after 1st April, 2016, except the four wheeled transport vehicles plying on Inter-State Permits or National Permits or All India Tourist Permits within the jurisdiction of the State.** Vide reference 2nd cited, it was directed to implement the Government order without fail. But it has come to the notice that there have been many difficulties in implementing the said order due to the lack infrastructure. The most important among them is the lack of availability of fuel conforming to BS IV specification. Re fuelling stations in Kerala are not equipped with this facility. Another problem is that goods vehicles conforming to BS IV specifications are to be equipped with Urea filling facility. Adequate supply of Urea is not available in the State. Vide reference 5th cited, the department has requested the Government of India to extend the date of implementation of BS IV norms after considering the practical difficulties. No

reply has been received from the Government so far. In addition to that vide reference 6th cited, the Hon'ble High Court has stayed the direction issued from this end vide reference 3rd cited. Vide reference 4th cited, sanction had already been issued to a number of companies to register their vehicles of BS III norms. Considering the practical difficulties, it is hereby directed to register vehicles above four wheels of BS III specification for 2 months from the date of 06-06-2016. Directions issued vide reference 4th cited is hereby rescinded. It may be noted that BS IV specification is applicable for vehicles having four wheels.

It may also be noted that it has come to the notice a number of Registering Authorities and Additional Registering Authorities are demanding BS IV specification for agricultural tractors and construction equipment vehicles. It may be noted the Government had incorporated BS IV specifications in Rule 115 of Central Motor Vehicles Rules, 1989. Mass Emission standards of agricultural tractors and construction equipment vehicles driven by diesel engines are specified in Rule 115 A of the Central Motor Vehicles Rules, 1989 in which BS IV norms are not insisted. Hence the officers concerned are directed to refrain from insisting BS IV norms for agricultural tractors, power tillers and construction equipment vehicles driven by diesel engines.

Yours faithfully
Sd/-
Transport Commissioner

Approved for issue


12/6/2016
Junior Superintendent


12.6.16