

MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

NOTIFICATION

New Delhi, the 13th January, 2015.

G.S.R.27(E). – Whereas, the draft rules further to amend the Central Motor Vehicles Rules, 1989 were published as required under sub-section (1) of section 212 of the Motor Vehicles Act, 1988 (59 of 1988) vide notification of Government of India in the Ministry of Road Transport and Highways number G.S.R. 861(E), dated the 2nd December, 2014 in the Gazette of India, Extraordinary, Part II, section 3, sub-section (i), inviting objections and suggestions from all persons before the expiry of ten days from the date on which copies of the Gazette containing the said notification were made available to public;

And whereas, copies of the said Gazette notification were made available to the public on the 2nd December, 2014;

And whereas, the objections and suggestions received from the public in respect of the said draft rules have been considered by the Central Government;

Now, therefore, in exercise of the powers conferred by sections 27, 64, 110 and section 137 of the Motor Vehicles Act, 1988 (59 of 1988), the Central Government hereby makes the following rules further to amend the Central Motor Vehicles Rules, 1989, namely:-

1. (1) These rules may be called the Central Motor Vehicles (Amendment) Rules, 2015.
- (2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Central Motor Vehicles Rules, 1989 (hereinafter referred as the said rules), after rule 8, the following rule shall be inserted, namely:-
 “8A. Minimum training required for driving E-rickshaw or E-cart.- Nothing contained in rule 8 shall apply to the applicant for obtaining a licence to drive E-rickshaw or E-cart provided the applicant has undergone training atleast for a period of ten days and obtained a certificate of training from the registered E-rickshaw or E-cart Association, or a manufacturer producing E-rickshaw or E-cart, as the case may be.”
3. In the said rules, in rule 10, for clause (d), the following clause shall be substituted, namely:-
 “(d) in the case of an application for transport vehicle excluding E-rickshaw or E-cart, the driving licence held by the applicant;”
4. In the said rules, in rule 17, in sub-rule (1), for clause (b), the following clause shall be substituted, namely:-
 “(b) the driving certificate in Form 5, in the case of an application for addition of a transport vehicle excluding E-rickshaw or E-cart;”
5. In the said rules, in rule 34, in sub-rule (2), at the end, for category (h), the following categories shall be substituted, namely :-
 “(h) E-rickshaw;
 (i) E-cart;
 (j) any other motor vehicle of a specified description.”
6. In the said rules, in rule 47, after sub rule (1), the following proviso shall be inserted, namely:-
 “Provided that for a period of six months, on and from the date of publication of the Central Motor Vehicles (Amendment) Rules, 2015, in respect of the models of the E-rickshaws and E-carts existing prior to publication of the Central Motor Vehicles (Sixteenth Amendment) Rules, 2014 and the notification published vide S.O. 2590 (E) dated the 8th October, 2014, the application for registration under this sub-rule shall be made in Form 20 to the registering authority within a period of ninety days after obtaining the type approval certificate and shall be accompanied by -
 (i) road-worthiness certificate in Form 22 to be issued by manufacturer or dealer or registered E-rickshaw or E-cart Association; and

(ii) sale certificate in Form 21 to be issued by manufacturer or dealer or registered E-rickshaw or E-cart Association for presentation along with the application for registration."

7. In the said rules, in rule 81, in the Table, against serial number 4, under columns (2) and (3), after the entries "Light Commercial Vehicle" and Three hundred rupees, the following entries shall respectively be inserted in the said columns, namely:-

(1)	(2)	(3)	(4)	(5)
	"E-rickshaw or E-cart	Three hundred rupees"		

8. In the said rules, in rule 122, after sub-rule (2), the following sub-rule shall be inserted, namely :-
- "(3) In case of E-rickshaw or E-cart, the registered E-rickshaw or E-cart Association or manufacturer producing E-rickshaw or E-cart shall intimate to the State Transport Authority regarding the place where the number shall be embossed or etched or punched including the code for the year and month of production for each model of E-rickshaw or E-cart."
9. In the said rules, in rule 124, after sub-rule (2), the following sub-rule shall be inserted, namely:-
- "(2A) In case of E-rickshaw or E-cart, the registered E-rickshaw or E-cart Association or manufacturer producing E-rickshaw or E-cart shall get the prototype of the part, component or sub-assembly for which standards have been notified, approved from any agency as referred to in rule 126 or the Central Institute of Road Transport, Pune, or in case of compliance with notified Indian Standards from any laboratory duly authorised by the Bureau of Indian Standards, and on the basis of such approval, the E-rickshaw or E-cart association or manufacturer shall also certify compliance with the provisions of this rule in Form 22."
10. In the said rules, in rule 127, after sub-rule (1), the following sub-rule shall be inserted, namely:-
- "(1A) On and from the date of commencement of the Central Motor Vehicles (Amendment) Rules, 2015, the sale of every E-rickshaw or E-cart manufactured shall be accompanied by a certificate of roadworthiness issued by the E-rickshaw or E-cart manufacturer or the registered E-rickshaw or E-cart Association, in Form 22."
11. In the said rules, in Form 6, -
- (a) for the portion "The licence to drive a transport vehicle is valid from to ...", the portion "The licence to drive a transport vehicle or E-rickshaw or E-cart is valid from to ..." shall be substituted;
- (b) for the sub-heading "Authorisation to drive transport vehicle", the sub-heading "Authorisation to drive transport vehicle or E-rickshaw or E-cart" shall be substituted.
12. In the said rules, in Form 8, for the portion beginning with -
- "I enclose,
- (a) a medical certificate in Form 1A" and ending with,
- "(e) I have paid the fee of Rs.", the following shall be substituted, namely:-
- "I enclose,
- (a) a medical certificate in Form 1A;
- (b) Learner's licence in Form 3;
- (c) Driving licence in Form 6 or 7, if any;
- (d) Driving certificate in Form 5, if the application is to drive a transport vehicle excluding E-rickshaw or E-cart;
- (e) I have paid the fee of Rs."
13. In the said rules, in Form 20, in serial number 13, after item (c) and the entries relating thereto, the following item and entries shall be inserted, namely:-
- "(d) in-use E-rickshaw or E-cart"

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14. In the said rules, in Form 21, -

(a) under the heading "SALE CERTIFICATE", for the portion beginning with "To be issued by manufacturer/dealer" and ending with "of a motor vehicle", the words and brackets "To be issued by manufacturer or dealer or registered E-rickshaw or E-cart Association (in case of E-rickshaw or E-cart) or officer of defence department (in case of military auctioned vehicles) for presentation alongwith the application for registration of a motor vehicle" shall be substituted;

(b) at the end, for the words "Signature of the manufacturer/dealer or Officer of Defence Department", the words "Signature of the manufacturer or dealer or officer of Defence Department or registered E-rickshaw or E-cart Association" shall be substituted.

15. In the said rules, in Form 22, -

(a) under the heading "INITIAL CERTIFICATE OF COMPLIANCE WITH POLLUTION STANDARDS, SAFETY STANDARDS OF COMPONENTS AND ROAD WORTHINESS", for the brackets and words "[To be issued by the manufacturer", the brackets and words "[To be issued by the manufacturer or registered E-rickshaw or E-cart Association (in case of E-rickshaw or E-cart)" shall be substituted,

(b) for the words, "Signature of manufacturer", the words "Signature of manufacturer or registered E-rickshaw or E-cart Association" shall be substituted.

[No.RT-11036/80/2012-MVL]

SANJAY BANDOPADHYAYA, Jt. Secy.

Note: The principal rules were published in the Gazette of India, Extraordinary, Part II, section 3, sub-section (i) vide notification number G.S.R. 590(E), dated the 2nd June, 1989 and was last amended vide notification number G.S.R. 810 dated 17.11.2014.