

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

No.RT-11036/59/2000-MVL.

**Transport Bhavan,
No.1, Parliament Street,
New Delhi-110001,
Dated 12th August 2008.**

To

The Principal Secretary (Transport) / Transport Commissioner of
All State Governments / Union Territories

Subject: Registration of certain models of imported two wheelers in the country
Sir / Madam,

This Department has received representations from various manufacturers of two wheelers who have imported certain models as Completely Built Units (CBU) in the country that these are not being registered by the registering authorities in the states on the plea that under Rule 126 of CMVR, 1989, an importer of motor vehicle is also required to obtain type approval certificate from any of the authorized testing agencies in the country.

2. The manufacturers have contented that the Import Licensing Note to chapter 87 of ITC (HS) Classification (Para 7) issued by Director General of Foreign Trade (DGFT) and further clarification issued vide DGFT Notification No.62 (RE-2007)2004-2009 dated 12th December, 2007, import of new motorcycles with engine capacity of 800 cc or more by all categories of importers including Companies and firm. However, at the time of Customs clearances, an EC Type Approval Certificate / Certificate of COP, of an accredited agency from any member state of EU including a notarized English translation thereof, shall be furnished. This Type approval shall stipulate that the vehicle to be imported meets the technical requirements of all relevant separate directives as last amended and as listed in EU Directive 2002/24/EC. Such imported motorcycles shall meet the Euro III emission norms as defined in EU Directive 2003/77/EC. They have confirmed that they meet the above conditions and the vehicles imported in the country have been type approved by the country of origin as notified by DGFT.

3 It is also clarified that the provisions made under rule 126 of Central Motor Vehicles Rules, 1989 regarding homologation of imported vehicles holds good in respect of all the vehicles except the categories exempted by DGFT. In all such cases the vehicles would need to be registered on the strength of a type approval certificate of an international accredited agency (notified by DGFT) from the country of origin.

4. Necessary action to register the vehicles may therefore, be taken after ensuring that such vehicles meet the conditions stipulated in Para 2 above.

Yours faithfully,
Sd/-
Anand Prakash
Director (Road Transport)
Tel No.23719097.

Endt No.C3/16193/TC/2008 dated 06. 09.2008

Copy communicated to all Deputy Transport Commissioners, Regional Transport Officers, Joint Regional Transport Officers for information and necessary action.

For Transport Commissioner.

RR.

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

No.RT-11036/59/2000-MVL (Pt)

**Transport Bhavan,
No.1, Parliament Street,
New Delhi-110001,
Dated 17th June, 2008.**

To

The Principal Secretary (Transport) / Transport Commissioner of
All State Governments / Union Territories

Subject: Registration of certain models of imported cars in the country

Sir / Madam,

Of and on this Department has been receiving representations from various manufacturers of motor vehicles who have imported certain models as Completely Built Unit (CBU) in the country that these are not being registered by the registering authorities in the states on the plea that under rule 126 of the CMVR, 1989, an importer of motor vehicle is also required to obtain type approval certificate from any of the authorized testing agencies in the country.

(2) The manufactures have contented that the Import Licensing Note to chapter 87 of ITC(HS) Classification (Para 7), issued by DGFT exempts the cars having petrol engine capacity of above 3000 cc and diesel engine having capacity of above 2500 cc and having FOB value of above US \$ 40,000/-, imported by individuals / Companies and firms under EPCG scheme / OEMs having service network from the requirement of homologation under Rule 126 of CMVR, 1989 subject to the condition that the importer should produce a type approval certificate of an international accredited agency (notified by DGFT) from the country of origin. The type approval certificate should stipulate that the vehicle complies with all the ECE regulations for the complete vehicle. They have confirmed that they meet the above conditions and the vehicles imported in the country have been type approved by the country of origin as notified by DGFT.

(3) It is also clarified that the provisions made under rule 126 of Central Motor Vehicles Rules 1989, regarding homologation of imported vehicles holds good in respect of all the vehicles except the categories exempted by DGFT. In all such cases the vehicles would need to be registered on the strength of a type approval certificate of an international accredited agency (notified by DGFT) from the country of origin.

(4) Necessary action to register the vehicles may, therefore, be taken after ensuring that such vehicles meet the conditions stipulated in Para 2 above.

Yours faithfully,

Sd/-

(Anand Prakash)

Director (Road Transport)

Tele fax-23719097.

Endt No.C3/16193/TC/2008 dated 06. 09.2008

Copy communicated to all Deputy Transport Commissioners, Regional Transport Officers and Joint Regional Transport Officers for information and necessary action.

For Transport Commissioner

RR