

No. C2-10571-TC-2014

Transport Commissionerate
Thiruvananthapuram
Dated 05.03.2016

From

Transport Commissioner,
Thiruvananthapuram.

To

All Regional Transport Officers

Sir,

Sub: Motor Vehicles Department – Directions to the
States/UTs to implement road safety laws– reg.

Ref: Government letter No. 188/B2/2016/Tran dated 24.02.2016

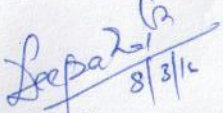
A copy of the reference cited is enclosed for information and necessary
action.

Yours faithfully,

Sd/-

Joint Transport Commissioner
For Transport Commissioner

Approved for issue


Junior Superintendent

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GOVERNMENT OF KERALA

TRANSPORT COMMISSIONERATE KERALA							
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RECEIVED ON 29 FEB 2016							
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No.188/B2/2016/Tran.

Transport (B) Department,
Thiruvananthapuram,
Dated: 24.02.2016.

From

The Secretary to Government.

To

The Transport Commissioner,
Thiruvananthapuram.

Sir;

Sub:- Transport Department – Directions of the Supreme
Court Committee on Road Safety – Reg.

Ref:- Letter No. F No.05/2014/CORS -Part – III dated
18/08/2015 and 17/11/2015 from the
Secretary, Supreme Court Committee on Road Safety.

I am to forward herewith copy of the letters cited for strict
compliance.

Yours faithfully,

SREEKUMAR. N.K.
Additional Secretary
For Secretary to Government.

Approved for issue;

Section Officer.

b 1143/149 12379/misc/15/40



SUPREME COURT COMMITTEE ON ROAD SAFETY

Chairman : Justice K.S. Radhakrishnan
Members : S. Sundar
Dr. Nishi Mittal

Secy (Transport)

Secretary : S. D. Banga
Tel No.: +91 11 23060597
Email : roadsafetysc@gmail.com

24 NOV 2015



BY SPEED POST

MOST IMMEDIATE

F.No.05/2014/CoRS- Part-III

Dated: 17th November, 2015

To

The Chief Secretary,
Government of Kerala
Thiruvananthapuram
(Email: chiefsecy@Kerala.gov.in)

Subject:

Directions to the States/UTs to implement road safety laws -
reg.

Sir/Madam,

The Supreme Court Committee on Road Safety, vide its letter of even number dated 18th August, 2015 had, inter-alia, issued the following direction to all States/UTs and their concerned Departments for taking action by them:

Suspension of the Driving License for a period of not less than 3 months under Section 19 of the Motor Vehicle Act, 1988 read with Rule 21 of the Central Motor Vehicles Rules, 1989 for:

- (i) Driving at a speed exceeding the specified limit which in the Committee's view would also include red light jumping;
- (ii) Carrying overload in goods carriages and carrying persons in goods carriages;
- (iii) Driving vehicles under the influence of drink and drugs;
- (iv) Using mobile phone while driving a vehicle

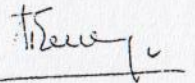
30/11/15

2 During discussions the Committee had with the Central Ministries and Delhi Traffic Police on 6th November, 2015, it was brought to the notice of the Committee that the Traffic Police has been implementing the directions issued by the Committee on 18th August, 2015 vigorously and is forwarding the cases to the Transport Deptt for suspension of Driving Licenses in case of above traffic violations. However, any action taken by the Transport Deptt could not be effective as the Driving License would remain with the violator who can use it with impunity and also evade the process of law.

3. This has been considered by the Committee in detail. The Committee directs that in case of above traffic violations, the Traffic Police should take possession of the Driving License of the violator and forward it to the Transport Deptt. of the concerned State/ UT, who would suspend the License for a period of not less than 3 months under Section 19 of the Motor Vehicle Act, 1988 read with Rule 21 of the Central Motor Vehicles Rules, 1989. The Transport Deptt. would return the Driving License to the violator after the expiry of said period.

4. All States/UTs are requested to comply with the above directions of the Committee strictly.

Yours faithfully,



(SD Banga)

(S. D. BANGA)

Secretary

Committee on Road Safety
Supreme Court of India

Copy to:

Smt. R. Sreelakha,
Transport Commissioner and Road Safety
Authority, Transport (D) Department, Government
of Kerala, Thiruvananthapuram
Email: tckerala@gov.nic.in

Copy obtained from KRSA

Page 1 of 1
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mbra

tc@keralamvd.gov.in

Fwd: New Directions- Govt. of kerala

From : Road Safety
<roadsafetysc@gmail.com>

Wed, Aug 19, 2015 03:54 PM

Subject : Fwd: New Directions- Govt. of kerala

To : tc@keralamvd.gov.in

----- Forwarded message -----

From: **Road Safety** <roadsafetysc@gmail.com>

Date: Wed, Aug 19, 2015 at 3:47 PM

Subject: New Directions- Govt. of kerala

To: tckerala@gov.nic.in, chiefsecy@kerala.gov.in

Chairman: Justice Shri K.S. Radhakrishnan

Secretary SD

Banqu

Members S. Sundar

Dr. Nishi Mittal

BY SPEED POST

MOST IMMEDIATE

F.No.05/2014/CoRS- Part-III

Dated: 18th August, 2015

To

The Chief Secretary,
Government of Kerala,
Thiruvananthapuram
Email: chiefsecy@kerala.gov.in

Subject: **Directions to the States/UTs to implement road safety laws – reg.**

Sir/Madam,

The Committee constituted by the Supreme Court of India to monitor and measure implementation of road safety laws in the country has had detailed discussions with the concerned Central Ministries and all the States/UTs on the trend of road accidents and fatalities. The data furnished by them have clearly established that the number of fatalities in India continues to be very high, causing serious emotional trauma and economic loss to the families of the deceased and the society. The compensation awarded to the victims by the Insurance Companies also runs into hundreds of crores of rupees every year.

2 The Committee has over the last one year issued directions to the States/UTs to establish institutional arrangements to promote road safety undertake engineering measures to make roads safe, tighten enforcement together with promoting road safety education and establishing adequate trauma care facilities, and the Committee has been closely monitoring the action being taken by the States/UTs. Even though a number of measures have been taken by the States/UTs as directed by the Committee, the Committee on the basis of detailed analysis of traffic accidents and fatalities has come to the conclusion that unless strong and urgent measures are taken to deal with over speeding, drunken driving, red light jumping, violation of helmet laws and seat belt laws, use of mobile phones while driving, and over loading, the number of accidents and fatalities will continue to remain high.

3 The Committee is of the considered view that the States/UTs and their concerned Departments should take stern action against the violators of the law and exercise the discretion under Section 19 of the Motor Vehicle

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Act 1988 read with Rule 21 of the Central Motor Vehicle Rules, 1989 by passing an order disqualifying the offender from holding a driving license for a specified period and also by seeking imprisonment wherever it is provided under the law. The Supreme Court, while constituting the Committee, has also emphasised the necessity of strict and faithful enforcement of all existing laws and norms not only as an absolute principle of law as well as for the high beneficial effects thereof.

4 The Committee, therefore, directs the States/UTs and their concerned Departments to take the following action forthwith:

Suspension of the licence for a period of not less than 3 months under Section 19 of the Motor Vehicle Act, 1988 read with Rule 21 of the Central Motor Vehicles Rules, 1989 for:

(i) Driving at a speed exceeding the specified limit which in the Committee's view would also include red light jumping.

(ii) Carrying overload in goods carriages and carrying persons in goods carriages;

(iii) Driving vehicles under the influence of drink and drugs.

(iv) Using mobile phone while driving a vehicle

5. The Committee further directs that in case of driving a vehicle under the influence of drinks or drugs, the police should prosecute the offender and seek imprisonment as prescribed under Section 185 of the Motor Vehicle Act, 1988 even for the first offence.

6. The Committee also directs that the helmet laws be made applicable all over the State/UT both for main riders and the pillion riders. In case where the law relating to the use of helmet is violated by either the main rider or the pillion rider, they should both be subject to Road Safety Education and Counselling for not less than 2 hours before imposition of

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fine as prescribed under the Act.

7. Those who violate the seat belt law should also be subject to Road Safety Education and Counselling before imposition of fine as mentioned above.

8. The Committee further directs the States/UTs to submit Action Taken Reports at the end of every 3 months starting from 1st Sept, 2015.

Yours faithfully,

(SD Banga)

Secretary to the Committee

Copy to

Smt. R. Sreelakha, Transport Commissioner and Road Safety Authority
ransport (D) Department, Government of Kerala, Thiruvananthapuram

Email: tckerala@gov.nic.in

(SD Banga)