

CI/DI-9200/TC/2000.

Head Office,
Motor Vehicles Department,
Thiruvananthapuram,
Dated: 12.2.2004.

From

The Transport Commissioner,
Thiruvananthapuram.

To

The Secretaries of All Regional Transport Authorities.

Sir

Sub:- Issue of permits to Educational Institution Buses - Regarding.

Ref:- 1) Central Govt. Letter No.RT/11012/1/02/MVL dated 24.12.02.
2) Govt. of Kerala Letter No.9647/B2/Tran. dated 26.9.2003.
3) Decision of the STA, Trivandrum dated 23.12.2003.

By the Motor Vehicles (Amendment) Act 2000, clause (h) of Sub Section 3 of section 66 of M.V.Act was deleted. Therefore it was made mandatory for the Educational Institution Buses to obtain permits. A clarification was sought from the Central Government as to what type of permit is to be issued to Educational Institution Buses. The Central Government vide reference 1st cited has clarified that the Educational Institution Buses can be further categorised as contract carriage or private service vehicle on the basis of the usage.

As per reference second cited the State Government has intimated that the form and application fee prescribed for obtaining private service vehicles can be utilised for obtaining permits for the Educational Institution Buses also.

The State Transport Authority in its meeting held on 23.12.2003 has decided that, Buses owned by Educational Institutions are required to be issued with a permit and that all Regional Transport Authorities shall issue Private Service Vehicle Permits to Educational Institution Buses. The Hon'ble Supreme Court of India in its judgement in W.P.No.13029 dated 20.11.1997 had issued directions to attach certain conditions to the permits issued to vehicles used as Educational Institution Buses in Delhi to ensure the safety of the school children. The State Transport Authority decided to adopt these conditions and certain other requisite conditions also while issuing permits to Educational Institution Buses in Kerala.

Therefore the State Transport Authority hereby direct all Regional Transport Authorities in the State to attach the following conditions in permits issued to Educational Institution Buses.

- (i) The bus belonging to or hired by an Educational Institution shall be driven by a driver who has not less than 10 years of driving experience.
- (ii) The driver of an Educational Institution Bus should not have been punished at any time for rash and negligent driving or for drunken driving.
- (iii) Omni Buses used as Educational Institution Buses shall be fitted with Speed Governor conforming to the prescribed standards for restricting the speed to 40 km/hr.
- (iv) The Speed Governor shall be fitted on all the Omni Buses used as Educational Institution Buses not later than 1.6.2004.
- (v) An able bodied attendant for each door should be available in the Educational Institution Bus for the safe boarding, carriage and alighting of the students.
- (vi) The number of passengers being carried in the Educational Institution Bus shall not exceed the limitation prescribed in Rule 221 of KMV Rules.
- (vii) Educational Institution Buses shall be provided with shutter for each door.

Please ensure that the issuance of Educational Institution Bus permits is completed before 30th April 2004.

Yours faithfully,

Sd/-

Chairman, STA.

Approved for issue.

Secretary, STA, Trivandrum.

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