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No.C1-13708/TC/98

Head Office,
Motor Vehicles Department,
Thiruvananthapuram,
Dated: 2.2.1999.

CIRCULAR NO.1/99

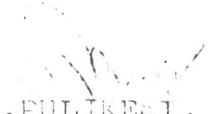
Sub:- Goods Carriages - penalty for over load - clarification on implementation of Section 194 of M.V.Act 1988 - issued.

Ref:- 1. Notification in SRO.297/98 in G.O.(P)15/98/Tran dated 31.3.98.
2. Circular No.28/98 dated 15.9.98 of Transport Commissioner.

Section 194 of Motor Vehicles Act 1988 prescribes a penalty of minimum fine of Rs.2000/- and additional amount of Rs.1000/- per tonne of excess load together with the liability to pay charges for off loading the excess load.

The present practice is to levy a minimum fine of Rs.2000/- and an additional amount of Rs.1000/- for the excess load even if, it is less than 1000/- Kgs. Now question arises regarding the weight of empty containers while calculating overload in the case of container trailers. Having examined the matter in detail and it is desired that the weight of 'empty container' be deducted for the purpose of working out of the overload for the limited purpose of fixing the compounding fee for violation of Section 113 of Motor Vehicles Act 1988.

The receipt of the circular will be acknowledged. This instruction will take immediate effect.


U. PULIKESI, IPS.
Inspector General of Police,
Transport Commissioner (in charge)

To

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All DTCS., RTOS, Jt. RTOS. & MVI Check post.

Copy to: CAS to TC, Addl. TC, Secy. LTA, Sr. DTC (Tax)
AC, FO, SC, SS, JS, HA.

Copy to: Accountant General (with CL).

mn.3.2.