

No. C1-1268/TC/99

Head office,
Motor Vehicles Department,
Thiruvananthapuram,
Date: 29.4.1999.

From

S.Pulikesi. IPS
Inspector General of Police,
Transport Commissioner (in charge)

To

All Deputy Transport Commissioners,
Regional Transport Officers,
Joint Regional Transport Officers and
Motor Vehicle Inspectors of Check Posts.

Sir,

Sub:- Goods Carriages - penal tax for overload clarification on implementation
of Section 194 of Motor vehicles Act 1988 - issued - cancelled - orders
reg.

Ref:- 1. Circular No. 1/99 dated 2.2.99 issued in this office reference No. C1 -
13708/TC/98.

2. Letter No. RT.11042/1/98-MVL dated 11.3.99 of Ministry of Surface
Transport, New Delhi.

By the reference first cited clarification was issued to the effect that the weight
of 'empty container' be deducted for the purpose of working out the overload for the
limited purpose of fixing the compounding fee for the violation of Section 113 of Motor
Vehicles Act, 1988.

In the letter dated 11-3-99 the Ministry of Surface Transport, New Delhi, has
directed that no transport vehicle carrying the containers in excess of the prescribed
gross vehicle weight ceilings should be allowed to ply in Indian roads and any weight
carried beyond the stipulated weight in Notification in G.S.R. 728 (E) dated 18.10.96,
will be construed as overloading and necessary action should be taken under
Section 113, 114 and 194 of Motor Vehicles Act 1988.

In the circumstances the circular No. 1/99 issued on 2.2.99, stands
canceled with immediate effect.

Yours faithfully,
Sd/-
Transport Commissioner.