

CENTRAL MOTOR VEHICLES (4TH AMENDMENT) RULES, 2012.

-2 Rao-33004/99 R.' Che Gazette of India 6731 PART BY AVI'H0Rrry 31, 2012,+ 10, 1934 NEW DELHI, MONDAY, DECEMBER 31, 20WPAUSA 10, 1934 Nd', 31 2012 9430.— 1989 1988 (1988 59) 212 \$1 (1) 6310 19 2011 2, 3, (i), 19 2011 I 19 2011 -Q 1988 (1988 59) 110 (1) (q) 1989 4864•G1/2012 (1) 2 1

2. GAETTE OF : EXIRAORDNAP• u—sæ. 30] (1) q•rq 2012 I (2) 1 G, 2014 I 1989 118 "118. (1) 1988 (1988 59) fir 41 (4) 1 2014 fifi# 018/2001 80 öfi. • : 018/2001 80 • (ii) (iii) Gg t 3500 t (iv) 1986 (1986 63) 053-2005 3.2 gg f 3500 ; (vii) 3 (viii) ur (ix) 80 018/2001 3.4 t (ii)g3.Nw 018/2001 5.7.3.4.2 2012 [15T. guer-11017/13/2005-*g•«] :— 5909, 2 q 1989 625 (30, 8 2012 4 GAZEITE OF mDIA : 11— SE. 3(i)J MINISTRY OF ROAD TRANSPORT AND HIGHWAYS NOTIFICATION New Delhi, the 31st December, 2012 GS.R. 943(E).— Whereas the draft rules further to amend •the Central Motor Vehicles Rules, 1989 were published, as required under sub- section (1) of section 212 of the Motor Vehicles Act, 1988 (59 of 1988), vide notification of the Government of India in the Ministry of Road Transport and Highways number G.S.R 631 (E), dated the 19* August, 2011 in the Gazette of India, ExtraordinaIY, Part 11, section (3), Sub-section (i), inviting objections and suggestions from all persons likely to be affected thereby before the expiry of the period of fony five days from the date on which copies of the Gazette containing the •said notification were made available to the public; And, whereas, copies of the said Gazette notification were made available to the public on the 19th August, 2011; And whereas, the objections and suggestions received from the public in respect of the said draft rules have been considered by the Centrat Goveemnt; Now, therefore, in exercise of the powers conferred by clause (f) of sub-section (1) of section 110 of the Motor Vehicles Act, 1988 (59 of 1988); the Central Government hereby makes the following rules further to amend the Central Motor Vehicles Ru!es, 1989, namely: - 1. (1) These rules may be called the Central Motor Vehicles (Fourth Amendment) Rules, 2012. (2) They shall come into force with effect from the day of April, 2014. [qm 36)] 2. In the Central Motor Vehicles Rules, 1989, for rule 118, the following rule shan be substituted, namely:: '118.Speed goærnor.- (1) All types of transport vehicles notified by the Central Government under sub-section (4) of section 41 of the Motor Vehicles Act, 1988 (59 of 1988) save as provided herein, and manufactured with effect from the ISt April, 2014 shall be equipped or fitted with a speed governor (speed limiting device or speed limiting function) with maximum pre-set speed of 80 kilometer per hourb9 he vehicle manufactuter in the manufacturing stage or at the dealership stage, conforming to the Standard AIS:018/2001, as amended from time to time: Provided that the transport yehicles registered prior to , the date specified in sub-rule (1) and as may be notified by the State Governments in their' Official Gazette, if not already. fitted with a speed limiting device or speed limiting function, shall be equipped, or fitted by the operator of such transport vehicle with a speed. governor or speed limiting function having maximum pre-set speed of 80 kilometer per hour, conforming to the Standard AIS: 018/2001, as amended from time to.time: Provided further that transport category vehicles that are, — (i) two wheelers; (ii) three wheelers; (iii) vehicles with at least four wheels used for . the carriage of passengers and their luggage, not exceeding 3500 kilogram gross vehicle weight; (iv) vehicles with at least. four wheels used for carrying goods which may also carry persons in addition to the goods subject to the conditions specified in para 3.2 of 5 GAZEIII OF : [PART LAX. AIS 053-2005, as amended from time to time, tiif the corresponding BIS specifications are notified under the Bureau of Indian Standards Act, 1986 (63 of 1986) not exceeding 3500 kg gross vehicle weight; (v) fire tenders; (vi) ambulances; (vii) police vehicles; (viii) vehicles operating on State permit or National , Goods Permit op All India Tourist Permit; and (xi) those transport vehicles whose maximum rated speed does not exceed the pre-set speed of 80 kilometer per hour, need not require !nstallation of such speed governor (speed limiting device or speed limiting function). (2) The speed limiting device on all applicable vehicles shall be fitted by the manufacturer or the dealer or the operator, as the case may be, in such a manner that the said device can sealed with an official seal of the State Transport Authority or a Regional Transport Authority so that it cannot be removed or tampered with without breaking the seal: Provided that the transport vehicles which are or fitted with a speed limiting function, as specified in clause of AIS 018/2001, which controls the speed of vehicles by an electronic control unit, shall not require to be sealed, (3) The speed governor (speed limiting device or speed Ilmiting function) shall be so set that the vehicle is

incapable of being driven at a speed in excess of the maximum pre-set speed of the vehicle, except — (i) down an incline; or 3(1)] (ii) as specified in clause 5,7.3.4.2 of AIS 018/2001. Explanation.- For the purpose of this rule, it is clarified that on and from the date of commencement. of the Central Motor Vehicles (Fourth Amendment) Rules, 2012, this rule shall prevail over all notifications issued by the State Governments in respect of speed governors." [F. No. RT-11017/13/2005MVL1 SANJAY BANDOPADHYAYA, Jt secy. Foot Note : The principal rules were notified in the Gazette of India vide GS.R. 590(E) dated 2nd June, 1989 and last amended vide GS.R. 625(E) dated the 8th August, 2012. Printed by the Manager, Government of India Press, Ring Road, Mayapuri, New Delhi-110029 and Published by One Controller of Publications, Delhi-110054.

