

CENTRAL MOTOR VEHICLES (5TH AMENDMENT) RULES, 2014

Tao-33004/99 REGD. NO. D. L.-33004/99 Che Gazette of Sftidia 221] No. 221] EXTRAORDINARY PART 11—Section 3—Sub-section (i) PUBLISHED BY AUTHORITY RFër, 24, 2014Avrra 4, 1936 NEW DELHI, THURSDAY, APRIL 24, 2014/VAISAKHA 4, 1936 1*r, 24 37åa, 2014 291 1989 1988 (1988 59) 212 \$1 (1) 11, 3 •q-€e(i) Ni. 1200), 22 2013 211, Q, \$1 err, Q, efi, \$1 xå 22 2013 ; 3ß, 1988 110 gg, fiu-q, 1989 t, (1) (qüqi fiuq, 2014 tl 2. 1989 (fri t) 2 (q) 1747 GI/2014 (1) 'Lirhl-b (L) (E) -'k 90b hæ kin> L29•L (@) l&hlh gooz-690 hæ (€9 986b) 9861 'h.h-WkJ-Ee lh 'P-we 241 •nt0L,, I vooz/LL0 SOP. h.h.h (€9 9861) 986b 'hhWQJ.Ee -Z089L : 'WI-Et,, agooz -9089b : •wih,, hh\$-ueh,, hue „VOOZ 1/610 (Z) h-c noz @ Pira (1) 6t ht?kJ I (BEI*) 'ÄIÄ 93b lh (Nil?) „(EPJ*) @-hEh 2.41 ot 11b •09 (n) 2.4 PIP Eve @ I-tc.>. 12B (n) gz•o @) Zih lithih •oas—ll AHVNI(NOVHIXA : VICINI 40 ALIAZVD 'ILEhLL I-ve 'ewe 'Awe 'Awe I @ 11 1 hæ : 11 6008-(1 1 600z-(b ldh)9LL-h-h\$ueh hAme Z Ake hue lithilQ 600Z-(Z Ldh) 9LL-hh\$ueh Eve 600z-(L hlh)9LL-hh\$1Eeh (€9 996b) 986b 'hh-æe hlh hæ hæ „ gooz-96L9L : Eh 'BE-bue lirP BOOZ-LZ9LL : Li-h 'P-we (t) 1 1142 2-41 800Z-LZ8LL : (k 'Ewe HE) 'Eh (t) Eve (a) I lithih (Z) (ue) Ake Lb E 241 : l.›lh 11 'ewe (9) „ —: (9) (Lie) I „LI-E* A-h.l-15.Lte Eve 11b lirhlÄc> roPh8 I-sit? lh rape jæ.un.6 Eh 600z-ZL0 : hh.h-h-hh (€9 986b) 986b hh k.B41h 'Awe (L),, 'Lith]L (9) hkhJ 600z-9LL-*Eh (€0,, 'Linh1L (Zi) (A!) 1 gooz-vov : (9) „ (9) lh 'Awe (!!!) „800Z-6LOL : •wih,, Eh æe Ake c,966L-6LOL : •wih,, (t) (!) Eve „OLOZ-#€O : hh\$neh,, „6L6L-909L : •hTt,, (L) (!) I tooz-Z89tv : : A.æ.u IEE 2.eJ.klk» Eh hhh\-hhh hæ 'ill-Äk±e Eve I-the h.æ Eh noz (€9 986b) 986b 'hh-æe Eve hi 11b •oas—ll : VIGNI 40 ALJAZVD HHI Il•cg 3(i)] 5 16 4 üigrEr" 17. 126 Fr.<. 31Tër-11028/06/2011-wtrga] :- NTTÄT.fi.590(3-T) 2 qq, 1989 Ni. 277 (30, 11 2014 MINISTRY OF ROAD TRANSPORT AND HIGHWAYS NOTIFICATION New Delhi, the 24th April, 2014 G.S.R. 291 (E).—Whereas the draft of certain rules further to amend the Central Motor Vehicles Rules, 1989 was 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. 120(E), dated the 22nd February, 2013 in the Gazette of India, Extraordinary, Part 11, Section 3, Sub-section (i), inviting objections and suggestions from all persons likely to be affected thereby, before expiry of the period of thirty days from the date on which copies of the Gazette of India containing the said notification were made available to the public; And, whereas, copies of the Gazette notification in which the said notification was published were made available to the public on 22nd February, 2013; And, whereas, the objections and suggestions received from the public in respect on the said draft have been considered by the Central Government; Now, therefore, in exercise of the powers conferred by Section 110 of the said Motor Vehicles Act, 1988, the Central Government hereby makes the following rules further to amend the Central Motor Vehicles Rules, 1989, namely:- 1. (1) These rules may be called the Central Motor Vehicles (5th Amendment) Rules, 2014. (2) Subject to the other provisions of these rules, they shall come into force on the date of their final publication in the Official Gazette

2. In the Central Motor Vehicles Rules, 1989 (hereinafter referred to as the said rules), in rule 2, in clause (u), for the proviso, the following shall be substituted, namely:- "Provided that a two wheeled battery operated vehicle shall not be deemed to be a motor vehicle if all the following conditions are verified and authorised by any testing agency specified in rule 126, namely:—(a) vehicle is equipped with an electric motor having thirty minute power less than 0.25 kW; (b) maximum speed of the vehicle is less than 25 km/hr; (c) vehicle is fitted with suitable brakes and retro-reflective devices, i.e. one white reflector in the front and one red reflector at the rear; (d) unladen weight (excluding battery weight) of the vehicle is not more than 60 kg; (e) in case of pedal assisted vehicle equipped with an auxiliary electric motor, in addition to above, the thirty minute power of the motor is less than 0.25 kW, whose output is progressively reduced and finally cut off as the vehicle reaches a speed of 25 km/hr, or sooner, if the cyclist stops pedalling"

3. In the said rules, in rule, 33, for the words "dealer" at both the places where they occur, the words and figures "dealer or manufacturer of automobiles or automobile ancillaries or a test agency specified in rule 126" shall be substituted

4. In the said rules, in rule 35, in sub-rule (l), for the words "dealer" the words "dealer or manufacturer of automobile or automobiles ancillary or a test agency specified in rule 126" shall be

substituted. 6 THE GAZETTE OF INDIA EXTRAORDINARY [PART 11—SEC. 3(i)] 5. In the said rules, in rule 39, sub rule (1) for the word "dealer" the words "dealer or manufacturer of automobile or automobile ancillaries or a test agency specified in rules 126" shall be substituted

6. In the said rules, in rule 101 - (a) in sub-rule (2), on and after 1st October, 2014, for the words and figures "AIS 019/2001" and "AIS 011/2001" the words and figures "IS: 15804-2008" and "IS: 15802-2008" respectively, shall be substituted; (b) after sub-rule (2A), the following sub-rule shall be inserted, namely:- "(2B) On and after 1st April, 2015, all agricultural tractors having wind screen shall conform to AIS 011/2001, as amended from time to time till such time the corresponding Bureau of Indian Standards specifications are notified under the Bureau of Indian Standards Act, 1986 (63 of 1986)." 7. In the said rules, after rule 104 (C), the following rule shall be inserted, namely:-

"104 D. Fitment of rear marking plate The following categories of vehicles, manufactured on and after the 1st April, 2015, shall be fitted with rear marking plate, conforming to AIS 089-2005, as amended from time to time, till such time the corresponding Bureau of Indian Standards specifications are notified under the Bureau of Indian Standards Act, 1986 (63 of 1986):- (a) N2 with gross vehicle weight exceeding 7.5 ton and N3 with the exception of tractors for semi trailers; (b) trailers and semi-trailers having gross weight not exceeding 10 ton and whose length exceeds 8m; (c) trailers having gross weight exceeding 10 ton; and (d) articulated buses"

8. In the said rules, in rule 106, - (A) for sub-rule (1), the following shall be substituted, namely:- "(I) No head lamp showing a light to the front shall be used on any motor vehicle including agricultural tractor and construction equipment vehicle (whether fitted with single or dual head lamp) unless such lamp is so constructed, fitted and maintained that the beam of light emitted there from meet the requirements of respective safety standards notified under rule 124 and 124A.(B) sub-rule (2) shall be omitted

9. In the said rules, in rule 117, for sub-rules (2) and (3), the following sub-rules shall be substituted, namely: - "(2) On and after the 1st April, 2015 (in the case of new models) and 1st April 2016 (in the case of existing models), every motor vehicle shall be fitted with a speedometer conforming to the requirements of IS: 1 1827—2008, specified by the Bureau of Indian Standards, as amended from time to time. (3) On and after 1st April, 2015 every construction equipment vehicle manufactured shall be fitted with a speedometer that shall conform to the requirements of IS 11827-2008 specified by the Bureau of India Standards concerning the speedometer"

10. In the said rules, in rule 119, in sub-rule (1), for the proviso, the following proviso shall be substituted, namely: - "Provided that vehicles manufactured on and from the 1st October, 2014, the horn installation requirements for motor vehicles shall be as per IS: 15796-2008, specified by the Bureau of Indian Standards, as amended from time to time"

11. In the said rules, in rule 120, for sub-rule (3), the following sub-rule shall be substituted, namely:- "(3) In the case of agricultural tractor, the measurement test for driver perceived noise level and permissible sound level at bystander shall be carried out as per AIS-115 (Part 1)-2009 and AIS-115 (Part 2)-2009 respectively, as amended from time to time till such time the corresponding Bureau of Indian Standards specifications are notified under the Bureau of Indian Standards Act, 1986 (63 of 1986) and shall conform to the levels as specified in the Table 1 and Table 2 below :—

Serial number (1) Agricultural Tractor All TABLE 1 Date of Implementation 1st April, 2015 Driver-perceived noise level 96 92 dB (A) ** * As per Annexure I of AIS-115 (Part 1)-2009 ** As per Annexure 11 of AIS-115 (Part 1)-2009 Note:- Agricultural Tractor manufacturers may opt for testing as per Annexure I or Annexure 11. 3(i)] Serial number (1) (2) Agricultural Tractor > 1.5 T GVW < 1.5 T GVW TABLE 2 Date of Implementation 1st April, 2015 1st April, 2015 7 Bystander's position 88 dB(A) 85 dB(A)" 12. On and after 1st April, 2015, in the said rules, in rule 122, for sub-rule (IA), the following shall be substituted, namely:—

"(IA) Every agricultural tractor and construction equipment vehicle shall bear the identification number including month and year of manufacture, embossed or etched or punched on it: Provided that in case of agricultural tractor the identification number including month and year of manufacture, embossed or etched or punched on it shall be in accordance with AIS 117-2011, as amended from time to time till the corresponding Bureau of Indian Standards specifications are notified under Bureau of Indian Standards Act, 1986 (63 of 1986)"

13. On and after 1st October, 2014, in the said rules, in rule 124, for sub rule (IA), the following sub-rule shall be substituted, namely:- "(IA) the general requirements of vehicle rear under run protecting device and the technical requirements of vehicle lateral protection side shall be as per IS: 14812-2005 and as per IS: 14682-2004, specified by Bureau of Indian standards, respectively, as amended from time to time, for the motor vehicles of categories mentioned therein."

14. On and after 1st April, 2015, in the said rules, in rule 124A:- (i) in sub rule (1), for "IS: 1606-1979", "AIS:034-2010" shall be substituted; (ii) In sub-rule (3), for "IS:7079-1995", "IS:7079-2008" shall be substituted.(iii) On and after 1st April, 2015, for sub-rule (6), the following sub-rule shall be substituted, namely:- "(6) The fuel tank of agricultural tractors shall conform to AIS: 104-2008, as amended from time to time"; (iv) after sub-rule (12), the following sub-rule shall be inserted namely:- "(13) On and after 1st April, 2015, for agricultural tractors, the maximum design speed shall be in accordance with AIS- 116-2009."

15. In the said rules, in rule 125, after sub-rule (6), the following shall be inserted, namely:- "(7) Motor vehicles of category MI excluding transport vehicles and special purpose vehicles manufactured on and after 1st April, 2015, shall have a provision for installation of at least one category of child restraint system for all weight groups on at least one of the seating positions, as specified in AIS: 072-2009, as amended from time to time, till the corresponding Bureau of Standards specifications are notified under the Bureau of Indian Standards Act, 1986 (63 of 1986): Provided that the manufacturer or importer or dealer of the child restraint system shall provide the guidelines for fitment and use of such system to the buyer of such vehicles: Provided further that for such vehicles, vehicle manufacturer or importer or dealer of the motor vehicle shall provide the guidelines for recommended position in the vehicle"

16. In the said rules, in rule 138,- (A) in sub-rule (4), for clause (a), the following shall be substituted, namely:- "(a) in case of vehicles other than motorcycles, a spare wheel ready for use: Provided that in case of MI and NI categories of vehicles, use of temporary use spare wheel shall be permitted and the provision of ready to use spare wheel shall not be mandatory, if such vehicles are fitted with run flat tyres as standard." (B) after sub-rule (5), the following sub-rule shall be inserted, namely:- 8 THE GAZETTE OF INDIA : EXTRAORDINARY [PART 11—SEC. 3(i)] "(6) On and after 1st April 2016, the driver of motor vehicle of MI category, manufactured on and after 1st October 2014, excluding transport vehicles and special purpose vehicles shall ensure that a child, up to age of twelve years, carried in the vehicle is seated in an appropriate child restraint system conforming to AIS: 072-2009"

17. In the said rules, in Form 16, in Serial No.4, for the words "manufacturer or dealer" the words "manufacturer or dealer of automobiles or automobile ancillary or a test agency specified under rule 126 of the said rules" shall be substituted. [F. No. RT-11028/06/2011-MVL] SANJAY BANDOPADHYAYA, Jt. secy. Note: —The principal rules were published vide number G.S.R. 590 (E), dated the 2nd June, 1989 and last amended vide number G.S.R. 277(E), dated the 1 lth April, 2014. Printed by the Manager, Government of India Press, Ring Road, Mayapuri, New Delhi-110064 and Published by the Controller of Publications, Delhi-110054