

GOVERNMENT OF KERALA

Transport (B) Department

NOTIFICATION

GO(P)No. 27/2017/Trans. Dated, Thiruvananthapuram 15<sup>th</sup> November, 2017  
30<sup>th</sup> Thulam, 1193

S.R.O. No...../2017.- WHEREAS, the draft rules further to amend the Kerala Motor Vehicles Rules, 1989 were issued as required by sub-section (1) of section 212 of the Motor Vehicle Act, 1988(Central Act 59 of 1988) as per notification No. B2/106/2017/Trans. dated 30<sup>th</sup> August, 2017 and published in the Kerala Gazette Extraordinary No.1989 dated 16<sup>th</sup> September, 2017, inviting objections and suggestions from all persons likely to be affected thereby ;

AND WHEREAS, no objections and suggestions has been received on the said draft rules ;

NOW, THEREFORE, in exercise of the powers conferred by clause (k) of sub-section (2) of section 65 of the Motor Vehicles Act, 1988, (Central Act 59 of 1988) , the Government of Kerala hereby make the following rules further to amend Kerala Motor Vehicles Rules, 1989, namely ;

RULES

1. *Short title and commencement.* - (1) These rules may be called the Kerala Motor Vehicles (Third Amendment) Rules, 2017.

(2) (a) Sub-rule (a) of rule 2 shall come into force on the 1<sup>st</sup> day of April, 2018

(b) Sub-rule (b) of rule (2) shall come into force at once.

2. *Amendment of the Rules.* - In the Kerala Motor Vehicles Rules, 1989,-

(a) after rule 151, the following rule shall be inserted, namely :-

" 151 A. *Provision of Vehicle Location Tracking Device.* - (1). All public service vehicles, as defined under clause (35) of section 2 of the Act, shall be equipped with or fitted with vehicle location tracking device and one or more emergency buttons and all goods carriage vehicles shall be provided with location tracking device:



Provided that this rule shall not apply to the following category of vehicles, namely:-

- (i) two wheeler;
- (ii) E-rickshaw;
- (iii) three wheelers ; and
- (iv) any transport vehicle for which no permit is required under the Act.

(2). The specifications, testing and certification of vehicle location tracking device referred in sub-rule (1) shall be in accordance with AIS-140:2016, as amended from time to time, till such time the corresponding BIS specifications are notified under the Bureau of Indian Standards Act, 1986 (63 of 1986).

(3). The vehicle location tracking device referred to in sub-rule (1) shall be fitted by the manufacturer or their dealer or the respective operator, as the case may be, in accordance with AIS-140:2016, as amended from time to time, till such time the corresponding BIS specifications are notified under the Bureau of Indian Standards Act, 1986 (63 of 1986).”;

(b) in rule 153, after sub-rule (4), the following sub-rule shall be inserted, namely:-

“(5) shall display the name, age , address and contact numbers of the driver in white colour along with his photograph inside the vehicle at a prominent place”

By order of the Governor,  
**K R JYOTHILAL**  
Secretary to Government.



### **Explanatory Note**

(This does not form part of the notification, but is intended to indicate its general purport.)

As per G.S.R.1095(E) dated 28<sup>th</sup> November, 2016, a provision namely rule 125H, has been inserted in the Central Motor Vehicles Rules, 1989 for providing vehicle location tracking device or one or more emergency buttons in all public service vehicles as defined under clause (35) of section 2 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) except two wheelers, E-rickshaw, three wheelers and any transport vehicle for which no permit is required under the said Act.

In the report submitted by justice (Rtd) J.S.Varma Committee to improve safety of women, the Committee has made certain recommendations including fitment of tamper proof GPS Tracking System in Stage Carriages. The committee has also recommended to display the name, age and address and contact number of the drivers along with their photograph inside the vehicle at a prominent place.

Government have decided to amend the Kerala Motor Vehicles Rules, 1989 to incorporate the above provisions in the said Rules and accordingly issued preliminary notification as per B2/106/2017/Trans. dated 30<sup>th</sup> August, 2017 and published in the Kerala Gazette Extraordinary No.1989 dated 16<sup>th</sup> September, 2017, inviting objections or suggestions on the same. As no objection or suggestion has been received, Government have decided to issue final notification in this regard.

As the Central Motor Vehicles (Twentieth Amendment) Rules, 2016 issued as per G.S.R.1095(E) dated 28<sup>th</sup> November, 2016, shall come into force on the 1<sup>st</sup> day of April, 2018, sub-rule(a) of rule 2 of the Kerala Motor Vehicles (Third Amendment) Rules, 2017 shall also come into force on the 1<sup>st</sup> day of April, 2018 and sub-rule (b) shall come into force at once.

The notification is intended to achieve the above objects.