

(Bazette

Extraordinary Published by Authority

ASVINA 1]

MONDAY, SEPTEMBER 23, 2013

| SAKA 1935

PART I-Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL

TRANSPORT DEPARTMENT

NOTIFICATION

No. 3377-WT/1E-94/11.—11th September 2013.—Whereas, the State Government had decided to start new Motor Vehicles Offices in the sub-division of Baruipur and Diamond Harbour in South 24-Parganas district for facilitating works related to Motor Vehicles Section of the general people of that area *vide* Govt. Notification No. 881-WT/12E-29/12 dated 14. 03. 2013;

And whereas, ordinarily the jurisdiction of Registering Authority, Licensing Authority and Taxing Officer of those sub-divisional offices should be over the area of respective sub-divisions;

And whereas, it has been proposed by District Magistrate, South 24-Parganas to consider the inconvenience of the people of the areas of Canning and Kakdwip and to include those areas within the jurisdictions of Motor Vehicles Offices at Baruipur and Diamond Harbour for their proximity;

Now, the Governor is hereby pleased to order that for the purpose of easing Motor Vehicles related works in the interest of public service, the Motor Vehicles Offices at Baruipur & Diamond Harbour will have Jurisdiction over areas as mentioned herein below:

SL. No.	Motor Vehicles Offices	Jurisdiction			
1.	Baruipur	Areas under Baruipur Sub-division & Canning Sub-division			
2.	Diamond Harbour	Areas under Diamond Harbour Sub-division & Kakdwip Sub-division			

The powers of Registering Authority, Licensing Authority and Taxing Officer of these two Motor Vehicles Offices will be exercised accordingly.

This order will come into immediate effect and remain valid until further order.

By order of the Governor,

[ILLEGIBLE],

Jt. Secy.to the Govt. of West Bengal.

Government of West Bengal Transport Department 12, R. N. Mukherjee Road, Kolkata-700 001

No. 3464-WT/ 3M-69 / 2013

Date-17.09.2013

ORDER

In partial modification of this Department's order No.4310 -WT/ 3M-64 / 2012 dated 05.12.2012, the State Government under Transport Department has decided to delegate the power for cancellation of NOC to the concerned District Magistrate and Director, PVD, Kolkata. Accordingly, henceforth, the Schedule mentioned under SI. No. (d) of Terms & Conditions of this Department's order No.4310 -WT/ 3M-64 / 2012 dated 05.12.2012 would be read as follows:

	SI. No.	Period	Competent Authority	Amount of Fine	
	1	Within 6 months		₹1000.00	
	2	6 months to two years	District Magistrate for the District and	₹5000.00	
	3	More than two years	Director PVD for Kolkata	₹10000.00	

SdI-

Joint Secretary to the Government of West Bengal

No. 3464/1()-WT

Date-17.09.2013

Copy along with copy of order No. 4310 -WT/ 3M-64 / 2012 dated 05.12.2012 forwarded for information and necessary action to :-

- Director , Public Vehicles Department, Kolkata, 38, Beltala Road Kolkata-700020
- 2. District Magistrate and Chairman, Regional Transport Authority (all)....
- 3. Director General of Police, West Bengal
- 4. Commissioner of Police (all).__
- 5. Registering Authority (all).__
- Dr. Tapas Kumar Das, Technical Director, National Informatics Centre, Vidyut Bhavan', Ground Floor, DJ-Block, Section-II, Salt Lake, Kolkata-700 091, with request to upload and publish on department's website.
- 7. P.S. to M.I.C., Transport Department
- 8. Sr. P. A. to Pr. Secy., Transport Department

Joint-Secretary to the Govt. of West Bengal

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Kolkata



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ASVINA 29]

MONDAY, OCTOBER 21, 2013

[SAKA 1935

PART I-Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL TRANSPORT DEPARTMENT

No. 3561-WT/8S-56/2010.—24th September 2013.—Whereas, the fare rates to be charged by the metered taxis were last revised *vide* No. 3841-WT/3M-47/2008, dated 31-10-2012;

NOTIFICATION

And whereas, the metered taxis are required to be fitted with fare meters as per provisions of rule 262 of the West Bengal Motor Vehicles Rules, 1989;

And whereas, fare meters should display the exact fare as per the rates fixed in the aforesaid notification;

And whereas, the computerised fare meters should be fitted with thermal printers and the fare recorded so should be printed and the fare receipt should be handed over to the passenger;

And whereas, the Honourable High Court of Calcutta had issued direction on 02-09-2011 in W. P. No. 1520 of 2010 and G. A. No. 126 of 2011 to the effect that, all metered taxis should be fitted with computerised meter with thermal printer facility;

And whereas, the taxi meters are required to be calibrated in order to show the current and actual fare;

And whereas, numerous public complaints on the issue of taxi meters have been received by the Transport Department;

And whereas, Director, PVD, Kolkata has also sought for recalibration of taxi meters consequent upon revision of fares and waiting charges;

Now, therefore, the Governor has been pleased to direct that all such metered taxis plying in the KMA shall undertake the process of calibration so that the actual fare is computed, displayed and printed receipts are handed over to the passenger positively. The concerned Registering Authorities / Regional Transport Authorities are hereby directed to take necessary steps to start the process of calibration of taxi meters, testing and certification of the same thereof, immediately, in respect of all metered taxis registered at their offices.

This process shall be completed within three months from the date of issue of this notification. No. Certificate of Fitness to any metered taxi shall be issued without such calibration.

By order of the Governor,

[ILLEGIBLE],

Jt. Secy. to the Govt. of West Bengal.

Kolkata



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KARTIKA 2]

THURSDAY, OCTOBER 24, 2013

[SAKA 1935

PART I-Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury etc.

Government of West Bengal Transport Department

Paribahan Bhaban 12, R. N. Mukherjee Road, Kolkata - 700 001

No. 3823-WT/8S-14/2001(Pt.)

Dated: 24.10.2013

NOTIFICATION

The Governor is hereby pleased to make the following corrigendum to the notifications published earlier in the Kolkata Gazette:

- A. In the Notification number 648-WT/8S-14/2001 (Pt.) dated 07.02.2002, published in Kolkata Gazette on 14th February 2002, the words, numerals and signs printed as "729-WT/3T-263/95 dated 18.1.96" shall be read as "729-WT/3M-203/95 dated 18.01.96", AND,
- B. In Para 4 of the Notification number 3219-WT/8S-14/2001(Pt.) dated 29/08/2013, published in Kolkata Gazette on 4th September, 2013, the words, numerals and signs printed as "729-WT/3M-203/95 dated 13.01.1996" shall be read as "729-WT/3M-203/95 dated 18.01.96".

By order of the Governor,

AVANINDRA SINGH

Government of West Bengal Transport Department Paribahan Bhawan 12,R.N.Mukherjee Road, Kolkata-700001

No.3916-WT/3M-72/2013

Date: 31.10.2013

NOTIFICATION

In exercise of power conferred by section 3 of the West Bengal Right to Public Services Act,2013 the Governor is pleased to notify the following services along with the stipulated time limit for rendering the services, the Designated Officers responsible for providing the services, the Appellate Officers and the Reviewing Officers as follows:-

Sl. No.	Services ,	Stipulated time limit of providing the service	Sub Divisional M.V. Office			District H.Q.M.V. Office		
			Designated Officer	Appellate Officer	Reviewing Officer	Designated Officer	Appellate Officer	Reviewing Officer
1.	Registration of Vehicles	5 Working days	A.R.T.O.	S.D.O.	A.D.M.	A.R.T.O.	R.T.O.	A.D.M.
2:	Grant of Driving Licence	7 Working days, if passed in final test and biometry is done	A.R.T.O	S.D.O.	A.D.M.	A.R.T.O.	R.T.O.	A.D.M.
3.	Receipt of Tax	7 Working days	A.R.T.O	S.D.O.	A.D.M.	A.R.T.O.	R.T.O.	A.D.M.
4.	Issue of particulars of Vehicle Registration Certificate	5 Working days	A.R.T.O	S.D.O.	A.D.M.	A.R.T.O.	R.T.O.	A.D.M.
5.	Issue of Particulars Driving Licence	5 Working days	A.R.T.O	S.D.O.	A.D.M.	A.R.T.O.	R.T.O.	A.D.M.
6.	Issue of Certificate of Fitness for vehicles	5 Working days	A.R.T.O	S.D.O.	A.D.M.	A.R.T.O.	R.T.O.	A.D.M.

This notification shall come into effect on the date publication in the Official Gazette.

No.3916/1(1)-WT Date: 31.10.2013

Copy of the notification forwarded to the Superintendent, Bengal Government Press, 38, Gopalnagar Road, Kolkata-700027, with this request to publish this in Extra Ordinary Gazette and send 50(fifty) copies of the same to this Department for Official use.

Joint Secretary to the Government of West Bengal

Date: 31.10.2013

No.3916/2(7)-WT

Copy forwarded for information and necessary action to:

- 1. The Director, Public Vehicles Department, 38, Beltala Road, Kolkata-700020.
- 2. The District Magistrate (All).
- 3. The Regional Transport Officer (all).
- 4. The Additional Regional Transport Officer (all).
- 5. P.S. to the Hon'ble M.I.C., Transport Department, Government of West Bengal.
- 6. Sr. P.S.to the Principal Secretary, Transport Department, Government of West Bengal
- 7. Dr. Tapas Das, Technical Director, NIC, WBSC, with a request to upload this notification in the Transport Department's Website.

Government of West Bengal Transport Department Paribahan Bhaban 12, R N Mukherjee Road, Kolkata- 700 001

No.4111-WT/3M-88/2003

Date- 14.11.2013

NOTIFICATION

WHEREAS section 71(3)(a) of the Motor Vehicles Act, 1988 specifically mentions that "the State Government shall, if so directed by the Central Government having regard to the number of vehicles, road conditions and other relevant matters by notification in the Official Gazette, direct a State Transport Authority and a Regional Transport Authority to limit the number of stage carriages generally or of any specified type, as may be fixed and specified in the notification, operating on city routes in towns with a population of not less than five lakhs."

WHEREAS no other legal provision exists to impose any ceiling on "fleet strength" of any other kind of routes, except as mentioned herinabove;

WHEREAS there exists no legal provision to impose any ceiling, therefore, in any area in West Bengal on any route except in a town with a population of not less than five lakhs;

WHEREAS the Government of India has, from time to time, issued direction to the State Government [in terms of the aforesaid section 71(3)(a) above] asking the State Government to fix and specify and notify the fleet strength on the city routes in given towns accordingly;

WHEREAS the directions of the Government of India have occasionally mentioned the names of the Districts in general also, which are affected in the process, though, obviously, such mention of the names of the Districts have to be read in the context of section 71(3)(a) of the Motor Vehicles Act, 1988;

WHEREAS, there is no power of any authority at the Central or State or Regional level to impose any ceiling on the strength of any route other than city routes in towns with a population of not less than five lakhs;

WHEREAS, the position above has been upheld by the Hon'ble High Court in a number of cases;

Now, therefore, it is accordingly decided after obtaining a further legal opinion, that the Regional Transport Authorities and/ or the District Magistrates will not be required to refer the issues of fixation of route strength to the State Government in case of any route other than "city routes in towns with a population of not less than five lakhs".

contd....p-2

It is clarified that if there exists any Notification in the State or District level fixing ceiling on the number of stage carriages on any route in the State except in the city routes in towns

with a population of not less than five lakhs, then the aforesaid fixation on the fleet strength of such routes henceforth will stand cancelled and superseded by this Notification.

This will take immediate effect.

By order of the Governor

LAS

(Avanindra Singh,IAS) Joint Secretary to the Government of West Bengal

No. 4111 /1 (1)- WT

Date-14.11.2013

Copy with the copy of above Notification is forwarded to the Superintendent, West Bengal Government Press, Rajbhavan Branch, Kolkata- 700 001 with the request to arrange to publish this in the Official Gazette and kindly send 50 (fifty) copies of the same to the Transport Department for official use.

Joint Secretary to the Government of West Bengal

No. 4111/2 (42)- WT

Date14.11.2013

Copy forwarded for information and necessary action to:

- 1. Director, PVD, Kolkata
- 2. District Magistrate..... (all)
- 3. Secretary, STA, West Bengal
- 4. Secretary, RTA,..... (all)
- 5. PS to MIC Transport Department, Government of West Bengal
- Shri T.K.Das, Director(Tech), NIC, Bidyut Bhaban, Salt Lake, Kolkata-91 with a request to upload on departmental website.
- 7. Guard file

Joint Secretary

to the Government of West Bengal

Kolkata



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AGRAHAYANA 11]

MONDAY, DECEMBER 2, 2013

[SAKA 1935

PART I-Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury etc.

Government of West Bengal Transport Department

Paribahan Bhaban 12, R. N. Mukherjee Road, Kolkata - 700 001

No. 4314-WT/3M-51/2010

Date- 29/11/2013

NOTIFICATION

Whereas, the Governor had sanctioned and approved the opening of a new office / unit of PVD, Kolkata, at the Salt Lake Depot of Calcutta State Transport Corporation, beside Wipro office at Nabadiganta Industrial Township, vide notification no 2757-WT/3M-51/2010 dated 23/07/2013; and,

Whereas, jurisdiction of the new PVD unit / office at Salt Lake, was notified vide no 2871-WT/3M-51/2010 dated 29/07/2013; and,

Whereas, Director, PVD, Kolkata, has informed that the office is now ready for providing public services;

Now, therefore, in continuation of notification no 2757-WT/3M-51/2010 dated 23/07/2013, the Governor is pleased to direct that the said unit /office will start functioning on and from 03/12/2013.

By order of the Governor,

AVANINDRA SINGH

Government of West Bengal Transport Department Paribahan Bhaban

12, R. N. Mukherjee Road, Kolkata - 700 001

No. 4711-WT/3M-51/2010

Dated: 30.12.2013

NOTIFICATION

The Governor is hereby pleased to make the following addendum to the notification no 2871-WT/3M-51/2010 dated 29/07/2013 published earlier in the Kolkata Gazette:

In serial no 57, add ", 700102" after "700098"

This will come into effect from the date of publication of this notification in the Kolkata Gazette.

By order of the Governor

Dated: 30.12.2013

(AVNINDRA SINGH)

Joint Secretary
to the Government of West Bengal

No. 4711/1(1)-WT/3M-51/2010

Copy of the notification forwarded to the Superintendent, Bengal Government Press, 38, Gopalnagar Road, Kolkata – 700027, with this request to publish this in Extra Ordinary Gazette and send 50 (fifty) copies of the same to this Department for official use.

Dated: 30.12.2013

Copy forwarded for information and necessary action to:

- 1. The Director, Public Vehicles Department, 38, Beltala Road, Kolkata-700 020,
- 2. The District Magistrate & Chairman, RTA, (All),
- 3. The Regional Transport Officer (All),
- 4. The Secretary, State Transport Authority, West Bengal,
- 5. P. S. to the Hon'ble MIC, Transport Department, Government of West Bengal,
- 6. Sr. Personal Secretary to the Principal Secretary, Transport Department, Government of West Bengal,
- 7. Dr. Tapas Das, Technical Director, NIC, WBSC, with a request to upload this notification in the Transport Department's website.

Government of West Bengal Transport Department Paribahan Bhawan

12, R.N. Mukherjee Road, Kolkata- 700 001

No. 4713-WT/3M-88/2003

Date-30/12/2013

To, The District Magistrate, & Chairman, RTA, North 24 Parganas.

Sub:

Regarding requirement of notification for formulation of routes in KMA.

Ref:

Your letter nos. 894/Con(G) dated 24/10/2013, T-16014 /5/2013-MV/91547

Dated 12/11/2013 & T-12011/5/2013-MV/93568 dated 12/12/2013.

Sir,

This has reference to your letters mentioned above, whereby you have sought enhancement of fleet strength in the route DN-44 while expressing your inability to issue new auto rickshaw and maxi-cab permits in KMA due to restrictions under notification no. 3438-WT/3M-139/2004 dated 02/08/2004.

In this context, I would like to invite your attention to the scope and ambit of section 71(3)(a) of the Motor Vehicles Act, 1988, whereby it has been stipulated that the State Government shall limit number of stage carriages generally or of any specified type operating on "City Routes" in towns having population not less than 5 lakhs. Thus according to the statutory provisions, such limitation does not apply to any other routes.

Further, your attention is also invited to the recent notification no 4111-WT/3M-88/2003 dated 14/11/2013 (copy enclosed), whereby the issue has been dealt with adequately and the stumbling blocks, if any, were removed to an extent.

Therefore, you are requested to dispose the applications in accordance with the above notification. However, the restrictions related to auto rickshaws in KMA shall remain operative until further orders.

You may, however, send specific proposals, including copies of the relevant resolution of the RTA, for issue of notification with regard to the formulation of new "City Routes", if any, and/or enhancement of fleet strength of existing "City Routes" within the scope and ambit of

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section 71(3)(a) ibid having regard to the number of vehicles, road conditions and other relevant matters without disrupting the existing routes, so notified, unduly. The cases of variation / extension or curtailment of existing routes are to be dealt with by the concerned RTA only in terms of section 72(2)(xxii) and section 80(3) of the Motor Vehicles Act, 1988.

Yours faithfully,

50/-

Joint Secretary to the Government of West Bengal & Secretary, STA, West Bengal

No. 4713/1(4)-WT/3M-88/2003

Date-30/12/2013

Copy forwarded for information to the:

- 4. Director, Public Vehicles Department, & Chairman, RTA, Kolkata;
- 2. District Magistrate & Chairman, RTA, South 24 Parganas;
- 3. District Magistrate & Chairman, RTA, Howrah;
- 4. District Magistrate & Chairman, RTA, Hooghly.

They are requested to deal with similar kinds of applications in accordance with above clarifications.

Joint Secretary to the Government of West Bengal & Secretary, STA, West Bengal

No. 4713/2(2)-WT/3M-88/2003

Date-30/12/2013

Copy forwarded for kind information to:

- 1. P. S. to Honourable M.I.C. (Transport & Sports), Government of West Bengal;
- 2. Sr P. A. to Principal Secretary, Government of West Bengal, Transport Department.

Joint Secretary to the Government of West Bengal & Secretary, STA, West Bengal