

GOVERNMENT OF PUNJAB
DEPARTMENT OF TRANSPORT
(TRANSPORT-II BRANCH)

NOTIFICATION

The 21 August,2012

No.4/111/07-2T2/1394 . In supersession of Government notification No. 4/111/07-2T2/380 dated 21 January, 2011 and No. 4/111/07-2T2/477 dated 29th January, 2011, the Governor of Punjab is pleased to specify/notify under Rule 118 of Central Motor Vehicles Rules, 1989 regarding fitment of speed governors (speed controlling device) conforming to the standard AIS:018, as amended from time to time in respect of following vehicles:

1. No medium/heavy goods or passengers motor vehicles shall be registered by the transport authority concerned unless the same are fitted with the speed governors (speed controlling device) that comply with the requirement of rule 118 of Central Motor Vehicles Rules, 1989, and restrict the maximum speed of such vehicles to the maximum specified for the same by the State Government from time to time.
2. The medium/heavy goods or passenger motor vehicles which are already registered shall be fitted with speed governors (speed controlling device) that comply with the requirement of rule 118 of Central Motor Vehicles Rules, 1989, and restrict the maximum speed of such vehicles to the maximum specified for the same by the State Government from time to time.
3. The type approval certificates conforming to AIS:018 standard shall be obtained by manufacturer of the speed Governor(speed controlling device) from any one of the Authorized Testing Agency specified under Rule 126 of the Central Motor Vehicle Rules,1989 for a particular type of speed control device tested on particulars model and make on which the device is tested and also indicated in the test report issued by the Authorized testing Agency under Rule 126 of the Central Motor Vehicle Rules,1989. For any variant of a particular make, separate certification is required from Authorized Testing Agency. Similarly for any variant of above said device the certification of authorized testing agency shall also be obtained.
4. The manufacturer of the transport vehicles shall ensure that each model/variant of their make be certified for installation of available make of speed control device before the same is produced to the State Transport Commissioner, Punjab or its type approval. The State Transport Commissioner, Punjab may refuse in writing the type approval of the model/variant in the absence of the same.
5. The manufacturer/dealer of speed governor while fitting this device in the Transport vehicle shall emboss/engrave the registration mark of the vehicle on the speed governor so that the same could not be used for another transport vehicle.

6. If it appears at any time that either the vehicle manufacturer or the speed control device manufacturer are not willing to get certified their vehicle or speed control device on particular make of the vehicle or device, the State Transport Commissioner, Punjab shall stop the registration of that make of vehicle or may ban the manufacturer of the device as the case may be.
7. The speed governor shall be fitted out of the makes as approved by the Transport Department, Punjab on the basis of the type approval certificate issued by testing agencies authorized by Government of India under the proviso to rule 126 of the Central Motor Vehicles, 1989.
8. The manufacturer while submitting the application for approval by the Transport Department, Punjab shall attached certificate of compliance with a AIS:018 and AIS:037 from any of the authorized testing agency registered under the rule 126 of the Central Motor Vehicles Rules, 1989. The manufacturer shall also attach the documents regarding sale tax, VAT number, hologram, dealer network and service net work in the State of Punjab. The manufacturer/authorized dealer shall submit one sample of speed governor along with application for verification. The departmental approval granted to speed governor will be till validity of AIS:018 and AIS:037.
9. In order to ensure supply of quality product, after sale service and the issues like tempering, non supply of suitable spare, not having warranty, improper or non maintenance and absence of MIS data/reports the speed governor manufacturer shall submit the performance agreement along with bank guarantee worth Rs. One Crore in the name of Punjab State Transport Society, payable at Chandigarh.
10. On the receipt of information, performance agreement and bank guarantee stated in para 7 and 8 above the approval shall be issued by the State Transport Commissioner, Punjab.
11. The minimum warranty period of speed governor shall be twelve months from the date of sale and manufacturer would ensure availability of speed governor/spare part thereof. The manufacturer/authorized dealer would issue installation certificate with company hologram and would submit monthly reports before 10th of every month or whenever required to the concerned District Transport Officer where vehicle is registered.
12. After the fitment of particular make/model/variant of speed governor in particular make /model/variant of vehicle duly approved by testing agency the Board of Inspection shall seal all the sealing points of speed Governor, as stated in type approval certificate of that device, with the **lead seal** and shall issue a certificate in a prescribed format duly approved by State Transport Commissioner, Punjab. The validity of that particular certificate shall be for one year.
13. In case of any repair work necessitating fiddling with various connections of the speed control device, which leads to tampering of official seal, the same should be carried out with the prior written permission of the concerned Motor Vehicles Inspector. After carrying the desired repair work the speed governor (speed controlling device) shall again be fitted by

owner of such a transport vehicle in such a manner that speed governor (speed controlling device) (conforming to standard AIS:018, and amended from time to time) shall be again sealed by the official seal of the concerned Board of Inspection in such a way that it can not be removed or tampered with without the seal being broken. The fresh certificate shall also be issued by Board of Inspection having validity of one year and the earlier certificate shall be retained by the Board of Inspection.

14. The owner/driver of the transport vehicle shall not temper with the official seal of the Transport Department without permission from concerned Motor Vehicles Inspector. The record of each repair work shall be maintained for each vehicle separately and shall be produced before the authorities on demand.
15. Motor Vehicle Inspector shall maintain records of vehicles, certificates, sealing etc. for each vehicle and shall send monthly report to the State Transport Commissioner.
16. The driver and owner of the vehicle shall ensure that the repair and maintenance work of the Speed Governor (speed control device) shall be carried out at the authorized work shop of the device manufacturer and by trained personnel.
17. The owner/driver of the transport vehicle while driving in public place shall ensure that the required number of seal in his vehicle are intact. If it was found by the enforcement agency at any time that any seal of the speed governor has been tampered with, thus the entire responsibility will lie on the driver and he shall be prosecuted under Section 184 of Motor Vehicles Act, 1988. Simultaneously, the enforcement agencies shall report the matter to Secretary, Regional Transport Authority concerned and Secretary, Regional Transport Authority shall initiate the proceedings of cancellation or suspension of the permit of the vehicle as per the gravity of the act and previous record and shall ensure that the notified vehicle shall be checked regularly on top priority to ensure road safety.
18. Notwithstanding anything contained in this notification, the enforcement agencies who has reason to believe that despite the seal of the speed governor found intact, the vehicle is plying highest speed than the prescribed speed or by virtue of any device prescribed by the manufacturer of the speed governor, it appear that despite the seal of the device being intact the speed governor is not responding to the said speed limit, the enforcement agency may in writing direct the driver or any person incharge of the vehicle including owner to submit the vehicle for conducting the test/ inspection to concerned Motor Vehicles Inspector to measure the speed limit.
19. If at any time it is established by the enforcement agencies that despite the seals of the device being intact some technical arrangements has been made by the driver or by the permit holder or by both to make the speed governor in effective then such vehicle shall be considered by violation of the spirit of this notification and the driver or the permit holder or both shall be prosecuted under Section 184 of Motor Vehicles Act, 1988.

20. Where official permission from concerned Motor Vehicles Inspector has been obtained to carry out repair work, the driver and the owner shall ensure that no passenger shall be carried on the vehicle till official seal is again applied. During the intervening time the driver shall display a board on front and rear side of vehicle indicating in red colour that the vehicle is without speed governor.
21. The driver and the owner of the transport vehicle shall ensure that the following script shall be painted on the bottom of the left wind screen or on the bottom of the left side of the wind screen in white colour with letters of 3 centimeters height and appropriate thickness
“SPEED GOVERNOR CONFORMING TO AIS: 018 STANDARD IS INSTALLED”.
22. The requirement of fitment of speed governor would not be applicable to vehicle of these special nature of duty i.e. fire brigade and ambulance.
23. If in pursuance of Hon’ble Punjab and Haryana High Court and Supreme Court order any diesel powered transport vehicle of any manufacturer is required to be converted into CNG, such manufactures will be required to immediately get certification for speed governors on such converted transport vehicles.

Dated:17/08/2012

Mandeep Singh, IAS
Secretary to Government of Punjab,
Department of Transport.