

**OFFICE OF THE TRANSPORT COMMISSIONER –CUM- CHAIRMAN,
STATE TRANSPORT AUTHORITY, ODISHA, CUTTACK.**

No. 11084 /TC

dated 19-07-16

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ATTENTION: SPEED GOVERNOR (SPEED LIMITING DEVICE) MANUFACTURERS.

As decided by MORTH, Government of India, Speed Governor (speed limiting device) verified and certified by Testing Agencies namely (1) Automotive Research Association of India (ARAI), (2) Central Institute of Road Technology (CIRT), (3) International Center for Automotive Technology (ICAT) and (4) Vehicle Research and Development Establishment (VRDE) and fulfilling other requirements shall be fitted in different types of transport vehicles on or before 31.07.2016. The Speed Governor (speed limiting device) manufacturers complying to required norms, details can be viewed from website:- www.orissatransport.nic.in may furnish their application with supported documents and dealer / service network in Odisha to the undersigned immediately.

Transport Commissioner
Odisha

No. RT-11017/13/2005-MVL
Government of India
Ministry of Road Transport & Highways

Transport Bhawan, 1, Parliament Street,
New Delhi -110001.

Dated 16 June, 2016.

To

- 1) ~~The Principal Secretaries (Transport)/The Secretaries (Transport)/The Transport Commissioners of all the States/UT Administrations except Govt. of Tamil Nadu and Gujarat.~~
- 2) The Secretary (Home/Transport), Government of Tamil Nadu and Gujarat.

Subject: Procedure and guidelines to be followed for fitment of speed limiting devices

Sir/Madam,

Please refer to the notification G.S.R 290(E) dated 15th April, 2015 wherein Speed Limiting Device or Speed Limiting Functions are mandated to be fitted in certain categories of transport vehicles. Subsequent notifications vide S.O 2687(E) dated 01st October, 2015 and S.O 1472 (E) dated 22nd April 2016 may also be referred to. It has come to the notice of this Ministry that there are difficulties in implementing fitment of Speed Governors.

2. In view of above, the following procedures and guidelines for the fitment of Speed Limiting device (SLD) may be adhered to:-

(i) The Speed Limiting Device (SLD) shall be type approved by any of the following test agencies authorised under Rule 126 of CMVR, namely:-

1. Automotive Research Association of India (ARAI)
2. Central Institute of Road Technology (CIRT)
3. International Centre for Automotive Technology (ICAT)
4. Vehicle Research & Development Establishment (VRDE)

for compliance to AIS-018 along with,

- (a) Valid Type Approval Certificate or COP as prescribed in AIS-037/2004, as amended from time to time.
- (b) Performance test report on different vehicle models and their variants approved as per AIS-018/2001 as amended from time to time.


(ii) Speed Limiting Device (SLD) shall conform to Electromagnetic Compatibility (EMC) requirements as per AIS-004 (Part 3)/ 1999 as amended from time to time.

(iii) Every Speed Limiting Device (SLD) component(s) to be fitted shall be verified for the markings (may be in the shape of sticker having barcode) containing following information-

- (a) The trademark/ manufacturer emblem.
- (b) The serial number assigned by the manufacturer.

- (c) Reference Alphanumeric number of the type approval shall be indicated by a mark having six characters allotted by the test agency as per AIS-037/2004 as amended from time to time
- (iv) Type approval and Serial number of the Speed Limiting device shall be integrated with the VAHAN database for Audit/ Surveillance purposes, as and when NIC incorporates such a facility in Vahan data base, so that it can be verified by Transport authority.
- (v) A sticker of standardized size of 100mmX60mm has to be fixed on the left upper side of front windscreen from inside indicating the set speed limit in a circle of 55mm and the balance space to be used for the information as mentioned in (iii) above. Destructible sticker containing the information of marking as mentioned in (iii) above shall be fixed on the windscreen for quick audit purposes without reference to RC book.
- (vi) Speed Limiting Device has to be sealed at the appropriate points by the manufacturer(s) or their authorised dealer(s), any tampering of the speed governor, for which the responsibility will be with the vehicle owner. The Enforcement Authority may take appropriate action, in case of such instances.
- (vii) Individual State(s) shall take steps to ensure implementation of Speed Limiting Device (SLD) on vehicles. If required, State(s) may frame appropriate eligibility criteria for effective implementation.
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- (viii) Each Speed Limiting Device manufacturer will be required to maintain a Management Information System (MIS) to keep record of each Speed Limiting Device (SLD) installed on the vehicle for audit/quick retrieval at any time.
- (ix) The concerned State(s) Authority shall ensure proper installation of the Speed Limiting Device before granting fitness certificate to the vehicle owner. Any deviation(s) with respect to marking, sealing and performance etc., shall be intimated to Ministry of Road Transport & Highways (MoRTH) for appropriate action, including withdrawal of Type Approval Certificate (TAC) based on the received deviation(s)/ report(s).
- (x) Individual State(s) may incorporate /mandate any additional condition to ensure effective implementation of Speed Limiting Device (SLD) fitment including submission of periodic reports, process, audit etc.

3. The above has been approved by the Hon'ble Minister (RTH& S)


(Priyank Bharti)
Director (MVL)
011-23314316
E-mail: dirmvl-morth@gov.in



Government of Odisha
Commerce & Transport (Transport) Department

No. LC-TR-CASE-05/2016 5419 /T. Dated 18-07-2016.

Sri Manoj Kumar Mishra, IRTS,
 CRC & Special Secretary to Govt.

To

The Transport Commissioner,
 Odisha, Cuttack.

Sub:- Fitment of speed governors on different types of
 Transport vehicles in the State.

Sir,

Inviting reference to your D.O. No. 8053 dated 25.05.2016 on the subject noted above, I am directed to intimate that the State Government have been pleased to allow the operators to buy speed governors from the open market from the approved vendors having Type Approval Certificates from test Agencies duly authorized under rule-126 of CMV Rules, 1989 and conforming to the procedures and guidelines issued by Ministry of Road Transport & Highways, Government of India vide their letter No. RT-11017/13/2005-MVL dt. 16.06.2016(copy enclosed). At present, following Agencies have been authorized to approve the speed limiting device; namely:

1. Automative Reaserch Association of India(ARAI)
2. Cental Institute of Road Technology (CIRT)
3. International Center for Automative Technology(ICAT)
4. Vehicle Research & Development Establishment(VRDE),

You are requested to chalk out a strategy for implementation of Order dated 14.12.2015 of Hon'ble Supreme Court in W. P. (C) No.793/2015 (Surakshaya Foundation-Vrs-Union of India & Others) and file affidavit before Hon'ble Supreme Court in this regard on fitment of speed governors within the stipulated time.

You are further requested to instruct the fielded functionaries suitably to adhere to the standards and manner on fitment of the speed governors provided under rule-118 of C.M.V. Rules, 1989 as amended from time to time and instructions issued by Government of India in this regard.

Yours faithfully,

CRC & Special Secretary to Govt.

18/7/16

The Odisha Gazette

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No. 809, CUTTACK, THURSDAY, MAY 5, 2016/ BAISAKHA 15, 1938

COMMERCE & TRANSPORT (TRANSPORT) DEPARTMENT

NOTIFICATION

The 2nd May, 2016

No.3002-LC-TR-Case-05/2016/T.— In exercise of the powers conferred under sub-rule (2) of rule 118 of the Central Motor Vehicles Rules, 1989 the Government of Odisha do hereby specify that the categories of transport vehicles mentioned in the table below registered prior to 1st October, 2015 and not fitted with speed Governors (speed limiting device or speed limiting function) shall be equipped or fitted with a speed governor (speed limiting device or speed limiting function) verified and certified by a Testing Agency specified in rule 126 of the said rules to have maximum rated speed of not more than 80 K.Ms. per hour or maximum pre-set speed of 60 kilometers per hour as the case may be, on or before 31st July, 2016 by the operators of those vehicles conforming to the Standard AIS 018/2001, as amended from time to time, namely:—

Sl. No. (1)	Type of vehicles (2)	Maximum speed limit (3)
1.	Stage Carriages with seating capacity exceeding 8 passengers in addition to driver seat and exceeding 3500 KGs Gross Vehicle Weight.	Not more than 80 kilometer per hour.
2.	Contract Carriages of M2 category (used for carriage of passengers, comprising nine or more seats in addition to Driver's seat and having Gross Vehicle Weight. not exceeding five tones) and M3 category (used for carriage of passengers comprising, nine or more seats in addition Driver's seat and having Gross Vehicle Weight. exceeding five tons).	

(1)	(2)	(3)
3.	Maxi cabs with seating capacity exceeding 8 passengers in addition to driver and exceeding 3500 Kgs of Gross Vehicle Weight..	Not more than 80 kilometer per hour.
4.	Private Service Vehicles (Transport)	
5.	Omni Buses (Transport) adapted to carry more than eight persons excluding driver and exceeding 3500 Kgs Gross Vehicle Weight.	
6.	Tourist Vehicles covered with permits issued under sub-section (9) of Section 88 of the Motor Vehicles Act, 1988 (All India Tourist Operator Buses and Maxi Cabs exceeding seating capacity 8+1 and exceeding 3500 Kgs Gross Vehicle Weight.).	
7.	Goods carriages exceeding 3500 Kgs Gross Vehicle Weight.	
8.	Dumpers	
9.	Tankers	
10.	School Buses	
11.	Transport Vehicles carrying hazardous goods.	

Note— The guidelines detailing the manner and process to be followed for fitment of speed Governors in the vehicles by the operators shall be issued by the Transport Commissioner, Odisha before 31st May, 2016.

By Order of the Governor

MANOJ KUMAR MISHRA
CRC & Special Secretary to Government

OFFICE OF THE TRANSPORT COMMISSIONER -CUM- CHAIRMAN,
STATE TRANSPORT AUTHORITY, ORISSA, CUTTACK.

No. 7880/TC

dated 23-05-16

To

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All Regional Transport Officers.

Sub: Fixation of Speed Governor in motor vehicles.

Sir,

In inviting reference on the subject mentioned above, I am to say that in exercise of powers conferred under rule 118 (2) of C.M.V. Rules, 1989, the Government in Commerce and Transport (Transport) Department has issued notification no. 3002 dated 02.05.2016 (copy enclosed) in which it has been specified that Speed Governors shall be fitted in different category of transport vehicles registered prior to 01.10.2015.

Following guidelines/process shall be followed for fitment of speed governors.

(1) The maximum speed of such vehicles shall be fixed at 80 or 60 km / hr, in terms of above notification dated 02.05.2016.

(2) The permit granting authority while granting/renewing the permit shall ensure that 'speed governor' is fitted and fixed in each of the aforesaid class of vehicles. Self-declaration to that effect shall be filed by the owner of vehicle at the time of making application for grant/renewal of permit.

(3) After fitment of speed governor and inspection thereof, 'official seal' of the concerned Registering Authority shall be affixed on "speed governor" in such a manner that the seal cannot be removed or tampered, without the seal being broken.

(4) All the transport vehicles specified in the notification dated 02.05.2016, which are already registered prior to 01.10.2015 shall be fitted with speed governors on or before 31.07.2016.

(5) The speed governor so fitted shall be functionally capable of limiting the speed of the vehicle to the maximum speed as specified in the

notification dated 02.05.2016 or as may be amended by the Government from time to time.

(6) The manufacturer of the speed governor must have a Type Approval Certificate in respect of the speed governor to be fitted in motor vehicles from any of the testing agencies referred to in Rule 126 of the Central Motor Vehicles Rules, 1989 conforming to AIS:018/2001, as amended from time to time. A list containing short listed Original Equipment Manufacturers (OEM) manufacturing speed governors/speed limiting device is being sent separately. Speed Governors/Speed limiting device manufactured by short listed OEMs shall only be fitted in different class of transport vehicles.

(7) The Registering Authority (hereinafter referred to as the RTO) concerned or any officer authorised by the RTO shall seal the points with the official seal after satisfying himself that the speed governor so fitted is capable of limiting the speed of the vehicle as specified by the Government vide notification dated 02.05.2016 and record it in the Certificate of Registration.

(8) No transport vehicle, as specified in Transport Depart notification dated 02.05.2016, shall be used in any public place without fitment of speed governor bearing official seal of the Registering Authority. Fitness Certificate to those transport vehicles shall not be issued / renewed without fitment of speed governors.

(9) No person shall open, temper or otherwise interfere with the official seal affixed on a speed governor.

(10) In case, the official seal is broken, damaged or opened due to any reason whatsoever, the vehicle shall not be used in any public place unless a new official seal is affixed by the RTO concerned.

(11) The owner of the vehicle shall provide an inspection window on the floor of the vehicle just above the gear box or otherwise, where sensor of the speed governor is connected to the gear box for applying the official seal or for inspection of the same.

(12) Any officer of the Transport Department not below the rank of Traffic Sub-Inspector and Junior Motor Vehicle Inspector may stop a vehicle for such reasonable time, as is necessary to satisfy himself that the official seal is intact and the speed governor is capable of limiting the speed as specified for such vehicle.

(13) It shall be the duty of the owner of the vehicle to train or educate the driver of the vehicle about the necessity and importance of the speed governor and the official seal affixed therein.

(14) Every vehicle required to be fitted with a speed governor shall display stickers "SPEED GOVERNOR INSTALLED" legibly written to both Odia and English at the bottom of both front and rear wind screen. The letters shall be written in white colour on blue background and shall be of 15 cms height with appropriate thickness.

(15) If at any time, it is observed by the owner/driver that the speed governor is not functioning properly or by any means it is observed that the speed of the vehicle does not limit to the prescribed speed, the owner / driver shall ply the vehicles, only after necessary rectification. In such an event, it shall be necessary to obtain fresh official seal of the concerned RTO or any officer authorised by him.

(16) The vehicle found plying without fitment of Speed Governor shall be liable to pay penalty under Section 177 of Motor Vehicles Act, 1988.

It is therefore, instructed that the above procedure shall be followed regarding fitment of speed governors on different class of transport vehicles as specified in Transport Department notification dated 02.05.2016 so as to prevent accident to ensure road safety. The Registering Authority/MVI/Addl. RTO/Jr. MVI shall be personally held responsible for non-fitment of speed governors in transport vehicles which are registered prior to 01.10.2015. Stringent enforcement shall be made by all officers to ensure fitment of speed governors on transport vehicles as per notification dated 02.05.2016.

Apart from above, monthly report shall be furnished in the proforma given below every month from August, 2016 onwards by the Regional Transport Officer

to the concerned Deputy Commissioner Transport by 5th of succeeding month. The Deputy Commissioner Transport in turn furnish consolidated monthly report to the Addl. Commissioner Transport (Tech.) for perusal of undersigned by 10th of the month.

Sl. No.	Total number of transport vehicles in which speed governors fitted.	Total number of vehicles detected plying without fitment of speed governor.	Amount of fine collected.	Remarks

Yours faithfully


Transport Commissioner
Odisha

Memo No. 7881

dated 23-05-16

Copy forwarded to the Principal Secretary to Government, Commerce and Transport Department, Odisha, Bhubaneswar for information.


Transport Commissioner
Odisha.

Memo No. 7882

dated 23-05-16

Copy forwarded to all Officers at Head Quarters / All D.C.Ts. for information and necessary action.

Copy to Computer Cell/ Asst. Director (T.S.) to host in the website.

Copy to Guard file.


Transport Commissioner
Odisha.

**OFFICE OF THE TRANSPORT COMMISSIONER -CUM- CHAIRMAN,
STATE TRANSPORT AUTHORITY, ODISHA, CUTTACK.**

No. 10983/TC

dated 18-07-16

**NOTICE TO OWNER OF TRANSPORT VEHICLES REGISTERED
PRIOR TO 01.10.2015.**

SUB:- COMPULSORY FITMENT OF SPEED GOVERNORS.

In exercise of the powers conferred under sub rule (2) of rule 118 of the Central Motor Vehicles Rules, 1989, the Government of Odisha has issued notification published in the Extraordinary issue No.809 of Odisha Gazette dated 05.05.2016 specifying type of transport vehicles as mentioned below which are registered prior to 1st October, 2015 and not fitted with Speed Governors (speed limiting device or speed limiting function) shall be equipped or fitted with a Speed Governor (speed limiting device or speed limiting function) verified and certified by a Testing Agencies namely (1) Automotive Research Association of India (ARAI), (2) Central Institute of Road Technology (CIRT), (3) International Center for Automotive Technology (ICAT) and (4) Vehicle Research and Development Establishment (VRDE) on or before 31.07.2016 conforming to the Standard AIS:018/2001 along with AIS-037/2004, AIS-004 (Part-3)/1999, as amended from time to time.

Sl. No.	Type of vehicles	Maximum speed limit
1.	Stage Carriages with seating capacity exceeding 8 passengers in addition to driver seat and exceeding 3500 kgs GVW	Not more than 80 kilometer per hour
2.	Contract Carriages of M2 category (used for carriage of passengers, comprising nine or more seats in addition to Driver's seat and having GVW not exceeding five tonnes) and M3 category (used for carriage of passengers comprising, nine or more seats in addition to Driver's seat and having GVW exceeding five tonnes).	
3.	Maxi cabs with seating capacity exceeding 8 passengers in addition to driver seat and exceeding 3500 kgs of GVW.	
4.	Private Service Vehicles (Transport)	
5.	Omni Buses (Transport) adapted to carry more than eight persons excluding driver and exceeding 3500 kgs GVW.	
6.	Tourist Vehicles covered with permits issued under sub-section (9) of Section 88 of the Motor Vehicles Act, 1988 (AITOBs and Maxi Cabs exceeding seating capacity 8+1 and exceeding 3500 kgs GVW)	
7.	Goods carriages exceeding 3500 kgs GVW	Pre-set speed of 60 kilometer per hour or any other lower speed to be specified.
8.	Dumpers	
9.	Tankers	
10.	School Buses	
11.	Transport Vehicles carrying hazardous goods	

The vehicles plying without Speed Governors after 31.07.2016 shall be liable to pay fine under the provisions of M.V. Act, 1988. Details can be viewed from website www.orissatransport.nic.in.

Transport Commissioner
Odisha