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GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
TRANSPORT DEPARTMENT
AUTO RICKSHAW UNIT
BURARI, DELHI - 110084

No.: DC(ARU)/Tpt/55/2011-12/ 1176 - 1184

Dated: 24/8/12

CIRCULAR

In pursuance of Hon'ble Supreme Court in WP(c)No.13029 of 1985 in M. C. Mehta v/s UOI & Others order dated 28th July 1998, The Council of Ministers, GNCTD vide cabinet decision No. 1099 dated 17.07.2006 approved a replacement scheme of TSR to switch-over from two stroke to four stroke engine TSR as a measure to control vehicular pollution. The scheme was further modified vide circular No. 20/466/Tpt/Ops/P-II/2008/289-295 dated 14.08.2008. Now, the scenario has changed and CNG propelled, BHARAT STAGE- III TSR models approved by the department are allowed to ply in Delhi.

In view of above, in supersession of earlier guidelines and circular No. 20/466/Tpt/Ops/P-II/2008/289-295 dated 14.08.2008 in this regard, replacement of TSR under Section-83 Of The MV Act-1988 is allowed subject to following:-

1. In case the permit holder desires to sale his existing TSR before expiry of its life i.e. 15 years then he shall obtain NOC from the registering authority. The registering authority will de-register the TSR with effect from date of issue of NOC. The permit holder shall submit documents to prove that vehicle has been registered in the name of buyer in other state within 30 days and he/she shall purchase a new TSR for obtaining a fresh permit in lieu of old permit.
2. In case of TSR being replaced after completion of its full life i.e. 15 years or vehicle not in roadworthy conditions prior to completion of its prescribed life, the permit holder shall get his/her TSR scrapped from Govt. authorized scrapper. Such permit holder shall furnish a certificate from concerned Govt. authorised scrapper and he shall produce a new TSR within 30 days to obtain a new permit in lieu of old permit.

Contd. 2

3. The permit holder shall be eligible for replacement, if he possess the existing permit continuously at least for two years on the date of issue of this circular except those cases of transfer in case of death of permit holder in the name of his/her legal heir or if the vehicles life exceeds 15 years.
4. The new TSR replaced under section 83 of the MV Act.-1988 shall not be transferable for 5 years except in case of death as prescribed in Section 82 of the MV Act-1988 and Rules framed there-under.
5. The terms & conditions and permit conditions on replaced vehicle (Auto Rickshaw/TSRs) would be same as applicable on new permit for fresh Auto Rickshaws (TSR), published vide Public Notice no DC(ARU)/TPT/2011-12/1148 Dated 8-08-2012.

This has the approval of Competent Authority.

[Signature]

(J.P.SHARMA)

Deputy Commissioner (AR-Policy)

No.: DC(ARU)/Tpt/55/2011-12/ 1176-1184

Dated: 24-8-12

Copy for information & necessary action:-

1. The Secretary to Hon'ble MOT, GNCT Delhi, 6th Floor, I.P.Estate, Delhi Sectt. Delhi.
2. P.S. to Pr. Secretary-cum-Commissioner (Transport), Delhi
3. P.A. to Spl. Commissioner (Transport), Delhi
4. P.A. to Addl. Commissioner (ARU), Transport Department, Delhi
5. P.A. to Addl. Commissioner-cum-Secretary (STA), Transport Department, Delhi
6. Dy. Commissioner (ARU), Transport Department, Burari, Delhi to place on the notice board of ARU.
7. M.L.O. (ARU), Transport Department, Burari, Delhi
8. System Analyst with the request to upload the same on the website of the department.
9. Guard File.

[Signature]

(J.P.SHARMA)

Deputy Commissioner (AR-Policy)