

8. MISCELLANEOUS

8.42 Tamil Nadu Departmental Motor Vehicles Disposal Rules, 1990

G.O. (Ms) No. 2275 Home (Transport-E) Department Dated : 10.10.90
Read :

1. G.O. (Ms) No.1082, Home, dated 5.4.1960
2. G.O. (Ms) No.2238, Home, dated 28.9.84
3. G.O. (Ms) No.1700, Home, dated 17.7.90

Read also:

1. From the Director, Motor Vehicles Maintenance Department, Madras, letter No.RC.H1/18873/83, dt. 8.12.87, 12.5.89, 11.10.89 and 5.12.89
2. From the Transport Commissioner, Madras, letter No G4/52916/88, dated 26.9.88.
3. From the Transport Commissioner, Madras, letter No G4/130076/86, dated 23.11.88.
4. From the Transport Commissioner, Madras, letter No. 98342/G4/89 dated 25.7.89

ORDER

In the G.O. first read above, rules for condemning the Government departmental vehicles were issued. Subsequently, certain additions and corrections were made to these rules. The Government consider it necessary to re-issue the rules in order for easy reference. The Director, Motor Vehicles Maintenance Department, Madras has forwarded an upto date copy of the rules incorporating the various instructions issued by Government from time to time for re-issue of the rules. In this connection he has also proposed modification for rule 8(b) of the Tamil Nadu Departmental Motor Vehicles Control Rules. The Government accept the above modification and re-issue the Tamil Nadu Departmental Motor Vehicle Control Rules as appended to this order. The Government direct that the motor vehicles belonging to Government departments should be condemned with reference to the revised rules appended to this order.

(By order of the Governor)

R.NAGARAJAN
COMMISSIONER AND SECRETARY
TO GOVERNMENT

APPENDIX

RULES FOR DISPOSAL OF MOTOR VEHICLES BELONGING TO THE DEPARTMENTS OF GOVERNMENT OF TAMIL NADU

1) These rules shall be called "The Tamil Nadu Departmental Motor Vehicles Disposal Rules".

2)(a) These rules shall apply to the Motor vehicles of all Departments of the Government of Tamil Nadu (including Police, Public Works & Highways and Rural Works Departments)

Vehicles belonging to the local bodies, boards autonomous bodies, public sector undertakings, commercial departments, institutions, etc. of State Government, Government of India Departments and other State Governments shall also be inspected under these rules and the Director, Motor Vehicles Maintenance Department shall issue condemnation certificate based on the norms Governed by separate rules intended, for them provided a sum of Rs.100/- being inspection charges, is collected wherever necessary.

(b) These rules shall come into force with immediate effect

(c) For purposes of these rules the condemns classifications and types of motor vehicles under the Motor Vehicles Act and the rules made thereunder shall be adopted.

3) In these rules unless there is anything repugnant in the subject on context.

(a) 'The Surplus Pool' shall mean the Surplus Pool as constituted by the Government with reference to G.O. (Ms) No.2238, Home (Tr-IV) Department, dated 28.9.84.

(b) Department shall mean, a department of the Government of Tamil Nadu subject to these rules.

(c) 'Committee' shall mean a committee of three experts in the automobile field i.e. (Mechanical) constituted by the Collector of the District concerned and will consists of the following members: -

(i) Unit officers of the Motor Vehicles Maintenance Department

(ii) One Mechanic of the Motor Vehicles Maintenance Department

(iii) Motor Vehicle Inspector of Grade-I of the Transport Department or any Motor Vehicles Inspector available in the area.

The Unit officer of the Motor Vehicles Maintenance Department will be the "Chairman" of the Committee.

(d) "Departmental Vehicle" shall mean any motor vehicle belonging to or in possession of a Department subject to these rules.

(e) "The Government shall mean the Government of Tamil Nadu

(f) "Part worn Vehicle" or the Vehicle" shall mean a motor vehicle which is not a new vehicle and which is or has been in use on the road but include any motor vehicles whether new or otherwise disabled or damaged beyond reasonable and economic repairs.

(g) "Unit Officer" shall mean the Works Manager of the Government Central Automobile Workshop of the Deputy Director / Automobile Engineer of the Government Automobile Workshop concerned of the Motor Vehicles Maintenance Department.

4) (1) No departmental vehicle shall ordinarily be condemned before it has completed the following norms: -

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Sl. No	Type of Vehicle	Use of Vehicles	
		In plains	In hilly areas
1	Petrol driven vehicles such as Jeeps, Cars & Vans etc.	10 years or 2 lakhs Kms. Whichever occurs later	8 years or 1.6 lakhs Kms. Whichever occurs later
2	Diesel Driven Vehicles such as Jeeps, Vans, Lorry etc.	10 years or 2.5 lakhs Kms. Whichever occurs later	8 years or 2 lakhs Kms. Whichever occurs later
3	Motor Cycles	6 ½ years or 80,000 Kms, whichever occurs later	5 years or 65,000 Kms whichever occurs later
4	Trailors	10 years	10 years

NOTE: Action should be initiated to condemn the vehicles before six months or one year from the date on which the vehicle completes 8 years in hilly areas and 10 years in plains.

Provided that all the vehicles (other than staff car and pick-up van) in the Fire Service Department shall normally be condemned and replaced after they have been in use for a period of 10 years.

Provided that the rule shall apply to the disposal of a new vehicle damaged beyond reasonable and economic repairs and to a car in use of a Minister or the Speaker of the Legislative Assembly or the Chairman of the Legislative Council.

Provided further that in the case of vehicles belonging to the Central or Other State Governments, the norms prescribed by the concerned (Central / Other State) Government for the condemnation of their vehicle shall be adopted

(2) subject to sub-rule (1) no departmental vehicle shall be disposed of as uneconomic or not fit for use without a certificate to that effect from a committee.

5) In case of the Police Department in the Inspector General of Police, Madras is satisfied that on its completion of 1,25,000 Kms or 1,56,250 Kms as the case may be (Petrol/ Diesel driven vehicle) on road, a part worn vehicle of his department is not likely to be dependable for Police purposes, he shall transfer the vehicle to surplus pool and thereafter the vehicle shall be disposed off in accordance with the instructions of the Government issued from time to time applicable to the vehicles of the surplus pool.

6) (a) Every part of wornout vehicle before disposal shall be got inspected by the Committee:

(b) The requisition for examination of the vehicle by the Committee shall be furnished by the vehicle owing officer concerned in Form I appended to these rules. The Committee will conduct inspection once in a month or if circumstances warrant at earlier intervals. For the purpose the requisitions received from the vehicle owing officers shall be consolidated and a convenient date fixed by the Chairman of the Committee in consultation with the Motor Vehicles Inspector concerned. The vehicle owning officer shall be intimated of the date and place of inspection in advance with instructions to produce the vehicles before the Committee together with the requisite details in part I of Form II appended to these rules.

In case where the vehicle is not in a fit condition to be moved, the Committee shall inspect the vehicle at the place where it is stationed.

(c) the Committee examining a vehicle shall exercise due and diligent examination and shall bear in mind the provisions contained in these rules or such other rules as may be applicable to the vehicles concerned. After inspection, necessary technical report as in part II of Form II appended to these rules, will be prepared and signed by all the member of the Committee and issued to the vehicle owning officer concerned with a copy to the Director, Motor Vehicles Maintenance Department.

(d) In case where the Committee has recommended the condemnation of the vehicle and it satisfied the norms prescribed in Rule 4(1) the Director, Motor Vehicles Maintenance Department will issue orders condemn the vehicle within 7 days from the date of receipt of the proposals from the Expert Committee in case where the Committee has recommended a vehicle for condemnation. But does not satisfy the norms for condemnation, the vehicle owning officer shall submit proposals for condemning the vehicle through the Director, Motor Vehicle Maintenance Department to the concerned Head of the Department who will approach the Government in the administrative department concerned for issue of orders.

(e) The members of the Committee will perform tours in connection with the sittings, within their jurisdiction.

(f)i) The Expert Committee should make its recommendations on the condemnation of Government vehicles and forward the proposal to the Director, Motor Vehicles Maintenance Department, Madras and to the vehicle owning officer within 15 days from the date of its inspection.

ii) The Director, Motor Vehicles Maintenance Department, Madras will send his report on the recommendations of the Expert Committee to the Head of the Department within seven days from the date of receipt of the proposals from the Expert Committee for premature condemnation of the vehicle.

iii) The Head of the Department will send his report to the Government in final stage within seven days from the date of receipt of the report from the Director, Motor Vehicle Maintenance Department, Madras.

7) The Committee in assessment the probable value that a part worn vehicle will fetch if sold in public auction shall have regard to the following facts namely

- (a) the age and the condition of vehicle generally and of the several costly parts, accessories and equipments of the vehicle.
- (b) the date and cost of last overhauling, replacements, repairs and renovations of the several costly parts, equipments and accessories of the vehicle.
- (c) the mileage done by the vehicle
- (d) the prevailing market rate of class, type and model of the vehicle
- (e) the extent of repairs that may be necessary to recondition the vehicle.

8) (a) New costly equipment's, accessories and parts such as batteries and tyres shall not be fitted to and no major repair shall be carried out on any vehicle which has completed or is about to complete the maximum prescribed mileage of 2 lakhs kms. or 2 1/2 lakhs kms. as the case may be and which is likely to be sold in public auction.

(b) Serviceable costly, equipments, accessories and parts of a part worn vehicle likely to be sold in public auction, shall as far as possible be exchanged with the like items in less sound condition from any other Department vehicles or vehicles of the same department by the Director, Motor Vehicles Maintenance Department before taken up for disposal. The Motor Vehicles Maintenance Department shall keep a record of such parts transferred and account for them properly.

(9) (1) All the vehicles after condemnation, if they are in running condition should be brought to the nearest unit workshop of the Motor Vehicles Maintenance Department for disposal. All the condemned vehicle which cannot be moved to the unit workshop of the Motor Vehicle Maintenance Department be stationed in the offices to which they are attached.

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(2) All the condemned vehicles should be disposed of by the Director, Motor Vehicle Maintenance Department following the procedure ordered by Government in this regard from time to time.

(3) The sale proceeds of the vehicle disposed of should be credited to the concerned departmental head of account by Motor Vehicles Maintenance Department. As soon as the amount realised is passed on by the Motor Vehicles Maintenance Department, that Department should also send a certificate to the Accountant General, Tamil Nadu, Madras, stating that the amount realised by the sale of the vehicle has been remitted into the Treasury and credited to the appropriate Head of account, at the time of communicating it to the Vehicle Owning Officer and the Heads of Departments.

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REQUISITION FORM

- 1 Office of the Officer to whom vehicle attached
- 2 Place and address at which the vehicle is stationed.
- 3 Identification of the vehicle
 - (a) Registration Number
 - (b) Class
 - (c) Type
- 4 When purchased (G.O or other authority to be specified)
- 5 Original price and name of the supplier
- 6 Total expenditure on repairs so far incurred
- 7 Present Book value
- 8 Mileage done so far
- 9 Reasons for sending disposal (give brief particulars of defects etc.)
- 10 Why repairs not considered economical?
- 11 Any other relevant point to be taken into consideration
- 12 Remarks

Signature of the Vehicle
Owning Officer

FORM-I

(See Rule 6 (b))

PART I - IDENTIFICATION OF THE VEHICLE

1. Name of the Department
2. Name and address of the Registered owner
3. Registration Number
4. Class
5. Type
6. Make
7. Year of manufacture
8. Nature of fuel
9. Engine number
10. Classis Number
11. Wheel base
12. Capacity
13. Type size and numbers
14. Battery make & Type

Signature of the Vehicle
Owning Officer

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FORM-II

(See Rule 6 (C))

Vehicle No. & Registration
KM reading at the time of
inspection

Model
Place and date of
inspection

Sl. No.	Name of system	Condition	Value of restoration	Value that will fetch if it is sold in auction
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1. Engine
2. Clutch
3. Gear Box
4. Differential
5. Suspension & Steering
6. Brakes
7. Chassis
8. Electrical equipments
starter, Dynamo, battery
and motor
9. Body and upholstery &
accessories
10. Tyres and wheels
(separately)
11. Total value of repairs
required
12. Approximate value it will
fetch if it is disposed off.

Name and Signature of members of the Committee

1.

2.

Name and Signature of the Chairman of the Committee