

Overall Dimensions of Motor Vehicles (Prescription of Conditions for Exemption) Rules, 1991.

G.S.R. 583 (E), dated the 12th September, 1991.—In exercise of the powers conferred by Section 110 (3) (b) of the Motor Vehicles Act 1988 the Central Government hereby makes the following rules, namely :—

1. Short title and commencement.—(1) These rules may be called the overall Dimensions of Motor Vehicles (Prescription of Conditions for Exemption) Rules, 1991.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Conditions for the grant of exemption from rule 93.—The State Government may exempt any motor vehicle or any class or description of motor vehicles from the provisions of Rule 93 of the Central Motor Vehicles Rules, 1989, subject to the fulfillment of any or all of the conditions specified in these rules which that Government may deem fit to impose, namely :—

- (1) Such motor vehicle or class or description of motor vehicles shall—
 - (a) observe such load restrictions as the State Government may by order specify in this behalf;
 - (b) obtain the previous permission of such authority as may be specified by the State Government in this behalf before putting such vehicles on the road;
 - (c) not if they are loaded, travel over such bridges and cross drainage structures on the road, which the State Government may having regard to the safety of the road structures specify;
 - (d) Where prohibited under clause (c) to travel over the structure referred to in that clause, the owner or transporter shall at his cost make ar-

rangements to cross the rivers in accordance with the directions given by the authority specified by the State Government in this behalf;

- (e) give advance intimation to such authority or officer specified in this behalf by the State Government regarding the movement of such vehicle;
- (f) equip with necessary warning signals such as red flags in the day time, red light and reflectors in the night so as to indicate the extreme positions of the vehicle clearly;
- (g) move without any hindrance to the normal flow of traffic;
- (h) not exceed the speed limit of 16 Kms. per hour.

(2) Where any damage is caused to the roads or road structures directly due to the movement of such vehicles, the operator of the vehicle or the transporter shall be liable to pay such amount to the State Government as may be assessed by the authorities in this behalf.

(3) The State Government shall not be liable for any damage that may be caused to such vehicles or their contents through their transits;

(4) Any grant of exemption under these rules shall be without prejudice to the right of the authorities specified in this behalf by the State Government to regulate or stop the movement of such vehicles having regard to the safety or roads, bridges, structures and other road users;

(5) The State Government may, in consultation with the operator of the vehicle or the owner conduct route survey to assess the fitness of the roads for movement of such vehicles, feasibility of negotiating the curves more particularly in built up areas, sufficiency or road width, adequacy or vertical clearance and any deficiencies identified in the assessment shall be rectified by the operators or owners of the vehicles;

(6) Exemption granted under these rules shall be applicable only for operating such vehicles on roads lying within the jurisdiction of the Public Works Department of the respective State Department and operators of the vehicles or their owners thereof shall make their own arrangements to obtain the approval of the other Departments of local body authorities for plying on the roads lying within their jurisdiction.

[3. Removal of Doubts.]—For removal of doubts, it is hereby declared that any exemption granted under these rules in any State shall be valid through out India.