

## The Motor Vehicles Rules, 1969

3rd November, 1969

In exercise of the powers conferred by Sections 22, 43,68,69,70,74 ,95 and 120 of the Provincial Motor Vehicles Ordinance, 1965 (Ordinance, XIX of 1965), and in supersession of the Punjab Motor Vehicles Rules, 1940 the North-West Frontier motor Vehicles Rules, 1940 the Baluchistan Motor Vehicles Rules, 1940 and the Sind Motor Vehicles Rules, 140 the Governor of West Pakistan is pleased with the Government of West Pakistan, Transport Department Notification No. T-9/225-65, dated the 26th July, 1968 in the Gazette of West Pakistan, Part I, dated the 6th December, 1968, to make the following rules:---

### Chapter I

#### Preliminary

**1. Short title, extend and commencement.**- (1) These rules may be called the Baluchistan N.W.F.P. .Punjab and Sind Motor Vehicles Rules, 1969.

(2) They shall extend to the whole of the Pakistan, except the Tribal Areas.

#### N.W.F.P. Amendment:

(2) They shall apply to the whole of the North-West Frontier Province.

3. They shall come into force at once.

For the word "Corporation" and the words Road Transport Corporation" wherever occurring, the word "Board" and the words "North-West Frontier Province Road Transport Board" shall respectively be substituted.

**2. Definitions :** In these rules, unless the context otherwise requires, the following expressions shall have the meaning hereby respectively assigned to them, that is to say:---

(a) "**Articulated vehicle**" means a motor vehicle to which a trailer is attached in such a manner that part of the trailer super-imposed on, and part of the weight of trailer is borne by the principle vehicle;

(b) "**Government**": means the Government of Pakistan;

(c) "**Form**" means a form set forth in the First Schedule to the Ordinance or appended to these rules;

(d) "**Forwarding Agent**" means any registered firm or a company with limited liability engaged in the business of booking goods for transit from one place to another and permitted under Chapter VIII of the rules to use a place for the loading, unloading and halting of goods vehicles;

(e) "**Motor cab rickshaw**" means a motor cab, with three wheels, the unladen weight of which does not exceed 900 pounds avoirdupois, constructed, adapted or used to carry not more than two passengers excluding the driver;

(f) "**Motor cycle rickshaw**" means a motor vehicle with three wheels, the unladen weight of which does not exceed 900 pounds avoirdupois, constructed, adapted or used for private purposes, other than for hire or reward, to carry not more than two persons excluding the driver;

(g) "**Motor Vehicles Examiner**" means an officer appointed by the Inspector-General of Police under rule 35;

(h) "**Ordinance**" means the Provincial Motor Vehicles Ordinance, 1965 (Ordinance XIX of 1965);

(i) "**Passenger**" for the purposes of the rules in Chapter IV means any person traveling in public service vehicle other than the driver or the conductor or an employee of the permit holder while on duty;

#### Punjab Amendment:

(ii) "**Tribunal**" means Claims Tribunal constituted under Sec. 67-A of the Ordinance.

(j) "**pounds**" means pounds avoirdupois;

(k) "**province**" means the Province of West Pakistan;

(l) "**section**" means a section of the Ordinance;

(m) "**urban area**" means the area of a municipality, small town or cantonment, or other local area which may be specially notified by Government as urban area.

**3. Payment of fees:** The fees prescribed in these rules shall be paid in advance in accordance with the instructions and means notified by Government from time to time.

**4. Power of Government to exempt motor vehicles from the operation of the rules:** Government, in consultation with the Provincial Transport Authority or the Chairman, Provincial Transport Authority, if authorized by that authority in this behalf, may, by order in writing: exempt any motor vehicles or class of motor vehicles from the operation of all or any of these rules.

## Chapter II

### Licensing of Motor Vehicles

**5. Licensing Authority:** (1) The licensing authority shall be the Superintendent of Police of the District or Gazetted Police Officer nominated by him to act as such on his behalf.

(2) The area of jurisdiction of each licensing authority shall be the area of the District.

**N.W.F.P. Amendment:**

**Provided that** the Licensing Authority for the District of Peshawar shall be the Assistant Inspector-General of the Police Traffic, or any person nominated by him in this behalf.

**Punjab Amendment:**

**5. Licensing Authority:** The Licensing Authority for the grant of driving licences of various types of Vehicles shall be as under:---

(i) for heavy transport Vehicles Assistant Inspector-General of Police incharge of Transport; and Superintendent of Police of the District concerned or any other Gazetted Police Officer authorised by him in this behalf and where an Additional Superintendent of Police is incharge of a Sub-Division of a District, such Additional Superintendent of Police;

(ii) for other Vehicles

**Provided that** for the purposes of renewal of a licence, other than a licence for driving a light or heavy transport vehicle or a licence covered by the proviso to sub-section (4) of Section 12 of the Ordinance, the Post Master Incharge of a Post Office shall be the Licensing Authority.

**Provided that** for the purposes of renewal of licence, the Post Master Incharge of a Post Office shall be the Licensing Authority.

**6. Authorization to drive a public service vehicle:** (1) No person shall drive a public service vehicle unless in his licence an authorization in Form C to the Ordinance has been granted or counter signed by a licensing authority.

(2) No person shall drive a public service vehicle on any road specified in the First Schedule to these rules unless the words "Valid also for his Hilly Roads" have been added to the aforesaid authorization by the appropriate licensing authority.

(3) Subject to the provisions of sub-rule (4) a holder of a driving licence may at any time apply to the licensing authority in Form L.P.S.A. for the grant or counter signature of the aforesaid authorization and shall forward his driving licence with such application,---

(4) No authorization to drive a motor cab, other than a motor cab rickshaw, shall be granted unless the applicant holds a valid licence to drive a motor car for one year or more. Similarly, no authorization to drive a public service vehicle, other than a motor cab, shall be granted unless the applicant has previous experience in driving a heavy transport vehicle at least for one year. No such restriction shall apply in the case of licence to drive a motor cab rickshaw:---

**Provided that** Government, if satisfied that any vehicle or class of vehicles can without danger to public safety be permitted to be driven without insisting on such previous experience as aforesaid, may, by general or special order, exempt applicants for authorization to drive such vehicle or class of vehicles from the operation of this sub-rule.

(5) The licensing authority to which application is made as aforesaid may, if it thinks fit in order to ascertain whether the applicant is a fit person for being granted the authorization, make enquiries into his character and antecedents and by a notice in writing summon him to appear before it at such time and place as it may be appointed and may in the case of the holder of a driving licence issued outside the Province or in the case of an application under sub-rule (7) require the applicant to pass the test as set forth in the Third Schedule to the Ordinance notwithstanding that the applicant shall previously have passed the test.

(6) if the licensing authority is satisfied that the applicant in all respects fit to be authorised to drive a public service vehicle, the driving licence shall be signed or counter signed accordingly. The licensing authority shall then return the driving licence to the applicant thereof and shall at the same time, if the driving licence was issued by a different licensing authority send an intimation in Form L.P.S. to such a licensing authority. The licensing authority shall refuse to grant or counter sign the authorization if it finds that the applicant is not a fit person to be charged with the safe carriage of passengers and property.

(7) Notwithstanding anything herein before contained no person shall be authorised to drive a motor cab or a motor rickshaw within the city of Karachi, Hyderabad, Multan, Lahore, Faisalabad, Rawalpindi or Peshawar unless the appropriate licensing authority is satisfied that such a person has adequate knowledge of the topographic features of that city and has granted or counter signed authorization accordingly.

(8) Where a person holding an authorization to drive a public service vehicle makes an application for its renewal, then he shall, if so required by the licensing authority, submit himself to medical examination to a registered medical practitioner and shall obtain a certificate in Form B (as set forth in the First Schedule to the Ordinance and forward it to the licensing authority together with driving licence.

(9) If the licensing authority on considering the certificate received by him under sub-rule (8) is of opinion that the applicant is suffering from a disease which makes driving of a public service vehicle by him undesirable, it may after giving the applicant an opportunity of being heard refuse to renew the authorization applied for.

(10) If a licensing authority refuses to issue or cancel or refuses to renew any licence it shall do so only after giving the applicant an opportunity of being heard.

**7. Power to make inquiries of applicant for driving licence:** Upon the receipt of an application for a driving licence, the licensing authority may make such enquiries as may reasonably be necessary to establish the identity of the applicant and to ascertain that the applicant is not disqualified for holding or obtaining a driving licence.

**8. Testing Officers:** (1) The test of competence to drive as set forth in the Third Schedule to the Ordinance, shall be conducted:---

(a) in the case of an application for a licence to drive transport vehicle, other than delivery van, or to drive any vehicle as a paid employee, by a Board consisting of:---

(i) the Secretary, Regional Transport Authority of the area concerned;

(ii) the Motor Vehicle Examiner of the area concerned; and

(iii) a representative of the Road Transport Corporation.

The quorum of the meeting of the Board shall be two members, and one of the two shall be the Vehicles Examiner.

**Punjab Amendment:---**

(a) In the case of an application for a licence to drive a public service vehicle, by a Board consisting of,---

- (i) One representative of the Police Department to be nominated by the Assistant Inspector-General of Police (Traffic);
- (ii) One representative of the West Pakistan Transport Federation; and
- (iii) One MNA or M.P.A. of the District, to be nominated by Government.
- (iv) Deputy Superintendent of Police (Headquarters) of the District.

The quorum of meeting of the Board shall be two members and one of the two shall be the representative of the Police Department. The test shall be held at least twice a month,---

(b) in the case of licence to drive any other vehicle, by an Inspector or Sub-Inspector or Sergeant of Police authorised by the Superintendent of Police in this behalf:---

**Provided that** in either case a second test may be conducted, if and when so required by any officer authorised in this behalf by Government in consultation with Inspector-General of Police, West Pakistan.

(2) Subject to sub-section (7) of Section 7, the applicant shall furnish a serviceable vehicle of the class to which the application refer and present himself for the test at such time and place as may be specified by the licensing authority or the testing officer.

(3) The fee payable by the applicant for the test of competence to drive shall be five rupees for each test and shall be paid before the test is commenced. It shall not be refunded in any circumstances:---

**Provided that** no fee for the test of competence shall be payable by the applicant:---

- (a) if he is employed in the service of the Central or the Provincial Government for driving a motor vehicle; or
- (b) if he is ex-serviceman and produces a certificate of proficiency in driving a motor vehicle from an officer of the Armed Forces of Pakistan; or
- (c) if he has been exempted by special or general order of the Government.

**9. Testing of trainees of the Road Transport Corporation:** Notwithstanding the provision of rule 8, in the case of a trainee of the Road Transport Corporation Training School, recognised by the Board of Technical Education, West Pakistan, the test of competence to drive as set forth in the Third Schedule, Part I to the Ordinance, shall be conducted by a Board consisting of:---

- (i) a representative of the Board of Technical Education, Pakistan;
- (ii) Motor Vehicles Examiner of the area concerned; and
- (iii) the Principal of the Road Transport Corporation Training School, or his representative.

The quorum for the meeting of the Board shall be two members.

#### **Punjab Amendment:**

**9. Exemption from Part I of the test specified in the Third Schedule of the Ordinance:** The applicant for a licence in possession of a driving certificate issued by a driving institute recognized by the Board of Technical Education in consultation with the Punjab Provincial Transport Authority, shall be exempted from the test of competence to drive as set forth in Part I of the Third Schedule to the Ordinance.

**9-A. Minimum experience for a driving test:** The minimum experience of driving required for appearing in a test of competence shall be to drive six weeks from the date of such failure.

**9-B. Re-appearance of a driving test:** A person who fails to qualify in a test of competence to drive may re-appear in the test after a period of six weeks from the date of such failure.

**10. Appellate Authority:** (1) The authority empowered under sub-section (3) of Section 14 and sub-section () of Section 16 to hear appeals against the decisions of a licensing authority shall be the Deputy Inspector-General of Police having jurisdiction in the District.

(2) The authority empowered under sub-section (4) of Section 17 to hear appeals against the decision of a Regional Transport Authority shall be the Chairman, Provincial Transport Authority.

**11. Conduct and hearing of appeals:** (1) An appeal under rule 10 shall be preferred in duplicate in the form of a memorandum one copy of which shall bear a Court-fee of one rupee, setting forth concisely the grounds of objection to the order of the licensing authority or the Regional Transport Authority, as the case may be, and shall be accompanied by a certified copy of that order.

(2) When an appeal is lodged a notice shall issue to the authority against whose order the appeal is preferred in such form as the appellate authority may direct.

(3) The appellate authority after giving an opportunity to the parties to be heard, and after such further enquiry, if any, as it may deem necessary, may confirm, vary or set aside the order from which the appeal is preferred and shall make an order accordingly.

(4) Any person preferring an appeal under the provisions of the Ordinance and of this rule shall be entitled to obtain a copy of any document filed with the licensing authority in connection with any order against which he is appealing, on payment of a fee at the rate of fifty paise per page.

**12. Photograph to be affixed to the medical certificate:** (1) The photograph to be affixed to the medical certificate of fitness in Form B shall be firmly affixed to the form and the medical practitioner shall affixed his signature or seal to the photograph in addition to signing the form.

(2) The licensing authority may decline to accept a medical certificate of fitness granted more than one month before the date of application for the grant or renewal of a licence as the case may be.

**13. Requirements as to photograph:** (1) The copies of the photograph required by sub-section (4) of Section 7 shall be not more than two inches by two inches and half in size.

(2) The photograph of the licence-holder when affixed to the licence shall be sealed with the seal of the licensing authority in such a manner that part of the impression of the seal is upon the photograph and part on the margin.

**Sind Amendment:**

(2-A). The thumb-impression of the applicant shall be obtained on the application form and portion thereof containing the thumb-impression shall be affixed on the licence issued to him.

(3) If at any time it appears to a licensing authority that the photograph affixed to a licence has ceased to be a clear licence authority may require the holder to surrender the licence forthwith and to furnish two clear copies of a recent photograph of himself, and the holder shall, within such time as the licensing authority may specify, appear in person before the licensing authority and present photographs accordingly.

(4) Upon receipt of the copies of the photographs as provided in the preceding sub-rule, the licensing authority shall remove the old photograph from the licence and affix and seal thereto one copy of the new photograph and return the licence to the applicant, and shall, if he is not the licensing authority by whom the licence was issued, forward the licence alongwith two attested copies of the recent photographs to the authority who issued the same. These photographs shall be compared with the photograph on record with the licensing authority, and, if in order, affix one copy on the licence and after sealing photograph, return the licence to the licensing authority to whom the application was made and such authority shall return the licence to its holder. The other copy of the photograph shall be retained on the record of the issuing authority:---

**Provided that** "f that holder of the licence so desires the licensing authority shall issue a duplicate licence with the new photograph affixed thereto and shall destroy original licence.

(5) When a new photograph is affixed to a licence, a note shall be made upon the photograph of the date of affixure.

(6) The fee for a duplicate licence issued under the proviso to sub-rule (4) shall be five rupees.

**14. Licences lost or destroyed:** (1) If at any time a licence is lost by the holder or is destroyed, the holder shall forthwith intimate the facts in writing in Form L L D or in a letting setting out the particulars required by Form L L D, to the licensing authority in whose area he has his place of residence at the time.

(2) Upon the receipt of intimation as aforesaid the licensing authority shall, if he is not authority by whom the licence was issued, forward the application along with the two attested copies of recent photograph to the licensing authority concerned, who after making such enquiries as he thinks fit shall, if he is satisfied that a duplicate may be issued, issue a duplicate and send it to licensing authority to whom the application was made, and it shall return the duplicate to the holder thereof.

(3) Where a photograph is required to be affixed to a duplicate licence issued under the provisions of those rules, the holder of the licence shall furnish the licensing authority with two clear copies of recent photograph of himself, one of which shall be affixed to the duplicate licence.

(4) The fee for a duplicate licence issued under the rule shall be five rupees; provided that if the licence is lost while in the custody of a Court or an authority to which it has been submitted or surrendered in pursuance of the provisions of the Ordinance or these rules, a duplicate copy shall be issued free of charge.

(5) When a duplicate licence has been issued upon representation that a licence has been lost and the original licence is afterwards found by the holder he shall deliver it forthwith to the licensing authority who issued the duplicate.

(6) Any other person finding a licence shall deliver it to the nearest Police Station or nearest licensing authority. The Officer-in-charge of the Police. Station, on receipt of the driving licence, shall immediately forward it to the nearest licensing authority. The licensing authority shall restore the driving licence in case the duplicate driving licence has not been issued and shall substitute it for the duplicate in case such a duplicate has already been issued.

**15. Defaced or torn licences:** (1) If at any time it appears to a licensing authority that a licence held by any person is so torn or defaced that it has ceased to be reasonably legible or that any important part of the original licence has been detached or is missing or that any unauthorized alterations have been made, the licensing authority may impound the licence and issue a duplicate.

(2) If any of the entries are illegible or are missing or it appears that they have been detached or altered without authority, the licensing authority shall, if he is not the authority by whom the licence was issued, forward the licence alongwith two attested copies of recent photographs, to licensing authority concerned, who after making such inquiries as he thinks fit, shall, if he is satisfied that a duplicate may be issued, issue a duplicate and send it to the licensing authority, who impounded the licence and it shall be delivered to its holder. It is established that deliberate alteration has been made in the licence, the licensing authority shall be competent to cancel the licence after affording an opportunity of being heard to the holder of such a licence.

(3) If a licence impounded as aforesaid is required to have a photograph of the holder affixed thereto, then:---

- (i) if the photograph on the impounded licence is in the opinion of the licensing authority satisfactory and conveniently transferable to the duplicate licence, the licensing authority may so transfer, affix and seal the photograph to the duplicate licence; or
- (ii) if the photograph affixed to a licence impounded under the provision of sub-rule (8) is not in the opinion of the licensing authority such as can be transferred to the duplicate licence, the holder of the licence shall on demand by the licensing authority furnish two clear copies of a recent photograph of himself one of which shall be affixed to the duplicate licence and sealed and the other shall be recorded by the licensing authority by whom the licence was issued.

(4) The fee for a duplicate licence issued under this rule shall be five rupees.

#### **Baluchistan Amendment:**

In sub-rule (4) for the words "five rupees" the words "Ten rupees" substituted.

**16. Issue of duplicate licences:** When a duplicate licence is issued under rule 13, rule 14 or rule 15, it shall be clearly stamped "Duplicate" in red and shall be marked with the date of the issue of the duplicate and the seal of the licensing authority.

**17. Temporary authorization in lieu of a licence:** (1) Where the holder of a licence has surrendered it to a licensing authority at other authority for renewal or for obtaining an endorsement to drive a public service vehicle, or for any other purpose under the Ordinance or these rules, and has deposited the prescribed fee, and the licence has not been suspended or cancelled, the licensing authority or other authority shall furnish him with receipt for the licence in Form L-Tem or Form

L-Tem (Police) and during such time as the receipt shall be specified to remain in force it may be produced in place of the licence under sub-section (1) of Section 90.

(2) The granting authority in the case of a receipt in Form L-Tem, or a Magistrate or the first class in the case of a receipt in Form L-Tem (Police), may at his discretion extend the term of the receipt issued under the preceding sub-rule by order endorsed thereon provided that a Magistrate shall not extend the term of a receipt if the holder of the licence is present before him and the licence is available in Court.

(3) No fee shall be payable in respect of a receipt given under this rule.

**18. Procedure when licence is forwarded to a Court:** (1) Notwithstanding the proviso to sub-section (1) of Section 90, in cases where a driver driving as paid employee or the driver of a transport vehicle has forwarded his licence to a Court under sub-section (2) of Section 116, it shall subject to the condition in sub-rule (2) be a sufficient compliance with Section 90 if he produces the licence within ten days (or in the case of any driver, if he does not receive the licence back from the Court within ten days, then within four days of its receipt) at a police station or such other place in the region as may be specified by the police officer or other authority making the demand.

(2) No driver shall be entitled to the benefit of sub-rule (1) unless he exhibits to the police officer or authority who has demanded the production of his licence:---

The summons received by him from the Court, being a summon requiring him to attend on a date not more than fourteen days before or after the date on which the demand is made, and

Postal receipt for the registered letter under which the licence has been forwarded to the Court.

**19. Learner's driving licence:** (1) Section 3 shall not apply to any person driving a motor vehicle in a public place during the course of receiving instructions or of gaining experience in driving with the object of presenting himself for the test required by sub-section (6) of Section 7 so long as:---

(i) the driver has obtained and carries a learner's driving licence in Form L.Lr. entitling him to drive the vehicle;

(ii) there is, besides the driver, in the vehicle as instructor a person duly licensed to drive the vehicle and sitting in such a position as to be able readily to stop the vehicle;

(iii) there is affixed both to the front and rear of the vehicle a white plate or card seven inches square bearing the letter "L" in red four inches high and three and-a-half inches wide;

(iv) no fare-paying passengers are carried in the vehicle:---

**Provided that** clause (ii) shall not apply to a person driving a two-wheeled motor cycle with or without a side car attached.

(2) A separate application for a learner's driving licence for each type of a motor vehicle shall be made in LLR. A to the licensing authority having jurisdiction in the area in which the applicant ordinarily resides and shall be accompanied by a fee of rupees ten.

(3) An applicant for a learner's driving licence shall, if so required by a licensing authority, present himself for a preliminary oral test in the road traffic regulations.

(4) A learner's driving licence shall be valid for a period of six months and may be renewed for a further period of six months on payment of a fee of rupees two for such renewal.

(5) A licensing authority may after giving an opportunity of being heard refuse to issue or renew a learner's driving licence or may revoke such a licence issued by it for reasons to be recorded in writing which should be communicated to the applicant or the learner's driving licence holder, as the case may be.

(6) Any person aggrieved by an order passed under sub-rule (5) may appeal within thirty days to the Deputy Inspector-General of Police of the area, whose decision shall be final.

(7) A person driving as a learner shall produce his learner's driving licence for examination on the demand of any police officer in uniform.

**20. Disqualification under Sections 16 and 17:** (1) A licensing authority taking possession of a licence under sub-section (2) of Section 16 shall, if the licence was issued under the Ordinance and was granted by another licensing authority, intimate the fact to that authority.

(2) A Regional Transport Authority, before declaring a person disqualified for holding or obtaining a licence to drive a transport vehicle in the Province, shall give such a person an opportunity of being heard.

(3) When a Regional Transport Authority declares a person disqualified under sub-section (1) of Section 17, it shall, if the person holds a licence, endorse the licence accordingly and shall send intimation of such declaration to the authority by whom the licence was issued.

**21. Intimation to original authority of endorsements and renewals:** (1) The Court making or causing to be made an endorsement on a licence under section 20 shall send intimation in Form L E to the licensing authority by whom the licence was issued and to the licensing authority by whom it was last renewed.

(2) A licensing authority renewing a licence under the provisions of subsection (5) of Section 12 shall intimate the fact to the licensing authority by whom the licence was issued in Form LLR.

**22. Change of address of licence holder:** The holder of a licence entitling him to drive as a paid employee or to drive a public service vehicle shall, except in the case of a temporary absence not involving a change of residence for a period exceeding three months" report any change of his temporary or permanent address as notified on the licence to the licensing authority by whom the licence was issued and to the licensing authority by whom it was last renewed.

**23. Schools of motoring:** (1) No person shall engage in the business of giving instruction in the driving of motor vehicles shall any person advertise or otherwise publicly undertake to give such instruction, without a licence and constituting the said person as a school of motoring.

(2) Any person desiring to obtain a licence for enabling him to engage in the business referred to in sub-rule (1) shall make an application for the purpose to the licensing authority of the area in which he has his place of business.

(3) The licensing authority may, on receipt of an application under sub-rule (2), grant a licence in Form M. S. to the applicant for engaging in the business of giving instruction in the driving of motor vehicles or for advertising or otherwise publicly undertaking to give such instructions as may be specified in the application and subject to compliance with such conditions, if any, as may be specified in the licence and constitute the applicant a school of motoring or may refuse to grant a licence. Where a licence is refused, the licensing authority shall furnish the applicant an order in writing setting forth the reasons of such refusal.

(4) A licence granted under sub-rule (3) shall be valid for a period of three years and may be likewise renewed from time to time.

(5) The licensing authority shall in exercising its powers in granting or renewing or refusing a licence under this rule have regard to the following factors, that is to say, that:---

(i) the applicant and staff are of good moral character and qualified to give instruction;

(ii) the premises where the school is proposed to be conducted is either owned by the applicant or hired in his name and consists of at least one room commodious enough to accommodate the students under-training and sufficient to provide for amenities such as water-taps and lavatories;

(iii) the financial resources of the proposed school are sufficient to provide for its continued maintenance;

(iv) the applicant maintains at least two motor cycles, two motor cars, two light transport vehicles and one heavy motor vehicle of each of these categories of motor vehicle for which he desires a licence:---

**Provided that** the vehicle required to be maintained are all registered in the name of applicant, or available exclusively for training purposes, and except for motor cycles, are fitted with dual control;

(v) the applicant maintains the following apparatus and equipment, namely:---

(a) Black-Board;



- (b) Road plan board with necessary Toy Signals and charts;
- (c) Traffic sign chart;
- (d) Road signals chart;
- (e) Service Chart detail view of all components of motor vehicles;

(f) Engine assembly, rear axle assembly, gear box assembly; of one of the well-known makers such as Chevrolet or; Ford V-8, Dodge, Fargo, except where the applicant; desires to give instructions in riding of motor cycles only;

Sectionalized as to reveal the working parts.

(g) Chassis assembly of (one of the well-known makes, such as Ford, Chevrolet, Leyland, Bed Ford, Dodge, Austin) complete steering mechanism, suspension axles and brake drum shoes, except where the applicant desires to give instructions in riding of motor cycles only;

- (h) puncture repair kit with tyre lever, wheel brake, jack, tyre-pump and tyre pressure gauge;
- (i) Spanners (a set each of fixed spanners, box spanners, pliers, screw drivers, screw spanners and a hammer);
- (j) Driving Instructions Manual;
- (k) The Pakistan Highway Code;

(l) Desks for students and work benches;

(m) Complete electrical equipment on a bench to demonstrate the working of lights, self-starter dynamo cut-out-battery and switches;

(vi) the applicant or any member of the paid staff employed by him for giving instructions possesses the following qualifications, namely:---

(a) at least 5 years" driving experience in addition to a certificate in motor mechanics course or any other equivalent qualification from an institution recognised by Government;

(b) a thorough knowledge of traffic signs specified in the Ninth Schedule to the Ordinance, and of the driving regulations specified in the Tenth Schedule to the Ordinance, so as to be able to impart instructions therein to the satisfaction, of the licensing authority;

(c) ability to demonstrate and explain the functions of different component parts of the vehicle in his possession, to the satisfaction, of the licensing authority;

(d) adequate knowledge of either English or Urdu or a regional language of the region in which the school is established so as to be able to impart all the instructions in the said language;

(e) an Adult First Aid Certificate issued by the St. John Ambulance Association (Pakistan);

(vii) the applicant maintains fully equipped first-aid sets for use in emergencies at the premises of the training school and in each of the vehicles for training;

(viii) the need of a school of motoring in the particular locality:

**Provided that** before passing an order of refusal, to renew the Authority shall give to the licence an opportunity of showing cause against the proposed order.

(6) The applicant shall maintain a record with photographs of the students attending the school from time to time, the duration of their instructions and the date on which they passed the test in driving specified in the Ordinance.

(7) The licence shall submit to the licensing authority such information and such returns as may be called for by it.

(8) The licensee shall,---

(a) not alter the place of business of the school of motoring mentioned in the licence without the prior approval of the licensing authority obtained in writing;

(b) keep the premises of the school at reasonable times for inspection by any person deputed by the licensing authority.

(9) It shall be lawful for licensing authority by an order in writing to approve the nature and duration of courses of instruction and the number of pupils to be instructed at any one time.

(10) The fees to be charged by a licensee shall be at such rates as may be fixed by the licensing authority and the fees so fixed shall not be varied without the prior approval of such authority special fee may subject to the approval of the licensing authority be charged for special courses.

(11) The licensing authority may by order in writing suspend or cancel a licence granted under sub-rule (3) if a licensee:---

(a) fails to maintain the equipment, vehicles and other matters referred to in sub-rule (5) in accordance with the standard envisaged by that sub-rule, or fails to comply with the provisions of that sub-rule or any other provisions of this rule; or

(b) fails to maintain the vehicles of the school in accordance with the provisions of rules; or

(c) does not impart proper instructions as indicated by the results of driving tests or otherwise; or

(d) for any other reason considered sufficient:---

**Provided that** no such order shall be made unless:---

(a) the reasons for suspension or cancellation of licence are recorded in the order and the copy of the order is furnished to the licensee; and

(b) the licensee has been given an opportunity of showing cause against the order which the licensing authority proposes to make.

(12) Where the licence is cancelled or suspended under sub-rule (11), Form M.S. shall be surrendered to the licensing authority by the holder thereof.

**24. Appellate authority:** (1) The authority to hear appeals against any of the following orders passed by the licensing authority under rule 23, shall be the Deputy Inspector-General of Police having jurisdiction in the District namely:---

(a) order granting, suspending or cancelling a licence for the establishment of a school of motoring;

(b) order refusing a request to alter the place of business of school of motoring;

(c) order fixing the rate of fees or refusing approval to the charging or special fees for special courses;

(d) any order passed under sub-rule (9) of that rule.

(2) Any person aggrieved by any such order passed by the licensing authority may within thirty days of the date of the receipt of such order, appeal to the Deputy Inspector-General of Police.

**25. Conduct and hearing of appeals:** (1) An appeal under rule 24 shall be preferred in duplicate in the form of a memorandum setting forth concisely the grounds of objection to the order of the licensing authority and shall be accompanied by a fee or rupees two and a certified copy of such order.

(2) When an appeal is lodged a notice shall be issued to the licensing authority in such form as the appellate authority may direct.

(3) The appellate authority, after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may deem necessary, may" confirm, vary or set aside the order of the licensing authority and shall make an order accordingly.

(4) Any person preferring an appeal under rule 24 shall be entitled to obtain a copy of any document filed with the licensing authority in connection with any order against which he is preferring an appeal, on the payment of a fee of rupees two in respect of each such document.

(5) Subject to the provisions of sub-rule (4), the appellate authority or the licensing authority may, in his or its discretion, give any person interested in such appeal, copies of any documents connected with the appeal, on payment of a fee of rupees two per copy of each document.

**26. Fees for the issue and renewal of driving licences:** The following fees shall be payable respectively for the issue and renewal of driving licences under sub-rule (9) of Section 7 and sub-section (4) of Section 12:---

(i) fee for the issue of driving licence ..... Rs. 20.00

(ii) fee for the renewal of driving licence:---

(a) where the application for renewal is made within thirty days from the date of expiry of the licence ..... Rs. 10.00

(b) where the application for renewal is made after thirty days of the date of expiry of the licence ..... Rs. 30.00

**26-A. Renewal of licence by Postal Authorities:** A licence shall be renewed at the Post Office in the manner and in accordance with the procedure laid down in the Punjab Renewal of Repetitive Licences-Arms/Driving Licences and payment of Motor Vehicles Tax through Post Office Rules, 1970.

**27. Certain persons to be exempted from driving licence fees:** No fee shall be charged,---

(a) for the issue or renewal of a driving licence or a learner's driving licence,---

(i) to a person employed in the service of the Federal or the Provincial Government for driving a motor vehicle; or

(ii) to such Foreign Consular Officer to Carrier or to such class of person as Government by a general or special order specify in this behalf;

(b) for the issue or renewal of a driving licence to an ex-serviceman holding a certificate of proficiency in driving a motor vehicle from an officer of the Armed Forces of Pakistan.

## Chapter III

### Registration Of Motor Vehicles

**28. Registering Authority:** (1) The registering authority shall be the Excise and Taxation Officer of the District.

(2) The area of jurisdiction of each registering authority shall be the area of the District.

(3) The registering authority, before cancelling or suspending the certificate of registration of a motor vehicle, shall give the owner an opportunity of being heard.

**29. Appellate authority:** (1) The authority to hear appeals against any appealable order passed by a registering authority under Chapter III of the Ordinance shall be the Director Excise and Taxation having jurisdiction in the district.

(2) The authority to hear appeals against any order passed to suspend certificate of registration under Section 39 read with rule 35 shall be the Director, Excise and Taxation having jurisdiction in the area.

(3) The authority to hear appeals against an order in respect of a certificate of fitness under Section 39 read with rule 35 shall be the Superintendent of Police having jurisdiction in the area to which the order was passed.

**30. Conduct and hearings of appeals:** (1) An appeal under rule 29 shall be preferred in duplicate in the form of a memorandum, setting forth concisely the grounds of objection to the order of the registering authority or the Motor Vehicles Examiner, as the case may be, and shall be accompanied by a fee of rupees five and a certified copy of that order. The Director, Excise and Taxation, or the Superintendent of Police, as the case may be, if the appeal succeeds, refund the fee in whole or in part, as he thinks fit.

(2) The appellate authority after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may deem necessary, may confirm, vary or set aside the order of the registering authority or the Motor Vehicles Examiner or the Court, as the case may be, and shall make an order accordingly.

(3) Any person preferring an appeal under the rule shall be entitled to obtain a copy of any document filed with the registering authority or the Motor Vehicles Examiner or the Court in connection with any order against which he is preferring an appeal on the payment of a fee of rupees two in respect of each such document.

(4) Subject to the provision of sub-rule (3), the Director, Excise and Taxation or the Superintendent of Police may give any person interested in such appeal, copies of any document connected with the appeal, on payment of a fee of rupees two per copy of each document.

**31. Assignment registered weights:** In assigning any weight other than the unladen weight to a transport vehicle under Section 28, the registering authority may, if the owner so desires, assign a weight less than the maximum permitted by the provisions of that section as the registered laden weight or the registered axle weight of any axle.

**32. Assignment and exhibition of registration marks:** (1) The registration marks to be assigned under sub-section (3) of Section 25 are set forth in the Sixth Schedule to the Ordinance.

(2) The registration marks shall be clearly and legibly exhibited on a plane surface on a plate or part of the vehicle both at front and rear facing direct to the front or rear, as the case may be, in the manner hereinafter specified Motor Vehicles owned by Government Departments, except those of the Special Branch, shall carry the distinctive registration plate in the form illustrated in the Second Schedule to these rules. The name of the Department to which the vehicle belongs shall be shown in this rule. In the case of a public service vehicle, the registration mark shall also be exhibited on a plane surface inside the vehicle, above the wind screen.

(3) The registration mark shall be in English letters and numerals, and:---

(a) save in the case of a motor cycle or a motor cab rickshaw or a motor cycle rickshaw or an invalid carriage the letters shall be not less than two and-a-half inches high and a five-eighths of an inch thick at any part; the numeral shall not be less than three and-a-half inches high and three-quarter of an inch thick at any part, and there shall be space between any letter and any numeral, and between any letter or numeral and the edge of the plane surface, of not less than half an inch and a space between any two letters and between any two-numerals of not less than three-eighth of an inch;

(b) in the case of a motor cycle or a motor cab rickshaw or a motor cycle rickshaw or an invalid carriage, letters shall be not less than one and two-third inches high and half an inch thick at any part, and there shall be space between any letter and any numeral, and between any letter or numeral and the edge of the plane surface, of not less than a third of an inch and a space between any two numerals of not less than a quarter of an inch.

(4) The plane surface aforesaid shall not be inclined from the vertical by more than thirty degrees. The letters and numerals shall be exhibited in the following manner,---

(a) in the case of a transport vehicle, other than a motor cab excluding motor cab rickshaw, both registration marks assigned to the vehicle shall exhibit the letters and numerals in two separate horizontal lines, the letters above and the numerals below;

(b) in all other cases, the registration marks may exhibit the letters and numerals either in two horizontal lines as aforesaid or in one horizontal line.

(5) Notwithstanding anything contained in sub-rule (2), the registration mark exhibited at the front of a motor cycle of an invalid carriage may be displayed on a plate in a line with the axis of the vehicle and shall in such case be displayed on both sides of roof plate.

(6) The front and rear registration mark exhibited on a public service vehicle shall be affixed at a distance of not less than eighteen inches from the ground level.

(7) If the letters and numerals are exhibited in any polished metallie surface they shall have plane and not rounded surfaces.

**Sind Amendment:**

(8) (a) [The registration plates shall be issued in respect of various classes of Vehicles on payment at the following rates:---

(i) Motor Cycle Rickshaws, Rupees ten per single Scooters and Motor Cycles; plate.

(ii) Trucks and Trailers Rupees seventy-five for a set of three plates.

(iii) Other Vehicles. Rupees fifty for a set of two plates.

(b) The size of the registration plate shall be of [16' x 5.5'] in case of the front plate and 13' x 7' in case of the rear plate for non-commercial vehicles, and 13' x 7': for both the plates for Commercial Vehicles;

**Provided that** the size of registration plate for motor cycle rickshaws, scooters and Motor Cycles shall be '6.5' x 6.5'.

(c) The registration plates issued to any class of vehicles shall be in such colour as may be notified out of the following group of colours:---

**(i) Non-commercial Vehicles:---**

- (1) Sky-blue letters and numerals on white background.
- (2) Black letters and numerals on white background.
- (3) Red letters and numerals on white background.
- (4) Navy-blue letters and numerals on white background.
- (5) Black letters and numerals on yellow background.

**(ii) Commercial Vehicles:**

- (1) White letters and numerals on white background.
- (2) White letters and numerals on black background.
- (3) White letters and numerals on red background.
- (4) White letters and numerals on navy-blue background.

**(iii) Government Vehicles:**

- (1) Green letters and numerals on white background.
- (2) White letters and numerals on green background.]

**(a) Scooters and Motor Cycles:**

Sky blue letters and numerals on white background.

**(b) Motor Cycle. Rickshaws:**

White letters and numerals on sky blue background.

(d) The registration plates shall be alpha-numeric in character comprising embossed alphabets (excluding I and 0), four digits, monogram of Sind Government and the name of respective District;

**Provided that** the registration plate for Motor Cycle Rickshaws, Scooters and Motor Cycles shall comprise one alphabet, five digits, monogram of Sind Government and name of respective District White letters and numerals on dark blue background with 'Sind Police' inscribed underneath.

**32-A.** (1) Any motor vehicles which is the property or for the time being under the exclusive control of a foreigner on non-diplomatic assignment to Pakistan shall carry registration marks in Black Letters on Yellow Background for display thereon in the manner prescribed thereunder.

Country diplomatic number followed by registration marks allotted by the Registering Authority in Pakistan 72-LEZ-7455.

(2) Except as provided under sub-rule (1) above no motor vehicles in the use of the foreigners on non-diplomatic assignment in Pakistan shall display its original registration mark in the manner prescribed under the Sixth Schedule.

**33. Registration mark a trailer:** (1) The registration mark of a trailer shall be exhibited on a plane plate or surface on the left hand side of the trailer. The letters, figures, space and margin shall be of dimensions not less than those prescribed in (b) of sub-rule (3) of rule 32.

(2) The registration mark of the drawing motor vehicle required by the Ordinance to be affixed to the rear of a trailer shall be in conformity with all the provision of these rules applicable to the registration mark affixed to the rear of a motor vehicle.

**34. Particulars to be printed on transport vehicles:** (1) Save in the case of motor cabs, delivery vans or trailers of the nature specified in clause (h) of sub-section (3) of Section 44, the particulars set forth below shall be exhibited in a fixed frame inside the vehicle in the driver's cab, in English letters and numerals:---

1. Registered No. of vehicle.

2. Name and address of owner as set forth in the Certificate of Registration

3. The Registered Unladen Weight in Ibs. denoted by U.W.

4. The Registered Laden weight in Ibs. denoted by R.LW.

5. Carrying capacity:---

(a) If a stage or a contract carriage, the number of the passengers of whom accommodation is provided

(i) Upper class

(ii) Lower class and (b) if a goods vehicle, in Ibs.

6. Registered Front Axle Weight in Ibs. denoted by F.A.W.

7. Registered Rear Axle Weight in Ibs. denoted by R.A.W.

8. Number and size of tyres:---

(a) Front Axle

(b) Rear Axle

(c) Intermediate Axle, if any

Signature and name of the Motor Vehicle Examiner.....

Signature of the authorised person.....

Seal of the licensed Automobile Workshop. Licence

No.....

Place of issue.....

2) The full name of the company, society, firm or person owning the vehicle as set forth in its registration certificate shall be exhibited on both sides of every transport vehicle other than motor cabs, delivery vans and trailers, in block letter measuring four inches in height and three-fourths of an inch in thickness:---

**Provided that** with the approval of the Regional Transport Authority concerned abbreviation of names may be used.

**Sind Amendment:**

**2-A.** In every motor cab, rickshaw and motor cab, used as taxi, the registration mark, name and photograph of the driver and name and address of the owner of the vehicle shall be exhibited in a fixed metal frame of six square inches inside the cabin in such a manner as to be clearly visible to the passengers traveling in such vehicles.

(3) In the case of a motor cab, or a motor cab rickshaw, the word 'TAXI' shall be painted in white in a middle of the wind screen as well as of the rear glass. The letters shall be not less than 2.5 inches high and 5/8th of an inch thick at any

part. The word 'Private' in block letters not less than 2.5 inches high and 5/8th of an inch thick at any part shall be painted in red in the middle of the wind-screen of a motor cycle rickshaw.

(4) This rule shall not apply to any vehicle registered under section 40 or 41.

**Sind Amendment:**

(4) The registration mark of a motor cab or a motor cab rickshaw used as taxi shall be painted in red on the upper left corner of the front wind screen in the letters and digits of 5/6 inch height and 7/60 inch width.

(5) This rule shall not apply to any vehicle registered under Sec. 40 or Section 41.

**35. Issue and renewal of certificate of fitness:** (1) (a) The authority prescribed to issue or renew a certificate of fitness and to perform all other functions which are to be discharged by a prescribed authority under section 36, shall be:---

(i) in the case of vehicles owned and operated by the Road Transport Corporation established under section 70, the Works Manager of the Corporation or any other officer appointed by it for the purpose; and

(ii) in the case of other vehicles, the Motor Vehicles Examiner appointed by the Inspector-General of Police, West Pakistan.

(b) The authority granting a certificate of fitness shall send copy thereof of the registering authority concerned:---

**Provided that** the Regional Transport Authority may authorise any licensed Automobile Workshop to perform the functions of a Motor Vehicles Examiner.

**N-W. F. P. Amendment:**

(ii) In the case of other vehicles the Motor Vehicles Examiner appointed by the Inspector-General of Police, North-West Frontier Province, who shall examine the vehicle in the presence of the Deputy Superintendent of Police (Headquarter) or any Deputy Superintendent of Police deputed by the Superintendent of Police of the District concerned and grant the fitness certificate only when both are of the view that the vehicle is fit for further use.

(2) An application for the issue or renewal of certificate of fitness shall be made in Form C.F.A., Form C. F. R. A., respectively to the Motor Vehicles Examinee [or a licensed Automobile Workshop] of the area where the owner has his principle office of business.

(3) The Motor Vehicles Examiner or a licensed Automobile Workshop by whom a certificate of fitness was issued or if it has been renewed, the Examiner or a licensed Automobile, Workshop by whom it was last renewed, may endorse thereon the date, appointed for the next inspection of the vehicles and the owner shall cause the vehicle to be produced accordingly.

(4) If the owner finds that the vehicle cannot be produced for the next inspection on the date endorsed on the certificate of fitness, he shall, not less than fifteen days before the aforesaid date, apply to the Motor Vehicles Examiner or a licensed Automobile Workshop for the change in the date of inspection stating the reasons for such a change. When date of inspection is extended by the Examiner or a licensed Automobile Workshop no penalty as provided in sub-rule (9) shall be chargeable for the period for which extension is granted.

(5) If no date for the next inspection is endorsed on the certificate of fitness as provided in sub-rule (3), application for the renewal of a certificate of fitness shall be made in Form C. F. R. A. not less than fifteen days before the date of expiry of the certificate and the owner of a vehicle in respect of which such application is made shall cause the vehicle to be produced for inspection on such date as the Motor Vehicles Examiner or a licensed Automobile Workshop may appoint.

(6) There shall not be more than one certificate of fitness in respect of any vehicle which shall be bound in registration certificate of the vehicle.

(7) If, owing to mechanical break-down or other cause, a motor vehicle is, after the expiry of the certificate, outside the area in which the Motor Vehicles Examiner or a licensed Automobile Workshop by whom the certificate is to be renewed has jurisdiction the Motor Vehicles Examiner [or a licensed Automobile Workshop] may without prejudice to any penalty to which the owner a driver may have become liable, if the vehicle is in his opinion fit for use, by endorsement in Form C. F. Sub. and subject to such condition as he may specify, authorise its continued use for such time not exceeding one week as may be reasonably necessary for the vehicle to return to the area of the Examiner by whom the certificate should be

renewed, and the vehicle may be driven to such area in accordance with such endorsement but shall not be used after return to that area until the certificate has been renewed.

(8) If a vehicle is damaged at any time so as to be unfit for ordinary use and may in the opinion of any Motor Vehicle Examiner [or a licensed Automobile Workshop] safely be driven at a reduced speed to a place oil repair, and if the Examiner [or a licensed Automobile Workshop] is satisfied that it is necessary that the Vehicle should be so driven any Motor Vehicles Examiner [or a licensed Automobile Workshop] may, by endorsement in Form C. F. X. specify the time within which, and the condition subject to which, the vehicle may be driven to a specified destination for the purpose of repair and the limit of speed beyond which this all not be driven.

(9) The fee for:---

(i) the grant of a certificate of fitness shall be rupees twenty; and

(ii) for the renewal of such certificate:---

(a) in cases where the vehicle in respect of which the certificate is required, is produced for inspection within fifteen days if the expiry of the certificate, rupees ten; and

(b) in case where the vehicle is not produced for inspection within the aforesaid period of fifteen days, rupees ten, plus a penalty not exceeding rupees twenty:---

**Provided that** the fees for the grant or renewal of a certificate of fitness payable to a licensed Automobile Workshop shall be rupees ten.

#### **Punjab Amendment.**

(i) in clause (i) for the words 'Rupees Twenty' the words 'Rupees fifty' shall be substituted;

(ii) in sub-clause (a) of clause (a) (ii), for the words 'Rupees ten' the words 'Rupees Twenty-five' shall be substituted;

(iii) in sub-clause (b) of clause (ii), for the words 'Rupees ten' and 'Rupees Twenty' the words 'Rupees Twenty-five' and 'Rupees one hundred' respectively shall be substituted; and

(iv) in the provision for the words 'Rupees ten' the words 'Rupees Twenty' shall be substituted].

(10) Any Motor Vehicle Examiner or any Police Officer not below the rank of Deputy Superintendent of Police may after giving the owner an opportunity of being heard cancel the certificate of fitness of transport vehicles under subsection (3) of Section 39 or may suspend the certificate for a period not exceeding two months if in his opinion the vehicle does not comply with the provisions of Chapter VI of the Ordinance or the rules thereunder.

(11) The authority cancelling a certificate of fitness under sub-rule (10) shall give the owner or other person in charge of the vehicle a notice in Form C.F.C. for such cancellation and shall make a report of his action and toward the certificate to the (appropriate) Superintendent of Police. After the authority has cancelled the certificate of fitness, such authority may by endorsing in Form C.E.X. specify the time within which and the conditions subject to which the vehicle may be driven to a specified destination for the purposes of repair.

(12) Nothing in sub-rule (11) shall debar the owner or the person in charge of the vehicle, the certificate of fitness of which has been cancelled, from applying at any time for the restoration of the certificate of fitness if the vehicle has been repaired in such a manner that the provisions of Chapter VI of the Ordinance and of the rules made thereunder are complied with. If such a vehicle is inspected and passed within fourteen days of the date of cancellation of the certificate of fitness but before the date of expiry specified in such certificate the certificate shall be restored to its original date of expiry and no restoration fee shall be charged, if, however, the vehicle is brought for inspection at any other time, fresh certificate of fitness will require.

(13) While inspecting a motor vehicle, the Motor Vehicles Examiner or a licensed Automobile Workshop shall fill in Form MV. Ins., (or) in duplicate, and shall on completion deliver the original copy to the owner or his authorised agent or his driver.

**35-A. Licensing of Automobile Workshops:** (1) Any automobile workshop' may an application in Form C.F.L.A. to the Regional Transport Authority of the area, for the grant of a licence to issue or renew a certificate of fitness of a vehicle.



(2) On receipt of application in Form C.F.L.A. the Regional Transport Authority may, after such enquiry as it may deem necessary, either reject the application or grant a licence in Form C.F.L on the conditions specified therein:--

**Provided that** no such licence shall be granted unless the Automobile Workshop is of the standard laid down by the Provincial Transport Authority in this behalf.

**35-B. Suspension or cancellation of a licence for the establishment of an automobile workshop to grant and renew certificate of fitness:** (1) The Regional Transport Authority granting licence may at any time suspend or cancel the licence in case any condition thereof is contravened by the licensed Automobile Workshop; provided that the Regional Transport Authority before passing an order for cancellation of the licence may afford the licensee an opportunity of being heard.

(2) The licence granted under rule 35-A shall, unless he suspended or cancelled under sub-rule (1), be valid for a period of one year from. the date of issue.

**35-C. Appellate Authority:** Any person aggrieved by an order passed under sub-rule (1) of rule 35-B, may within thirty days of the order prefer an appeal to the Chairman, Provincial Transport Authority, whose order shall be final].

**36. Temporary registration of newly sold vehicles:** (1) When of any reason it is impracticable for the purchaser of a newly sold vehicle to obtain registration certificate in the ordinary course, owing to a temporary closure of the office of the registering authority or for other similar reason, of where the purchaser of a newly sold vehicle intends to take it immediately to the district where he has his permanent residence or a place of business, a temporary certificate of registration and a temporary registration mark may be issued his rule, and temporary certificate and registration marks shall for the time being serve all the purposes of a regular certificate and registration mark.

(2) For the purpose of issuing temporary certificates of registration and temporary registration marks any revenue officer of or above rank of Assistant Collector or any Police Officer of or above the rank of Inspector or any approved firm of motor dealers or association of persons, using motor vehicles may be appointed by Government to be a special registering authority. Where a firm of motor dealers or association of users of motor vehicles is so appointed the registering authority, may, from time to time, prescribe the names of the persons being members of employees of the firm or association, who shall be competent to sign the temporary certificate of registration, and no certificate signed on behalf of the firm or association by any other person shall be valid.

(3) A temporary certificate of registration or a temporary registration mark shall not be issued except in respect of vehicle which has not previously been registered under the Ordinance.

(4) Every application for a temporary certificate of registration shall be in writing and shall indicate the District or place where the vehicle is intended to be produced for permanent registration. It shall be supported by a certificate from the person or firm from whom the vehicle has been purchased to the effect that it has been sold to the applicant on the day when the certificate is signed.

(5) On presentation of the application with its accompanying certificate, an authority empowered under sub-rule (2) may issue a temporary certificate of registration in Form CR Tern Foil A of this form shall be handed to the applicant. If the place in which it is intended permanently to register the vehicle in Pakistan Foil B shall be despatched immediately to the registering authority of the District in which it is to be registered. In other cases Foil B shall be dealt with according to such directions as may be issued by Government from time to time. The counter-foil, together with the application and its accompanying certificate, shall be kept on record by the authority issuing the permit and shall be exhibited for inspection of the registering authority of the district at the end of every calendar month or at such other intervals as the registering authority may direct. The counter-foils, with the connected application and certificates, shall unless they are taken by the registering authority into his own charge be preserved by the issuing authority for a period of, not less than twelve months for the date of issue.

(6) In the case of vehicles included to be permanently registered in the Province, the registering authority receiving Foil B under the preceding sub-rule shall forthwith send an acknowledgment to the authority which issued and the authority shall attach the acknowledgment to the counter-foil.

(7) The records maintained under sub-rule (4) by any firm of motor dealers or association of persons using motor vehicles approved for the purpose of issuing temporary certificates of registration and temporary registration marks shall be open to inspection at all reasonable times by any police officer not below the rank of Sub-Inspector.

(8) A temporary certificate of registration shall not be valid for more than ten days shall not be capable of renewal.

(9) An authority issuing a temporary certificate of registration shall at the same time assign to the vehicle a distinguishing mark, to be displayed thereon in the manner prescribed for distinguishing marks assigned under sub-section (3) of Section 25, the letters and figures composing the marks being in red on yellow ground. Where the temporary registration mark has been issued by an approved firm of motor dealers or association of motor users, the designation and address of firm or association shall also be printed in small letters along the lower edge of each plate.

(10) To enable the authorities empowered under sub-rule (2) to fulfill the requirements of the preceding sub-rule, the registering authority of the district shall allocate to each authority a block of registration marks out of those assigned to the district in the Sixth Schedule to the Ordinance.

**37. Loss or destruction of certificate of registration of a vehicle other than transport vehicle:** (1) If at any time the certificate of registration of a vehicle other than a transport vehicle is lost or destroyed, the owner shall forthwith intimate the facts in writing to the registering authority by whom the certificate was issued or by whom the registration mark of vehicle was assigned under section 30 and shall apply in Form C.R.L.D. to the said authority for the issue of a duplicate.

(2) Upon receipt of an application in Form C.R.L.D. together with a fee of rupees three the registering authority may, after making such enquiries as appear necessary, issue a duplicate certificate of registration Form G clearly stamped 'Duplicate' in red ink.

**Sind Amendment:**

In rule 37, in sub-rule (2), for the words 'of rupees three', the words 'mentioned in the Fifth Schedule' shall be substituted.

**38. Loss or destruction of certificate of registration and certificate of fitness of a transport vehicle:** (1) If at any time the certificate of registration or the certificate of fitness of a transport vehicle is lost or destroyed, the owner shall forthwith intimate the facts in writing to the registering authority by whom the certificate of registration was issued or by whom the registration mark was assigned under section 30, and shall apply in Form C.R.L.D. Tran. to the said authority for the issue of a duplicate certificate of registration of certificate of fitness.

(2) Upon receipt of an application in Form C.L.R.D. Tran. together with a fee of rupees five the registering authority may, after making such enquiries as appear necessary and obtaining particulars of the original certificate of fitness from the Motor Vehicles Examiner [or licensed Automobile Workshop] by whom it was issued or last renewed, issue a duplicate certificate of registration and certificate of fitness in Forms G and I, respectively, clearly stamped 'Duplicate' in red ink.

**Sind Amendment:**

In sub-rule (2), for the words 'of rupees five' the words 'mentioned in the Fifth Schedule' shall be substituted.]

(3) No person shall be liable to be convicted of an offence under section 90 if, at the time when the certificate is demanded, he has already reported the loss or destruction thereof in accordance with the provisions of this rule and a duplicate certificate has not been delivered to him.

**39. Defaced or torn certificate of registration and certificate of fitness of transport vehicles:** (1) If at any time the certificate of registration or the certificate of fitness of a transport vehicle is so torn or defaced that it -has ceased to be legible or any important part of the certificate is missing or any unauthorised alteration has been made therein, the registering authority may impound the certificate and after ascertaining the correct entries which should have appeared in the said certificate issue a duplicate certificate in Form G or Form I, as the case may be, clearly stamped 'Duplicate' in red ink.

(2) The fee on a duplicate under this rule shall be rupees five.

**Sind Amendment:**

In sub-rule (2), for the words 'rupees five' the words 'as mentioned in the Fifth Schedule' shall be substituted.

**40. Procedure when a last certificate is subsequently founded:** (1) When a duplicate certificate of fitness or certificate of registration has been issued upon representation that the original, has been lost and the original is afterwards found by the holder; the original certificate of fitness or certificate of registration shall be delivered forthwith to the registering authority.

(2) Any other person finding a certificate of fitness or certificate of registration shall deliver it to the holder or to the nearest police station.

**41. Temporary receipt for a certificate of registration or certificate of fitness taken into possession by competent authority:** (1) When the holder of a certificate of registration and a certificate of fitness of a transport vehicle has submitted them to a registering authority or other authority for any purpose under the Ordinance of these rules and neither the certificate of registration nor the certificate of fitness has been suspended or cancelled, the registering authority shall furnish him with a receipt for the certificate of registration in Form R Tern and during such time as the receipt shall be specified to remain in force it may be produced in place of the certificate of registration or the certificate of fitness under sub-section (2) of Section 90.

(2) Any authority granting a receipt under the preceding sub-rule may at his discretion extend the time thereof by order endorsed thereon.

(3) No fee shall be payable in respect of a receipt given under this rule.

**42. Registration fees:** (1) The fee for the registration of a motor vehicle shall be:---

(a) in respect of motor cycle and an invalid carriage or a trailer not having more than two wheels and not weighing more than one ton unladen .....Fifty Rupees.

(b) in respect of a heavy transport ...Five hundred rupees vehicle

(c) in receipt of any other vehicle .....Two hundred rupees

(d) in respect of temporary registration of any vehicle .....Fifty rupees.

2. Notwithstanding anything provided in sub-rule (i) the fee payable by an applicant for the allotment of any of the following Registration Marks, subject to availability, shall be as shown below against each category:---

(i) serial number 1 of the series of Ten thousand rupees. Registration Marks

(ii) serial number 7 or 786 in any of the Seven thousand rupees series of Registration Marks and five hundred rupees.

(iii) any other single digit number of any Five thousand rupees. of the series of Registration Marks

**Provided that** if there are more than one applicants for the allotment of any specified Registration Mark, the Registration Authority may, with the prior approval of the Government, put the said Registration Mark to open auction and allocate the same to the highest bidder.]

#### **Baluchistan Amendment:**

**42. Registration Fees:** The fee for the registration of a motor vehicle shall be,---

(a) in respect of a motor-cycle and an invalid carriage or a trailer not having more than two wheels and not weighing more than one ton unladen .....Fifty Rupees

(b) in respect of a heavy transport .....Five hundred rupees vehicle

(c) in respect of any other vehicle .....Two hundred rupees

(d) in respect of temporary registration of .....Fifty rupees any vehicle

This Notification shall take effect from 1st July, 1980.

**43. Exemption from payment of registration fees:** No fee shall be charged for the registration of a vehicle in the following cases:---

(a) tractor or trailers and locomotives used solely for agricultural purposes;

(b) such motor ambulances use solely for the conveyance of the deadbody or sick or injured, as may be notified by Government from time to time;

(c) any motor vehicle belonging to Foreign missions. Foreign Consular Officer and staff of the United Nations including its various organs and specialized agencies in Pakistan and any other person or vehicle exempted by Government by a special order;

(d) Motor vehicles upto 1300 CC specially designed for use by invalids.] Sind Amendment:

(e) motor vehicles upto 1300 CC specially designed for use by invalids.]

**N.W.F.P. Amendment:**

In R. 43, Clause (a) deleted.

**44. Maintenance of record of Motor Vehicles by registering authority:--**

(1) The registering authority shall maintain record of all motor vehicles registered under the Ordinance and such record shall contain the name and address of the owner together with a description of the vehicle.

(2) Persons applying for copies of particular of any vehicle entered in the said record shall pay fifty paise for each copy with a maximum of rupees three when copies of particulars of more than one vehicle are applied for by the same person and at the same time.

(3) In addition to the fee prescribed under sub-rule (2) a copying fee at the rate of six paise for copies of particulars of three vehicles or less shall be payable.

**45. Authority to suspend certificate of registration:** Any Police Officer not below the rank of Deputy Superintendent and any Motor Vehicles Examiner may after giving the owner an opportunity of being heard suspend the certificate of registration of a motor vehicle under section 34.

**46. Hire-purchase agreements:** (1) When in an application for the registration of a motor vehicle the parties to an agreement of hire purchase declare, in the form of the note endorsed on Form F, that the vehicle is the subject of such an agreement, the registering authority shall complete and affix his signature to the note appended to Form G but shall not be required to satisfy as to the title of the two parties in the vehicle nor shall be endorsed on Form G in any way affect the title of any party.

(2) If, upon termination of an agreement of hire-purchase or otherwise, the registered owner and the other party desire that the note on Form G relating to such an agreement shall be cancelled, they shall apply in Form H. P. Ter. to the registering authority by whom the vehicle was registered or by whom a new registration mark has been assigned to the vehicle under section 30, and the registering authority shall thereupon cancel the note endorsed on Form G.

(3) Nothing contained in this shall prevent a registering authority from recording a change of the address of the registered owner on the certificate of registration as provided in Section 31, nor shall the registering authority be required to inform the other party to an agreement of hire-purchase of any intimation of change of address, but the registering authority shall not record any transfer of ownership of a motor, vehicle under section 32 so long as the certificate of registration contains the note of an agreement of hire-purchase, unless the other party to that agreement signifies his consent to such by endorsement upon Form T. O.

(4) If the other party to an agreement of hire-purchase satisfies the registering authority that he has taken possession of the vehicle owing to the default of the owner under the provisions of the agreement, and the owner has absconded or refuses to deliver the certificate of registration the registering authority may after giving the owner an opportunity of being heard and notwithstanding that the certificate of registration is not produced, cancel the certificate of registration and issue duplicate of registration and deliver the same to the other party.

(5) The owner shall be deemed to have been given an opportunity of being heard within the meaning of the preceding sub-rule if a notice has been duly served on him by registered post to the address stated in the certificate or registration and he fails to appear before the registering authority on the due date to show-cause against the cancellation of the certificate.

(6) If a note in respect of an agreement of hire-purchase is to be endorsed on a certificate of registration, there shall be payable in addition to the registration fee a further fee of rupees ten. No fee shall be payable in respect of the cancellation of the note under sub-rule (2). There shall be payable for recording transfer of ownership a further fee of rupees five when the transfer is of a vehicle which is the subject if a hire-purchase agreement.

**Sind Amendment:**

In sub-rule (6), for the words 'of rupees ten' the words 'mentioned in the Fifth Schedule', shall be substituted.

**47. Transfer of ownership:** (1) Application for transfer of ownership of a motor vehicle under sub-section (1) of Section 32 shall be made in Form T. O. and shall be accompanied by a fee of rupees five.

**Sind Amendment:**

In sub-rule (1), for the words 'of rupees five' the words 'mentioned in the Fifth Schedule for the respective class of motor vehicle' shall be substituted.

(2) Communication of transfer to the original registering authority under sub-section (2) of Section 32 shall be in Form C. R. T. I.

**48. New registration marks:** (1) Application for a new registration mark under section 30 shall be made in Form R. M. A. and shall be accompanied by a fee of rupees five.

**Sind Amendment:**

In sub-rule (1), for the words 'a fee of rupees five' the words 'such fee as mentioned in the Fifth Schedule for registration of the respective class of motor vehicle' shall be substituted.

(2) The registering authority assigning a new registration mark to a motor vehicle shall intimate the fact to the owner and the other party, if any, to an agreement of hire-purchase specified in the note on the certificate of registration and shall apply to the original registering authority for transfer of the records of the vehicle in Form R. M. I.

**49. Application for charge of address and alteration in motor vehicle:**

(1) Application for change of address under section 31, shall be made in Form C. A. and shall be accompanied by a fee of rupees five.

(2) Application for alteration in a motor vehicle under section 33 shall be made in Form A. M. and shall be accompanied by a fee of rupees five.

**Sind Amendment:**

In sub-rule (2), for the words 'of rupees five' the words 'mentioned in the Fifth Schedule' shall be substituted.

**50. Vehicles entering the Province from outside:** (1) When any motor vehicle which is not registered in the Province has been kept therein for a period exceeding fourteen days, the owner or other person incharge of the vehicle shall send intimation to the registering authority of the District in which the motor vehicle is at the time of making the report and shall intimate,---

(a) his name and permanent address, and his address for the time being;

(b) the registration mark of the vehicle;

(c) the mark and description of the vehicle; and

(d) in the case of a transport vehicle the name of the authority within the Province by whom the permit has been issued or counter-signed:---

**Provided that** in the case of a transport vehicle covered by a permit having validity in the Province, it shall be necessary to make a report under this sub-rule upon the occasion of first entry only.

(2) Nothing in this rule shall apply to a motor vehicle which is exempted from registration under the provisions of rule 52.

(3) Nothing in this rule shall apply to any vehicle registered under section 30 or under section 41.

**51. Hiring agreement:** When possession of a motor vehicle is transferred by the registered owner to another person under a hiring agreement, the registered owner shall forthwith intimate the fact and the full name and address of, the transferee to the registering authority of the area in which the said owner has his residence or place of business.

(2) Nothing in the preceding sub-rule shall make it necessary to give intimation of a hiring agreement when the vehicle is to be used thereunder as a stage carriage.

**52. Exemption of vehicles in the possession of manufacturer or dealer:** (1) Section 23 shall not apply to a motor vehicle in the possession of a manufacturer or dealer in, motor vehicles in the course of the business of the manufacturer or dealer so long as it is used under the authorization of a trade certificate granted by the registering authority within whose area the manufacturer or dealer has his place of business.

(2) Applications for trade certificates shall be made in Form T.C.A. and shall be accompanied by the prescribed fee.

(3) The fee for the trade certificates shall be rupees one hundred in respect of any number of certificates upto ten and rupees fifty in respect of each additional number of five or less certificates. The fees shall be payable annually in advance.

**Sind Amendment:**

(3) The fee for trade certificates shall be as mentioned in the Fifth Schedule and shall be payable annually in advance.

(4) If the registering authority declines to issue a trade certificate or issue a less number of certificate than the number specified in the application, the fee or a proportion of the fee determined in accordance with the sub-rule (3), as the case may be, shall be refunded to the applicant.

(5) Upon the receipt of an application for the trade certificates as aforesaid the registering authority shall, if satisfied that the number of certificates applied for is reasonable in relation to the business of the applicant, issue the certificates in Form T. C. accordingly and assign to the applicant a series of trade registration marks consisting of the two letters of the registration mark specified in the Sixth Schedule to the Ordinance followed by not more than three figures and followed by one letter of the alphabet in respect of each certificate.

(6) The trade certificate shall be attached to the registration mark in a weatherproof holder, in the manner set out hereunder,---

**Certificate**

**Tax Token**

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**KA55-A**  
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(7) Not more than one vehicle shall be used in a public place at any one time under any one trade certificate.

(8) No person to whom a trade certificate is granted shall cause or allow it to be used upon any motor vehicle other than motor cycle unless the holder of the certificate or a bone fide employee of the holder is present in the vehicle or for any purpose other than one purposes set out below:---

(a) For test during the course of or after completion of construction or repairs.

(b) For proceeding to or returning from a weigh-bridge for or after weighment, or to from any place for its registration.

(c) For reasonable trial by or for the benefit of a perspective purchase and for proceeding to or returning from the place where such person intends to keep it.

(d) For proceeding for the purpose of delivery to or from the premises of the dealer and from such premises to the premises of a purchaser or another dealer.

(e) For proceeding to or returning from a workshop with the object of fitting a body to the vehicle or of painting or for repairs.

(f) For proceeding to or from a railway station or where for or after being transported.

(g) For proceeding to or returning from an exhibition of motor vehicles or any place at which the vehicle is to be or has been offered for sale.

(9) No vehicle carrying a trade registration mark and certificate shall be used as a transport vehicle under the authorization of any permit or otherwise.

(10) (a) Every holder of a trade certificate shall keep a register in Form T.R.C. and enter or cause to be entered in duplicate in such register full and trade particulars of the purposes for which every vehicle leaves his premises under a trade certificate of the driver-in-charge, and of the period during which the vehicle was on the road under the trade certificate.

(b) The register shall be in the form of foil and counter-foil in a bound book, the pages of which shall be numbered serially. The necessary particulars, except in regard to the time of return, shall be entered in it by the holder of the certificate or his agent before the commencement of each trip. The register shall be upon to inspection on demand by any Police Officer below the rank of Sub-Inspector.

(c) The foil containing the entries made prior to the commencement of the trip shall be carried by the driver of the vehicle and counter-foil shall be retained for a period of thirty days after trip has been completed and shall be exhibited on demand by any Police Officer authorised to inspect the register.

(11) If at any time the registering authority is satisfied that the holder of a trade certificate has contravened any of provisions of this rule he may, after giving the holder an opportunity of making any representation which he may wish to make, suspend or cancel any or all of the trade certificates held by him.

(12) When a trade certificate has been lost, destroyed or mutilated through negligence of the holder or by accident or passage of time, the holder may apply to the registering authority for the issue of a duplicate certificate, and the registering authority shall, if satisfied, about such loss, destruction or mutilation, issue a duplicate certificate.

(13) A duplicate certificate shall be issued with the words 'DUPLICATE' in Bold red letters written or stamped across it.

(14) The fee for the issue of duplicate trade certificate shall be rupee one respective of the fact whether the original certificate was lost, destroyed or mutilated due to negligence of the holder or accident or its replacement is occasioned by the passage of time.

**53. Exemption of road rollers, graders and delivery vans:** (1) Nothing contained in Chapter III of the Ordinance shall apply to road rollers, graders and other road making and cleaning plant save that every tractor capable of other use shall be registered and shall require a certificate of fitness.

(2) The provision of Section 39 shall not apply to delivery vans.

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