

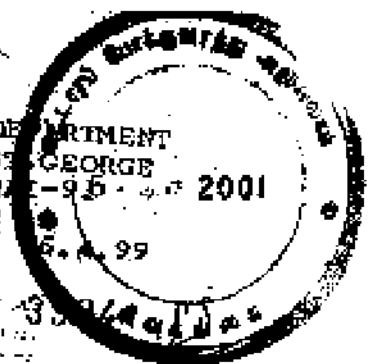
18489/TK.III/99-3

S. JOSEPH STEPHEN,  
SECRETARY TO GOVERNMENT.



HOME DEPARTMENT  
FORT ST. GEORGE  
CHENNAI - 95  
2001  
Dated: 6.4.99

MAY 1999



Managing Director,  
Express Transport Corporation (Transport Division),  
An Salai, Chennai. 2.

Sub: Motor Vehicles - Stage Carriages - Section 101 of Motor Vehicle Act 1988 - Operation of additional services by State Transport Undertaking in certain circumstances - Interpretation of Supreme Court judgement - Temporary permit under section 87 - Clarification - Sent.

Ref: 1. Your Cr.No. STS54/SS/Comm/STTC/99, dated 18.2.99.  
2. From the Transport Commissioner, Cr.No.20356/A2/99, dated 24.3.99.

I am directed to invite attention to your letter first cited, have requested the Government to issue suitable instructions to the Transport Authority/Regional Transport Authorities to accept decision of the Supreme Court not to insist the State Transport Undertaking to present application in prescribed form F.T.A. Form for temporary permit under section 87 of Motor Vehicle Act 1988. In this connection, I am directed to state as follows:-

- (a) Section 101 of the Motor Vehicle Act 1988 specifies that notwithstanding anything contained in section 87, the STU may in the public interest operate additional service for the convenience of the passengers on special occasions such as to and from fairs and religious gatherings, provided that the STU should inform about the operation of such additional service to the concerned transport authority without delay.
  - (b) Section 87(1) (a) of the Motor Vehicle Act 1988 contemplates the issue of temporary permit for the convenience of passengers on specified occasions such as to and from fairs and religious gatherings.
2. Hence the purpose of the said provision is that no temporary permit is necessary for the STU to operate additional services for restricted purpose of conveying passengers in connection with special occasions such as to and from fairs and religious gathering. Any additional services are plied during occasions other than fairs and religious gathering as a matter of routine, under some act or other than such operation cannot regulated under section 87 of the Motor Vehicle Act.

CC: The Transport Commissioner,  
Chennai. 5.

Yours faithfully,  
FOR DEPUTY SECRETARY TO GOVERNMENT  
5/4/99