

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
TRANSPORT DEPARTMENT
5/9, UNDER HILL ROAD, DELHI – 110 054.

No.F.DC/PS/TPT/2016/2665-99

Dated : 24th August, 2016**ORDER**

Whereas Guidelines for granting Licence to a new/renewal of Motor Driving Training School (MDTS) were issued by the Transport Department, Govt. of NCT of Delhi vide order No.F.DC/OPS/TPT/360/2014/1485-1525 dated 6.8.2015;

2. Whereas para G(h) of the guidelines provides as follows –

G(h) “Restriction on number of Candidates to be tested”

To ensure quality driving and training No institution **shall** exceed the upper ceiling limit as to the number of candidates to be trained **by an instructor** in a month as detailed below -

i)	Non-Transport Vehicle single class i.e. Motor Cycle or LMV (Rule 31 (2) of Central Motor Vehicle Rules 1989)	20 candidates per month
ii)	Transport Vehicle (Rule 31 (4) of Central Motor Vehicle Rules 1989)	13 candidates per month”

3. Whereas a Note No.F.DC/OPS/TPT/2013/CD No.075307637/7478 dated 9.2.2016 was accordingly issued by the Deputy Commissioner (Operations) to the System Analyst of the Department to prepare a software/module to keep a check on the number of candidates to be trained by an Instructor in a month as per the table given above;

4. Whereas M/s. Simons Motor Driving Training School vide representation dated 3.6.2016 to the Transport Department, Govt. of NCT of Delhi requested that number of Form 5 (Driving Certificate issued by Driving School or Establishment) in respect of their school be kept as 65 (and not 13) as they had one HMV and four LMV (C)/TSR vehicles;

5. Whereas a Writ Petition No.WP (C) 5979/2016 titled “All Delhi Motor Driving Training School Association v/s. Govt. of NCT of Delhi & Ors.” was subsequently filed before the Hon’ble High Court against the ceiling limit fixed by the above said order;

6. Whereas the Hon’ble High Court vide order dated 15.7.2016 disposed the writ petition with a direction to decide the petitioner’s representation dated 3.6.2016 in accordance with law and after taking into account the ‘prima facie view’ expressed by the court, that is –

Sd/-
24/8/16



Revised

"Prima facie it seems to this Court that by virtue of the circular dated 9th February, 2016, thirteen trainee certificates can be issued per month by each instructor provided one vehicle is available to each instructor employed by the Motor Driving Training Schools"

7. Whereas the representation dated 3.6.2016 has been examined by this department and it is accordingly observed that para G(g) of the Guidelines dated 6.8.2015, inter-alia, provides that "Every licensee shall have at least one instructor each for imparting instructions in driving Motorcycle and Light Motor Vehicle training i.e. one for motorcycle and one for light motor vehicle. For every additional light motor vehicle or heavy motor vehicle, there shall be appointed an additional instructor".

8. Whereas it is observed that the Guidelines vide para G(h) already provide that the number of candidates indicated in the table therein is per Instructor as the words "by an Instructor" has been used there;

9. Now therefore, it is clarified and reiterated that the limit on the number of candidates to be trained indicated in the last column of the table in para G(h) of the guidelines is "**per Instructor**", subject to compliance of the number of Instructors for vehicles as per para G(g) of the guidelines.

10. All the zonal licensing authorities are hereby directed to ensure the compliance of aforementioned instructions by the registered/authorized MDTs on the basis of inspection report of Board of Inspectors.

11. This issues with prior approval of competent authority.


(Suresh C. Meena)
Deputy Commissioner (Ops-I)

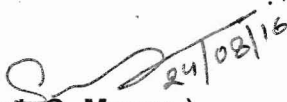
No.F.DC/OPS/TPT/2016/

Dated 24th August, 2016

Copy to –

1. All Special Commissioners, Transport Department
2. All Deputy Commissioners, Transport Department
3. All Licensing Authorities, Transport Department
4. OSD to Secretary-cum-Commissioner (Transport)
- ✓ 5. Sr. System Analyst for uploading on the website of the department.
6. DIMTS for necessary action.




(Suresh C. Meena)
Deputy Commissioner (Ops-I)