

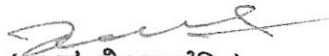
ಕರ್ನಾಟಕ ವಿಧಾನ ಪರಿಷತ್ತು

ಚುಕ್ಕೆ ಗುರುತಿಲ್ಲದ ಪ್ರಶ್ನೆ ಸಂಖ್ಯೆ	: 1120
ಸದಸ್ಯರ ಹೆಸರು	: ಶ್ರೀ ಡಿ.ಎಸ್.ಅರುಣ್ (ಸ್ಥಳೀಯ ಸಂಸ್ಥೆಗಳ ಕ್ಷೇತ್ರ)
ಉತ್ತರಿಸಬೇಕಾದ ಸಚಿವರು	: ಮಾನ್ಯ ಸಾರಿಗೆ ಮತ್ತು ಮುಜರಾಯಿ ಸಚಿವರು
ಉತ್ತರಿಸಬೇಕಾದ ದಿನಾಂಕ	: 18-12-2024

	ಪ್ರಶ್ನೆ	ಉತ್ತರ																								
ಅ.	<p>ಸಾರಿಗೆ ಇಲಾಖೆಯಲ್ಲಿ ಎಷ್ಟು ಅಂಗವಿಕಲ ವ್ಯಕ್ತಿಗಳಿಗೆ (Divyanjan Adapted Vehicle) ದ್ವಿಚಕ್ರ / ನಾಲ್ಕು ಚಕ್ರಗಳ ವಾಹನಗಳು ನೋಂದಣಿಯಾಗಿವೆ; (ವಿವರ ನೀಡುವುದು)</p>	<p>ಸಾರಿಗೆ ಇಲಾಖೆಯಲ್ಲಿ ವಿಕಲಚೇತನರು ಬಳಸುವ ವಾಹನಗಳು ನೋಂದಣಿಯಾದ ವಿವರ ಈ ಕೆಳಕಂಡಂತಿದೆ :-</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <thead> <tr> <th rowspan="2" style="width: 30%;">ವಾಹನ ವರ್ಗ</th> <th colspan="2" style="width: 30%;">2003-24</th> <th colspan="2" style="width: 40%;">2024-25 (ನವಂಬರ್ 2024 ವರೆಗೆ)</th> </tr> <tr> <th>ದ್ವಿಚಕ್ರ ವಾಹನ</th> <th>4 ಚಕ್ರದ ವಾಹನ</th> <th>ದ್ವಿಚಕ್ರ ವಾಹನ</th> <th>4 ಚಕ್ರದ ವಾಹನ</th> </tr> </thead> <tbody> <tr> <td>ದಿವ್ಯಾಂಜನ (Divyanjan)</td> <td style="text-align: center;">56</td> <td style="text-align: center;">16</td> <td style="text-align: center;">51</td> <td style="text-align: center;">07</td> </tr> <tr> <td>ದಿವ್ಯಾಂಜನ ಮಾಲೀಕತ್ವದ ವಿಕಲ ಚೇತನ ವಾಹನಗಳು (Adapted Vehicle class with Divyanjan ownership)</td> <td style="text-align: center;">414</td> <td style="text-align: center;">159</td> <td style="text-align: center;">899</td> <td style="text-align: center;">136</td> </tr> <tr> <td>ವಿಕಲ ಚೇತನ ವಾಹನಗಳು (Adapted vehicle class)</td> <td style="text-align: center;">2952</td> <td style="text-align: center;">304</td> <td style="text-align: center;">3276</td> <td style="text-align: center;">140</td> </tr> </tbody> </table>	ವಾಹನ ವರ್ಗ	2003-24		2024-25 (ನವಂಬರ್ 2024 ವರೆಗೆ)		ದ್ವಿಚಕ್ರ ವಾಹನ	4 ಚಕ್ರದ ವಾಹನ	ದ್ವಿಚಕ್ರ ವಾಹನ	4 ಚಕ್ರದ ವಾಹನ	ದಿವ್ಯಾಂಜನ (Divyanjan)	56	16	51	07	ದಿವ್ಯಾಂಜನ ಮಾಲೀಕತ್ವದ ವಿಕಲ ಚೇತನ ವಾಹನಗಳು (Adapted Vehicle class with Divyanjan ownership)	414	159	899	136	ವಿಕಲ ಚೇತನ ವಾಹನಗಳು (Adapted vehicle class)	2952	304	3276	140
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ಆ.	<p>ದ್ವಿಚಕ್ರ/ನಾಲ್ಕು ಚಕ್ರಗಳ ವಾಹನಗಳ ಮಾರಾಟಗಾರರು Adapted Vehicle ನೋಂದಣಿ ಮಾಡಲು ನಿರಾಕರಿಸುತ್ತಿರುವುದು ಸರ್ಕಾರದ ಗಮನಕ್ಕೆ ಬಂದಿದೆಯೇ; ಸರ್ಕಾರದ ಸೂಚನೆಗಳನ್ನು ಎಲ್ಲಾ ವಾಹನಗಳ ಮಾರಾಟಗಾರರ ಮಳಿಗೆಗಳಲ್ಲಿ ಪ್ರಕಟಿಸಲು ಕ್ರಮ ಕೈಗೊಂಡಿದೆಯೇ, ಇಲ್ಲದಿದ್ದಲ್ಲಿ ಎಲ್ಲಾ ಮಾರಾಟ ಮಳಿಗೆಗಳಲ್ಲಿ ಕ್ರಮ ವಹಿಸಲಾಗುತ್ತಿದೆಯೇ; (ವಿವರ ನೀಡುವುದು)</p>	<p>ಕೇಂದ್ರ ಸರ್ಕಾರವು ಅಧಿಸೂಚನೆ ಹೊರಡಿಸಿದ ಪ್ರಾರಂಭದಲ್ಲಿ, ದಿವ್ಯಾಂಗನ ಮಾಲೀಕತ್ವದ ವಿಕಲ ಚೇತನ ವಾಹನಗಳನ್ನು ನೋಂದಣಿ ಮಾಡುವ ಸಲುವಾಗಿ ತಂತ್ರಾಂಶದಲ್ಲಿ ಅಳವಡಿಕೆ ಮಾಡಲು ಕಾಲಾವಕಾಶ ಬೇಕಾದ ಕಾರಣ ಸದರಿ ವರ್ಗದ ವಾಹನಗಳನ್ನು ನೋಂದಣಿ ಮಾಡಲು ವಿಳಂಬವಾಗಿರುತ್ತದೆ. ಆದರೆ, ಸದರಿ ವರ್ಗದ ವಾಹನಗಳ ತೆರಿಗೆ ಆಕರಣೆಯ ಬಗ್ಗೆ ದಿನಾಂಕ:28.07.2023 ರಂದು ಅಧಿಸೂಚನೆ ಹೊರಡಿಸಿದ ನಂತರ ಹಾಗೂ ನೋಂದಣಿಗಾಗಿ ಸೂಕ್ತ ತಂತ್ರಾಂಶ ರೂಪಿಸಿದ ನಂತರ ಇಂತಹ ವಾಹನಗಳ ನೋಂದಣಿಯನ್ನು ನಿಯಮಾನುಸಾರ ಮಾಡಲಾಗುತ್ತಿದೆ.</p> <p>ಈ ಬಗ್ಗೆ ಎಲ್ಲಾ ನೋಂದಣಿ ಪ್ರಾಧಿಕಾರಗಳಿಗೆ ಈಗಾಗಲೇ ಸೂಕ್ತ ಸೂಚನೆಗಳನ್ನು ನೀಡಲಾಗಿದೆ.</p>																								

<p>ಇ. ದಿವ್ಯಾಂಗರು ಖರೀದಿಸುವ ಪೆಟ್ರೋಲ್ ಇಂಜಿನ್ 04 ಚಕ್ರದ ವಾಹನಕ್ಕೆ 1200 ಸಿ.ಸಿ. ಡೀಸೆಲ್, 1500 ಸಿ.ಸಿ ಸಾಮರ್ಥ್ಯದ ಒಳಗೆ ಇರಬೇಕೆಂಬ ನಿಯಮವಿರುವುದು ಸರ್ಕಾರದ ಗಮನಕ್ಕೆ ಬಂದಿದೆಯೇ (ಬಂದಿದ್ದಲ್ಲಿ ಪ್ರತಿ ಒದಗಿಸುವುದು)</p>	<p>ಹೌದು. AUTOMOTIVE INDUSTRY STANDARD -169 ರ ಭಾಗ-ಡಿ ಯಲ್ಲಿ, ದಿವ್ಯಾಂಗರು ಖರೀದಿಸುವ ವಾಹನಗಳಿಗೆ ಜಿ.ಎಸ್.ಟಿ. ವಿನಾಯಿತಿ ನೀಡುವ ಸಂಬಂಧ ಪೆಟ್ರೋಲ್ ಇಂಜಿನ್ 4 ಚಕ್ರದ ವಾಹನಕ್ಕೆ 1200 ಸಿ.ಸಿ. ಹಾಗೂ ಡೀಸೆಲ್ ಇಂಜಿನ್ ವಾಹನಕ್ಕೆ 1500 ಸಿ.ಸಿ. ಒಳಗೆ ಇರಬೇಕೆಂಬ ನಿಯಮವನ್ನು ನಿಗದಿಪಡಿಸಲಾಗಿದೆ. ಪ್ರತಿಯನ್ನು ಅನುಬಂಧ-1 ರಲ್ಲಿ ಒದಗಿಸಲಾಗಿದೆ.</p>
<p>ಈ. ದಿವ್ಯಾಂಗರು 04 ಚಕ್ರದ ಇ.ವಿ. (Electric Vehicle) ಖರೀದಿಸಲು ಇರುವ ಮಾನದಂಡಗಳೇನು; (ವಿವರ ನೀಡುವುದು)</p>	<ul style="list-style-type: none"> • ಕೇಂದ್ರ ಸರ್ಕಾರದ ರಸ್ತೆ ಸಾರಿಗೆ ಮತ್ತು ಹೆದ್ದಾರಿಗಳ ಮಂತ್ರಾಲಯದವರ ಅಧಿಸೂಚನೆ ಸಂಖ್ಯೆ. GSR 661 (E) ದಿನಾಂಕ: 22.10.2020 ರಲ್ಲಿ, ಕೇಂದ್ರ ಮೋಟಾರು ವಾಹನ ನಿಯಮಗಳು 1989ರಡಿ ನಮೂನೆ-4ರ ನಂತರ 4-ಎ ಯನ್ನು ಸೇರ್ಪಡೆ ಮಾಡಿದ್ದು, ಅದರಲ್ಲಿ ದಿವ್ಯಾಂಗರುಗಳ ವಾಹನ ನೋಂದಣಿ ಮಾಡುವ ಬಗ್ಗೆ ವಿವರಗಳನ್ನು ನಮೂದಿಸಲಾಗಿದೆ. ಸದರಿ ಅಧಿಸೂಚನೆಯ ಪ್ರತಿಯನ್ನು ಅನುಬಂಧ-2 ರಲ್ಲಿ ಒದಗಿಸಲಾಗಿದೆ. • ದಿವ್ಯಾಂಗರು 04 ಚಕ್ರದ ಇ.ವಿ. (Electric Vehicle) ಖರೀದಿಸುವ ಕುರಿತು ಪ್ರತ್ಯೇಕ ಮಾನದಂಡ ಗಳನ್ನು ನಿಗದಿಪಡಿಸಿರುವುದಿಲ್ಲ. ವಾಹನ ನೋಂದಣಿ ಸಮಯದಲ್ಲಿ ಸಾರಿಗೆ ಇಲಾಖೆ ಯಿಂದ ತೆರಿಗೆ ವಿನಾಯಿತಿ ನೀಡುವ ಕ್ರಮ ಜಾರಿಯಲ್ಲಿದೆ.
<p>ಉ. ದಿವ್ಯಾಂಗರು ಖರೀದಿ ಮಾಡುವ ವಾಹನಗಳಿಗೆ ಮೋಟಾರು ಚಾಲಿತ / ಯಾಂತ್ರಿಕ (ಮೆಕ್ಯಾನಿಕಲ್), ವಾಹನಗಳನ್ನು ಮಾರ್ಪಡು ಮಾಡಿಸಬೇಕೆಂಬ ನಿಯಮದಿಂದ ವಿನಾಯಿತಿ ನೀಡಿರುವುದು ನಿಜವೇ (ಹಾಗಿದ್ದಲ್ಲಿ ಪ್ರತಿ ಒದಗಿಸುವುದು) ಸರ್ಕಾರಿ ನೌಕರರಾಗಿ ಸೇವೆ ಸಲ್ಲಿಸುತ್ತಿರುವ ದಿವ್ಯಾಂಗರು ವಾಹನವನ್ನು ಮಾರ್ಪಡು ಮಾಡಿಸದಿದ್ದರೂ ಸರ್ಕಾರದಿಂದ ಸಹಾಯ ಧನವನ್ನು ನೀಡಲಾಗುತ್ತಿದೆಯೇ ಮತ್ತು ಜಿ.ಎಸ್.ಟಿ. ಯಿಂದ ವಿನಾಯಿತಿ ನೀಡಲಾಗುತ್ತಿದೆಯೇ? (ವಿವರ ಒದಗಿಸುವುದು)</p>	<p>ಕೇಂದ್ರ ಸರ್ಕಾರದ ರಸ್ತೆ ಸಾರಿಗೆ ಮತ್ತು ಹೆದ್ದಾರಿಗಳ ಮಂತ್ರಾಲಯದವರ ಪತ್ರ ದಿನಾಂಕ:03.02.2023 ರಲ್ಲಿ ದಿವ್ಯಾಂಗರು ನೋಂದಣಿ ಮಾಡುವ ವಾಹನಗಳಿಗೆ ಮಾರ್ಗಸೂಚಿಗಳನ್ನು ನೀಡಿದ್ದು, ಸದರಿ ಮಾರ್ಗಸೂಚಿಯ ಕ್ರಮ ಸಂಖ್ಯೆ 3ರಲ್ಲಿ ವಿವರಗಳನ್ನು ಒದಗಿಸಿದ್ದು, ವಾಹನಗಳ ಮಾರ್ಪಡು ಮಾಡುವ ಅವಶ್ಯಕತೆ ಇರುವುದಿಲ್ಲ. ಸದರಿ ಪತ್ರದ ಪ್ರತಿಯನ್ನು ಅನುಬಂಧ-3ರಲ್ಲಿ ಒದಗಿಸಲಾಗಿದೆ.</p> <p>ಮೇಲ್ಕಂಡ ನಿಯಮಗಳು ಸರ್ಕಾರಿ ನೌಕರರಾಗಿ ಸೇವೆ ಸಲ್ಲಿಸುತ್ತಿರುವ ದಿವ್ಯಾಂಗರು ಸೇರಿದಂತೆ ಎಲ್ಲಾ ಸಾರ್ವಜನಿಕರಿಗೆ ಅನ್ವಯವಾಗುವುದರಿಂದ ವಾಹನಗಳನ್ನು ಮಾರ್ಪಡು ಮಾಡಿ ನೋಂದಣಿ ಮಾಡುವ ಅಗತ್ಯತೆ ಇರುವುದಿಲ್ಲ. ಸಾರಿಗೆ ಇಲಾಖೆಯಿಂದ ಸಹಾಯ ಧನ ನೀಡುವ ಯೋಜನೆಯೂ ಇರುವುದಿಲ್ಲ.</p> <p>ಕೇಂದ್ರ ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ: 12(42) 2012-AEI (12455), ದಿನಾಂಕ:21.04.2020 ರಲ್ಲಿ ದೈಹಿಕ ವಿಕಲಚೇತನರು ಖರೀದಿ ಮಾಡುವ ವಾಹನಗಳಿಗೆ ಮೋಟಾರು ಚಾಲಿತ / ಯಾಂತ್ರಿಕ (ಮೆಕ್ಯಾನಿಕಲ್) ವಾಹನಗಳನ್ನು ಮಾರ್ಪಡು ಮಾಡಿಸಿದಲ್ಲಿ ಜಿ.ಎಸ್.ಟಿ.ಯಿಂದ ರಿಯಾಯಿತಿ ನೀಡಲಾಗುತ್ತಿದೆ. ಕೇಂದ್ರ ಸರ್ಕಾರದ ಆದೇಶವನ್ನು ಅನುಬಂಧ-4 ರಲ್ಲಿ ಒದಗಿಸಲಾಗಿದೆ.</p>

ಟಿಡಿ 65 ಟಿಡಿಕೂ, 2024


 (ರಾಮಲಿಂಗಾರ್ಡ್ಡಿ)
 ಸಾರಿಗೆ ಮತ್ತು ಮುಜರಾಯಿ ಸಚಿವರು

ಆವರಣ - 1

AIS-169

AUTOMOTIVE INDUSTRY STANDARD

Provisions for Adapted Vehicles of categories:
a) M1 to be used by or for person with disability;
b) N1 to be used by person with disability; and
c) M2 not exceeding 3.5 ton to be used for person
with reduced mobility

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ON BEHALF OF
AUTOMOTIVE INDUSTRY STANDARDS COMMITTEE

UNDER
CENTRAL MOTOR VEHICLE RULES – TECHNICAL STANDING COMMITTEE

SET-UP BY
MINISTRY OF ROAD TRANSPORT and HIGHWAYS
(DEPARTMENT OF ROAD TRANSPORT and HIGHWAYS)
GOVERNMENT OF INDIA

April 2022

Part D	
Vehicle adaptation legal provisions made by the Central Government of India recently, facilities in India and good engineering practices	
D 1.0	Information on recent notifications issued by the Central Government for Adapted Vehicles
D 1.1	MORTH letter No. RT-11036/06/2019 dated the February, 2019 (signed on 28 th Feb. 2019) regarding Alterations in Motor Vehicles which allows deletion of seats, lateral/side facing seat fitment and conversion from soft top to hard top and vice versa for M1. In case of deletion of seats as specified in clause A 2.2.4 no reduction in State / Centre Tax.
D 1.2	Motor Vehicle (Amendment) Act 2019 No. 32 of 2019 dated 9th August 2019 issued by Ministry of Law and Justice – It has definition of Adapted Vehicle under Section 2 of MVA and provisions on allowable changes under Section 52 of MVA.
D 1.3	MORTH notification GSR 240(E) dated 31 st March 2021, regarding definitions of L1 and L2 Two wheelers, alterations in vehicle, provisions for adapted vehicles, etc.
D 1.4	Draft GSR 337 (E) dated 29th May 2020, regarding vehicle recall and testing of adapted vehicle, etc.
D 1.5	MoHI&PE order F. No. 12(42)/2015-AEI dated 24 th October 2019 regarding various criteria for GST exemption for Adapted Vehicle (Vehicles length shall not exceed 4.0 m, gasoline engine capacity \leq 1200 CC; diesel engine capacity \leq 1500 CC).
D 1.6	MORTH notification GSR 401 (E) dated 24th, June 2020, regarding issuance of driving license to person with partial color blindness.
D 1.7	GSR 661 (E) dated 22nd October 2020 for modifications in Form 20 (Application for Registration of Vehicle) modifications related to addition of Ownership type e.g. Autonomous body; Divyangjan (availing GST concession / without availing GST concession); multiple owner, etc.
D 1.8	MORTH letter No. RT- 11021/40/2014-MVL dated 14 th June 2016 adapted vehicle driving licence linking with type of disability.
D 1.9	MORTH advisory dated 13 th November 2020 stating no need of alteration in case of auto-gear vehicle.
D 2.0	Suggested list of approved retro-fitment kit manufacturers or authorized workshops for vehicle adaptations (Note: This list is inserted to give information on such facilities available in India, as a quick reference to Person with disability for his vehicle adaptation. It is arranged as per alphabetical order of State and District. Testing agencies are requested to provide such information with them for further elaboration. While publishing of this standard and when alternative for availing such information is made, it may be separated from the standard, if required.). Also it is to be noted that following retro-fitters/workshops may or may not have approval for all type of disabilities mentioned in this standard.
D 2.1	M/s. Vir Easy Drivers, B 62C Shabad Daulatpur, Main Bawana Road, Opposite Arya Samaj Mandir, Delhi – 42

MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

NOTIFICATION

New Delhi, the 22nd October, 2020

G.S.R. 661 (E).—Whereas the draft rules further to amend the Central Motor Vehicles Rules, 1989, were published, as required under sub-section (1) of section 212 of the Motor Vehicles Act, 1988 (59 of 1988), vide notification of the Government of India in the Ministry of Road Transport and Highways number G.S.R. 515 (E), dated the 18th August, 2020 in the Gazette of India, Extraordinary, Part-II, section 3, sub-section (i) inviting objections and suggestions from affected persons before the expiry of the period of thirty days from the date on which copies of the Gazette containing the said notification were made available to public;

Whereas, copies of the said Gazette notification were made available to the public on the 19th August, 2020;

And whereas, the objections and suggestions received from the public in respect of the said draft rules have been considered by the Central Government;

Now, therefore, in exercise of the powers conferred by section 64 of the Motor Vehicles Act, 1988 (59 of 1988), the Central Government hereby makes the following rules further to amend the Central Motor Vehicles Rules, 1989, namely: —

1. (1) **Short title and commencement.** — These rules may be called the Central Motor Vehicles (Fifteenth Amendment) Rules, 2020.

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

2. In the Central Motor Vehicles Rules, 1989, in Form 20, after serial number 4, the following shall be inserted, namely: —

“4A. Ownership type

1. AUTONOMOUS BODY
2. CENTRAL GOVERNMENT
3. CHARITABLE TRUST
4. DRIVING TRAINING SCHOOL
5. DIVYANGJAN

(a) AVAILING GST CONCESSION

(b) WITHOUT AVAILING GST CONCESSION

6. EDUCATIONAL INSTITUTE
7. FIRM
8. GOVERNMENT UNDERTAKING
9. INDIVIDUAL
10. LOCAL AUTHORITY
11. MULTIPLE OWNER
12. OTHERS
13. POLICE DEPARTMENT
14. STATE GOVERNMENT
15. STATE TRANSPORT CORPORATION OR DEPARTMENT.”.

[F. No. RT-11036/57/2020-MVL]

PRIYANK BHARTI, Jt. Secy.

NOTE: The principal rules were published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (i), vide notification number G.S.R. 590(E), dated the 2nd June, 1989 and lastly amended vide notification number G.S.R 628 (E), dated 12.10.2020.

RTI/2023-3

No. RT-11036/57/2020-MVL
Government of India
Ministry of Road Transport and Highways
(MVL Section)
Transport Bhawan, 1, Parliament Street, New Delhi-110001

Dated 03 February 2023

To

1. The Principal Secretaries/ Secretaries (Transport) of all States/UTs
2. The Transport Commissioners of all the States/UTs

Sub: Recording of Ownership Type in Registration Certificate w.r.t. Divyangjan

Sir/Madam,

MoRTH has been receiving grievances from the citizens stating that the registering authorities are not recording ownership type as "Divyangjan" in the registration certificate of motor vehicles owned by them, and thereby depriving them from availing various exemptions /facilities granted by the Central Government and States/UTs.

2. To build hassle-free environment in which equal opportunities are provided for the growth and development of the Persons with Disabilities (Divyangjan), following guidelines/notifications issued by this Ministry are brought to your kind notice:

- a. This Ministry vide letter no. RT-11021/40/2014-MVL dated 14.06.2016 issued guidelines for grant of driving licenses and registration certificates to differently able persons.
- b. To achieve the targets of Accessible India Campaign, this Ministry vide advisory dated 26.06.2018 advised the States/UTs to take several steps. One of the advised steps was to provide facilities for speedy licensing and registration certificates for differently abled persons.
- c. Ministry of Heavy Industries vide order 12(42)/2015- AEI dated 24th Oct, 2019 has facilitated persons with orthopedic disability, subject to Minimum 40% Orthopedic physical disability (*Benchmark* disability as per the Rights of Persons with Disabilities Act, 2018). This facilitates Divyangjan, who cannot drive the vehicle but use driver to drive the vehicles. It paved requirement of registration of normal vehicles under ownership type as 'Divyangjan'.
- d. The Central Government vide G.S.R. 661 (E) dated 22.10.2020 amended Form 20 of CMVR, 1989 (i.e., Registration Certificate) for recording various ownership types in the registration certificate, including Divyangjan with GST/Divyangjan without GST, as the case may be, in order to facilitate Divyangjan, who owns the normal vehicles, to avail other facilities/concessions which was available to adopted vehicles only.
- e. This Ministry vide RT-11036/57/2020-MVL dated 13.11.2020 apprised the States/UTs that the vehicles with Automatic Gear have been considered suitable for driving by some of the Divyangjan without altering the vehicle. Hence, this Ministry advised States/UTs to extend various exemptions/facilities/reliefs provided by the State Governments in respect of invalid carriage, to the vehicles owned by Divyangjan as well.

f. Further, the Central Government had also amended rule 11(e) of the National Highways Fee (determination of Rates and Collection) Rules, 2008 vide G.S.R. 804 (E) dated 30.12.2020, thereby exempting toll fee where the vehicle is registered with ownership type as "Divyangjan" in the registration certificate (w.e.f. 31.12.2020).

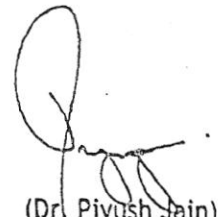
3. Though there is no express restriction imposed by G.S.R. 661 (E) dated 22.10.2020 for recording ownership type "Divyangjan", whether the vehicle is adapted or normal, new or old, yet some registering authorities are insisting upon new and adapted vehicle for recording ownership type "Divyangjan". Under the following circumstances, a person with disability (PWD) may desire for recording ownership type "Divyangjan" in the registration certificate:

- a. Divyangjan may not like/not able to drive himself and may hire a driver to drive his vehicle who is in possession of an effective driving license.
- b. Divyangjan may not be able to afford a new vehicle and prefers to buy in-use vehicle whose ownership type is individual in the registration certificate.
- c. Divyangjan may buy in-use vehicle auctioned by Government, whose ownership type is Government in the registration certificate.
- d. There may be instances where a person, who already owns a motor vehicle and at later stage became disabled, may like to change ownership type from individual to Divyangjan.

4. For recording ownership type as "Divyangjan" in registration certificate, the vehicle type, whether adapted or otherwise, should not be the criteria to record the ownership type in registration certificate. However, the owner of the vehicle shall be a person with benchmark disability and in possession of a disability certificate issued by the Competent Authority for recording the ownership type as Divyangjan with GST/Divyangjan without GST, as the case may be.

5. In view of above, you are requested to issue directions to the registering authorities in your States/UTs for implementation of notification G.S.R.661 (E) dated 22.10.2020 in true letter and spirit at the earliest. If needed, the State Motor Vehicles Taxation Act/State Motor Vehicle Rules may be amended accordingly to facilitate the Person with Benchmark Disability not only with registration of the vehicle but also for extending benefits which were available to the adapted vehicles.

6. This issues with the approval of the Competent Authority.



(Dr. Piyush Jain)
Director (MVL)
Tel-23714974

Email: director-morth@gov.in

Copy to:

1. DDG NIC
2. Toll Division, MoRTH

620005-4

No. 12(42)/2012-AEI(12455)

Government of India

Ministry of Heavy Industry and Public Enterprises

AEI Section

Udyog Bhavan, New Delhi

Dated 25th March, 2020

21st April

OFFICE MEMORANDUM

Subject: Amendments to the Guidelines dated 24th October 2019 for issue of GST concession certificate for purchase of vehicle by persons with orthopedic physical disability

As a step towards ease of living, the Government has further simplified the documentary requirements for the application prescribed for seeking GST concession certificate by the persons with orthopedic physical disability.

Accordingly, the guidelines issued earlier vide Order of even number dated 24.10.2019 has been partially modified as under:

(i) Applicants already having a Unique Disability Card issued by Gol / Disability card issued by State Govt./District Authority, wherein the nature and percentage of disability is clearly specified, are not required to furnish Medical Certificate stipulated in Annexure 'B' of the Application.

(ii) Applicants are not required to furnish their Income Tax return.

2. This issues with the approval of Hon'ble M(HI&PE).


(Simmi Narnaulia)

Under Secretary(AEI)

To
MoF
MoRTH

DEPD

CBIC

All state Governments

Hum Honge Kamyab Foundation

SIAM

**MINISTRY OF ROAD TRANSPORT AND HIGHWAYS
NOTIFICATION**

New Delhi, the 22nd October, 2020

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[F. No. RT-11036/57/2020-MVL]

PRIYANK BHARTI, Jt. Secy.

NOTE: The principal rules were published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (i), vide notification number G.S.R. 590(E), dated the 2nd June, 1989 and lastly amended vide notification number G.S.R 628 (E), dated 12.10.2020.

F. No: 12(42)/2015-AE1
Government of India
Ministry of Heavy Industries and Public Enterprises
Department of Heavy Industry

Udyog Bhawan, New Delhi
Dated 24th October, 2019

ORDER

Sub: Revised Guidelines for issue of GST concession certificate for purchase of vehicles by the persons with Orthopedic Physical Disability

1. Concessional rate of GST for motor vehicles for the use of persons with Orthopedic physical disability is notified by Ministry of Finance vide its notification dated 28th June 2017, amended from time to time.
2. As per Ministry of Finance Notification no. 14/2019-Integrated Tax Rate dated 30th September 2019 and related CGST and SGST Notifications, concessional rate of GST for Motor Vehicles for the use of persons with Orthopedic physical disability is as given below.

Sl No	Chapter or heading or sub heading or tariff item of the first Schedule	Description of goods	Rate
400	8703	<p>Following motor vehicles of length not exceeding 4000mm, namely:-</p> <p>(a) Petrol, Liquified petroleum gases (LPG) or compressed natural gas (CNG) driven vehicles of engine capacity not exceeding 1200cc; and</p> <p>(b) Diesel driven vehicles of engine capacity not exceeding 1500 cc</p> <p>For persons with orthopedic disability, subject to the condition that an officer not below the rank of Deputy Secretary to the</p>	18%

Government of India in the Department of Heavy Industry certifies that the said goods shall be used by the persons with orthopedic physical disability in accordance with the guidelines issued by the said Department"


3. Accordingly, in supersession of all previous guidelines issued by Department of Heavy Industry, Revised Guidelines for issue of GST concession certificate for purchase of vehicles by the persons with Orthopedic Physical Disability is given as under.
4. Concessional rate of duty to Persons with Orthopedic Physical Disability will be applicable to those person who are having Orthopedic Physical Disability of equal to or greater than 40% disability irrespective of the fact that the applicant drives the vehicle himself or otherwise.
5. This concession can be availed for following motor vehicles of length not exceeding 4000mm only, namely:-
 - a. Petrol, Liquified petroleum gases (LPG) or compressed natural gas (CNG) driven vehicles of engine capacity not exceeding 1200cc; and
 - b. Diesel driven vehicles of engine capacity not exceeding 1500 cc
6. For availing the concessional duty, an eligible applicant with Orthopedic physical Disability (=>40% disability) shall
 - a. make an application to Department of Heavy Industry (DHI) in the format prescribed at *Annexure A*.
 - b. submit a Medical certificate duly signed and countersigned in prescribed format placed at *Annexure B*.
 - c. is also required to submit the copy of Income Tax Return filed for the last three years.
 - d. is required to submit a Self-declaration stating that he has not availed this concession in the last five years and he will not dispose of the vehicle after availing the GST concession for a period of 5 years from the date of purchase in prescribed format placed at *Annexure C*
7. Among other details, applicant is required to submit the details of Vehicle Model they intend to purchase along with name of dealer from whom vehicle will be purchased and name of RTO, where vehicle will be registered.
8. After processing of the application, Department of Heavy Industry is expected to issue certificate for availing the GST concession in the

- prescribed format placed at Annexure D to the applicant within a period of 4 weeks from the date of receipt of application, complete in all respect.
9. The said Certificate for availing the GST concession would be valid for a period of three months from date of issue of the certificate and the vehicle would have to be purchased by the applicant within this three months period to avail the concession.
 10. DHI will send a copy of the certificate to respective dealer, Original Equipment Manufacturers (OEM) and Regional Transport Office for their record and cross check/confirmation.
 11. Car Dealers would be required to charge concessional rate of GST to the individual in whose name GST certificate is issued and stamp the invoice of all such cars purchased with GST concession with hologram symbol of 'To be registered as Adapted vehicle'.
 12. All vehicles sold on the strength of certificate issued by DHI and with concessional GST would be registered as "Adapted Vehicle", as per new Motor Vehicle Act 2019. Ministry of Road Transport and Highways (MORTH) would issue necessary instructions in this regard.
 13. Applicant would inform DHI about the purchase of vehicle and Registration number of vehicle to Department of Heavy Industry within a period of 30 days from date of registration of vehicle.
 14. The eligible physically handicapped persons, according to the above guidelines, may send their application along with all required documents to the following address:

The Under Secretary (AEI Section)
Department of Heavy Industry
Udyog Bhavan, Room No 428
New Delhi 110011
Tel: 011-23061490

15. This issues in consultation with Department of Revenue, Ministry of Finance and with the approval of Hon'ble Minister, Heavy Industries and Public Enterprises.

Enclosure: Annexure A, B, C, and D


(Simmi Narnaulia)

Under Secretary to the Government of India