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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

අංක 1777/39 - 2012 සැප්තැම්බර් මස 28 වැනි සිකුරාදා - 2012.09.28

No. 1777/39 - FRIDAY SEPTEMBER 28, 2012

(Published by Authority)

PART IV (A) — PROVINCIAL COUNCILS

Provincial Councils Notifications

SOUTHERN PROVINCE PROVINCIAL COUNCIL

REGULATIONS, imposed under section II of the statute bearing No. 2009/1 (amendment) of the Southern Provincial Road Passenger Transport Authority of the Southern Province Provincial Council, are hereby published.

Regulations so as to regularize the passenger transport service by Three-wheelers as appearing in Statute (Amendment) bearing No. 1 of 2009 imposed by Southern Provincial Road Passenger Transport Authority, upon the powers vested in me, under section 41 of the Statute bearing No. 02 of 1996, I, Shan Vijayalal de Silva, the Minister of Finance, Planning, Law and Order, Transport, Water Supply and Drainage, Electricity, Engineering Services, Health, Indigenous Medicine and Local Government of the Southern Province Provincial Council, are hereby noticed.

SHAN WIJAYALAL DE SILVA,
Minister of Finance, Planning, Law and Order,
Transport, Water Supply and Drainage, Electricity,
Engineering Services, Health, Indigenous Medicine
and Local Government of the Southern Province Provincial Council, Galle

This 24th day of August, 2012,
Ministry of Finance, Planning, Law and Order,
Transport, Water Supply and Drainage, Electricity,
Engineering Services, Health, Indigenous Medicine
and Local Government of the Southern Province Provincial Council,
Galle.

Rules

01. These Regulations are referred to as the “Three-wheeler Passenger Transport Service Regulations No. 01 of 2012” of the Southern Province Provincial Council, and these Regulations will be operative as from 15th of September 2012.
02. Since 15th of September 2012 Three-wheeler shall be employed within the Limits of Southern Province for transport passengers on levying charges separately or hiring basis without registration or without a Regular Passenger Route Permit obtained from the Southern Province Road Passenger Transport Authority.

03. This Permit will be issued to the lawful owner of the vehicle, in the name of the lawful owner of the Three-wheeler, but however when the vehicle is not owned by the operator, and if the lawful owner is willing to grant authority in writing to the operator, it is authorized to issue a Permit in the name of the operator. However lawful owner of the vehicle also have the responsibility to perform the conditions of the Permit and for the performance of the conditions therein in the Permit. This rule will be operative when the ownership of the permits, are regularized.
04. When granting permits, priority shall be given to the residents close to the Three-wheeler Park.
05. The Authority is having the power to reject any application for a Permit, renewal of permits or to transfer from a Three-wheeler Park to any other park.
 - 05.1 When using such a discretion, the following matters have to be considered by the Authority :-
 - (a) To what extent have the Three-wheelers parked at the Three-Wheeler Park performed or fulfilled the requirements of passenger service ;
 - (b) Is it appropriate to issue new permits to the Three-wheelers if the Three-wheelers now operating in the Three-wheeler Park have fulfilled the needs of passengers ;
 - (c) To decide the necessity of a Three-wheeler Park and as to whether it is appropriate. (it is left to the Authority to prepare rules and regulations with regard to the Three-wheelers which are not operating from a Three-wheeler Park) ;
 - (d) To check whether Three-wheel operating the passenger transport in a separate place other than the Three-wheeler Park, has submitted the recommendation of the Grama Seva Officer of the relevant area with the same having been counter signed by the Divisional Secretary.
06. When issuing permits to all the Three-wheelers presently operated, to check Insurance Certificate, Registration of the Motor Vehicles, Revenue Licence, recommendation of the Organization of the Three-wheelers operators (where operators are not having the membership of the organization, recommendation of the Grama Seva Officer, countersigned by the Divisional Secretary that the Three-wheeler transport passengers on levying charges or on hiring basis) When the operator is not the lawful owner, a letter from the lawful owner requesting to issue a permit in the name of the operator a letter attested by a Justice of the Peace together with the payment receipt of the charges for the renewal of the permit and the fee for the application fixed by the Authority shall be submitted and obtain the permit for 2012 and 2013. This rule is applicable only for the year 2012 and 2013.
07. After 2013 when obtaining Permits, renewal of the Permits and making any amendment it is necessary to submit such application within one month, as per form (Schedule 1) by the holder or if it is an organization by the Authorized Officer of the Organization. Such applications have to be submitted together with the following documents and payment receipts of charges :-
 - 07.1 Registration Certificate of the Three-wheeler or a Certificate issued by the Commissioner of Motor Traffic and a photocopy of the said Certificate ;
 - 07.2 Un-limited Insurance Certificate covering all the passengers travelling in the Three-wheeler ;
 - 07.3 Annual Revenue Licence issued by the Southern Province Provincial Commissioner or Motor Traffic (if the vehicle is having a starting Permits obtained in 2012 a valid Revenue License issued by the Commissioner of Motor Traffic) ;
 - 07.4 A photocopy of the Driving License ;
 - 07.5 In case of renewal of a permit, the present permit and the label;

- 07.6 Payment receipt of the charges imposed by the Authority ;
- 07.7 When necessary Certificate of Membership issued by an organization accepted by the Authority.
08. The permit shall be as appearing in the Second Schedule.
09. Permit label (Windscreen label) as appearing in the Third Schedule hereof.
10. Charges imposed by the Authority shall be as appearing in the Fourth Schedule hereof.
11. All applications submitted to make a permit operative such applications shall be submitted within a period not less than one month before the date which the applicant expect it to be operative.
12. The permit is comprising of the following rules and conditions :-
- 12.1 A Passenger Transport Permit issued to any person, cannot be transferred or assigned to any other person at his own discretion and such transfer or assignment will be null and void and will not be effective. And if such an occasion is detected, such a permits shall be cancelled. But however, the Authority is having the authority in order to regularize the transport service and for a better service, without any harm to the authority and if the Authority considers it is necessary to regularize the ownership of the permit, it has the power to take steps for same in such an occasion ;
- 12.2 The permit is effective for a period of 12 months from the date of issue, unless otherwise stated ;
- 12.3 It is left to the permits holder and its employees to maintain the vehicle in good mechanical condition, in a good running condition and a clean and good condition so as to give the relevant service ;
- 12.4 The responsibilities of the permit holder and the Three-Wheeler driver, are considered to be the rules and regulations of the permit ;
- 12.5 The regulations imposed by the Authority from time to time for the safety of the passengers and for a better service, have to be implemented.
13. Documents exhibited in the Three-wheeler and the documents to be possessed ;
- 13.1 Documents to be kept in the Three-wheelers :
- (a) The original of the permits (The Schedule 02)
- (b) Label (The Schedule 03)
- (c) Chart of the hiring charges approved by the Authority
- (d) The things carried under the Motor Traffic Ordinance
- (i) Revenue Licence ;
- (ii) Certificate of Insurance ;
- (iii) Driving License.
- 13.2 Things to be exhibited :
- (a) A photocopy of permit label ;
- (b) Chart containing the approved charges ;
- (c) The number of the permit issued by the Authority and the Registration Number of the Three-wheeler.

14. Responsibilities of the permit holder.

- 14.1 The permit holder should become a member of a Three-wheeler organization accepted or approved by the Authority, for the betterment of the passenger transport and for easy administration ;
- 14.2 In case of an accident to the Three-wheeler such accident to be informed to the Authority within 07 days from the date of accident, through the organization ;
- 14.3 In case of a serious accident or fatal accident, such an accident has to be notified to the Authority and the transporting have to be stopped until a fresh fitness report is obtained ;
- 14.4 A driver of a Three-wheeler who had caused a fatal accident should not be engaged in service until it is certified that he is healthwise fit. (Fatal accident means an accident where a person who was involved in the accident dies due to that same reason) ;
- 14.5 Activities have to be done at all times causing no harm to other operators.

15. The responsibilities of a Three-wheeler driver.

- 15.1 The Three-Wheeler shall be driven in such way ensuring the protection, comforts of travelers and trust of the passengers ;
- 15.2 Passengers in the Three-Wheeler shall not exceed the number of passengers approved ;
- 15.3 The conduct and the character shall be good, and also shall respect all the passengers and the Government Officers and other Officers as well ;
- 15.4 While in service the operator must refrain from consuming liquor and dangerous drugs or shall not use liquor and dangerous drugs while on duty ;
- 15.5 Shall not allow any person to smoke, consuming liquor and dangerous drugs in the vehicle ;
- 15.6 Whenever an authorized Officer of the Authority wants to check the vehicle and the relevant documents and demands the documents, such documents have to be produced ;
- 15.7 The driver of the Three-wheeler shall participate the training sessions conducted by the Authority ;
- 15.8 The Three-wheelers shall not be parked obstructing the other vehicles in the park, and shall be parked at the proper place ;
- 15.9 While on duty, the driver shall at all times wear a uniform authorized by Authority ;
- 15.10 In case of an accident, or any other unavoidable mechanical defect failing to take the passenger up to his destination, charges of transporting to be levied only up to the place the defect had occurred ; and the driver shall take all the steps to find an alternative mean of transport to the passengers ;
- 15.11 Shall not charge or obtain a fee exceeding the approved fee, from a passenger ;
- 15.12 Shall not get involved directly or indirectly in grave crimes, torture of women, child abusing or any other unlawful activity.

16. Responsibilities of passenger :

16.1 Shall refrain from smoking, consuming liquor or dangerous drugs in the Three-wheeler.

16.2 Shall behave well in the Three-wheeler.

17. Responsibilities of the Three-wheeler operators' Organization.

17.1 It is the responsibility of the organization to enroll the members to the Three-wheeler Operators' Organization under a legal background and to continue the work of every organization.

17.2 There must be Three-wheeler Operators' Organization in all administrative limits of Divisional Secretariat Divisions. These Unions/Organizations may extend upto Divisional Organizations, District Organizations and Provincial Organizations.

17.3 It is also the responsibility of organizations to see that all the operators are adhering to the rules and conditions hereof.

17.4 the constitutions of the organizations shall include the regulations necessary for the implementation of matters specified in the regulation.

17.5. The Operators' Organization must maintain regular links with the authority by assisting the Authority to get the recommendations and reports required to the Authority.

17.6 The organizations is bound to implement the regulations imposed by the Authority for regularizing and directing the Three-wheeler service and it's betterment.

18. Regulations for establishment of Three-wheeler parks

18.1 Necessary Three-wheeler parks may be established with the consent of the Local Body, Police, Road Development Authority, Provincial Road Development Authority and with the consent of the Authority.

18.2 Administration and the management of the Three-wheeler park shall be done by Three-wheeler Organization subject to the conditions imposed by the Authority.

18.3 Rents for the Three-wheeler park payable to the Local Body shall be paid by the respective Permit Holders or by the said Organization.

19. Permit Holders too shall be responsible for breaching of rules by the Three-wheeler drivers.

20. Taxi Meters shall be fixed to the vehicles and such Meters shall be in accordance with the hiring charges fixed by the Authority from time to time.

21. When a permit holder who has obtained a permit under these regulations submit an application (Schedule 1) for the renewal of the permit, to the Authority and if the Authority is satisfied that,

(i) the said permit holder has acted in accordance with these regulations and or the provisions made under it ;

(ii) has not been convicted for any offence under the rules made under it ;

(iii) has paid all the fees prescribed to be paid to the Authority and has performed all the relevant conditions.

The Authority may revalidate the period of validity by one year or less from the date on which its date of validity expires.

22. Any person who contravenes, default or neglects these rules is guilty of an offence.
23. At an inspection made by the officers authorized by the Authority or by investigating groups, where party who have breached these rules also have admitted that these regulations and the offences mentioned under Schedule 5 have been breached, the Authority has the powers to take the following action :
 - (i) To obtain a statement signed by them saying that the party would not repeat the breach of rules revealed at the inspection or that the party would correct themselves.
 - (ii) To charge a surcharge of Rs. 400 for the offences mentioned in Schedule 5.
 - (iii) To enforce both (i) and (ii) ways action.

If the permit holder does not agree to act under (i) and (ii) above the Authority has powers to act under Section 23 or 42 of the Southern Province Provincial Road Passenger Transport Authority Act, No. 02 of 1996 against the permit holder.

24. The Authority has the power to issue instructions regarding the activities to be followed by the Three-wheeler Operators' Organization, reports to be maintained by such Organizations and submittance of such reports to the Authority and the notices to be exhibited in the vehicles.

Schedule 01

APPLICATION FOR A THREE-WHEELER PASSENGER TRANSPORT SERVICE - PERMIT

SOUTHERN PROVINCE PROVINCIAL ROAD PASSENGER TRANSPORT AUTHORITY

1. The number of the Permit, if a permit is available :
2. Number of the Three-wheeler :
3. Three-wheeler Park :
4. Distance to the Three-wheeler park from the applicants residence in K. M. :
5. Information regarding the Applicant :
 - 5.1 Name in full :
 - 5.2 Name with initials :
 - 5.3 Address :
 - 5.4 Telephone No. :
 - 5.5 National Identity Card No. :
 - 5.6 Date of birth :

- 5.7 Name of the spouse and address if married :
- 5.8 Information regarding the residence of the applicant.
- 5.8.1 Province :
- 5.8.2 District :
- 5.8.3 Divisional Secretariat Division :
- 5.8.4 Police Division :
- 5.8.5 Grama Niladhari Division :
- 5.9 Is the applicant in service of a Government Department/a Corporation/Board/Armed Services ?
(Yes/No.)*
- 5.9.1 If “Yes” name of the relevant Institution :
- 5.10 Particulars of Bank Accounts :
- 5.10.1 Name of the Bank :
- 5.10.2 Bank Branch :
- 5.10.3 Account No. :
6. Particulars of Insurance Cover
- 6.1 Name of the Insurance Company/Corporation :
- 6.2 Category of the Insurance :
- 6.3 Expiry Date :
7. Particulars of revenue license
- 7.1 Date of expiry of the revenue license :
- 7.2 Name of the Divisional Secretariat :
(in case of owner drives, it is not necessary to fill up from 8.1 to 8.6)
8. Details regarding the driver of the vehicle
- 8.1 Name in full :
- 8.2 Name with initials :
- 8.3 Address :
- 8.4 Telephone No. :
- 8.5 National Identity Card No. :

- 8.6 Date of Birth :
- 8.7 Three-wheeler driving licence No. :
- 8.8 Date of obtaining the Driving Licence :
- 8.9 Expiry date of the Three-wheeler driving licence :
9. Did the driver participate the Three-wheeler driving training course conducted by the Southern Provincial Road Passenger Transport Authority ? (Yes/ No)*
- 9.1 If “Yes” date and place :
10. If registered in an organization details of same :
- 10.1 Name of the Organization :
- 10.2 Membership No. :

I certify that the information given by me in this applications are all true and accurate. I am fully aware that in the event conditions of the relevant permit issued to me, are breached or if I failing to work as per instruction of the Authority, I am liable to pay the Authority surcharges/ suspension of my permit/cancellation of my permit or I am liable to be punished under the Statute.

.....
Signature of the Applicant.

Date :

*Delete inapplicable words.

Schedule 01 (a)

Documents to be submitted with the Application

1. Certificate of Registration of the Three-wheeler or a Certificate issued by the Commissioner of Motor Traffic indicating the details of Registration of such particular vehicle, together with a photocopy thereof.
2. Certificate if Insurance indicating unlimited cover to all passenger travelling in the Three-wheeler
3. Annual Revenue Licence issued by the Southern Province Provincial Commissioner of Motor Traffic together with a photocopy thereof (in case where a permits is a starting one issued in 2012 and if the Three-wheeler is serving in another province valid revenue licence issued by the Commissioner of Motor Traffic of the said Province)
4. A photocopy of the Driving Licence
5. If for a renewal of the permits, the present permit and its label
6. Payment receipt of the fees chargeable to the Authority
7. In case where the operator is not the lawful owner of the Three-wheeler, a letter from the owner requesting to issue the relevant permit in the name of the operator (Such letter should be attested by a Justice of the Peace)
8. Where necessary, a Certificate of Membership from a Three-wheeler operating Organization accepted by the Authority.

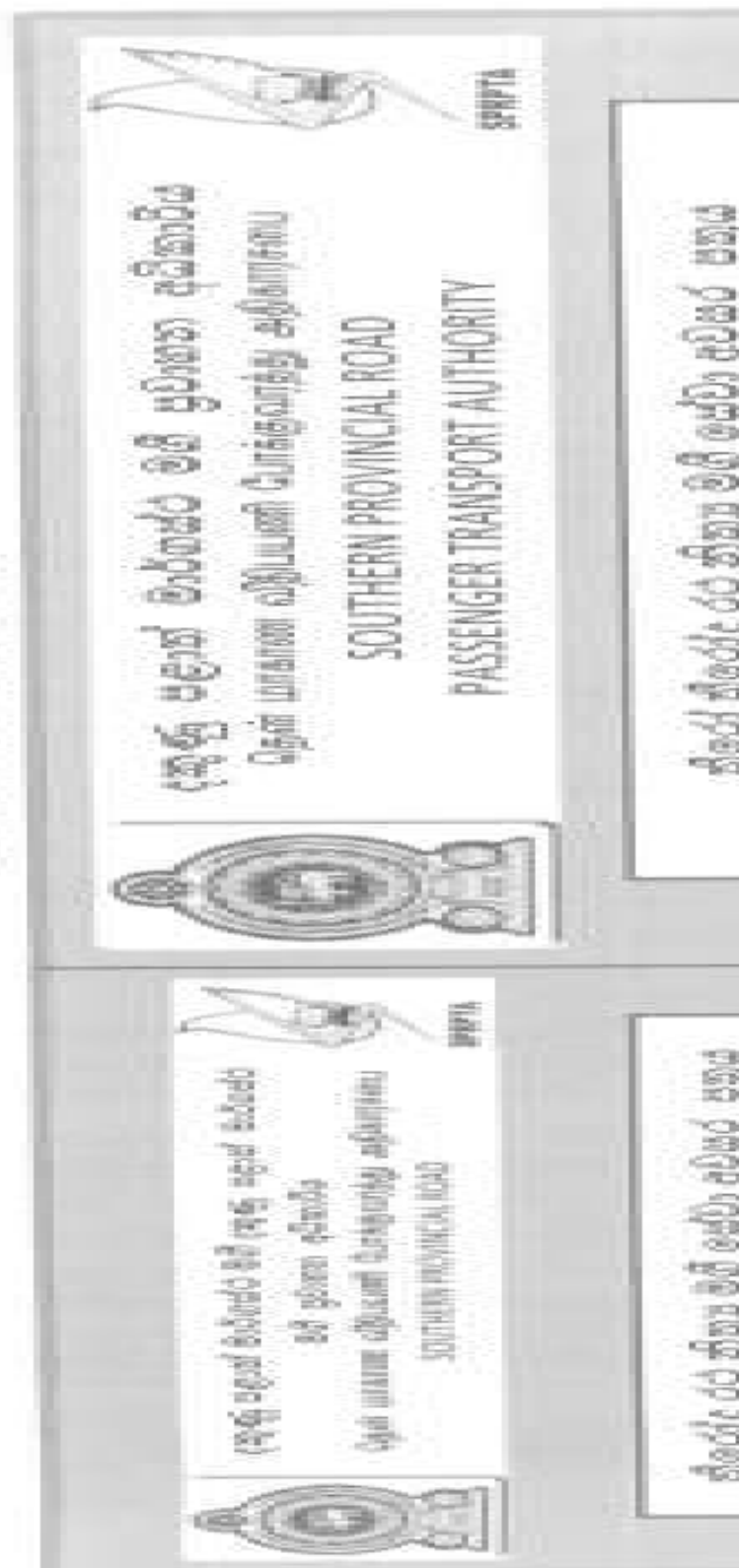
Schedule 02

REGULAR THREE- WHEELER PASSENGER SERVICE PERMIT

Issued by the Southern Province Provincial Road Passenger Transport Authority as per Statute No. 02 of 1996 as amended by Statute No. 1 of 2009.

Commencing Date	
Seating Capacity	
Parking Place	
Validity Period	From To
Service Time	
L.G. Authority	
Police Division	
Date	
Southern Provincial Road Passenger	

PERMIT LABEL



Schedule 04

CHARGES PRESCRIBED BY THE AUTHORITY

These rules are referred to as rules for Transporting Passengers by Three-wheelers. The relevant charges stated in Column II of this Schedule shall be the charge payable for a function of some subject mentioned in Column I of this Schedule.

<p><i>Column I</i></p> <p><i>Functions</i></p>	<p><i>Column II</i></p> <p><i>Amount of charges payable Rs. Cts.</i></p>
01. Annual Service Charges	500.00
02. Annual charge for the renewal of regular permit for a Three-wheeler	100.00
03. Levying of surcharge by the Authority of 10% of the accrued balance when detecting that the due renewal had not been done in time on the due date	
04. Issuing a duplicate of Three-wheeler Passenger Transport permit when the original has been misplaced	250.00
05. Issuing a duplicate of Three-wheeler Passenger Transport permit - Label	100.00
06. Issuing Regular Three-wheeler Passenger Transport permit	1,000.00
07. Charges for regulating ownership of Three-wheeler Passenger Transport Permit	2,000.00
08. Assignment of the permit to the person who is lawfully entitled to it when the holder of the permit dies. (wife/husband/children)	500.00
09. Assignment of the Permit in an instance of a death of permit holder and where there is no lawful successor to the same (Levying charge in No. 07 is Applicable) (Further fees in No. 01, 02 should also be added)	
10. Replacement of Three-wheeler in lieu of the Three-wheeler relevant to the Three-wheeler regular Passenger service permit	500.00
11. Changing the Three-wheeler park	500.00

Schedule - 05

Offences :

01. Non exhibition of the Permit Label.
02. Non exhibition of the chart indicating the charges.
03. Failing to show the number of passengers approved to travel in the Three-wheeler.
04. Failing to exhibit the permit number in the Three-wheeler.
05. Carrying the passengers without wearing the official dress.
06. Non availability of the Taxi-Meter.
07. Operating the Three-wheeler without a permit.

08. Operating the Three-wheeler without possessing documents mentioned in the Motor Traffic Ordinance.
09. Finding that the Three-wheeler was driven purposely with the intention of gaining other's income.
10. Failing to follow the orders instructions given by the officers of the Authority.
11. Failing to charge the approved fees.
12. Carrying on the service from an outside park other than the approved park and damaging the other's income
13. Using of instruments which creates nuisance to the public by its noise.
14. Other offences

The Sinhalese version shall prevail in case of any inconsistency in these regulations among Sinhalese/Tamil/English versions.

Interpretation :

01. Operators Organization means, a registered society under Co-operatives Act, Companies Act, or a Society registered in a Divisional Secretariat or any Government Institution/Organization or an Organization registered under Southern Provincial Road Passenger Transport Authority.
02. Three-wheeler park means a place where hiring Three-wheeler of more than one operator have been parked providing passenger transport service on hiring basis.

10 - 603/1

SOUTHERN PROVINCE PROVINCIAL COUNCIL

Provincial Council Notifications

The regulations enacted under Section II of the Southern Province Road Passenger Transport Authority (Amendment) Statute No. 01/2009 of the Southern Province Provincial Council, are published hereby.

I, Shan Wijayalal de Silva the Minister of Finance, Planning, Law and Order, Transport, Water Supply and Drainage, Electricity, Engineering Services, Health, Indigenous Medicine and Local Government of the Southern Province Provincial Council upon the powers vested in me under Section 41 of the Southern Province Road Passenger Transport Authority Statute No. 02 of 1996, do hereby give notice of the regulations enacted with regard to the transport services transporting school children as mentioned in the Southern Province Road Passenger Transport Authority (amendment) statute No. 01/2009.

SHAN WIJAYALAL DE SILVA,
Minister of Finance, Planning, Law and Order,
Transport, Water Supply and Drainage, Electricity,
Engineering Services, Health, Indigenous Medicine
and Local Government of the Southern Province Provincial Council, Galle

This 24th day of August, 2012,
At the Ministry of Finance, Planning, Law and Order,
Transport, Water Supply and Drainage, Electricity,
Engineering Services, Health, Indigenous Medicine
and Local Government of the Southern Province Provincial Council,
Galle.

Rules :

01. These regulations are referred to as the "Regulations pertaining to the transport services transporting school children No. 02/2012 of the Southern Province Provincial Council and the regulations will be effective as from 15th September 2012.

02. As from 15th September 2012 no service transporting school children should engage in such transport without a regular service permit for the transportation of school children or the registration, within the Southern Province either upon separate fares or fees charged on a hiring basis. Further the said permit shall be obtained if school children are transported from the Southern Province to any other Provincial area or to the Southern Provincial area from any other Provincial area.
03. The permit is issued in the name of the lawful owner of the vehicle.
04. The Authority has powers to issue, renew or to reject such application for a permit.
 - 04.1 The authority shall take into consideration the following matters in using the said discretion.
 - (a) The connected passenger demand and to what extent have those requirements of transport fulfilled so as to carry on a transport service to transport school children in the relevant road.
 - (b) If the requirement for a transport service to transport school children in the relevant road has been fulfilled, whether it is appropriate to issue a new permit to that road.
 - (c) The schools to which the services could be provided within the relevant periods of time, under the transport services transporting school children, (When it is not so to make provisions with regard to those matters is a matter for the Authority)
 - (d) Whether the applicant is competent to maintain a transport service to transport school children.
 - (e) Whether the school service would create an increase in the road congestion in the town.
 - (f) Could the provision of services be done in a qualitative manner and lawfully or whether it has already been done so.
 - (g) To what extent could this be useful for the roads where the bus services are not operating.
05. In obtaining, renewing, transferring or amending a permit all the applications shall be submitted within one month, using the prescribed form (schedule 01), by the holder of the permit and if it is an organized body by the authorized officer thereof. Together with the applications the documents mentioned in schedule 1(A) and the receipt for the fee paid shall be submitted.
06. Until such time a National Policy for Transport Charges for transporting school children is implemented the Authority may prepare a chart of charges pertaining to the Southern Province.
07. In issuing permits for the transport services transporting school children for the year 2012 and 2013 permits will be issued to all the vehicles presently transporting students. At the present stage the operators should support in the following manner, the fact that they are presently carrying on transport services transporting school children.
 - 07.1 By a letter of recommendation from an organization of operators recognized by the Authority
 - 07.2 If it is not a party of any organization the recommendation letter of the passenger students travelling in the vehicle used for transport services of school children certified by the Principal of the school and by an affidavit.
 - 07.3 In addition by a report from which confirmation is made after an investigation made through the officers of the Authority, by the Authority simultaneously with the item 7.2 in instances where such is required.
08. The permit shall be in accordance with schedule 2 hereof.

09. The permit Label (Windscreen Label) shall be in accordance with schedule 3 hereof.
10. The charges prescribed by the Authority shall be in accordance with schedule 4 hereof
11. All applications submitted to make a permit operative, such application shall be submitted within a period not less than one month before the date which the applicant expect it to be operative.
12. A permit includes the following terms as conditions.
 - 12.1 A permit issued to a person cannot be assigned to another person on his own will. Such assignment is null and void. If such instance is revealed such permit shall be cancelled. However the Authority may take action to regulate the ownership of the permit in instances where it is not harmful to the policy of the Authority and if the authority considers it as necessary for a qualitative Regular School Children Transport Service.
 - 12.2 Unless it is otherwise mentioned the permit is valid for 12 months from the date it is issued
 - 12.3 The permit holder and his staff should always maintain the service vehicle used for the transport of school children in a fit mechanical condition and in a clean condition.
 - 12.4 The responsibilities of the permit holder mentioned in these regulations and the responsibilities of the driver and the staff of the school children transport service are treated as the terms and conditions relevant to the permit.
 - 12.5 The provisions enacted from time to time by the Authority for the qualitiveness of the service and safety of the children shall be implemented.
13. The documents to be exhibited and kept in the service vehicle for the transport of the school children
 - 13.1 The documents to be kept by the driver in the service vehicle transporting school children
 - (a) Original of the permit (schedule 2)
 - (b) Label (Schedule 3)
 - (c) Chart of hiring fares of the service vehicle transporting school children approved by the Authority.
 - (d) Those which should be taken under Motor Vehicle Transport Ordinance
 - (i) Revenue Licence
 - (ii) Insurance certificates
 - (iii) Driving Licence.
 - 13.2 The things to be exhibited
 - (a) The photocopy of the permit label
 - (b) Note of charges showing prescribed charges chart
 - (c) The number of the permit issued by the Authority and the Registration number of the service vehicle transporting school children
14. Responsibilities of the permit holders
 - 14.1 For the promotion and to facilitate administration of transport service the permit holder shall obtain the membership of an establishment of operators approved by the Authority
 - 14.2 In case if the service vehicle transporting school children meets with an accident that matter should be informed to the Authority through the establishment of operators within 07 days of its occurrence.

- 14.3 If it is regarding a fatal accident the service vehicle transporting school children shall cease operation until a fresh fitness certificate is obtained for the vehicle.
- 14.4 A driver of a service vehicle transporting school children who had caused a fatal accident should not be engaged in service until it is certified that he is health wise fit (Fatal accident means an accident where a person who was involved in the accident dies but to that same reason)
- 14.5 Shall compulsorily operate on every day the school is functioning
- 14.6 If any change occurs in the particulars submitted in making the application for the permit, the said change or occurrence of such change shall be informed to the Authority within 14 days of such change.
15. The responsibilities of the driver and the staff of the service vehicle transporting the school children.
 - 15.1 The driver and the staff shall register themselves in the Authority and obtain an Identity card.
 - 15.2 Shall drive the service vehicle transporting the school children in a manner in which the security, comfort and reliability of all the children travelling in it are assured.
 - 15.3 Shall not transport school children exceeding the approved number
 - 15.4 At all times there shall be a first aid box in the vehicle and the driver and the staff should have obtained a primary knowledge regarding first aid.
 - 15.5 Particulars of children travelling in his vehicle should be available with the driver
 - 15.6 Should drive only along the normal roadway and should not take short cuts
 - 15.7 The taking up of children and the sending of children to the school shall be made at prescribed times
 - 15.8 Shall be of good conduct and character and shall be courteous and disciplined towards all the school children, government officers and other officers as well
 - 15.9 Shall refrain from using intoxicating drinks or dangerous drugs while engaged in service or in using dangerous drugs or intoxicating drinks during working hours.
 - 15.10 Should not allow anybody to smoke, consuming liquor and dangerous drugs inside the service vehicle transporting the school children.
 - 15.11 Should not recklessly, negligently and dangerously drive the service vehicle transporting the school children.
 - 15.12 At any time when any officers of the Authority asks for the documents relating to the service vehicle transporting school children for inspection, those documents should be produced.
 - 15.13 The drivers and the staff of service vehicle transporting the school children shall participate the training sessions conducted from time to time by the Authority
 - 15.14 The service vehicle transporting the school children shall not stop in any manner which blocks the road and shall be stopped at a suitable place which assures the protection of the children and shall be accompanied up to the school and shall be taken back to their homes in the same manner.

- 15.15 The driver and the staff of the service vehicle transporting the school children shall wear a uniform prescribed by the Authority, while in service.
 - 15.16 The fetching of the children up to the service vehicle transporting the school children from the school shall be performed by the matron employed for that purpose, the driver or by the staff.
 - 15.17 For the safety of the children, every child should be looked at and instructions shall be given to the children with regard to their safety, before the vehicle is driven.
 - 15.18 The service vehicle transporting the school children should never be parked close to them obstructing the school or the road and the vehicle shall be parked in a suitable place.
 - 15.19 In an instance where the service vehicle transporting the school children is unable to transport the vehicle up to the destination, due to unavoidable circumstances such as an accident or any mechanical fault, action should be taken to assure the safety of the children who are transported by it. In such circumstances all attempts shall be made to provide alternative transport facilities to those children and the parents or the guardian of the children shall be made aware of it.
 - 15.20 Notice given by the Authority to make the children aware of shall be exhibited in the vehicle transporting the school children.
16. Responsibilities of the school children and parents/guardians
- 16.1 After the children arrives at the scheduled place in order to obtain their transport facilities the children should enter and get down from the vehicle with care, as instructed by the driver of the vehicle transporting children.
 - 16.2 At all times the elder children should look after the younger children with regard to their protection.
 - 16.3 The parents/guardians shall from time to time be inquisitive of the service vehicle transporting the school children, the driver the staff. If there is any malpractice or unfitness such matters shall be reported to the Authority
 - 16.4 In an instance where the vehicle transporting the school children is unable to transport the vehicle up to the destination due to an unavoidable circumstances such as an accident or any mechanical fault, after the driver or the staff informs at its prompt action shall be taken with regard to it.
 - 16.5 If any child is unable to return home after school by the service vehicle transporting school children as due to some reason, the parents or the guardian of the child shall inform about it to the driver of the vehicle or the staff. It is not possible to do so any other child who is obtaining the transporting facilities from the said vehicle shall be informed about it.
17. Responsibilities relevant to the organizations of operators engaged in service vehicles transporting the school children.
- 17.1 Organizations or Operators of service vehicles transporting school children may be established for such purpose as improving mutual friendship and to solve common problems which the service is facing. To enroll membership for their organization and to carry on it on a legal basis is a responsibility of the organization. They are free to make them wider organization by affiliating them with divisional, district and provincial organizations, having created a stronger structure.
 - 17.2 It is the responsibility of the said organizations to see that the operators of their organizations are acting in compliance with the conditions of these regulations.

- 17.3 The Organizations of Operators shall maintain a good relationship with the Authority by giving the required assistance to the Authority having furnished the recommendation and reports asked for by the Authority.
- 17.4 The provisions required to enforce the matters stipulated in these regulations shall be included in the constitution of the organization.
- 17.5 The organization is duty bound to implement the provisions enacted by the Authority from time to time with regard to the modes of action which the Authority seems to be appropriate for the regulation and guidance of the services transporting school children.
18. Regulation pertaining to the parking place of vehicles of the school children transport service.
 - 18.1 The required parking place of the School Children Transport Service may be established with the agreement of the Local Authority, Police, Road Development Authority, Provincial Road Development Authority and the Authority.
 - 18.2 Subject to the condition enacted by the Authority the organizations of operators should control and manage the said parking place.
 - 18.3 If there are parking charges due to be paid to the local authority such charges shall be paid either by each permit holder or by the said organization.
19. The permit holder is also liable for any breach of regulations by the driver of the staff of the school children transport service.
20. When a permit holder who has obtained a permit under these regulations submit an application (schedule 1) for the renewal of the permit, to the Authority and if the Authority is satisfied that,
 - (i) The said permit holder has acted in accordance with these regulations and or the provisions made under it.
 - (ii) Has not been convicted for any offence under the rules made under it.
 - (iii) Has paid all the fees prescribed to be paid to the Authority and has performed all the relevant conditions.

The Authority may revalidate the period of validity by one year or less from the date on which its date of validity expires.
21. Any person who breaches, defaults or neglect these regulations is guilty of an offence.
22. At an inspection made by the officers authorized by the Authority or by investigating groups, where party who have breached these rules also have admitted that these regulations and the offences mentioned under schedule 5 have been breached, the Authority has the powers to take the following action.
 - (i) To obtain a statement signed by them saying that the party would not repeat the breach of rules revealed at the inspection or that the party would correct themselves.
 - (ii) To charge a surcharge of Rs. 400 for the offences mentioned in schedule 5.
 - (iii) To enforce both (i) and (ii) ways action.

- (iv) If the permit holder does not agree to act under (i) and (ii) above the Authority has powers to act under Section 23 or 42 of the Southern Province Provincial Road Passenger Transport Authority Act, No. 02 of 1996 against the permit holder.
23. The authority has powers to issue instructions with regard to the procedure to be followed by the establishments of operators and to issue instructions with regard to the returns to be maintained by them, the returns to be furnished to the Authority and the notices to be exhibited in the vehicle.
24. The Authority will enact regulations effective with regard to the use of service vehicle transporting the school children for special services for the requirements of the passengers, after the period of providing such services.

Schedule 01

APPLICATION FOR A REGULAR SCHOOL CHILDREN TRANSPORT SERVICE - PERMIT

Southern Province Provincial Road Passenger Transport Authority

1. If a permit is available presently It's No :
2. Registered number of the Service Vehicle Transporting School Children
3. Parking place of the school children transport service :
4. Route transporting school children :
5. Register of names of schools and children (The list of names with the addresses of the children shall be submitted as an annexure
 01.
 02.
 03.
6. Information about the applicant :
 - 6.1 Name in full :
 - 6.2 Name with initials :
 - 6.3 Address :
 - 6.4 Telephone No. :
 - 6.5 National Identity Card No. :
 - 6.6 Date of birth :
 - 6.7 If married name of the spouse and address :
 - 6.8 Information regarding the residence of the applicant. :

- 6.8.1 Province :.....
- 6.8.2 District:.....
- 6.8.3 Divisional Secretariat Division :.....
- 6.8.4 Police Division :.....
- 6.8.5 Grama Niladhari Division :.....

6.9 Is the applicant an employee in a Government Department/a Corporations/Board/Arm Force ?
(Yes/No.)
If “Yes” name of the relevant establishment

610 Particulars of Bank Accounts

- 6.10.1 Name of the Bank :.....
- 6.10.2 Bank Branch :.....
- 6.10.3 Account No. :.....

7. Particulars of Insurance Cover

- 7.1 Name of the Insurance Company/Corporation :.....
- 7.2 Category of the Insurance :.....
- 7.3 Expiry Date :.....

8. Particulars of revenue license

- 8.1 Expiry date of the revenue license :.....
- 8.2 Name of the Divisional Secretariat Division :.....

9. Information regarding the driver of the Service Vehicle Transporting School Children
(if the owner is functioning as the driver the filling from 9.1 to 9.7 is not required)

- 9.1 Name in full :.....
- 9.2 Name with initials :.....
- 9.3 Address :.....
- 9.4 Telephone No. :.....
- 9.5 National Identity Card No. :.....
- 9.6 Date of Birth :.....
- 9.7 If married name of the spouse and address :.....

- 9.8 Driving licence No. :.....
- 9.9 Date of obtaining the Driving Licence :.....
- 9.10 Date of expiry of the driving licence :.....
10. If registered in an association, particulars pertaining to it :
- 10.1 Name of Association :.....
- 10.2 Membership No. :.....
11. Have you participated in the School Children Transport Service drive training programme conducted by the Southern Province Provincial Road Passenger Transport Authority ? (Yes/No.)
- 11.1 It “yes” date and place :.....

I certify that the information given by me in this application is true and accurate. I know very well that if I make any breach of the terms and conditions relevant to the permit issued to me or I do not comply with the instruction of the Authority I can liable to be charged a surcharge for the permit/suspension/or cancellation or liable to be punished under the statute.

.....
Signature of the Applicant.

Date :.....

*Delete what is not applicable.

Schedule 1 (A)

Documents to be submitted with the application

1. The registration certificate of the Transport Service Vehicle of School Children or the certificates issued by the Commissioner of Motor Transport containing the particulars of registration and a photocopy of the said certificate.
2. Insurance Certificate containing the full insurance of all the children travelling in the Service Vehicle Transporting School Children.
3. Annual Revenue licence and its photocopy
4. Photocopy of the Driving licence
5. If it is for the renewal of a permit, the permit and the label already issued
6. Receipts for the payment of charges prescribed by the Authority
7. If the service vehicle transporting school children is a service vehicle transporting school children operated in another Provincial Council area, the discharge letter issued by the said Provincial Council
8. The membership certificate issued by an organization of operators approved by the Authority, at instances where it is required

Schedule 02

REGULAR SCHOOL CHILDREN TRANSPORT SERVICE PERMIT

Issued as per Southern Provincial Road Passenger Transport Authority as per Statute No. 02 of 1996 and the Southern Province Provincial Road Passenger Transport Authority amended Statute No. 1 of 2009.

Commencing Date	
Seating Capacity	
Route	
Validity Period	From
Parking Place	
L.C. Authority	
Police Division	
Date	
Southern Provincial Road Passenger	



Schedule 4

CHARGES PRESCRIBED BY THE AUTHORITY

The relevant charges stated in Column II of this schedule shall be the charge payable for a function of some subject mentioned in column I of this schedule

<i>Column I</i> <i>Functions</i>	<i>Column II</i> <i>The charges to be paid Rs. Cts.</i>
01. Annual Service Charges	1,000 00
02. Annual charge for the renewal of a Regular School Children Transport Service Permit	100 00
03. The recovery of a 10% monthly surcharge based on the accrued arrears due to non-extension on the due date of the Regular School Children Transport Service Permit	
04. For the issue of a duplicate in place of misplaced Regular School Children Transport Service Permit	250 00
05. Regular School Children Transport Service Permit Label (duplicate)	250 00
06. For the issue of a Regular School Children Transport Service Permit	1,000 00
07. The charge for the regularizing of the ownership of a Regular School Children Transport Service Permit	5,000 00
08. The conveyance of the permit to the person who is lawfully entitled to it, in case of the death of the holder of the permit (Wife/Husband or children)	1,000 00
09. The conveyance of the permit to a person who is not a lawful successor in case of the death of the holder of the permit (The system of charges No. 7 is applicable and charges No. 01, 02 shall also be paid)	
10. The deployment of another vehicle in place of the Service Vehicle Transporting School Children, holding the relevant permit	1,000 00

Schedule 05

OFFENCES

01. Non exhibition of the Permit Label
02. Non exhibition of the Chart or Fares
03. Non exhibition of the approved number of children for the Service Vehicle Transporting School Children
04. Non exhibition of the licence number in the Service Vehicle Transporting School Children
05. The transportation of school children in the service vehicle transporting school children with the staff, without wearing the uniform.

06. The transportation of the school children without a permit.
07. The running of the Service Vehicle Transporting School Children without keeping in their possession the documents mentioned in the Motor Transport Ordinance.
08. Intentional activity with the intention of gaining the income of the other operators of Transport Services transporting school children and in a manner obstructing the other operators.
09. Non adherence to the orders and instructions given by the officers of the Authority.
10. Non-charging of approved charges.
11. The use of equipment which emit loud noise.
12. Non-adherence to the rules and regulations issued by the government for the service vehicles transporting school children.
13. Non operation on school days
14. Other offences

The Sinhalese version shall prevail in case of any inconsistency in these regulations among Sinhalese/Tamil/English versions.

Interpretation

01. The transport services transporting school children means the transportation of Pre School children, School Children of Government or Private schools.
02. A service vehicles transporting school children means the vehicles with the seating capacity of over 5 and those which daily transport Pre school children, school children of Government or Private schools between their schools and homes on the basis of charges or on hiring basis.
03. The parking place of the service vehicles transporting school children means a place where the service vehicles transporting school children are parked to provide transport facilities on the basis of charges or on hiring basis.
04. An organization of operators mean a society or company registered under the Companies' Ordinance, Co-operatives ordinance or a society/organization registered in the Divisonal Secretariat or any other recognized Government institution or an organisation registered under the Southern Province Provincial Road Passenger Transport Authority.

10 - 603/2