

**MOST URGENT**

No. EDN-HE(21)F(10)13/2021-Road Safety  
Directorate of Higher Education  
Himachal Pradesh, Shimla-1

Dated: Shimla-171001 the June, 2022

To

All the Deputy Directors of Higher Education,  
in Himachal Pradesh.


**Subject: - Regarding checking of vehicles, ferrying school children.**

Please find enclosed herewith a copy of letter No. 12-2(1)/88-Road Safety (CoRS)-2021 2780 dated 27-05-2022 alongwith its enclosures, received from the Additional Commissioner Transport, Lead Agency Road Safety Himachal Pradesh Shimla-4, on the subject cited above.

In this context, to ensure security and safety of school children, the Department of Transport has notified Rule 73-A vide Notification No. TPT-A(7)-1/2018, dated 12-10-2018 whereby certain conditions have been made mandatory for school buses ferrying children. In this regard, you are therefore directed to issue necessary directions to all the educational institutions / school management authorities in your respective district to ensure strict compliance of ibid Rule 73-A, under intimation to the quarters concerned as well as to this Directorate before 15<sup>th</sup> June 2022 positively.

**Being Hon'ble Supreme Court matter, compliance be ensured.**

Encl: As above.


  
Joint Director of Higher Education(C-II)  
Himachal Pradesh, Shimla-1

Endst. No. Even dated Shimla-I the June, 2022

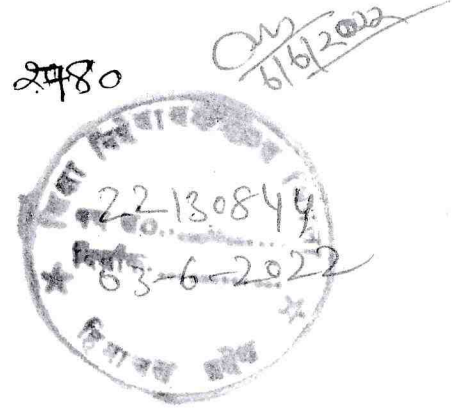
Copy for information and further necessary action is forwarded to:-

1. The Addl. Commissioner Transport lead Agency Road Safety Himachal Pradesh Shimla-4 w.r.t. letter referred above.
- ✓ 2. The Technical Officer, IT Cell of this Directorate with the direction to upload the same on the Departmental Website.
3. Guard File.



  
Joint Director of Higher Education (C-II)  
Himachal Pradesh, Shimla-1

No. 12-2(1)/88-Road Safety (CoRS)- 2021  
Directorate of Transport  
Himachal Pradesh Shimla -4



To

All the Registering & Licensing Authorities  
in Himachal Pradesh

All the Regional Transport Officers  
in Himachal Pradesh

Dated Shimla the 27 - May 2022

Subject; Regarding checking of vehicles, ferrying school children.

Sir/Madam,

Kindly refer to this office letter of even file No 1092192 dated 22-10-2021 and subsequent directions given from time to time, on the subject captioned above.

In order to ensure security and safety of school children, Department of Transport has notified Rule 73-A vide Notification No. TPT-A(7)-1/2018, dated 12.10.2018 whereby certain conditions have been made mandatory for school buses ferrying children. Further the Hon'ble Committee of Supreme Court Committee on Road Safety constantly monitoring the progress w.r.t. the compliance of school buses to rule - 73A of Himachal Pradesh Motor Vehicle Rules 1999.

Hence, it becomes imperative that 100% checking of the school buses is required to be carried out so that detailed report can be submitted to the Hon'ble Committee. Therefore, you are requested to submit the checking report of school buses on performance enclosed checked w.e.f. 01-01-2022 to 30-05-2022 before 15<sup>th</sup> of June 2022 positively.

Being Supreme Court matter, compliance be ensured.

Yours faithfully,

(Hemis Negi) HAS  
Additional Commissioner Transport  
Lead Agency Road Safety  
Himachal Pradesh- Shimla-4

Copy to:

- 6/2022
1. The DIG, Traffic, Tourist and Railways (TTR) Himachal Pradesh-Shimla-2 for information and further necessary action. He is requested to issue directions to all SPs to ensure 100% checking of all school buses/ vehicles ferrying students in their respective jurisdiction as per the Rule 73-A of Himachal Pradesh Motor Vehicle (First Amendment) Rules 2018 notified vide ibid Notification of Transport Department dated 12.10.2018. Compliance report be sought and furnished to this office before 15<sup>th</sup> June 2022 please.
  2. The Director, Higher Education, Himachal Pradesh, Shimla-171001 for favour of information and necessary action. He is requested to direct all the educational
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institutions/ school management authorities in the State to ensure compliance of Rule 73-A of Himachal Pradesh Motor Vehicle(First Amendment) Rules 2028 notified vide ibid Notification of Transport Department dated 12.10.2018. Compliance report be furnished to this office before 15<sup>th</sup> June 2022 please.

3. The Managing Director, Himachal Pradesh Road Transport Corporation (HRTC) for information and further necessary action please.
4. The All Deputy Commissioner Himachal Pradesh for information and with the requested to review the progress of checking of school buses during the quarterly meeting of District Road Safety Committee.

**Additional Commissioner Transport**  
**Lead Agency Road Safety Cell**  
**Himachal Pradesh-Shimal-4**

**Performa for Checking of School Buses/ Vehicle**

Sr.No	Regd No of vehicle	Date of inspection	Discrepancy if any	Remarks
1.				
2.				
3.				
4.				
5.				

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- (iv) पांच वर्ष से कम आयु के बच्चों को यान की सामने वाली सीट पर बैठना अनुज्ञात नहीं होगा।
- (v) यान के चालक को नीले रंग की वर्दी तथा काले रंग के जूते पहनना अनिवार्य होगा। वर्दी पर उसकी नाम पट्टिका स्पष्टतः प्रदर्शित हो।

आदेश द्वारा,  
जगदीश चन्द्र शर्मा,  
प्रधान सचिव (परिवहन)।

[Authoritative English Text of this Department Notification No. TPT-A(7)-1/2018, Dated 12-10-2018 as required under clause (3) of Article 348 of the Constitution of India].

## TRANSPORT DEPARTMENT

### NOTIFICATION

Shimla-2, the 12th October, 2018

No. TPT-A(7)-1/2018.—WHEREAS the draft Himachal Pradesh Motor Vehicles (First Amendment) Rules, 2018 were published in the Rajpatra (e-Gazette), Himachal Pradesh, vide this Department Notification of even number dated 25-09-2018 for inviting objection(s) and suggestion(s) from the persons likely to be effected thereby, as required under sub-section (1) of section 212 of the Motor Vehicle Act, 1988 (Central Act No. 59 of 1988).

AND WHEREAS, no objection(s)/suggestion(s), in this behalf has been received within the specified period.

NOW, THEREFORE, in exercise of the powers conferred by clause (xxxiii) of sub-section (2) of section 96 read with section 212 of Motor Vehicles Act, 1988 (Central Act No. 59 of 1988), the Governor of Himachal Pradesh is pleased to make the following rules further to amend the Himachal Pradesh Motor Vehicle Rules, 1999 notified vide this Department Notification No. 5-14/88-TPT-III, Dated 12th July, 1999 published in the Rajpatra (e-Gazette), Himachal Pradesh on 27th July, 1999, namely:—

1. **Short title.**—These rules may be called the Himachal Pradesh Motor Vehicles (First Amendment) Rules, 2018.

2. **Insertion of Rule 73-A.**—In the Himachal Pradesh Motor Vehicles Rules, 1999 after rule 73 the following shall be inserted namely:—

"73-A. Conditions that may be inscribed in the permit relating to Buses/vehicles owned or attached with School/Educational Institutions.

A Regional Transport Authority may inscribe in the permit belonging to the School buses/vehicles owned or attached with

conditions in addition to those as specified in sub-section (2) of section 72,73,74,76 a case may be namely:—

**(1) Transport related school safety Conditions.**—Currently, following categories vehicles are being used to provide transport facilities for school children in the state :—

- (a) Buses, self operated by schools;
- (b) Buses of private contract carriage/Himachal Road Transport Corporation taken on lease basis by schools; and
- (c) Motor cab/Maxi Cab vehicle used to provide transportation facilities to school children.

The general and class-wise guidelines for the above three categories of vehicles and whenever the school management operates, contracts and uses any bus, they shall strictly adhere to these conditions: ---

**A. General conditions applicable to all categories.**—(i) The buses self-operated by the school and buses arranged on the basis of whole time contract shall be painted in dark yellow colour and the name of the school shall be written clearly on both sides so that it can be easily identified. "School Bus" shall be written in the size of 400mm x 300mm on the back and front of the vehicle. If it is a leased bus/vehicle, then "On School Duty" shall be clearly written on it. There should be a first aid box and drinking water in the school bus/vehicle.

(ii) Details of the driver (name, photo, license number and telephone number) shall be displayed inside the bus and the name of the school or name of the owner of the bus, Child Helpline No. 1098, important emergency numbers (Police, Hospital) and vehicle registration number will be displayed in fluorescent colours at prominent places outside the bus. This information should be clearly visible to all passengers of the bus and people so that the school management/police or other officers can be informed when required.

(iii) If the age of the students is less than 12 years then the number of students in the vehicle/bus will not exceed 1½ times the prescribed capacity of the vehicle. Student over 12 years of age will be considered as a person.

(iv) School bus/vehicle seats should be in line with standards for students safety.

(v) There should be sufficient lighting in the school bus/vehicle and there should be no curtain and any type of film on glasses, so that the inside activities will be clearly visible from the outside. Apart from this, the bus/vehicle will not have any kind of music device.

(vi) Under any circumstances, no unauthorized person shall be allowed to sit in the bus/vehicle, nor will it be allowed to place any objectionable materials like gas cylinders, kerosene, acids, liquor etc.

(vii) School bus/vehicle must be stationary during boarding and de-boarding of the children.

(viii) In bus/vehicle, passenger and vehicle should have valid insurance under provisions contained in the Motor Vehicles Act, 1988.

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(ix) The School bus/vehicle shall be repaired/inspected at regular and fixed intervals and it will be mandatory to get a fitness certificate under the provisions of the Motor Vehicles Act, 1988.

(x) Route and stoppage of each school bus/vehicle will be required to be approved by Regional Transport Authority or School Management and it will be necessary to give information in this regard to the Transport Department and local administration.

(xi) Vehicles providing transportation facilities to schools will not be more than 15 years old.

(xii) It shall be mandatory to install Global Positioning System (GPS) in each school bus/vehicle. The school management and vehicle owner must ensure that this system is functioning smoothly at all times and its record is regularly checked and available, if required.

(xiii) The driver of the school bus/vehicle should have a valid driving license.

(xiv) The driver's age should not be more than 60 years.

(xv) The physical fitness of the bus/vehicle driver, including eye examination, should be done every year and the school management will provide the health card to the driver. School management will also ensure that the driver has been issued a fitness certificate by the competent authority according to safety standards under the Motor Vehicles Act, 1988.

(xvi) Any school management, if found violating the provisions of the Motor Vehicles Act, 1988 or the rules made thereunder and the directions issued by the State Government or Hon'ble Court, will be punished as per the rules.

(xvii) While driving, the use of mobile phone by the school bus/vehicle driver will be strictly prohibited.

(xviii) School Management/Vehicle Owner will ensure fitting of tamper-proof Speed Governors in buses/vehicles with maximum speed limit of 40 KM per hour.

(xix) For the convenience of divyans/students, necessary and appropriate provisions will be mandatory in vehicles/buses as per the rules.

(xx) It will be ensured that school bus should have two ISI standard fire extinguishers of 5 Kg. capacity installed in the bus, of which one should be placed in the driver's cabin and the other should be placed near the emergency exit gate. Drivers, conductor and female guard/attendant should be trained to operate fire fighting equipment. School management will also ensure regular inspection of them so that they are in working condition at all times. Apart from this, it will be mandatory to have a fire extinguisher in the motor/maxi Cab and it will be kept in working condition at all times.

**B. Category-wise conditions.—1. Self-operated buses/ vehicles by schools :**

(i) School buses/vehicles will be painted in dark yellow and the name of the school will be written clearly on its both sides so that it can be easily identified.

(ii) School bus/vehicle will be written on the back and front of the school bus/vehicle.

- (iv) School Management will ensure that there will be an emergency door and a transparent cabin for the driver in each school bus.
- (v) The CCTV camera must be installed in each school bus/vehicle. School management will ensure that this system is functioning smoothly at all times and its record is regularly checked and available, if required.
- (vi) The driver of the school bus should have a minimum five years experience of driving a heavy vehicle.
- (vii) In addition to the driver, there will also be a conductor in the school bus who possesses a valid license and the prescribed qualification under the provisions of Rule 22 (3) of the Himachal Pradesh Motor Vehicle Rules, 1999.
- (viii) The school management will also ensure the arrangement for atleast one trained female guard/attendant in each school bus, who will take care of the students traveling on the bus and ensure their safety during the journey and also assist students in boarding and de-boarding the bus.
- (ix) To keep the school bag safely, the availability of convenient place under the seats or in the bus will be ensured.
- (x) School management shall also directed to make such arrangements as voluntary as possible that atleast one parent is present in every school bus, who shall keep an eye on behavior of the bus driver and other staff during the journey, it will ensure that the rules of children's safety are adhered to and the bus is driven carefully by the driver.
- (xi) School buses should have arrangement for alarm and sirens so that everyone can be alerted in case of any emergency.
- (xii) The bus driver and conductor will wear grey colour uniform and a pair of black shoes. Their name plates will be clearly displayed on the uniform.
- (xiii) The conductor of school bus should always have information regarding travelling student's name, class, residential address, telephone contact number, blood group, bus stops name, route plan etc.
- (xiv) To improve the driving and behavioral skills of bus drivers, they should undergo the refresher training course every year. This type of refresher training course will be organized by the transport department.
- (xv) School Management will provide a mobile phone in each school bus, so that in case of any emergency the school bus can be contacted or the school bus driver/conductor/ police, school management or administration can be contacted.

**2. Private contract carriage/Himachal Road Transport Corporation buses taken on lease by schools :—**

- (i) The buses which have been taken on lease by the schools will have a contract with the school and the driver of that bus will always keep the copy of the contract.



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- (ii) In relation to such buses, it shall be mandatory for school management to give the details of the driver's name and vehicle to the nearest Police Stations and District Traffic Police.
- (iii) It will be mandatory to install CCTV cameras in each school bus/vehicle. The school management and vehicle owner will ensure that this system is functioning smoothly at all times and its record is regularly checked and available, if required.
- (iv) The driver of the school bus should have minimum five years experience of driving a heavy vehicle.
- (v) In addition to the driver, there will also be a conductor in the school bus having valid license and the prescribed qualification under the provisions of rule 22 (3) of the Himachal Pradesh Motor Vehicle Rules, 1999.
- (vi) It will be mandatory to wear uniform for driver and conductor. In case of Himachal Road Transport Corporation bus it will be mandatory to wear uniforms and shoes decided by the corporation management, otherwise it will be mandatory to wear blue uniforms and black shoes. The name plate will be clearly displayed on the uniform.

3. Motor cab/Maxi Cab vehicle used to provide transportation facilities to school children :

- (i) "On School Duty" should be clearly written on the back and front of the Motor cab/ Maxi cab.
- (ii) In relation to such a motor/maxi cab, it shall be mandatory for the school management to give the name of the driver and the description of the vehicle in the nearest police station and the district traffic police.
- (iii) The driver must possess a valid driving license while driving the vehicle.
- (iv) Children below the age of five years will not be allowed to sit in the front seat of the vehicle.
- (v) It will be mandatory for the driver to wear blue uniform and a pair of black shoes. His name plate will be clearly displayed on the uniform.

By order,  
J. C. SHARMA,  
Principal Secretary (Transport).

INDUSTRIES DEPARTMENT

NOTIFICATION

Shimla-171-002, the 17th October, 2018

No. Ind-A(A)4-4/2018.—In continuation of this department notification of even No. dated 27-03-2018 regarding constitution of Board of Directors of H. P. General Industries Corporation Ltd. and in exercise of powers conferred on me by the Government of Himachal Pradesh.