

**GOVERNMENT OF KERALA****Abstract**

Transport Department - Establishment of Registered Vehicle Scrapping Facility Centres in State - Sanction accorded - Orders Issued

TRANSPORT (B) DEPARTMENT

G.O.(Rt)No.322/2024/TRANS Dated, Thiruvananthapuram, 21-08-2024

- Read (1) Notification No. G.S.R. 653(E), Dated 23/09/2021 of the Ministry of Road Transport and Highways (MoRTH)
- (2) Notification No. G.S.R. 695(E), Dated 13/09/2022 of the Ministry of Road Transport and Highways (MoRTH)
- (3) G.O.(P) No.11/2023/Trans dated 31/01/2023
- (4) G.O. (Rt.) No. 100/2023/Trans dated 09/03/2023
- (5) Judgment of Hon'ble High Court of Kerala dated 26/09/2023 in WP(C) 30804/2023 filed by Smt Hiba H
- (6) Judgment of Hon'ble High Court of Kerala dated 20/12/2023 in WP(C) 32822/2023 filed by Shri Mohammed Basheer
- (7) G.O. (Rt.) No. 22/2024/Trans dated 19/01/2024
- (8) Letter No. ML2/004365/2023 dated 08/05/2024 from CMD, KSRTC

ORDER

The Ministry of Road Transport and Highways (MoRTH) have notified the Motor Vehicles (Registration and Functions of Vehicle Scrapping Facility) Rules, 2021 as per notification read as (1) above and Motor Vehicles (Registration and Functions of Vehicle Scrapping Facility) Amendment Rules, 2022 as per notification read as (2). In compliance to the notifications, Government of Kerala have decided to adopt the vehicle scrapping policy as per Government Order read (3). Since Government of Kerala have decided to adopt the vehicle scrapping policy, scrapping facility needs to be established in different regions of the State.

2. As per the G.O. read (4) Government have appointed Kerala State Road Transport Corporation (KSRTC) as the implementing agency to establish and

operate the 'Registered Vehicle Scrapping Facility' in the State in accordance with the conditions stipulated in Motor Vehicles (Registration and Functions of Vehicle Scrapping Facility) Rules.

3. The Honourable High Court of Kerala as per their judgment read (5), directed the Secretary Transport and Transport Commissioner to consider and pass orders on application of the petitioner therein to establish RVSF, in accordance with law. As per judgement read (6), the Honourable High Court has also directed the Transport Commissioner to receive the application of the petitioner along with requisite fee, for registering his Vehicle Scrapping Facility Centre, and if the petitioner fulfills the eligibility and other conditions as prescribed under the Rules, registration should be granted to the petitioner for setting up the Vehicle Scrapping Facility Centre. It was also held that the State Government can go ahead for setting up of Vehicle Scrapping Facility Centres under PPP model with the KSRTC. However, individuals or other legal entities should also be granted registration for setting up of such facility Centres, provided they otherwise fulfill the conditions prescribed under the Rules.

4. In compliance to the Judgments of Hon'ble High Court of Kerala read (5) and (6), Government have cancelled the order entrusting KSRTC as the implementing agency to establish and operate the 'Registered Vehicle Scrapping Facility' in the State with immediate effect and directed the Registering Authority to invite open tender subject to the stipulated conditions, as per the order read (7).

5. As per the letter read (8), the Chairman and Managing Director of KSRTC has proposed with a Memorandum of Understanding (MoU) with M/s Braithwaite & Co.Ltd., a Central Public Sector Undertaking under the Ministry of Railways, for permission to establish a Registered Vehicle Scrapping Facility (RVSF) unit at any KSRTC location with available land that demonstrates commercial viability.

6. Government have examined the matter in detail and are pleased to accord sanction for the establishment of three Registered Vehicle Scrapping Facility (RVSF) Centers in the State of Kerala. One of the centers will be a joint venture between KSRTC and M/s Braithwaite & Co. Ltd. The registering authority is hereby authorized to invite open tenders for the remaining two RVSF Centers in the state.

(By order of the Governor)
Dr Vasuki K I A S
SECRETARY

To:

Transport Commissioner, Thiruvananthapuram
Chairman & Managing Director, KSRTC
Principal Accountant General (Audit 1/Audit 2) Kerala
Information Officer, Web & New Media Division, PRD (For Publishing in the Government Website)
Stock File/ Office Copy

Forwarded /By order

Section Officer

Copy to :
PS to Hon'ble Minister
PA to Secretary
CA to Joint Secretary