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The Gazette of the Democratic Socialist Republic of Sri Lanka

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(Published by Authority)

PART IV (A) — PROVINCIAL COUNCILS

(Separate paging is given to each language of every Part in order that it may be filed separately)

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IMPORTANT NOTICE REGARDING ACCEPTANCE OF NOTICES FOR PUBLICATION IN THE WEEKLY "GAZETTE"

ATTENTION is drawn to the Notification appearing in the 1st week of every month, regarding the latest dates and times of acceptance of Notices for publication in the weekly *Gazettes*, at the end of every weekly *Gazette* of Democratic Socialist Republic of Sri Lanka.

All Notices to be published in the weekly *Gazettes* shall close at 12.00 noon of each Friday, two weeks before the date of publication. All Government Departments, Corporations, Boards, etc. are hereby advised that Notifications fixing closing dates and times of applications in respect of Post-Vacancies, Examinations, Tender Notices and dates and times of Auction Sales, etc. should be prepared by giving adequate time both from the date of despatch of notices to Govt. Press and from the date of publication, thereby enabling those interested in the contents of such notices to actively and positively participate please note that inquiries and complaints made in respect of corrections pertaining to notification will not be entertained after three months from the date of publication.

All notices to be published in the weekly *Gazettes* should reach Government Press two weeks before the date of publication *i.e.* notices for publication in the weekly *Gazette* of 15th March, 2013 should reach Government Press on or before 12.00 noon on 1st March, 2013.

P. H. L. V. DE SILVA,
Acting Government Printer.

Department of Government Printing,
Colombo 08,
01st January, 2013

Provincial Councils Notifications

EASTERN PROVINCE PROVINCIAL COUNCIL

Eastern Province Road Passengers Transport Authority Statute No. 02 of 2009

IT is hereby published the regulations under clause 11(8) of Eastern Province Road Passengers Transport Authority Statute No. 02 of 2009 in the Eastern Province.

This regulations shall come into operation with effect from 22nd of the Month of February, 2013.

WIMALAWEERA DISANAYAKE,
Minister of Education, Cultural Affairs, Land,
Land Development and Transport,
Eastern Province ,
Trincomalee.

At the Ministry of Education, Cultural Affairs,
Land, Land Development and Transport,
Eastern Province Provincial Council,
Trincomalee ,
on the 31st January, 2013.

This is the Public *Gazette* Notification of the Eastern Road Passenger Transport Authority Statute 02 of 2009 of the Eastern Province, regulations of Three Wheels Act under 11(8).

Regulations

1. The Regulations shall be cited as Three-wheeler Passengers Transport Service Regulations of Eastern Province Road Passenger Transport Authority Act, No. 01 of 2013 of the Eastern Provincial Council and shall come into operations on
2. With effect fromno one should operate a Three-wheeler for transport of passengers by way of charging a fee individually or on hiring basis without a permit issued by Eastern Province Road Passenger Transport Authority or without registration with the Authority.
3. A Permit should not be issued to a person if he is not the registered owner of the three-wheeler.
4. The priority should be given to the residents of the particular Local Government Authority area when issuing a permit.
5. The Authority has the right to grant a permit, to renew, to transfer a permit from one three-wheel stand to another, or to turn down such requests.
 - 5.1 When exercising the discretion the Authority should give due consideration to following facts:
 - (a) To what extent the passenger transport needs have fulfilled by three-wheelers operating in relevant stand at the time.
 - (b) It is not appropriate to issue a permit if passenger transport needs are fulfilled by three-wheelers operating in relevant stand at the time.
 - (c) The all three wheels should be consider which are providing service without the stands in the particular area.
6. In order to obtain, renew, transfer or amend a permit, an application should be submitted according to the prescribed forms (Schedule 01) within a month by the registered owner or in case of a company by its authorized officer. Along with the said application, the following documents and fees shall be submitted.
 - 6.1 The Registration Certificate of the three-wheeler or a Certificate issued by the Commissioner of Motor Traffic including the particulars of its registration and a photostat copy of that certificate.
 - 6.2 The certificate of full Insurance covering the Three-wheel and third parties and an unlimited Insurance covering on all the Passengers traveling in the three-wheeler.
 - 6.3 Annual Revenue License and its photostat copy.
 - 6.4 Medical certificate of the Driver and its photostat copy.
 - 6.5 In case where the application is for the renewal of a permit, the Permit Book.
 - 6.6 The fee prescribed by the Authority.
 - 6.7 If it is a three-wheeler operated in another Provincial Council area its letter of release.
 - 6.8 Membership certificate issued by Three-wheel Operator's Society/Company recognized by the Authority.
7. The permit shall be in the form as given in Schedule two herein.
8. The permit label (Windscreen Label) shall be in the form given in Schedule three herein.
9. The fees prescribed by the authority shall be as in the Schedule four herein.
10. Every application for a passenger transport permit should be made not less than one month before the date on which the applicant requires the permit to take effect.

11. The permit shall contain following terms and conditions:
- 11.1 The permit is not transferable.
 - 11.2 Unless otherwise stated in the permit, the permit is valid for a period of 12 months from the date of issue.
 - 11.3 The diver of the Three-wheeler should carry the original of the permit and label in the three-wheel.
 - 11.4 The permit label issued by the authority should be exhibited on the left side of the windscreen of the three-wheel.
 - 11.5 The permit holder should pay the service charges prescribed by the Authority before the beginning of the every month.
 - 11.6 The permit holder and his employees should maintain the Three-wheeler used for the relevant service in a good mechanical condition and clean and in a good running condition.
12. The things to be exhibited and things to be carried in the Three-wheeler:
- 12.1 Things to be carried in the Three-wheeler by the driver:
 - (a) The original of the permit and the label.
 - (b) The medical certificate of the driver.
 - (c) The fare-table approved by the Authority.
 - (d) The things to be carried under the motor traffic Act:
 - I. Revenue License,
 - II. Certificate of Insurance,
 - III. Driving License.
 - 12.2 The things to be exhibited :
 - (a) The photostat copy of the Passenger Service Permits Label.
 - (b) “Smoking is prohibited in the Three-wheeler” notice.
 - (c) Notice showing the fare prescribed by the Authority.
 - (d) The Permit No. issued by the Authority and Registered No. of the three wheeler.
13. The Permit-Holder’s responsibilities:
- 13.1 The permit holder should operate the Three-wheel according to the rules adopted by the Three-wheel Operator’s Society that have the approval of the Authority.
 - 13.2 In case of any accident with regards to the three-wheel, the matter should be brought to the notice of the Authority through the society within seven days.
 - 13.3 In case of a serious accident or fatal accident the three wheeler should not be allowed to run unless a new fitness certificate is obtained.
 - 13.4 A driver who is responsible for a serious or fatal accident should not be taken back to service until such time he is recommended to be medically fit. (Serious accident means an accident as a result of which an injured person had to undergo treatment in a hospital for more than 7 days of an accident were damage to the property is more than Rs. 10,000 . The accidents where all the three wheels had moved out of the road are also considered as serious accidents. A fatal accident means an accident where a person who has met with the accident dies, as a result of that same accident.).
- 13.5 Operators should install fare meters with effect from the date determine by the Authority.
14. The responsibilities of the diver of the Three-wheeler:
- 14.1 He should drive the Three-wheeler ensuring the safety and comfort of all the passengers travelling in the Three-wheeler.
 - 14.2 Should not carry more than the prescribed number of passengers.
 - 14.3 Should be of good conduct and behaviors and should be courteous and disciplined towards all the passengers, public and other officers.
 - 14.4 Should refrain from taking Alcohol or dangerous drugs while engaged in driving or during the duty hours.
 - 14.5 Should not drive the vehicle recklessly, negligently or dangerously.
 - 14.6 The driver should be a driver registered with the society approved by the Authority.
 - 14.7 He should park the vehicle at the place prescribed by the society and refrain from parking obstructing the activities of the stand.
 - 14.8 The driver should wear the uniform whenever he is on duty.
 - 14.9 In the instance of a failure to take the passenger to the agreed upon destination due to any unavoidable circumstances such as an accident or mechanical failure the fee should be charged only up to that point.
 - 14.10 He should not charge from passengers more or less than the fee prescribed.
 - 14.11 The driver should not allow anybody to smoke or to consume alcohol inside the three-wheeler.
15. Responsibilities of the passengers :
- 15.1 Should refrain from smoking; consume alcohol or dangers drugs inside Three-wheeler.
 - 15.2 Should be of decent behavior whilst inside the Three-wheeler.

16. Regulations regarding Three-wheeler operators Organizations:

- 16.1 There should be an organization of all three-wheel operators registered under Company Act or under the Cooperative Society Act.
- 16.2 It is the responsibility of such organizations to ensure that all operators perform according to regulations made herein.
- 16.3 The organizations should incorporate necessary provisions to their constitution to give effect to mention in above sentence.

17. Regulations regarding three-wheeler stands :

- 17.1 Authority should established number of Three-Wheel stand with the concurrence of relevant local government Authorities.
- 17.2 The Three-wheel operator Society/Company should coordinate/organise each stand according to the rules prescribe by the Authority.
- 17.3 The Three-wheel operator’s Society/Company should pay the due fees for the stands to the Local Government bodies.

- 18. The breach of regulations by the drivers will be treated as a breach of regulations by the permit holder.
- 19. The permit holders should reset their fare meters according to the fare table revised by the authority.
- 20. When an application is made for revalidation, Authority may extent the validity period of a permit for period of one year or for a period less than that if the Authority is satisfied that:
 - I. The applicant has performed according to the provisions of the Eastern Province Road Passenger Transport Authority Statute and the rules made under it.

- II. He has not been punished for violation of any provision of the statute or ruled made under it.
- III. The applicant had paid all the due fees to the Authority and to the three-wheeler operators Society and fulfilled all the other conditions enforced by them.
- 21. Any person acting in breach of, in default of or in negligence of these regulations will be guilty of an offence.
- 22. Where at an inquiry made by the officers authorized by the Authority or by an inspection team, the parties who are in breach of the regulations admit that there is a breach of the regulations given under schedule 5(A) and (B), the Authority is empowered to take the following steps:
 - (I) To obtain a statement to the effect that the breach of regulation revealed at the inspection will not be repeated and be rectified.
 - (II) To charge a payment of Rs. 200 for the breach of regulation under schedule 5(A) and Rs. 400 for the breach of regulations under schedule 5(B) as administrative costs and other costs.
 - (III) If the permit holder agrees to act under (i) and (ii) the Authority had the power not to act under section 11(4) of the Eastern Province Road Passenger Transport Authority statute No. 2 of 2009 or not to file, or maintain any legal action under section 44, against the permit holder.
- 23. A permit holder should not transfer the ownership of his permit to another person at his will. If such a transfer made it becomes invalid. Nevertheless, in the event of such a transfer is required to fulfill the passenger demands of the area the Authority may transfer the ownership of permit.
- 24. The Authority may issue instructions to a recognized Society/Company of three-wheel operators on procedures to be followed by them on the management of three-wheeler operations and on reports that they should maintain and the reports they should submit to the Authority.

SCHEDULE I

APPLICATION FOR THE REGULAR THREE WHEEL SERVICE PERMIT

01. Details of the owner of the Three Wheeler:

- 1. Registration number of the Three Wheeler: _____
- 1.1 Full name: _____
Name with initials: _____.
- 1.2 Address : _____.
- 1.3 Telephone No. : _____.
- 1.4 N. I. C. No. : _____.
- 1.5 Details of Residency: _____.

Official use:

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- 1.5.1 Province : _____.
- 1.5.2 District : _____.
- 1.5.3 D. S. Division : _____.
- 1.5.4 G. S. Division : _____.
- 1.5.5 Is the owner an employee at Department/Corporation/
Board/Authority? Yes/No.
- 1.5.6 If Yes Name the Department : _____.

1.6 If married, name and address of the spouse :

1.7 G. S. Certify:

I certify that the above information given by the applicant is true and correct.

 Signature of G. S.

Date: _____.

1.8 Is the owner is having more than this three wheel fill in the following cage

<i>Registers No. of the Auto</i>	<i>Name of the Authority</i>	<i>License No.</i>	<i>Date</i>

2. Details of the Three wheeler :

2.1 Registration Number of the three wheel

2.2 (a) Country of manufactured : _____.

(b) Model : _____.

2.3 No of Passengers:

2.4 Year of manufactured:

2.5 Date of the first Registration in Sri Lankan

Year

Month

Date

2.6 Value of the vehicle: _____.

2.6.1 Weigh: _____.

2.7 Whether this wheel got any license has from any other Authority? Yes/No.

2.7.1 Is the three wheel providing service ? Yes/No.

2.7.2 If yes give the following details.

<i>Licensing Authority</i>	<i>Licence No.</i>	<i>Date of Expire</i>	<i>Reason for Not Extended</i>

2.8 Is there any legal case ? (Yes/No.)

If yes give the Details:_____.

2.9 Details of the Insurance:_____.

2.9.1 Name of the Insurance Company :_____.

2.9.2 Year of Insurance :_____.

1. _____.

2. _____.

3. _____.

2.9.3 Value of the Insurance :_____.

2.9.4 Date of Expire :_____.

2.10 Date of Expire of the Vehicle Revenue License :_____.

2.11 Name of the DS Division :_____.

2.12 Place of the three wheel park :_____.

2.13 The distance between Resident and the three wheel park : km

03. Details of the drive :

3.1 Full Name :_____.

3.2 Name with Initials :_____.

3.3 Date of Birth :_____.

3.4 Address :_____.

3.5 N. I. C. No.:_____.

3.6 Driving License No. :_____.

3.6.1 Is the Driving license issued for disable?:_____.

3.6.2 Date of issued :_____.

3.6.3 Date of Expire:_____.

3.7 Details of the Medical Certificate :

3.7.1 Certificate No. :_____.

3.7.2 Date of Issued :_____.

3.7.3 Date of Expire:_____.

3.8 Did you take part in the training programmers for the three wheel drivers conducted by the EPRPTA? Yes/No

3.9 Three wheel passenger transport service certificate No.:_____.

3.10 Details of the Accident? :_____.

3.10.1 Accident Details of the last 3 years:

<i>Deadly</i>	<i>Serious</i>	<i>Major</i>

3.10.2 is there any court cases filled? Yes/No.
 If yes give the Details:

Date of Accident :			
Place of Accident			
No. of persons injured :			
No. of Death			
Value of lose (Roughly)			

3.10.3 After the Accident :


- (a) Whether the driver gone to a medical checkup Yes/No.?
- (b) Whether the driver gone to any re-training program? Yes/No.
- (c) Three wheel driving license
 Is the license temporarily cancelled?
 Is the license permanently cancelled? Yes/No.

The above given details are correct and true. I agree the condition of the Three wheel Passenger Transport Service Permit issued by the Authority, and I know that the Three wheel Passenger Transport Service Permit will be cancelled/withdraw/filled a case/surcharge under this Statute, if I not following the instruction of the Authority or Three wheel service Association.

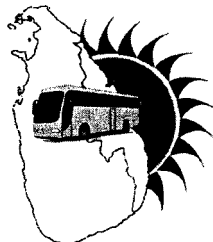
 Signature of the Applicant.

Date :_____.

Schedule 2



EASTERN PROVINCE - ROAD PASSENGER TRANSPORT AUTHORITY



REGULAR THREE WHEEL PASSENGER SERVICE PERMIT

Three wheeler Registration No. :

Education Ministry Building Inner Harbor Road, Trincomalee.

EASTERN PROVINCE ROAD PASSENGER TRANSPORT AUTHORITY STATUTE No. 02 OF 2009
 PASSENGER SERVICES PERMIT FOR THE OPERATION OF A REGULAR THREE WHEEL PASSENGER SERVICE
 FOR THE CARRIAGE OF PERSONS
 (SECTION 11.(8))

The permit is issued in respect of a Three Wheel/a fleet of Three Wheelers.

Permit No. : _____.

1. Registration number of the Three Wheeler : _____.
2. Name of the owner/Establishment : _____.
3. Address of the owner/Establishment : _____.
4. District : _____.
5. Divisional Secretariat Area : _____.
6. Place of the Three Wheel Park: _____.
7. Authorized number of Passenger: _____.
8. Authority is hereby given for the above Three Wheeler (or for a substitute Three Wheeler from the fleet of Three Wheelers indicated in this permit) to operate a Normal Service and transport passengers on the place indicated in the permit.
9. This permit is issued subject to terms and conditions indicated in part III herein.
10. The permit should be surrendered to the Passenger Transport Authority on the date of expiry or at any instance required by the Transport Authority.

Chairman,
 Road Passenger Transport Authority,
 Eastern Province.

Date : _____.

Operations entitled for the Regular three wheel Passenger permit

Authority is given here by to operate an Ordinary Passenger carriage service from the(place of the park) ofD. S. Division, InDistrict (District of the Administrative)

Receipt No.:.....
 Label No.:.....

Director General,
 Road Passenger Transport Authority,
 Eastern Province.

Date :.....

Amendment 1

Authority is given hereby to operate an Ordinary Passenger carriage service from the(place of the park) ofD. S. Division, InDistrict (District of the Administrative)

Receipt No.:.....
 Label No.:.....

Director General,
 Road Passenger Transport Authority,
 Eastern Province.

Date :.....

Amendment II

Authority is given hereby to operate an Ordinary Passenger carriage service from the(place of the park) of
D. S. Division, InDistrict (District of the Administrative)

Receipt No.:.....

Label No.:.....

Director General,
Road Passenger Transport Authority,
Eastern Province.

Date :.....

Period of validity

Three Wheel Passenger service permit No..... is valid from Day of(Month) 20..... toDay
of(Month) 20.....

Receipt No.:.....

Label No.:.....

Director General,
Road Passenger Transport Authority,
Eastern Province.

Date :.....

Extension /I

Three Wheel Passenger service permit No..... is valid from Day of(Month) 20..... toDay
of(Month) 20.....

Receipt No.:.....

Label No.:.....

Director (Operations and planning),
Road Passenger Transport Authority,
Eastern Province.

Date :.....

Extension /II

Three Wheel Passenger service permit No..... is valid from Day of(Month) 20..... to
.....Day of(Month) 20.....

Receipt No.:.....

Label No.:.....

Director (Operations and planning),
Road Passenger Transport Authority,
Eastern Province.

Date :.....

Extension /III

Three Wheel Passenger service permit No..... is valid from Day of(Month) 20..... toDay of(Month) 20.....

Receipt No.:.....

Label No.:.....

Director (Operations and planning),
 Road Passenger Transport Authority,
 Eastern Province.

Date :.....

Extension /IV

Three Wheel Passenger service permit No..... is valid from Day of(Month) 20..... toDay of(Month) 20.....

Receipt No.:.....

Label No.:.....

Director (Operations and planning),
 Road Passenger Transport Authority,
 Eastern Province.

Date :.....

Details of Three Wheels in the fleet.

<i>Registration No.</i>	<i>Permit No. (if any)</i>	<i>Registration No.</i>	<i>Permit No. (If any)</i>


Remarks:

Remarks:

<i>Date</i>	<i>Details</i>	<i>Signature</i>

<i>Date</i>	<i>Details</i>	<i>Signature</i>

උපලේඛන - 03
பட்டியல் - 03
Schedule - 03



නැගෙනහිර පළාත් මාර්ග සේවා මගී ප්‍රවාහන අධිකාරිය
 கிழக்கு மாகாண வீதிப் போக்குவரத்து அதிகார சபை
 Eastern Province Road Passenger Transport Authority

නිත්‍ය ත්‍රිරෝද රථ සේවා අවසර පත්‍රය

முச்சக்கரவண்டி தொடர் போக்குவரத்து அனுமதிப்பத்திரம்

REGULAR THREE -WHEEL SERVICE PERMIT

අවසර පත්‍ර අංකය
அனுமதிப் பத்திர இலக்கம்
Permit No.

ත්‍රිරෝද රථ අංකය
முச்சக்கரவண்டி இல.
Three Wheel No.

නැවතුම්පොළ
தரிப்பிடம்
Park

වලංගු කාලය
செல்லுபடி காலம்
Validity

සිට
முதல்
From

දක්වා
வரை
To

ප්‍රා ලේ කොට්ඨාසය
பி. செ. பிரிவு
D. S. Division

පොලිස් බල ප්‍රදේශය
பொலிஸ் பிரிவு
Police Area

දිස්ත්‍රික්කය
மாவட்டம்
District

දිනය
திகதி
Date

අධ්‍යක්ෂ ජනරාල් නැගෙනහිර පළාත් මාර්ග සේවා මගී ප්‍රවාහන අධිකාරිය
பணிப்பாளர் நாயகம் கிழக்கு மாகாண வீதிப்பயண போக்குவரத்து அதிகாரசபை
District General Eastern Province Road Passenger Transport Authority.

SCHEDULE 4

- This is called Three Wheel Passenger Transport regulations
- In the first row Name/Situation of the charges received and in the 2nd row the amount is mentioned.

1st Row Reason/Situation	2nd Row The Amount be charged (Rs.)
1. For Application	100 0
2. Renewal of Three Wheel Passenger Transport Permit for the year	500 0
3. Surcharge for failure to renew road passenger Transport Authority Permit on the due date (10% surcharge on accumulated amount outstanding)	
4. Reissuing permit in the case of losing	500 0
5. Issuing permit book for pages ended/damaged	250 0
6. Issuing permit label	200 0
7. Issuing for a Three wheel Passenger Transport Permit	1,500 0
8. Changing the ownership of the Permit for another Person	500 0
9. In the case of death of the owner, to change the ownership (To wife/husband/children) (The charges refer in 01, 02 and 06 with)	500 0
10. In the case of death of the owner, to change the ownership to a non-relative (the charges refer in 1,2,6 and 8)	
11. Changing the three wheeler for a permit	250 0
12. For a computerized copy (One Copy)	50 0

SCHEDULE 5(A)

1. Three wheel driver none carrying of the Medical certificate.
2. Non Sticking of permit.
3. Failure to fill turns of the Three wheel
4. Non sticking of Non smoking sticker
5. Non sticking the fare table
6. more passenger than prescribed
7. The permit No. not printed in the Three Wheel
8. Non availability of Driving license issued by the Authority
9. Non uniform the Three wheel driver.

SCHEDULE 5(B)

1. Non availability driving license
2. Without the documents mentioned in the Motor Traffic act while Driving.
3. In the objective of earning other three wheels income if it is proved.

02-675