

Provincial Council Notifications

WESTERN PROVINCIAL

REGULATIONS UNDER THE WESTERN PROVINCIAL ROAD PASSENGER CARRIAGE SERVICES STATUTE NO. 1 OF 1992

733-3 - wednesday 23, 1992

REGULATIONS made by the Provincial Road Passenger Transport Authority of the Western Province under section 90(1) of Part V of the Western Province Provincial Road Passenger Carriage Services Statute, No. 01 of 1992.

S. B. NOBTON FREDRICK,
Chairman, Western Province
Provincial Road, Passenger,
Transport Authority.

05.06.1992.

Regulations

1. These regulations may be cited as the Road Passenger Carriage Services Regulations of the Provincial Council of the Western Province No. 01 of 1992 and shall come into operation on 05.05.1992.
2. No omnibus shall be operated for regular passenger carriage services within the Western Province without the Authors of a valid passenger service permit issued by the Western Province Road Passenger Transport Authority.
3. Every application for a passenger service permit shall be substantially in the prescribed form set out in the 1st Schedule hereto and the following shall be furnished together with such application:-
 - (a) Fee prescribed by the Transport Authority;
 - (b) Fitness certificate (original together with a photostat copy)
 - (c) Insurance certificate covering unlimited third party risks (during the currency of the passenger service permit)
 - (d) Certificate of registration of the vehicle or a certificate issued by the Commission of Motor Traffic giving particulars of registration;
 - (e) Medical certificate in respect of the driver (original together with a photostat copy)
 - (f) If an existing permit, the original of the route permit obtained earlier or a route label, if available;
- 3A. Every application for a passenger service permit shall be made not later than one month before the date on which the applicant expects to avail of such permit;
4. Every passenger service permit shall be substantially in the form set out in the Second Schedule hereto.

5. Permit (label) set out in the Third Schedule hereto shall be displayed on the wind screen of every Omnibus.
6. Permit referred to in regulation 4 shall not in any way authorize the permit holder to operate any service or to use any Vehicle on any road contrary to the prohibitions and restrictions relating to such permit.
7. The permit is not transferable.
8. Copies of the approved time table and the fare table pertaining to the services operated shall be carried in every vehicle and displayed thereon.
9.
 - (i) Route number of the vehicle used in the approved service shall be painted conspicuously in large letters and figures in the front and the rear of the vehicle
 - (ii) The destination of the vehicle used in the approved service shall be displayed conspicuously in large letters in the front and the rear of the vehicle.
10. Vehicles which do not conform to regulations 8 and 9(i) and 9(ii) shall not be permitted to enter into the omnibus stands maintained by the Provincial Road Passenger Transport Authority of the Western Province.
11. The holder of a permit shall operate passenger transport services only on the permitted, routes and shall operate such services maintaining the number of trips as shown in the time table. The holder of a permit shall not cease to operate the permitted service without the written approval of the Chairman of the Road Passenger Transport Authority or of any other officer authorized by him.
12. The holder of a permit shall operate his omnibus upto the specified destination on the permitted route.
13. Fares charged by the holder of the permit or his agent or servant shall be in keeping with the fare table approved by the Provincial Road Passenger Transport Authority of the Western Province and each passenger shall be issued with a ticket showing the fare and the destination of the passenger once the fare is tendered by him.
14. Permit authorizes its holder or his agent or servant to stop the vehicle at every authorized bus halt on its route without any obstruction or interruption and to pick up or discharge passengers.
15. Every vehicle used in the permitted service shall at all times be maintained in a fit, clean and serviceable condition and the holder of a permit shall not use any vehicle in the permitted service without the authority of a valid certificate of fitness issued in respect of such vehicle.
16. Holder of a permit shall, within thirty days of any changes in the particulars stated in his application for such permit, inform the Chairman of the Road Passenger Transport Authority in writing of such change.
17. Whenever a vehicle meets with an accident, the holder of the permit shall, within seven days of such accident, furnish to the Chairman all particulars of such accident in writing. Before such vehicle is authorized to operate it shall conform to requirements

in Regulation 15.

18. Two front seats of the omnibus shall be reserved for the clergy and two more front seats of the omnibus shall be reserved for disabled persons and pregnant mothers.

19. The Authority may cancel any permit on the grounds of contravention of any conditions stipulated in the permit or non-compliance with any directions issued by the Authority or contravention of any provisions of the law.

20. The approved number of passengers authorized by the passenger service, permit issued in respect of a vehicle used in the permitted service, shall be displayed conspicuously inside the vehicle.

21. The holder of a permit shall maintain a register showing the times of commencing and cessation of work by the driver and the conductor of an omnibus deployed in the service. Their periods of lay over shall be indicated in such register and their periods of service shall be in conformity with the labour laws.

22. The holder of a permit shall instruct his employees to allow the Chairman of the Transport Authority or any officer authorized, by him to inspect the omnibus at any time it is being used for passenger transport.

23. The holder of a permit shall pay to the Authority or to any other place directed by the Authority, a service charge prescribed by the Authority. This service charge shall be paid before the beginning of every month for which the charge is due and a log sheet issued by the Authority obtained.

24. The holder of a permit shall issue the log sheet referred to in regulation 23 to the driver of the Omnibus and shall instruct the driver to get the station controller to mark in the log sheet the time of arrival and departure of each journey of the omnibus. The holder of the permit shall obtain the log sheet from the driver after the day's work is over- and keep it with him safely.

25. All documents required to be maintained in keeping with the aforesaid provisions shall be made available to the Chairman of the Authority or to any officer authorized by him whenever required by them for inspection.

26. The holder of a permit shall have the passengers travelling in every omnibus insured and full insurance coverage is compulsory.

27. The driver and the conductor shall wear a uniform as may be specified by the Authority and it shall be the responsibility of the holder of the permit to provide such uniforms.

28. The names of the driver and the conductor shall be displayed within the omnibus.

29. The approved number of seats of an omnibus shall not be reduced for any reason whatsoever.

30. If any omnibus fails to reach its destination due to the negligence of the holder of the permit or any of his employees, a passenger who has duly paid his fare shall be entitled for a refund of the full fare paid by him.

31. . The conductor of an omnibus shall not allow any person to travel on the foot board or foot boards of the omnibus.

32. The conductor of the omnibus shall not charge or accept any fare from any passenger in excess of the authorized fare for that route or highway.
33. No person shall drive an omnibus having consumed liquor or any intoxicating substance and being under the influence of such liquor or intoxicating substance. ,
34. The notice, " No smoking " shall be conspicuously displayed in the omnibus in all three languages, Sinhala, Tamil and English and no passenger travelling in an omnibus shall smoke.
35. The driver and the conductor of an omnibus shall refrain from smoking while they are on duty.
36. A notice indicating that spitting out or throwing out of a window any thing which causes or which may cause injury, to anything, any place or any person is completely prohibited shall be displayed conspicuously inside the omnibus.
37. No passengers shall be picked up or discharged at any place other than an approved bus halt.
38. The driver and the conductor of an omnibus shall behave and address the passenger in a civil decent and courteous manner.
39. The conductor shall ensure that no baggages are kept in such a manner as to cause an obstruction to the passengers.
40. In these regulations, unless the context otherwise requires -
- "Transport Authority" means the Provincial Road Passenger Transport Authority of the Western Province
- "Permit" means a passenger service permit issued in terms of the provisions of sections 9(1) and (2) of part II of the Western Province Provincial Road Passenger Carriage Services Statute, No. 1 of 1992 :
- "Chairman" means the Chairman of the Provincial Road Passenger Transport Authority of the Western Province
- "Vehicle" includes an omnibus.

PART II

TERMS AND CONDITIONS

01. This permit does not entitle its holder to operate any service or to use any vehicle on any road in contravention of any prohibition or restriction relating to this permit.
02. This permit is not transferable.
03. Copies of the time table and the fare table in respect of the services operated shall be carried and kept exhibited in every vehicle used in the approved service.
- 04.

(i) The route number of the vehicle used in the approved service shall be displayed conspicuously in large letters and figures in the front and the rear of the vehicle.

(ii) The destination of the vehicle need in the approved service shall be displayed conspicuously in large letters in the front and the rear of the vehicle. .

05. Vehicles which do not conform to the regulations 3 and 4(i) and 4(ii) shall not be permitted to enter into the omnibus stands maintained by the Road Passenger Transport Authority of the Western Province.

06. The holder of this permit shall operate 1 he passenger transport service only in the permitted route and shall operate such service maintaining the number of trips as shown in the time table. He shall continue to operate the service and shall not cease it unless under the written approval of the Chairman of the Road Passenger Transport Authority.

07. The holder of this permit shall operate his omnibus upto the specified destination on the approved route.

08. Fares chargeable by the holder of this permit or his agent or servant shall be in keeping with the approved fare table.

09. Each passenger shall be issued with a ticket showing the fare paid and the destination of the passenger after he has tendered the prescribed fare.

10. This permit authorizes its holder or his agent or servant to stop the vehicle at every authorized bus halt on the permitted route without any obstruction or interruption and to pick up or discharge passengers,

11. Every vehicle used in the permitted service shall at all times be maintained in a fit, clean and send vice able condition and no vehicle shall be used in the permitted service unless a valid certificate of fitness in respect of such vehicle is in force.

12. The holder of this permit shall, With in thirty days of any changes in the particulars stated in his application for such permit inform the Chairman of such change.

13. Whenever a vehicle meets with an accident, the holder of this permit shall, within seven days of such accident; furnish to the Chairman all particulars of such accident in writing. Before such vehicle is authorised to operate it shall conform to requir ements in condition 11.

14. To front seats of the omnibus shall be reserved for the clergy and two more front seats shall be reserved for disabled persons and pregnant mothers.

15. The authority may cancel any permit on the grounds of contravention of any conditions stipulated in the permit or non compliance with any directions issued by the Authority or contravention of any provisions of the law.

16. The approved, number of passengers authorized by the passenger service permit issued in respect of a vehicle used in the permitted service, shall be displayed conspicuously inside the vehicle.

17. The holder of a permit shall maintain a register showing the times of commencing and cessation of work by the driver and conductor of an omnibus deployed in the service. Their periods of lay over shall be indicated in such register and their periods of service shall be in conformity with the labour laws.

18. The holder of a permit shall instruct his employees to allow the Chairman of the Transport Authority or any officer authorized by him to inspect the omnibus at any time it is being used for passenger transport.

19. The holder of a permit shall pay to the Authority or to any other place directed by the Authority, a service charge prescribed by the Authority. Such service charge shall be paid before the beginning of every month for which it is due and a log sheet issued by the Authority.

20. The holder of a permit shall issue the log sheet referred to in regulation 19 to the driver of the Omnibus without fail and shall instruct the driver to get the station/controller to mark in the log sheet the time of arrival and departure of each journey of the omnibus. The holder of the permit shall obtain the log sheet from the driver after the day's work is over and keep it with him safely.

21. All documents required to be maintained in keeping with the aforesaid provisions shall be made available to the Chairman of the Authority or to any officer authorized by him whenever required by them for inspection.

22. The holder of a permit shall have the passengers travelling in every omnibus insured and full insurance coverage is compulsory.

23. The driver and the conductor shall wear a uniform as may be specified by the Authority and it shall be the responsibility of the holder of the permit to provide such uniforms.

24. The names of the driver and the conductor shall be displayed within the omnibus.

25. The approved number of seats of an omnibus shall not be reduced for any reason whatsoever.

26. If any omnibus fails to reach its destination due to the negligence of the holder of the permit or any of his employees, a passenger who has duly paid his fare shall be entitled for a refund of the full fare paid by him.

27. The conductor of an omnibus shall not allow any person to travel on the foot board or foot boards of the omnibus*.

28. The conductor of the omnibus shall not charge or accept any fare from any passenger in excess of the authorized fare for that route or highway.

29. No person shall drive an omnibus having consumed liquor or any intoxicating substance, and being under the influence of such liquor or intoxicating substance.

30. The notice, "No Smoking" shall be conspicuously displayed in the omnibus in all three languages, Sinhala, Tamil and English and no passenger travelling in an omnibus shall smoke.

31. The driver and the conductor of an omnibus shall refrain from smoking while they are on duty.

32. A notice indicating that spitting out or throwing out of a window any thing which causes or which may cause injury to anything, any place or any person is completely prohibited shall be displayed conspicuously inside the omnibus.

33. No passengers shall be picked up or discharged at any place other than an approved bus halt.

34. The driver and the conductor of an omnibus shall he have and address the passenger in a civil decent and courteous manner

35. The conductor shall ensure that no baggages are kept in such a manner as to cause an obstruction to the passengers.

Chairman, Road Passenger
Transport Authority of the
Western Province.

Data :