



ISO 9001:2008, ISO 14001:
2004 & ISPS COMPLIANT PORT

வ.உ.சிதம்பரனார் துறைமுக பொறுப்புக் கழகம்
व.उ.चिदम्बरनार पत्तन न्यास
V.O.CHIDAMBARANAR PORT TRUST
(MINISTRY OF SHIPPING, GOVERNMENT OF INDIA)
ADMINISTRATIVE OFFICE, HARBOUR ESTATE, TUTICORIN 628 004, TAMIL NADU



SAGARMALA
PORT-LED PROSPERITY

TRA-OPNOP-CRG-OVERL-V1-13 (40542)

Date: 30/09/2017

TRADE NOTICE

**Sub: Overloading of trucks/vehicles/equipment/trailers
in Port area- reg.**

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In continuation of this Port circulars dated 10.03.2017 & 10.07.2017 on the above mentioned subject. It is hereby impressed that all vehicles plying through the Port roads/limit may strictly adhere to sec. 113, 114 & 194 of Motor Vehicles act 1988. The extract of relevant provisions under these sections is furnished below:

Sec. 113: LIMITS OF WEIGHT AND LIMITATIONS ON USE:

No person shall drive or cause or allow to be driven in any public place any motor vehicle or trailer, the laden weight of which exceeds the gross vehicle weight specified in the certificate or registration.

Sec. 114. - POWER TO HAVE VEHICLE WEIGHED:

Wherever it is found that the vehicle is carrying excess load, the officer authorized by the state Govt. shall direct the driver to unload the excess goods at his risk and not to proceed unless such excess load is unloaded.

Sec 194 - DRIVING VEHICLE EXCEEDING PERMISSIBLE WEIGHT:

Driving of any overloaded vehicle is punishable and that refusal to stop the vehicle and submit to weighment is also punishable with fine.

2) The Hon'ble Supreme Court in Parmjit Bhasin and other Vs Union of India and others in W.P(Civil) No. 136/2003, dated 09.11.2005, has dealt with the matter of controlling of overloads in Goods Vehicles. The Hon'ble Supreme Court has observed that overloading causes significant damage to the Road surface and also causes pollution through auto emissions. The Hon'ble Court further observed that overloaded vehicles are safety hazards not only for themselves but also for other road users. The Hon'ble Supreme Court has clearly laid down that the continuation of the offence after compounding under section 200 of Motor vehicle Act should not be allowed and that if permitted to be continued it would amount to fresh commission of the offence.

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- 3) Noting the seriousness of the issue, the Ministry of Road Transport and Highways has issued instructions to take serious action against the overloaded Goods Vehicles and not to permit them to go further unless the excess load is off loaded at their cost.
- 4) It will be the responsibility of the consignor/consignee/transporter to ensure that no vehicle is overloaded while entering/exiting the Port area/limit to abide by Sec. 113, 114 & 194 of Motor Vehicles act 1988.

All members of the trade are informed to comply accordingly with Sec. 113, 114 & 194 of Motor Vehicles act 1988 as detailed above for cent percent compliance.


TRAFFIC MANAGER

To:

The President

1. Tuticorin Ship Agents' Association (TSAA)
2. Tuticorin Customs Brokers' Association (TCBA)
3. Tuticorin Stevedores' Association (TSA)
4. Tuticorin Lorry Owners' Association (TLOA) and other transport association.
5. Major Users' /Industries (SPIC, Sterlite, DCW, India Cements, Ind Barath, TTPS, NTPL, Coastal Energy, SHV Supergas, etc.,)

Copy to: (1) RTO/Tuticorin (2) PS to CPT (3) PA to Dy.CPT (4) FA & CAO (5) Sr.DTM (6) DTM (7) ATM/GG (8) Sr.ATM (9) ATM/OP (10) ATM/Zone-B (11) Sr.DD/EDP.