



भारतीय राष्ट्रीय राजमार्ग प्राधिकरण

(सडक परिवहन और राजमार्ग मंत्रालय)

National Highways Authority of India

(Ministry of Road Transport and Highways)

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NHAI/13013/CO/2015-16

Date : 06.02.2016

Circular No. NHAI/CO/03/2016

Sub.: Amendments to the Fee Rules vide Notifications dated 16.12.2013 [G.S.R.770(E)], 29.12.2014 [G.S.R.02(E)] and 23.03.2015 [G.S.R.220(E)] on Overloaded Vehicles – Tolerance upto 5% of maximum GVW under CMV Rules/ MV Act vide Notification dated 07.01.2016.

Ref. Policy Circulars dated 05.05.2014 (Tech-154/2014) and dated 31.12.2015 (Tech-192/2015) on above subject. As per the amendments to the Fee Rules cited in the subject, which are applicable on all Toll Plazas, a overloaded vehicle is a mechanical vehicle which is loaded in excess of the permissible maximum Gross Vehicle Weight (GVW) in respect of such vehicle specified for its category under MV Act and the Rules made thereunder.

2. Ministry vide Notification dated 07.01.2016 [SO 41(E)] amended the rules under MV Act relating to maximum GVW as under :

(ii) after the schedule, the following Explanation shall be inserted, namely :

"Explanation – For the purposes of this notification, the tolerance upto five percent in the gross vehicle weight and safe axle weight as specified above may be allowed for the purpose of compliance to sub-section(3) of section 113 of the Motor Vehicles Act, 1988(59 of 1988)."

3. Copy of Notification dated 07.01.2016 is enclosed herewith alongwith the principal notification dated 18.10.1996 and amendment dated 26.05.2000. The above explanation may be strictly complied with for determining whether the vehicle is overloaded or not.

This Circular shall be applicable on all Toll Plazas (NHA as well as Concessionaires).

Encl. : As above.


(K. Venkata Ramana)
CGM(CO)

To

All ROs of NHA

All PDs(PIUs/CMUs) of NHA

Copy for information to :

Director(Toll), MoRTH

(ii) अनुसूची के पश्चात् निम्नलिखित स्पष्टीकरण अंतः स्थापित किया जाएगा अर्थात :-

“स्पष्टीकरण- इस अधिसूचना के प्रयोजनों के लिए, मोटरयान अधिनियम, 1988 (1988 का 59) की धारा 113 की उपधारा (3) के अनुपालन के प्रयोजन के लिए उपर यथाविनिर्दिष्ट सकल यान वजन और सुरक्षा धुरी वजन में पांच प्रतिशत तक सहनशीलता अनुज्ञात की जा सकेगी।

[सं. आर.टी-11036/92/2015-एमवीएल]

अभय दामले, संयुक्त सचिव

टिप्पणः- मूल अधिसूचना, भारत के राजपत्र, असाधारण, भाग-II, खंड-3, उपखंड (ii) तारीख 18 अक्टूबर, 1996 में अधिसूचना सं. का.आ. 728(अ), द्वारा प्रकाशित की गई थी तत्पश्चात् भारत के राजपत्र, असाधारण, भाग II, खंड 3, उपखंड (ii), तारीख 26 मई, 2000 में प्रकाशित अधिसूचना संख्या का.आ. 517(अ), द्वारा उसका संशोधन किया गया था।

MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

NOTIFICATION

New Delhi, the 7th January, 2016

S.O. 41(E).—In exercise of the powers conferred by sub-section (1) of section 58 of the Motor Vehicles Act, 1988 (59 of 1988), the Central Government hereby makes the following further amendments in the notification of Government of India in the erstwhile Ministry of Surface Transport (Transport Wing) number S.O. 728(E), published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), dated 18th October, 1996, namely:—

In the Schedule to the said notification,—

(i) Under the heading “I Rigid Vehicles”, after number (iv), the following shall be inserted, namely:—

1.	2.	3.	4.
	Transport Vehicles Category	Max. GVW (in Tonnes)	Maximum Safe Axle Weight
“(v)”	2 axle Passenger Vehicle with Air Suspension* Two tyres on front axle and Four tyres on rear axle	18.0	6.5 tonnes on Front Axle 11.5 tonnes on Rear Axle”;
	*A suspension system is to be considered as air suspension system if at least 75% of the spring effect is caused by the air spring.		

(ii) after the schedule, the following Explanation shall be inserted, namely :-

“Explanation. — For the purposes of this notification, the tolerance up to five per cent. in the gross vehicle weight and safe axle weight as specified above may be allowed for the purpose of compliance to sub-section (3) of section 113 of the Motor Vehicles Act, 1988 (59 of 1988).”.

[No. RT-11036/92/2015-MVL]

ABHAY DAMLE, Jt. Secy.

Note: The principal notification was published vide number S.O.728(E), in the Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (ii) dated 18th October, 1996, and subsequently amended vide notification number S.O.517(E) published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (ii), dated the 26th May, 2000.

MINISTRY OF SURFACE TRANSPORT
(Department of Road Transport and Highways)

(Transport Wing)

NOTIFICATION

New Delhi, the 26th May, 2000

S.O. 517(E).—In exercise of the powers conferred by sub-section (1) of Section 58 of the Motor Vehicles Act, 1988 (59 of 1988), the Central Government hereby makes the following amendments in the notification of the Government of India in the Ministry of Surface Transport (Transport Wing), No. S.O. 728(E) dated the 18th October, 1996 published in the Gazette of India, Extraordinary, Part-II, Sec. 3, sub-section (ii) dated 18th October, 1996, namely:—

In the schedule to the said notification under the heading "II Semi Articulated Vehicles" after item (v) the following shall be inserted namely:—

1	2	3	4
(vi)	Three Axle Tractor	49.0	
	Three Axle Trailer		
	Tractor :		
	2 tyres on front axle		6 tonnes on Front Axle
	8 tyres on tandem axle		19 tonnes on Rear Tandem Axle
	Trailer :		
	12 tyres on 3 axles		24 tonnes on 3 axles

[P. No. RT-11042/3/2000-MVL]

K. V. RAO, Jt. Secy.

GOVERNMENT OF INDIA
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

NOTIFICATION

**Specification of Maximum Gross Vehicle Weight
and the Maximum Safe Axle Weight.**

S.O.728(E), dated 18.10.1996.- In exercise of the powers conferred by sub-section (I) of section 58 of the Motor Vehicles Act,1988 (59 of 1988) and in supersession of the notification of the Government of India in the Ministry of Surface Transport S.O. No.479 (E), dated the 4th July, 1996, the Central Government hereby specifies that in relation to the transport vehicles (other than motor cabs) of various categories detailed in the Schedule below the maximum gross vehicle weight and the maximum safe axle weight of each axle of such vehicles shall, having regard to the size, nature and number of tyres and maximum weight permitted to be carried by the tyres as per rule 95 of the Central Motor Vehicles Rules,1989, be-

- (i) vehicle manufacturers rating of the gross vehicle weight and axle weight respectively for each make and model as duly certified by the testing agencies for compliance of rule 126 of the Central Motor Vehicles Rules,1989, or
- (ii) the maximum gross vehicle weight and the maximum safe axle weight of each vehicle respectively as specified in the Schedule below for the relevant category, or
- (iii) the maximum load permitted to be carried by the tyre(s) as specified in the rule 95 of the Central Motor Vehicles Rules,1989, for the size and number of the tyres fitted on the axle (s) of the relevant make and model, whichever is less:

Provided that the maximum gross vehicle weight in respect of all such transport vehicles, including multi-axle vehicles shall not be more than the sum total of all the maximum safe axle weight put together subject to the restrictions, if any, on the maximum gross vehicle weight given in the said schedule.

Transport Vehicles Category		Max GVW Tonne	Maximum Safe Axle Weight
1	2	3	4
I Rigid Vehicles			
(i)	Two Axle One tyre on front axle, and two tyres on rear axle,	9.00	3 tonnes on front axle 6 tonnes on rear axle
(ii)	Two Axle Two tyres on each axle	12.0	6 tonnes on front axle 6 tonnes on rear axle
(iii)	Two Axle Two tyres on front axle, and Four tyres on rear axle	16.2	6 tonnes on front axle 10.2 tonnes on rear axle
(iv)	Three Axle	25.0	

	Two tyres on front axle, and Eight tyres on rear tandem axle		6 tonnes on front axle 19 tonnes on rear tandem axle
1[(v)	Four Axle Four tyres on front axle, and Eight tyres on rear tandem axle	31.0	12 tonnes on two front axle 19 tonnes on rear tandem axle
II Semi-Articulated Vehicles			
(i)	Two Axle Tractor Single Axle Trailer Tractor: 2 tyres on front axle 4 tyres on rear axle Trailer: 4 tyres on single axle	26.4	6 tonnes on front axle 10.2 tonnes on rear axle 10.2 tonnes on single trailer axle
(ii)	Two Axle Tractor Tandem Axle Trailer Tractor: 2 tyres on front axle 4 tyres on rear axle Trailer: 8 tyres on tandem axle	35.2	6 tonnes on front axle 10.2 tonnes on rear axle 19 tonnes on tandem axle
(iii)	Two Axle Tractor Three Axle Trailer Tractor: 2 tyres on front axle 4 tyres on rear axle Trailer: 12 tyres on 3 axles	40.2	6 tonnes on front axle 10.2 tonnes on rear axle 24 tonnes on 3 axles
(iv)	Three Axle Tractor Single Axle Trailer Tractor: 2 tyres on front axle 8 tyres on rear axle Trailer: 8 tyres on single axle	35.2	6 tonnes on front axle 19 tonnes on rear axle 10.2 tonnes on single axle
(v)	Three Axle Tractor Tandem Axle Trailer Tractor: 2 tyres on front axle 8 tyres on tandem axle Trailer: 8 tyres on tandem axle	44.0	6 tonnes on front axle 19 tonnes on rear tandem axle 19 tonnes on tandem axle
III Truck-Trailer Combinations			
(i)	Two Axle Truck	36.6	

	<p>Two Axle Trailer Truck: 2 tyres on front axle 4tyres on rear axle Trailer: 4 tyres on front axle 4 tyres on rear axle</p>		<p>6 tonnes on front axle 10.2 tonnes on rear axle</p> <p>10.2 tonnes on front axle 10.2 tonnes on rear axle</p>
(ii)	<p>Three Axle Truck Two Axle Trailer</p> <p>Truck: 2 tyres on front axle 8 tyres on rear tandem axle Trailer: 4 tyres on front axle 4 tyres on rear axle</p>	<p>45.4 (restricted to 44.0 tonnes)</p>	<p>6 tonnes on front axle 19 tonnes on rear tandem axle</p> <p>10.2 tonnes on front axle 10.2 tonnes on rear axle</p>
(iii)	<p>Three Axle Truck Three Axle Trailer</p> <p>Truck: 2 tyres on front axle 4 tyres on rear axle Trailer: 4 tyres on rear axle 8 tyres on rear tandem axle</p>	<p>45.4 (restricted to 44.0 tonnes)</p>	<p>6 tonnes on front axle 10.2 tonnes on rear axle</p> <p>10.2 tonnes on front axle 19.0 tonnes on rear tandem axle</p>
(iv)	<p>Three Axle Truck Three Axle Trailer</p> <p>Truck: 2 tyres on front axle 8 tyres on rear tandem axle Trailer: 4 tyres on front axle 8 tyres on rear tandem axle</p>	<p>54.2 (restricted to 44.0 tonnes)</p>	<p>6 tonnes on front axle 19 tonnes on rear tandem axle</p> <p>10.2 tonnes on front axle 19.0 tonnes on rear tandem axle</p>

**MINISTRY OF SURFACE TRANSPORT
(TRANSPORT WING)**

NOTIFICATION

New Delhi, the 18th October, 1996

S.O. 728(E).— In exercise of the powers conferred by sub-section (1) of section 58 of the Motor Vehicles Act, 1988 (59 of 1988), and in supersession of the notification of the Government of India in the Ministry of Surface Transport, No. S.O. 79(E), dated the 4th July, 1996, the Central Government hereby specifies that in relation to the transport vehicles (other than motor cabs) of various categories detailed in the Schedule below, the maximum gross vehicle weight and the maximum safe axle weight of each axle of such vehicles shall, having regard to the size, nature and number of tyres and maximum weight permitted to be carried by the tyres as per rule 95 of the Central Motor Vehicles Rules, 1989, be—

- (i) vehicle manufacturers rating of the gross vehicle weight and axle weight respectively for each make and model as duly certified by the testing agencies for compliance of rule 126 of the Central Motor Vehicles Rules, 1989, or
- (ii) the maximum gross vehicle weight and the maximum safe axle weight of each vehicle respectively as specified in the Schedule below for the relevant category, or
- (iii) the maximum load permitted to be carried by the tyre(s) as specified in the rule 95 of the Central Motor Vehicles Rules, 1989, for the size and number of the tyres fitted on the axle(s) of the relevant make and model, whichever is less :

Provided that the maximum gross vehicle weight in respect of all such transport vehicles, including multi-axle vehicles shall not be more than the sum total of all the maximum safe axle weight put together subject to the restrictions, if any, on the maximum gross vehicle weight given in the said Schedule :—

SCHEDULE

Transport Vehicles Category	Max GVW Tonnes	Maximum Safe Axle Weight
1	2	3
1	2	4
I Rigid Vehicles		
(i) Two Axle One tyre on front axle Two tyres on rear axle	9.00	3 tonnes on Front Axle 6 tonnes on Rear Axle
(ii) Two Axle Two tyres on each axle.	12.0	6 tonnes on Front Axle 6 tonnes on Rear Axle
(iii) Two Axle Two tyres on front axle and four tyres on rear axle.	16.2	6 tonnes on Front Axle 10.2 tonnes on Rear Axle.
(iv) Three Axle Two tyres on front axle and Eight tyres on rear tandem axle.	25.0	6 tonnes on front axle 19 tonnes on rear tandem axle.
II Semi Articulated Vehicles		
(i) Two Axle Tractor Single Axle Trailer Tractor : 2 tyres on front axle 4 tyres on rear axle Trailer : 4 tyres on single axle	26.4	6 tonnes on Front Axle 10.2 tonnes on Rear Axle 10.2 Tonnes on Single Trailer axle.
(ii) Two Axle Tractor Tandem Axle Trailer Tractor : 2 Tyres on front axle 4 tyres on rear axle Trailer : 8 tyres on tandem axle	35.2	6 tonnes on Front Axle 10.2 tonnes on Rear Axle 19 tonnes on Tandem axle.