

Government of Jammu and Kashmir.
Transport Department, Civil Secretariat,
 J&K, Jammu.

Subject: Jammu and Kashmir Transport Subsidy Scheme-amendments thereof.

Ref: (i) U.O. No. FD-BDGTOD-29/17/3/2021-03-FD dated 28-06-2022 of Finance Department.

(ii) Administrative Council Decision No: 145/13/2022 dated: 23.11.2022.

Government Order No. 65-JK(TR) of 2022

Dated: 05-12-2022

Sanction is hereby accorded to the re-notification of Jammu and Kashmir Transport Subsidy Scheme, 2019 as Jammu and Kashmir Transport Subsidy Scheme, 2022 forming annexure to this Order.

By order of the Government of Jammu and Kashmir.

Sd/-

(G.Prasanna Ramaswamy) IAS
 Secretary to the Government,

No. TRPT-MVDON/33/2021-02-TPT

dated: 05-12-2022

Copy to the:-

1. All Financial Commissioners (Additional Chief Secretaries).
2. All Administrative Secretaries.
3. Joint Secretary (J&K), Ministry of Home Affairs, Government of India.
4. Divisional Commissioner, Jammu/Kashmir.
5. Transport Commissioner, J&K Jammu.
6. All Deputy Commissioners.
7. Managing Director, JKRTC.
8. Director, Motor Garages, J&K.
9. OSD to Advisor (B) to Hon'ble Governor.
10. Regional Transport Officers, Jammu/Srinagar/Kathua.
11. Pvt. Secretary to Chief Secretary.
12. Private Secretary to Secretary to the Government, Transport Department.
13. In-Charge Website.
14. Government order file (w.2.s.c.).

(Signature)
 05/12/22

(Nighat Parveen)
 Under Secretary to the Government.

Short title and commencement

1. This scheme shall be called the Jammu and Kashmir Transport Subsidy Scheme for replacement of old buses/matadors/mini buses.
2. This shall come into force with immediate effect.
3. **Objectives of the Scheme: -**
 - a) The objectives of the scheme is to provide impetus to the public transport by providing subsidy to the transporters for introducing new eco-friendly fuel efficient buses compliant to BS-IV and above norms. Further it will also ensure optimum usage of available road space by transporting maximum number of people per unit of road space, which would obviate the problem of congestion, traffic jams and pollution.
 - b) Besides the scheme shall also prove to be beneficial for curtailing rising car ownership, problem of vehicle parking and reduced road space.

4. Backdrop of subsidy scheme:

Revised action plan for the control of air pollution in Non attainment cities Jammu & Srinagar pursuant to Hon'ble National Green Tribunal's (NGT) order Dated 8th of October 2018 has been prepared by State Pollution Control Board and submitted to Central Pollution Control Board for further submission to NGT. Meeting for implementation of revised plan pertaining to Transport Department was convened on 12/06/2019 in which inter-alia it was decided:

"Restriction on plying and phasing out of 15 years old commercial Diesel Driven Vehicles: In terms of Hon'ble High Court orders dated 18-05-2006, a high level coordination committee headed by Chief Secretary was formulated to seek expert advice and formulate definite stand in the matter. Accordingly an Expert Committee headed by Chairman, State Pollution Control Board, J&K was constituted which submitted its report on 10-02-2007, which inter-alia, contained recommendation with regard to phasing out of 15 years old commercial Diesel Driven Vehicles:

"With the futuristic objective of promoting clean technology, there should be provision for phasing out vehicles in the range of 15-20 years age, within a time slot, that may be prescribed with incentives of modern fleet."

This subsidy scheme would help in providing impetus to introduction of fuel efficient public transport system on the one hand, on the other would help in complying the directions enunciated in Action Plan formulated by CPCB on the recommendation of SPCB, delineated pursuant to NGT Order dated 8th October, 2018.

5. Procedure for providing subsidy:

- a) The scheme is conceived in light of budget highlights 2019-20 for replacement of old buses operated by private transporters by new fuel efficient buses in equal proportion for Jammu and Kashmir division initially.

b) Government will provide subsidy of Rs 5.00 Lakhs in case of replacement of old buses of 15 years and above age. In case of other class of public transport vehicles (15 years and above), the Government shall provide subsidy of 16% of the cost of vehicle or Rs. 5.00 Lakhs, whichever is less.

c) While implementing the scheme following points shall be observed by the committee:

- i) Transparent manner for selection of operators with buses over 15 years of age by way of open advertisement.
- ii) The subsidy needs to be provided to only those who are in need of loan to raise capital.
- iii) The subsidized vehicle shall not be transferred for a period of 5 years.**
- iv) J&K Bank shall be one of the banks that may provide loan for the purpose.
- v) Bank shall make the payment to OEM alongwith subsidy.
- vi) The vehicle operators availing the benefit of scheme must ply these vehicles on identified routes for 5 years for which concerned RTOS shall file 6 monthly compliance report in this regard.

6. Contours of the scheme:

- i. All public service vehicles (passenger) above 15 years shall be eligible for availing the subsidy initially on terms and conditions in Rule 5(c) for all Public service Vehicles (Passenger) and the applicants after approval shall be allowed to 3 month time to purchase the vehicles after entering into loan agreement with the concerned Bank and the subsidy component shall be transferred to the Bank on capital investment.**
- ii. The said vehicle should have cleared all government dues including Token Tax, Passenger Tax, Fitness Fees, Permit Fee, Bank Liability etc.**
- iii. The vehicles should have a valid permit renewed up-to-date along with valid Insurance Certificate.**
- iv. For availing the subsidy, the concerned owners would be required to condemn the vehicle/s and get it scrapped and only after de-registration of vehicle/s they shall be allowed to avail the subsidy.**

7. Policy Review Committee: Constitution of Policy Review Committee to review the scheme and its implementation consisting of following members namely:-

- 1. Administrative Secretary, Transport
- 2. Transport Commissioner, J&K
- 3. RTO Jammu
- 4. RTO Kashmir

Chairman
Member
Member Secy for Jmu Division
Member Secy for Kmr. Division

The Policy Review Committee shall:-

- (i) Periodically review the working of the scheme and its implementation and direct the corrective steps wherever necessary.
- (ii) The Committee in future may decide to bring under the purview of scheme any class of public service vehicles."

8. Technical Committee :- "Constitution of Technical Committee consisting of following members namely:-

a. Transport Commissioner, J&K	Chairman
b. Director Motor Garages, J&K-	Member
c. General Manager Mechanical, Jammu/Srinagar, JKRTC -	Member
d. All Regional Transport Officers	Member
e. RTO of concerned Div -	Member Secy
f. Automobile Engineer-	Co-opt.

The Chairman can co-opt maximum of 2 Members having an experience/qualification of Automobile Engineering.

The Technical Committee shall:-

- (i) Identify and finalize the list of beneficiaries under the scheme for release of subsidy.
- (ii) The Technical Committee shall ensure that existing 15 years plus public service vehicles (passengers) are not used and allowed plying in any corner of the Union Territory of J&K and are scrapped by the transporter as per the provision of Motor Vehicles Act, 1988 and Central Motor Vehicles Rules, 1989 within stipulated time.
- (iii) The Committee shall take decision on the basis of following:-
 - a) A certificate issued by the concerned RTO/ARTO that conditions mentioned at Rule 6(i, ii, iii & iv) have been fulfilled/complied with, in letter and spirit.
 - b) A certificate from the concerned RTO/ARTOs that the Registration Certificate of the vehicle has been cancelled on the recommendation of the Board of Inspection [Board of Inspection (passenger) Jammu and Board of Inspection Srinagar] and receipt from the Registered Scrap Dealer about the payment made by him to the owner of the vehicle. Board of Inspection shall certify that the chassis number of the proposed scrapped vehicle has been cut in their presence and will be retained in the RTO/ARTO office.
 - c) Subsequently respective RTO shall issue the condemnation certificate regarding the vehicle to be replaced along with Letter of Authority in favour of eligible applicant/s for availing the benefit under the scheme."

9. Relaxation:- Save as otherwise, the Government through the Transport Department shall be competent to add any class of vehicles under purview of scheme, and amend any of the provisions of this scheme as per requirement of the time in future with prior concurrence of Finance Department.

105/12/22
(Nighat Parveen)
Under Secretary to Government
Transport Department