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NOTIFICATION

No.D.26021/1/88-TRP, the 20th Septembber, 1993. In supercession of this Department's Notifications issued vide No.D.26021/1/88/TRP dt.20.12.1988 and No.D.25021/1/1988-TRP dt, 16.7.1992 regarding procedure for condemnation and disposal of Govt. vehicles, the Governor of Mizoram is pleased to reframe the following guidelines for condemnation and disposal of Govt. vehicles including 2 and 3 wheelers belonging to various departments under the Govt. of Mizoram as per Annexure 'A' for information and compliance of the depts. concerned.

(2) It shall come into force with effect from the date of issue of Notification in the Mizoram Gazette.

(3) However, Vehicles of the above types belonging to the establishment of the Secretariat of the Governor of Mizoram shall be disposed of by the Secretariat of the Governor itself after duly being recommended by the common Condemnation Board constituted by Transport Department.

Lalmalsawma,
Secretary to the Govt. of Mizoram,
Transport Department.

ANNEXURE-'A'

GUIDELINES FOR CONDEMNATION AND DISPOSAL OF GOVERNMENT VEHICLES

1. Only those vehicles will be proposed for condemnation which have covered both minimum life and distance as prescribed below :-

TYPES OF VEHICLE	MINIMUM LIFE TO BE COVERED	MINIMUM DISTANCE TO BE COVERED.
i) Heavy Motor Vehicle	7 years	1,35,000 Kms
ii) Light Vehicles fitted with less than 18 HP	5 years	90,000 Kms
iii) Motor Bike/3 wheeler	5 years	50,000 Kms

2. The Departments proposing condemnation of vehicles should ensure that the above conditions are fulfilled. The conditions having been satisfied, the department will request the District Transport Officer concerned to direct Motor Vehicle Inspector to carry out detailed technical inspection of the vehicle and to submit report as per Annexure-I (copy enclosed). The department shall place all necessary documents before the Motor Vehicles Inspector and render all necessary help for the inspection. After the said technical report is obtained, the department should prepare one more report as per Annexure-II and the Heads of Department should forward both the report in Annexure-I and II duly signed by them to the Director of Transport for placing the proposal before the vehicle condemnation Board.

3. In case the vehicle had met with an accident and needs to be condemned, the department, besides taking above action, should also forward copy of reports from the Police and Motor Vehicle Inspector in connection with the accident. If the case of the accident was taken up by the Police or the Court of law, a certificate that the case has been settled will also be forwarded by the department. In case, however the department proposes to condemn the vehicle during pendency of settlement of the case, clearance from Police/court of law should be furnished. Further, if the case was not referred to Police/court of law, the department should furnish reasons thereof

4. **PREMATURE CONDEMNATION OF VEHICLES :** The case of above mentioned Types of vehicles proposed for premature condemnation will be submitted after observing the following formalities:-

- (a) The concerned M.V.I should certify that the vehicle is beyond economical repair.
- (b) In cases where premature condemnation has to be resorted to because of a vehicle having been damaged in an accident, the conditions mentioned in para 3 above should be satisfied.
- (c) In cases where premature condemnation is proposed due to non-suitability of any vehicle for road and climatic conditions in Mizoram, a Mechanical Engineer not below the rank of S.E., (P.W.D.) should certify to such effect and a copy of such certificate should be furnished. Further, the department should mention if the issue of and possibility of fixing any responsibility for such purchase has been examined, and if so, to what effect.
- (d) In cases where a vehicle has not covered the prescribed minimum life or distance, satisfactory justification should be given by the concerned departments justifying premature condemnation of the vehicle.

5. The cases which do not conform to the above conditions shall not be proposed for condemnation.

6. Depreciation will be calculated as per following rates :-

ITEMS OF ASSETS	RATE OF DEPRECIATION
(1) Heavy Vehicles	14%
(2) Light Vehicles	20%
(3) Motor Bike/3 wheelers	20%
(4) Plant & Machinery	6%
(5) Furniture & Equipment	6%
(6) Tools	25%

7. Scrapped value of a vehicle should be at 10% of the total capital cost of the vehicle which should be deducted initially from the capital cost as reserved price and thereafter depreciation is to be fixed by applying instalment method.

8. In doing, so, calculation of Book value should be done as in the illustration given below :-

1. Capital cost of light vehicle say,	Rs. 1,00,000/-
2. Deduct 10% reserved price (scrapped value) (—)	Rs. 10,000/-
	<hr/> Rs. 90,000/-
3. Amount from which depreciation is to be calculated	= 90,000/-
4. Amount of annual depreciation s) (prescribed life of vehicle in 5 year	= 90,000 ÷ 5 = 18,000/-
5. Calculation of book value :—	90,000
(—) 18,000 + Scrap value Rs 10,000/-	= Rs 82,000
<hr/> 72,000 Book value at the end of the 1st year.	
(—) 18,000 + Scrap value Rs 10,000/-	
<hr/> 54,000 Book value Rs 64,000/- at the end of 2nd year.	
(—) 18,000 + Scrap value Rs, 10,000/-	
<hr/> 30,000 Book value Rs 46,000/- at the end of 3rd year.	
(—) 18,000 + Scrap value Rs 10,000/-	
<hr/> 18,000 Book value Rs 28,000/- at the end of 4th year.	

(—) 18,000	+	Scrap value Rs 10,000/-
—		Book value Rs 10,000/-
Nil		at the end of 5th year.

9. The minimum prescribed life of a type after resoling for minimum three times should be as follows :—

a) Heavy duty tyres	—	18,000Kms
b) Light duty tyres	—	20,000Kms

Disposal is to be done by the Head of Department concerned after observing necessary formalities. A board of Officers duly constituted by the concerned head of Department should inspect and recommend the tyres for condemnation before the Head of Department passes order for such condemnation.

10. The condemnation Board will meet at least quarterly as per following schedule:—

1. April to June	—	1st quarter.
2. July to September	—	2nd quarter.
3. October to December	—	3rd quarter.
4. January to March	—	4th quarter.

11. The meeting will be held in the last month of the quarter and a date will be fixed by the Chairman of the Board. The Heads of the Department will submit their proposal, complete in all respect to the Chairman by the last week of the 2nd month of the quarter when information fixing the date for the meeting of the Board is received, the Departments will depute the concerned Officers to explain the cases to the Board in the meeting.

12. POWER FOR CONDEMNATION OF VEHICLES.

- (i) The concerned Heads of Department will have the power to condemn vehicles, other than those requiring premature condemnation, if such vehicles, are already recommended for condemnation, by the condemnation Board.
- (ii) In respect of vehicles requiring premature condemnation, the Heads of Departments should after the Condemnation Board has recommended such premature condemnation, refer the case to the concerned Administrative Department. The Administrative Department will take decision on such proposals in consultation with Finance Department, and convey its decision to the concerned Head of Department.

13. PROCEDURE FOR DISPOSAL OF CONDEMNED VEHICLES.

The following procedure will be followed for disposal of condemned vehicles.

- (i) Excluding cases of prematurely condemned vehicles, once a light vehicle and 2 wheelers and 3 wheelers has been condemned on recommendation of the condemnation board the concerned head of Department will refer the case to the

Govt. in the Transport Department for disposal of the vehicle. On receipt of such proposal, the Govt. will offer the vehicle to the persons of the following categories in order of priority, asking for depositing an amount equal to Market value of the vehicle plus 25% of the Market value within a prescribed time limit, in favour of the concerned Head of Department and for production of Treasury Challan to the Government.

ORDER OF PRIORITY :

- 1) MLAs who have not availed of the Army condemned vehicles and Officers who have retired during the last one year or Officers who are to retire within next one year from the date of application ;
- 2) Officers who have retired from the services of Mizoram Govt. during the last five years but never, availed of any opportunity to buy any condemned vehicle or officers who have put in at least ten years service and have used the particular vehicle as allotted to him/her for at least one year immediately before the condemnation.
- 3) Any other officials who may be interested;
- 4) The period for giving notice to various Deptts to invite applications shall be one month and not fifteen days which is considered too short;
- 5) NO. MLA/Officials/retired persons shall be permitted to buy more than one condemned vehicle under any circumstances. Resale of such vehicle by the allottee may not be permissible except under certain compelling circumstances which may be approved by the authority making the allotment.
- 6) Notwithstanding the order of priority as given above, the Minister in charge Transport Deptt. may in his discretion allot any condemned vehicles to any persons entitled to purchase such vehicle irrespective of the priority list above.

(Allotment of Sl. 1 to 5 above shall be done only once in one's lifetime).

(ii) In case the person offered fails to deposit the amount in Treasury within the prescribed time limit the Govt. shall make the offer to the next person in the same order of priority and in the same manner prescribed in sub-para (i) above.

(iii) Once a person produces the Treasury Challan in proof of deposit of the prescribed amount, the Govt. shall issue order for release of the vehicle to the said person, endorsing a copy thereof along with the copy of the Treasury challan to the concerned Head of Deptt. and to the person concerned, asking him to lift the vehicle within prescribed time limit, failing which he will be required to pay an additional garage rent of Rs 50.00 (Rupees fifty) per day from the date of expiry of the prescribed time limit.

(iv) In case the vehicle cannot be disposed of in the aforesaid manner, the Govt. will refer the case to the concerned Head of Deptt. advising him to dispose of the vehicle by public auction or tender and on observance of all other

necessary formalities. The Head of Deptt., will be competent to dispose of the vehicle if any offer is received on such auction/tender which is not less than the Market value of the vehicle. Cases of any offer below the amount of Market value will have to be referred to the concerned Administrative Deptt. for acceptance in consultation with Finance Department.

(v) Disposal of condemned heavy Motor vehicles (excluding those prematurely condemned) will be done at the level of concerned Head of Deptt. by public auction or tender. If, however, the highest offer received is below the Market value of the vehicles, the matter will be referred to the concerned Administrative Deptt. for decision in consultation with the Finance Deptt.

14. DISPOSAL OF PREMATURELY CONDEMNED VEHICLES :

All prematurely condemned vehicles will be disposed of by the public auction or by floating tender. The head of Department concerned will take necessary action for auction/tender after Government's approval for premature condemnation is received as referred to in para 12(ii) above. If the highest offer received is not less than the market value, the Head of Department will be competent to accept the offer but in cases where the highest offer is less than the market value the Head of Department refer the matter to the concerned Administration. Department for decision in consultation with Finance Deptt. In cases where accepted offer is less than the Market value, the difference will be written off with the concurrence of Finance Department.

15. Condemnation and disposal of scraps and unserviceable spare parts will be done by the Head of Department after such materials are recommended for condemnation by a Board or Departmental Officers constituted by the Head of Department. Disposal of such scraps will be done by public auction/tender. The minimum rate for such disposal will be Rs. 2/-per K.G. Any offer below this minimum rate will be referred to the Administrative Department for acceptance. Condemned batteries can be disposed of by the Head of Department by public auction/tender.

ANNEXURE -I TECHNICAL INSPECTION REPORT

Date of Inspection : _____
Vehicle Regn. No. _____ Name of Deptt. _____
A. Probable repair/replacement cost. _____

Sl. No.	Name of parts	Approx cost of repairs/replacement.
1.	Engine :	Rs. p
2.	Transmisslon ;	
3.	Drive & Axles :	
4.	Steering & Brake :	
5.	Chassis & Supersion :	
6.	Electrical system :	

7. Body & Cab :
8. Tyre :
9. Other items :
10. Contingency expenditure : GRAND TOTAL :

B. Probable Market value ; (To be calculated based on parts available in the vehicle)

Sl.No.	Items	Approx. Market value	
1.	Engine Block :	Rs.	P
2.	Engine Head :		
3.	Crank shaft :		
4.	Front axle :		
5.	Gear Box :		
6.	Rear axle :		
7.	Body ;		
8.	Seat :		
2.	Tyre :		
10.	Other part, if any i.e. scrapped value etc.,		
		GRAND TOTAL	

C. REMARKS : Certified that :—

- 1) After careful inspection of this vehicle and in consideration of the history of the repair done I am of the opinion that it is fit/no longer fit for economical repair. (score out whichever is not applicable).
- 2) I recommend/do not recommend condemnation of this vehicle. (Score out whichever is not applicable).

Signature of Inspecting Officer_____

Name in block letters :_____

Designation :_____

Place of Inspection :, _____

ANNEXURE—II

PARTICULARS OF VEHICLES TO BE FURNISHED BY THE CONCERNED
HEAD OF DEPARTMENT.

Regn No. _____ Deptt. to whom the vehicle
belongs : _____

Make & Tyre _____ Year of Manufacture _____

Chasis No. _____ Date of Commission _____

Engine No. _____

Total distance covered (KM) _____ Cost of vehicle _____

Date of off-road _____ Market value _____

Replacement value _____ Total amount spent on
repair _____

LOCATION OF VEHICLE : _____

Estimated amount required for repair for making the
vehicle loadworthy _____

Brief history of vehicle (mention briefly the manner of utilisation of the vehicle
during its life. Also
period of use by all the using deptts be shown);

The vehicle is proposed for condemnation.

Dated _____ Signature of Head of Deptt.
(Designation with seal).