



# **The Mizoram Gazette**

## **EXTRA ORDINARY**

### **Published by Authority**

REGN. NO. NE—313 (MZ)

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VOL. XXX Aizawl, Tuesday, 28. 8. 2001, Bhadra 8, S.E. 1923, Issue No. 197

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#### **NOTIFICATION**

No.F.15015/2/99-GAD, the 22nd August, 2001. In pursuance of the decision of the meeting of the Council of Ministers held on 17.7.2001, the Governor of Mizoram is pleased to notify The Government of Mizoram Privatisation of Vehicles Scheme 2001 and The Mizoram Government, Employees (Special Loan for the purchase of Car ) Rules, 2001.

These rules shall come into force with immediate effect.

A copy each of the Rules so promulgated is enclosed at Annexure-I & II.

Lalmalsawma,  
Secretary to the Govt. of Mizoram,  
General Administration Department.

#### **ANNEXURE I**

##### **THE GOVERNMENT OF MIZORAM PRIVATISATION OF VEHICLES SCHEME, 2001**

Whereas the Government decides in the interest of public service, among others, to reduce its fleet of vehicles by formulating a scheme of private ownership of vehicle by availing loan at nominal rate of interest.

Now, therefore, the Governor of Mizoram is pleased to make the following scheme, namely :-

##### **1. SHORT TITLE AND COMMENCEMENT.**

- 1) This scheme may be called the Government of Mizoram Privatisation of Vehicles Scheme, 2001.

2) It shall come into force into such date as the Government may by notification in the Official Gazette appoint.

2. APPLICATION.

This Scheme shall apply to all Departments of the Government of Mizoram and to all officers who are entitled to the Government's vehicles.

3. IDENTIFICATION OF VEHICLES.

1) A committee shall be constituted by the Government to identify the Departmental vehicles, which can be disposed off under this scheme. This will be done by considering the nature of duties of Department and its officers.

2) Once the vehicles are identified, they will be disposed off as per this Scheme.

3) No fresh purchase of vehicles shall be done as replacement of identified vehicles.

4. DISPOSAL OF IDENTIFIED VEHICLES.

1) All identified vehicles of the Government shall be disposed off by auction at book value as calculated by a Technical Committee constituted by the Government.

2) The existing procedure of condemnation of vehicle shall be followed for placing such vehicles to auction.

5. DEPOSIT OF SALES PROCEEDS.

All sales proceeds received against disposal of such vehicles shall be deposited to the concerned Treasury through Treasury Challan as Revenue Receipt by the Head of Office or Head of Department, as the case may be, immediately after the disposal of such vehicles and a copy of such deposit challan along with a copy of the assessment of the Technical Committee shall be submitted to the Finance Department by concerned Head of Office or Head of Department, as the case may be.

6. HIRING OF PRIVATE VEHICLES.

1) In the event of the vehicle of an officer being disposed off as a result of implementation of this Scheme, an affected officer shall be entitled to hire private vehicle at the rate approved by the Government in the Transport Department for out station official duties.

2) An affected officer shall be entitled to claim cash equivalent of the prescribed monthly quota of Petroleum, Oil and Lubricants as notified by Government from time to time.

7. SPECIAL LOAN FOR THE PURCHASE OF CAR.

1) The entitled Officers shall be encouraged to purchase their own self-driven self-financed car under the Mizoram (Special Loan for the purchase of car) Rules, 2001.

- 2) The Government's vehicle shall not be provided to such officer who has availed loan under the said Rules.
- 3) The loan under this scheme shall be admissible only to entitled officers who are affected by this scheme.
- 4) The Government shall provide drivers to such officer who does not know driving or is not capable of driving or is capable but not fit to drive vehicle owing to any reason.

#### 8. SPECIAL PROVISION FOR AFFECTED OFFICERS.

- 1) Officers, who are affected by this Scheme, shall be given first preference for purchasing such government vehicles which are being auctioned off, at the book value and the quantum of loan for this purpose admissible under the provisions of the Mizoram (Special Loan for the purchase of car) Rules, 2001 shall be restricted to such book value. He may also have an option of purchasing the vehicle from his own savings without taking loan under this Scheme.
- 2) The vehicle purchased under this provision shall remain mortgaged with the Government till the entire value of the vehicle is realised/discharged by the concerned officer. It will also be essential for the officer to make comprehensive insurance of the vehicle at his own cost, till the loan is repaid.

#### 9. REHABILITATION OR RETRENCHMENT OF THE GOVERNMENT DRIVERS.

- (1) Efforts shall be made by the Government to retrench such regular drivers, despatch riders and handyman rendered surplus by this scheme.
- (2) All such drivers shall be eligible to proceed on retirement in terms of the Mizoram (Voluntary retirement for Drivers, Despatch Riders and Handyman) 2001.

#### 10. REVIEW.

The Government may from time to time review, revise, amend and/ or rescind the Scheme in public interest.

#### ANNEXURE—II

#### THE MIZORAM GOVERNMENT EMPLOYEES (SPECIAL LOAN FOR PURCHASE OF CAR) RULES 2001.

Whereas the Government decides to encourage privatisation of vehicles by offering soft loans to the officers for reduction of the expenditure of the Government in respect of the vehicles, the Governor of Mizoram is pleased to make the following rules, namely :-

## 1. SHORT TITLE AND COMMENCEMENT.

(1) These may be called the Mizoram (Special Loan for the purchase of car) Rules, 2001.

(2) They shall come into force on such date as the Govt. may, by notification in the Official Gazette, appoint.

## 2. APPLICATION.

The Rules shall apply to those employees of the Govt. of Mizoram who are entitled to Government's vehicles at the cost of the Government.

## 3. DEFINITIONS.

In the Rules, unless the context otherwise requires ;

(1) "Government" means the Government of Mizoram.

(2) "Head of Department" means all Heads of Department declared as such under DFPR.

(3) "Loan" means a loan payable under these Rules;

(4) "Loanee" means those officers who has taken loan under the Rules;

(5) "Officers" means those officers who are entitled to vehicles for conveyance;

(6) "Scheme 2001" means the Privatisation of vehicles scheme, 2001.

## 4. RESPONSIBILITIES OF THE GOVERNMENT.

(1) The Government shall, from time to time, provide a separate fund for the purpose of granting Special Loans to officers to enable them to switch over the private vehicles.

(2) The Government may delegate powers to the Heads of Department for sanctioning such loans to the officers within the allotment of fund made by the Government.

## 5. QUANTUM OF LOAN AND RATE OF INTEREST.

(1) The Quantum of such loan may be determined by the Government from time to time but, the maximum limit of loan shall not exceed a sum of Rs. 5.00 lakhs or the actual cost of the vehicle whichever is less during the first year of the commencement of these Rules.

(2) The annual rate of interest of such a loan shall not exceed 5½% at simple interest but the Government may, from time to time, review the rate of interest.

## 6. TYPE OF VEHICLE PERMISSIBLE,

The type of cars permissible under these Rules shall be any brand currently available in the Indian car market subject to company's cost price not exceeding Rs. 5.00 lakhs.

## 7. ELIGIBILITY AND RESPONSIBILITIES OF THE APPLICANT.

(1) All Officers, who are entitled to the Government's vehicle shall be eligible to get the loan under the Rules only once during his entire period of service.

(2) Such officer may apply for the loan, to his Controlling Officer who may forward such application to the Head of Department giving all relevant details of the applicant.

(3) Such application shall be scrutinised by the Head of Department and after establishing applicants eligibility, he may sanction such loan subject to availability of funds.

(4) Such Loanee shall complete the transactions relating to purchase of the vehicle for which the loan has been sanctioned, within a period of 60 days from the date of disbursement of such loan. Such transaction mean purchase, registration, insurance and mortgaging of such vehicles.

(5) Only brand new vehicles shall be purchased under the Rules, Genuine documents issued by authorised dealer or the manufacturer in support shall be submitted by the loanee. However purchase of old vehicles disposed by the Government under these Rules shall be allowed.

(6) The Controlling Officer shall withdraw the Government's vehicle, if any, provided to the loanee on the 61st days calculated from the date of actual disbursement of the loan or from the date the officer actually purchases the vehicle under the Rules, whichever is earlier.

(7) In case, there is special circumstance (s) beyond the control of the loanee the Government may extend the aforementioned time limit for reasons to be recorded in writing.

## 8. REPAYMENT OF LOAN

(1) The repayment of loan, alongwith interest, shall be made in equal instalments, not exceeding 175 from monthly salary of the officer deductible at source provided that unrealised portion of the loan and interest may be realised from his terminal benefits permissible under relevant rules of the Government. The repaying capacity shall also be checked as per the normal Car Advance Rules.

(2) Such repayment shall commence from the salary of the officer from the month following the month of actual disbursement of the loan.

(3) Unrealised portion of the loan and interest, which may occur due to premature retirement, dismissal and any other reasons, shall be adjusted from the terminal benefits of the loanee.

(4) If such adjustment still remains short of total recovery of loan, the vehicle so purchased may be disposed off by auction at market value for realisation of such loan.

(5) Undertaking from the loanee shall be obtained for both the purposes stated at sub-rules (3) and (4) above.

(6) All Heads of Department or concerned Heads of Office, as the case may be, concerned shall maintain individual loan recovery register and update such register on monthly basis.

#### 10. REGISTRATION, INSURANCE AND MORTGAGING OF VEHICLES.

(1) All vehicle purchased under these rules shall be registered with the District Transport Officer by the loanee.

(2) All loanee shall obtain comprehensive insurance coverage for such vehicle.

(3) All such vehicle shall be mortgaged by the loanee in favour of Government of Mizoram.

#### 11. TRANSFER/SALE OF MORTGAGED VEHICLE.

(1) No vehicle mortgaged under these Rules shall be transferred, disposed off or sold off by the loanee without the express permission of the Government.

(2) Such vehicle shall stand discharged from mortgage on complete discharge of loan and interest liability by the loanee.

#### 12. REVIEW.

The Government shall have the Powers to review, amend, modify or rescind the provisions of these Rules from time to time.

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