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#### NOTIFICATION

No. C. 31012/10/2014-DCA(M), the 10th March, 2015. In pursuance of paragraph 11 of the Sixth Schedule to the Constitution of India, the following Regulations passed by the Mara Autonomous District Council which received approval of His Excellency the Governor of Mizoram on 27.2.2015 is hereby published for general information, namely :-

**"THE MARA AUTONOMOUS DISTRICT COUNCIL  
(CONTROL OF VEHICLES PARKING AND COLLECTION OF PARKING FEES)  
REGULATIONS, 2014".**

**C. Thatkunga,**  
Secretary to the Govt. of Mizoram,  
District Council Affairs Department.

**THE MARA AUTONOMOUS DISTRICT COUNCIL  
(CONTROL OF VEHICLES PARKING AND COLLECTION OF PARKING FEES)  
BILL, 2014**

**A**

**REGULATION**

to provide for maintenance of good order in the matters of vehicles parking and for the levy and collection of parking fees within the Mara Autonomous District.

Whereas by virtue of the powers conferred by sub-paragraph (3) of paragraph 8 of the Sixth Schedule to the Constitution of India, the District Council for an Autonomous District is empowered to make regulations for the levy and collection of taxes on vehicles within the District.

Now, therefore, in exercise of the said power and all other powers enabling it in that behalf, the Mara Autonomous District Council is pleased to make the following Regulations in the Sixty-fifth year of the Republic of India:—

**Short title, extent and commencement.**

1. (1) These Regulations may be called the Mara Autonomous District Council (Control of Vehicles Parking and Collection of Parking Fees) Regulations, 2014.
- (2) They shall extend to the Mara Autonomous District areas of such town or places as the Executive Committee may, by notification, declare.
- (3) They shall come into force on the date of their publication in the Mizoram Gazette.

**Definitions.**

2. In these Regulations, unless the context otherwise requires—
  - (a) "Collector" means any person authorised by the Executive Committee to collect the vehicles parking fees.
  - (b) "District" means the Mara Autonomous District as provided in Part-III of the Table appended to Para 20 of the Sixth Schedule to the Constitution of India.
  - (c) "District Council" means the Mara Autonomous District Council.
  - (d) "Executive Committee" means the Executive Committee of the Mara Autonomous District Council;
  - (e) "Executive Member" means the Executive Member in-charge of Transport Department of the Mara Autonomous District Council;
  - (f) "Officer" means any officers authorised to carry out realisation of fees by the Executive Committee;
  - (g) "Owner" means a person in whose name a motor vehicle is registered under the Motor Vehicles Act, 1988.
  - (h) "Parking Areas" means the areas or places as notified by the Executive Committee declaring and specifying within the towns or any portion of roads, footpath and open spaces etc for the purpose of parking of vehicles;
  - (i) "Schedule" means the Schedule appended to these Regulations;
  - (j) "State" means the State of Mizoram;
  - (k) "Town" means the towns of Siaha and Tipa;

- (l) "Transport Department" means the Transport Department of the Mara Autonomous District Council;
- (m) "Vehicle" means all types of vehicles as defined in the Motor Vehicles Act, 1988.
- Specification & Declaration of parking areas.**
3. (1) The Executive Committee or any officer authorised in this behalf by the Executive Committee may, by notification, specify and declare parking areas from time to time in different parts of the town areas within the District as parking areas or places for vehicles of different kinds. Such notification shall be published in local newspapers for information of general public.
- (2) The Executive Committee may also select and declare from time to time suitable areas within such town of the District as parking areas, places or dropping zone taking into consideration of the need of shopping centers, markets, public offices, bus stands, public conveniences, etc.
- (3) No owner or driver in-charge of vehicle shall be allowed to park his vehicle on any public street, road side, thoroughfare or any open space within the limit of proper town areas other than the parking areas or places specified for the purpose.
- Collection of parking fees.**
4. (1) The Executive Committee or any authorised officer in this behalf may charge a parking fee on any vehicle for parking on such places declared as parking areas as per the rate specified in Table "A" of the Schedule.
- (2) The Executive Committee may reduce or enhance the rate of parking fees from time to time as specified in the Table "A" of the Schedule.
- (3) Soon after parking fee is collected on any vehicle, the collector shall issue receipt in the form duly approved by the Executive Committee or any officer authorised in this behalf by the Executive Committee. Such receipt shall specify the kind of vehicle, its registration number, time of entering into parking areas and the agency authorised to collect parking fees.
- (4) The parking fees shall be realised through the employees of the Transport Department, duly authorised for the purpose or by any authorised agency appointed by auction or through licence on such terms and conditions as the Executive Committee may determine.
- (5) The Executive Member shall have the power to issue Tender on collection of parking fees for one year.
- Exemption of parking fees.**
5. (1) The Executive Committee shall have the power to exempt vehicles belonging to the Central or State Government and the three Autonomous District Councils in the State from charging parking fees.
- (2) No parking fees shall be charged from the vehicles of Fire Brigade, Ambulance, Police, Armed Forces and Civil Defence Organisation and the vehicles of the District Council which are on duty.

- Parking of vehicles at the risk of the owner or driver.**
6. (1) A vehicle shall be parked in the parking areas at the risk and responsibility of the owner or driver.  
 (2) The Executive Committee or the Transport Department shall not be held responsible for any loss or damage of the vehicle parked in the parking areas.
- Display chart of rate of parking fees.**
7. The Transport Department shall display or cause to display the rates of parking fees for different kinds of vehicles and for different period of time in respect of convenient parking place.
- Prohibition of loading and unloading in any public street.**
8. No owner or driver in-charge of any vehicle shall be allowed to park his vehicle on any roads or thoroughfare or any other public places other than the places notified as parking areas:
- Provided that parking for loading and unloading may be allowed between 6:00 PM to 6:00 AM:
- Provided further that special permit for loading and unloading during peak hours may also be granted by the Executive Member or any officer authorised in this behalf by the Executive Committee.
- Issue of Identity Card.**
9. The Transport Department shall issue Identity Card to its employees or agents or collectors who are duly authorised by it to collect parking fees for each parking place wherein their names and designation shall be stated clearly.
- Restriction for parking at night.**
10. No vehicle shall be allowed to park at any parking places or public road side within the town areas of the District for more than seven hours whether it is during working hours or night time without the prior approval of the Executive Committee or any officer authorised in this behalf by the Executive Committee:
- Provided that the Executive Committee may grant permission at the risk of the owner of the vehicle for parking of his vehicle at various parking places or public roadside on payment of parking fees prescribed in Table "B" of the Schedule.
- Prohibition of drawing out vehicle from parking areas.**
11. No owner or driver of any vehicle shall be allowed to move his vehicle from the parking area without payment of parking fee.
- General Penalty.**
12. If any vehicle of any kind is found parking in a place other than the places specified for parking, the owner or driver of such vehicle shall be liable to pay fine of Rs. 200/- (Rupees two hundred) only for such illegal parking and in case of a continuing contravention he shall be liable with an additional fine of Rs. 100/- (Rupees one hundred) only for everyday during which such contravention continues after penalty for the first offence.

**Seizure of vehicle  
in case of refusal  
of payment.**

13. (1) If the owner or driver of any vehicle refuses to pay fine for illegal parking, the vehicle may be seized by the Traffic Police on duty, after observing formalities of such seizures as provided in the Code of Criminal Procedure, 1973. If a situation demands, such seized vehicle shall be removed to the Police Station or to a place specified by the Executive Committee at the cost of the owner of the vehicle. A vehicle so seized may be released on payment of additional fine of Rs. 250/- (Rupees two hundred and fifty) only which may be extended to Rs. 500/- (Rupees five hundred) only depending on the nature of the offence, public inconvenience or obstruction caused by the offender.
- (2) Defaulter on payment of fine if any shall entail seizure of registration certificate or driving licence or with both by the authorised collector.
- (3) Any authorised officer or collector to realise parking fee as per these Regulations, may reasonably seek the assistance of any Police Officer on duty on any matter which tends to violate or is likely to cause breach of any of these Regulations by any person liable to payment of parking fees and it shall be the duty of every such Police Officer to assist him and for all such purposes, the Police Officer shall have the same power which he has in exercise of his ordinary police duties.

**Authority to impose  
fines.**

14. Notwithstanding anything contained in any order issued by the Executive Committee or any officer authorised by the Executive Committee, any Executive Magistrate or any Police Officer, not below the rank of Sub-Inspector or any Officer of the Department not below the rank of Motor Vehicle Inspector may compound an offence committed under these Regulations and impose fines as specified in these Regulations on the spot or otherwise. The fined money shall be deposited forthwith to the officer authorised to receive payment thereof in this behalf.

**Power to make rules.**

15. The Executive Committee may, by notification, make rules for carrying out all or any of the purpose of these Regulations.

**SCHEDULE****TABLE - 'A'**  
[See section 4 (1)]**Rate of Parking Fees**

SI/No.	Type of Vehicle	For the first hour or part thereof	For every subsequent hour or part thereof	Remarks
1	2	3	4	5
1.	Heavy Vehicle	Rs. 20	Rs. 10	
2.	Medium Vehicle	Rs. 15	Rs. 10	
3.	LMV/Three Wheeler	Rs. 10	Rs. 5	
4.	Two Wheeler	Rs. 5	Rs. 5	

**Notes:-**

- Town Buses in the demarcated stand/stop within town area between 5:00 AM to 6:00 PM are exempted from payment of parking fees. However, exemption shall not be given if parked at other places other than their respective stand/stop and fees will be as per rate fixed at Sl. No. 2 of the table above.
- Maxi Cab/Tourist Taxi, Local Taxi while parking at their respective stand shall pay Rs. 15/- per day. However, if parked at other places other than their respective stand, the fees will be as per rate fixed at Sl. No. 3 above.
- Light Vehicle belonging to Government or District Council while parking at parking areas other than their respective office compound or office garage shall pay Rs. 10/- per day.
- Motor Cycle/Scooters belonging to Government or District Council shall pay Rs. 5/- per day, if parked at parking areas other than their respective office compound or office garage.
- Parking fee for Auto-Rickshaw shall be Rs. 10/- per day while parking at their respective stand. However, if parked in other places other than their respective stand, the fees will be as per rate fixed at Sl. No. 3 above.
- Tourist Buses/Night Buses/Bazaar Buses while parking in their respective stand shall pay Rs. 10/- per day or Rs. 300/- for a calendar month. However, if parked in other places other than their respective stand, the fees will be as per rate fixed at Sl. No. 1 of Table 'A'.

**TABLE - 'B'**  
(See section 10)**Road Side Parking Fees**

SI/No.	Type of Vehicle	For permitted vehicle to park for more than 7 hours at a time on the demarcated parking areas or any of the public roadside space other than private compound.
1	2	3
1.	Heavy Vehicle	Rs. 30/- per day & night or Rs. 700/- for a calendar month.
2.	Medium Vehicle	Rs. 20/- per day & night or Rs. 500/- for a calendar month.
3.	LMV/Three Wheeler	Rs. 10/- per day & night or Rs. 300/- for a calendar month.
4.	Two Wheeler	Rs. 5/- per day & night or Rs. 150/- for a calendar month.

**Notes:-**

Vehicle using public road-sides as garage regularly or irregularly shall be given formal permission to park their vehicles on payment of the above fees.