

TERMS & CONDITIONS FOR AUTHORISED POLLUTION CHECKING CENTRE (DIESEL)

I _____ S/o _____ R/o _____ do hereby solemnly affirm and declare that I am the Proprietor/Partner of M/s _____ and that the said firm shall confirm to the following terms and conditions for performing pollution checks of diesel driven vehicles. The specific purpose for which, the Centre is being authorized by the Transport Department, Govt. of NCT of Delhi.

1. The authorized pollution checking Centre (herein after referred as Centre) shall display banners /display boards/hoardings prominently for public views as per specimen given by the department.

2. The Centre shall set up cabin (of minimum size of 2.5 meter long, 2 meter wide and 2 meter high) for placing the analyzer and computer hardware. There shall be sufficient space for the operator to move inside the cabin. The cabin shall be appropriately designed to protect the system from heat, direct sunlight and rain and should be properly ventilated.

3. The Centre shall deploy the authorized operator for pollution checking trained by instrument manufacturer/Supplier/Dealer at the time of initial appointment and subsequent training as directed by Pollution Control Division of Transport Department. The authorized pollution checking operator shall have minimum qualification of ITI in Motor Mechanic/Auto Mechanic/ Scooter Mechanic/Diesel Mechanic or its equivalent and should be in regular employment of the concerned Centre.

4. The Centre shall take prior approval of the Transport Department in respect of pollution checking operator to check and issue Pollution Under Control Certificate (herein after referred to as PUCC). They shall also submit to the Pollution Control Division exact signatures of proposed authorized operator duly attested in prescribed Performa. The functions of pollution checking levels and issue of PUCC shall be performed only by the authorized operator.

5. The Centre shall have all the requisite licenses and permissions from local and other authorities.

6. The Centre shall procure and use only that make of Exhaust Gas Analyzer (fitted with a RS232 port), which is approved as per rule 116 (3) of Central Motor Vehicles Rules, 1989. The Centre shall also procure and use Computer, Web Camera, Inkjet Printer and other accessories. The Centre shall subject the same for inspection/approval by the Transport Department to ensure proper functioning.

7. The Centre shall scrupulously follow the code of practice as prescribed by Automotive Research Associate of India (ARAI) Pune.

8. The Centre shall have an Annual Maintenance Contract (AMC) for smoke meter and other equipment like Computer, Printer, Web camera etc. with their manufacturer or its authorized dealer to ensure the pollution checking equipment is regularly serviced and calibrated. The valid calibration certificate in prescribed Performa of ARAI calibration issued by equipment manufactures shall be displayed in cabin used for pollution checking.

9. The Centre shall procure a dedicated internet connection either through a "Broadband" or "Data Card" having continuous connectivity with the central serve with a minimum speed of 1 mbps, from a company of repute duly authorized by the Telecom Regulatory Authority of India (TRAI). It shall not to be used for any other purpose.

10. The Centre shall scrupulously observe testing procedure for pollution checking as prescribed under rule, 115 of Central Motor Vehicles Rules, 1989 and in accordance with equipment operation manual and guidelines issued by Transport Department.

11. The Centre shall charge Rs. 100/- (Rs. hundred only) for pollution checking and issue of PUC.

12. The Centre shall perform pollution checking of only those types of vehicles for which it has been authorized. The PUC shall be issued only for those vehicles, which confirm to the standard prescribed under rule 115(2) of CMV Rules, 1989.

13. The Centre shall issue the PUC strictly as per the sample and manner given by the Transport Department along with photograph number plate of vehicle captured by web camera. None of the entries in the PUC would be made manually except the signature of authorized operator.

14. The Centre shall maintain the counterfoils of PUC for a minimum period of one year and detailed pollution checking record (Daily Report) for minimum period of five years.

15. The Centre shall periodically submit 'daily checking record, monthly report and other information relating to pollution checking to the Transport Department in the format, manner and periodicity as prescribed by it.

16. At any stage, if, it is found that the Centre is violating the terms and condition as prescribed by the Transport Department or indulging in any unlawful activity or the analyzer or other equipments are not functioning properly, the inspecting staff of Transport Department may suspend the pollution checking activities of the Centre.

17. The Centre shall always remain open to permit inspection by the inspecting staff of Transport Department so as to ensure proper facilities to the customers/motorists.

18. The Centre shall render prescribed fee to the Transport Department for grant/renewal of authorization by the prescribed date. It shall also render prescribed penalty in cases of late payment.

19. The authority for grant, renewal and cancellation of authorization to function as Pollution Checking Centres shall solely vest with the Transport Department, Govt., of Delhi.

20. The Centre shall abide all the rules/ law of the land and shall not cause inconvenience to general public.

21. The Centre shall upgrade/replace its pollution checking equipment, If so directed by the Transport Department or State Govt. or Central Govt. so as to comply with the revised tail pipe emission norms and/ or procedure of their measurement.

22. Once the authorization of the Pollution Checking Centre is cancelled, the some would be barred for a period of one year from the date of cancellation from applying for reauthorization as Pollution Checking Centre.

23. The owner(S) of the cancelled Centre is (are) not given authorization before the expiry of the barred period, even if he/they applies/apply for such authorization at some other location/place which is also owned by him/them or rented, leased etc.

24. Such cancelled centre is /are not given authorization before the expiry of the barred period, at the same place, if application is made in some other applicant name(S).
25. Pollution Checking Centre cancelled for issuance of fake/ fraudulent Pollution Under Control Certificate(s) shall be considered for re-authorization only if it deposits a performance security of Rs. 50,000/- (Rs. Fifty Thousand only) in favor of “ Commissioner (Transport), Transport Department Govt. of NCT of Delhi”. The re-authorization shall be initially granted temporarily for the period of one year and shall be further renewed only if the performance of the PCC is found to be satisfactory.
26. Pollution Checking Centre after its re-authorization is again found to be involved in a fraudulent activity {such as issue of Pollution Under Control Certificate (PUCC), record of which is not available in the central server of the department etc.}, its authorization shall be cancelled and its Performance Security Deposit shall be forfeited and it would not be re-authorized.
27. The authorized operator who is found to be involved in a fraudulent activity shall not be engaged as authorized operator by the PCC.
28. The Centre would meet all the conditions of eligibility criteria and shall continue to fulfil said conditions during the period of authorization by Transport Department.
29. The Centre shall deposit advance payment @ Rs.2/- (Rs Two) per PUC Certificate to M/s Delhi Transport Infrastructure Development Corporation Limited (DTIDC), ISBT, Kashmere Gate, Delhi towards the operation & maintenance expenses of networking facility and issuance of distinctive holograms to be affixed on every PUC Certificate issued by the authorized PCC. The Centre shall obtain holograms as per its requirement for a period of at least THREE months.
30. The Centre shall perform the PUC Certificate issuance ONLY “ON-LINE MODE” using the software as per Transport Department, GNCT of Delhi guidelines.
31. The Centre shall compulsory install air conditioner in the cabins/rooms housing the PUC facility.
32. The Centre shall prominently display the prevalent rates for pollution checking as prescribed by the department from time to time, prevalent emission norms/ standards, steps for pollution checking, code No/Nos. and name of pollution checking Centre.

33. The owner of the PUC Centres would neither sublet nor subcontract nor would give the PUC Centres on rent to any third party and would run it through his own employee under his own supervision.

34. The Centre shall agree to indemnify the Transport Department, GNCTD against any claims, damage or loss whatsoever by reason of any breach of Centre's obligation.

DEPONENT

VERIFICATION: -

Verified at Delhi on this _____ that the contents of the above affidavit are true and correct to the best of my knowledge and that nothing has been concealed there from.

DEPONENT