

**Office of the Additional Chief Secretary / Transport  
Commissioner, Chennai-5**

**Present: Thiru.Tenkasi S Jawahar I A S.,**

**R.No.10057/HB1/2021**

**Dated 08.04.2021**

**(Circular NO. 27/2021)**

**Sub:** Motor vehicles – Driving schools – License granted for imparting instructions for hire or reward in driving motor vehicles – Owner of driving school deceased – Feasibility to allow transfer of ownership to the name of legal heir – Circular instructions issued – Extend the facility to transfer of ownership of driving school license of a disabled/ill health person to one of the qualified member entitled for legal heir ship during his life time also – instructions issued.

**Ref:** 1. Transport Commissioner's circular instructions in R.No.61220/H1/09 (Circular No.25/09) Dated:16.12.2009.  
2. Orders of the High Court of Madras in W.P.No.1/08, Dated: 20.01.2009.

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Instructions were already issued in the reference 1<sup>st</sup> cited to consider and allow transfer of driving school license to one of the legal heirs of the deceased holder of driving school license in the event of death of holder of such driving school license subject to production of all the relevant documents before the licensing authority for allowing such transfers.

The above circular instructions do not facilitate to allow/permit transfer of ownership of driving school license to one of the family member entitled for legal heir-ship during the lifetime of the driving school owner in the event of his/her attaining disability/ill- health, etc.

Now it is decided to extend the facility of transfer of ownership of the driving school licenses to one of the family members entitled to hold the legal heir ship in extra ordinary circumstances of attaining disability/ill health, etc., Subject to production of all relevant documents.

1. The driving school owner who attains disability/ill-health, etc., shall apply to the licensing authority concerned in which jurisdictions the driving school is functioning with relevant documents and Medical Certificate so as to prove his/her disability/ill-health, etc. With the following information:

a)	Name of the driving school owner	:	
b)	Name and address at which the driving school is now functioning	:	
c)	License Number and its present validity	:	
d)	Whether the driving school is suspended previously for violation of any rule provision if so details	:	
e)	Whether any Criminal case / or case pertaining to Vigilance and Anticorruption Department or any other court case is pending against the present owner of the driving school.	:	
f)	Name and addresses of the instructors now employed in the driving school.	:	
g)	Registration Number of vehicles used for imparting driving instructions Motor cycle / LMV / HMV / etc.	:	
h)	If all the taxes / Insurances are duly paid for such vehicles if so details.	:	
i)	Nature of disability / illness suffered by the Driving School license holder at present (Relevant documents / Medical Certificate to be enclosed in support his/her inability / ill-health, issued by District Medical Board)	:	

j)	Name of the person to whom the ownership of the driving school license is required to be transferred	:	
k)	The relationship of the person to the owner of driving school and his age / date of birth (Proofs to be attached)	:	
l)	The educational qualifications / and skill in imparting driving instructions (Proofs to be attached)	:	
m)	Whether the person to whom the license is likely to be transferred, satisfied the conditions of rule 24 of CMVR 1989 and Transport Commissioner's Circular No.62/2011	:	

Signature of the Driving School Owner.

2. On receipt of the application, the licensing authority must satisfy himself on the applications, the transfer of ownership is as a bonafide one. Then, if necessary, opportunity of personal hearing may be afforded to verify the genuineness of the request and send a proposal to the Joint Transport Commissioner / Deputy Transport Commissioner concerned along with relevant documents with his recommendations.
3. The Joint Transport Commissioner / Deputy Transport Commissioner concerned within a reasonable period shall scrutinize all the documents and after making such relevant enquires if necessary, forward the proposal to the Transport Commissioner Chennai with his specific recommendations about the transaction.

4. On receipt of proposal for from the Joint Transport Commissioner / Deputy Transport Commissioner concerned, final orders will be passed by the Transport Commissioner Chennai based on the recommendations of the Joint Transport Commissioner / Deputy Transport Commissioner concerned. On receipt of appropriate orders from this office action shall be taken to transfer of ownership of the driving school license within the provisions of rule 24 of Central Motor Vehicle Rules 1989 and Transport Commissioner's Circular No.62/2011.

The above said circular shall come into force with immediate effect.

//By Order//

Sd/-Tenkasi S Jawahar  
Additional Chief Secretary/  
Transport Commissioner,  
Chepauk, Chennai-5.



K.Selvakumar,  
Assistant Secretary - III,  
Chepauk, Chennai-5.

07/04/21  
K.Selvakumar

**Copy to:**

1. Joint Transport Commissioners / Deputy Transport Commissioners all Zones in Tamil Nadu.
2. All Licensing Authorities cum Regional Transport Officers in the State.  
Copy to All Officers in State Transport Authority Chennai.