



**Government of West Bengal
Transport Department
Paribahan Bhawan – I
12, R. N. Mukherjee Road,
Kolkata – 700 001.**

Memo No. 1462-WT/TPT-18011/29/2023

Dated: 17.04.2023

NOTIFICATION

Whereas during checking of the motor vehicles within State, it is found that the drivers of some vehicles are not carrying an authorized consent from the owner of such vehicles which is violative of the provision of Section 197 (1) of the Motor Vehicles Act, 1988;

Whereas it is found that some drivers are carrying the notarized consent in the Non-Judicial Stamp Paper from the owner of the vehicle;

Whereas this Department feels it necessary for the driver of every vehicle to have the written consent from the owner of the vehicle as mentioned in Para above or any other means;

Whereas the Department of Information Technology and Electronics has developed Unique Document Identification Number (UDIN) which could be leveraged for issuance of letter of authority by the Owner of such vehicles whose vehicles are to be driven by the drivers and not the Owners;

Whereas it appears that UDIN so generated may be presented as a proof during vehicle checking by any of the Officers as notified by this Department from time to time and such UDIN will henceforth be deemed to be one of the documentary evidence in compliance with the Section 197 of Motor Vehicle Act, 1988;

Whereas for multiple authorizations to multiple drivers by a single owner, UDIN has been found to be a convenient tool as the QR code enables verification of document's authenticity, creates ease of travel, verification and enforcement;

Hence, after careful consideration, this is pleased to order that-

1. The Letter of Authority in terms of Section 197 & 198 of MV Act, 1988, generated through UDIN will be an equally acceptable document as manually issued and notarized Letter of Authority. Thus, the generation of Letter of Authority through UDIN Portal will be an optional provision, available at the fingertips of the citizens for ease of use and better governance.
2. The details of the vehicle owner would be verified through VAHAN data-base through an API.

3. The authorization will be done in a format to be prescribed by this Department on the UDIN Portal and can be Aadhaar authenticated from anywhere, thereby, making it convenient for the users to use the same in MV transaction. The Aadhaar OTP is to be used for the purpose of e-sign and authentication to meet the legal requirement as per the new IT Act. The Aadhaar authentication confirms the consent of the vehicle owner.
4. This letter of authority shall be valid for a maximum of 12 months and can be renewed thereafter, through a fresh letter of authorisation
5. It should be open for vehicle owner to terminate the Letter of Authority at any point of time.
6. This Letter of Authority will bear the necessary details of the driver captured through an API from SARATHI data base.

By order of Governor



(Dr. Saumitra Mohan, IAS)
Secretary, Transport Department

Order

ORDERED THAT the Notification be published in Official Gazette.




(Dr. Saumitra Mohan, IAS)
Secretary, Transport Department

Memo No.1462/1(1) - WT/TPT-18011/29/2023

Dated: 17.04.2023

Copy of the Notification is forwarded to the Managing Director, Saraswati Press, 32 & 32/1, A.P.C Road, Sealdah, Kolkata-700009 with a request to publish this in the Official Gazette.


Additional Secretary

Memo No.1462/2(34) - WT/TPT-18011/29/2023

Dated: 17.04.2023

Copy forwarded for information and necessary action to:-

1. The Director General & Inspector General of Police, West Bengal;

2. The Principal Secretary, Department of Information Technology & Electronics, Government of West Bengal;
3. Director, Transport Directorate and Chairman, RTA, Kolkata;
4. Additional Director, Transport Directorate, Kolkata Zone, West Bengal;
5. District Magistrate, All
6. The Technical Director, NIC
7. Private Secretary to Hon'ble M.I.C., Transport Department, West Bengal;
8. Sr. P.S to the Chief Secretary, Government of west Bengal;
9. Sr. P.S to the Additional Chief Secretary, Home & Hill Affairs Department, Government of west Bengal;
10. Sr. P.S to the Additional Chief Secretary, Finance Department, Government of west Bengal;
11. Sr. P.S. to Principal Secretary, Transport Department, West Bengal;
12. OSD & Liaison Officer, Transport Department;
13. A.O., Pool Car Office & Ex-officio Deputy Secretary, Transport Department;
- He is requested to take necessary action for uploading the Notification in the Departmental website.
14. File No.TPT-18011/29/2023.


Additional Secretary