

**AGREEMENT BETWEEN THE GOVERNMENT OF THE PEOPLE'S  
REPUBLIC OF BANGLADESH AND THE GOVERNMENT OF THE  
REPUBLIC OF INDIA FOR THE REGULATION OF MOTOR  
VEHICLE PASSENGER TRAFFIC BETWEEN THE TWO  
COUNTRIES.**

In pursuance of Article VIII of the Trade Agreement entered into between the Government of the People's Republic of Bangladesh and the Government of the Republic of India on 4.10.1980, the Government of the People's Republic of Bangladesh and the Government of the Republic of India have agreed as follows in regard to motor vehicle passenger traffic between the two countries.

**ARTICLE I**

**DEFINITIONS**

- (a) "Act" means the Indian Motor Vehicles Act, 1988.
- (b) "Certificate of Fitness" means a certificate issued by the competent authority of either country testifying to the road worthiness of the vehicle to ply on the road.
- (c) "Competent Authority" of one country means the authority so designated by the Government of that country under the Act or Ordinance as the case may be.
- (d) "Conductor's Certificate" means a certificate/licence issued under clause 5 of Article III.
- (e) "Driving Licence" means the document issued by a competent authority under the Act or the Ordinance, as the case may be, authorizing the person specified therein to drive a motor vehicle or a motor vehicle of any specified class or description.
- (f) "Forms" mean any of the forms given in the schedule.
- (g) "Identity Cards/Documents" mean the Cards/Documents issued by the competent authority as referred to in clause 4 or 5 of Article III.
- (h) "Insurance Policy" means a policy of insurance which covers risks in compliance with the requirements of Chapter XI of the Indian Motor Vehicles Act, 1988 and Chapter IX of the Motor Vehicles Ordinance, 1983 (Ordinance No. LV of 1983) of Bangladesh and includes a cover note.
- (i) "International Driving Permit" means the international driving permit issued under the International Convention of Road Traffic, 1949 and/or any subsequent convention ratifying the same and signed by the contracting countries and possessed by the driver of the motor vehicle.
- (j) "Ordinance" means the Motor Vehicles Ordinance, 1983 (Ordinance No. LV of 1983) of Bangladesh.
- (k) "Passenger traffic" means motor vehicle traffic for the carriage of passengers for hire or reward between Bangladesh and India, subject to such restrictions on the gross laden weight, wheel base, seating capacity and overall height of vehicles as may be operating in either country from time to time.

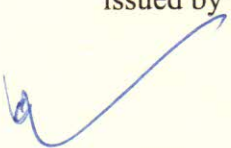



- (l) " Passenger Vehicle" means motor vehicle used for passenger traffic as defined in clause ( k) above.
- (m) " Route Permit " means a document required under Article II issued by the competent authority of one country and countersigned by the competent authority of the other country.
- (n) " Registration Certificate" when used with reference to a motor vehicle means the registration certificate issued under the Act or the Ordinance as the case may be.

## ARTICLE II

- (1) The two Governments agree that the passenger vehicles of either country shall require route permits for plying through the territory of the other.
- (2) A route permit shall be in the form set out in Schedule I.
- (3) The route permit shall be valid for one year at a time.

## ARTICLE III

- (1) A passenger vehicle registered in either country when entering the other country shall be so constructed and maintained as to be at all times under the effective control of the person driving it, and shall carry the documents referred to in clause (2) below.
  - (2) There shall be in force in relation to a passenger vehicle referred to in schedule I:
    - (i) A valid registration certificate.
    - (ii) A valid certificate of fitness.
    - (iii) A valid insurance policy and.
    - (iv) A valid route permit.
  - (3) All the documents referred to in clause 2 above of this Article shall be in possession of the person driving the passenger vehicle at the time of entering the other country and during the entire period of stay in the other country and shall always be available for inspection by the respective competent authority to inspect a passenger vehicle.
  - (4) The person driving a passenger vehicle shall be in possession of a valid driving licence to drive such a vehicle and driver's identity card/documents issued by the respective competent authority set out in Schedule II.
  - (5) A conductor of a passenger vehicle shall be in possession of a valid conductor's certificate and a conductor's identity card/documents issued by the respective competent authority.
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- (6) If, for any reason a driver or a conductor referred to in clause 4 and 5 above respectively of this Article is unable to perform his duties in the other country a driver or conductor in possession of a valid driving licence/certificate and identity card issued by a competent authority may drive or control the vehicle.
- (7) In addition to the registration number assigned to a passenger vehicle by the competent authority of the respective Governments, the following particulars shall be painted in English letters and in the official language of the respective country in red colour on white surface on both the sides of the passenger vehicle each letter being not less than one inch (2.5c.m.) high and one inch (2.5c.m) wide legibly painted on a plain surface or a plate or plates affixed to the passenger vehicle.
- (i) Name of the country, and
- (ii) Starting and terminal points in each country.

#### ARTICLE IV

- (1) The driving licence granted by the competent authority of either Government or International driving permit shall be recognized by the competent authority of the other.
- (2) Both the Governments agree that no motor vehicle tax/fee shall be levied on a vehicle registered in the other country undertaking passenger services envisaged under this agreement.

#### ARTICLE V

No passenger vehicle registered in Bangladesh and operating under this Agreement shall be engaged in the transportation of passengers from any point in India to any other point in India and similarly no passenger vehicle registered in India and operating under this Agreement shall be engaged in the transportation of passengers from any point in Bangladesh to any other point in Bangladesh.

#### ARTICLE VI

- (1) The driver and conductor of a passenger vehicle may carry such personal effects including wearing apparel, bedding and cooked food as permissible under the passenger baggage rules of the respective country.
- (2) The fuel contained in the usual supply tank of passenger vehicles shall be exempted from duties and taxes.
- (3) In case of over-stay due to repair of passenger vehicles or other unforeseen circumstances, the authorisation holder shall notify to the competent authority of the host country who may extend the validity of the authorisation for the required period.
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