

CHAPTER III

LICENSING OF CONDUCTORS OF STAGE CARRIAGE OR CONTRACT CARRIAGE

23. Necessity for conductor's license - (1) No person shall act as a conductor of a stage carriage or contract carriage unless he holds an effective conductor's license issued to him authorising him to act as such conductor; and no person shall employ or permit any person who is not so licensed to act as a conductor of a stage carriage or contract carriage.
(2) the Authority may prescribe conditions subject to which sub-section (1) shall not apply to a driver of a stage carriage or a contract performing the functions of a conductor or to a person employed to act as a conductor on probation with a conductor's license for a period not exceeding one month.

24. Grant of conductor's license - (1) Any person who is not disqualified under section 25 and who is not for the time being disqualified for holding or obtaining a conductor's license may apply to the licensing authority having jurisdiction in the area in which he ordinarily resides or, carries on business for the issue to him of a conductor's license.
(2) Every application under sub-section (1) shall be in such as may be prescribed and be signed by, or bear the thumb-impression of the applicant in two places and shall contain the information required by the form.
(3) Every application for a conductor's license shall be accompanied by a medical practitioner and shall also be accompanied by three clear copies of a recent photograph of the applicant.
(4) A conductor's license issued under this Chapter shall be in such form and contain such particulars as may be prescribed.
(5) The fee for conductor's license and for the renewal thereof shall be one-half of that for a driving license.
(6) No licensing authority shall issue a conductor's license to the applicant if he previously held a conductor's license issued under this Ordinance unless it is satisfied that there is good reasons for his inability to obtain a duplicate copy of his former conductor's license.

25. Disqualification for the grant of conductor's license - (1) No person under the age of eighteen years shall hold, or be granted, a conductor's license.
(2) The licensing authority may refuse to grant a conductor's license -
(a) if the application does not possess the requisite qualifications;
(b) if the knowledge of the provisions of the Ordinance and of the regulations and of the duties and powers of a conductor's there under is inadequate to enable him to perform the duties of a conductor';
(c) if the medical certificate produced by the applicant discloses that he is unfit to act as a conductor;
(d) if any previous conductor's license or driving license held by the applicant was revoked; and
(e) if the character or physique or conduct of the applicant is such as to render him an unsuitable person to hold a conductor's license.

26. Revocation of a conductor's license on ground of disease or disability or misconduct - (1) A conductor's license may at any time be revoked by any licensing authority or any Transport Authority constituted under Chapter V or any other prescribed authority.
(a) if the authority has reasonable to believe that the holder of the conductor's license is suffering from any disease or disability which is likely to render him unfit to hold such conductor's license.
(b) if the character or conduct of the person is such as to render him an unsuitable person to hold a conductor's license.
(2) Where the authority revoking a conductor's license is not the authority which issued the same, it shall intimate the fact of revocation to the authority which issued that conductor's license.

27. Order refusing etc., conductor's license and appeals therefrom - (1) Where a licensing authority or other authority refuses to issue or renew, or revokes any conductor's license, it shall do so by an order communicated to the applicant or the holder of conductor's license, as the case may be, giving the reasons in writing for such refusal or revocation.
(2) Any person aggrieved by an order made under sub-section (1) may, within thirty days of the service on him of the order, appeal to the prescribed authority which shall decide the appeal after giving such person and the authority making the order an opportunity of being heard and the decision of the appellate authority shall be binding on the authority making the order.

28. Power of licensing authority and transport committee to disqualify - (1) If any licensing authority or any Transport Committee constituted under Chapter V or any other prescribed authority is of opinion that it is necessary to disqualify the holder of a conductor's license for holding or obtaining such a conductor's license on account of his conduct as a conductor it may, for reasons to be recording in writing, may make an order disqualifying that person for a specified period for holding or obtaining a conductor's license.
(2) Upon the issue of any such order the holder of the conductor's license shall forthwith surrender the license to the authority making the order, if the conductor's license has not already been surrendered and the authority shall keep the conductor's license until the disqualification has expired or has been removed.
(3) Where the authority disqualifying the holder of a conductor's license under this section is not the authority which issued the conductor's license, it shall intimate the fact of such disqualification to the authority which issued the same.
(4) Any person aggrieved by an order made under sub-section (1) may, within thirty days of the service on him of the order, appeal to the prescribed authority which shall decide the appeal after giving such person and the authority making the order an opportunity of being heard and the decision of the appellate authority shall be binding on the authority making the order.

29. Power to the Court in disqualify - (1) Where any person holding a conductor's license is convicted of an offence under this Ordinance, the Court by which such person is convicted may, in addition to imposing any other punishment authorised by law, declare the person so convicted to be disqualified for such period as the Court may specify for holding a conductor's license.
(2) The Court to which an appeal lies from any conviction of an offence of the nature specified in sub-section (1) may set aside or vary any order of disqualification made by the Court below, may set aside or vary any order of disqualification made by that court notwithstanding that no appeal lies against the conviction in connection with which such order was made.

30. Certain provision of Chapter II to apply to conductor's license - The provisions of sub-section (2) of section 6 sub-section (1) of section 10, section 11, section 12 except sub-section (2), section 19, sub-section (1) of section 20 and section 21 shall so far as may be, apply in relation to a conductor's license, as they apply in relation to a professional driving license.

31. Power to make regulations - (1) The Authority may make regulations for the purpose of carrying into effect the provisions of this Chapter.
(2) Without generally of the foregoing power such regulations may provide for -
(a) the appointment, jurisdiction, control and function of licensing authorities and their supervisory authorities and other prescribed authorities.
(b) the conditions subject to which drivers of stage carriage or contract carriages and persons temporarily employed (on probation) may be exempted from the provisions of this Chapter.
(c) the form of application for conductor's license or for renewal of such conductor's licenses and the particulars it may contain.
(d) the forms in which conductor's license may be issued or renewed and the particulars it may contain;
(e) the minimum qualification of conductors, their duties and the conduct of persons to whom conductor's license are issued;

(f) the issue of duplicate conductor's license to replace licenses lost, destroyed or mutilated, the replacement of photograph which have become obsolete and the fees to be charged therefor;

(g) the conduct and hearing of appeals that may be preferred under this Chapter, the fees to be paid in respect of such appeals and the refund of such fees.

(h) the budes and uniform to be worn by conductors of stage carriages or contract carriages and the fees to be paid in respect of such uniforms and badges;

(i) the granting by registered medical practitioners of the certificate referred in sub-section (3) of section 24 and the form of such certificates;

(j) the communication of particulars of conductor's license from one authority to other authorities; and

(k) any other matter which is to be or may be prescribed.