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NOTIFICATION

No.B.13017/28(2)/2023-UD&PA(LMC), the 27th June, 2024: In pursuance of the decision of the Council of Ministers conveyed by Political & Cabinet Department vide No.J.11011/1/2024-POL dated 06.06.2024 and in exercise of the powers conferred under section 371 read with sub-section (1) (a) (vi) of section 57 of the Mizoram Municipalities Act, 2007 (Act No.6 of 2007), the Government of Mizoram is pleased to notify the Lunglei Municipal Council (Control of Parking and Collection of Parking Fees) Regulations, 2024 for general information.

Lalmalsawma Pachuau
Secretary to the Govt. of Mizoram
Urban Development & Poverty Alleviation Department.

18/11/24
cc

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No. 2003
Date 18/11/24

THE LUNGLEI MUNICIPAL COUNCIL (CONTROL OF PARKING AND COLLECTION OF PARKING FEES) REGULATIONS, 2024

In exercise of the powers conferred under section 371 read with sub-section (1) (a) (vi) of section 57 of the Mizoram Municipalities Act, 2007 (Act No.6 of 2007), the Lunglei Municipal Council hereby make the following regulations as follows, namely:-

1. Short title, extent and commencement.-

- (1) These regulations shall be called the Lunglei Municipal Council (Control of Parking and Collection of Parking Fees) Regulations, 2024.
- (2) They shall apply to the whole of Lunglei Municipal Council area.
- (3) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions.-

- (a) "Act" means the Mizoram Municipalities Act, 2007 (Act No.6 of 2007);
- (b) "Chairman" means the Chairman of the Lunglei Municipal Council;
- (c) "Executive councillor" means the Executive councillor of the Lunglei Municipal Council;
- (d) "Collector" means officer(s) or agent(s) who are duly authorised to collect parking fee for each parking place;
- (e) "Municipal Authorities" means Municipal Authorities as defined under Section 11 of the Mizoram Municipalities Act, 2007;
- (f) "Officer" means any officers authorized to carry out realization of fees by the Chairman;
- (g) "Place of parking" means the places as notified by the Lunglei Municipal Council demarcating and specifying within the city on any portion of roads, footpaths, and open spaces, etc., for the purpose of parking of vehicles;
- (h) "Town" means the town of Lunglei;
- (i) "Vehicle" means any mechanically propelled vehicle adapted for use upon roads whether the power of propulsion is transmitted thereto from external or internal sources and includes bicycle and rickshaws;
- (j) All other words and expressions used in these regulations and not defined but defined in the Act, shall have the same meaning as respectively assigned to them in the Act.

3. Prohibition of Parking.-

No owner or driver in charge of a vehicle shall be allowed to park his vehicle on any public street, thoroughfare, or any open space within the limit of municipal area other than the place of parking specified for the purpose.

4. Specification of Place of Parking.-

The concerned Executive Councillor shall, with the previous approval of the Board of Councillors, specify such places for parking of different kinds of vehicles by notification in the Official Gazette or local newspaper.

5. Power of Tender by Executive Councillor.-

The concerned Executive Councillor, with the previous sanction of the Board of Councillors, shall have the power to issue tender on collection of parking fees for one year.

6. Power of Executive Councillor to charge parking fees.-

The concerned Executive Councillor may charge a parking fee on any vehicle for parking on such places specified by him as place of parking as per the rate specified by the Municipal Authority from time to time. No collector of parking fees should assign any parking place/area to anyone for permanent parking place.

7. Enhancement or reduction of parking fees.-

The concerned Executive Councillor may, with the previous sanction of the Board of Councillors, reduce or enhance the rate of parking fees from time to time.

8. Declaration of public street, etc., for using as places of parking.-

- (1) The Chairman, with the previous sanction of the Board of Councillors and in consultation with Traffic Police Authorities shall notify such streets, areas, places, or buildings as parking areas.

Provided that fixation of timings for collection of parking fees and declaration of no parking areas/zones may be fixed and determined by the Municipal Authorities by notification from time to time.

- (2) All areas, places, or buildings other than the declared on-street parking areas by the Municipal Authorities shall be registered under Lunglei Municipal Council.
- (3) Regulation of parking fees for designated parking areas may be determined, if felt necessary by the Municipal Authorities in consultation with the concerned parties from time to time.
- (4) On-street parking of vehicles during night time may be regulated through notification from time to time by the Municipal Authorities in consultation with Traffic Police Authorities and in line with the relevant Act, rules, and regulations in force.
- Provided that such notified parking areas shall be clearly marked and appropriate signages shall be put in a place conspicuously by the Municipal Authorities.
- (5) Any other such places, areas and buildings utilised for the purpose of parking lots prior to the commencement of these regulations other than private parking garage shall be declared null and void. Contravention of the above sub-regulations shall be punishable under section 374 of the Act, or any other relevant Act, rules or regulations and Government standing orders in force.

Provided that private parking houses owned by private individuals for private use or non-commercial purposes shall be exempted.

9. Parking place on Government Land.-

No Government land shall be declared as parking place, including Taxi and Bus Stand, and there shall be no collection of parking fees from there without prior approval of the Government.

10. Parking for differently-abled persons and elderly persons.-

A collector shall give importance to differently-abled persons and elderly persons above Seventy years of age while allotting parking space to vehicles in a parking place. If feasible, suitable space with easiest access in each parking place shall be reserved for differently-abled persons and elderly persons.

11. Vehicles exempted from paying parking fees.-

No parking fees shall be charged from the vehicles of Fire Brigade, Ambulance, Police, Armed Forces, Public Works Department On Duty, Accredited Journalists, Members of Autonomous District Councils which are On Duty and vehicles of Lunglei Municipal Council, Members of Legislative Assembly and Members of Parliament.

12. Parking of Junk Vehicles.-

Parking of junk vehicles on roads in a manner which can disrupt free flow of vehicular traffic or which can pose a threat to pedestrians should not be done by anyone. Such vehicles, if found parked in a manner as aforementioned, shall be seized by the Municipal Authority and Traffic Police Authority. Penalty shall be imposed as mentioned in regulation 16 on the defaulter.

13. Storage of materials on roads.-

Storage of materials on roads for more than twenty four hours should not be done by anyone without prior approval of the Municipal Authority. Such materials, if found stored in a manner as aforementioned, shall be removed by the owner or his agent immediately following the instructions of the Traffic Police Authority or the Municipal Authority. Penalty shall be imposed as mentioned in regulation 16 on the defaulter.

14. Display chart of rate of parking fees, road signage and road marking.-

The Municipal Authority or its designated authorised agency shall display or cause to display the rates of parking fees or any other road signages or markings at any convenient place which it may deem fit from time to time.

15. Issue of Identity Card.-

- (1) Municipal Authorities shall issue Identity Card to the Officer(s) or Agent(s) who are duly authorised to collect parking fees from each parking place wherein names and designations of Officers issuing the Identity Card shall be stated clearly.
- (2) The collector in charge of the parking place is liable to produce his/her Identity Card and rates fixed by the Lunglei Municipal Council, as and when demanded.
- (3) All collectors appointed under these regulations shall be issued Identity Card which shall invariably be displayed while on duty, and a receipt as specified in the Schedule appended hereto shall invariably be issued.

16. Penalty.-

If any vehicle is found parking in a place other than the places specified for parking, the person parking the vehicle shall be liable to pay a fine of rupees one thousand only for such illegal parking and in case of a continuing contravention he shall be liable with an additional fine of rupees two thousand only for every time during which such contravention continues. Penalty shall also be imposed in the same manner on those persons who contravene the provisions of regulation 13.

17. Enforcement.-

The Lunglei Municipal Council with the Traffic Police Authority shall be the authority to enforce the provisions of these regulations. The Municipal Authority shall be co-operated by the police in carrying and

enforcing the provisions of the Act and the Regulations made hereunder for maintaining good order in the matters of parking and collection of parking fees as provided in the section 363 of the Act:

Provided that the Municipal Authority, in consultation with the State Government, may entrust, if felt necessary, any other institutions or organisations to enforce the provisions of these regulations.

18. Miscellaneous provisions.-

- (1) The Municipal Authority may prescribe such kind of forms, materials, etc., for the documents for the successful enforcement of these regulations.
- (2) If any doubt arises about these regulations, decisions and interpretation thereon of the Lunglei Municipal Council in consultation with the Government, shall be final and binding.

19. Prohibition of loading and unloading in any Public Street .-

No owner of the vehicle or driver in charge of any vehicle shall park their vehicle, disturbing vehicle movement for the purpose of loading and unloading on any roads or thoroughfare or any other public places notified by the concerned Executive Councillor.

Provided that time of parking for loading and unloading may be fixed from time to time by the concerned Executive Councillor.

SCHEDULE

RECEIPT

(Charge of parking fee for any kind of vehicle)
Lunglei Municipal Council

Book No. _____

Receipt No _____

Name of parking place	:
Particulars of vehicle	:
Time of arrival	:
Time of departure	:
Total duration of parking	:
Amount	:	Rs.

Received from driver/owner of the vehicle specified above.

Total amount received as additional charge/fine for violation of rules: Rs.....

Collector
for Lunglei Municipal Council