

Power to make
¹[regulations] **172.** The ²[Authority may make regulations] for carrying out the purposes of this Chapter.

CHAPTER XI

MISCELLANEOUS

Publication of
and
commencement
of ³[regulations] **173.** (1) Every power to make rules given by the this Ordinance is subject to the condition of the ⁴[rules or regulations] being made after previous publication.

(2) All ⁵[rules or regulations] made under this Ordinance shall be published in the *official Gazette*, and shall unless some later date is appointed, come into force on the date of such publication.

⁶[(3) All regulations under this Ordinance shall be made with the previous approval of the Government.]

Officers to
exercise powers
of police
officers

⁷[**174.** The Government may, by rules,-

- (a) authorise any officer of the Authority to exercise the powers exercisable by a police officer under this Ordinance;
- (b) prescribe conditions under which such powers shall be exercised;
- (c) prescribe the uniform to be worn by such officers while exercising such powers.]

¹ The word “regulations” was substituted for the word “rule” by section 50 of the Motor Vehicles (Amendment) Act, 1988 (Act No. XXVII of 1988).

² The words “Authority may make regulations” were substituted for the words “Government may make rules” by section 50 of the Motor Vehicles (Amendment) Act, 1988 (Act No. XXVII of 1988).

³ The word “regulations” was substituted for the word “rules” by section 51 of the Motor Vehicles (Amendment) Act, 1988 (Act No. XXVII of 1988).

⁴ The words “rules or regulations” were substituted for the word “rules” by section 51 of the Motor Vehicles (Amendment) Act, 1988 (Act No. XXVII of 1988).

⁵ The words “rules or regulations” were substituted for the word “rules” by section 51 of the Motor Vehicles (Amendment) Act, 1988 (Act No. XXVII of 1988).

⁶ Sub-section (3) was added by section 51 of the Motor Vehicles (Amendment) Act, 1988 (Act No. XXVII of 1988).

⁷ Section 174 was substituted by section 52 of the Motor Vehicles (Amendment) Act, 1988 (Act No. XXVII of 1988).

175. Notwithstanding anything contained in this Ordinance, the Government may, by notification in the *official Gazette*, authorise any officer to exercise and discharge in lieu of any other authority specified in or under this Ordinance, such power and functions as may, from time to time, be specified in the notification.

Any authority by the Government to exercise modified powers

176. (1) Where an appeal has been preferred or an application for revision has been made against any order passed by an original authority under this Ordinance, the appeal or the application for revision shall not operate as a stay of the order passed by the original authority and such order shall remain in force pending the disposal of the appeal or the application for revision, as the case may be, unless the prescribed appellate authority or revisional authority otherwise directs.

Effect of appeal and revision on order passed by original authority

(2) Notwithstanding anything contained in sub-section (1), if application made by a person for renewal of permit has been rejected by the original authority and such person has preferred an appeal or made an application for revision under this Ordinance against such rejection, the appellate authority or, as the case may be, the revisional authority may by order direct that the permit shall, notwithstanding the expiration of the term specified therein, continue to be valid until the appeal or the application for revision is disposed of.

177. (1) The Motor Vehicles Act, 1939 (Act IV of 1939), hereinafter referred to as the said Act, is hereby repealed.

Repeal and savings

(2) Notwithstanding the repeal of the said Act, any notification, rule, regulation or notice issued, or any appointment or declaration made, or any licence, permission or exemption granted, or any confiscation made or any penalty or fine imposed, or any forfeiture, cancellation, or any other thing done or any other action taken under the said Act shall, so far as it is not inconsistent with the provisions of this Ordinance, be deemed to have been issued, made, granted, imposed, done or taken under the corresponding provision of this Ordinance.

(3) If any conductor's licence to act as a conductor of a stage carriage or contract carriage (by whatever name called) has been granted by any licensing authority and is effective

before the commencement of this Ordinance, it shall continue to be effective for the period for which it would have been effective had the Motor Vehicles Ordinance, 1983, not been promulgated, and every such conductor's licence shall be deemed to be conductor's licence granted under this Ordinance as if this Ordinance has been in force on the date on which that conductor's licence was granted.

Copyright @ Ministry of Law, Justice and Parliament Affairs, Bangladesh.