

[AS INTRODUCED IN THE SENATE]

A

BILL

further to amend the Motor Vehicles Ordinance, 1965

WHEREAS it is expedient further to amend the Motor Vehicles Ordinance, 1965 (W.P. Ordinance XIX of 1965), to safe guard people against negligent driving and for enhancing payment of compensation to victims of traffic accidents traveling in public transport vehicles; to ensure insurance of public transport vehicles' commuters by reputed Insurance Companies and Banks; and to facilitate constitution of Medical Panels authorized to check/certify medical health fitness of applicants/grantees of public transport vehicles.

It is hereby enacted as follows: -

1. Short title, extent and commencement.- (1) This Act may be called the Motor Vehicles (Amendment) Act, 2012.

(2) It extends to the Islamabad Capital Territory.

(3) It shall come into force at once.

2. Insertion of new section 7A (W.P. Ordinance XIX of 1965).- In the Motor Vehicles Ordinance, 1965 (W.P. Ordinance XIX of 1965), hereinafter referred to as the said Ordinance, after section 7, the following new section shall be inserted, namely: -

"7A. Constitution of Medical Panels for Grant of Driving Licence for Public Transport Vehicles.- The Government shall constitute Medical Panels, functional at the district/regional traffic police headquarters/SSP Traffic offices, comprising both Physicians and Optometrists, authorized to conduct medical checkup and grant, or refuse/defer, fitness certificate to applicants seeking fresh public transport driving licence, or renewal of previous one."

3. Insertion of new section 47A (W.P. Ordinance XIX of 1965).- In the said Ordinance, after section 47, the following new section shall be inserted, namely: -

“47A. Compulsory Insurance of Passengers of Fare-charging Public Transport Vehicles by AAA-Rating Insurance Companies and Renowned Banks.- Owners of all fare-charging public transport vehicles plying on inter-city/inter provincial routes shall be bound to ensure comprehensive insurance of passenger/commuters, through AAA-Rating Insurance Companies and renowned Banks, in case of death, injury, loss of limb as a result of accident, whereby the competent authority, as in this case the Court of Law, decrees that the responsibility lies with the permit-holder on account of negligence/recklessness/non-maintenance of vehicle/violation of traffic rules/overloading etc.”.

4. Amendment of section 50 (W.P. Ordinance XIX of 1965).- In the said Ordinance, in section 50, in sub-section (1), in clause (a) for the words “eight thousand”, the words “two hundred thousand” shall be substituted.

5. Amendment of section 53 (W.P. Ordinance XIX of 1965).- In the said Ordinance, in section 53, in sub-section (2), in clause (a) for the words “eight thousand”, the words “two hundred thousand” shall be substituted.

6. Substitution of Thirteenth Schedule in (W.P. Ordinance XIX of 1965).- In the said Ordinance, for Thirteenth Schedule, the following shall be substituted, namely: -

[THE THIRTEENTH SCHEDULE]
(SEE SECTIONS 53, 58 AND 67)

**SCALE OF COMPENSATION PAYABLE ON INJURY TO A PASSENGER
IN A STAGE CARRIAGE OR CONTRACT CARRIAGE**

S.No	Death or Injury	Amount of Compensation in Rupees
1	In case of death of a passenger	200,000/-
2	In case of loss of limbs/Permanent Disability	100,000/-
3	In case of Injury	50,000/-

STATEMENT OF OBJECTS AND REASONS

The Bill seeks to amend the law for enhancing payment of compensation to victims of traffic accidents traveling in public transport vehicles; to ensure insurance of public transport vehicles' commuters by reputed Insurance Companies and Banks; and to facilitate constitution of Medical Panels authorized to check/certify medical health fitness of applicants/grantees of public transport vehicles.

SENATOR COL. (R) SYED TAHIR HUSSAIN MASHHADI
AND
SENATOR SYED ZAFAR ALI SHAH
Members-in-Charge