

NATIONAL ASSEMBLY SECRETARIAT

REPORT OF THE STANDING COMMITTEE ON INTERIOR AND NARCOTICS CONTROL ON THE PROVINCIAL MOTOR VEHICLES (AMENDMENT) BILL, 2015

1. Chairman of the Standing Committee on Interior and Narcotics Control, have the honor to present this report on the Bill further to amend the Provincial Motor Vehicles Ordinance, 1965 (W.P. Ordinance XIX of 1965) [The Provincial Motor Vehicles (Amendment) Bill, 2015] (Private Member's Bill) as passed by the Senate and referred to the Committee on 14th March, 2017.

2. The Committee consists of the following members: -

1) Rana Shamim Ahmad Khan	Chairman
2) Syed Javed Ali Shah	Member
3) Mr. Ghalib Khan	Member
4) Dr. Ibadullah	Member
5) Sheikh Muhammad Akram	Member
6) Syed Iftikhar-ul-Hassan	Member
7) Makhdoomzada Basit Bokhari	Member
8) Mian Shahid Hussain Khan Bhatti	Member
9) Makhdoom Syed Ali Hassan Gillani	Member
10) Ms. Tahmina Daultana	Member
11) Mir Dostain Khan Domki	Member
12) Mr. Nauman Islam Shaikh	Member
13) Mr. Ehsan-ur-Rehman Mazari	Member
14) Nawab Muhammad Yousuf Talpur	Member
15) Mr. Khial Zaman Orakzai	Member
16) Dr. Arif Alvi	Member
17) Kanwar Naveed Jameel	Member
18) Mr. Salman Khan Baloch	Member
19) Ms. Naeema Kishwer Khan	Member
20) Mr. Sher Akber Khan	Member
21) Ch. Nisar Ali Khan, Minister for Interior and Narcotics Control	Ex-officio Member

3. The Committee considered the Bill on 02-05-2017 and 12-05-2017. The Committee recommends that the Bill placed at Annex-"A" may be passed by the Assembly. The note of Dissent given by Dr. Arif Alvi and Kanwar Naveed Jameel, MNAs is at Annex-"B".

Sd/-
(JAWAD RAFIQUE MALIK)
Secretary

Sd/-
(RANA SHAMIM AHMAD KHAN)
Chairman
Standing Committee on
Interior and Narcotics Control

As signed on the 15th May 2017

[As reported by the Standing Committee]

A

BILL

further to amend the Provincial Motor Vehicles Ordinance, 1965, in its application to the Islamabad Capital Territory;

WHEREAS it is expedient further to amend the Provincial Motor Vehicles Ordinance, 1965 (W.P. Ordinance XIX of 1965), for the purposes hereinafter appearing;

It is hereby enacted as follows: -

1. Short title and commencement.--- (1) This Act may be called the Provincial Motor Vehicles (Amendment) Act, 2017.

2. Insertion of new section 7A, W.P. Ordinance XIX of 1965.--- In the Provincial 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. Establishment of medical panels for grant of driving licence for public transport vehicles.--- The Government shall establish medical panels, functional at the district or regional traffic police headquarters or SSP traffic offices, comprising both physicians and optometrists, authorized to conduct medical checkup and grant, or refuse or defer, fitness certificate to applicants seeking fresh public transport driving licence or renewal of licence."

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 or inter-provincial routes shall be bound to ensure comprehensive insurance of passenger or 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 or recklessness or non-maintenance of vehicle or violation of traffic rules or 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 "three 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 "three hundred thousand" shall be substituted.

6. **Substitution of Thirteen Schedule, W.P. Ordinance XIX of 1965.-** In the said Ordinance, for the Thirteen Schedule, the following shall be substituted, namely: -

"[THIRTEEN SCHEDULE]
(see sections 50, 53 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	Death	300,000
2	Permanent loss of limb or vision or hearing	200,000
3	Loss of thumb or fingers of hand or toe or fracture or dislocation of bone or emasculation or loss of one eye	100,000
4	Permanent disfiguration of the face or head	200,000
5	Loss of one or more teeth	25,000
6	Any injury which endangers life or which causes the sufferer to be, during the space of twenty days, severe bodily pains or to render him unable to follow his ordinary pursuits.	25,000."

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 or certify medical health fitness of applicants or grantees of public transport vehicles.

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

NOTE OF DISSENT

Dated:- 12-05-20

The amendment in Provincial Motor Vehicles Ordinance 1965 proposed under 7-A is not specific. Tests should specifically include for substance and drug abuse.

Sd/-
(Dr. Arif Alvi)
NA-250

Sd/-
(Kanwar Naveed Jameel)
NA-246