



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 771 দিশপুৰ, বুধবাৰ, 28 ডিচেম্বৰ, 2022, 7 পূহ, 1944 (শক)

No. 771 Dispur, Wednesday, 28th December, 2022, 7th Pausa, 1944 (S. E.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
TRANSPORT DEPARTMENT

NOTIFICATION

The 19th Decemner, 2022

eCF No. 213887/36.- The following draft of the Assam Road Safety Management and Fund Control (Amendment) Rules, 2022 which the Governor of Assam proposes to make in exercise of the powers conferred by section 135 and 138 read with section 215 of the Motor Vehicles Act, 1988 (Act No. 59 of 1988) are hereby published as required under sub-section (1) of section 212 of the above mentioned Act for the information of all persons likely to be affected and notice is hereby given that the said draft Rules shall be taken into consideration after the expiry of a period of 45 (forty five) days from the date of publication in the Official Gazette.

Any objections or suggestions which may be received from any individual/organization / Association etc. with respect to the said draft Rule before the expiry of the period specified above shall be considered by the Governor of Assam.

Objection or suggestions, if any, may be sent to the Secretary to the Government of Assam, Transport Department, Janata Bhawan, Dispur, Guwahati-781006.

Short title, and commencement	1. (1)	This rule may be called the Assam Road Safety Management and Fund Control (Amendment) Rules, 2022.
	(2)	They shall come into force on the date of their publication in the Official Gazette.
Amendment of rule 7	2.	In the principal Rule, in rule 7,
	(i)	for sub-rule (1), the following shall be substituted, namely:-
	“(1)	"The State Government may by notification in the Official Gazette constitute District Road Safety Committee as per subsection (3) of section 215 of the Motor Vehicles Act, 1988. The District Road Safety Committee for each district of the State shall be constituted with the following members:-

- (i) Deputy Commissioner (Ex-Officio) : Chairman
- (ii) Superintendent of Police of the District (Ex- Officio) : Member
- (iii) Joint Director (Health Service) of the District/ Chief Medical Officer of Health (Ex Officio) : Member
- (iv) Executive Engineer, Public Works Department (Roads) : Member
- (v) Executive Engineer, Public Works Department (NH) : Member
- (vi) Divisional Forest Officer (DFO) : Member
- (vii) Inspector of Schools/District Elementary Education Officer(DEEO) : Member
- (viii) Superintendent of Excise : Member
- (ix) Representative of Regional Office, Ministry of Road Transport and Highways (MoRTH) : Member
- (x) Project Director, National Highway Authority of India (NHAI) : Member
- (xi) Representative of National Highways Infrastructure Development Corporation Limited (NHIDCL) : Member
- (xii) General Manager /Deputy General Manager ; Assam Power Distribution Company Ltd. (APDCL) : Member
- (xiii) Executive Officer of Municipalities/ Urban Bodies/ Notified Authorities : Member
- (xiv) At least one Civil Society Organisation (CSO) or any other Non-Government Organisation (NGO) working on improving road safety in the State : Member
- (xv) District Transport Officer : Member
- (xvi) *Highway Administrator of State Highways and Major District Roads (MDRs) : **Member Secretary**
- (xvii) **Non-official co-opted members:-
- (a) President or Secretary, District Motor Transport Association
- (b) President or Secretary, District Bar Association
- (c) Two experts on Road Safety

Note 1: *Concerned Superintendent Engineer/Executive Engineers: PWD shall act as District Administrator of State Highways and Major District Roads in each district

Note 2: **Deputy Commissioners are free to induct/co-opt in addition to the above structure any other stakeholder deemed fit on the above committee. However, no substitutions shall be made.

- (ii) after sub-rule (2), the following new rule 2A shall be inserted, namely:-
 "2A The District Road Safety Committee (DRSC) shall hold its meeting at least fortnightly on a virtual platform and meet physically at least once a month at a venue decided by the Chairman. The minutes of the meeting shall be made public on the district website within 48 (forty eight) hours of the meeting and shall also be uploaded in the web portal of Ministry of Road Transport and Highways (MoRTH) in the format designed and approved by Ministry of Road Transport and Highways (MoRTH)."

Amendment of 3.
 Rule 8

In the principal Rules, after rule 8, the following new rule 8A shall be inserted, namely:-

- " 8A The terms of reference and functions of the District Road Safety Committee(s) shall be as follows:-
- (i) Periodic review of the road accidents in the district;
 - (ii) Monitor the implementation of State Road Safety policy and the targets set under it;
 - (iii) Implement directions of the Supreme Court Committee on Road Safety, Government of India and the State Government as may be issued from time to time on matters of road safety;
 - (iv) Implementation of decisions of the State Road Safety Council in the district;
 - (v) Regularly track and update State Road Safety Council on details of road crashes that took place in the district, which shall include:-
 - (a) details of the vehicle;
 - (b) cause of crash;
 - (c) details of spot investigation, evidence if any;
 - (d) details of offender/s (if any);
 - (e) details of Victim/s and victims latest condition;
 - (f) types of injury caused;
 - (g) FIR registered, if any.
 - (vi) Publish road accident data on monthly basis on public domain on:-
 - (a) the district website portal (to be widely published);
 - (b) the Ministry of Road Transport and Highways (MoRTH) Portal(<http://morth-roadsafety.nic.in>).
 - (vii) Develop a district road safety plan;
 - (viii) Ensure forensic crash investigation under section 135A of the Motor Vehicle Act, 1988 for all mass fatality crashes in the district;
 - (ix) Ensure optimal placements of ambulances to help improve response time and handover time to hospitals;

- (x) Ensure adequate availability of different ambulance types as per historic caseload in the district;
- (xi) Prepare an Emergency Medical Plan for mass fatality accidents in the district;
- (xii) Ensure linkage between hospitals and ambulances through setting up a prior notification system. Ensure linkages between hospitals to find out the availability of beds in case of emergency;
- (xiii) Act as the nodal body for placing, requirement/s, and disbursal of road safety funds and interact with State Road Safety Council as and when required;
- (xiv) Provide regular inputs to the State Road Safety Council or Lead Agency of State and recommend road safety measures especially with regard to identification of major accident-prone areas or Black spots etc. and also in parts regarding the important of 4Es viz Engineering. Education. Enforcement and Emergency;
- (xv) Promote Good Samaritans to assist the road accident victims;
- (xvi) Provide suggestion/s to State Government as and when requested to formulate or amend:
 - (a) Rules Under section 107,138,176, 210D and 215D of the Motor Vehicle Act, 1988.
 - (b) Schemes Under section 135 of the Motor Vehicle Act, 1988."

ADIL KHAN,
Secretary to the Government of Assam,
Transport Department.