

AZAD GOVERNMENT OF THE STATE OF JAMMU AND KASHMIR
LAW, JUSTICE AND PARLTAMENTARY AFFAIRS DEPARTMENT,
MUZAFFARABAD

Dated: 13th December, 2002

No. LD/Leg/1126-1134/2002. The following Act of the Assembly received the assent of the President on 4th December, 2002, is hereby published for general information:-

(ACT X of 2002)

AN

ACT

to amend the Azad Jammu and Kashmir Motor Vehicles Ordinance, 1971

Whereas it is expedient to amend the Azad Jammu and Kashmir Motor Vehicles Ordinance, 1971 for the purpose hereinafter appearing;

It is hereby enacted as follows: -

1. Short title and commencement:- This Act may be called the Azad Jammu and Kashmir Motor Vehicles (Amendment) Act, 2002.

(2) It shall come into force at once.

2. Addition of Section 112-B, Motor Vehicle Ordinance,

1971:- In the Azad Jammu and Kashmir Motor Vehicles Ordinance, 1971, hereinafter referred to as the said Ordinance, after Section 112-A, the following new Section 112-B, shall be added, namely:-

“112-B Fine on Spot:- (1) In any area to which Government has, by notification in the Official Gazette, applied the provisions of this Section, a Police Officer in uniform not below the rank of a Upper Subordinate may, notwithstanding anything to the contrary contained in this Act, or any other law for the time being in force, charge on the spot any person committing in his view an offence specified in Appendix II Part I and II to this Act in respect of a motor vehicle.

(2) A Police Officer acting under subsection (1) shall draw up a charge in sixuplicate in Form “A” as set forth in the Appendix-I to this Act and shall;

- a) forthwith deliver four copies thereof to the offender, who shall acknowledge its receipt under his signature or thumb-impression, as the case may be;
- b) within twenty-four hours forward the fifth copy of the charge to the Court having jurisdiction to try the offence; and
- c) retain the sixth copy for record.

(3) A person charged with an offence under this Section shall, if he does not want to contest the charge, pay, within seven days from the date of delivery of the charge to him under subsection (2), the penalty specified for the offence in Appendix-II Part-I and II to this Act, as mentioned in the charge, through cash in any Branch of the scheduled Banks of Pakistan under intimation to the concerned Police Officer or Police Station specified therein.

(4) The Bank shall retain one copy of the challan for record, send second copy to the treasury and third copy to the Police Station concerned while fourth copy shall be handed over to the depositor.

(5) If the fine is not paid in the manner provided in subsection (3), the Police Officer drawing up the charge shall lodge a complaint against the offender before the Court having Jurisdiction to try the offence.

(6) A Police Officer authorized to act under subsection (1) and the beat-staff on duty shall, as a reward, be paid five percent and ten percent respectively of the total fine recovered from the offenders by the Bank at the end of each month after verification by the Superintendent of Police of the district concerned/Assistant Inspector General of Police (Traffic)."

FORM 'A'

SECTION 112-B OF AZAD JAMMU AND KASHMIR
MOTOR VEHICLES ORDINANCE, 1971

ORIGINAL

TicketNo Book No.

Name of Offender

Address of Offender

Registration No. of Vehicle

Particular of Offence:

Date and time of offence:

Prescribed Fine:

Name of Post Office or Bank in which fine is to be deposited:

Name of Court having jurisdiction

Name and address of issuing police officer,

Nearest police stations or Traffic Headquarters

To which intimation of payment of fine is to

be made:

signature/thumb impression/mark of the offender:

document if taken

note: (1) The amount of fine specified in this ticket is to be deposited within seven days at any Branch of the National Bank of Pakistan in Azad Jammu and Kashmir failing which a complaint will be forwarded to the Court.

ISSUING OFFICER

APPENDIX-II

(PART 1)

MOVING VIOLATIONS

NO. VIOLATIONS PENALTY

- 1 Exceeding prescribed speed limit Rs. 100.00
2. Carrying passengers in a public service vehicle _ Rs. 100.00 exceeding permissible limit.
Violation of Traffic signals (Manual/Electrical). Rs. 100.00
- 4 — Over Loading by public transport vehicles Rs. 100.00
(Good carriers)
- 5 Overtaking where prohibited. Rs. 100.00
- 6 Failure to yield the right of way to other Rs. 50.00 vehicles.
- 7 Obstructing movement of emergency vehicles. Rs. 50.00
- 8 Loading in excess of the restriction of Rs. 100.00 dimension of goods.
- 9 Driving at night without proper lights. Rs. 50.00
- 10 Driving on the wrong side of the road. Rs. 100.00
- 11 Disobeying traffic signals. Rs. 200.00
- 12 Improper crossing of railways track. Rs. 50.00
- 13 Following too closely or cutting too sharply. Rs. 100.00
- 14 _ Driving with tinted/covered glasses obstructing Rs. 100.00 visibility from within the vehicle.
- 15 Jumping traffic queue. Rs. 50.00
- 16 Failing to dip headlights for other traffic. Rs. 50.00
- 17 Driving wrong way in one way street. Rs. 100.00
- 18 Using turn indicator for any purpose other than _ Rs. 100.00 those prescribed.
- 19 Plying where prohibited. Rs. 50.00
- 20 Improper loading of goods/improper loaded Rs. 100.00

goods.

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Failing to observe lighting hours.
Obstructing Traffic.

Failure to observe low sign.

Riding motor cycle without safety helmet.
Failure to stop for a school bus.

Turning where prohibited.

Failure to protect learner drivers.

Failure to yield right of way to pedestrians.
Reckless and negligent driving.

Driving without driving license.

Driving an unregistered vehicle.

Driving motor vehicle without insurance coverage.

Driving a transport vehicle without or with a speed meter.

Opening door dangerously.

Improper turning (Turn from wrong lane)
Improper lane usage.

Blowing horn in silence zone.

Improper U-turn.

Refusal to produce licence.

Failing to stop when required by traffic police.
Driving without fitness certificate.

Driving a vehicle exceeding prescribed weight limit.

Using vehicle in unsafe condition.

Using pressure/musical horns.

Driving vehicle in violation of law/rules not otherwise provided.

Smoke emitting vehicles.

Juvenile driving.

Repeating the same violation.

Abatement of the above violations.

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(PART-II)

MOVING VIOLATIONS

NO. VIOLATIONS PENALTY

- 1 Parking more than 0.5 meter from the kerb. Rs. 50.00
- 2 Parking on a sidewalk. Rs. 50.00
- 3. Parking less than 0.5 meter from another car. Rs. 50.00
- 4 Parking on a zebra crossing. Rs. 50.00
- 5 Parking less than 3 meters from fire hydrant. Rs. 50.00
- 6 Parking less than 10 meters from fire stock sign. Rs. 50.00
- 7 Parking less than 10 meters from intersection. Rs. 50.00
- 8 Parking in a "No Parking" Zone. Rs. 100.00
- 9 Parking in front of an entrance to a premises. Rs. 50.00
- 10 Unauthorized parking at a bus stop. Rs. 100.00
- 11 Parking on a bridge. Rs. 100.00
- 12 Offences relating to parking meters exceeding Rs. 50.00
time limit by each half an hours should not be
violation of motor parking.

3. Repeal:- The Azad Jammu and Kashmir Motor Vehicles

(Amendment) Ordinance XV of 2002 is hereby repealed.

Sd/-(IRSHAD AHMED QURESHI)

DEPUTY SECRETARY