

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Motor Vehicles Act, 1988- Compounding offences under Section 200 of Motor Vehicles Act, 1988- Notification -Issued.

TRANSPORT, ROADS & BUILDINGS (TR) DEPARTMENT

G.O.Ms.No.54

Dated: 28-03-2006

Read the following :-

- 1) G.O.Ms.No.69, TR&B (Tr.II) Department, dt.16-5-2001.
- 2) G.O.Ms.No.138, TR&B (Tr.II) Department, dt.31-10-2001.
- 3) From the T.C., Hyd., Lr.nO.8067R1/2005, dt.17-02-2006.

ORDER

The following notification will be published in an Extra- Ordinary issue of the Andhra Pradesh Gazettee, dated: 28-3-2006.

- 2) A copy of this order is available on the Internet and can be accessed at the address, www.apts.gov.in/appos.

The Hon'ble High Court of Andhra Pradesh in its Order in a Taken up W.P.No.10360 of 2004 by Sri.Chandra Shekra Rao, Judge International Tribunal for the Law of sea, on the Traffic situation in A.P.has issued certain directions to Transport Department to take steps regarding violations relating to wearing of helmets, use of seat belts and prohibition of use of mobile phones while driving . The Hon'ble High Court of A.P has also issued directions for imposing heavy penalty on the offenders. Traffic Police have also been representing for enhancement of the compounding fees for above items as the present rates are low and felt that it is right time to increase the existing rates of compounding fees for effective implementation of provisions of the motor vehicles acts.

Government after examination considered to revise the rates of compounding fees for better enforcement of provisions of the Motor Vehicles Act.

NOTIFICATION

In exercise of the powers conferred by section 200 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), in super session of the notification issued in G.O.Ms.No.69 Transport, Road & Building (Tr.II) Department , Dated: 16-5-2001, as mentioned vide G.O.Ms.No.138 Transport , R & B (Tr.II) Department , Dated: 31-10-2001, the Governor of the Andhra Pradesh hereby specifies the officers of the Transport Department not below the rank of Assistant Motor Vehicles Inspector to compound offences under sections 177,178,179,180,181, 182(1) , 182(2), 183, 184,185,189, 190(2) , 192(1), 194(2), 196 and 198 of Motor Vehicles Act, 1988 and officers of the police Department in uniform not below the rank of Inspector of police working in Municipal corporations (Metropolis) and Municipalities and the Inspectors of Police in other places to compound the offences under sections 177, 178, 179,180,181, 182(1), 183, 184,186, 189, 190 (2), 192(1), 194(2), 196 and 198 of the Motor Vehicles Act, 1988 and that the compounding fee shall not be less than the rates indicated in the schedule.

(2) The Compounding fee collected by Police and Transport Officials should be remitted into Treasury by challan under the head of Account "0041- Taxes on Vehicles: 101- Receipts under Motor Vehicles Act, 01- Receipts under Motor Vehicles Act".

SCHEDULE
(section 200 OF THE MOTOR VEHICLE ACT, 1988)

S.No.	Penal Section	Nature of offence	Motor cycles, Motor Cycle-cabs, Auto rickshaws with a seating capacity up to 4 in all, invalid carriages, omni buses, Educational Institution buses, private service vehicles, motor cabs with seating capacity up to (7) in all, Light Motor Vehicles.	Motor Vehicles other than those mentioned in column 4.
1	2	3	4	5
1	177	General Provision for Punishment of offences	a. Rs.100/- for non- Wearing of helmets. b. Rs.100/- for non- wearing of seat belts. c. Rs.50/- per offence subject to maximum of Rs.200/- in respect of other offences.	Rs.100/- per offence subject to Maximum of Rs.200/-
2	178	Traveling without pass or ticket and for dereliction of duty on the part of a conductor and permit holder or driver's refusal to ply a Contract Carriage on hire	50/-	200/-
3	179 (1)	Disobedience of orders, obstruction to the checking officer in discharge of duties and refusal of information.	150/-	250/-
4	179 (2)	Refusal to give information	150/-	250/-
5	180	Allowing unauthorized persons to drive vehicles.	500/-	1000/-
6	181	Driving vehicles in contravention of Sections 3 & 4	300/-	500/-
7	182(1)	Driving a Motor Vehicle by a person disqualified to hold a driving licences.	300/-	500/-
8	182(2)	A person acting as a Conductor of a motor vehicle, disqualified for holding a conductor license.		100/-
9	183(1)	Driving at excessive speed	100/-	200/-
10	183(2)	Allowing a person to drive	150/-	200/-

	184	Driving Dangerously	a. Rs.500/- for using mobile phone while driving b. Rs.200/- for driving dangerously in other circumstances.	a. Rs.500/- for using mobile phone while driving b. Rs.300/- for driving dangerously in other circumstances.
12	186	Driving by a mentally and physically unfit person	200/-	200/-
13	189	Racing & Trail of speed	300/-	500/-
14	190(2)	Using vehicle in unsafe condition in public place by violating road safety, control of noise and air pollution.	300/-	500/-
15	192(1)	Without registration or without renewal of registration or without Fitness Certificate	1000/-	2000/-
16	194(2)	Refusal to stop and submit the vehicle to weighing	300/-	600/-
17	196	a. Without Insurance Certificate b. Without Public liability Certificate in respect of vehicles carrying or meant to carry hazardous substances.	300/-	600/- 1000/-
18	198	Unauthorized interference with vehicle.	100/-	100/-

Provided that for Tractor Trailer combinations owned by agriculturist not used for hire or reward, the compounding fee shall be 50% of the rates prescribed in column (5) above.

Provided further that the compounding fee for an offence shall not exceed the maximum fine prescribed in the relevant penal section.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K.T.GIDI
PRINCIPAL SECRETARY TO GOVERNMENT