



ABSTRACT

Motor Vehicles – Grant of award to the Good Samaritan who saved a life of accident victims and rushing to hospital within the Golden Hour – Constitution of State Level Monitoring Committee and District Level Appraisal Committee – Orders - Issued.

Home (Transport -V) Department

G.O.(Ms).No.173

Dated:04.04.2022

பிலை - பங்குனி -21 ம் நாள்

திருவள்ளூர் ஆண்டு-2052

Read:

1. Hon'ble Supreme Court of India, order dated 29.10.2014 in W.P(C) No.235/2012.
2. Government of India, Ministry of Road Transport and Highways, Notification dated 12.05.2015.
3. Government of India, Ministry of Road Transport and Highways, Notification dated 21.01.2016.
4. Hon'ble Supreme Court of India, order dated 30.03.2016 in W.P(C) No.235/2012.
5. G.O.Ms.No.526, Home (Transport.V) Department, dated 13.07.2016.
6. From the Transport Commissioner, Chennai Letter No.032232/C4/2021, dated 25.10.2021.

ORDER:-

The Hon'ble Supreme Court of India, in its order first read above in W.P.(C)No.235 of 2012 filed by M/s. Save Life Foundation has directed the Central Government to issue necessary directions with regard to the protection of Good Samaritan until appropriate legislation is made by the Union Legislature.

2. Based on the above direction, the Government of India, Ministry of Road Transport and Highways have issued necessary guidelines and in the notification in the reference second and third read above prescribed the Standard Operating Procedure for protection of the good Samaritans (i.e) the person who is a bystander or a passer – by who chooses to assist an injured person or a person in distress on the road.

3. Moreover, the Hon'ble Supreme Court of India in its order fourth read above in the above case has directed that, guidelines issued in the notification dated 12.05.2015 and the Standard Operating Procedures (SOPs) issued on 21.01.2016 by the Ministry of Road Transport and Highways are approved and it is ordered that, guidelines with

modifications made by them be complied with by the Union Territories and all the functionaries of the State Governments as laid down by this Court under Article 32 read with Article 142 of the Constitution of India and the same be treated as binding as per the mandate of Article 141.

The Hon'ble Supreme Court has also directed that, the scheme framed by the Central Government and this order be widely published through electronic media and print media for the benefit of public so that public is made aware and that serves as impetus to Good Samaritans to extend timely help and protection conferred upon them without incurring the risk of harassment.

4. Based on the above, Government have issued in Government Order fifth read above, constituting a Committee to decide the scale of reward / compensation to be provided to the Good Samaritans or bystander who render help to the victims of road accidents with the following members.

(i)	The Principal Secretary to Government, Home, P & E, Department	Chairman
(ii)	The Additional Chief Secretary or his nominee, Finance Department	Member
(iii)	The Additional Chief Secretary or his nominee, Highways and Minor Ports Department.	Member
(iv)	The Principal Secretary to Government, Health and Family Welfare Department	Member
(v)	The Director General of Police, Chennai-4	Member
(vi)	The Secretary to Government, Law Department	Member
(vii)	The Transport Commissioner, Chennai-5	Member/ convener

The Government, directed cited the Principal Secretary to Government Health and Family Welfare Department to write a letter containing the guidelines issued by the Ministry of Road Transport and Highways in the notification dated 12.05.2015 to all Hospitals and Institutes in the State of Tamil Nadu for compliance.

The Government also directed the Transport Commissioner to take necessary action to publish the scheme framed by the Central Government and the order of the Hon'ble Supreme Court of India widely through electronic media and print media for the benefit so that public are made aware and serves as impetus to Good Samaritans to extend timely help and protection conferred upon them without incurring the risk of harassment.

5. The Commissioner of Transport and Road Safety in the letter sixth read above, has stated that Government of India, Ministry of Road Transport and Highways has proposed to launch a new scheme called "Scheme for grant of award to the Good Samaritan who has saved life of a victim of a fatal accident involving a motor vehicle by administering immediate assistance and rushing to Hospital/Trauma care centre within the Golden Hour of the accident to provide medical treatment". The Scheme is implemented with effect from 15.10.2021.

6. The Commissioner of Transport and Road Safety has requested to issue necessary orders with regard to the constituting of a State Level Monitoring Committee and District Level Appraisal Committee to monitoring the proper implementation of the scheme.

7. The Government after careful examination have decided to accept the proposal of the Commissioner of Transport and Road Safety to form the following committees for grant of award to the Good Samaritan who saved life of accident victims and rushing to hospital within the Golden Hour to meet and for the purposes mentioned against each with the members :-

State Level Monitoring Committee :

Sl.No.	Designation	Position
1.	Secretary to Government, Home (P&E) Department, Secretariat, Chennai-9	Chairman
2.	Director, National Health Mission	Member
3.	Inspector General of Police(T&RS)	Member
4.	Transport Commissioner/ Road Safety Commissioner	Member Secretary

District Level Appraisal Committee :

Sl.No.	Designation	Position
1.	District Magistrate/District Collector	Chairman
2.	Senior Superintendent of Police	Member
3.	Chief Medical officers of Health Department	Member
4.	Regional Transport Officer	Member

The Commissioner of Transport and Road Safety will act as the Member Secretary for the State Level Monitoring Committee.

8. The Salient features of the scheme are as follows:-

The object of the scheme is to motivate the general public "through cash awards and certificates".

- I. The scheme will remain in operation till 31st March 2026.

- II. Any individual who has saved life of a victim of a fatal accident by administering immediate assistance and rushing to hospital within golden hour.
- III. The amount of award for each Good Samaritan would be Rs.5000/-per incident
- IV. Every cash award would be accompanied with a "Certification of Appreciation".

9. Two committees will convene the meeting every quarter to monitor the proper implementation of the scheme. On receipt of communication from the Police Station/Hospital, District Level Appraisal Committee shall review and approve the proposals on a monthly basis. This list will be sent to the Commissioner of Transport and Road Safety for necessary payment. The payment for selected Good Samaritan will be made online in their bank account directly by the Commissioner of Transport and Road Safety.

Release of financial Assistance by Ministry of Road Transport and Highways :

The Ministry of Road Transport and Highways will provide Rs.5 lakhs as initial grant to the Transport Department for making payment to the Good Samaritans. A separate bank account shall be maintained for the scheme by the Commissioner of Transport and Road Safety.

The fund would be released to the Good Samaritans by the Transport Department based on the recommendation of the Appraisal Committee at district level. The amount would be reimbursed by the Ministry of Road Transport and Highways on monthly basis.

10. Every year the State Level Monitoring Committee will nominate three worthy proposals for National level award on yearly basis. An Appraisal Committee of Ministry of Road Transport and Highways shall review the proposals received from each State and select the best ten Good Samaritans of the year. They will be awarded with Rs.1 lakh each along with a certificate and trophy during the National Road Safety Month in New Delhi.

11. This order issues with the concurrence of Finance Department vide its U.O.No.11184/Home-I/2022, dated 09.03.2022.

(BY ORDER OF THE GOVERNOR)

S.K.PRABAKAR
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT

To

The Additional Chief Secretary to Government,
Finance Department, Chennai-9.

The Additional Chief Secretary to Government,
Highways and Minor Ports Department, Chennai-9.

The Principal Secretary to Government,
Health and Family Welfare Department, Chennai-9.
The Transport Commissioner, Chepauk, Chennai-5.
The Director General of Police, Chennai-4.
The Secretary to Government, Law Department, Chennai-9.

Copy to:

The Personal Assistant to Principal Secretary to Government,
Home, Prohibition & Excise Department, Chennai-9.
The Finance Department, Chennai-9.
Stock File / Spare Copy.

//FORWARDED BY ORDER //

A. Senthil
26/05/2022

SECTION OFFICER