

Relevant Extract of

The Khyber Pakhtunkhwa Urban Mass Transit Act, 2016

Section 2, clause (y) ---

- "Urban Transport Company" means the Urban Transport Company, established under section 30 of this Act; and

Section 4, subsection (2), clause (e) and clause (p) Without prejudice to the generality of the foregoing powers and functions, the Authority may-

- (a) Change or divert and cause to be implemented various transport routes, structures or alignment and take such steps as may be necessary or useful in the construction and reconstruction, repair, maintenance and operation of mass transit system and other modes of transportation as may be relevant;
- (b) regulate the charges relevant to its functions, including prescribing of fares and fines for any violation under this Act, in respect of all forms of vehicles, including public transport vehicles, within its area of responsibility;

Section 5 (1) ---

(1) Notwithstanding anything contained in section 45 of the Motor Vehicle Ordinance, 1965 (Ord. No. XIX of 1965)), the Authority shall have the sole jurisdiction in relation to public transport vehicles and authorized vehicles which are allowed to be operated in the mass transit area, its route permits and matters ancillary thereto. The Authority shall be empowered to exercise all or any of the functions of the Provincial Transport Authority or the Regional Transport Authority, as the case may be, as specified in the West Pakistan Motor Vehicles Ordinance, 1965, (Ord No. XIX of 1965), within the mass transit area.

Section 12 (1) & (2) ---

- (1) Government shall appoint such number of officers, who shall act as Collectors for the purpose of recovering any amount, including fines, compensations or payments due to any person, agency, organization or entity, as the case may be, for which they are liable to be paid to the Authority, under the Land Revenue Act, 1967 (Act No. XVII of 1967) and Recovery of Government Dues Ordinance, 1962 (West Pakistan Ordinance No. XXII of 1962)
- (2) The qualifications, terms and conditions and jobs descriptions of such officers shall be, as may be prescribed by Government.

Section 26 (2) ---

- (2) In case any person found travelling or traveled in the public transport vehicles without having a valid ticket, the amount of such tickets, including the fine so prescribed, shall be recovered from such person by the Authority or the Urban Transport Company for the journey he completed.

Section 29 (6) --- (The clause "n" substituted with clause "u")

- (6) In the event that an assignment for declared projects has been withdrawn as per clause (n) of sub-section (2) of section 4 of this Act, the Urban Transport Company shall immediately cease expenditure on the declared projects and return all unutilized budget allocations relating to the declared projects to the Authority. In addition, arrangements shall commence immediately for the transfer of other assets and staffing responsibilities necessary to continue with the declared projects until assignment is again assigned to it.

Section 30 (2) If the Urban Transport Company undertake to operate public transport service on the mass transit area that caters to the needs of passengers on such area or route, then notwithstanding anything contained in this Act, the Provincial Transport Authority or the Regional Transport Authority, as the case may be, shall not-
