



IMO STATE OF NIGERIA  
2008, LAW NO. 10

A Law to establish Commuter Manifest Scheme in Imo State

*Long Title*

BE IT ENACTED by the House of Assembly of Imo State of Nigeria as follows:

*Enactment*

1. This Law may be cited as the Imo State Commuter Manifest Scheme Law, 2008.

*Citation*

2. "Award" means the financial assistance given to accident victims;

*Interpretation*

"Commuter" means fare-paying passenger;

"Manifest" means prescribed document required for recording names, addresses and other particulars of fare paying passengers;

"Agency" means any person, persons, body corporate or Associations appointed by the State Governor to manage the Scheme;

"Transporters" means Transport owners or/and drivers;

"State" means Imo State of Nigeria.

"House of Assembly" means Imo State House of Assembly.

3. There shall be in operation in the State the Imo State Commuter Manifest Scheme, hereinafter referred to as the Scheme.

*Establishment of Scheme*

4. The Agency is hereby authorized to supervise and control the scheme for a renewable period of three years.

*Appointment*

5. This Law shall apply to all fare paying Commuters and Transporters Commuting to and from any location throughout the State on fare paying basis.

*Application*

6. The Agency shall provide the prescribed format of the manifest to the transporters and harmonize the operational logistics for the smooth operation of the Scheme. *Prescribed Format*
- 7 (a) All transporters shall carry completed prescribed manifest that has recorded the required passenger information. *Mode of Operation*
- (b) All passengers shall subscribe to the commuter manifest on payment of the sum of Ten Naira (N10.00) only for an inter-city journey and the sum of Twenty Naira (N20.00) for an inter - State Journey.
- (c) The passenger information shall contain the full names and contact address of the passenger.
- (d) The passenger information shall be used in identifying passengers incase of accident and the award thereof.
- (e) The transporter shall keep a copy of the completed commuter manifest and send one copy to the Agency.
8. (a) The Transporter shall remit the prescribed fees paid by passengers for the purpose of the Commuter Manifest Scheme to the Agency. *Remittance of Prescribed fees/Management*
- (b) The Agency shall disburse any fund generated under the Scheme in the best interest of the Scheme as follows:-
- (a) 70% of the fund available to the Scheme shall be used to run the Scheme and for the payment of the prescribed financial assistance to manifested passengers who suffer accidents on the road in the course of a particular journey.
- (b) 15% shall be paid to the State Government as royalty.

(c) 15% shall be paid to the management of the park (i.e. park owners) for the management and upkeep of the park.

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*Awards*

9. (a) The Agency shall pay within fourteen days the appropriate award to the accident victim in case of non-fatal accident, or to the dependents or next of kin in case of fatal accident.

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*(2)*  
*(3)*  
*(4)*

(b) The Agency shall pay as follows:

- (i) Twenty Thousand Naira (N20,000.00) in case of death or permanent disability.
- (ii) Five Thousand Naira (N5,000.00) for medical expenses;
- (iii) Benefits for other injuries shall be determined by the Agency.

10. Any person who willfully-

*Offence and Penalty*

(a) Prevents or obstructs the Agency, in the performance of its duties under this law: or

(b) Fails to pay to the Agency the prescribed fee; or

(c) Issues fake or counterfeit Commuter Manifest; or

(d) Withholds any fees, dues, or charges paid under this Law; or

(e) Does any other fraudulent act or thing relating to the operation of this law, shall be guilty of an offence and liable on conviction to a fine not exceeding fifty Thousand Naira (N50, 000.00) or nine months imprisonment or to both such fine and imprisonment.

11. No suit against the Agency shall lie or be instituted in any court unless it is commenced within one month from the occurrence of the act after 21 days notice to the Agency.

*Legal Proceeding*  
*Limitation of actions*

12. In any suit the Agency shall be represented in court by a legal practitioner.

*Representation In court*

13. The Agency is hereby authorized to arrange, consult, negotiate with any person, body corporate or associations, or State authorities, engage or recruit personnel, to institute the Scheme in all motor parks and established places suitable for the Scheme in the State; as well as appoint any person or body corporate in furtherance to achieving the object of the scheme or part thereof.

*Power of the State Agency*

14. (a) The Agency shall remit at the end of every month a progress Report of the Scheme to the House of Assembly.

*Remittance of Monthly Progress Report*

(b) The Governor of the State shall revoke the licence of the Agency for breaches of any provisions of this Law, or for fraudulent practices, touting or other acts considered offensive to commuters, on the recommendation of the House.

*Revocation of Licence*

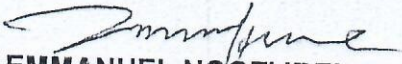
15. All transporters plying through the State or routes stated in Sections 5 of this Law shall maintain the following safety measures:

*Miscellaneous*

(i) Complete First Aid Medical Box/kit for first aid treatment of accident victims.

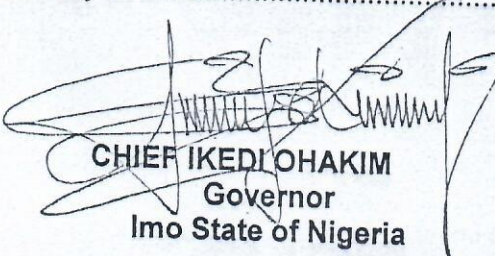
(ii) Fire Extinguisher.

This printed impression has been carefully compared by me with the Bill which has been passed by the House of Assembly and found by me to be a true and correct printed copy of the said Bill.

  
EMMANUEL NGOZI IBEKWE  
Clerk of the House of Assembly  
Imo State of Nigeria

Assented to by me this 16<sup>TH</sup> day of SEPTEMBER, 2008



  
CHIEF IKEDI OHAKIM  
Governor  
Imo State of Nigeria

Assent withheld by me this .....day of ....., 2008

CHIEF IKEDI OHAKIM  
Governor  
Imo State of Nigeria

Passed again by the Imo House of Assembly by two-thirds majority this .....  
Day of ....., 2008.



RT. HON. CHIEF GOODLUCK NANAH OPIAH  
Speaker  
Imo State House of Assembly