

G.S.R.552(E) RAILWAY ACCIDENT COMPENSATION RULES, 1990

No. 217] •GISTERED NO. D. (D.N.) 127 Gazette of 3wdia EXTRAORDINARY PART 11—Section .3—Süb-section (i) PUBLISHED BY AUyHORITY 7, 199 17, 1912 NEW DELHI, THURSDAY, JUNE 7, 1990/JYAISTHA 17, 1912 Separate Paging given to this Part in order that it may be filed as a separate compilation • : fhqif 24 (gfäT<) 1990 5520) 18970897 Gi 10) 24) 129 1989 1496 G!/9C 1 989 (1989 24) (q) "qfQGROT" 1987 (1987 qr 54) 3 * (q) t%wr" 3 fit THE GAZETTE OF INDIA : EXTRAORDINARY 4-112& [PART Of eTfa Oar (5) ; -Trqr frqr (1) fifi (2) fWä, 300,000 ,ooo 0,ooo (12 y (13) (14) (15) (16) (17) (18) (19) (20) 3-112 8 (21) (22) 5 (23) (24) (25) fq-ü (26)' (27) (28) 1,401000 60,000 80,000 GO ,000 60,000 40,000 80,000 60,000. 40,000 1,20rooo 80,000 80,000 60,000 60,000 60,000 60,000. o;oo (30) qftq- (31) (32): (.33) 40,000 40,000 40,000 20,000 20,000 6,000 3 be such as the Claims Tribunal may after ttking into consi- deration medica] evidencce, Ohio cilC1 r.l«: 01 the case, determine to be reasonable • Provided that if more than one injury is caused by the same accidnt, compensation shall be payable in respect of c a Ch such i njury • Provided further that the total compensation jn respect Of •all such injuries shali not exceed rupees fOriY thousand. (4) Where compensation has been paid for any injury .wilich is less than the amount which would have bñcn pEYEblc as compensation if the injured person had di(d and the pcyscn subsequently dies as a result Of the injury, a further compensa- {ion equal to the difference between the emount payable for death and that already paid shall becc-mc payable• (5) Compensation for loss, destruction Or deterioration of goods or animals shall be paid to such extent as the Claims Tribunal may, in all the Citc umstances of the case, determine to be reasonable

4. Limit Of Compensation anything contained inrule 3, the total compensation ble under that rule shall in no case exceed rupees two lakk in respect Of any 6.8'2Ä q] MINISTRY OF RAILWAY (Railway Board) NOTIFICATION New Delhi, the 7th June, 1990 ACCIDENP (C)MPENSATION) RULES. 1990 G.S.R. 552 (E).—In exercise Of the powers conferred by scction 129 of the Railways Act, 1989 (24 of 1989) read with section 22 of the Geæral Clauses Act 1897(10 of 1\$9T) and in supersession of the Railway Accidents (Compensation) Rules, 989 except in te spect of things done or omitted to be done before such supersession, the Central Government hereby makes the following rules namely PRELIMINARY I . Short title and Commencement These rulesmay be calied the Railway Accidents (Compensation) Rules, 1990. (2) come i nto force on the date of commencement of the Act

2. Definitions : In these rules, unless the context 01her- wise requires accident" means an accident Qi the nature described in section 124 of the Aci • (b) 'Act' means the Railways Acis 989 (24 of 1989)• (c) ' 'Ciairus Tribunal" rrr.:ans the Railway Claims Tribunal estblished under section 3 Ofth2 Railway Claims Tribunal Act. 1987 (54 of 1987), (d) "Schedule" means the schedule to these rules; and (e) Words and expreßions used herein and not defined in the Act shall have the meanings respectively assipned Io them in the Act- CLAIM FOR COMPENSATION 3. Am•unt Of C •.41) The amount of corn- pensation payable in respect of death or injuries, shall be as spccified in the Schedule. (2) The amount of compensation paypbic for an iruury not specified in Part rror part 111 rofthe Schedule but which. in the opinion of the Claims Tribunal such as to deprive a person Of all capacity to do any shall be rupees two Itikhq. O) The amount or compensation pnyabic in rscpect Of any injury (other thun an injury sp:cified in the or referred to in sub-rule (2)resulting in pain and suflicing 8ball oqe p erson. COMPENSATION PART For death PART 11 SCHEDUIHE (See Rule 3) PAYABLE FOR INJURIES DEATH ANTD Amount of compensation (1) (2) (3) (4) (5) (6) For loss of both hands Or amputation at higher sites For loss of haad and a foot For double amputation Ile ough leg Or thigh or amputation through leg or thigh on one Siec and Eoss of other foot. For loss Of sight to such an e.xtent us to render theclaimant unable to perform any work for which eye sight is essential For very sevrce facial For absolute deafness PART 111 (2) (3) (4) (6) For amputation through shoulder joint For amputation below shoulder with- stump less than 8" from tip Of acromion For amputation from 8" from tip Of acromion to less than 4 1/2" below tip of olecranon For loss of a hand Or the thumb and four fingers of one hand Or amputtr:tion from 41 /2" below space tip Of oiecranon For loss of thumb For loss Of thumb and its metacarpal bone. (in Rs.) 2, ooo 1.80,ooo 60,000 80>000 THE.' GAZETIE ' less"Of fout.igners of one hand BÆFisöoFthree fingers of one hand of two fingers of one hand OF INDIA : EXTRAORDINARY [PART (10)' F,3É log of tetrn:na lphiLa nx of thumb , 17 •j: amp r.ation b)'h end •bearing stumps (12)' amp ration 'h •o•-lgh •.•et p no.

ximal to the metatarsophalangeal joint (13) through the metatarsophalangeal joint (14) (15) (16) (17) (18) (19) (20) (21) For loss of all toes of both feet proximal to the proximal interphalangeal joint loss of all toes of both feet distal to the proximal interphalangeal joint. For amputation at hip For amputation below hip with stump not exceeding 5" in length measured from hip of great trochanter. Amputation below hip with stump exceeding 5" in length measured from tip of great trochanter but not beyond middle thigh. Amputation middle thigh to 3 1/2" below knee For amputation below knee with stump exceeding 3 1/2" but not exceeding 5" Fracture of Spine with paraplegia 60,000 40,000 30,000 60,000 40,000 1,40,000 1,20,000 1,00,000 (22) (23) (24) (25) (26) (27) (28) (29) (30) (32) (33) (34) For amputation below knee with stump exceeding 5" For loss of one eye without complications the other being normal For amputation of one foot resulting in end-bearing For amputation through one foot proximal to the metatarsophalangeal joint Fracture of Spine without Paraplegia For loss of vision of one eye without complications of disfigurement Of eye ball, the other being normal For loss of all toes of one foot through the metatarsophalangeal joint Fracture of Hip-joint Fracture of Major Bone Femur Tibia Both limbs Fracture of Major Bone Humerus Radius Both limbs Fracture of Pelvis not involving joint Fracture Of Major Bone Femur Tibia One limb Fracture of Major Bone Humerus Radius Ulna One limb 80,000 80,000 60,000 60,000 60,000 60,000 40,000 40,000 30,000 20,000 20,000 16,000 [No. 82/TGff_/1026/22/TRA.1 S.K. • MALIK, Jt. Director (RAR) (Railway Board) Printed by Manager, Govt. of India Press, Ring Road, New Delhi-110064 and published by the Controller of Publications. Delhi-110054. 1990.

