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Road Accident in Bangladesh: Issues & Legal Study

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Abstract

Accidents are happening on the roads and highways of the country including the capital almost every day. Any accident is not understandable. The issue of road accidents and road safety has made pedestrians and all kinds of people think. Death cannot be denied. However, unexpected deaths are certainly not understandable. There is an unhealthy competition among the vehicles plying in Dhaka metropolis which is one of the major causes of road accidents. Another major cause of road accidents is reckless driving by drivers in violation of traffic laws. Countless people are drowning in road accidents every day. Not only is death a relief, it is an irreparable loss to the family, as well as to the economy as a whole. Studies have shown that 80 percent of those who die in road accidents are functional. Their deaths caused uncertainty in the family. The injured in road accidents are losing their performance which is pushing the country and society towards a frightening situation.

Keywords: Road Accident, Violation, Traffic Rules, Unhealthy, Situation

1. Introduction

Road accidents are a kind of curse. We always have to ask ourselves, is it really possible to eradicate this accident. There is a kind of connection between this question and the answer. This flow of connection is observed in the flow of this groundbreaking society. Transportation sector is also seen as an important sector in different countries of the world. At present, this sector is also seen as an important and public welfare sector in Bangladesh. Bangladesh has now entered as a developing country. In order to maintain the flow of development, this sector must be taken forward. Sustainable development of a country requires proper initiatives and visionary thinking. Because if road accidents are stopped, personal, social and economic development as well as overall growth will increase.

2. Definition

A road accident is defined as an accident involving at least one vehicle on the road open to public traffic in which at least one person is injured or killed. It can also be defined in this way, road accident means an event that occurs during the movement, and with the participation, of a vehicle on a road, in which people are killed or injured, vehicles, equipment or goods are damaged, or any other material damage is caused. According to the Road Safety

Foundation, a total of 5,381 road accidents occurred across the country in 2021. At least 6,264 people were killed. And 6 thousand 46 were injured.

3. Conceptual Framework

There are other comparison studies of traffic safety strategies implemented in different countries and their development in recent years. conducted an analysis and comparison of traffic safety policies in Japan, Germany, and the Netherlands. Owing to the different situations and characteristics of these countries, they prioritize traffic safety policies differently. Japan, for example, is more concerned about an aging society and the impact of natural disasters. It is important to transfer these successful experiences to more countries especially LMICs that are still lagging behind in traffic safety. Traditionally, these LMICs have continued to focus on controlling human errors and improving poor vehicle design instead of focusing on the reason for injury outcomes. However, in contrast to the identification of only one or a few elements, those countries that are advanced in traffic safety have shifted the focus of traffic safety development to the establishment of a safe system. The current situation of road accidents in Bangladesh is destroying and its increment step by step in wherever from home of political pioneers to sports man and rich man. Any road safety violator ought to be banned on the road or fined a huge sum of money. A) The people ought to make its regulations to **follow** the road safety rules. B) Rise information about this issue and mindful person's about misuse individual recognize solid and trustworthy.¹

4. Types of Accident

Common types of accidents include:

4.1 Head-on Collisions

Negligence usually plays a role in head-on collisions. These types of collisions are among the most devastating.

4.2 Highway Construction Accidents

Construction companies have a responsibility to not cause accidents. Other drivers should drive more carefully in highway construction areas.

4.3 Intersection Accidents

Accidents at intersections are usually caused because someone made a driving error, which could be attributed to negligence.

4.4 Interstate Accidents

Accidents on the interstate can be more serious due to the speeds at which the cars are traveling.

4.5 Rear-End Accidents

Rear-end accidents are among the most common types of accidents, and they frequently cause whiplash.

5. History

The world's first road traffic death involving a motor vehicle is alleged to have occurred on 31 August 1896. Irish scientist Mary Ward died when she fell out of her cousins' steam car and was run over by it. The British road engineer J. J. Leeming, compared the statistics for fatality rates in Great Britain, for transport-related incidents both before and after the introduction of the motor vehicle, for journeys, including those once by water that now is undertaken by motor vehicle: For the period 1863–1870 there were: 470 fatalities per million of the population (76 on railways, 143 on roads, 251 on water); for the period 1891–1900 the corresponding figures were: 348, for the period 1931–1938: 403 and for the year 1963: 325 Leeming concluded that the data showed that "travel accidents may even have been more frequent a century ago than they are now, at least for men." In 1969 a British road engineer compared the circumstances around road deaths as reported in various American states before the widespread introduction of 55 mph (88.51392 km/h) speed limits and drunk-driving laws.²

¹ <https://www.sciencedirect.com/science/article/pii/S038611221000546>

² https://www.wikidoc.org/index.php/Motor_vehicle_accident_historical_perspective

6. Road Accident in Bangladesh

The issue of road accidents and road safety has made pedestrians and all kinds of people think. Death cannot be denied. However, unexpected deaths are certainly not understandable. One study found that an average of more than 20 people dies every day in road accidents, which is certainly a matter of concern. This is Approximate numbers, different researchers said that number could be up and down with the situation.

7. Road Accident under Bangladesh Laws

Fundamentally here we can refer to essential two Demonstrations of Bangladesh for example The Panel Code, 1860 and Road Transport Act, 2018 (Act No. 46 of 2017)

8. Causes of Road Accidents in Bangladesh

There are different causes exist for road accidents, for example,

- i. Lack of training
- ii. Financial troubles
- iii. Nonexistence of execution of regulations
- iv. Absence of strict information and direction
- v. Deficiency of preliminary framework and nonattendance of excellent sentences
- vi. Lack of political eagerness
- vii. Tendency to rapidly bring in huge measure of cash
- viii. Cultural debasement

9. Road Transport Act, 2018 (Act No. 47 of 2018)

Since the Constitution (Fifteenth Amendment) Act, 2011 (Act No. 14 of 2011) repealed Article 19 of the Fourth Schedule of the Constitution of the People's Republic of Bangladesh relating to the approval and support of ordinances issued by military decree between March 24, 1972 and November 11, 1986. In a judgment of the Appellate Division of the Supreme Court No. 48/2011, the Constitution (Seventh Amendment) Act, 197 (Act No. 1 of 1986) was declared null and void by declaring martial law unconstitutional; And since some of these ordinances are kept in force by Act No. 6 of 2013; And since the Government has decided to enact new laws in Bengal to reflect the needs of the time by reviewing the necessity and relevance of the said ordinances, taking into account the views of all stakeholders and all concerned Ministries and Departments; And since in the light of the aforesaid decision of the Government, it is expedient and necessary to enact appropriate new legislation to ensure safe road transport system to reflect the needs of the time in accordance with the provisions of the Motor Vehicles Ordinance, 1983 (Ordinance No. LV of 1983);

10. Discoveries

1. The current state of wrongdoings in Bangladesh is average condition. In my examination, it can be overcome.
2. The issue of wrongdoing in Bangladesh is extremely challenging. Some individuals in each area has wrongdoing.

11. Suggestion

The current situation of road accident in Bangladesh is destroying and its increment step by step in wherever from home of political pioneers to sports man and rich man. Any road safety violator ought to be banned on the road or fined a huge sum of money.

- a. The people ought to make its regulations to following the road safety rules
- b. Rise information about this issue and mindful person's about misuse individual recognize solid and trustworthy.
- c. Generate awareness among individuals by keep in touch with papers and magazines about the issues.
- d. Make simple path framework and force model sentences.

12. Conclusion

Bangladesh has understood a development in all sectors including the transportation. This article is endeavored to develop the journey of this sector makes spontaneously. People just like to take the easy and comfortable way to travel. The government has been successful in every field. The government has been maintaining success in this regard as well. Proper supervision, attention and sincerity are also being observed in the transport sector. If the concerned drivers including the transport officials follow these instructions, the chaos and accidents on the road will be reduced to a great extent. The development of a country and a nation depends on proper initiative and foresight. Ethnically we are far-sighted. We have to follow some steps, there is a kind of unhealthy competition in the minds of motorists, we must avoid unhealthy competition, because unhealthy competition cannot give good results. Drivers must be given driving license only after proper training. Driving license can be issued everywhere. No. Accident prone areas need to be identified and properly repaired. Government and modern up-to-date vehicles should be brought. Rail and river should be used to reduce the pressure on the road to reduce accidents. All concerned including the driver must be complied with the traffic law. Lastly, everyone must comply with the road and safety laws.

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