Legal Protection In Road Transportation: Safety, Passenger Rights And Carrier Liability

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ABSTRACT

Road transport is one of the main modes of transportation worldwide, with millions of people and goods being transported every day. This article discusses the legal protections put in place in this transportation context, focusing on passenger safety, passenger rights, and carrier responsibilities for goods. Although the legal framework has been established, there are still challenges in its implementation, such as the level of non-compliance with safety rules. In addition, this article highlights the importance of increased cooperation between the government and transporters to improve legal protection for all parties involved. Improvement and enhancement measures are needed for legal protection to be more effective and comprehensive in safeguarding the safety and welfare of passengers and goods transported by road.

Keyword : Transportation Law, Passenger Rights, Carrier Liability

INTRODUCTION

Road transport is one of the most commonly used modes of transportation worldwide, and millions of people and various types of goods are transported over the road network every day. As such, there are legal protections in place to ensure that passengers and goods are treated properly and that no abuse or injustice occurs.

One of the main aspects of legal protection of passengers is in terms of safety. Road transportation laws set out various safety rules and requirements that drivers and transporters must comply with. For example, drivers must have a valid driver's license, obey the posted speed limit, and keep the vehicle in a safe condition. The law also requires the use of seat belts by passengers and provides sanctions for safety violations such as drunk driving or engaging in other dangerous behavior.

In addition to safety, legal protection also relates to the rights of passengers in terms of adequate service. The law usually contains provisions regarding the rights of passengers, including the right to obtain clear information about travel schedules, reasonable fares, and the right to compensation or reimbursement in the event of travel delays or cancellations. In
addition, the law also protects passengers from discrimination, harassment or unfair treatment based on gender, religion, race or disability.

In terms of legal protection of road freight, there are regulations governing the carrier’s liability for loss or damage to goods during shipment. The law requires the carrier to take good care of the goods and be liable for any loss or damage incurred during the delivery process. There are also provisions regarding insurance for the transportation of goods, where the carrier is usually obliged to insure the goods being transported to protect the owner from loss.

This entire legal framework aims to safeguard the interests of passengers and freight owners in road transportation. Strong legal protection is expected to encourage safe practices, minimize risks, and provide assurance that the rights of passengers and goods are respected and protected.

Issues that can be focused on in this paper on the legal protection of passengers and goods in road transportation include several crucial aspects. First, is the level of compliance of drivers and transporters with safety rules, such as speed limits, seat belt use, and safe vehicle conditions. The impact of non-compliance with these rules on the safety of passengers and goods needs to be identified in depth.

Second, the legal regulation of the carrier’s liability for damage or loss of goods during shipment is an important concern. The fundamental question is the extent to which these regulations are able to protect the interests of goods owners or whether there are still deficiencies that require improvement.

Next, are the rights guaranteed by law to passengers in road transport. It is important to clearly understand these rights and the extent to which they are implemented in road transport practice.

In addition, it is necessary to analyze how effective law enforcement is against violations in road transport. Another crucial question is whether the sanctions are strict and effective enough to deter violations and ensure compliance.

Finally, how the government can work with transport operators to improve the legal protection of passengers and goods is an important consideration. Cooperation between the
government and transporters is key to improving safety and protection for all parties involved in road transport.

**DISCUSSION**

The level of compliance with safety rules is critical in keeping road transport passengers and goods safe. In this discussion, the causes of non-compliance, such as lack of effective enforcement, low awareness, or pressure to meet time targets or financial gain, can be explored. The importance of education, strict enforcement and effective safety campaigns to improve compliance should also be emphasized. Legal regulations governing carrier liability for damage or loss of goods need to be reviewed. In this discussion, it can be explored whether these regulations are adequate or need adjustments. It is also worth discussing the compensation or reimbursement mechanisms available to goods owners and how carriers can improve their procedures and practices to prevent unnecessary damage or loss.

Passenger rights in road transport can include aspects such as clear information, adequate service, and protection against discrimination. In this discussion, it is important to evaluate the extent to which these rights are respected and protected in daily practice. Enforcement of laws and sanctions related to violations in road transport may involve an evaluation of the effectiveness of existing law enforcement. It can be explored whether sanctions are sufficiently strict and deter violations. The discussion could also consider the factors that hinder enforcement and the steps that need to be taken to improve its effectiveness. It is important to evaluate the extent of cooperation between the government and the transportation sector in improving the legal protection of road transport passengers and goods. It can be analyzed whether certain policies or initiatives have been implemented, such as strict supervision, cooperation in safety campaigns, or provision of means of communication to report violations.

In an era of increasingly connected and evolving transportation, technology plays an important role in road transport. However, there needs to be adequate legal protection for data security, privacy, and sustainability of technologies used in autonomous vehicles or transportation-based applications. Appropriate regulations and standards need to be established to address potential risks and maintain public trust in such new technologies. Raising awareness and education about passenger rights and obligations and road safety in general is an important step in improving legal protection. Effective and accessible educational campaigns are needed,
whether through social media, brochures, or safety campaigns in schools and educational institutions. To achieve better legal protection, it is important to build cooperation between governments, transport operators, law enforcement agencies and civil society organizations. This collaboration can involve information exchange, improved coordination.

CONCLUSION
In maintaining the safety, security and welfare of passengers and goods in road transportation, legal protection plays a crucial role. However, there are various issues that need to be addressed to ensure the effectiveness of such protection. One such issue is the level of non-compliance with safety regulations. Although safety rules have been established, there are still violations that threaten the safety of passengers and goods. Therefore, stronger efforts in law enforcement, education and awareness campaigns are needed to improve compliance with these rules.

Carrier liability for damage or loss of goods is also an important concern. It is important to ensure that the regulations governing carrier liability are adequate and provide adequate protection for goods owners. In addition, prudent transportation practices and good risk management need to be improved to prevent unnecessary damage or loss.

In addition, effective law enforcement and strict sanctions need to be enforced to prevent violations and ensure compliance with the rules. The use of technology such as CCTV, GPS tracking, and online complaint systems can be effective tools in improving legal protection for road transport passengers and goods. Close cooperation between the government and the transportation sector is also key in improving legal protection. Supportive policies, strict supervision, and joint efforts in safety campaigns can create a safer and more secure transportation environment.

REFERENCE


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