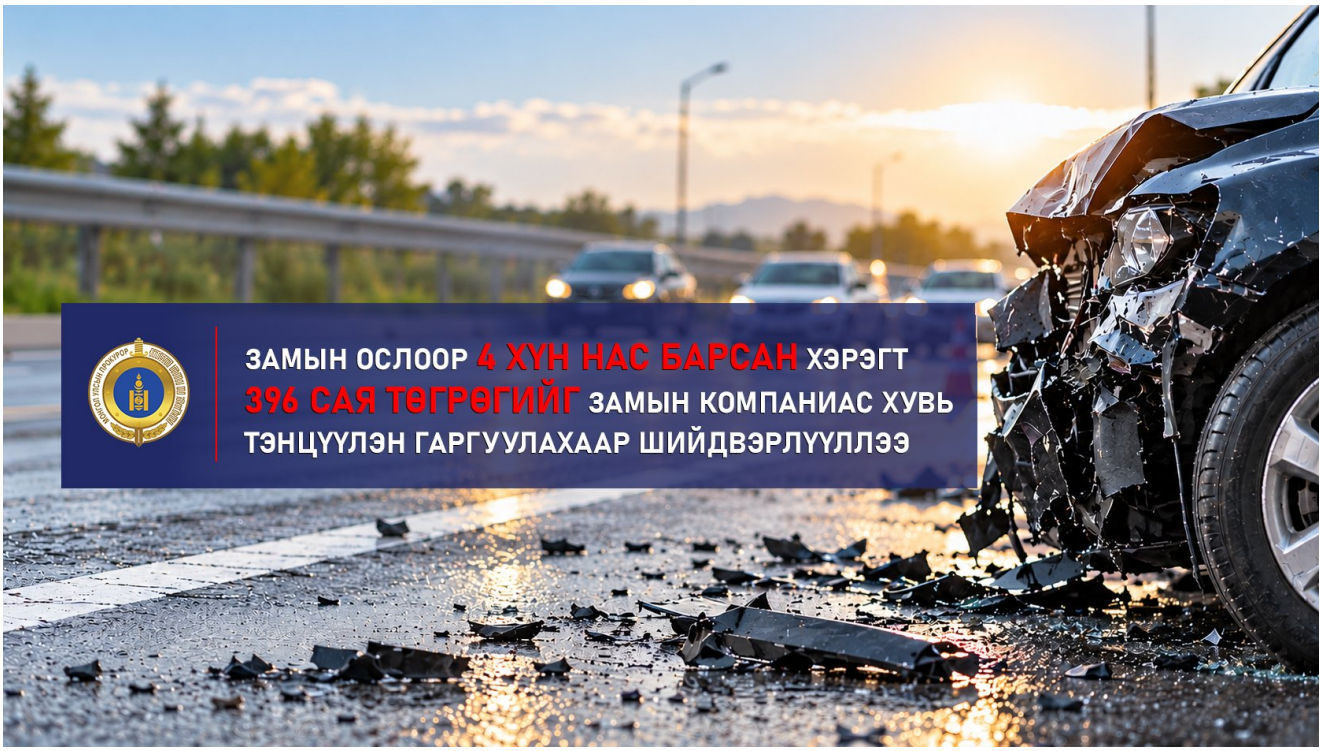
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396 Million MNT to Be Recovered in Equal Shares, Including from a Road Company, in Road Accident Case That Killed Four People



This information is intended to help prevent road traffic accidents and to provide the public with a clear understanding of crimes under the Criminal Code and of how such cases are resolved.

As a warning, we present an overview of a road traffic accident case in which the Selenge Province Prosecutor's Office issued an indictment and which was resolved by the court of first instance.

L.Yu, hall manager of the Palace of Culture of ... Soum, Selenge Province, while travelling in a Land-100 vehicle together with 3 named employees of the Palace of Culture and 1 minor to attend a training organised in ... Soum of the same province, took part in road traffic in the territory of Shaamar Soum and, while driving around damage to the road, violated the relevant provisions of the Road Traffic Rules, causing an accident in which 4 people lost their lives. In this case, the prosecutor issued an indictment under Article 27.10, Part 4, Paragraph 4.2 of the Criminal Code (Violation of traffic safety and vehicle operation rules) and transferred the case to court.

> The prosecutor joined as civil defendants the employer, the “Palace of Culture”, which had failed to provide a vehicle meeting safety requirements when sending L.Yu on a local business trip, and “Selenge AZZA” State-Owned JSC, which was responsible for the repair and readiness of the paved road within Shaamar Soum.

The investigation established that L.Yu, the driver of the vehicle, violated the following provisions of the Road Traffic Rules, namely:

-Provision 12.3: “when the driver becomes aware of a danger or obstacle to traffic, the driver shall reduce the speed of the vehicle and, where unavoidable, take measures to stop it”;

-Provision 12.1: “the driver shall choose and adjust the speed of the vehicle, without exceeding the limits established in these Rules, taking into account the atmospheric conditions and intensity of traffic, the characteristics of the vehicle and of the cargo being carried, road and weather conditions, and visibility along the direction of travel”;

-Provision 11.3: "on roads with two lanes for traffic in opposite directions, driving into the oncoming lane is prohibited except when overtaking or going around an obstacle”.

> The Inter-Soum Primary Court in Selenge Province found L.Yu guilty of the crime specified in Article 27.10, Part 4, Paragraph 4.2 of the Criminal Code (Violation of traffic safety and vehicle operation rules) and, noting that a total of 105.9 million MNT had been paid to the families of the deceased victims, deprived L.Yu of the right to drive vehicles for 10 years and sentenced L.Yu to 1 year of imprisonment.
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> The court also ruled that the remaining 96.6 million MNT claimed by the family of a deceased victim (a minor), as well as 99 million MNT each for the psychological harm caused to the victims' families, totalling 396 million MNT, be recovered in equal shares from the defendant L.Yu and from the civil defendants, the “Palace of Culture” of ... Soum, Selenge Province, and “Selenge AZZA” State-Owned JSC.

Эх сурвалж: https://prosecutor-en.greensoft.mn/post/3667