

# BILL

No. 91

## An Act to amend *The Snowmobile Act*

(Assented to \_\_\_\_\_)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

### Short title

1 This Act may be cited as *The Snowmobile Amendment Act, 2017*.

### RSS 1978, c S-52 amended

2 *The Snowmobile Act* is amended in the manner set forth in this Act.

### Section 2 amended

3 **Section 2 is amended:**

(a) **by repealing clause (b);**

(b) **in clause (b.1) by adding “or registration permit” after “certificate of registration”;**

(c) **in clause (e) by striking out “, on which there is an imprint or to which there is attached a validation sticker or stickers showing the year and month in which the licence period expires”;**

(d) **by repealing clause (h) and substituting the following:**

“(h) **‘non-resident’** means a person who is not a resident of Saskatchewan within the meaning of the regulations made pursuant to *The Traffic Safety Act*”;

(e) **by repealing clause (l) and substituting the following:**

“(l) **‘snowmobile’** means a vehicle, other than an all-terrain vehicle or a vehicle that has been converted to operate on snow, that:

(i) has a mass of not more than 500 kilograms;

(ii) is designed primarily for travel on snow;

(iii) has one or more steering skis;

(iv) is driven by means of an endless track or tracks in contact with the snow;

(v) complies with the requirements of the Canada Motor Vehicle Safety Standard existing at the date of manufacture; and

(vi) bears a Canada Motor Vehicle Safety Standard label of compliance”; **and**

(f) **by repealing clause (o).**

**Section 3 amended**

**4(1) Clause 3(1)(b) is repealed and the following substituted:**

“(b) notwithstanding section 193 of *The Traffic Safety Act*:

(i) if a person obtains a certificate of registration, the licence plate is displayed on the lower left-hand side toward the rear of the snowmobile; or

(ii) if a person has obtained a registration permit, the registration permit is carried by:

(A) the snowmobile owner, if the snowmobile owner is operating the snowmobile or supervising the operation of the snowmobile; or

(B) the person in immediate charge of the snowmobile”.

**(2) Subsection 3(3) is amended in the portion preceding clause (a) by striking out “not a resident of Saskatchewan” and substituting “a non-resident”.**

**Section 14 amended**

**5 Subsection 14(1) is amended by striking out “board” and substituting “administrator”.**

**New section 20.01**

**6 The following section is added before section 20.1:**

**“Designated trail**

**20.01(1)** Notwithstanding any other Act or law, no person shall operate a motor vehicle other than a snowmobile on a designated trail between December 1 and April 15.

(2) Subsection (1) does not apply to a class or type of vehicle prescribed in the regulations”.

**New section 20.1**

**7 Section 20.1 is repealed and the following substituted:**

**“Registration requirements**

**20.1(1)** Subject to subsection (2), no person shall operate a snowmobile on a designated trail situated on private land or on a highway right of way without complying with section 3.

(2) Subsection (1) does not apply to any person or class or type of vehicle prescribed in the regulations”.

**Section 20.4 amended**

**8 Subsection 20.4(1) is repealed and the following substituted:**

“(1) The trail manager shall carry out the responsibilities, tasks and duties set out in this Act and the regulations”.

**Section 21.1 amended**

**9 Subclause 21.1(a)(i) is amended by striking out “the regulations made pursuant to *The Vehicle Administration Act*” and substituting “*The Traffic Safety Act* and the regulations made pursuant to that Act”.**

**New section 21.2****10 Section 21.2 is repealed and the following substituted:****“Administrator may authorize operation of snowmobiles****21.2(1) Notwithstanding *The Traffic Safety Act*:**

- (a) subject to the approval of the administrator, the council of a municipality may, by bylaw, authorize the operation of snowmobiles on any highway or portion of a highway, designated in the bylaw, within the area of the municipality;
- (b) the Provincial Capital Commission may, by bylaw, authorize the operation of snowmobiles on any highway or portion of a highway, designated in the bylaw, within Wascana Centre; and
- (c) the member of the Executive Council responsible for all or any part of any highway may, by order, authorize the operation of snowmobiles on any highway, or portion of a highway, under the jurisdiction of the member of the Executive Council.

(2) An order or bylaw mentioned in subsection (1) may restrict the hours of operation of a snowmobile and may prescribe the maximum speed at which a snowmobile may be operated on a highway authorized in the order or bylaw”.

**Section 22 amended**

**11(1) Subsection 22(1) is amended by striking out** “prescribed pursuant to *The Vehicle Equipment Regulations, 1987* made pursuant to *The Vehicle Administration Act*” **and substituting** “required pursuant to *The Traffic Safety Act* and the regulations made pursuant to that Act”.

**(2) Subsection 22(2) is amended by striking out** “prescribed in *The Vehicle Equipment Regulations, 1987* made pursuant to *The Vehicle Administration Act*” **and substituting** “required pursuant to *The Traffic Safety Act* and the regulations made pursuant to that Act”.

**Section 29 amended****12 Subsection 29(1) is repealed and the following substituted:**

“(1) Subject to subsection (2), every person who is the operator, or person in charge or supervising the operation, of a snowmobile who is directly or indirectly involved in an accident, if the accident results in injury or death to a person or in damage to property apparently exceeding the amount prescribed pursuant to *The Traffic Safety Act*, shall, as soon as is practicable, make a written report, in the form provided by the administrator and containing any information that may be required by the administrator, to a peace officer having jurisdiction where the accident occurred”.

**New section 30****13 Section 30 is repealed and the following substituted:****“Peace officer to submit report to administrator**

**30** A peace officer who has witnessed, or has investigated, an accident involving a snowmobile shall, as soon as is practicable, forward to the administrator a written report of the accident, in the form provided by the administrator, setting out full particulars of the accident, including the names and addresses of the persons involved and the extent of the personal injuries sustained or property damage incurred as a result of the accident”.

**New section 40**

**14 Section 40 is repealed and the following substituted:**

**“Reports not available to public**

**40** Subject to *The Traffic Safety Act*, reports made to the administrator pursuant to this Act are the property of the Crown in right of Saskatchewan and will not be provided to the public unless the administrator considers it appropriate”.

**Section 41 amended**

**15 Subsection 41(1) is amended:**

- (a) in clause (e) by striking out “board” and substituting “administrator”;**
- (b) in clause (j) by striking out “board” and substituting “administrator”;**
- (c) by adding the following clause after clause (l):**

“(l.01) for the purposes of section 20.01, prescribing the classes and types of vehicles that are permitted to operate on designated trails between December 1 and April 15”;

- (d) in clause (l.1) by striking out “trail permit” and substituting “certificate of registration or registration permit”;**

**(e) by repealing clause (m);**

**(f) by repealing clause (p) and substituting the following:**

“(p) exempting any person from the requirement to obtain a licence plate, certificate of registration or registration permit and to display it on the person’s snowmobile”; **and**

**(g) in clause (q) by striking out “trail permits” and substituting “licence plates”.**

**Coming into force**

**16** This Act comes into force on assent.



SECOND SESSION

**Twenty-eighth Legislature**

SASKATCHEWAN

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**B I L L**

No. 91

An Act to amend *The Snowmobile Act*

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Received and read the

First time

Second time

Third time

And passed

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Honourable Joe Hargrave

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