

**Motor Transport Board Exemption of Operators of Vehicles Used for the Transportation of Members of Indian Bands Order**

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Regulation 251/89  
Registered October 10, 1989

**Definitions**

**1** In this regulation, "**band**", "**member of a band**" and "**reserve**" have the same meaning as in the *Indian Act* (Canada).

**Exemption**

**2** For the purposes of subsection 288(1) of *The Highway Traffic Act*, a band which operates a passenger vehicle as a public service vehicle is exempt from the necessity of holding a certificate and the filing of a liability insurance policy or bond with the board, when operating the vehicle exclusively for the transportation of a member of the band to and from the reserve and a place in Manitoba where the member has a medical or optometric appointment, if the following terms and conditions are met:

- (a) no compensation is charged or received by the operator for the transportation other than that provided by the Department of National Health and Welfare;
- (b) only members of the band are transported in the vehicle;
- (c) the vehicle used to provide the transportation
  - (i) is owned exclusively by the band and is registered in its name,
  - (ii) is insured through The Manitoba Public Insurance Corporation, and
  - (iii) passes an annual inspection in accordance with the *Equipment and Mechanical Fitness Standards of Vehicles Regulation*, performed by a person certified by the Driver and Vehicle Licencing Division to conduct such inspections;
- (d) the driver of a vehicle used to provide transportation is an employee of the band and is paid on a per diem basis for the transportation services solely by the band.

**Coming into force**

**3** This regulation comes into force one week after publication in *The Manitoba Gazette*.

October 4, 1989

THE MANITOBA MOTOR TRANSPORT BOARD:

D. S. Norquay  
Chairman

L. G. Olijnek  
Secretary

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