

EC2006-1**OFF-HIGHWAY VEHICLE ACT
REGULATIONS
AMENDMENT**

Pursuant to section 22 of the *Off-Highway Vehicle Act* R.S.P.E.I. 1988, Cap. O-3, Council made the following regulations:

1. Section 19 of the *Off-Highway Vehicle Act* Regulations (EC96/88) is amended by the addition of the following after subsection (2):

(3) Every person who contravenes subsection (2) is guilty of an offence ^{Offence} and on summary conviction is liable to a fine of \$225.

2. These regulations come into force on January 14, 2006.**EXPLANATORY NOTES**

The amendment provides a fine amount of \$225 where a person has been found guilty of trespassing.

EC2006-2**SUMMARY PROCEEDINGS ACT
TICKET REGULATIONS
AMENDMENT**

Pursuant to subsection 10(3) of the *Summary Proceedings Act* R.S.P.E.I. 1988, Cap. S-9, Council made the following regulations:

1. Schedule II of the *Summary Proceedings Act* Ticket Regulations (EC321/01) is amended by the revocation of the table entitled "OFF-HIGHWAY VEHICLE ACT R.S.P.E.I. 1988, Cap. O-3" and the substitution of the following:**OFF-HIGHWAY VEHICLE ACT
R.S.P.E.I. 1988, Cap. O-3**

1	Operator of off-highway vehicle failing to stop when signalled or requested by auxiliary peace officer or peace officer.....	1.1(5)	\$50
2	Operator of off-highway vehicle failing to produce for inspection his or her permit and certificate of registration	1.1(6)	50
3	Operating off-highway vehicle on Confederation Trail without permit	1.2(2)	225
4	Owner or operator of off-highway vehicle operating or permitting any other person to operate off-highway vehicle without holding certificate of registration.....	2(1)(a)	75
5	Owner or operator of off-highway vehicle possessing off-highway vehicle outside owner's property without holding certificate of registration.....	2(1)(b)	75
6	Owner of off-highway vehicle failing to provide name and address of operator within 24 hours of request by Registrar, auxiliary peace officer or peace officer.....	2(4)	50

7	Failing to produce certificate of registration on demand of peace officer.....	3(1)	50
8	Failing to notify Registrar of change of name or address.....	3(3)	50
9	Failing to register transfer or assignment of off-highway vehicle.....	7(2)	150
10	Dealer delivering registered off-highway vehicle where certificate of registration not transferred on records of registration to name of new owner.....	7(3)	50
11	Operating off-highway vehicle without license plate firmly attached and properly displayed.....	8(1)	50
12	Operating snowmobile without license plate firmly attached and properly displayed.....	8(2)	50
13	Failing to attach license plate to vehicle kept by manufacturer or dealer for sale.....	9(3)(a)	50
14	Failing to attach licence plate to vehicle in custody & control of person engaged in the business of servicing vehicles.....	9(3)(b)	50
15	Using or operating vehicle to which licence plate is inappropriately attached.....	9(4)	50
16	Defacing or altering any certificate or licence plate issued under this Act.....	11(a)	50
17	Using or permitting the use of any defaced or altered certificate or license plate issued under this Act.....	11(b)	50
18	Using or permitting the use of any license plate or class thereof other than for which it was issued.....	11(c)	50
19	Operating off-highway vehicle on any portion of highway.....	12(1)	50
20	Failing to yield right-of-way.....	13(1)	50
21	Failing to obey traffic control devices.....	13(2)	50
22	Failing to remain at or return to scene of accident.....	14(1)(a)	50
23	Failing to render assistance at scene of accident.....	14(1)(b)	50
24	Failing to provide written information at scene of accident causing injury.....	14(1)(c)	50
25	Failing to notify injured party of collision with unattended vehicle.....	14(2)(a)	50
26	Failing to leave written notice of name and address of operator and registration number of off-highway vehicle in a conspicuous place in or upon unattended vehicle.....	14(2)(b)	50
27	Failing to locate and notify owner or person in charge of damaged property.....	14(3)	50
28	Failing to report to peace officer an accident resulting in death, injury or damage over \$200.....	15(1)	50
29	Operating off-highway vehicle without due care and attention or reasonable consideration.....	17(a),(b)	50
30	Making false statement in any application required under this Act or the regulations.....	18	50

2. These regulations come into force on January 14, 2006.

EXPLANATORY NOTES

The amendment adds offence provisions in the *Summary Proceedings Act* Ticket Regulations for the *Off-Highway Vehicle Act*.

EC2006-3

**SUMMARY PROCEEDINGS ACT
TICKET REGULATIONS
AMENDMENT**

Pursuant to subsection 10(3) of the *Summary Proceedings Act* R.S.P.E.I. 1988, Cap. S-9, Council made the following regulations:

1. Schedule II of the *Summary Proceedings Act* Ticket Regulations (EC321/01) is amended by the addition of the following in the appropriate columns after the table entitled “OFF-HIGHWAY VEHICLE ACT R.S.P.E.I. 1988, Cap. O-3”:

**OFF-HIGHWAY VEHICLE ACT
Regulations
(EC96/88)**

1	Registered owner of off-highway vehicle failing to notify Highway Safety Division of change of name or address.....	2(5)	\$50
2	New owner of off-highway vehicle failing to register vehicle in new owner’s name within 14 days of sale or transfer.....	4(1)	50
3	Operator and passenger of off-highway vehicle failing to wear safety helmet approved by CSA.....	6	50

4	Operator of off-highway vehicle operating vehicle without holding valid driver's license issued under the <i>Highway Traffic Act</i>	8(2)	50
5	Operator of off-highway vehicle failing to obey traffic signals.....	9(a)	50
6	Operator of off-highway vehicle failing to obey the order or signals of a peace officer.....	9(b)	50
7	Operator of off-highway vehicle failing to produce driver's license when required to do so by a peace officer.....	9(c)	50
8	Operator of off-highway vehicle crossing highway or roadway with approaching traffic within 500 feet or where visibility is not sufficient to render clearly discernible persons and vehicles at a distance of 500 feet.....	11	50
9	Owner or operator of snowmobile permitting it to be operated by a person under 14 years of age and the person is not directly supervised by an adult who holds a valid driver's license.....	12(1)	50
10	Owner or operator of off-highway vehicle, other than a snowmobile, permitting it to be operated by a person between 10 and 14 years of age and the person is not directly supervised by an adult who holds a valid driver's license.....	12(2)(a)	50
11	Owner or operator of off-highway vehicle, other than a snowmobile, permitting it to be operated by a person less than 10 years of age.....	12(2)(b)	50
12	Registered owner of off-highway vehicle failing to disclose name of operator on request of peace officer.....	13	50
13	Operator or owner of off-highway vehicle failing to ensure all lamps and equipment in good working order.....	14	50
14	Operator of off-highway vehicle while driving at night or in fog, rain or snow failing to keep lamps and taillamps illuminated.....	15(1)	50
15	Operator of off-highway vehicle driving at excessive speed or in manner which might endanger the safety of persons or property.....	16(a)	50
16	Operator of off-highway vehicle pursuing, harassing, maiming or killing an animal or other wildlife.....	16(b)	50
17	Operator of off-highway vehicle throwing or depositing on any highway, roadway or trail any glass, bottle, tin or other waste or refuse liable to injure a human or an animal or damage a vehicle or spoil the environment.....	16(c)	50
18	Operating or having care or control of an off-highway vehicle while ability to operate is impaired by alcohol or a drug.....	17	50
19	Operator or passenger of off-highway vehicle being in possession of a firearm not inserted in a closed holster.....	18(a)	50
20	Operator or passenger of off-highway vehicle possessing or transporting a loaded firearm.....	18(b)	50
21	Operator or passenger of off-highway vehicle discharging a firearm from an off-highway vehicle.....	18(c)	50
22	Operator of off-highway vehicle operating vehicle on any land without the express permission of the owner of land or the tenant, licensee or permittee of the owner of land.....	19(2)	225
23	Driver of off-highway vehicle driving at a speed exceeding 8 kilometers per hour within 30 meters of a dwelling or place where a person is taking shelter or where a person is practising an outdoor sport.....	20	50
24	Person who parks off-highway vehicle failing to take precautions to prevent another person who is not authorized by the Act or regulations to operate the off-highway vehicle.....	21	50
25	Operator or passenger of off-highway vehicle wearing scarf or other clothing accessory in a manner that may be caught by the off-highway vehicle or by trees or other obstructions of a similar nature.....	22	50
26	Driver of off-highway vehicle failing to make crossings to the right and pass on the left.....	23(2)(a)	50
27	Driver of off-highway vehicle overtaking and passing another off-highway vehicle on the right where the other vehicle is not turning left.....	23(2)(b)	50
28	Driver of off-highway vehicle, in passing another off-highway vehicle, pulling out in front of vehicle passed and failing to ensure that passing can be done without risk to the off-highway vehicle passed.....	23(2)(c)	50
29	Driver of off-highway vehicle on a trail with lanes in opposite directions failing to refrain from entering left lane from right before ascertaining may do so without danger.....	23(2)(d)	50
30	Driver of off-highway vehicle failing to maintain safe distance when following another off-highway vehicle on trail.....	23(2)(e)	50
31	Driver of off-highway vehicle failing to yield the right of way of another off-highway vehicle claiming the right of way.....	23(2)(f)	50

32 Driver of off-highway vehicle driving in reverse without ascertaining can be done without risk and without impeding traffic.....	23(2)(g)	50
33 Driver of off-highway vehicle failing to make proper signals when stopping, slowing down or turning.....	23(2)(h)	50
34 Driver of off-highway vehicle, when approaching an intersection and preparing to turn left, failing to yield the right of way to an off-highway vehicle coming in opposite direction which enters the intersection or is so near thereto that is dangerous to turn in front of it.....	23(2)(i)	50
35 Driver of off-highway vehicle, when arriving at fork in two or more trails and at crossing of trails, failing to yield the right of way to driver of off-highway vehicle approaching on right on other trail except when a stop sign is placed on such other trail and driver is required to stop and be bound to yield the way.....	23(2)(j)	50
36 Driver of off-highway vehicle, when preparing to enter trail, failing to yield the way to off-highway vehicle approaching on trail.....	23(2)(k)	50
37 Driver of off-highway vehicle, when turning right at an intersection of trails, encroaching on left or centre of trail when turning right onto trail.....	23(2)(l)	50
38 Driver of off-highway vehicle parking so as to impede access to any property or impede access near an intersection of trails or in any other place where it interferes with traffic on trails.....	23(2)(m)	50
39 Driver of off-highway vehicle, when parked on trail, failing to leave sufficient space so as to be seen from both directions.....	23(2)(n)	50
40 Driver of off-highway vehicle placing vehicle on trail while being fueled.....	23(2)(o)	50

2. These regulations come into force on January 14, 2006.

EXPLANATORY NOTES

The amendment adds offence provisions in the *Summary Proceedings Act* Ticket Regulations for the *Off-Highway Vehicle Act* Regulations.