

Rural Municipality of North Qu'Appelle No. 187

Bylaw No. 2024-15

A BYLAW TO REGULATE THE OPERATION OF ALL-TERRAIN VEHICLES IN THE RM OF NORTH QU'APPELLE NO. 187

The Council of the Rural Municipality of North Qu'Appelle No. 187, incorporated in the Province of Saskatchewan, enacts Bylaw No. 2024-15 as follows:

1. **Title**

This bylaw shall be referred to as the "**ATV Bylaw**".

PART I – PURPOSE AND DEFINITIONS

2. **Purpose**

The purpose of this Bylaw is to regulate all-terrain vehicle use on municipal highways and roads within the RM of North Qu'Appelle No. 187

3. **Definitions**

Definitions as found in The All-Terrain Vehicles Act apply to this bylaw. For the purpose of this bylaw, the following terms and words shall have the following meanings:

- a. "**Act**" means The All-Terrain Vehicles Act as amended from time to time, and any successor thereto;
- b. "**Administrator**" means the Chief Administrative Officer of the Municipality;
- c. "**All-terrain vehicle**" and/or "**ATV**" means all-terrain vehicle as defined in The All-Terrain Vehicles Act; and for the purpose of this bylaw, includes golf carts, scooters, etc;
- d. "**Chief Administrative Officer**" means the Chief Administrative Officer (CAO) of the Municipality;
- e. "**Council**" means the council of the Rural Municipality of North Qu'Appelle No. 187;
- f. "**Designated Officer**" means a person appointed by the Municipality to enforce this bylaw and shall include a Bylaw Enforcement Officer, the Administrator and a Community Safety Officer;
- g. "**Drivers license**" means a valid license issued pursuant to The Traffic Safety Act;
- h. "**Highway**" means a road, parkway, driveway, road allowance, curb, square or place within the Municipality under the direction, control and management of the Municipality that is designed and intended for or used by the general public for the passage of vehicles, but does not include any area, whether privately or publicly owned, that is designated by council for passageways onto or exiting from such area; and "**public highway**" means a provincial highway;
- i. "**Municipality**" means the Rural Municipality of North Qu'Appelle No. 187;
- j. "**Peace Officer**" means a Constable or Special Constable of the Municipality and shall include a Bylaw Enforcement Officer, Community Safety Officer, Enforcement and Protective Services Officer and a member of the Royal Canadian Mounted Police;
General Regulations
- k. "**Stop**" means:
 - i. when required, a complete cessation from movement; and
 - ii. when prohibited, any stopping, even momentarily, of a vehicle whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or a traffic control device.
- l. "**Traffic**" means the movement of pedestrians, vehicles or livestock on any highway in the Municipality;
- m. "**Traffic sign**" means any sign or marking installed for the guidance, regulation, warning, direction or prohibition of traffic;
- n. "**Vehicle**" means a vehicle, trailer, semi-trailer or motor vehicle as defined by The Traffic Safety Act.

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PART II – OPERATIONS

4. As part of the All-Terrain Vehicles Act, The Municipality may, by bylaw, permit the operation of any all-terrain vehicle, class or classes of all-terrain vehicle on the travelled portion of the whole or any part of a highway, other than a provincial highway, in the Municipality.

Where the council of Municipality passes a bylaw, the council shall specify in the bylaw the highway or part thereof where the operation of any all-terrain vehicle is permitted pursuant to the bylaw.

5. No Person shall operate an ATV unless they hold an existing driver's license issued pursuant to the Traffic Safety Act.
6. Notwithstanding section 5 a person who is at least 14 years of age, and under 17 years of age may operate an ATV within the municipality provided that:
 - a. the operator of the ATV is accompanied on the ATV, if it is designated for the transportation of two or more passengers, by a person who holds and has held continuously for the immediate 365 days a licence that permits them to operate the ATV;
 - b. is under the direct supervision by a person who holds and has held continuously for the immediately preceding 365 days a licence that permits them to operate an ATV; or
 - c. has successfully completed a training course consistent with the requirements of the Act with respect to the operation of all terrain vehicles and provides evidence of having successfully completed the course to a peace officer making a request for that evidence; and
 - d. the ATV is not operated on any travelled portion of any highway, unless it is for the sole purpose of crossing the highway by the most direct and shortest route of travel available.
7. As per the All-Terrain Vehicles Act, the council may by bylaw, prohibit the operation of any all-terrain vehicle, class or classes of all-terrain vehicles on:
 - a. The untraveled portion of the whole or part of a highway other than provincial highway, in the Municipality.
 - b. Any private land in the Municipality, including, in the case of a rural municipality, any private land in a hamlet or organized hamlet;
 - c. Any municipal land in the Municipality; and
 - d. Any Crown land in the Municipality that is used or occupied otherwise than by the Crown.
8. Operators of the All-Terrain Vehicle shall abide by posted speed limits.
9. Notwithstanding any other provisions of this bylaw:
 - a. the use of all-terrain vehicles is permitted to be operated on:
 - b. Any highway/roadway within the municipality to access trails or personal properties, excluding those listed in subsection 9. g.
 - c. the use of all-terrain vehicles is prohibited to be operated on:
 - d. all municipal reserve unless otherwise posted;
 - e. all environmental reserves;
 - f. all private property, unless that of the operator or with written consent of the owner;
 - g. the provisions of this bylaw are not applicable to travel on the following provincial highways:
 - i. Highway 10;
 - ii. Highway 35;
 - iii. Highway 56;
 - iv. Highway 210.
10. As per The All-Terrain Vehicles Act, no persons shall operate an all-terrain vehicle on any:
 - a. private land not owned or occupied by them or a member of their immediate family, or
 - b. Crown land used or occupied otherwise than by the Crown;

without the permission of the owner or occupant of the land.



PART III - OFFENCES AND PENALTIES

- 11. Every person who contravenes any provision of this bylaw is guilty of an offence. The penalty for breach of this bylaw shall be as set out in the General Penalty Bylaw of this Municipality.
- 12. No person shall:
 - (a) obstruct or hinder any designated officer or any other person acting under the authority of this Bylaw; or
 - (b) fail to comply with any provision of this Bylaw.

PART IV - COMING INTO FORCE

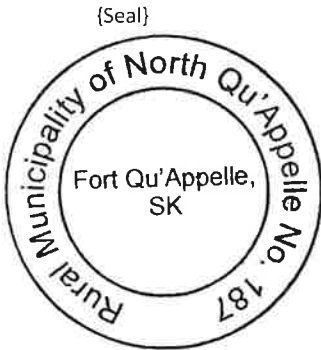
14. This bylaw shall come into force on the day of its final passing.


Municipal Adoption:

- 1st Reading: November 12, 2024
- 2nd Reading: November 12, 2024
- 3rd Reading: November 12, 2024



Reeve





Administrator

Certified A True Copy of Bylaw No. 2024-15
passed by the Council of the
Rural Municipality of North Qu'Appelle No. 187
On the 12th day of November 2024



Administrator