

**TOWN OF LUMSDEN
BYLAW NO. 07-2010**

**A BYLAW RESPECTING THE OPERATION OF ALL TERRAIN VEHICLES WITHIN THE CORPORATE LIMITS OF
THE TOWN OF LUMSDEN.**

The Council of The Town of Lumsden, in the Province of Saskatchewan enacts as follows:

1. TITLE

This bylaw may be cited as "The ATV Bylaw".

2. DEFINITIONS

For the purpose of this bylaw, all the words and expressions shall have the same meaning as contained in the All Terrain Vehicles Act and the Traffic Safety Act as amended from time to time, as follows:

a) "**all-terrain vehicle**" and/or "**ATV**" as described in *The All Terrain Vehicles Act* and may be amended from time to time, means a self propelled vehicle that:

i) is designed primarily for the movement of people or goods on unprepared surfaces; and

(ii) has wheels in contact with the ground;

and includes:

(iii) a restricted use motorcycle;

(iv) a mini-bike; and

(v) an all terrain cycle;

but does not include:

(vi) a golf cart;

(vii) a snowmobile as defined in *The Snowmobile Act*;

(viii) an agricultural implement or special mobile machine as defined in *The Traffic Safety Act*; or

(ix) any vehicle that is required to be registered pursuant to *The Traffic Safety Act*

(b) "**highway**" as defined in *The Traffic Safety Act* means a road, parkway, driveway, square or place 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 primarily intended to be used for the parking of vehicles and the necessary passageways on that area.

(c) "**Crown land**" means any land, other than a highway, owned by Her Majesty the Queen in right of Saskatchewan;

3. OPERATION PROHIBITED

Under the provision of Section 11 of The All Terrain Vehicles Act the municipality prohibits the operation of all-terrain vehicles on:

(a) the untravelled portion of the whole or any part of a highway, other than a provincial highway, in the municipality;

(b) any private land in the municipality, without the consent of the landowner;

(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.

4. OPERATION PERMITTED

Under the provision of Subsections 9(1 and 2) of The All Terrain Vehicles Act, the operation of All Terrain Vehicles shall be permitted within the corporate limits of the Town of Lumsden as follows:

- (a) For the purpose of conducting municipal business when operated by a municipal employee or designate, and;
- (b) For the purpose of special occasions during times, dates and at locations where a permit has been issued by Council

5. ENFORCEMENT

Any RCMP or duly appointed peace officer shall be authorized to operate an all terrain vehicle within the corporate limits of the Town of Lumsden for enforcement purposes.

6. PENALTY

Any person who contravenes any provision of this bylaw is guilty of an offence upon summary conviction and is liable to a fine as provided in the General Penalty Bylaw of the Town of Lumsden.

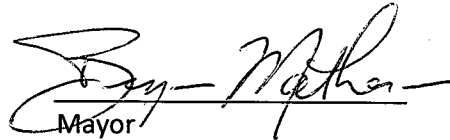
7. REPEAL OF FORMER BYLAWS

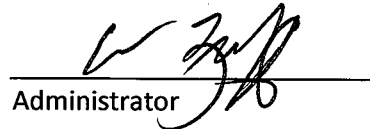
That Bylaw No. 10-88 and Bylaw No. 13-97 are hereby repealed.

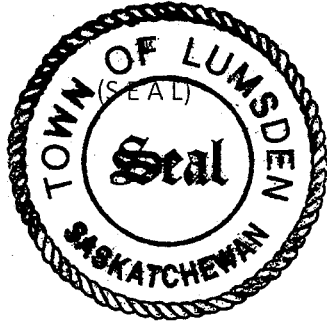
8. COMING INTO FORCE

This bylaw shall come into force and take effect on the final day of passing thereof.

Read a first time this	<u>8th</u> day of <u>June</u> , <u>2010</u> .
Read a second time this	<u>22nd</u> day of <u>June</u> , <u>2010</u> .
Read a third time and passed this	<u>22nd</u> day of <u>June</u> , <u>2010</u> .


 Mayor


 Administrator



Certified to be a true copy of Bylaw No. 07-2010
 adopted by the Council of the Town of Lumsden
 on the 22 day of June 2010


 Administrator