

DISTRICT OF LAKELAND NO. 521

BYLAW NO. 7-2023

A BYLAW RESPECTING THE REGULATION AND USE OF GOLF CARTS

The Council of the District of Lakeland No. 521, in the Province of Saskatchewan enacts as follows:

TITLE:

1. This bylaw shall be known as “*The Golf Cart Bylaw.*”

PURPOSE:

2. The purpose of this Bylaw is to provide for safe, legal, and responsible Golf Cart use within the District of Lakeland No. 521 and to regulate operation of Golf Carts subject to and in accordance with, s. 113.1 of *The Traffic Safety Act*, and *The Registration Exemption and Reciprocity Regulations (2014)*.

DEFINITIONS:

3. For this bylaw, the following terms and words shall have the following meaning:
 - a) “Administrator” means the Administrator of the District of Lakeland No. 521.
 - b) “Act” shall mean *The Traffic Safety Act*.
 - c) “Designated Officer” shall mean a person, or class of persons, of which the duties to administer and or enforce all or part of this bylaw have been assigned.
 - d) “driver’s license” means a driver’s license issued pursuant to the Act.
 - e) “Golf Cart” means a commercially manufactured, self-propelled vehicle that:
 - i. is originally designed to be used on a golf course for the movement of people and goods on unprepared surfaces and roadways; and
 - ii. has a minimum of three wheels in contact with the ground; and
 - iii. cannot be operated at a speed greater than 24 km/h on level ground; and
 - iv. has an unladen weight of less than 590 kilograms.

But does not include:

- v. all-terrain vehicles, as defined in *The All-Terrain Vehicles Act*; or
 - vi. a low-speed vehicle as defined in the *Motor Vehicle Safety Regulations, C.R.C., c.1038*.
- f) “highway” means highway as defined in *The Traffic Safety Act*,
- g) “Lakeland District Protective Services” – is the municipal department responsible for the enforcement of laws within the municipality, including education, investigation, and regulation of matters related to law enforcement, and whose 24-hour public telephone number is 306-982-4466.
- h) “municipality” means The District of Lakeland No. 521.
- i) “Municipal land” shall include but not be limited to:
- i. the traveled and untraveled portion of all streets, roads, lanes, and highways in the municipality, except provincial highways,
 - ii. all environmental, municipal and public reserves,
 - iii. all publicly owned parking lots,
 - iv. the grounds of all municipal owned buildings, and
 - v. all other lands owned or operated by the municipality.
- j) “night” shall mean the hours ½ hour prior to sunset to ½ hour prior to sunrise.
- k) “owner” shall mean the person identified on the application form for a Golf Cart plate as the owner.
- l) “peace officer” means a peace officer as defined in *The Summary Offences Procedure Act, 1990*.
- m) “plate” – shall mean the individually numbered placard issued by the municipality under this bylaw, to an owner, to be firmly affixed to the golf cart.

GOLF CART OPERATION

4. Golf Carts shall be permitted to be operated on all developed municipal highways where the posted speed limit is 50 km/hr or less, provided such operation is done in compliance with this bylaw, and the Act.
5. All persons operating a Golf Cart must possess a minimum Class 7 driver’s licence.

6. Every operator of a Golf Cart shall:
 - a) Yield the right of way to all pedestrians.
 - b) Signal their intentions to turn by using signal lights if the golf cart is equipped or hand signals as described in the Act,
 - c) On being requested or signaled to do so by a peace officer using an emergency device or emergency light or a visible hand signal, immediately stop the golf cart.
 - d) Adhere to and operate the Golf Cart consistent with the provisions of the Act.
7. Should any collision occur with respect to a Golf Cart, the Golf Cart operator, or any person involved in the collision shall report such collision to Lakeland District Protective Services as soon as practical. Injuries and fatalities must be reported to Lakeland District Protective Services, who must notify SGI of collisions, including injuries and fatalities.

PLATE REQUIRED

8. Before any person operates any Golf Cart on any municipal land, the owner shall apply for, and been granted a plate for the operation of a Golf Cart on municipal land.
9. The application form shall be completed in full as may be required by the municipality. The application shall include the full name and permanent address of the applicant, details of the golf cart as may be required by the municipality, proof of third party liability insurance for that golf cart in an amount of not less than \$200,000, acknowledgement of responsibility, and liability of operation. Further the owner of the Golf Cart must insure themselves and every other person who, with the owner's consent, operates that Golf Cart, against liability imposed by law arising out the ownership, use or operation of that Golf Cart.
10. Prior to issuing any plate, the completed application and supporting information must be received along with any of the fees or costs established by the municipality. The fee required for the issuance of a plate, and the renewal of the plate shall be \$25.00. Replacement plates shall be at a cost as determined by the Administrator.
11. All Plates expire on April 30.
12. A plate is non-transferable without prior written authorization of the municipality. All plates shall be surrendered to the municipality when the Golf Cart is no longer in the possession of the owner, or the plate is not renewed.
13. The plate is to be firmly affixed to the back of a golf cart unobstructed so as to be clearly visible.

PROHIBITIONS:

14. No person shall operate a Golf Cart on municipal land without a valid plate issued from the municipality.
15. No person shall operate, and no owner shall permit to be operated, a Golf Cart, on any environmental reserve, public reserve or other municipal land unless such operation is permitted by posted signage erected by the municipality permitting the operation of a Golf Cart.
16. No person shall operate a Golf Cart:
 - a) At a speed greater than is reasonable and safe in the circumstances and in any case, at a speed greater than 24 km/h.,
 - b) With more seated passengers than the design of the golf cart can safely handle, and in no event while a passenger is standing.
 - c) With a person or thing being towed on any type of equipment attached to the golf cart.
 - d) At night.
 - e) On the multi use cycling and walking path on Southshore Drive from highway 952 to Neis Beach.
 - f) When winter driving conditions, snow and/or ice are present in the Municipality.

EQUIPMENT:

17. The Golf Cart shall display a slow-moving warning device as defined in section 2(1) (kk) of *The Vehicle Equipment Regulations (1987)* and be displayed in accordance with section 10 of the regulations, with one side parallel to and not less than 900 millimetres nor more than 1500 millimetres from the ground.
18. Such sign mentioned in section 17 shall be firmly affixed to the back of the Golf Cart, unobstructed and clearly visible while centered as near to the centre as possible.
19. All Golf Carts shall be equipped with a rear-viewing mirror so the driver may see upcoming traffic behind the Golf Cart.

OFFENCES AND PENALTIES:

20. Any person operating a Golf Cart shall be liable for penalties under the Act for failure to follow the Act while operating a Golf Cart.
21. Any person who contravenes this Bylaw, or fails to comply with any provision of this Bylaw, is guilty of an offence and liable upon summary conviction:
 - a) In the case of a first offence to a fine of not less than \$250.00.

- b) In the case of a second of any subsequent offence to a fine of not less than \$500.00 and not more than \$10,000.00.
22. If any Golf Cart is involved in the commission of an offence pursuant to this bylaw or the Act, or another law, by the person operating the Golf Cart, the owner of the Golf Cart is liable for the offence unless the owner proves to the satisfaction of the court that, at the time of the offence, the Golf Cart was not being operated and had not been parked or left by the owner; and was not being operated and had not been parked or left by any authorized person in charge of the Golf Cart.

NOTICE OF VIOLATION

23. Notwithstanding section 21, a Designated Officer may issue a notice of violation to any person committing a first or second offence under this bylaw.
24. The notice of violation shall require the person to pay to the Municipality a penalty of \$150.00 for a first offence and \$300.00 for a second offence.
25. The amount specified in clause 24 may be paid:
- a) in person, during regular office hours, at the Municipal Office, 48 – Main Street West, Christopher Lake, Saskatchewan; or
 - b) by mail addressed to the District of Lakeland No. 521, Box 27 Christopher Lake, Saskatchewan S0J 0N0; or
 - c) by other electronic means as approved, or acceptable, by the Administrator.
26. If payment of the penalty identified on the notice of violation is paid within the prescribed time, it will be accepted as a guilty plea to the offence, and that person shall not be liable to prosecution for that offence.
27. For the purposes of section, 21 and 24, an offence shall be deemed to be a first offence if the offender has not been convicted of the same offence, or paid a fine or penalty under this bylaw, within two years immediately preceding the commission of the alleged offence or violation.
28. The imposition of any penalty for violation of this bylaw shall not relieve the person from complying with this bylaw.
29. No prosecution for a contravention of this bylaw may be commenced more than two years after the date of the alleged offence.

30. This Bylaw shall come into force and take effect upon approval by SGI.

Read a first time this 14th day of June, 2023.

Read a second time this 14th day of June, 2023.

Read a third time and adopted by Council this 14th day of June, 2023.

Walter Plessl

Reeve

Tracey McShannock

Administrator

(Seal)



District of Lakeland No. 521
Box 27
Christopher Lake, SK S0J 0N0

July 6, 2023

Re: **Golf Cart Bylaw - Approved**

This is to advise that subject to Section 113.1 of *The Traffic Safety Act*, Saskatchewan Government Insurance approves the District of Lakeland No.521 bylaw 7-2023, which authorizes the operation of Golf Carts on public roads within town limits, not including provincial highways.

Feel free to contact me if you have any questions.

Regards,

A handwritten signature in black ink that reads 'Andrea Landega'.

Andrea Landega
Director
Vehicle Registration Policy & Permit Services
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