

The following regulations have been made by the Town Council of Deer Lake under the provisions of section 242 of the Municipalities Act 1979 and were adopted by Council on the 25 day of April , A.D. 1989.

Amkerumi
Mayor

R E G U L A T I O N S

1. TITLE

These regulations may be cited as the Town of Deer Lake (Motorized Snow Vehicles and All-Terrain Vehicles) Regulations, 1989.

2. INTERPRETATION

In these regulations, unless the context otherwise requires,

- (a) "Constable" means a member of the Royal Canadian Mounted Police or a Municipal Enforcement Officer appointed by the Council under section 184 of the Municipalities Act;
- (b) "Council" means the Town Council of Deer Lake;
- (c) "Motor Vehicle" means a motor vehicle registered under the Highway Traffic Act, R.S.N. 1970 c. 152;
- (d) "Municipality" means the Town of Deer Lake, the boundaries of which are defined by an Order-in-Council entitled the Town of Deer Lake Order 1950, dated the 27 day of May, A.D. 1950;

(e) "Vehicle" means all motorized vehicles designed or constructed for travel on or immediately over land, water, snow, ice, marsh, swampland or other natural terrain, including without limiting the generality of the foregoing, four-wheel drive or low pressure tire powered vehicles, low pressure tire motorcycles and related two-wheel vehicles, snowmobiles, amphibious machines, ground-effect or air-cushioned vehicles but does not include a motor vehicle;

(f) "Road" means all public streets, lanes or highways designed or constructed to accommodate motor vehicles and/or pedestrians;

3. PROHIBITIONS

No person shall drive any vehicle other than the motor vehicle on any road within the municipality.

4. SEIZURE

Where a Constable has reasonable and probable grounds to believe that any vehicle has been used in contravention of these regulations, he may seize and detain the vehicle. Where the owner of any vehicle so detained is found guilty of an offence under these regulations, the Court or Judge so finding may order forfeiture of the vehicle to the Council. If no charge is laid against the owner of any vehicle so detained within fourteen (14) days of the seizure of the vehicle, the vehicle shall be returned to the person lawfully entitled thereto.

5. POLICE EXEMPTION

Notwithstanding anything herein contained, a Constable may use or cause to be used a vehicle in a prohibited area for the purpose of enforcing these regulations or performing an emergency service.

6. OFFENCES AND PENALTIES

Every person who contravenes or fails to comply with any provision of these regulations is guilty of an offence and liable on summary conviction to a fine not exceeding one thousand dollars (\$1,000.00) or, in default of payment, to a period of imprisonment not exceeding ninety (90) days, or to both such fine and period of imprisonment.

7. OWNERS

Where any person is found guilty of an offence under these regulations in respect of the use of a vehicle, the owner of the vehicle is subject to the same penalty unless he establishes that the vehicle was being used at the time of the offence without his consent.

8. COMING INTO FORCE

These regulations shall come into force on the day of posting in the Town Office of the Town of Deer Lake.

TOWN OF DEER LAKE
(MOTORIZED SNOW VEHICLES AND ALL-TERRAIN VEHICLES)
REGULATIONS, 1989 - AMENDMENT, 1994

Section 2(f) of the Regulations are amended by deleting the semicolon after the word pedestrians and substituting therefor a comma and by adding thereto the following "and is deemed to include for all purposes of the Regulation all of the railway right-of-way formerly the property of Canadian National Railway Company within the municipality".

The said Regulation is further amended by the addition thereto of the following:

9. RIGHTS OF THE CROWN

Nothing in this Regulation affects any right, as property owner or otherwise, of her Majesty the Queen in right of Newfoundland or any other servants or agents acting as such.

Adopted by Council May 30, 1994

A. M. Kerwin

A. M. KERWIN, MAYOR

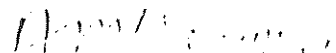
TOWN OF DEER LAKE
(MOTORIZED SNOW VEHICLES AND ALL-TERRAIN VEHICLES)
REGULATIONS, 1989 AMENDMENT

Paragraph 7

OWNERS

Where it is established that some person has done any act in respect of the use of a vehicle which would be an offence under these Regulations if done by a person who could be prosecuted therefor under these Regulations, whether or not that person is or could be charged therefor by reason of age or otherwise, the owner of the vehicle is guilty of an offence and liable on summary conviction to a fine not exceeding \$1,000.00 or, in default of payment, to a period of imprisonment not exceeding 90 days, or to both such fine and period of imprisonment, unless he establishes that the vehicle was being used at the time of the offence without his or her consent.

Adopted by Council August 14th. 1989



A.M. KERWIN
Mayor