



**RESORT VILLAGE OF TOBIN LAKE
BYLAW NO. 2024.06**

A BYLAW TO REGULATE THE OPERATION OF GOLF CARTS ON PUBLIC ROADWAYS
Section 113.1 of the Traffic Safety Act and the Registration Exemption and Reciprocity Regulations

The council of the Resort Village of Tobin Lake in the Province of Saskatchewan enacts as follows:

1. Scope

- a. To regulate the operations of golf carts on public roadways.
- b. This bylaw shall be known as the "golf cart bylaw".

2. Interpretation and Application

In this bylaw, unless the context otherwise requires:

- a. **Act** shall mean *The Traffic Safety Act*
- b. **Golf Cart** shall mean a self-propelled vehicle that:
 - i. Is designed to transport passengers and their equipment in an area designated as a golf course;
 - ii. has three or more wheels;
 - iii. cannot be operated at a speed of more than 24 km/h on level ground; and
 - iv. has an unladen weight of less than 590 kilograms;
but does not include:
 - v. an all terrain vehicle 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*;
- c. **Daylight hours** means half an hour before sunrise to half an hour after sunset
- d. **Driver's license** shall mean a driver's license issued pursuant to *The Traffic Safety Act*
- e. **Municipality** shall mean within the corporate limits of the Resort Village of Tobin Lake
- f. **Roadway(s)** shall mean 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
- g. **Provincial Highway** shall mean provincial highway as defined in *The Highways and Transportation Act*

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3. Provisions

- a. It shall be lawful to operate a golf cart on roadways within the municipality during daylight hours, except where prohibited in this bylaw.

4. Prohibitions


- a. It shall be unlawful to operate a golf cart on any roadways with a posted speed greater than 50 km/h.
- b. It shall be unlawful to operate a golf cart on the traveled portion of Provincial Highway #255, within the Municipality, except for the purpose of crossing the provincial highway by the most direct and shortest route of travel available.
- c. No person shall operate a golf cart on
 - i. Municipal Reserve, Parks, Green Space, or Playground unless such operation is permitted by posted signage.
 - ii. any designated walking or ski trail, or on any area that is ditched or designed to provide drainage unless such operation is permitted by posted signage.
 - iii. Without exercising due care and attention.
 - iv. At a speed greater than is reasonable and safe in the circumstances and in any case, at a speed greater than 24 km/h.
 - v. With more seated passengers than the design of the golf cart can safely handle, and in no event while a passenger is standing in or upon the cart.

5. Rules of Operation

- a. Every owner of a golf cart operated on roadways within the municipality shall carry a minimum of \$200,000 in liability insurance and provide proof of insurance at the request of a peace officer.
- b. The driver of the golf cart must be the holder of a valid Class 7 (learner) or higher driver's licence, follow any restrictions attached to the license, and shall not be under the influence of alcohol or drugs.
- c. Every owner of a golf cart operated on roadways within the municipality shall report any and all collisions involving the golf cart to the Resort Village of Tobin Lake office within seventy-two hours of an incident; providing full particulars of the collision, including the time, date, and location, as well as the names, driver licence and vehicle registration of all parties involved. The municipality will inform SGI of any collision reported and if injuries or fatalities occurred.

6. Permit

- a. All golf carts shall be registered with the Municipality and the registration sticker shall be affixed to the golf cart as set out in the registration form provided by the Municipality.

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- b. A permit fee shall be set by resolution of the Council of the Resort Village of Tobin Lake.

7. Equipment

- a. All golf carts shall be equipped as defined in *The Registration Exemption and Reciprocity Regulations* and with a slow-moving vehicle sign.
- b. All golf carts shall be equipped with a rear-view mirror that provides the operator with an unobstructed view of overtaking vehicles.

8. General Penalties

- a. In addition to any offences and penalties under the Act, every person who contravenes any provisions in this bylaw is liable on summary conviction to the increasing penalties for each subsequent contravention made within 24 months, pursuant to this bylaw.
 - i. Every person who contravenes any provision in this bylaw is liable, by way of Notice of Violation to the increasing penalties for each subsequent contravention made within 24 months, as show in schedule A
- b. In the case of an offence that is of continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which the offence continues and any person guilty of such an offence is liable to a fine in an amount not less than that established by this bylaw for each such day.
- c. Every person who contravenes any provision of this bylaw is guilty of an offence and liable on summary conviction to a fine:
 - i. for the first offence, of \$1000.00;
 - ii. for a second offence, of \$2000.00;
 - iii. for a third or subsequent offence, of not less than \$3000.00 and not more than \$10,000.00 in the case of an individual, or \$25,000.00 in the case of a corporation.

9. Notice of Violation

- a. A person who contravenes this bylaw, upon being served with a 'notice of violation' as prescribed by the municipality may voluntarily pay the prescribed penalty at the administration office of the municipality.
- b. A designated officer may issue a Notice of Violation to any person committing an offence under this bylaw.
- c. The notice shall require the person to pay to the Resort Village the penalty specified in Schedule A.
- d. The penalty may be paid:
 - i. in person, during regular office hours, at the Resort Village of Tobin Lake office;
 - ii. by mail addressed to the Resort Village of Tobin Lake, Box 1479, Nipawin SK S0E 1E0

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- e. If payment of the fine as provided in Schedule A is made within 60 calendar days of service of the Notice of Violation, the person shall not be liable to prosecution for that offence.
 - i. Payment of any Notice of Violation does not exempt the person from enforcement of an Order pursuant to this bylaw or violations of a continuing nature.

10. Bylaw 10/2021 is hereby repealed.

11. Coming into force

- a. This bylaw shall come into force and take effect upon approval by Saskatchewan Government Insurance (SGI).



Amy Shipley
Mayor

Nathalie Hopkins
CAO

CERTIFIED TRUE COPY

Certified to be a true copy of Bylaw # 2024.06
adopted by the council of the Resort Village of Tobin Lake
on the 9 day of April, 2024.
Nathalie Hopkins
CAO



SCHEDULE A

Notice of Violation Minimum Penalties For Voluntary Payment

Offence Pursuant to The Golf Cart Bylaw		Penalty (Fine)	
		Time of issuance (paid within 15 days)	Time of issuance (paid after 15 days)
Failure to comply with an order to remedy contravention	1 st Offence	\$100.00	\$200.00
	2 nd Offence	\$250.00	\$500.00
	3 rd Offence	\$500.00	\$1000.00
Failure to comply with any other provision of bylaw	1 st Offence	\$100.00	\$200.00
	2 nd Offence	\$250.00	\$500.00
	3 rd Offence	\$500.00	\$1000.00