

**2001**

## **CHAPTER 16**

An Act to amend *The Highways and Transportation Act, 1997*

(Assented to June 28, 2001)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

**Short title**

**1** This Act may be cited as *The Highways and Transportation Amendment Act, 2001*.

**S.S. 1997, c.H-3.01 amended**

**2** *The Highways and Transportation Act, 1997* is amended in the manner set forth in this Act.

**Section 2 amended**

**3 The following clause is added after clause 2(bb):**

“(cc) ‘wrecker’ means a person who in the course of his or her business buys or acquires motor vehicles and dismantles them for the purpose of selling or otherwise disposing of their parts, but does not include a person who buys or acquires only tractors”.

**New section 14.2**

**4 The following section is added after section 14.1:**

“**No registration against public improvements**

**14.2** No interest in land may be registered pursuant to *The Land Titles Act, 2000* against a public improvement”.

**Section 26 amended**

**5 Section 26 is amended by adding “and 35.1” after “32”.**

**New section 35.1**

**6 The following section is added after section 35:**

“**Management of vehicles - provincial highways and truck routes**

**35.1(1)** For the purpose of managing traffic on or protecting all or any part of a provincial highway, the minister may, by order:

(a) prohibit or restrict the operation of vehicles or any class of vehicles on all or any part of a provincial highway, and, for that purpose, may make orders that prohibit or restrict all or any of the following:

(i) the gross weight of vehicles or any class of vehicles;

(ii) any vehicle or class of vehicles;

(iii) any type, configuration or dimension of vehicles or any class of vehicles;

(iv) the gross weight that may be transmitted to the roadway through any point or points of contact of any vehicles or class of vehicles;

(b) exempt any person, vehicle or class of vehicles, either wholly or to a limited extent, from any order made pursuant to clause (a);

(c) subject to subsection (4), designate another public highway as a truck route on which vehicles or classes of vehicles that are the subject of an order made pursuant to clause (a) may be operated;

(d) subject to subsection (5), authorize any person, vehicle or class of vehicles to exceed the maximum weight for a public highway as set out in the regulations or a minister's order;

(e) prescribe the manner in which notice of an order made pursuant to this section must be provided to the public and the manner in which signs providing notice of an order made pursuant to this subsection must be posted along any public highway;

(f) prescribe any other things that the minister considers incidental and in the public interest.

(2) An order pursuant to this section is effective for any period that is set out in the order and that the minister considers necessary.

(3) The minister shall cause notice to be given of an order made pursuant to this section or of an amendment or cancellation of an order by publishing the order, amendment or cancellation in any manner the minister considers advisable.

(4) Except where the minister considers that an emergency exists, if the minister proposes to make an order pursuant to clause (1)(c) designating a public highway that is under the direction, control or management of a municipality as a truck route, the minister may make the order only if that municipality agrees to the order.

(5) The maximum weight allowed by an order made pursuant to clause (1)(d) must not exceed the maximum weight established by regulation for primary highways”.

**Section 37 amended**

**7(1) Subsections 37(8) and (9) are repealed.**

**(2) Subsection 37(13) is amended by adding “knowingly” before “causes”.**

**Coming into force**

8(1) Subject to subsections (2) and (3), this Act comes into force on assent.

(2) Subject to subsection (3), section 4 of this Act comes into force on the day that section 1 of *The Land Titles Act, 2000* comes into force.

(3) If this Act is assented to after the date that section 1 of *The Land Titles Act, 2000* comes into force, section 4 of this Act comes into force on assent.