

BYLAW NO. 2020-26

THE REGINA TRAFFIC AMENDMENT BYLAW, 2020

THE COUNCIL OF THE CITY OF REGINA ENACTS AS FOLLOWS:

Purpose

- 1 The purpose of this Bylaw is to amend Bylaw 9900, *The Regina Traffic Bylaw*, to require all persons to wear bicycle helmets when operating a bicycle on a public highway.

Statutory Authority

- 2 The authority for this Bylaw is clauses 8(1)(b) and (f) of *The Cities Act*.

Bylaw 9900 amended

- 3 Bylaw 9900, being *The Regina Traffic Bylaw, 1997* is amended in the manner set forth in this Bylaw.

- 4 The following section is added after section 82 in Bylaw 9900:

“Bicycle helmets

- 82.1 (1) This section only applies to bicycles propelled solely by human muscular power.
- (2) Subject to subsection (5), no person shall ride or operate a bicycle unless that person is wearing a bicycle helmet that meets the requirements of subsection (4) and the chin strap of the helmet is securely fastened under the chin.
- (3) Subject to subsection (5), no parent or guardian of a person under 16 years of age shall permit that person to ride or operate a bicycle unless the person is wearing a bicycle helmet that meets the requirements of subsection (4) and the chin strap of the helmet is securely fastened under the chin.
- (4) For the purposes of subsections (2) and (3), bicycle helmets shall:
- (a) meet the same standards or applications for helmets required to be worn by operators and passengers of power-assisted bicycles as set out in *The Vehicle Equipment Regulations, 1987* under *The Traffic Safety Act* as amended from time to time; and

Approved as to form this _____ day of _____, 20____.

City Solicitor

- (b) bear the mark of the standards authority or the mark of the manufacturer showing that the helmet meets the requirements in clause (a).
- (5) Notwithstanding subsections (2) and (3), the following persons are exempt from the requirement to wear a bicycle helmet:
 - (a) a person who can prove that the wearing of a helmet would interfere with an essential religious practice;
 - (b) a person who can produce a certificate of a medical practitioner certifying that the person is, for the period stated in the certificate, unable for medical reasons to wear a bicycle helmet; and
 - (c) a person under the age of 12 years who operates a non-chain driven three or four wheeled cycle which is designed for recreational use by children.”
- 5 Schedule “L” of Bylaw 9900 is amended by adding the following two lines after subsection 82(7) of Schedule “L”:

“

82.1(2)	\$29.00	Riding or operating a bicycle without wearing a properly fastened bicycle helmet
82.1(3)	\$29.00	Parent or guardian permitting a person under the age of 16 to ride or operate a bicycle without wearing a properly fastened bicycle helmet

”

- 6 This Bylaw comes into force on July 15, 2020.

READ A FIRST TIME THIS 29th DAY OF April 2020.

READ A SECOND TIME THIS 29th DAY OF April 2020.

READ A THIRD TIME AND PASSED THIS 29th DAY OF April 2020.

Mayor

City Clerk

(SEAL)

CERTIFIED A TRUE COPY

City Clerk

ABSTRACT

BYLAW NO. 2020-26

THE REGINA TRAFFIC AMENDMENT BYLAW, 2020

PURPOSE:	The purpose of this Bylaw is to amend Bylaw 9900 to require all persons to wear a helmet where operating a bicycle on a public highway. The Bylaw sets up an offence and fine amount as well as standards for helmets and exceptions to the helmet requirement.
ABSTRACT:	This Bylaw amends Bylaw 9900, <i>The Regina Traffic Bylaw, 1997</i> , to require all persons operating a bicycle on a public highway to wear a bicycle helmet. The Bylaw creates an offence if a person is not wearing a bicycle helmet that meets certain minimum standards or the helmet is not properly fastened. It is also an offence for a parent or guardian to permit a child that is under 16 to ride a bicycle without a helmet. The proposed fine amount is \$29. There are exceptions for the helmet requirement where a person for religious reasons or medical reasons cannot wear a helmet. Children's tricycles are also exempted.
STATUTORY AUTHORITY:	Clauses 8(1)(b) and (f) of <i>The Cities Act</i>
MINISTER'S APPROVAL:	N/A
PUBLIC HEARING:	N/A
PUBLIC NOTICE:	N/A
REFERENCE:	Report CPS20-8 from the March 4, 2020 Community and Protective Services Committee meeting
AMENDS/REPEALS:	amends Bylaw 9900
CLASSIFICATION:	regulatory
INITIATING DIVISION:	Citizen Services
INITIATING DEPARTMENT:	Roadways and Transportation