

No. 93

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4th Session, 14th Legislature, Alberta  
10 Elizabeth II

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## **BILL 93**

A Bill to amend The Vehicles and Highway Traffic Act

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HON. MR. TAYLOR

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## **Explanatory Note**

**2.** Definitions of "Driver Review Board", "intersection" and "trailer" are added.

**3.** Section 4 presently reads:

"4. Application for an operator's licence or for registration of a motor vehicle shall be made to the Minister in such form and giving such particulars as the Minister may from time to time prescribe."

# BILL

No. 93 of 1962

An Act to amend The Vehicles and Highway Traffic Act

(Assented to \_\_\_\_\_, 1962)

**H**ER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

**1.** *The Vehicles and Highway Traffic Act*, being chapter 356 of the Revised Statutes, is hereby amended.

**2.** Section 2 is amended

(a) by adding immediately after clause (d) the following:

(d1) "Driver Review Board" means the Driver Review Board constituted under section 107;

(b) by adding immediately after clause (g) the following:

(g1) "intersection" means the area embraced within the prolongation or connection of

(i) the lateral curb lines, or if none,

(ii) the exterior edges of the travelled portions,

of two or more highways which join one another at an angle, whether or not one highway crosses the other;

(c) by adding immediately after clause (s) the following:

(s1) "trailer" means a vehicle intended for the conveyance of goods

(i) that may be attached to and drawn by a motor vehicle, and

(ii) that is at any time drawn upon a highway by a motor vehicle;

**3.** Section 4 is amended

(a) by renumbering the section as subsection (1),

(b) by adding immediately after the renumbered subsection the following:

(2) No liability attaches to the Crown for any loss caused by incorrect information contained in an application for registration of a motor vehicle, notwithstanding that the information may have

**4. Section 16, subsection (1) presently reads:**

"16. (1) Subject to section 16a, no person shall drive a motor vehicle on a highway unless he is the holder of a subsisting operator's licence issued pursuant to this Act and authorizing him to operate a motor vehicle of that type or class being operated by him."

The new subsections (9) and (10) provide for the issuing of operators' licences of a learner's category which will replace the learners' permits authorized under section 16a.

**5. Section 16a authorizes the issue of learners' permits. These are replaced by operators' licences as set out in the new subsection (9) of section 16. See note to clause 4 above.**

**6. Section 17, subsection (1), clause (c) presently reads:**

"17. (1) The Minister may  
.....

(c) require any holder of an operator's licence or learner's permit or applicant for a licence or permit to submit himself for a physical examination to such persons as the Minister may designate,"

**7. A reference to learner's permit is removed.**

**8. Section 17b is revised for greater clarity It presently reads:**

"17b. Notwithstanding any provision of this Act or the terms of any order or judgment made under this Act, where the operator's licence of any person is suspended by or under this Act, the licence remains suspended until such time as the person has satisfied the Minister, by examination or otherwise, of his physical or other competency to drive a motor vehicle without endangering the safety of the general public."

been entered on the application form by some person other than the applicant.

**4. Section 16 is amended**

- (a) as to subsection (1) by striking out the words and figures "Subject to section 16a, no" and by substituting the word "No",
- (b) by adding immediately after subsection (1) the following:

(1a) Subsection (1) does not apply to a person who is undergoing a driver's examination conducted by an authorized driver examiner.

- (c) by adding immediately after subsection (8) the following:

(9) Notwithstanding subsection (4), a person of the age of fourteen years or over who is not the holder of a subsisting operator's licence may apply to the Minister for an operator's licence and upon payment of the prescribed fee and upon passing such examinations as the Minister may require, the Minister may issue to the applicant an operator's licence of a learner's category.

(10) An operator's licence of a learner's category shall be stated to entitle and entitles the licensee to drive a motor vehicle of the type specified while the licensee is accompanied by the holder of an operator's licence issued pursuant to section 5, and who is sitting immediately beside him and engaged in teaching the licensee to drive or engaged in conducting a driver's examination of the licensee, and section 90 does not apply in respect of the licensee in such circumstances.

**5. Section 16a is repealed.**

**6.** Section 17, subsection (1), clause (c) is amended by striking out the words "or learner's permit" and the words "or permit".

**7.** Section 17a, subsection (1), clause (a) is amended by striking out the words "or a learner's permit".

**8.** Section 17b is struck out and the following is substituted:

**17b.** (1) Where the operator's licence of any person is suspended by or under this Act or by any order or judgment made under this Act, then, notwithstanding that the period of such suspension has expired the licence remains suspended until such time as the person has satisfied the

**9. Section 19, subsection (1), clause (b) and subsection (2) presently read:**

“19. (1) When a person who is the holder of an operator's licence is convicted of an offence

.....

(b) under Part III or for violating section 65, 66, 66a, 67, 71, 72, 73 or 74, or clause (a) of subsection (6), or clause (a) of subsection (7) of section 75a, or subsection (2), (3), (4) or (5) of section 76, or section 77, 79, 81, 92 or 135,”.

(2) The judge, magistrate or justice of the peace making the conviction shall thereupon endorse the particulars of the conviction upon the operator's licence delivered to him following the conviction.”.

**10. Section 20, subsection (3), clause (a) presently reads:**

“(3) Where a person is convicted under the Criminal Code anywhere in Canada of driving a motor vehicle or of having the care or control of a motor vehicle while his ability to drive a motor vehicle is impaired by alcohol or any drug

(a) when the convicted person is the holder of an operator's licence, his licence is thereupon suspended

(i) in the case of a first conviction for that offence, for a period of six months from the date of the conviction or, if an order prohibiting him from driving a motor vehicle on the highway in Canada is made as a result of the conviction, for the period driving is prohibited, whichever is the longer period, or

(ii) in the case of a second or subsequent conviction for that offence, for a period of one year from the date of the latest conviction, or, if an order prohibiting him from driving a motor vehicle on the highway in Canada is made as a result of the latest conviction, for the period driving is prohibited, whichever is the longer period,

or”.

Under clause (b) of subsection (3) when the convicted person does not hold an operator's licence, he is disqualified from holding one for a similar period.

Subsection (2) of section 20 provides a 12 months' suspension or disqualification for driving while intoxicated. As subsection (3) presently stands a person convicted twice for impaired driving would be liable to a 12 months' suspension, while a person convicted once of driving while intoxicated and subsequently once for impaired driving would be liable only to a 6 months' suspension.

**11. Section 39, subsection (4) presently reads:**

“(4) When the driver of a vehicle follows within two hundred feet of the rear of another vehicle he shall not, except when overtaking or passing, use the uppermost distribution of light referred to in subsection (1).”.

**12. Colour of rear lights controlled.**

Minister, by examination or otherwise, of his physical or other competency to drive a motor vehicle without endangering the safety of the general public.

(2) Subsection (1) applies to all licences under suspension, whether suspended before, on or after the day this section comes into force.

**9.** Section 19 is amended

(a) as to subsection (1), clause (b) by striking out the figures and word “, 79, 81, 92 or 135” and by substituting the words and figures “or 79, or clause (a) or (b) of subsection (5) of section 80, or section 81, or subsection (2) of section 83, or section 92 or 135”,

(b) by adding immediately after subsection (2) the following:

(2a) Notwithstanding subsection (2), the judge, magistrate or justice of the peace shall not endorse the particulars of the conviction on the operator's licence of the owner of a motor vehicle who is convicted of an offence referred to in subsection (1) only because of the liability imposed upon him by section 124.

**10.** Section 20, subsection (3) is amended

(a) as to clause (a) by adding the word “or” immediately at the end of subclause (ii) and by adding the following new subclause:

(iii) in the case of a conviction for that offence when he has been previously convicted under the *Criminal Code*, anywhere in Canada, of driving or of having the care or control of a motor vehicle while intoxicated, for the same period as is provided in subclause (ii),

(b) as to clause (b) by adding the word “or” immediately at the end of subclause (ii) and by adding the following new subclause:

(iii) in the case of a conviction for that offence when he has been previously convicted under the *Criminal Code*, anywhere in Canada, of driving or of having the care or control of a motor vehicle while intoxicated, for the same period as is provided in subclause (ii),

**11.** Section 39, subsection (4) is amended by striking out the word “two” and by substituting the word “five”.

**12.** Section 42 is amended by adding the following new subsections:

(7) Except as permitted by this Act, no vehicle shall display to the rear thereof a light of any colour other than red.

**13. Section 46, subsection (1), clause (f) presently reads:**

"46. (1) At any time during the period between one hour after sunset and one hour before sunrise or at any other time when atmospheric conditions are such that objects on the highway are not plainly visible at a distance of three hundred feet

.....  
(f) no trailer shall be upon any highway unless it has affixed at the rear thereof a reflector of the type approved by the Lieutenant Governor in Council so fixed as to reflect the lights of any motor vehicle approaching from the rear, and".

**14. Alberta Government Telephones' vehicles are authorized to display flashing lights at the front, of a colour other than red.**

**15. Section 57, subsection (1) presently reads:**

"57. (1) Without in any way restricting the provisions of this Part, the owner of a motor vehicle shall keep and maintain the lights, speedometer, brakes, mirrors, horn, steering mechanism, windshield wipers and defrosters of the vehicle in good working order."

**16. Authority is given to control the quality of brake fluid sold in the Province.**



(8) Subsection (7) does not apply to back-up lights when used in the process of backing up a vehicle.

**13.** Section 46, subsection (1) is amended

(a) by striking out the words preceding clause (a) and by substituting the following:

**46.** (1) At any time during the period between one hour after sunset and one hour before sunrise or at any other time, due to insufficient light or unfavourable atmospheric conditions, objects are not clearly discernible on the highways at a distance of five hundred feet ahead,

(b) by striking out clause (f) and by substituting the following:

(f) no trailer shall be upon any highway unless it has at the rear thereof two reflectors

(i) of a type approved by the Lieutenant Governor in Council, and

(ii) affixed, as prescribed by regulation, so as to reflect the lights of any motor vehicle approaching from the rear,

and

**14.** Section 47, subsection (3), clause (c) is amended

(a) by striking out the word "or" at the end of subclause (iv) and by adding the word "or" at the end of subclause (v),

(b) by adding immediately after subclause (v) the following new subclause:

(vi) a vehicle owned and operated by Alberta Government Telephones while engaged in the construction, maintenance or repair of communication systems,

**15.** Section 57 is amended by striking out subsection (1) and by substituting the following:

**57.** (1) Without in any way restricting the provisions of this Part, the owner of a motor vehicle shall keep and maintain the lights, speedometer, brakes, mirror, horn, steering mechanism, windshield wipers, defrosters, signal lights and muffler of the vehicle,

(a) in good working order, and

(b) properly attached thereto,

for the purposes for which such equipment is intended.

**16.** The following new section is added immediately after section 57a:

**57b.** (1) No person shall sell or offer for sale hydraulic brake fluid, for use in vehicles upon a highway, that does

**17. Section 60, subsection (1) reads:**

"60. (1) In this section "marked school zone" means a zone identified by signs posted along the highway, or by markings on the pavement or by signs or lights or both posted or suspended over the highway as an area wherein school children may be expected to be on the highway or are permitted to cross the highway at a designated point along the highway."

**18. Section 62, subsection (1) reads:**

"62. (1) Any motor vehicle equipped with a siren and being  
(a) used for the transportation of any member of a fire brigade or any policeman or any fire-fighting equipment to a fire,  
(b) used for the transportation of any policeman for the purpose of detecting or preventing crime or making arrests,  
(c) an ambulance used in response to an emergency call, or  
(d) used in an emergency in accordance with an authorization granted by the Minister pursuant to subsection (1) of section 69,

may, while being so used and while the siren is being continuously sounded, be operated at such speed as is reasonable and proper having regard to the traffic ordinarily upon the highway and the use of the highway and the fact that it is being so used and may proceed past a red or stop signal or stop sign without stopping and at such speed as is reasonable and safe under the circumstances."

**19. Section 65, subsection (3) presently reads:**

"(3) Notwithstanding clause (b) of subsection (1), where a curve on a highway is divided into traffic lanes by a broken line or by a broken line and a solid line existing together, a driver may pass on a curve,

- (a) if the left side of the highway is free of traffic for a sufficient distance ahead to permit such person to overtake and pass in safety, and
- (b) if he crosses the solid line from the lane in which the broken line exists."

**20. Section 69, subsection (1) presently reads:**

"69. (1) Unless the Minister has specifically authorized him to do so, no person shall drive a motor vehicle to which a siren is attached, other than a motor vehicle that is used

- (a) for the transportation of any member of a fire brigade or of any fire fighting equipment,
- (b) for the transportation of any policeman, or
- (c) for an ambulance."

not comply with the standards and specifications prescribed by the regulations or in containers not marked in compliance with the regulations.

(2) The Lieutenant Governor in Council may make regulations

- (a) prescribing the standards and specifications of hydraulic brake fluid or any type or class thereof for use in vehicles, and
- (b) providing for the identification and labelling of containers used for hydraulic brake fluid or any type or class thereof.

(3) Any regulation may adopt by reference, in whole or in part with such changes as the Lieutenant Governor in Council considers necessary, any code of standards or specifications of hydraulic brake fluid.

**17.** Section 60 is amended by adding immediately after subsection (1) the following:

(1a) Where a marked school zone is identified by signs along the highway, the school zone ends where another sign is posted indicating a greater rate of speed or the end of the school zone.

**18.** Section 62, subsection (1) is amended

- (a) by striking out the word "or" at the end of clause (c),
- (b) by adding the following new clause immediately after clause (c):
  - (c1) a gas disconnecting unit of a public utility company used in response to an emergency, or

**19.** Section 65 is amended by striking out subsection (3) and by substituting the following:

(3) Notwithstanding clause (a) or (b) of subsection (1), where a curve or hill on a highway is divided into traffic lanes by a broken line or by a broken line and a solid line existing together, a driver may pass on the curve or hill

- (a) if the left side of the highway is free of traffic for a sufficient distance ahead to permit such person to overtake and pass in safety, and
- (b) if he crosses the solid line from the lane in which the broken line exists.

**20.** Section 69 is amended by striking out subsection (1) and by substituting the following:

- 69.** (1) No motor vehicle other than a vehicle used
- (a) for the transportation of any member of a fire brigade or of any fire-fighting equipment,
  - (b) for the transportation of any policeman,

**21.** Section 75, dealing with one-way highways, is amended.

**22.** Section 79, subsection (1) presently reads:

"79. (1) When a vehicle bearing the sign "school bus" has stopped on a highway outside a city, town or village to receive or discharge passengers or while the vehicle is flashing red signal lights the driver of a vehicle approaching the school bus

(a) from the rear, if the highway is a four-lane highway or divided highway, or

(b) from either direction, if the highway is a two-lane highway, shall stop his vehicle before reaching the school bus."

**23.** Rules governing school buses in making U-turns.

**24.** Section 80, subsection (5) presently reads:

"(5) Except as provided in subsection (7), a driver of

(a) a vehicle carrying passengers for hire,

(b) a school bus, or

(c) a vehicle carrying explosive substances as cargo, or

(d) a vehicle used for carrying flammable liquids or gas, whether or not it is then empty,

shall, before crossing a track of a railway, stop the vehicle not less than fifteen feet or more than fifty feet from the nearest rail and remaining stopped shall listen and look in both directions along the track for an approaching train and for signals indicating the approach of a train and shall not proceed until he can do so safely."

**25.** Section 85, clauses (d) and (e) read:

"85. No person shall

.....

(d) deface or alter any operators licence issued under the provisions of this Act, or

(e) deface or alter any certificate of registration issued under the provisions of this Act."

**26.** Section 89 presently reads:

"89. (1) No person who owns, controls or is in possession of any livestock shall knowingly permit any such livestock to stray or remain upon any highway both sides of which are abutting on property separated from the highway by a fence, wall, hedge, sidewalk, curb, lawn or building, unless the stock is in charge and control of some competent person or persons.

(2) Between the hours of sunset and sunrise, no person shall drive livestock upon, over or across any highway without keeping a sufficient number of herders on duty to open the road and permit the passage of vehicles at any time.

(3) Every inspector or peace officer who finds any livestock straying or remaining on a highway may take the livestock into his custody and may cause it to be taken and kept in a suitable place and fed, and all costs and charges for removal, care, feeding or keeping are a lien upon the livestock and the same may be enforced in the manner provided by The Livery Stable Keepers Act.

(4) In this section, "highway" means main highways, secondary highways, and district highways as defined respectively in The Public Highways Act."

(c) as an ambulance, or  
 (d) as a gas disconnecting unit of a public utility company,  
 shall be equipped with a siren without the authorization of the Minister.

**21.** Section 75 is amended by adding the following new subsection:

(3) A driver shall drive on a one-way highway only in the direction that is designated by the signs on, or erected or posted along the highway.

**22.** Section 79, subsection (1) is amended by striking out clauses (a) and (b) and by substituting the following:

- (a) from the rear, if the highway is a four-lane divided highway, or
- (b) from either direction, if the highway is a two-lane highway, or a four-lane undivided highway,

**23.** The following new section is added immediately after section 79:

**79a.** (1) The driver of a school bus shall not make a U-turn on any highway other than a four-lane divided highway.

(2) The driver of a school bus shall not make a U-turn on a four-lane divided highway if the total length of the school bus exceeds the shortest distance separating the traffic lanes for traffic proceeding in one direction from the traffic lanes for traffic proceeding in the opposite direction.

(3) The driver of a school bus making a U-turn on a four-lane divided highway shall, before completing the turn, bring the school bus to a stop on the cross-road so that no part of the bus projects over the traffic lanes on either side of the centre strip of the divided highway.

**24.** Section 80, subsection (5), clause (a) is amended by striking out the word "hire" and by substituting the word "compensation".

**25.** Section 85 is amended

- (a) by striking out the word "or" at the end of clause (d) and by adding the word "or" at the end of clause (e),
- (b) by adding immediately after clause (e) the following new clause:
  - (f) use or permit the use of any defaced certificate of registration.

**26.** Section 89 is struck out and the following section is substituted:

**27. Self-explanatory.**

**28. Section 104 presently reads:**

"104. All the powers, duties and functions vested in, imposed on, or exercised by the Minister pursuant to any of the provisions of this Act in so far as they apply or relate to

- (a) public service vehicles and commercial vehicles within the meaning of The Public Service Vehicles Act,
- (b) the licensing of operators of public service vehicles and commercial vehicles,
- (c) the licensing of chauffeurs, or
- (d) the financial responsibility of the owners and drivers of public service vehicles and commercial vehicles,

are hereby vested in and imposed on the Minister of Highways, and shall, subject to section 8 of The Public Service Vehicles Act, be exercised and administered by him under the provisions of The Public Service Vehicles Act."

**89.** (1) No domestic animal shall be on a highway unless it is in direct and continuous charge of a person who is competent to control it and who is controlling it in such manner that it does not obstruct or cause any damage to the highway or create any hazard to traffic on the highway.

(2) An employee of the Highways Department or a peace officer, may take into custody an animal that is on a highway contrary to subsection (1) and cause it to be taken to, fed and kept in a suitable place, and he has a lien upon the animal for the expenses of the removal, care, feeding and keeping of the animal.

(3) *The Livery Stable Keepers Act* applies *mutatis mutandis* for the purpose of recovering such expenses and disposing of any surplus moneys.

(4) Notwithstanding any action that may have been taken under subsection (2), the owner of an animal that is on a highway contrary to subsection (1) is guilty of an offence and liable on summary conviction to a fine of not more than fifty dollars.

(5) Nothing in subsection (1) or (4) imposes any civil liability for damages on the owner of an animal that is on a highway contrary to subsection (1) and any question of liability for damages arising in a civil action shall be determined as if those subsections had not been enacted.

(6) Subsections (1) to (4) do not apply to a highway adjacent to land

(a) held under a grazing lease or grazing permit, or

(b) established and operated as a community grazing reserve,

pursuant to *The Public Lands Act*.

**27.** The following new section is added immediately after section 92:

**92a.** No person shall draw or tow by a motor vehicle on a highway any person riding a sled, toboggan, skis or bicycle.

**28.** Section 104 is struck out and the following section is substituted:

**104.** All the powers, duties and functions vested in, imposed on, or exercised by the Minister pursuant to any of the provisions of this Act in so far as they apply or relate to public service vehicles and commercial vehicles within the meaning of *The Public Service Vehicles Act*, are hereby vested in and imposed on the Minister of Highways, and shall, subject to section 8 of *The Public Service Vehicles Act*, be exercised and administered by him under the provisions of *The Public Service Vehicles Act*.

**29. Section 107 reads in part:**

"107. The Lieutenant Governor in Council may, on the recommendation of the Minister, make such regulations as are necessary to carry out the provisions of this Act according to their obvious intent or to meet cases that arise and for which no provision is made by this Act, and without in any way restricting the generality of the foregoing, may make regulations".

**30. Section 110, subsection (2) presently reads:**

"(2) Where the motor vehicle is being driven  
 (a) with number plates issued pursuant to section 24, or  
 (b) by a mechanic who has custody of the vehicle for the purpose of repairs,

the inspector or the peace officer shall give the driver of the vehicle reasonable time within which to produce the certificate of registration."

**31. Section 114 reads in part:**

"114. Every inspector or peace officer who on reasonable and probable grounds believes that any person has committed an offence against any of the provisions of the sections hereinafter enumerated, whether the offence has been committed or not, may arrest such person without warrant and whether such person is guilty or not:".

**32. Section 127a, subsection (2) presently reads:**

"(2) In any prosecution under this Act, a certificate signed by a tester appointed under subsection (1) and bearing date thereon not more than thirty days before or after the date of the offence charged and stating therein the result of a test of the speedometer on the motor vehicle mentioned therein, is admissible in evidence without proof of the signature or appointment of the tester, as prima facie proof of the facts stated in the certificate."

**33. Section 139, subsection (1) presently reads:**

"139. (1) Any person who operates a motor vehicle without a subsisting certificate of registration thereof, or without a subsisting operator's licence, as the case may be, is guilty of an offence and liable upon summary conviction,

- (a) for a first offence to a fine of not more than one hundred dollars or to imprisonment for a term not exceeding thirty days, or to both such fine and imprisonment, and
- (b) for any subsequent offence to a fine of not more than five hundred dollars or to imprisonment for a term not exceeding six months, or to both fine and imprisonment."

**34. Section 140, subsections (2) and (3) presently read:**

"(2) The licence of any person who commits any offence against the provisions of Part III after a conviction for a second offence under that Part is ipso facto suspended.

(3) Where a licence is suspended and the Minister deems it a proper case for relief, he may in his discretion, issue a temporary permit or reissue the licence for such period and upon such terms and conditions as he deems just."

**35. Penalty section added.**



**29.** Section 107 is amended by adding immediately after clause (h) the following new clause:

(h1) establishing a Driver Review Board for the better carrying out of this Act and the regulations,

**30.** Section 110, subsection (2) is amended by adding immediately after clause (a) the following new clause:

(a1) by an appraiser who has custody of the vehicle for the purpose of appraisal, or

**31.** Section 114 is amended by adding immediately after clause (i) the following new clause:

(j) section 84 relating to the tampering with a motor vehicle.

**32.** Section 127a, subsection (2) is amended by adding immediately after the words "under this Act" the words "or the regulations or under *The Public Service Vehicles Act* or the regulations under that Act".

**33.** Section 139 is amended

(a) as to subsection (1) by striking out the words "or without a subsisting operator's licence, as the case may be,"

(b) by adding immediately after subsection (1) the following:

(1a) Any person who operates a motor vehicle when he does not hold a subsisting operator's licence is guilty of an offence and liable on summary conviction

(a) for a first offence to a fine of not more than one hundred dollars or to imprisonment for a term not exceeding thirty days, or to both such fine and imprisonment, and

(b) for any subsequent offence to a fine of not more than five hundred dollars or to imprisonment for a term not exceeding six months, or to both fine and imprisonment.

**34.** Section 140, subsection (3) is amended by adding immediately after the words "licence is suspended" the words and figure "pursuant to subsection (2)".

**35.** The following new section is added immediately after section 145:

**145a.** Any person who, in contravention of section 88,

(a) litters a highway, or

(b) removes a wrecked or damaged vehicle from a highway without removing glass or other injurious substance or thing dropped upon the highway from the vehicle,

**36. Section 150, subsection (1a) presently reads:**

- “(1a) A motor vehicle liability policy shall
- (a) insure to the limit of at least ten thousand dollars for loss or damage resulting from bodily injury to or the death of any one person, and subject to such limit for any one person so injured or killed, to the limit of at least twenty thousand dollars for bodily injury to or death of two or more persons in any one accident, and
  - (b) insure to the limit of at least two thousand dollars for damage to property resulting from any one accident,
- exclusive of interest and costs.”.

**37. Section 151, subsection (2) presently reads:**

- (2) Every such licence and registration remains suspended and shall not at any time thereafter be renewed, nor shall any new driver's licence be issued to, or new registration be permitted to be made by the person liable, until
- (a) the judgment
    - (i) Repealed 1961, c. 85, s. 21,
    - (ii) is satisfied or discharged, otherwise than by a discharge in bankruptcy,
      - (A) to the extent of at least ten thousand dollars, exclusive of interest and costs, for injury to or death of any one person,
      - (B) to the extent of at least twenty thousand dollars, exclusive of interest and costs, for bodily injury to or death of two or more persons in any one accident, subject to the limit prescribed in paragraph (A) for each person so injured, or killed, and
      - (C) to the extent of at least two thousand dollars, exclusive of costs, for damages to property of others, not being property carried in the motor vehicle that occasioned the accident, resulting from any one accident,
- and
- (b) such person gives proof of his financial responsibility.”.

**38. Section 157, subsection (1), clause (c) presently reads:**

- “157. (1) Proof of financial responsibility may be given in any one of the following forms:
- .....
- (c) the certificate of the Minister that the person named therein has deposited with him a sum of money or securities for money approved by him in the amount or value of twenty-two thousand dollars for each motor vehicle registered in the name of such person: the Minister shall accept any such deposits and issue a certificate therefor, if such deposit is accompanied by evidence that there are no unsatisfied executions against the depositor registered in the office of the sheriff for the judicial district in which the depositor resides.”.

**39. Self-explanatory.****40. Commencement of Act.**

is guilty of an offence and liable on summary conviction to a fine of not more than one hundred dollars.

**36.** Section 150 is amended by striking out subsection (1a) and by substituting the following:

(1a) A motor vehicle liability policy shall insure, in respect of any one accident, to the limit of twenty-five thousand dollars, exclusive of interest and costs, against loss or damage resulting from bodily injury to or the death of one or more persons and damage to property, and where in any one accident loss or damage results from bodily injury or death and damage to property

(a) any claim arising out of bodily injury or death shall have priority over claims arising out of damage to property to an amount of twenty thousand dollars, and

(b) any claims arising out of damage to property shall have priority over claims arising out of bodily injury or death to an amount of five thousand dollars.

**37.** Section 151, subsection (2) is amended by striking out clause (b) and by substituting the following:

(b) the judgment is satisfied or discharged, otherwise than by a discharge in bankruptcy, to the extent of at least twenty-five thousand dollars, exclusive of interest and costs.

**38.** Section 157, subsection (1), clause (c) is amended by striking out the words "twenty-two" and by substituting the words "twenty-five".

**39.** Section 173 is amended by adding the following new subsection:

(8a) Subject to subsection (2), no person shall drive a motor vehicle while it is impounded.

**40.** (1) This Act, except sections 36, 37 and 38, comes into force on the first day of July, 1962.

(2) Sections 36, 37 and 38 come into force on the first day of October, 1962.

No. 93

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FOURTH SESSION  
FOURTEENTH LEGISLATURE  
10 ELIZABETH II  
1962

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**BILL**

An Act to amend The Vehicles and  
Highway Traffic Act

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Received and read the

First time .....

Second time .....

Third time .....

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HON. MR. TAYLOR

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