

1987 BILL 209

Second Session, 21st Legislature, 36 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 209

SEAT BELT ACT

MR. SIGURDSON

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 209
Mr. Sigurdson

BILL 209

1987

SEAT BELT ACT

(Assented to , 1987)

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

1 *The Highway Traffic Act is amended by this Act.*

2 *Section 65 is repealed and the following is substituted:*

65(1) In this section, "seat belt" means any strap, webbing, or similar device designed to secure the driver or a passenger in a motor vehicle in order to reduce the possibility of injury or to reduce the severity of the injuries in any accident in which the motor vehicle is involved, and includes all necessary buckles and other fasteners and hardware designed for use in connection with or the installation of the seat belt.

(2) No person shall operate a vehicle on a highway unless every person in the vehicle occupying a seat equipped with a seat belt is properly secured by the complete seat belt.

(3) No person shall be a passenger in a seat equipped with a seat belt in a vehicle being operated on a highway unless he is properly secured by the complete seat belt.

(4) Subsections (2) and (3) do not apply to a person who is

(a) driving a vehicle in reverse;

(b) the holder of a certificate signed by a duly qualified medical practitioner certifying that the person is

(i) for the period stated in the certificate, unable for medical reasons to wear a seat belt, or

Explanatory Notes

1 This Bill will amend chapter H-7 of the Revised Statutes of Alberta 1980.

2 Section 65 presently reads as follows:

65 No person shall remove or render inoperative a seat belt assembly or passive restraint device in a motor vehicle if the seat belt assembly or passive restraint device was provided with the motor vehicle at the time it was manufactured as required by the Motor Vehicle Safety Act (Canada) and the regulations under that Act.

(ii) because of his size, build or other physical characteristic, unable to wear a seat belt;

(c) actually engaged in work which requires him to alight from and re-enter a vehicle at frequent intervals and who, while engaged in the work, does not drive or travel in that vehicle at a speed exceeding 50 kilometres per hour; or

(d) under the age of 5 years and is occupying and properly secured in a child seating assembly within the meaning of the *Child Transportation Safety Act*.

(5) For the purposes of this section, the driver of a vehicle shall be deemed to be the guardian as defined in the *Child Welfare Act*, of any person in the vehicle under the age of 16 years.

(6) No person shall operate on a highway a vehicle in which a seat belt required under the provisions of the *Motor Vehicle Safety Act* (Canada) at the time the vehicle was manufactured or imported into Canada has been removed, rendered partly or wholly inoperative or modified so as to reduce its effectiveness or is not in proper working order.

(7) No person shall remove or render inoperative a seat belt or passive restraint device in a vehicle if the seat belt or passive restraint device was provided with the motor vehicle at the time it was manufactured as required by the *Motor Vehicle Safety Act* (Canada) and the regulations under that Act.