

2022 Bill 5

Third Session, 30th Legislature, 71 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 5

TRAFFIC SAFETY AMENDMENT ACT, 2022

THE MINISTER OF TRANSPORTATION

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 5

2022

TRAFFIC SAFETY AMENDMENT ACT, 2022

(Assented to _____, 2022)

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

Amends RSA 2000 cT-6

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

**2 Section 1(1) is amended by adding the following after
clause (n):**

- (n.1) “flashing lamp” includes a stationary or rotating flashing lamp, a strobe lamp or a 360 degree warning lamp but does not include a turn signal lamp or a vehicle hazard warning lamp required under the regulations;

3 Section 115 is amended

- (a) **by renumbering subsection (1) as subsection (1.1) and
adding the following before subsection (1.1):**

Prohibited operation of vehicles, etc.

115(1) For the purposes of this section, “school bus” means a vehicle on which are displayed the words “school bus”.

- (b) **in subsection (2)(t)**

- (i) **by striking out subclause (iv) and substituting the
following:**

Explanatory Notes

1 Amends chapter T-6 of the Revised Statutes of Alberta 2000.

2 Adds definition.

3 Section 115 presently reads in part:

115(1) For the purposes of this section, a driver of a vehicle is driving carelessly if that driver drives the vehicle

(a) without due care and attention, or

(b) without reasonable consideration for persons using the highway.

(2) A person shall not do any of the following:

(iv) is travelling on the same side of the highway as a stopped vehicle with flashing lamps or travelling in the opposite direction as a stopped vehicle with flashing lamps on a highway consisting of only 2 traffic lanes that carry traffic in opposite directions, and

(ii) **in subclause (v) by striking out** “emergency vehicle or tow truck” **and substituting** “vehicle”;

(c) by repealing subsection (4) and substituting the following:

(4) Subsection (2)(t) does not apply

(a) where a speed limit is prescribed under section 108(1)(g), or

(b) when the stopped vehicle is a school bus.

4 This Act comes into force on Proclamation.

(t) subject to subsection (4), drive a vehicle on a highway at a speed greater than 60 kilometres per hour, or the maximum speed limit established or prescribed for that highway under

(i) this Act,

(ii) the Government Property Traffic Act (Canada), or

(iii) the National Parks Act (Canada),

whichever is lower, if the vehicle

(iv) is travelling on the same side of the highway as a stopped emergency vehicle or tow truck, and

(v) is passing the stopped emergency vehicle or tow truck when its flashing lamps are operating.

(4) Subsection (2)(t) does not apply if there are 2 or more traffic lanes for traffic moving in the same direction as the vehicle and there is at least one traffic lane between the driver's vehicle and the stopped emergency vehicle or tow truck.

4 Coming into force.

RECORD OF DEBATE

Stage	Date	Member	From	To
		Interventions	From	To
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