

## **Resolution 3C**

### **OFF-HIGHWAY VEHICLE USE (PASSED)**

⇒ District of East Hants

**WHEREAS** Off-Highway Vehicles are a source of economic prosperity to many rural Nova Scotia communities; and

**WHEREAS** other provinces have bestowed upon their municipalities the ability to regulate the use of Off-Highway Vehicles on the shoulders of municipal roads;

**THEREFORE BE IT RESOLVED** that the UNSM call upon the province to grant municipalities the authority to legislate, through bylaw, if, where and when Off- Highway Vehicle use is appropriate on the shoulders of municipal and provincial roads.

Response from:

*Departments of Transportation and Infrastructure Renewal & Department of Natural Resources*

#### **RESPONSES:**

##### ***(Response from Department of Transportation and Infrastructure Renewal)***

*The Department of Transportation and Infrastructure Renewal has a number of concerns respecting the safe operation of Off-Highway Vehicles on the shoulders of roadways on our Provincial highway system. As the issue requires further study, the Department is not prepared to consider this resolution at this time.*

##### ***(Response from Department of Natural Resources)***

*The responsibility for the Off-highway Vehicles Act is spread amongst more than one department within the Nova Scotia government. TIR has responsibility for aspects related to public highway use, while DNR is responsible for safety training and general use provisions.*

*Any decision with respect to Resolution 3C regarding the authority of municipalities to regulate OHV use on the shoulders of provincial highways requires the involvement of more than one department, any changes would also require amending relevant provincial legislation.*

*At this time, there are no plans to initiate a legislative review of the Off-highway Vehicles Act. It is anticipated, however, that the act will need a revision in future years. The item highlighted within Resolution 3C would be a discussion point for a review.*