

Consultation Report

Off-Highway Vehicle Act

Fall 2025

Department of Transportation and Infrastructure

Government of Prince Edward Island

Invitation to Provide Comment

Deadline for comments on the matters discussed in this Report is September 30, 2025.

The purpose of this Consultation Report is to allow interested persons an opportunity to consider the proposed amendments to the *Off-Highway Vehicle Act*. Any comments sent to the Department of Transportation and Infrastructure will be considered in the development of the proposed amendments on this topic.

Comments on these proposed amendments can be emailed to the Department of Transportation and Infrastructure: DeptTI@gov.pe.ca

This consultation is a public process. **The Department of Transportation and Infrastructure assumes that comments received on this Consultation Report are not confidential unless specifically indicated.** The Department may quote from or refer to your comments in whole or in part. The Department may attribute comments provided by organizations. If you would like your comments to be treated confidentially, please request confidentiality in your response.

Any personal information received by the Department through this consultation process is subject to the *Freedom of Information and Protection of Privacy Act*. If you have any questions or concerns, please contact the Department at the email address indicated above.

Proposed Amendments to the *Off-Highway Vehicle Act*

The Department of Transportation and Infrastructure is proposing to amend section 12 of the *Off-Highway Vehicle Act*. The *Off-Highway Vehicle Act* governs the operation and use of off-highway vehicles in the province.

The main goal of the proposed changes would be to provide municipalities with authority to create bylaws respecting all terrain vehicles.

The proposed changes to section 12 of the *Off-Highway Vehicle Act* include:

- A requirement that municipalities apply to the Minister of Transportation and Infrastructure for approval to make and enforce bylaws for the operation and use of all-terrain vehicles on highways within municipal boundaries.
- An explanation that any bylaw made by a municipality under this section that contravenes the *Off-Highway Vehicle Act* or the regulations has no force or effect.
- Requirements that a municipality specify in their bylaws the highways designated for all-terrain vehicle use and post signs on highways where all-terrain vehicle use is permitted.
- An assumption of risk provision for operators and passengers of off-highway vehicles being operated on highways.
- Increases in fine amounts for contravening section 12 of the Act for all off-highway vehicles, including when off-highway vehicles operate on highways that prohibit these vehicles. The proposed increases are:

from:

\$250-\$500 for a first offence and \$500-\$1000 for a subsequent offence

to:

\$500-\$1000 for a first offence and \$1000-\$2000 for a subsequent offence.

Comments on the proposed changes will be accepted until September 30, 2025.