



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

ROADS ACT CLOSING OF ROADS REGULATIONS

PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this regulation, current to February 1, 2004. It is intended for information and reference purposes only.

This document is *not* the official version of these regulations. The regulations and the amendments printed in the *Royal Gazette* should be consulted on the Prince Edward Island Government web site to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the *Table of Regulations* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

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ROADS ACT
Chapter R-15

CLOSING OF ROADS REGULATIONS

Made by the Minister of Highways under the *Roads Act* R.S.P.E.I. 1988, Cap. R-15

1. Definitions

In these regulations

- (a) “**heavy traffic**” means the use of any road or highway by any motor vehicle having a gross weight, with load, in excess of 8000 pounds;
- (b) “**pavement**” or “**paved road**” means those roads which have been paved or otherwise topped with bituminous asphalt or concrete;
- (c) “**publication**” means publication in a newspaper published in the province;
- (d) “**public notice**” means notice given to the public by or on behalf of the Minister, either by publication, or by radio or television announcement, to the effect that all or certain roads, as specified, are closed to heavy traffic or to all traffic, or that such roads as may have previously been indicated as being closed are now open, and such public notice may be given on Sunday or on a holiday;
- (e) “**traffic**” means the use of any road or highway by motor vehicles. (Mar.5/71)

2. Closing of roads

Upon giving of public notice, all paved roads, or such as may be specified in such notice, shall be closed to heavy traffic or to all traffic, as the case may be, and shall remain closed from midnight on the day upon which public notice is given or stated effective, until public notice shall have been given removing such closure. (Mar.5/71)

3. Offence

It shall be an offence against these regulations for any person to operate a motor vehicle, or a motor vehicle of the type prohibited, over or upon such roads as may have been declared to be closed pursuant to such public notice. (Mar.5/71)

4. Enforcement

Peace officers, as defined in clause 1(k) of the *Roads Act*, are hereby empowered to enforce these regulations. (Mar.5/71)

5. Evidence of notice

In any prosecution for an offence against these regulations the production of

- (a) a copy of a newspaper containing a public notice, or
- (b) an affidavit of the manager or person in charge of a radio or television broadcasting station, stating that public notice has been given over such station, the date of such public notice and the words used therein,

shall be conclusive evidence that such public notice was given, the contents of such public notice, the date and fact of such public notice. (Mar.5/71)

