



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

TRAILS ACT GENERAL REGULATIONS

PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this regulation, current to June 3, 2006. 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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TRAILS ACT
Chapter T-4.1

GENERAL REGULATIONS

Pursuant to section 14 of the *Trails Act* R.S.P.E.I. 1988, Cap. T-4.1, Council made the following regulations:

1. Definitions

In these regulations

- (a) “Act” means the *Trails Act* R.S.P.E.I. 1988, Cap. T-4.1;
- (a.1) “**at large**” means not under control and includes unleashed;
- (b) “**permit**” means a permit issued by the trail manager under subsection 2(4);
- (b.1) “**power-assisted bicycle**” means a power-assisted bicycle as defined in the *Motor Vehicle Safety Act* Regulations (Canada);
- (c) “**Prince Edward Island Snowmobile Association Inc.**” means the body corporate of that name incorporated under the *Companies Act* R.S.P.E.I. 1988, Cap. C-14;
- (d) “**trail**” means the trail designated by the Lieutenant Governor in Council under subsection 4(1) of the Act;
- (e) “**trail manager**” means a trail manager appointed by the Minister under subsection 5(2) of the Act. (EC760/03; 308/06)

2. Offences

- (1) Within the right-of-way occupied by the trail, no person shall
 - (a) cut, destroy or remove trees, hedgerows, shrubs or other vegetation;
 - (b) plant or otherwise introduce plants on the trail;
 - (c) add or remove topsoil, sand, gravel or any other organic or inorganic material;
 - (d) construct or erect buildings, signs, fences, walls, dams, drainage systems or other structures of any kind;
 - (e) remove, damage or deface gates, benches, shelters or other structures erected along the trail or at entrances or exits to the trail;
 - (f) remove or damage the trail surface, trail bed, bridges or any other surface or sub-surface features or structures of the trail;
 - (g) display any kind of advertisement, carry on any type of business or offer for sale any article or service;
 - (h) hunt or place traps or snares;

- (i) except where otherwise authorized by law, transport any type of unencased firearm that is loaded or unloaded;
- (j) pollute or obstruct any stream or body of water;
- (k) start, maintain or renew a fire, other than in grills or containers provided or contrary to provincial fire laws;
- (l) allow a dog or other animal to run at large; or
- (m) operate any conveyance drawn by an animal,

unless the person holds a permit authorizing the person to do so.

Offence and penalty

- (1.1) Every person who contravenes clause 2(1)(l) is guilty of an offence and is liable, on summary conviction, to a fine of not less than \$100 and not more than \$1,000.

Idem

- (2) No person shall ride a bicycle on the trail unless the person

- (a) is wearing a bicycle safety helmet; and
- (b) has the chin strap securely fastened.

Idem

- (3) No parent or guardian of a person under 16 years of age shall authorize or knowingly permit that person to ride or operate a bicycle on the trail unless the person

- (a) is wearing a bicycle safety helmet; and
- (b) has the chin strap securely fastened.

Offence and penalty

- (3.1) Every person who contravenes subsections (2) or (3) is guilty of an offence and is liable, on summary conviction, to a fine of not less than \$50 and not more than \$100.

Exception

- (4) Notwithstanding subsection (1), the trail manager may engage in activities prohibited in subsection (1) or section 3 or issue a permit to other persons to do so, where such activity is, in the opinion of the trail manager,

- (a) necessary for the proper management or maintenance of the trail; or
- (b) necessary to recognize specific needs or activities of adjacent property owners, where such activities are not otherwise prohibited by any other enactment. (EC760/03; 308/06)

3. Motorized vehicles

No person shall operate a motorized vehicle on the trail unless the person

- (a) is operating a snowmobile and is doing so in accordance with and during the term of a lease agreement between the Government of Prince Edward Island and the Prince Edward Island Snowmobile Association Inc.;
- (b) is operating a motorized wheelchair during the period beginning April 1 in a year and ending November 30 in that year;
- (b.1) is operating a power-assisted bicycle during the period beginning April 1 in a year and ending November 30 in that year;
- (c) is operating a police or highway safety vehicle or an emergency vehicle, including fire, ambulance and search and rescue vehicles, in respect of an emergency;



- (c.1) is operating a law enforcement vehicle for the purpose of conducting routine patrols;
- (d) is operating a trail maintenance vehicle; or
- (e) holds a permit which authorizes the person to operate the motorized vehicle on the trail. *(EC760/03; 308/06)*

3.1 Offence and penalty

Every person who contravenes section 3 is guilty of an offence and is liable, on summary conviction, to a fine of \$225. *(EC308/06)*

4. Signs

The Minister may authorize signs to be posted on the trail by the trail manager or his or her agent to

- (a) prescribe maximum rates of speed for snowmobiling;
- (b) permit, regulate or prohibit parking of any vehicle at park access points;
- (c) require stops by a snowmobile or bicycle;
- (d) close the trail or sections of it;
- (e) limit the hours during which the trail or a section of it may be used;
- (f) warn trail users of particular hazards or conditions;
- (g) direct or control the use of the trail by pedestrians or vehicles;
- (h) permit, regulate or prohibit use of the trail or sections of it by persons riding or leading saddled horses. *(EC760/03)*