



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

HIGHWAY TRAFFIC ACT MOTOR VEHICLE INSPECTION REGULATIONS

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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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HIGHWAY TRAFFIC ACT
Chapter H-5

MOTOR VEHICLE INSPECTION REGULATIONS

Pursuant to section 312 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

GENERAL

1. Definitions

In these regulations

- (a) “**Act**” means the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5;
- (b) “**all terrain vehicle**” means a wheeled or tracked vehicle designed for travel primarily on unprepared surfaces such as open country and marshland, but does not include a snowmobile, implement of husbandry or construction machinery;
- (c) “**antique motor vehicle**” means a vehicle
 - (i) which is at least thirty years old or a classic recognized by the Classic Car Club of America,
 - (ii) which has been certified by an inspector for authenticity, running order and safety,
 - (iii) which is an insured motor vehicle,
 - (iv) which is not used as a private passenger vehicle or for commercial purposes, and
 - (v) the owner of which is a member of the Prince Edward Island Antique Auto Club and has one or more vehicles registered in his name;
- (d) “**approval sticker**” means a notice in the form of a decal that when properly affixed to a vehicle
 - (i) indicates that the vehicle has passed a periodic inspection, and
 - (ii) indicates the inspection due date;
- (e) “**authorized inspection mechanic**” means a person licensed by the Registrar to perform inspections pursuant to these regulations;
- (f) “**certificate of inspection**” means a certificate issued under subsection 3.1(4);
- (f.1) “**converter dolly**” means a vehicle that is designed and normally used to convert a semi-trailer to a full trailer, and consists of a drawbar, a frame, one or more axles and the lower half of a fifth wheel assembly;

- (f.2) revoked by EC141/13;
- (g) revoked by EC141/13;
- (h) revoked by EC141/13;
- (h.1) “**drawbar**” means a structure connected to the chassis frame of a trailer or converter dolly that includes a device for coupling to a hitch on a towing vehicle;
- (i) revoked by EC141/13;
- (j) “**farm truck**” means a truck
 - (i) that is owned by a *bona fide* farmer as defined in the *Real Property Assessment Act* R.S.P.E.I. 1988, Cap. R-4,
 - (ii) that is used only for transporting
 - (A) the farmer, the farmer’s family and other persons the farmer chooses to transport or cause to be transported without charging a fee,
 - (B) tools, machinery, equipment and materials that are used on the truck owner’s farm in agricultural production,
 - (C) animals and animal products, poultry and poultry products, plants and plant products, or products of the forest that are grown or produced on the truck owner’s farm, and
 - (iii) that has a manufacturer’s weight rating of at least 4,500 kg, but that does not have more than two axles,
and includes
 - (iv) a military surplus three-axle vehicle used exclusively for farm purposes,
 - (v) a tandem rear three-axle commercial motor vehicle used exclusively for farm purposes, and
 - (vi) a tractor-trailer combination used exclusively for farm purposes;
- (k) “**farm wagon**” means a two-axle, four-wheeled vehicle designed for carrying farm products and for being drawn by a farm tractor, and so constructed that no part of its load weight rests upon the towing vehicle;
- (k.1) “**fifth wheel assembly**” means a coupling device whose lower half consists of a plate and locking jaws mounted on the rear portion of the frame of a vehicle or converter dolly and whose upper half consists of a plate and a kingpin fastened to the underside of the forward portion of a semi-trailer for the purpose of supporting and towing the semi-trailer;
- (l) revoked by EC141/13;
- (m) “**inspection**” means, unless the context indicates otherwise, a periodic inspection or a salvage vehicle inspection;
- (n) “**inspection due date**” means the date by which a vehicle is required to pass a periodic inspection in accordance with clause 3(1)(a);
- (o) “**inspection sticker**” means
 - (i) an approval sticker,
 - (ii) a rejection sticker, or
 - (iii) an unsafe sticker;
- (p) revoked by EC141/13;
- (p.1) “**kingpin**” means the pin that couples a semi-trailer to the lower half of a fifth wheel assembly;
- (q) “**license**” means a license issued by the Registrar to an official inspection station or to an authorized inspection mechanic;



- (r) revoked by EC141/13;
- (s) “**mobile home**” means a vehicle designed as a mobile housing unit not designed primarily for the transportation of persons or property, and incidentally moved over the highways when properly equipped with lights, undercarriage, and towing equipment;
- (t) revoked by EC141/13;
- (u) revoked by EC141/13;
- (v) “**motor home**” means a vehicle designed for carrying and accommodating persons primarily for recreation and mounted on a motor vehicle chassis, but does not include a slide-in camper;
- (w) “**motor vehicle inspection report**” means the form on which a record is maintained of the items checked on a vehicle during an inspection;
- (x) “**new vehicle**” means a vehicle having been driven less than 500 kilometres not including any manufacturer’s tests, and ownership of which is in a manufacturer, distributor or dealer and that never has been used to destroy its newness or convert it into or make it a used or secondhand vehicle as these terms are commonly used or understood in trade or business;
- (y) “**official inspection station**” means a garage, service station or body shop licensed pursuant to these regulations;
- (z) “**Official Inspection Station Manual**” means the manual of specifications and procedures prepared by the Registrar pursuant to subsection 4(7);
- (aa) “**periodic inspection**” means an inspection to assess the safety of the mechanical systems of a vehicle that is conducted in accordance with sections 3 and 4;
- (bb) “**regulations**” means the Motor Vehicle Inspection Regulations;
- (cc) “**rejection sticker**” means a notice in the form of a decal that when properly affixed to a vehicle indicates that the vehicle
 - (i) has failed to pass a periodic inspection, and
 - (ii) is safe to operate on a highway for the period of time permitted under subsection 6(3) or (4);
- (cc.1) “**salvage vehicle**” means a salvage vehicle as defined in clause 234.1(1)(c) of the Act;
- (cc.2) “**salvage vehicle inspection**” means an inspection to assess the structural integrity of a salvage vehicle that is conducted in accordance with subsections 3.1(2) and (4) and subsection 4(6.2);
- (dd) revoked by EC733/05;
- (ee) revoked by EC141/13;
- (ff) revoked by EC141/13;
- (gg) “**station identification sign**” means an official inspection station sign supplied by the Registrar;
- (hh) to (ll) revoked by EC141/13;
- (mm) “**unsafe sticker**” means a notice in the form of a decal that when properly affixed to a vehicle indicates that the vehicle
 - (i) has failed to pass a periodic inspection, and
 - (ii) is unsafe to operate on a highway. (EC441/91; 733/05; 141/13; 441/20)

2. Administration

- (1) The Registrar shall administer these regulations.

Inspectors

- (2) The Minister may appoint such employees of the division as he considers advisable to act as inspectors. (*EC441/91; 141/13*)

PERIODIC INSPECTION OF VEHICLES

3. Inspection required

- (1) Subject to subsections (4) to (7), all vehicles in use on the highway and registered in the province shall pass a periodic inspection
- (a) at least once every 12 months but where the vehicle is a bus, the vehicle shall be inspected at least once every six months;
 - (b) immediately following repair for damage to the vehicle where the damage has made the vehicle incapable of meeting the standards prescribed by these regulations and the Official Inspection Station Manual; and
 - (c) in the name of the registered owner or vendor immediately before being sold, unless it has previously been inspected and approved in the name of the registered owner or vendor under these regulations.

Authorized inspection mechanic

- (2) A periodic inspection shall be made by an authorized inspection mechanic at an official inspection station.

Periodic inspection

- (3) The periodic inspection referred to in clause (1)(a) shall be conducted in the same month as that in which the vehicle was first inspected.

Former residents of Nova Scotia or New Brunswick

- (4) Private passenger vehicles upon which an inspection has been made pursuant to the *Motor Vehicle Act* of the Province of Nova Scotia or the *Motor Vehicle Act* of the Province of New Brunswick, while the registered owner was a resident of either of those provinces, shall on being registered in this province pass a periodic inspection not later than twelve months after the last motor vehicle safety inspection of that motor vehicle in either of those provinces.

New vehicles imported from other provinces

- (5) New vehicles originally inspected pursuant to the *Motor Vehicle Act* of Nova Scotia or New Brunswick shall, on being registered in this province, pass a periodic inspection before the expiry of that inspection or in any event not later than twelve months after the last motor vehicle inspection of that vehicle in either of those provinces.

Out of province commercial vehicles

- (6) All out of province commercial vehicles are required to display a valid vehicle inspection approval sticker issued by a recognized jurisdiction in accordance with the timetable set out in the Schedule.

Exempt vehicles

- (7) The following vehicles are exempt from periodic inspections:



- (a) all terrain vehicles;
- (b) antique motor vehicles;
- (c) vehicles owned and operated by the Department of National Defence;
- (d) farm tractors;
- (e) farm wagons;
- (f) implements of husbandry;
- (g) mobile homes;
- (h) special mobile equipment not capable of exceeding 50 km/h;
- (i) trailers under 450 kg gross vehicle mass;
- (j) trailers that haul commercial fishing boats in Prince Edward Island when moving at a speed less than 40 km/h and that when used on a highway are equipped with lights of such description as may be approved by the Director;
- (k) bicycles;
- (l) mopeds. (*EC441/91; 733/05; 141/13; 441/20*)

INSPECTION OF SALVAGE VEHICLES

3.1 Registration as rebuilt vehicle

- (1) For the purposes of subsection 234.1(5) of the Act, a salvage vehicle that has been rebuilt shall pass a salvage vehicle inspection and a periodic inspection for registration as a rebuilt vehicle.

Salvage vehicle inspection

- (2) A salvage vehicle inspection shall be conducted
 - (a) by an authorized inspection mechanic with the qualifications and license classification to inspect salvage vehicles;
 - (b) subject to subsection (3), at an official inspection station authorized for the inspection of salvage vehicles; and
 - (c) in accordance with the procedures and standards required by these regulations.

Inspection of part during rebuild

- (3) Where a part of a salvage vehicle may only be properly inspected while the salvage vehicle is being rebuilt, an authorized inspection mechanic with the qualifications and license classification to inspect salvage vehicles may inspect that part of the salvage vehicle at a location other than an official inspection station authorized for the inspection of salvage vehicles.

Certificate of inspection

- (4) Where, after conducting a salvage vehicle inspection, an authorized inspection mechanic determines that the salvage vehicle meets the current Original Equipment Manufacturer (OEM) or Inter-industry Conference on Auto Collision Repair (I-CAR) standards, the authorized inspection mechanic shall issue to the owner of the salvage vehicle a certificate of inspection certifying that the salvage vehicle has passed the salvage vehicle inspection.

Periodic inspection

- (5) An authorized inspection mechanic shall not conduct a periodic inspection of a salvage vehicle unless the salvage vehicle has passed a salvage vehicle inspection and a certificate of inspection has been issued with respect to the salvage vehicle. (EC141/13)

PARTS OF VEHICLE TO BE INSPECTED

4. Parts to be inspected

- (1) The following parts of a motor vehicle shall be inspected during a periodic inspection:

- (a) windshield and other glazing;
- (b) windshield washer and wipers;
- (c) horn;
- (d) rearview mirrors;
- (e) brakes;
- (f) steering system;
- (g) suspension system;
- (h) exhaust system including catalytic converter on 1990 and newer models;
- (i) fuel system;
- (j) tires and wheels;
- (k) body components;
- (l) frame and cross members;
- (m) odometer and speedometer function;
- (n) headlight aiming;
- (o) lighting equipment;
- (p) coupling devices and towing connections (if so equipped);
- (q) seat belts.

School bus inspection

- (2) The following parts of a bus shall be inspected during a periodic inspection:

- (a) those parts of a motor vehicle referred to in subsection (1);
- (b) fire extinguishers;
- (c) emergency door indicator;
- (d) main door operating lever;
- (e) signs and lettering; and
- (f) accelerator pedal;
- (g) drive belts;
- (h) drive shafts;
- (i) clutch (if so equipped);
- (j) engine shut down;
- (k) shift pattern;
- (l) engine starter;
- (m) neutral safety switch (if so equipped);



- (n) fire extinguisher;
- (o) hazard warning kit;
- (p) electrical system;
- (q) first aid kit;
- (r) service and emergency doors;
- (s) step well;
- (t) sun visors;
- (u) heaters and defrosters;
- (v) seats and interior;
- (w) mud flaps;
- (x) auxiliary compartments;
- (y) engine and transmission mounts.

Odometer reading

- (3) The authorized inspection mechanic shall during an inspection made under subsections (1) and (2) record on the vehicle inspection form the reading on the odometer.

Trailer parts for inspection

- (4) The following parts of a trailer or converter dolly shall be inspected during a periodic inspection:
- (a) brakes (if so equipped);
 - (b) coupling devices and towing connections;
 - (c) suspension system;
 - (d) lighting equipment;
 - (e) tires and wheels;
 - (f) frame and cross members;
 - (g) glazing (if so equipped);
 - (h) body components; and
 - (i) landing gear (if so equipped);
 - (j) mud flaps or fenders;
 - (k) cargo body;
 - (l) steering (if so equipped);
 - (m) retro-reflective markings;
 - (n) load securement devices;
 - (o) under ride protection devices.

Motorcycle parts for inspection

- (5) The following parts of a motorcycle shall be inspected during a periodic inspection:
- (a) horn;
 - (b) brakes;
 - (c) lighting equipment;
 - (d) exhaust system;
 - (e) tires and wheels;
 - (f) all cables;

- (g) steering system;
- (h) suspension system;
- (i) frame and forks;
- (j) handle bars;
- (k) foot rests;
- (l) chain, belt or drive-shaft protection;
- (m) fuel system;
- (n) body components;
- (o) mirrors;
- (p) windshield or windscreen (if so equipped); and
- (q) odometer and speedometer function.

Farm truck parts for inspection

- (6) The following parts of a farm truck shall be inspected during a periodic inspection:
- (a) brakes;
 - (b) steering;
 - (c) horn;
 - (d) lights;
 - (e) rearview mirrors;
 - (f) windshield wipers;
 - (g) coupling devices and towing connections (if so equipped).

Commercial vehicle parts for inspection

- (6.1) The following parts of a commercial vehicle shall be inspected during a periodic inspection:
- (a) those parts of a motor vehicle referred to in subsection (1);
 - (b) accelerator pedal;
 - (c) drive shaft;
 - (d) clutch;
 - (e) engine shut down;
 - (f) fire extinguisher;
 - (g) hazard warning kit;
 - (h) headache rack;
 - (i) electrical system;
 - (j) cargo body;
 - (k) load securement device;
 - (l) under ride protection devices;
 - (m) sun visors;
 - (n) mud flaps;
 - (o) retro-reflective markings.

Salvage vehicle parts to be inspected

- (6.2) The following parts of a salvage vehicle shall be inspected during a salvage vehicle inspection:
- (a) front clip;



- (b) rear clip;
- (c) window installation and seals;
- (d) body panels for fit and alignment;
- (e) frame and sub-frame;
- (f) floor pan and underbody components;
- (g) sub-frame crumple zones;
- (h) frame rails;
- (i) body mounts;
- (j) tracking and suspension components;
- (k) fuel tank securement and mounting;
- (l) symmetric and asymmetric measurements;
- (m) strut towers and mounts;
- (n) hood and trunk covers;
- (o) radiator support;
- (p) doors;
- (q) pillars and hinge components;
- (r) bumpers;
- (s) bumper mounts and bumper covers;
- (t) roof and roof posts;
- (u) airbags.

Official inspection station manual

- (7) The Registrar shall prepare a manual prescribing minimum specifications and standards of performance for equipment and procedures for the purposes of a periodic inspection under these regulations. (EC441/91; 733/05; 663/08; 141/13)

STANDARDS**5. Failure to meet standards**

- (1) Where any part required to be inspected does not meet the standards prescribed by these regulations, or the Official Inspection Station Manual, the vehicle shall be rejected.

Missing parts

- (2) Where any part required to be inspected under these regulations is missing from the vehicle, the vehicle shall be rejected.

Incorrect registration

- (3) Where the plate number and vehicle identification (serial) number of the registration permit does not correspond with the number plates and identification number of the vehicle, the vehicle shall be rejected.

Notice to Registrar

- (4) Where a vehicle is rejected pursuant to subsection (3) the authorized inspection mechanic shall notify the Registrar forthwith. (EC441/91; 141/13)

RE-INSPECTION

6. Rejection and reinspection

- (1) Where a vehicle has failed to pass a periodic inspection and has been rejected, the owner of the vehicle shall cause all necessary repairs to be made to enable the vehicle to meet the standards referred to in section 5 and within ten days of the date of rejection, the owner shall return the vehicle for *re*-inspection to an official inspection station.

Reinspection procedure

- (2) When the owner of a vehicle referred to in subsection (1) returns the vehicle following necessary repairs within ten days for *re*-inspection to the same official inspection station, the items previously found defective will be inspected, and other items may be inspected. If the owner of a vehicle requiring *re*-inspection exceeds the ten day rejection period or goes to a different inspection station, a complete inspection will be made of that vehicle.

Operation of rejected vehicle

- (3) Where a vehicle has failed to pass a periodic inspection and has been rejected, the owner of that vehicle may operate the vehicle for a period not exceeding ten days from the date of issuance of the rejection sticker.

Extension of rejection period

- (4) Where a vehicle has failed to pass a periodic inspection and has been rejected, the owner or operator of the vehicle may apply to the Registrar to have the termination date of the rejection sticker extended and the Registrar may in his discretion extend the date.

In-transit permit

- (5) Where a vehicle has been issued a transit permit, the vehicle may be driven directly to an official inspection station for a periodic inspection provided that the owner has first ensured that all required safety equipment is in proper working order. (EC441/91; 141/13)

MOTOR VEHICLE INSPECTION REPORT (MVIR)

7. Inspection report

All authorized inspection mechanics shall record the results of an inspection on a motor vehicle inspection report form, and a copy of each report shall upon completion thereof by an authorized inspection mechanic be delivered forthwith by the authorized inspection mechanic to the Registrar and to the owner of the vehicle so inspected. (EC441/91; 141/13)

8. Production of report

The owner of a vehicle shall at all times keep a copy of the vehicle inspection report in the vehicle to which it applies and shall, upon request by a peace officer or inspector, produce the report at such time and place as may be required by the peace officer or inspector. (EC441/91)



INSPECTION STICKERS

9. Stickers

- (1) Inspection stickers shall be in a form approved by the Registrar and may be issued as follows:
 - (a) approval stickers, issued by an authorized inspection mechanic to a vehicle after a periodic inspection;
 - (b) rejection stickers, issued by an authorized inspection mechanic to a vehicle after a periodic inspection, or issued by a peace officer or inspector to a vehicle that does not comply with inspection standards;
 - (c) unsafe stickers, issued by an authorized inspection mechanic to a vehicle after a periodic inspection or issued by a peace officer or inspector to a vehicle that does not comply with inspection standards and is unsafe for use on the highway.

Affixing stickers

- (2) Inspection stickers shall be affixed as follows:
 - (a) on motor vehicles, the approval, rejection or unsafe decal shall be placed on the inside of the windshield in the lower left corner;
 - (b) on motor cycles, the approval, rejection or unsafe decal shall be placed on the lower part of the left front fork;
 - (c) on trailers, the approval, rejection or unsafe decal shall be placed on the lower left front corner of the trailer.

Idem

- (3) Inspection stickers shall not be affixed to a vehicle except by
 - (a) the authorized inspection mechanic immediately following a periodic inspection;
 - (b) an inspector acting in the course of his duties;
 - (c) in the case of rejection or unsafe stickers, a peace officer; or
 - (d) in the case of a replacement inspection sticker, an employee of the division.

Replacement approval stickers

- (4) An inspector or authorized inspection mechanic may issue replacement approval stickers in accordance with the Official Inspection Station Manual.

Removal of sticker

- (5) No person shall remove an inspection sticker from a vehicle unless he is acting under these regulations as
 - (a) an authorized inspection mechanic;
 - (b) a peace officer;
 - (c) an inspector appointed under subsection 2(2);
 - (d) a registered owner or dealer acting under clause 19(1)(k) or 19(2); or
 - (e) an employee of the division acting under clause (3)(d).

Penalties

- (6) For a violation of subsection (3) or (5), the Registrar may suspend or terminate a license issued to the official inspection station or the license of an authorized inspection mechanic employed by the owner or lessee of the official inspection station, or both licenses. (*EC441/91; 141/13*)

10. Operation of vehicle on test

- (1) Nothing in these regulations shall be construed to preclude the operation on test by an authorized inspection mechanic of a vehicle that does not have a valid approval sticker.

New vehicle, exception

- (2) A new vehicle that has an unplatd vehicle permit in the dealer's name with a dealer plate of the same dealer attached to the rear of the vehicle does not require an approval sticker to be operated on a highway.

Used vehicle, exception

- (3) A used vehicle does not require a valid inspection sticker if the following criteria are met:
- (a) a valid dealer plate is attached to the rear of the vehicle;
 - (b) there is in the vehicle an unplatd permit for that vehicle in the dealer's name;
 - (c) the driver is an employee of the dealer; and
 - (d) the vehicle is driven only during normal business hours and for the purpose of having the vehicle inspected. *(EC441/91)*

LICENSING - OFFICIAL INSPECTION STATION

11. Application

- (1) Application for licensing as an official inspection station shall be made on forms supplied by and filed with the Registrar.

Fee

- (2) A cheque or money order in the amount specified in the Fees Regulations shall accompany each application submitted and if the application is refused the fee shall be refunded.

Investigation

- (3) Upon receipt of an application for licensing of an official inspection station, the Registrar may cause an investigation to be made to determine whether the applicant meets the requirements of the Act, these regulations, and the Official Inspection Station Manual.

Hours of operation

- (4) Revoked by EC141/13.

Notification

- (5) Each applicant approved shall be notified and issued an official inspection station license by the Registrar and those rejected shall be notified by the Registrar of the reason for rejection.

Duration of license

- (6) A license shall be valid for the period specified therein.

Type of vehicle to be inspected

- (6.1) The Registrar shall indicate on the license for an official inspection station the type of vehicle the official inspection station is authorized to provide inspections for.



Unauthorized inspections prohibited

- (6.2) No person shall inspect a vehicle and no owner or lessee of an official inspection station shall permit a vehicle to be inspected at an official inspection station unless the current license for the official inspection station authorizes the inspection of that type of vehicle at that station.

Renewal

- (7) Applications for a renewal of license must be received by the Registrar not later than thirty days prior to the expiration date of the current license.

Hearing

- (8) Any person whose application for a license is rejected by the Registrar shall, upon his request, be afforded a hearing by the Director and the Director may upon the conclusion of the hearing approve or reject the application.

Second hearing

- (9) Any applicant who is dissatisfied with the result of a hearing under subsection (8) shall upon request in writing be afforded a second hearing before a board composed of such members as the Director may appoint and the decision of the board shall constitute the final phase of appeal for administrative purposes. *(EC441/91; 141/13)*

REQUIREMENTS - OFFICIAL INSPECTION STATION

12. Space and equipment requirements

- (1) All official inspection stations shall have
- (a) an enclosed space
 - (i) of not less than 4.5 m in width and 7.6 m in length, or
 - (ii) in the case of a commercial motor vehicle sufficient space to accommodate the vehicle;
 - (b) such equipment as is required by the Official Inspection Station Manual; and
 - (c) at least one authorized inspection mechanic;
 - (d) a sign on the building indicating the business name of the owner or lessee; and
 - (e) a permit or letter of approval for the business from the council of the municipality in which it is located.

Requirements for salvage vehicle inspection station

- (1.1) The Registrar may authorize the inspection of salvage vehicles at an official inspection station if
- (a) the official inspection station is a body repair shop;
 - (b) the official inspection station is equipped with
 - (i) a four-wheel alignment machine or immediate access to such a machine is available,
 - (ii) three-dimensional measuring equipment,
 - (iii) a tram gauge for measurement,
 - (iv) frame straightening equipment or immediate access to such equipment is available,
 - (v) a digital camera, and

- (vi) adequate tools to conduct necessary adjustments;
- (c) immediate access to measurements and specifications for all vehicles is available at the official inspection station; and
- (d) at least one authorized inspection mechanic with the qualifications and license classification to inspect salvage vehicles is employed at the official inspection station.

Delay

- (2) The owner or lessee of an official inspection station shall ensure that all motor vehicles presented for inspection are inspected without undue delay.

License is non-transferable

- (3) The license for an official inspection station shall be for the garage, service station or body shop at the location designated, in the name of the owner or lessee, and shall not be transferable.

Notice of changes

- (4) Every owner or lessee of an official inspection station shall notify and obtain the approval of the Registrar of any change affecting ownership or location of the garage, service station or body shop licensed as an official inspection station.

Displayed license

- (5) The owner or lessee of an official inspection station shall display all licenses and station identification signs in such manner as the Registrar shall direct.

Materials property of the Crown

- (6) All material issued to an official inspection station for the purposes of these regulations shall remain the property of the Crown, and shall be returned on demand of an inspector or the Registrar.

Security of materials

- (7) Materials issued by or on behalf of the Registrar are required to be kept in a secure manner on the station premises or the home premises of the owner or lessee of an official inspection station.

Conduct of inspections

- (8) Inspections under these regulations shall be conducted only on the premises designated as an official inspection station, and only by the authorized inspection mechanics employed at that station. *(EC441/91; 141/13)*

LICENSING - AUTHORIZED INSPECTION MECHANIC

13. Application for mechanic's license

- (1) Application for licensing as an authorized inspection mechanic shall be made on forms supplied by and filed with the Registrar.

Fee

- (2) A fee in the sum specified in the Fees Regulations shall be payable by an applicant for an authorized inspection mechanic license, the fee shall accompany such application and if the application is refused, shall be refunded.



Investigation

- (3) Upon receipt of an application for licensing as an authorized inspection mechanic, the Registrar may cause an investigation to be made of the applicant to determine whether the applicant meets the requirements of these regulations and the Official Inspection Station Manual.

Notification

- (4) Each applicant approved will be notified and issued an authorized inspection mechanic's license by the Registrar, and those rejected shall be notified by the Registrar of the reason for rejection.

Duration of license

- (5) A license shall be valid for the period specified therein.

Renewal

- (6) Applications for a renewal of license must be received by the Registrar not later than thirty days prior to the expiration date of the current license.

Denial

- (7) The Registrar may deny the application of any applicant for an authorized inspection mechanic's license who fails to meet the requirements and qualifications prescribed by these regulations.

Hearing

- (8) Any person whose application for a license is rejected by the Registrar shall upon his request be afforded a hearing by the Director, and the Director may upon the conclusion of the hearing, approve or reject the application.

Second hearing

- (9) Any applicant who is dissatisfied with the result of a hearing under subsection (8) shall upon request in writing be afforded a second hearing before a board composed of such members as the Director may appoint and the decision of the board shall constitute the final phase of appeal for administrative purposes.

Classified by qualification

- (10) Applicants for licensing as an authorized inspection mechanic shall be classified according to individual qualification and authorized to inspect motor vehicles as follows:

	Type of Vehicle	License Classification	Qualification Required
1.	Motor vehicles including passenger cars, station wagons, any truck, bus, or motor home having a single rear axle designed for two wheels	A	Motor Vehicle Mechanic Heavy Equipment Mechanic Truck and Transport Mechanic
2.	Trailers or semi-trailers not equipped with brakes	A	
3.	Trucks, buses or motor homes equipped with hydraulic brakes floating axle design	B	Motor Vehicle Mechanic (except service station achievement certificate holder) Heavy Equipment Mechanic Truck and Transport Mechanic

4.	Trailers or semi-trailers equipped with electric or hydraulic brakes	B	
5.	Trucks, buses or motor homes equipped with air brakes	C	Motor Vehicle Mechanic (with air brake endorsement) Heavy Equipment Mechanic Truck and Transport Mechanic
6.	Trailers or semi-trailers equipped with air brakes	C	
7.	Motorcycle	D	Motorcycle Mechanic
8.	Salvage Vehicle	E	Motor Vehicle Body Repairer

Authorized inspections only

- (11) No authorized inspection mechanic shall inspect a vehicle except in accordance with the authorized inspection mechanic's qualifications and license classification. *(EC441/91; 141/13)*

14. Labour qualification

- (1) A person to qualify as an authorized inspection mechanic shall hold a Department of Innovation and Advanced Learning certificate in one of the following trades:
- (a) Motor Vehicle Mechanic Trade with a
 - (i) service station achievement certificate,
 - (ii) work permit,
 - (iii) certificate of proficiency,
 - (iv) certificate of qualification, or
 - (v) interprovincial qualification,
 - (vi) air brake endorsement;
 - (b) Heavy Equipment Mechanic with a
 - (i) certificate of proficiency,
 - (ii) certificate of qualification, or
 - (iii) inter-provincial qualification;
 - (c) Truck and Transport Mechanic with a
 - (i) certificate of proficiency,
 - (ii) certificate of qualification, or
 - (iii) inter-provincial qualification certificate;
 - (d) Motorcycle Mechanic with a certificate of qualification;
 - (e) Motor Vehicle Body Repair.

Driver's license

- (2) A person shall be at least eighteen years of age and have a valid Prince Edward Island driver's license to qualify as an authorized inspection mechanic. *(EC441/91; 639/93; 141/13)*

15. Knowledge of manual

- (1) An authorized inspection mechanic shall possess a thorough working knowledge of the contents of the Official Inspection Station Manual and is subject to *re*-examination at any time by an inspector to determine if he has adequate knowledge of these regulations and the Official Inspection Station Manual.



Temporary licensing

- (2) The Registrar may authorize the temporary licensing of an authorized inspection mechanic for a period not to exceed three months.

Display of license

- (3) An authorized inspection mechanic's license shall be conspicuously posted near his work area.

Notice of changes

- (4) Every authorized inspection mechanic shall notify the Registrar of any change in his employment location. *(EC441/91; 141/13)*

SELF-INSPECTION STATION

16. Fleet owners

- (1) A person or company owning or leasing not less than ten vehicles may be designated by the Registrar to be a self-inspection station for the periodic inspection of those vehicles.

Requirements

- (2) A self-inspection station shall comply with the requirements of these regulations and the Official Inspection Station Manual. *(EC441/91; 141/13)*

OWNERS OR LESSEES AND OFFICIAL INSPECTION MECHANICS TO COMPLY

17. Responsibility of license holders

- (1) The owners or lessees of official inspection stations and all authorized inspection mechanics are required to comply with these regulations and the Official Inspection Station Manual in their entirety.

Suspension or termination of license

- (2) When the owner or lessee of an official inspection station or an authorized inspection mechanic fails to comply with these regulations or the Official Inspection Station Manual, the Registrar may suspend or terminate any license issued. If the owner or lessee of the premises or the authorized inspection mechanic subsequently meets the requirements prescribed by these regulations the Registrar may issue a new license.

Return of materials

- (3) When the license of an official inspection station or an authorized inspection mechanic has been suspended or terminated the person so licensed shall immediately return to the Registrar all material issued to him by the Registrar. *(EC441/91; 141/13)*

HEARINGS ON SUSPENSION OR TERMINATION

18. Hearing

- (1) Any owner or lessee of an official inspection station or any authorized inspection mechanic whose license is suspended or terminated shall, upon request in writing, be afforded a hearing

by the Director, and the Director may upon the conclusion of the hearing confirm, adjust or cancel the term of suspension or confirm or cancel the termination of a license.

Second hearing

- (2) Any owner or lessee of an official inspection station or an authorized inspection mechanic who is dissatisfied with the result of a hearing under subsection (1) shall, upon request in writing, be afforded a second hearing before a board composed of such members as the Director may appoint and the decision of the board shall constitute the final phase of appeal for administrative purposes. (EC441/91)

OFFENCES

19. Offence

- (1) It is an offence for any person
- (a) to operate, or being the owner to permit another person to operate, a vehicle required to be inspected unless the vehicle has been inspected and displays a valid inspection sticker;
 - (b) to be in possession of any inspection sticker that has not been issued to a particular vehicle registered in his name and is not properly affixed to that vehicle;
 - (c) to alter any inspection sticker;
 - (d) to draw, prepare or manufacture any inspection sticker purporting to have been issued by an official inspection station which has not been issued by an official inspection station;
 - (e) to be in possession of or use any such inspection sticker knowing the same to have been so altered, drawn, prepared or manufactured;
 - (f) to use on a vehicle an inspection sticker which has been issued to another vehicle by an official inspection station;
 - (g) to display an inspection sticker on a vehicle in a place and in a manner other than that prescribed;
 - (h) to alter in any way any vehicle inspection report issued by an official inspection station or any official extension permit;
 - (i) to sell any vehicle that is required to be inspected pursuant to these regulations unless that vehicle has been inspected and approved as required in these regulations, and unless that vehicle complies with these regulations and the Official Inspection Station Manual;
 - (j) to sell any vehicle required to be inspected pursuant to these regulations unless
 - (i) the vehicle has been inspected in the name of the registered owner or vendor, or
 - (ii) clause (k) is complied with;
 - (k) to sell any vehicle required to be inspected pursuant to these regulations that does not meet the standards required in these regulations, and the Official Inspection Station Manual, unless the registered owner removes the number plates, validation stickers, and inspection sticker prior to the time of sale and writes on the front of the vehicle registration permit "SOLD NOT INSPECTED";
 - (l) to carry out any action that circumvents the requirements and intent of these regulations.



Idem

- (2) It is an offence
- (a) for any vendor to sell any vehicle required to be inspected pursuant to these regulations that does not meet the standards required in these regulations and official inspection manual unless the registered owner removes the number plates and removes and destroys the inspection sticker and writes on the front of the vehicle registration permit "SOLD NOT INSPECTED";
 - (b) for any vendor who is the holder of a valid dealer's trade license to sell any vehicle required to be inspected pursuant to these regulations that does not meet the standards required in these regulations and the official inspection manual at the time of sale unless he removes the inspection sticker and destroys it and clearly marks the vehicle as being sold without inspection and writes on the front of the vehicle registration permit "SOLD NOT INSPECTED".

Penalty

- (3) Any person guilty of an offence under subsection (1) or (2) is liable to a fine of not less than \$100 and not more than \$500. (EC441/91; 141/13)

SCHEDULE

OUT OF PROVINCE COMMERCIAL VEHICLES INSPECTION

1. A truck, truck-tractor, semi-trailer, trailer or dolly when used in a combination or combinations shall be inspected annually
 - (a) where the actual or registered weight exceeds 22,000 kg., commencing January 1, 1992;
 - (b) where the actual or registered weight exceeds 10,000 kg., commencing January 1, 1993;
 - (c) where the actual or registered weight exceeds 4,500 kg., commencing January 1, 1994.

(EC441/91)