
MOTOR VEHICLE AMENDMENT ACT, 2000**CHAPTER 16***Assented to June 29, 2000*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

1 Section 1 of the Motor Vehicle Act, R.S.B.C. 1996, c. 318, is amended

(a) by adding the following definition:

“motor assisted cycle” means a device

- (a) to which pedals or hand cranks are attached that will allow for the cycle to be propelled by human power,
- (b) on which a person may ride,
- (c) to which is attached a motor of a prescribed type that has an output not exceeding the prescribed output, and
- (d) that meets the other criteria prescribed under section 182.1 (3); ,

(b) in the definition of “motor vehicle” by adding “, but does not include a motor assisted cycle” at the end, and

(c) in the definition of “vehicle” by striking out “except a device designed to be moved by human power or used exclusively on stationary rails or tracks.” and substituting “but does not include a device designed to be moved by human power, a device used exclusively on stationary rails or tracks or a motor assisted cycle.”

2 Section 119 (1) is amended in the definition of “cycle” by adding “and includes a motor assisted cycle” after “may ride”.

3 Section 124 (1) is amended

(a) by adding the following paragraph:

- (x.1) that a parent or guardian of a person under the age of 16 years must not authorize or knowingly permit the person to operate a motor assisted cycle on a path or way designated under paragraph (y); , **and**

(b) in paragraph (y) by striking out “or (x);” and substituting “, (x) or (x.1);”.

4 The following section is added:

Motor assisted cycles

- 182.1 (1)** A person who is under the age of 16 years commits an offence if that person operates a motor assisted cycle on a highway.

- (2) A parent or guardian of a person under the age of 16 years commits an offence if the parent or guardian authorizes or knowingly permits the person to operate a motor assisted cycle on a highway.
- (3) The Insurance Corporation of British Columbia may make regulations respecting motor assisted cycles including, without limitation, regulations prescribing
 - (a) the criteria that must be met by a device in order for it to qualify as a motor assisted cycle for the purposes of this Act,
 - (b) the requirements that must be met in relation to operators of, and equipment attached to, motor assisted cycles, and
 - (c) restrictions on what may be attached to or carried on a motor assisted cycle.

Consequential Amendments

Commercial Transport Act

- 5 *Section 1 of the Commercial Transport Act, R.S.B.C. 1996, c. 58, is amended by repealing the definition of "motor vehicle" and substituting the following:*

"motor vehicle" means a vehicle designed to be self propelled, but does not include

- (a) a vehicle operating wholly on fixed rails or tracks,
- (b) an electric trolley bus, or
- (c) a motor assisted cycle within the meaning of the *Motor Vehicle Act*; .

Highway (Industrial) Act

- 6 *Section 1 of the Highway (Industrial) Act, R.S.B.C. 1996, c. 189, is amended by repealing the definition of "motor vehicle" and substituting the following:*

"motor vehicle" includes all vehicles propelled other than by muscular power, but does not include

- (a) the cars of electric and steam railways,
- (b) other motor vehicles running only on rails or tracks, or
- (c) motor assisted cycles within the meaning of the *Motor Vehicle Act*; .

Motor Carrier Act

- 7 *Section 1 of the Motor Carrier Act, R.S.B.C. 1996, c. 315, is amended by repealing the definition of "motor vehicle" and substituting the following:*

"motor vehicle" means a vehicle propelled otherwise than by muscular power, and includes any attached trailer, but does not include

- (a) airplanes,
- (b) the cars of electric and steam railways,

-
- (c) other vehicles running only on rails or tracks, or
 - (d) motor assisted cycles within the meaning of the *Motor Vehicle Act*; .

Waste Management Act

- 8 *Section 38 of the Waste Management Act, R.S.B.C. 1996, c. 482, is amended in the definition of "motor vehicle" by adding "*and includes a motor assisted cycle as that term is defined in that Act" *at the end.*

Commencement

- 9 Sections 1 to 8 come into force by regulation of the Lieutenant Governor in Council.