

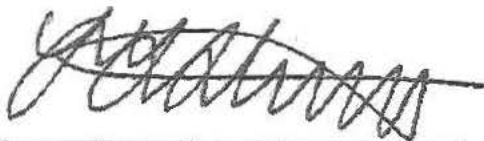
**PROVINCE OF BRITISH COLUMBIA**  
**ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL**

*Order in Council No.*      606                      , *Approved and Ordered*    August 11, 2016

  
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*Lieutenant Governor*

**Executive Council Chambers, Victoria**

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that, effective September 6, 2016, the Motor Vehicle Act Regulations, B.C. Reg. 26/58, are amended as set out in the attached Schedule.



*Minister of Transportation and Infrastructure*



*Presiding Member of the Executive Council*

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*(This part is for administrative purposes only and is not part of the Order.)*

**Authority under which Order is made:**

Act and section: *Motor Vehicle Act*, R.S.B.C. 1996, c. 318, s. 210

Other: *OIC 1004/58*

June 16, 2016

2/R/418/2016/50

## SCHEDULE

1 *The following Part is added to Division 24 of the Motor Vehicle Act Regulations, B.C. Reg. 26/58:*

### PART 3.1 – NEIGHBOURHOOD GOLF CARTS

#### Definitions

24.211 In this Part:

**“designated municipality”** means either of the following municipalities:

- (a) Village of Chase;
- (b) Town of Qualicum Beach;

**“municipal highway”** means a municipal highway as defined in the *Transportation Act*;

**“neighbourhood golf cart”** means a golf cart that

- (a) has 2 axles and 4 wheels,
- (b) has a minimum seating capacity for 2 persons and a maximum seating capacity for 4 persons,
- (c) has a motor that is not capable of propelling the golf cart faster than 32 km/hr on a paved level surface, and
- (d) meets the equipment requirements of section 24.215 (1) and (2);

**“NGC highway”** means the following located in a designated municipality:

- (a) a municipal highway that
  - (i) has a maximum speed limit of 30 km/hr or less,
  - (ii) is designated, by bylaw of the council of the designated municipality, for use by neighbourhood golf carts, and
  - (iii) has signs posted by the designated municipality indicating that the operation of neighbourhood golf carts is allowed;
- (b) a private place or passageway
  - (i) to which the public, for the purpose of the parking or servicing of vehicles, has access or is invited, and
  - (ii) that is immediately adjacent to a municipal highway referred to in paragraph (a);

**“NGC permit”** means a neighbourhood golf cart permit issued under section 24.216.

### **Application**

- 24.212** (1) Despite Parts 2 and 3 of this Division, this Part authorizes the use of neighbourhood golf carts
- (a) on NGC highways in the circumstances described in section 24.213, and
  - (b) to cross a municipal highway that is not an NGC highway in the circumstances described in section 24.214.
- (2) Despite sections 24.213 and 24.214, this Part does not affect the use of a golf cart on a highway when the use is authorized under section 3.1 of the Act or Parts 2 and 3 of this Division.

### **Use of neighbourhood golf carts on NGC highways**

- 24.213** A person must not use a neighbourhood golf cart on an NGC highway unless
- (a) the designated municipality in which the golf cart is being used has issued an NGC permit for the golf cart, the permit is valid and subsisting and the permit is kept with the golf cart,
  - (b) the use occurs during the period beginning 1/2 hour before sunrise and ending 1/2 hour after sunset,
  - (c) the daytime running lamps on the golf cart are illuminated,
  - (d) every person in the golf cart is at least 9 years of age, and
  - (e) the roadway as defined in section 119 of the Act is clear of snow, ice or slush.

### **Intersections**

- 24.214** A person must not use a neighbourhood golf cart that is on an NGC highway to cross another highway that is not an NGC highway unless the other highway is
- (a) a municipal highway that has a maximum speed limit that is 30 km/hr or less, or
  - (b) a municipal highway that has a maximum speed limit that is greater than 30 km/hr and equal to or less than 50 km/hr and the following requirements are met:
    - (i) there are signs posted by the designated municipality indicating that neighbourhood golf carts may cross at the intersection;
    - (ii) the intersection is controlled by a traffic control signal as defined in section 119 (1) of the Act or by 4 way stop signs.

### **Equipment requirements for neighbourhood golf carts**

- 24.215** (1) A neighbourhood golf cart must have the following equipment:
- (a) a steering wheel;
  - (b) service brakes;

- (c) a parking or emergency brake that, when applied, will alone stop and hold stationary the golf cart;
  - (d) a rear view mirror;
  - (e) a horn;
  - (f) tires that do not have any of the following defects:
    - (i) a cord break or air leak;
    - (ii) cracks, cuts or snags on the tread or sidewall of the tires that exceed 2.5 cm in length and expose the ply cords;
  - (g) daytime running lamps mounted on the front of the golf cart;
  - (h) a lamp type turn signal system consisting of
    - (i) 2 lamps mounted on the front of the golf cart that are capable of displaying flashes of white or amber light that are visible to the front, and
    - (ii) 2 lamps mounted on the rear of the golf cart that are capable of displaying flashes of red or amber light that are visible to the rear;
  - (i) 2 red stop lamps that are
    - (i) illuminated exclusively on application of the service brakes, and
    - (ii) mounted on the rear of the golf cart near the sides of the golf cart;
  - (j) 2 amber reflectors mounted on the side of the golf cart near the front and 2 red reflectors mounted on the rear of the golf cart;
  - (k) a seat belt assembly, as defined in section 220 (1) of the Act, for each seat in the golf cart.
- (2) The equipment referred to in subsection (1) must be in good working order.
  - (3) Divisions 4 [*Lamps*], 5 [*Brakes*], 7 [*Other Equipment*] and 7B [*Slow moving vehicles and equipment*] do not apply to a neighbourhood golf cart.

**NGC permit**

- 24.216** (1) A designated municipality may issue a neighbourhood golf cart permit to an owner of a motor vehicle if the municipality is satisfied that
- (a) the motor vehicle is a neighbourhood golf cart, and
  - (b) the owner knows the provisions in this Part respecting the use of neighbourhood golf carts.
- (2) An NGC permit expires on the earliest of the following:
- (a) the expiry date specified in the permit;
  - (b) the transfer of ownership of the neighbourhood golf cart;
  - (c) the date that is 2 years after the date the permit is issued.
- (3) A designated municipality that issues an NGC permit for a motor vehicle may cancel the permit if

- (a) the municipality becomes aware that the motor vehicle does not meet the requirements for a neighbourhood golf cart, or
  - (b) the municipality becomes aware that the owner or a person operating the owner's neighbourhood golf cart has contravened section 24.213 or 24.214 and the municipality is satisfied that the contravention presents a safety risk.
- (4) An NGC permit issued by a designated municipality is automatically cancelled on the day that the bylaw designating municipal highways in the designated municipality for use by neighbourhood golf carts is repealed.

**Presentation of NGC permit**

**24.217** A person operating a neighbourhood golf cart on a highway in a designated municipality must, on request of a peace officer, present the NGC permit for the golf cart.