

RURAL MUNICIPALITY OF BRITANNIA NO. 502

BYLAW NO. 24-2024

A BYLAW TO PROHIBIT THE USE OF ENGINE BRAKE RETARDERS

WHEREAS, the RM of Britannia has the duty to provide good government and the develop and maintain a safe a viable community, as per Part II, subsection 4(2) of *The Municipalities Act*; and

WHEREAS, Part II, subsection 8(1)(g) of *The Municipalities Act*, gives the RM of Britannia No. 502 authority to pass bylaws respecting streets and roads; and

WHEREAS, Part II, subsection 8(2) of *The Municipalities Act*, gives the RM of Britannia No. 502 authority to pass bylaws respecting the enforcement of bylaws;

The Council of the Rural Municipality of Britannia No. 502 in the Province of Saskatchewan enacts as follows:

1. SHORT TITLE

This Bylaw may be referenced as the “Engine Brake Retarder Bylaw.”

2. INTERPRETATIONS

The following definitions will apply to the corresponding words in in this bylaw:

- (a) “Engine Brake Retarders” also known as “retarders” or “engine brakes”, a mechanism designed to provide auxiliary slowing of a vehicle, which, when in use and inadequately muffled results in a harsh irritating noise.
- (b) “Municipality”, the Rural Municipality of Britannia No. 502.

3. USE OF ENGINE BRAKE RETARDERS PROHIBITED

- (a) No person operating a vehicle shall engage, operate, apply or use Engine Retarder Brakes in the Rural Municipality of Britannia No. 502, or anywhere on Saskatchewan Provincial Highways 3, 17, or 303 that are:
 - (i) situated within the boundaries of the Rural Municipality of Britannia No. 502;
and
 - (ii) adjacent to residential development; **and**
 - (iii) a sign has been posted by either the municipality or the Ministry of Highways prohibiting their use.
- (b) Notwithstanding 3. (a), the probation shall not apply in the of an emergency when the operation of engine retarder breaks is necessary to avoid the imminent possibility of a collision or traffic accident, hazard, or dangerous situation.

4. PENALTY

Any Person found guilty of an infraction of this Bylaw upon conviction shall be liable to the following fines:

- (a) 1st Offence: \$100.00
- (b) 2nd Offence: \$250.00
- (c) 3rd and each subsequent offence: \$500.00

5. SEVERABILITY

If a portion of this bylaw is found by a court of competent jurisdiction to be invalid, the invalid portion will be voided, and the rest of the bylaw remains valid and effective.



6. EFFECTIVE DATE

This bylaw shall come into force and take effect upon third and final reading of the bylaw.

Read a first time, this 25th day of September, 2024.

Read a second time, this 25th day of September, 2024.

Read a third time, this 25th day of September, 2024.

[Redacted Signature]

Reeve

Certified to be a true and correct copy
of Bylaw No. 24-2024 passed by
Resolution of Council on Sept 25/24
Administrator [Redacted]

[Redacted Signature]

Administrator

