REGULATION # 125/2005 Effective: Apr. 1/05

# PROVINCE OF BRITISH COLUMBIA

# ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No.

218

, Approved and Ordered

MAR 17 2005

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 April 1, 2005, the Violation Ticket Administration and Fines Regulation, B.C. Reg. 89/97, is amended

- (a) by repealing Schedule 1 and substituting the attached Schedule 1, and
- (b) by amending Schedules 2 and 3 as set out in the attached Appendix.

Attorney General and Minister Responsible for Treaty Negotiations

Presiding Member of the Executive Council

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

Authority under which Order is made:

Act and section:-

Offence Act, R.S.B.C. 1996, c. 338, section 132

Other (specify):-

oic 262/97

SCHEDULE 1	L
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	COLUMN 1	COLUMN 2	COLUMN 3
Item	Enforcement Officer	Enactments for Which a Violation Ticket or Appearance Notice May Be Issued	
1A	Police Officer [see also item 1B]	Every provision of the following enactments, the contravention of which constitutes an offence, other than those provisions referred to in Column 3:	
		(a) Commercial Transport Regulations, B.C. Reg. 30/78	Section 7.07 (1) (a) to (c) of the Commercial Transport Regulations, B.C. Reg. 30/78
		(b) Fish Inspection Act	
		(c) Fish Inspection Regulations, B.C. Reg. 12/78	
		(d) Fisheries Act	Section 13 (1), as it pertains to operating a plant without a licence, and section 28 of the <i>Fisheries Act</i>
		(e) Aquaculture Regulation, B.C. Reg. 78/2002	
		(f) Fisheries Act Regulations, B.C. Reg. 140/76	
		(g) Greater Vancouver Transit Conduct and Safety Regula- tion, B.C. Reg. 86/99	
		(h) Liquor Control and Licensing Act	Sections 33, 35, 38 (1), 46 (3) and 47 (2) of the Liquor Control and Licensing Act
		(i) Livestock Protection Act	
		(j) Motor Carrier Act and regulations made under the Motor Carrier Act	Section 65 (2) of the <i>Motor Carrier</i> Act
		(k) Motor Fuel Tax Act and regulations made under the Motor Fuel Tax Act	
		(1) Motor Vehicle Act and regulations made under the Motor Vehicle Act	Sections 24 (6) (a), (b) and (c), 58 (1) and (2), 69 (a) to (c), 70 (1) (a), 74, 90.4 (1), 95 (1), 100 (1), 102, 122 (4), 224, 226 (1) and 239 (2) of the <i>Motor Vehicle Act</i> ; Section 37.38 (2) of the Motor Vehicle Act Regulations, B.C. Reg. 26/58
		(m) Passenger Transportation Act	
		(n) Transit Conduct and Safety Regulation, B.C. Reg. 377/85	

- (o) Transport of Dangerous Goods Act
- (p) Transportation Act and regulations made under the Transportation Act
- (q) Transportation of Dangerous Goods Regulation of Canada, SOR/2001-286 as adopted by the Transport of Dangerous Goods Regulation, B.C. Reg. 203/85
- (r) Wildfire Act and regulations made under the Wildfire Act
- (s) Wildlife Act and regulations made under the Wildlife Act

Sections 7 (1), 22, 24 (6), (7) and (14), 26 (1) (a), (b), (e), (f) and (g), 27 (2), 28, 81, 82 and 96 (1) of the *Wildlife Act*;
Section 2.08 (3) of B.C. Reg. 338/82, the Wildlife Act
Commercial Activities Regulation

# 1B Police Officer [see also item 1A]

The provisions, referred to in Column 1 of Schedule 2 or 4, of the following enactments:

- (a) Commercial Transport Act
- (b) Environmental Management Act and regulations made under the Environmental Management Act
- (c) Firearm Act

Section 3 of the Firearm Act

- (d) Forest Act
- (e) Log Salvage Regulation for the Vancouver Log Salvage District, B.C. Reg. 220/81
- (f) Scaling Regulation, B.C. Reg. 446/94
- (g) Timber Marking and Transportation Regulation, B.C. Reg. 253/97
- (h) Forest and Range Practices Act and regulations made under the Forest and Range Practices Act
- (i) Forest Practices Code of British Columbia Act and regulations made under the Forest Practices Code of British Columbia Act

- (i) Motor Dealer Act
- (k) Motor Dealer Act Regulation, B.C. Reg. 447/78
- (l) Motor Vehicle (All Terrain) Act Section 6 (1) to (3) of the Motor regulations made under the Motor Vehicle (All Terrain) Act

Vehicle (All Terrain) Act

(m) Park and Recreation Area Regulation, B.C. Reg. 180/90 Sections 3 and 15 of the Park and Recreation Area Regulation, B.C. Reg. 180/90

- (n) Pesticide Control Act and regulations made under the Pesticide Control Act
- (o) Safe Streets Act
- (p) Trespass Act
- (q) Water Act and regulations made under the Water Act

Every provision of the following

Sections 93 (2) (a) and 94 (1) (f) of the Water Act

2 A person appointed under the Inspectors Authorization Regulation, B.C. Reg. 372/92, as

enactments, the contravention of which constitutes an offence, other than those provisions referred to in Column 3:

(a) a Carrier Safety Inspector,

- (b) a Commercial Transport Inspector,
- (c) a Dangerous Goods
- Inspector, or (d) a Motor Vehicle

Inspector

- (a) Commercial Transport Act and regulations made under the Commercial Transport Act
- (b) Motor Carrier Act and regulations made under the Motor Carrier Act
- (c) Motor Fuel Tax Act and regulations made under the Motor Fuel Tax Act
- (d) Motor Vehicle Act and regulations made under the Motor Vehicle Act

Section 65 (2) of the *Motor Carrier* Act

Sections 24 (6) (a), (b) and (c), 58 (1) and (2), 68 (1) to (3), 69 (a) to (c), 70 (1) (a), 74, 90.4 (1), 95 (1), 100 (1), 102, 122 (4), 144 and 239 (2) of the Motor Vehicle Act; Section 37.38 (2) of the Motor Vehicle Act Regulations, B.C. Reg. 26/58

- (e) Passenger Transportation Act
- (f) Transport of Dangerous Goods Act and regulations made under the Transport of Dangerous Goods Act
- (g) Transportation Act and regulations made under the Transportation Act

2	A		
3	An inspector as defined in the Transport of Dangerous Goods	Every provision of the following enactments, the contravention of which constitutes an offence:  (a) Transport of Dangerous Goods  Act and  regulations made under the  Transport of Dangerous Goods	
4	Motor Carrier Inspector appointed under section 64 of the <i>Motor Carrier</i> <i>Act</i>	Act  (a) Sections 3, 11 (1) and (2), 12	
5	Road Safety Program Enforcement Officers, certified under section 2 (2) of this regulation	(a) Section 83.1 (2) of the Motor Vehicle Act in conjunction with sections 140, 146 (1), (3), (5) and (7), 147 (1) and (2) and 148 (1) of that Act  (b) Motor Vehicle Act sections 140, 146 (1), (3), (5) and (7), 147 (1) and (2) and 148 (1)  (c) Section 83.1 (2) of the Motor Vehicle Act in conjunction with sections 129 (1) and (5) (a) and 131 (1) (a) and (2) (a) of that Act  (d) Motor Vehicle Act sections 129 (1) and (5) (a) and 131 (1) (a) and (2) (a)	
5	A person appointed as Manager of Inves- tigations or as a Driving School Inspector under the Inspectors Authori- zation Regulation, B.C. Reg. 372/92	Every provision of the following enactments, the contravention of which constitutes an offence, other than those provisions referred to in Column 3:  (a) Motor Vehicle Act and regulations made under the Motor Vehicle Act	Section 239 (2) of the <i>Motor Vehicle Act</i> ;  Section 37.38 (2) of the Motor  Vehicle Act Regulations, B.C. Reg 26/58
7A	Park Ranger, as defined in the Park and Recreation Area Regulation, B.C. Reg. 180/90 [see also item 7B]	Sections 12 (2) and 13 of the Environmental Management Act Every provision of the following enactments, the contravention of which constitutes an offence, other than those provisions referred to in Column 3:  (a) Liquor Control and Licensing Act	Sections 33, 35, 38 (1), 46 (3) and 47 (2) of the Liquor Control and Licensing Act

		(b) Motor Vehicle Act and regulations made under the Motor Vehicle Act	Sections 24 (6) (a), (b) and (c), 58 (1) and (2), 68 (1) to (3), 69 (a) to (c), 70 (1) (a), 74, 90.4 (1), 95 (1), 100 (1), 102, 122 (4), 144, 224, 226 (1) and 239 (2) of the <i>Motor Vehicle Act</i> ; Section 37.38 (2) of the Motor Vehicle Act Regulations, B.C. Reg. 26/58
7B	Park Ranger, as defined in the Park and Recreation Area Regulation, B.C.	The provisions, referred to in Column 1 of Schedule 2, of the following enactments:  (a) <i>Motor Vehicle (All Terrain) Act</i>	Section 6 (1) to (3) of the <i>Motor</i>
	Reg. 180/90 [see also item 7A]	(b) Park and Recreation Area Regulation, B.C. Reg. 180/90	Vehicle (All Terrain) Act Sections 3 and 15 of the Park and Recreation Area Regulation, B.C. Reg. 180/90
8	A park warden appointed under the National Parks Act (Canada)	Every provision of the following enactments, the contravention of which constitutes an offence, other than those provisions referred to in Column 3:  (a) Liquor Control and Licensing Act  (b) Motor Vehicle Act and regulations made under the Motor Vehicle Act	Sections 33, 35, 38 (1), 46 (3) and 47 (2) of the <i>Liquor Control</i> and <i>Licensing Act</i> Sections 24 (6) (a), (b) and (c), 58 (1) and (2), 68 (1) to (3), 69 (a) to (c), 70 (1) (a), 74, 90.4 (1), 95 (1),
			100 (1), 102, 122 (4), 144, 224 and 226 (1) of the <i>Motor Vehicle</i> <i>Act</i>
9A	A conservation officer as defined in the Environmental Management Act [see also item 9B]	Sections 40, 41, 44 and 67 of the Liquor Control and Licensing Act Sections 13, 24, 33, 70, 71, 73, 84, 123, 177 and 204 of the Motor Vehicle Act Every provision of the following enactments, the contravention of which constitutes an offence: (a) Transport of Dangerous Goods Act and regulations made under the Transport of Dangerous Goods Act	Sections 24 (6) and 70 (1) (a) of the Motor Vehicle Act

9B A conservation officer as defined in the Environmental Management Act [see also item 9A]

The provisions, referred to in Column 1 of Schedule 2 or 4, of the following enactments:

- (a) Environmental Management Act and regulations made under the Environmental Management Act
- (b) Firearm Act

Section 3 of the Firearm Act

- (c) Forest and Range Practices Act regulations made under the Forest and Range Practices Act
- (d) Forest Practices Code of British Columbia Act and regulations made under the Forest Practices Code of British Columbia Act
- (e) Motor Vehicle (All Terrain) Act Section 6 (1) to (3) of the Motor regulations made under the Motor Vehicle (All Terrain) Act

Vehicle (All Terrain) Act

(f) Park and Recreation Area Regulation, B.C. Reg. 180/90

Sections 3 and 15 of the Park and Recreation Area Regulation, B.C. Reg. 180/90

- (g) Pesticide Control Act and regulations made under the Pesticide Control Act
- (h) Trespass Act
- (i) Water Act and regulations made under the Water Act

Sections 93 (2) (a) and 94 (1) (f) of the Water Act

- (j) Wildfire Act and regulations made under the Wildfire Act
- (k) Wildlife Act and regulations made under the Wildlife Act

Sections 7 (1), 22, 24 (6), (7) and (14), 26 (1) (a), (b), (e), (f) and (g), 27 (2), 28, 81, 82 and 96 (1) of the Wildlife Act; Section 2.08 (3) of the Wildlife Act Commercial Activities Regulation, B.C. Reg. 338/82

10	Persons who  (a) are appointed as inspectors under section 2 of the Fisheries Act, or  (b) are inspectors under the Fisheries Act by virtue of section 4 of the Fish Inspection Act or section 2 (3), (4) or (5) of the Fisheries Act	which constitutes an offence, other than those provisions referred to in Column 3:  (a) Fish Inspection Act  (b) Fish Inspection Regulations, B.C. Reg. 12/78  (c) Fisheries Act  (d) Fisheries Act Regulations, B.C. Reg. 140/76  (e) Aquaculture Regulation, B.C. Reg. 78/2002	Section 13 (1), as it pertains to operating a plant without a licence and section 28 of the <i>Fisheries Ac</i>
1	A person designated as a forest officer	Sections 12 (2) and 13 of the	
	under section 1 of the Forest Act	Environmental Management Act The provisions, referred to in Column 1 of Schedule 2, of the following enactments: (a) Forest Act (b) Log Salvage Regulation for the Vancouver Log Salvage District, B.C. Reg. 220/81 (c) Scaling Regulation, B.C. Reg. 446/94 (d) Timber Marking and Transportation Regulation, B.C. Reg. 253/97	
	British Columbia Act, (b) Forest and Range Practices Act, or (c) Wildfire Act	Sections 12 (2) and 13 of the  Environmental Management Act  The provisions, referred to in  Column 1 of Schedule 2 or 4, of the following enactments:  (a) Forest Practices Code of British Columbia Act and regulations made under the Forest Practices Code of British Columbia Act  (b) Forest and Range Practices Act and regulations made under the Forest and Range Practices Act (c) Wildfire Act and regulations made under the	

13	Inspectors	The provisions, referred to in	
	designated under	Column 1 of Schedule 2, of the	
	section 31 (4) of the	Private Investigators and Security	
	Private Investigators	Agencies Act and	
	and Security	regulations made under the Private	
	Agencies Act	Investigators and Security Agencies	
1.1		Act	
14	A constable appointed under section 255 of the <i>Railway Act</i>	Every provision of the following enactments, the contravention of which constitutes an offence, other than those provisions referred to in	
		Column 3:	
		(a) Liquor Control and Licensing Act	Sections 33, 35, 38 (1), 46 (3) and 47 (2) of the Liquor Control and Licensing Act
		(b) Motor Vehicle Act and regulations made under the Motor Vehicle Act	Sections 24 (6) (a), (b) and (c), 58 (1) and (2), 68 (1) to (3), 69 (a) to (c), 70 (1) (a), 74, 90.4 (1), 95 (1), 100 (1), 102, 122 (4), 144, 224, 226 (1) and 239 (2) of the <i>Motor Vehicle Act</i> ; Section 37.38 (2) of the Motor Vehicle Act Regulations, B.C. Reg. 26/58
15	Corporation Act	Every provision of the following enactments, the contravention of which constitutes an offence, other than those provisions referred to in Column 3:	
	(Canada)	(a) Motor Vehicle Act and regulations made under the Motor Vehicle Act	Sections 24 (6) (a), (b) and (c), 58 (1) and (2), 68 (1) to (3), 69 (a) to (c), 70 (1) (a), 74, 90.4 (1), 95 (1), 100 (1), 102, 122 (4), 144, 224, 226 (1) and 239 (2) of the <i>Motor Vehicle Act</i> ; Section 37.38 (2) of the Motor Vehicle Act Regulations, B.C. Reg. 26/58

16	Officers and men of the Canadian forces while employed at defence establishments on	Every provision of the following enactments, the contravention of which constitutes an offence, other than those provisions referred to in Column 3:	
	duties that the Governor in Council, in	(a) Liquor Control and Licensing Act	Sections 33, 35, 38 (1), 46 (3) and 47 (2) of the Liquor Control and Licensing Act
	regulations made under the National Defence Act (Canada), has prescribed to be of such a kind as to necessitate that the officers and men performing them have the powers of peace officers	(b) Motor Vehicle Act and regulations made under the Motor Vehicle Act	Sections 24 (6) (a), (b) and (c), 58 (1) and (2), 68 (1) to (3), 69 (a) to (c), 70 (1) (a), 74, 90.4 (1), 95 (1), 100 (1), 102, 122 (4), 144, 224, 226 (1) and 239 (2) of the <i>Motor Vehicle Act</i> ; Section 37.38 (2) of the Motor Vehicle Act Regulations, B.C. Reg. 26/58
17	The inspector as defined in the Commercial River Rafting Safety Act	Sections 9 (1) (a) and 11 (6) of the Commercial River Rafting Safety Act Section 4 of B.C. Reg. 107/99, the Commercial River Rafting Safety Regulation	Sections 10 (1) and 11 (7) and (10) of the Commercial River Rafting Safety Act
18	Registrar of Motor Dealers, or a person authorized by the registrar as defined in the <i>Motor Dealer</i> <i>Act</i>	The provisions, referred to in Column 1 of Schedule 2, of the following enactments: (a) <i>Motor Dealer Act</i> (b) Motor Dealer Act Regulation, B.C. Reg. 447/78	
19	A government liquor store manager appointed under section 24 (1) of the Liquor Distribution Act	Section 34 (2) of the Liquor Control and Licensing Act	
20	Persons appointed as medical health officers or public health inspectors under the <i>Health Act</i>	The provisions, referred to in Column 1 of Schedule 2, of the following enactments: (a) Health Act (b) Food Premises Regulation, B.C. Reg. 210/99 (c) Industrial Camps Health Regulation, B.C. Reg. 427/83 (d) Sanitary Regulations, B.C. Reg. 142/59 (e) Sewage Disposal Regulation, B.C. Reg. 411/85	

21	D 1	
21	Persons designated	The provisions, referred to in
	by the minister as	Column 1 of Schedule 2, of the
	enforcement officers	following enactments:
	under section 3 (1)	(a) Tobacco Sales Act
	of the Tobacco Sales	(b) Tobacco Sales Regulation,
	Act	B.C. Reg. 216/94
22	Persons designated	The provisions, referred to in
	by the general	Column 1 of Schedule 2, of the
	manager as investi-	Gaming Control Act
	gators under section	
	81 (1) of the	
	Gaming Control Act	
23	An inspector as	Every provision of the following
	defined in section 5	enactments, the contravention of
	(1) of the Passenger	which constitutes an offence:
	Transportation Act	(a) Motor Carrier Act and
	1	regulations made under the
		Motor Carrier
		(b) Passenger Transportation Act
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#### **APPENDIX**

- 1 Schedule 2 of the Violation Ticket Administration and Fines Regulation is amended
  - (a) by striking out "Every provision of the Commercial River Rafting Safety Act and the Commercial River Rafting Safety Regulation, B.C. Reg. 107/99" and substituting "Every provision of the Commercial River Rafting Safety Act and the Commercial River Rafting Safety Regulation, B.C. Reg. 107/99, the contravention of which constitutes an offence",
  - (b) by striking out "Every provision of the Commercial Transport Regulations, B.C. Reg. 30/78, other than" and substituting "Every provision of the Commercial Transport Regulations, B.C. Reg. 30/78, the contravention of which constitutes an offence, other than",
  - (c) by striking out the items for the Fish Inspection Act and Fish Inspection Regulations and substituting the following:

Every provision of the Fish Inspection Act, the contravention of which constitutes an offence	\$100	\$15	\$115
Every provision of the Fish Inspection Regulations, B.C. Reg. 12/78, the contravention of which constitutes an offence	\$100	\$15	\$115

- (d) by striking out "Every other provision of the Aquaculture Regulation, B.C. Reg. 78/2002, other than" and substituting "Every other provision of the Aquaculture Regulation, B.C. Reg. 78/2002, the contravention of which constitutes an offence, other than",
- (e) by striking out "Every provision of the Fisheries Act Regulations, B.C. Reg. 140/76, other than" and substituting "Every provision of the Fisheries Act Regulations, B.C. Reg. 140/76, the contravention of which constitutes an offence, other than",
- (f) by striking out "Every provision of the Liquor Control and Licensing Act other than" and substituting "Every provision of the Liquor Control and Licensing Act, the contravention of which constitutes an offence, other than",
- (g) by striking out "Every provision of the Livestock Protection Act other than" and substituting "Every provision of the Livestock Protection Act, the contravention of which constitutes an offence, other than",
- (h) by striking out "Every provision of the Motor Carrier Act other than" and substituting "Every provision of the Motor Carrier Act, the contravention of which constitutes an offence, other than",
- (i) by striking out "Every provision of the Motor Carrier Regulation, B.C. Reg. 311/2003" and substituting "Every provision of the Motor Carrier Regulation, B.C. Reg. 311/2003, the contravention of which constitutes an offence",
- (j) by striking out "Every provision of the Motor Fuel Tax Act other than" and substituting "Every provision of the Motor Fuel Tax Act, the contravention of which constitutes an offence, other than",

- (k) by striking out "Every provision of the regulations made under the Motor Fuel Tax Act" and substituting "Every provision of the regulations made under the Motor Fuel Tax Act, the contravention of which constitutes an offence",
- (1) by striking out "Every provision of the Transport of Dangerous Goods Act other than" and substituting "Every provision of the Transport of Dangerous Goods Act, the contravention of which constitutes an offence, other than",
- (m) by striking out "Every provision of the regulations made pursuant to the Transport of Dangerous Goods Act other than" and substituting "Every provision of the regulations made under the Transport of Dangerous Goods Act, the contravention of which constitutes an offence, other than",
- (n) by striking out "Every provision of the Wildlife Act other than" and substituting "Every provision of the Wildlife Act, the contravention of which constitutes an offence, other than",
- (0) by striking out the items for the Motor Vehicle Prohibition Regulation and Permit Regulation and substituting the following:

Every provision of the Motor Vehicle Prohibition Regulation, B.C. Reg. 196/99, the contravention of which constitutes an offence	\$200	\$30	\$230
Every provision of the Permit Regulation, B.C. Reg. 253/2000, the contravention of which constitutes an offence	\$200	\$30	\$230

and

(p) by striking out "Every provision of any regulation made under the Wildlife Act other than" and substituting "Every provision of any regulation made under the Wildlife Act, the contravention of which constitutes an offence, other than".

### 2 Schedule 3 is amended

- (a) by striking out "Every provision of the Motor Vehicle Act other than" and substituting "Every provision of the Motor Vehicle Act, the contravention of which constitutes an offence, other than",
- (b) by striking out "Every provision of Division (6), except section 6.02 (2) (b), of the Motor Vehicle Act Regulations, B.C. Reg. 26/58" and substituting "Every provision of Division (6), the contravention of which constitutes an offence, except section 6.02 (2) (b), of the Motor Vehicle Act Regulations, B.C. Reg. 26/58", and
- (c) by striking out "Every provision of the regulations made under the Motor Vehicle Act other than" and substituting "Every provision of the regulations made under the Motor Vehicle Act, the contravention of which constitutes an offence, other than".