



**AGENDA**  
**Community Policing Advisory Committee**

January 15, 2020

9:00 am

Council Chambers, Town Hall  
175 Queen Street East, St. Marys

Pages

1. **CALL TO ORDER**
2. **DECLARATION OF PECUNIARY INTEREST**
3. **APPOINTMENT OF CHAIR AND VICE-CHAIR**

**RECOMMENDATION**

**THAT** \_\_\_\_\_ be appointed as the Chair of the Community Policing Advisory Committee effective immediately to January 20, 2021.

**RECOMMENDATION**

**THAT** \_\_\_\_\_ be appointed as the Vice-Chair of the Community Policing Advisory Committee effective immediately to January 20, 2021.

4. **ADDITIONS TO THE AGENDA**

**RECOMMENDATION**

**THAT** the January 15, 2020 Community Policing Advisory Committee agenda be accepted as presented.

5. **ADOPTION OF MINUTES FROM PREVIOUS MEETING**

3

**RECOMMENDATION**

**THAT** the November 27, 2019 Community Policing Advisory Committee minutes be approved by the Committee, and signed by the Chair and the Secretary.

**6. BUSINESS ARISING FROM MINUTES**

**6.1 Update on 2020 Policing Budget and Council Approval**

**6.2 Update on Huron Perth Public Health Unit Request for Needle Drop Off Location**

**6.3 Outstanding question regarding E-Ticket monthly statistics**

To be confirmed by SPS if they include Part III Offences

**7. DELEGATIONS**

None

**8. REPORTS**

**8.1 POLICE MONTHLY STATISTICS**

9

**RECOMMENDATION**

**THAT** the November 2019 monthly policing stats be received for information.

**8.2 CRIME STOPPERS MONTHLY REPORT**

15

**RECOMMENDATION**

**THAT** the November 2019 Crime Stoppers Report be received.

**9. CORRESPONDENCE**

**9.1 Minister of the Solicitor General re: E-Scooters**

18

**RECOMMENDATION**

**THAT** the correspondence from the Ministry of the Solicitor General regarding E-Scooter regulations be received.

**10. OTHER BUSINESS**

**11. UPCOMING MEETINGS**

February 19, 2020 - 9:00 am, Council Chambers

**12. ADJOURNMENT**

**RECOMMENDATION**

**THAT** this meeting of the Community Policing Advisory Committee be adjourned at \_\_\_\_\_ am.



**MINUTES**  
**Community Policing Advisory Committee**

November 27, 2019  
9:00am  
Council Chambers, Town Hall

Committee Members Present: Councillor Winter  
Councillor Edney (interim)  
Doug Diplock  
Paul Dunseith  
Jacqueline Hibbert

Stratford Police Services Present: Chief Greg Skinner

Committee Members Present: Mayor Strathdee

Staff Present: Brent Kittmer, Secretary  
Jenna McCartney, Deputy Clerk  
Jed Kelly, Director of Public Works  
Morgan Dykstra, Public Works Coordinator

**1. CALL TO ORDER**

Chair Winter called the meeting to order at 9:04 am.

**2. DECLARATION OF PECUNIARY INTEREST**

None.

**3. ADDITIONS TO THE AGENDA**

**Moved By** Doug Diplock

**Seconded By** Jacqui Hibbert

**THAT** the November 27, 2019 Community Policing Advisory Committee agenda be accepted as presented.

**CARRIED**

**4. ADOPTION OF MINUTES FROM PREVIOUS MEETING**

**Moved By** Doug Diplock  
**Seconded By** Paul Dunseith

**THAT** the October 16, 2019 Community Policing Advisory Committee minutes be approved by the Committee, and signed by the Chair and the Secretary.

**CARRIED**

## **5. BUSINESS ARISING FROM MINUTES**

### **5.1 Vision Zero Approach**

Jed Kelly provided an update on the research regarding the vision zero approach and stated that a report back would be available in the New Year.

## **6. CORRESPONDENCE**

### **6.1 Town of St. Marys re: Interim Appointment to Community Policing Advisory Committee**

**Moved By** Councillor Edney  
**Seconded By** Doug Diplock

**THAT** the correspondence from the Town of St. Marys regarding an interim appointment to the Community Policing Advisory Committee be received.

**CARRIED**

### **6.2 City of Sarnia re: Theft of Copper and Other Metal Products**

Chief Skinner advised the committee that to date the police have not received any reports of local issues regarding the theft of copper and metal products.

**Moved By** Jacqui Hibbert  
**Seconded By** Councillor Edney

**THAT** the correspondence from the City of Sarnia regarding theft of copper and other metal products be received.

**CARRIED**

## **7. DELEGATIONS**

### **7.1 Perth District Health Unit re: Community Sharps Kiosk Initiative**

Jacqui Tam and Martha Leduc of Perth District Health Unit spoke to the community sharps kiosk initiative and responded to questions from the

Committee. The Health Unit has identified the Town of St. Marys as a significant gap in this service provision, and is seeking a space with 24/7 access for a needle drop off box and is seeking a location to implement a local sexual education clinic and needle exchange program

The Committee discussed locations throughout St. Marys that could house a community sharps drop box and possibly offer a location in a municipal facility for a sexual health clinic to be made available to the public.

**Moved By** Jacqui Hibbert

**Seconded By** Paul Dunseith

**THAT** the Community Policing Advisory Committee recommends to Council:

**THAT** the Town of St. Marys supports the Perth District Health Unit initiative for community sharps drop box and staff investigate a potential location for a sexual health clinic.

**CARRIED**

## **8. REPORTS**

### **8.1 POLICE MONTHLY STATISTICS**

Chief Skinner provided an update on the opioid strategy situation in Perth County.

Chief Skinner spoke to the October 2019 monthly policing report and responded to questions from the Committee.

Chief Skinner clarified that the hit and runs noted in the monthly report are generally located in parking lots and are not occurring on Town streets.

In response to the question regarding the sexual assault that resulted in no charges, Chief Skinner stated that a review of all sexual assaults resulting in no charges laid is conducted on a quarterly basis to ensure best practices are achieved.

In response to the question regarding K9 training, Chief Skinner stated there is annual K9 training offered through London and Waterloo police services and that the event attended in Michigan is a once-per-year event most K9 units attends

The Committee asked if the e-ticket statistics include Part 3 offenses. This will be confirmed by Chief Skinner.

Chief Skinner provided an update on the proposed auxiliary program. The police service is creating ten auxiliary positions, has received applications, and hopes to have it started for March.

In response to the question regarding volunteer police check reimbursement, Brent Kittmer stated that a report back to Council is pending regarding the policy on full reimbursement of the fee for any volunteer residing in the geographic area of St. Marys.

**Moved By** Doug Diplock

**Seconded By** Paul Dunseith

**THAT** the October 2019 monthly policing report be received for information.

**CARRIED**

## **8.2 MONTHLY CRIME STOPPERS REPORT**

Chief Skinner spoke to the October 2019 monthly crime stoppers report.

**Moved By** Councillor Edney

**Seconded By** Jacqui Hibbert

**THAT** the October 2019 monthly Crime Stoppers report be received for information.

**CARRIED**

## **9. OTHER BUSINESS**

### **9.1 Neighbourhood Watch**

In response to Chair Winter's inquiry about the relevance of a neighbourhood watch program in St. Marys, Chief Skinner stated he is unaware of the current status of the program in St. Marys.

Brent Kittmer provided an update to the committee that this initiative had been considered by the PSB during the last term of Council and it was determined that there was no longer a central organization or service club that organized or provided support to these situations. The former PSB decided against pursuing this initiative on the understanding the Town did not have the internal resources to administer the program.

### **9.2 2020 Budget**

Brent Kittmer spoke to the 2020 police service budget and explained the process that has been prescribed to the Committee regarding the review of the budget.

Chief Skinner stated that the budget has not been approved by the Police Services Board at this time. Chief Skinner explained the budget line by line. Key points of note in the budget include:

- Various line items have been decreased to offset and increased fuel usage.
- The Police are regularly switching out vehicles with the Stratford fleet to stabilize wear and tear more equally
- IT service model is being reviewed to determine if cost savings can be found, or more likely, enhanced service
- Training dollars have been reduced.
- The basis to compare the overall approximate \$37,000 increase is against the 2018 estimates because the 2018 estimates were carried forward into 2019.

In response to an inquiry of how this budget compares to the last OPP budget, Mr. Kittmer stated the last OPP budget in 2017 was \$1.051 million and the proposed budget of \$1.045M received from the Stratford Police is still under that 2017 OPP value.

In response to an inquiry of why certain line items are not listed on the draft 2020 budget, Chief Skinner stated that the numbers were small enough to be absorbed by the Stratford Police Service budget line for policing in Stratford and the difference was used to offset the unanticipated increase to the fuel usage.

In response to an inquiry about the existence of reserves, Mr. Kittmer stated that the Town has created a policing reserve in which any operating surplus can be directed to, and alternatively in the event of a deficit, the reserve can be accessed.

In response to an inquiry about relocation options for the police office in St. Marys, Mr. Kittmer stated that terms of reference must be approved by the Committee to move forward with the one year review process. The conversation related to location options will be held during the one year review.

**Moved By** Doug Diplock  
**Seconded By** Jacqui Hibbert

**THAT** the Community Policing Advisory Committee accept the Police Service 2020 budget and forward to Council with a recommendation for approval.

**CARRIED**

**10. UPCOMING MEETINGS**

Chair Winter reviewed the upcoming meetings as presented on the agenda.

**11. ADJOURNMENT**

**Moved By** Councillor Edney  
**Seconded By** Doug Diplock

**THAT** this meeting of the Community Policing Advisory Committee be adjourned at 10:50 am.

**CARRIED**

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Chair Winter

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Brent Kittmer, CAO / Clerk, Secretary

Stratford Police Service



SERVING SINCE 1854

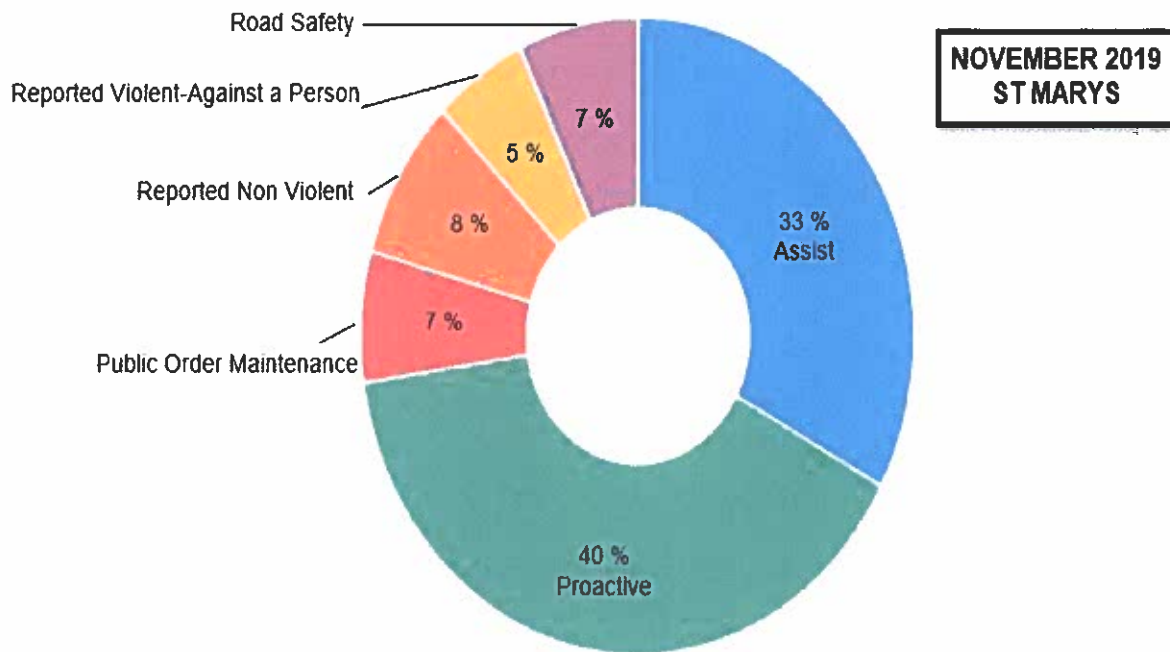
**BOARD MONTHLY STATS**  
**St Marys**  
**2019 November**



OCCURRENCE STATISTICS					
	Same Month Last Year	Last Month	Current Month	Last Year Nov 5 to Dec 31	Current Year
OCCURRENCES	2018 Nov*	2019 Oct	2019 Nov	Total 2018	Total YTD
CALLS FOR SERVICE	238	245	216	493	3224
E-TICKETS included in total	55	47	27	91	675
PON WARNINGS included in total	32	31	16	61	367
CHARGES LAID (CC, HTA, CDSA, CCA, YCJA)	75	66	44	118	892
YOUTH CHARGED	0	0	0	1	2
YOUTH DIVERTED	0	3	0	2	5
FALSE ALARMS	4	5	12	13	108
HATE / BIAS INCIDENTS	0	0	0	0	0
MENTAL HEALTH RELATED - RPT	6	4	5	13	45
SUICIDES (includes attempted)	0	0	0	1	2
OVERDOSES	0	0	0	1	2
DOMESTIC RELATED OCC'S	7	3	5	17	74
OCC'S WITH DOMESTIC CHARGES	1	0	2	1	17

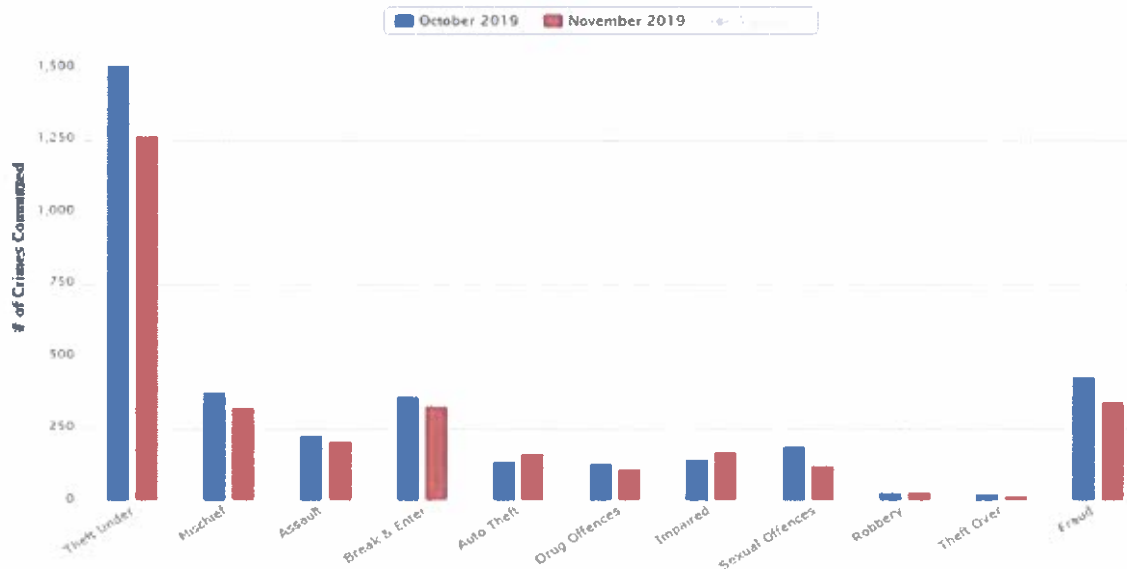
\*Nov 5 to 30th 2018

Occurrence Count by Category/Type/SubType



OCCURRENCE CRIME REPORT					
	Same Month Last Year	Last Month	Current Month	Last Year Nov 5 to Dec 31	Current Year
OCCURRENCES	2018 Nov*	2019 Oct	2019 Nov	Total 2018	Total YTD
<b>VIOLENT CRIME</b>					
ASSAULT	1	1	1	2	12
SEXUAL OFFENCES	0	1	1	0	5
ROBBERY	0	0	0	0	0
<b>PROPERTY CRIME</b>					
BREAK & ENTER	4	4	2	16	31
MISCHIEF	1	2	1	4	32
AUTO THEFT	0	0	1	3	10
THEFT OVER - OTHER		0	0	0	1
THEFT UNDER - OTHER	2	7	2	8	55
SHOPLIFTING	2	0	0	2	8
THEFT FROM MOTOR VEHICLE	3	1	6	3	23
FRAUDS	0	4	1	4	31
FRAUD ATTEMPTS	0	1	1	4	9
<b>DRUG/ALCOHOL CRIME</b>					
DRUG OFFENCES	1	1	1	2	8
IMPAIRED BY ALCOHOL	0	0	1	0	3
IMPAIRED BY DRUG	0	0	0	0	0

\*Nov 5 to 30th 2018



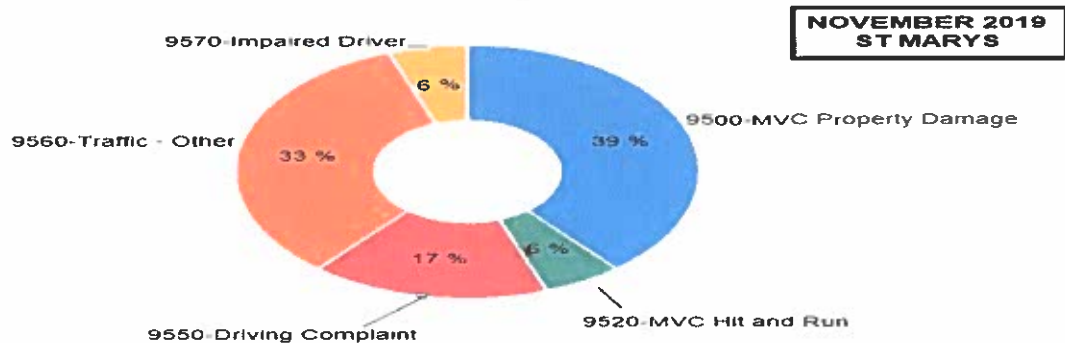
\* Above chart includes Stratford and Perth South.

FOCUSED PATROLS
Foot Patrol of 270 Queen St, downtown core and Pyramid Arena.

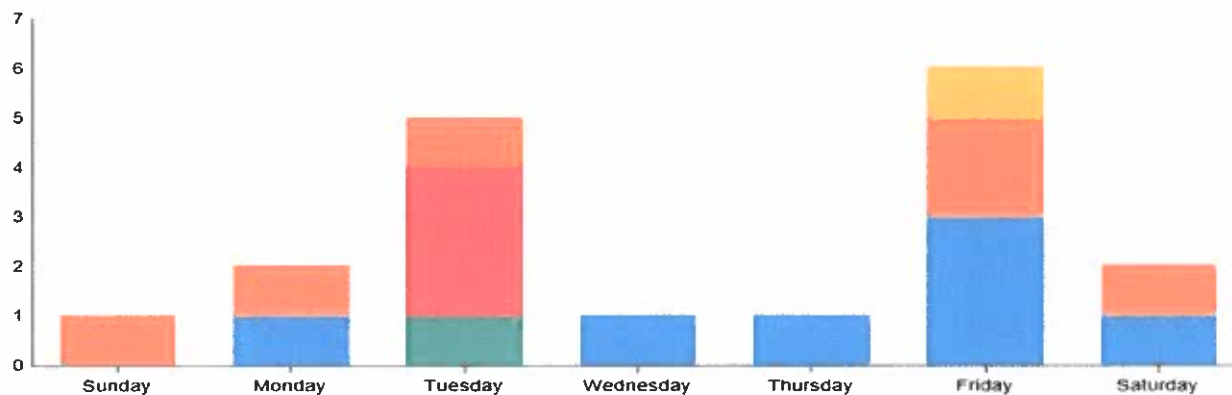
MOTOR VEHICLE COLLISIONS					
	Same Month Last Year	Last Month	Current Month	Last Year Nov 5 to Dec 31	Current Year
OCCURRENCES	2018 Nov*	2019 Oct	2019 Nov	Total 2018	Total YTD
MVC Total	14	12	7	22	80
MVC Personal Injury	2	2	0	2	4
MVC PD Only	10	9	6	15	57
MVC Hit & Run	2	1	1	5	19
MVC Fatal	0	0	0	0	0
TOP 5 E-TICKETS ISSUED	41	36	26	67	621
Speeding	31	25	11	56	408
No validation on plate	5	7	5	5	89
Driving while under suspension	0	3	5	0	36
No validated permit	4	1	3	5	64
Driver Fail to Surrender Licence	1	0	2	1	24

\*Nov 5 to 30th 2018

Occurrence Count by Category/Type/SubType



Occurrence Count by Day of Week



TRAFFIC STATISTICS			
OCCURRENCES	2019 Nov	Vehicles Stopped	Charges Laid
RIDE PROGRAMS	5	375	0
VEHICLE PURSUITS / FAIL TO STOP	0		

### MEMBER DEVELOPMENT/TRAINING

Number Attending	Type of Course/Workshop	Location	Duration
1	Basic Constable Training	OPC	20 days
1	Coaching	OPC	1 day
1	Search Warrant	OPC	5 days
1	DV Training	WRPS	2 days
2	Joint Health & Safety	Stratford	3 days
1	Special Constable Training	SPS	16 days
1	Human Trafficking	OPC	1 day
2	SAIAO Conference	Niagara	4 days
2	DNA Collection Training	Hamilton	1 day
1	K9	London	1 days
13	CPR Training	SPS	2 days
4	Expert Witness Conference	Toronto	3 days
1	REM 700 Armorers Course	Newmarket	1 day

### MEMBER COMMENDATIONS/RECOGNITIONS

Member Name	Reported By	Type of Occurrence

### RECRUITMENT

Competition	Competition Status	Number of Applicants	Standing
Clerk (Temp)	Closed	0	Closed
In-Service Training Assistant	Closed	1	Ongoing

### POLICE CHECKS - ST MARYS

Type	Walk-in Applications	On-Line Applications	Money Collected
Criminal Records Check - Volunteer	0	0	\$0
Criminal Records Check - Employment	1	1	\$50
Criminal Record and Judicial Matters Check - Volunteer	0	0	\$0
Criminal Record and Judicial Matters Check - Employment	0	0	\$0
Police Vulnerable Sector Check - Volunteer	6	10	\$400
Police Vulnerable Sector Check - Employment	2	5	\$350
Insurance Request	1		\$45
<b>TOTAL:</b>	<b>10</b>	<b>16</b>	<b>\$845</b>

### COMMUNITY RESOURCES - ST. MARYS

<b>ELEMENTARY SCHOOL</b>	Visited Little Falls weekly Visited Holy Name Weekly
<b>HIGH SCHOOL</b>	drug talk to gr 9 at DCVI X2 Lockdown drill DCVI Parent drug and vaping talk at DCVI
<b>COMMUNITY EVENTS</b>	Santa Claus Parade St Marys Food Drive St Marys Remembrance Day In St Marys Legion Remembrance Ceremony
<b>OTHER INITIATIVES</b>	Crimestoppers meeting 211 Training

### MEDIA RELEASES - ST. MARYS

DATE	DESCRIPTION
Nov 4/19	Crime Prevention Week - Fraud
Nov 5/19	Crime Prevention Week - Lock it or Lose it - Autos

Nov 6/19	Crime Prevention Week - Lock it or Lose it - Homes
Nov 7/19	Crime Prevention Week - Impaired Driving
Nov 8/19	Crime Prevention Week - Domestic Violence
Nov 13/19	Weather Related Crashes
Nov 20/19	Counterfeit Money - Alert
Nov 20/19	Impaired Driver Arrested
Nov 20/19	Man with Knife Arrested



Crime Stoppers of Huron & Perth Counties  
245 Main Street North  
Exeter, Ontario, N0M 1S3  
519-235-0110  
crimestopper@ezlink.ca

**\*\*Amalgamation is Official\*\***

**Month-End Report for NOVEMBER 2019**

**Coordinator: Juanita DRAPER**

To: Staff Sergeant Dave SINKO, Huron County OPP  
D/Sgt Tom MacLEAN, Huron County OPP  
And to: Inspector Rob SCOTT, Perth/Huron County OPP  
Chief of Police Greg SKINNER, Stratford Police Service  
Staff Sergeant Steph PILON, Perth County OPP  
D/Sgt. Phil HORDIJK, Perth County OPP  
Sgt. Manny COELHO, North Perth OPP  
Sgt. Scott BENTLEY, West Perth OPP  
Constable Nick KEATING, Stratford Police Service – Crime Stoppers Liaison  
P/C Shawn McFALLS  
Sgt. Avery BASSETT

**Monthly Statistics for November 2019**

- 41 Total Calls to Huron Perth County Crime Stoppers this month (tips and follow up calls)
- 24 New codes issued for Huron Perth County Crime Stoppers
  
- 09 Total new OPP tips (Huron County only)
  - 00 Huron Drugs
  - 09 Huron Intelligence
- 08 Total new OPP tips (Perth County only)
  - 01 Perth Drugs
  - 07 Perth Intelligence
- 03 Total new Stratford Police Service tips
  - 00 S.P.S. Drugs
  - 03 S.P.S. Intelligence
- 04 Assigned out to other Crime Stopper Programs (caller in Huron County)
- 00 Assigned out to other agencies (i.e. Health unit, OSPCA, M.N.R., R.C.M.P.)

## **2019 Year-To-Date Highlights – HURON/PERTH**

	<b>YTD</b>	<b>S.I. (1988)</b>
<b>TIPS</b>	<b>443</b>	<b>12,750</b>
<b>Arrests</b>	<b>13</b>	<b>1,364</b>
<b>Cases Cleared</b>	<b>19</b>	<b>2,573</b>
<b>Charges Laid</b>	<b>35</b>	<b>2,757</b>
<b>Weapons Seized</b>	<b>1</b>	<b>1,092</b>
<b>Rewards Approved</b>	<b>\$2,700</b>	<b>\$128,510</b>
<b>Property Recovered</b>	<b>\$18,738</b>	<b>\$3,705,843</b>
<b>Drugs Seized</b>	<b>\$61,000</b>	<b>\$13,606,733</b>
<b>Total Drugs &amp; Property</b>	<b>\$79,738</b>	<b>\$17,312,576</b>

### **November Tips by Type**

**Breach Prob: 1**

**Break & Enter: 1**

**Drugs: 2**

**HTA: 2**

**Impaired: 2**

**Other CC: 2**

**Poss Stolen Prop: 2**

**Sex Assault: 2**

**Stolen Veh: 1**

**Theft: 1**

**Threats: 1**

**Tobacco Tax: 1**

**Warrants: 4**

**Weapon Off: 2**



## **Upcoming Events**

<b>DATE</b>	<b>LOCATION</b>	<b>EVENT</b>
<b>December 6<sup>th</sup></b>	<b>Mitchell</b>	<b>Christmas Parade</b>
<b>December 11<sup>th</sup></b>	<b>Blyth</b>	<b>Christmas Dinner</b>
<b>January 8<sup>th</sup></b>	<b>Goderich</b>	<b>HP Board Meeting</b>



**MEMORANDUM TO:** Marc Bedard  
Assistant Deputy Minister  
Public Safety Division

**FROM:** Kevin Byrnes  
Assistant Deputy Minister  
Road User Safety Division

**SUBJECT:** **New Pilot Project Regulation under the Highway Traffic Act to Permit Electric Kick-Style Scooters (also known as E-Scooters) on Ontario's Roads**

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The purpose of this memorandum is to advise the policing community across the province about a new 5-year pilot program that allows e-scooters on road subject to a municipal by-law.

Effective January 1, 2020, a new pilot regulation made under the Highway Traffic Act (HTA), [O. Reg.389/19: Pilot Project - Electric Kick-Scooters](#) establishes a pilot project to allow the use of electric kick-style scooters (e-scooters) on Ontario's roads (see Attachment for Regulation).

Under the pilot, the province has set out the broad rules and requirements for e-scooters such as helmet requirements and minimum age. It is now up to the municipalities to pass by-laws and develop operating parameters for e-scooter companies and riders to allow their use and determine where they can operate most safely in their municipality.

Municipalities should clearly define where e-scooters can park (e.g. setting up designated parking locations). The regulation also requires that e-scooters should not be left in a location that is intended for the passage of vehicles and pedestrians. This will help prevent them from being left on the road and sidewalk obstructing traffic or being a nuisance to road users.

The pilot is intended to assess these vehicles over a period of five years in order to examine their ability to safely integrate with other vehicle types and road users.

The authority to conduct such pilot projects is provided under section 228 of the HTA. This pilot authority has been used previously for e-bike, segway, three-wheeled vehicles, low speed vehicles and autonomous vehicle pilots.

#### **Pilot Project Framework – effective January 1, 2020**

- 5-year pilot;
- Permitted by municipal by-law;
- Minimum operating age 16;

- Maximum power output 500W and can provide a maximum speed of 24 km/h;
- Maximum weight 45kg;
- No passengers allowed;
- No baskets allowed;
- Bicycle helmet required for those under 18 years old;
- No pedals or seat allowed;
- Must have 2 wheels;
- Must have horn or bell;
- Must have one white light on front, one red light on rear and reflective material on sides;
- Must have brakes: on both wheels if tire diameter is greater than 150 mm, otherwise, must have a brake on at least one wheel;
- Maximum wheel diameter 17 inches;
- All HTA rules of the road will apply to the operation of e-scooters similar to bicycles;
- Not allowed on controlled access highways.

Anyone that contravenes the conditions of the pilot can be charged under HTA s. 228(8), which states that every person who contravenes a pilot regulation is liable to a fine of not less than \$250 and not more than \$2,500, on conviction. All other existing HTA rules of the road and penalties also apply to the operation of e-scooters.

I would ask that you please bring this memorandum to the attention of the appropriate members of your service. If members of the law enforcement community would like to discuss these changes, they may contact Ryan Bailey at 416 894-7910 or [ryan.bailey@ontario.ca](mailto:ryan.bailey@ontario.ca).

Thank you for your assistance in communicating this change.



Kevin Byrnes  
Assistant Deputy Minister  
Road User Safety Division

Attachment: Highway Traffic Act Regulation [389/19: Pilot Project - Electric Kick-Scooters](#)

## ONTARIO REGULATION 389/19

made under the

### HIGHWAY TRAFFIC ACT

Made: November 6, 2019

Filed: November 27, 2019

Published on e-Laws: November 27, 2019

Printed in The Ontario Gazette: December 14, 2019

### PILOT PROJECT - ELECTRIC KICK-SCOOTERS

#### Definitions

1. (1) In this Regulation,

“electric kick-scooter” means a vehicle that has,

- (a) two wheels placed along the same longitudinal axis, one placed at the front of the kick-scooter and one at the rear,
- (b) a platform for standing between the two wheels,
- (c) a steering handlebar that acts directly on the steerable wheel, and
- (d) an electric motor not exceeding 500 watts that provides a maximum speed of 24 kilometres per hour; (“trottinette électrique”)

“public park” means a provincial park or land designated by a municipality for use as a park. (“parc public”)

(2) An electric kick-scooter is deemed not to be a motor vehicle under the Act.

(3) Despite subsection (2), any municipal by-law that governs or prohibits the operation of a motorized vehicle applies to an electric kick-scooter unless the by-law provides otherwise.

#### Pilot project re electric kick-scooters

2. A pilot project to evaluate the use and operation of electric kick-scooters is established.

#### Prohibition

3. No person shall operate an electric kick-scooter on a highway, sidewalk, trail, path or walkway or in a public park or exhibition ground unless,

- (a) such operation is permitted by and in accordance with this Regulation; and
- (b) where the highway, sidewalk, trail, path, walkway, public park or exhibition ground is under the jurisdiction of a municipality, such operation is permitted by and in accordance with a municipal by-law.

#### Where electric kick-scooters permitted

4. (1) Subject to subsection (2), a person may operate an electric kick-scooter on a roadway or on the shoulder of a highway.

(2) An electric kick-scooter shall not be operated on,

- (a) those parts of the controlled-access highways described in Schedule 1 to Regulation 627 of the Revised Regulations of Ontario, 1990 (Use of Controlled-Access Highways by Pedestrians) made under the Act;
- (b) those parts of the controlled-access highways described in Schedule 1 to Regulation 630 of the Revised Regulations of Ontario, 1990 (Vehicles on Controlled-Access Highways) made under the Act; or
- (c) any highway to which access by pedestrians or bicycles is prohibited under any Act, regulation or municipal by-law.

### **Roadway use**

5. (1) Where bicycle lanes are provided on a highway, an electric kick-scooter shall only be operated in the bicycle lanes.

(2) Despite subsection (1), where the highway is located in a tunnel or underpass, an electric kick-scooter may be operated on a sidewalk in the tunnel or underpass rather than the bicycle lane except where such operation is prohibited by municipal by-law.

(3) Where bicycle lanes are not provided on a highway or where the operation of electric kick-scooters in bicycle lanes is prohibited by municipal by-law, an electric kick-scooter shall only be operated,

- (a) if there is a shoulder on the highway, on the shoulder as close to the right edge of the shoulder as possible; or
- (b) if there is no shoulder on the highway, on the right side of the roadway as close to the edge of the roadway as possible.

### **Application of the Act**

6. (1) Parts II, IV, VI and X.3, sections 179 and 199 and subsection 214 (2) of the Act do not apply to the operation of an electric kick-scooter or to a person who operates an electric kick-scooter.

(2) Sections 140 and 144 of the Act apply to an electric kick-scooter as if the electric kick-scooter were a bicycle.

(3) When an electric kick-scooter is being operated on a sidewalk, trail, path or walkway or in a public park or exhibition ground, the provisions of the Act, other than the Parts and sections listed in subsection (1), apply to the operation of the electric kick-scooter and to the operator of the electric kick-scooter as if the electric kick-scooter were a bicycle and the operator a cyclist.

(4) When an electric kick-scooter is being operated on a roadway or on the shoulder of a highway, the provisions of the Act, other than the Parts and sections listed in subsection (1) or the provisions listed in subsection (2), apply to the operation of the electric kick-scooter and to its operator as if the electric kick-scooter were a bicycle and the operator a cyclist.

### **Safe operation**

7. (1) The operator of an electric kick-scooter shall keep a safe distance from pedestrians and other users of the roadway, shoulder, sidewalk, trail, path, walkway, public park or exhibition ground at all times and shall give way to a pedestrian or bicycle by slowing or stopping, as necessary, where there is insufficient space for the pedestrian or bicycle and the electric kick-scooter to pass.

- (2) An electric kick-scooter shall not be operated on a sidewalk, trail, path or walkway or in a public park or exhibition ground at a speed that is markedly greater than the speed of the pedestrians who are proximate to the electric kick-scooter.
- (3) Every electric kick-scooter shall be equipped with a bell or horn which shall be kept in good working order and sounded whenever it is reasonably necessary to notify cyclists, pedestrians or others of its approach.
- (4) When operated at any time from one-half hour before sunset to one-half hour after sunrise and at any other time when, due to insufficient light or unfavourable atmospheric conditions, persons and vehicles are not clearly discernible at a distance of 150 metres or less, every electric kick-scooter shall carry a lighted lamp displaying a white or amber light at the front and a lighted lamp displaying a red light at the rear.
- (5) The lamps referred to in subsection (4) may be attached to the electric kick-scooter or may be carried or worn by the operator on his or her person.
- (6) An electric kick-scooter shall not be operated in such a manner that it may harm, injure or damage, either directly or indirectly, any person or property.

### **General rules re operation**

8. (1) No person under the age of 16 years shall operate an electric kick-scooter.
- (2) No person operating an electric kick-scooter shall carry any other person thereon.
- (3) No person operating an electric kick-scooter shall tow another person, vehicle or device.
- (4) No person operating an electric kick-scooter shall attach himself or herself to another electric kick-scooter, vehicle or device for the purpose of being drawn or towed.
- (5) No person operating an electric kick-scooter shall operate it in any position other than while standing at all times.
- (6) No cargo may be carried on an electric kick-scooter.
- (7) No person operating an electric kick-scooter shall leave it in a location that is intended for the passage of vehicles or pedestrians.

### **Equipment**

9. (1) An electric kick-scooter shall have one or more electric batteries that are the sole source of power to the motor.
- (2) An electric kick-scooter shall not have,
- (a) a seat, surface or structure that could be used as a seat;
  - (b) pedals attached to it;
  - (c) a basket attached to it;
  - (d) wheels with a diameter of more than 430 millimetres; or
  - (e) any structure to enclose the electric kick-scooter.
- (3) The weight of an electric kick-scooter, including the weight of the battery but otherwise unladen, shall not exceed 45 kilograms.
- (4) The battery and motor of an electric kick-scooter shall be securely fastened to the electric kick-scooter to prevent them from moving while the electric kick-scooter is in motion.
- (5) All electric terminals on an electric kick-scooter shall be completely insulated and covered.

(6) An electric kick-scooter shall not be modified after its manufacture in any way that may result in increasing its power or its maximum speed beyond the limits set out in the definition of “electric kick-scooter”.

(7) The motor of an electric kick-scooter shall cease to propel the electric kick-scooter forward if the accelerator is released or the brakes are applied.

(8) The braking system of an electric kick-scooter must be capable of bringing the electric kick-scooter, while being operated at a speed of 24 kilometres per hour on a clean, paved and level surface, to a full stop within nine metres from the point at which the brakes were applied.

(9) An electric kick-scooter and all of its components shall be maintained in good working order at all times.

### **Helmets**

**10.** A person who is under 18 years old shall wear a helmet that complies with the requirements of subsection 104 (1) or (2.1) of the Act when operating an electric kick-scooter.

### **Operator to stop for police officer**

**11.** Every operator of an electric kick-scooter shall stop when required to do so by a police officer and shall, on the demand of the police officer,

(a) surrender his or her driver’s licence, if he or she has one and has it in his or her possession, for reasonable inspection by the officer; or

(b) provide the officer with his or her correct name, address and date of birth.

### **Duty to report accident**

**12. (1)** Where an electric kick-scooter is involved in an accident with a pedestrian, animal or vehicle that results in personal injury or property damage, the operator of the electric kick-scooter shall forthwith report the accident to a police officer and furnish him or her with the information concerning the accident as may be required by the officer under subsection (2).

(2) A police officer receiving a report of an accident, as required by this section, shall secure from the person making the report, or by other inquiries where necessary, the particulars of the accident, the persons involved, the extent of the personal injuries or property damage, if any, and the other information that may be necessary to complete a written report concerning the accident and shall forward the report to the Registrar within 10 days of the accident.

(3) The report of a police officer under subsection (2) shall be in the form that is approved by the Minister.

### **Reports to Minister**

**13.** Any municipality in which electric kick-scooters are being used shall, if requested by the Minister, report to the Minister on the use of electric kick-scooters in the municipality, or on any aspect of such use as may be specified by the Minister.

### **Revocation**

**14.** This Regulation is revoked on the fifth anniversary of the day it is filed.

### **Commencement**

**15.** This Regulation comes into force on the later of January 1, 2020 and the day it is filed.