

RURAL MUNICIPALITY OF FRENCHMAN BUTTE NO. 501

BYLAW NO. 2019-04

**A BYLAW RESPECTING THE USE OF PERSONAL VEHICLES FOR
EMERGENCY RESPONDERS**

A BYLAW OF FOR THE AUTHORIZATION AND ADMINISTRATION OF THE USE OF PRIVATE VEHICLES FOR THE PURPOSES OF EMERGENCY RESPONSE BY FIRE FIGHTERS.

WHEREAS pursuant to Section 238 of The Traffic Safety Act a municipality may designate private vehicles as emergency vehicles for the purpose of emergency response by fire fighters and,

WHEREAS it is deemed advisable to grant such designation for the purpose of improving the provision of fire suppression and emergency services and increasing the safety of emergency responders and of the public;

The Council of the RURAL MUNICIPALITY OF FRENCHMAN BUTTE #501 in the Province of Saskatchewan enacts as follows:

SHORT TITLE

1. This Bylaw may be cited as the "Emergency Response Bylaw."

PURPOSE

2. The purpose of this bylaw is to establish the authorization and administration of the use of private vehicles for the purposes of emergency response by Firefighters for the St. Walburg and District Fire and Rescue Association.

DEFINITIONS

3. In this bylaw:
 - a. "Approval" means the written approval of the Fire Chief;
 - b. "Designation" means the authorization granted by the RURAL MUNICIPALITY OF FRENCHMAN BUTTE #501 to selected members of the Fire Department to operate their private vehicles as emergency vehicles in accordance with the provisions of this bylaw;
 - c. "Emergency" means any situation when lives and property are at risk, or likely to become at risk, from the unexpected or uncontrolled occurrence of fire, explosion, release of hazardous materials, environmental extremes or any other occurrence or situation dangerous to life and public safety and any situation designated by the Fire Chief as an emergency;
 - d. "Emergency Response" means the safe operation of vehicles, while using emergency warning devices, while being driven to a Fire Department facility or to the location of an emergency as directed by the Fire Chief;
 - e. "Emergency Warning Devices" means the visible and auditory warning equipment installed on a vehicle in accordance with the provisions of the Traffic Safety Act, as amended and revised from time to time;
 - f. "Emergency Vehicle" means any vehicle complying with the requirements of the Traffic Safety Act, as amended, and revised from time to time, to be designated as an emergency vehicle;
 - g. "Fire Chief" means the Fire Department member appointed by the St. Walburg and District Fire and Rescue Association as the head of the Fire Department and includes in the Fire Chief's absence:
 - i. the Deputy Fire Chief,
 - ii. any member of the Department appointed by the Fire Chief to temporarily act on his/her behalf, and/or
 - iii. any other person appointed by Council;
 - h. "Inspection Mechanic" means a holder of an Inspection Mechanic Certificate in accordance with the provisions of The Vehicle Inspection Procedures Regulations, 2007, as amended and revised from time to time;
 - i. "Service Area" means: the geographical area served directly by the Fire Department, and any area served as part of a Mutual Aid Agreement, and any area served as part of a Fire Protection Agreement;
 - j. "Standard Operating Procedures" means the set of procedures and policies governing the operation of the Fire Department as required by the provisions of The Occupational Health and Safety Regulations, 1996 as amended and revised from time to time; and
 - k. "Member" means any person appointed by the Fire Chief as a member in good standing of the Fire Department.

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ADMINISTRATION OF BYLAW

4. The provisions of this bylaw shall be administered by the Fire Chief.

RECORD KEEPING

5. The Fire Chief shall securely maintain all records, forms and documentation required by the provisions of this bylaw.

ACKNOWLEDGEMENT OF LIABILITY

6. A Liability Acknowledgement Form included as Schedule A, attached to, and forming a part of this bylaw, shall be issued to each Fire Department member designated to operate their personal vehicle as an emergency vehicle.

REQUIREMENTS FOR DESIGNATION

7. To be eligible to be designated to operate their personal vehicle as an emergency vehicle a Fire Department member shall:
 - a. be a member in good standing of the Fire Department and,
 - b. hold a current certification in Saskatchewan Emergency Vehicle Operation from the Saskatchewan Emergency Management and Fire Safety and,
 - c. possess a current valid Saskatchewan driver's license, and
 - d. have held a full class 5 or higher driver's license for a minimum of 10 years without any suspensions or revocations, and
 - e. provide annual drivers history (abstracts with a minimum five (5) years of history) clear of any violations and at fault motor vehicle collisions.

GRANTING DESIGNATION

8. The Fire Chief may use own discretion to grant/deny designation to operate a personal vehicle as an emergency vehicle to eligible fire department members.

WITHDRAWAL OF DESIGNATION

9. The Fire Chief may withdraw designation at any time, without cause.
10. The Fire Chief shall withdraw designation when a member:
 - a. has had their driver's license suspended for any reason, or
 - b. in the opinion of the Fire Chief, operates their vehicle in an unsafe manner during an emergency response, or
 - c. uses emergency warning devices at any time other than during an authorized emergency response, or
 - d. uses emergency warning devices in a manner contrary to the Standard Operating Procedures of the Fire Department, or
 - e. uses emergency warning devices outside the service area of the Fire Department.

VEHICLE REQUIREMENTS

11. To be eligible to be used as an emergency vehicle within the provisions of this bylaw a personal vehicle shall:
 - a. have a date of manufacture no more than 10 years prior to the date authorization issued
 - b. be currently licensed in the Province of Saskatchewan, and
 - c. have proof of an extended auto pack policy with a minimum \$2,000,000 liability.

PROOF OF MECHANICAL SAFETY

12. Each designated member of the Fire Department shall provide to the Fire Chief a current Light Vehicle (Mechanical) Safety Inspection report for the personal vehicle used for emergency response:
 - a. if the vehicle is more than 10 years old and once every 12 months thereafter and,
 - b. after repair of a mechanical defect as the result of a collision or other mishap, or
 - c. at any other time as requested by the Fire Chief.

EMERGENCY VEHICLE OPERATOR

13. A personal vehicle operated as an emergency vehicle under the provisions of this bylaw may only be driven by a designated member of the Fire Department who is:
 - a. the registered owner of the vehicle or
 - b. who has written permission of the registered owner for use of the vehicle in emergency response and,
 - c. has submitted documentation to the satisfaction of the Fire Chief detailing the terms of any such permission.

VEHICLE OCCUPANCY

14. A designated vehicle, while being operated as an emergency vehicle, shall carry no passengers except members of the Fire Department.

USE OF EMERGENCY WARNING DEVICES

15. The use of emergency warning devices by designated members of the Fire Department shall be in accordance:
 - a. with the provisions of the Traffic Safety Act, and
 - b. with Fire Department Standard Operating Procedures.



COMING INTO FORCE

16. This Bylaw shall come into force and take effect from and after the day of final passing thereof.



Bruce Midgey
Reeve

Mac Rotsey
Acting Administrator

Read a third time and adopted
this 11th day of September, 2019

Mac Rotsey
Acting Administrator



Certified a True Copy of Bylaw 2019-04
Mac Rotsey
ADMINISTRATOR

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