

Road Use

Bill 11 All Terrain Vehicle On Roads:

<https://www.ontario.ca/laws/regulation/030316>

Ministry of Transportation (MTO) - Linkage Update

The MTO announced new legislation to allow ATVs to use municipal roads for trail to trail connections or linkage provided the municipality was agreeable. Snowmobiles have had access to roads since 1990 under the Motorized Snow Vehicles Act or MVSA. The MVSA allows snowmobiles on roads determined by the province unless a municipality says otherwise. ATVs were given the opportunity to ask for permission from municipalities to use roads for linkage under the Red Tape Reduction Act and a regulation 030316 of the Highway Traffic Act was passed. (HTA 316/03). This regulation defined an Off Road Vehicle (ORV) differently from the Off Road Vehicles Act. The HTA 030316 has been amended allowing more types of ORVs and all-terrain vehicles (ATVs) -- including two-up ATVs, side-by-side ATVs and utility-terrain vehicles (UTVs) -- to use the shoulder of public roads, where permitted; Mandating that all riders -- including drivers and passengers of all ages -- wear an approved motorcycle helmet and use a seatbelt or foot rests where applicable; Prohibiting children under the age of eight from riding as a passenger on any ATV/ORV operating on-road; Clarifying access and exemptions for farmers and trappers.

Provincial Highways Use

Provincial Highways in Haliburton County are open as specified under Bill 11 throughout Haliburton County with the following exceptions:

- Highway 35 south of Carnarvon closed
- Highway 118 between Eagle Lake Rd. and Dover Springs Rd. on either side of Haliburton Village closed.

County Road Use

County Roads are completely open

Municipal Road Use

All Haliburton County roads and all Municipal Roads in Minden Hills, Algonquin Highlands, Highlands East and Dysart et al are completely open with the exception of Highland Street in the Town of Haliburton between Cedar Avenue and Dysart

Avenue.

In Minden Village the roads are open but please stick to the main thoroughfare as indicated on our map insert to avoid residential complaints.

ATV Definition For Insurance Purposes

- has four wheels, the tires of all which are in contact with the ground
- tires are low pressure "balloon" style tires
- has steering handlebars
- has seat designed to be "straddled" by the driver
- must weigh 450 kilos or less
- overall width not greater than 1.35 metres excluding mirrors
- atv must not be modified to reduce it's effectiveness and must operate properly without missing parts
- equipped with service brake & parking brake mechanism
- one or two white headlamps on front and one or two red tail lights on rear
- atv's manufactured after January 1/98 must have red stop lamp(s) incorporated as part of rear light or as a separate lamp
- one yellow reflector on each side of atv front
- one red reflector on each side of atv rear
- one or two red reflectors at back rear
- no obstructions to drivers view

This definition above is consistent with the Ontario Highway Traffic Act however for insurance purposes we would also include in our policy "two up" straddled atv's and side X side ORV's currently produced as ATV brands.

Declaration on "Two Up" Riding

ATV's may be ridden "two up" on designated trails and private lands, on Highways they must be factory manufactured to comply with the revised regulations, ATV's with an aftermarket 2nd seat are not considered a 2up and are not legal on any highway, they are permitted on our trails. They must be operated with extreme caution as this modification alters to design of the machine and serious injuries came occur.

Declaration on Age of Use

All HATVA members must be 12 years of age or older to qualify for membership. It is recognized that the Off Road Act allows participation of children under 12 while being supervised by an adult parent or guardian however riders under 12 cannot become members according to HATVA bylaws. HATVA never condones riders or passengers on open roadways (highways) that do not conform with regulation HTA #316 pertaining to highway use including the requirements of drivers license, atv insurance, atv plating etc.

Declaration on Non Members On Trails

HATVA requires that all trail users on HATVA trails on private lands have in place a Membership sticker or Temp Pass on their atv. All other atv's without membership pass are considered trespassers unless they are on the land at the invitation or request of the landowner. In cases of public land such as Ontario Crown lands it is recognized that non members may also have use of the trails as per the current "right of passage" laws and be open under the public policies of the MNR.