

TOWN OF BIG RIVER

SEP 16 2013

no

BYLAW NO. 2013-08

A BYLAW OF THE TOWN OF BIG RIVER FOR THE AUTHORIZATION AND ADMINISTRATION OF THE USE OF PRIVATE VEHICLES FOR THE PURPOSE OF EMERGENCY RESPONSE BY VOLUNTEER FIRE FIGHTERS ON THE BIG RIVER AND DISTRICT FIRE DEPARTMENT

The Council of the Town of Big River in the Province of Saskatchewan enacts as follows:

1. The Town of Big River is hereby authorized to enter into an agreement with the RM of Big River No. 555, for the purpose of providing authorization and administration of the use of private vehicles for the purpose of emergency response by fire fighters, the terms of which are attached hereto and marked as Exhibit "A" to this bylaw.



Mayor

Administratrix

Read a first time the 16th day of September, 2013.
 Read a second time the 16th day of September, 2013.
 Read a third time and adopted this 16th day of September, 2013.



Certified A True Copy
 of Bylaw # 2013-08

Town Administrator

Exhibit "A"
to
BYLAW NO. 13/13

RF 719

Memorandum of Agreement made this _____ day of _____, 2013.

BETWEEN:

THE RURAL MUNICIPALITY OF BIG RIVER, NO. 555
a municipal corporation of and in the Province of Saskatchewan,
Hereinafter referred to as the R.M.,

And

THE TOWN OF BIG RIVER
a municipal corporation of and in the Province of Saskatchewan,
Hereinafter referred to as the Town.

WHEREAS the parties hereto are desirous of providing this Agreement for the following:

- A. 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,
- B. 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.

NOW THEREFORE The Rural Municipality and the Town of Big River enact as follows:

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

INTERPRETATION

- 2. In this bylaw:
 - a. **"approval"** means the written approval of the Fire Chief;
 - b. **"designation"** means the authorization granted by the RM and Town of Big River 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;

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Exhibit "A"
to
BYLAW NO. 13/13

- 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 Council as the head of the Fire Department and includes:
 - (i) in the Fire Chief's absence, the Deputy Fire Chief,
 - (ii) any member of the Department appointed by the Fire Chief to temporarily act on his/her behalf,
 - (iii) or 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. **"member"** means any person appointed by the Fire Chief as a member in good standing of the Fire Department.
- j. **"service area"** means:
 - (i) the geographical area served directly by the Fire Department,
 - (ii) any area served as part of a Mutual Aid Agreement,
 - (iii) any area served as part of a Fire Protection Agreement.
- k. **"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.

ADMINISTRATION OF BYLAW

- 3. The provisions of this bylaw shall be administered by the Fire Chief.
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Exhibit "A"
to
BYLAW NO. 13/13

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RECORD KEEPING

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

ACKNOWLEDGEMENT OF LIABILITY

5. 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

6. 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 Office of the Fire Commissioner and,
 - c) possess a current valid Saskatchewan driver's license.

GRANTING DESIGNATION

7. The Fire Chief may grant designation to operate a personal vehicle as an emergency vehicle to eligible fire department members.

WITHDRAWAL OF DESIGNATION

8. (1) The Fire Chief may withdraw designation at any time, without cause.
(2) The Fire Chief shall withdraw designation when a member:
 - i. has had their driver's license suspended for any reason, or
 - ii. in the opinion of the Fire Chief, operates their vehicle in an unsafe manner during an emergency response, or

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Exhibit "A"
to
BYLAW NO. 13/13

- iii. uses emergency warning devices at any time other than during an authorized emergency response, or
- iv. uses emergency warning devices in a manner contrary to the Standard Operating Procedures of the Fire Department, or
- v. uses emergency warning devices outside the service area of the Fire Department.


VEHICLE REQUIREMENTS

9. To be eligible to be used as an emergency vehicle within the provisions of this bylaw a personal vehicle shall:
- a) be currently licensed in the Province of Saskatchewan as a Light Vehicle, and
 - b) have passed within the previous 12 months a Light Vehicle (Mechanical) Safety Inspection conducted by an inspection mechanic in accordance with *The Vehicle Inspection Procedures Regulations, 2007*.

PROOF OF MECHANICAL SAFETY

10. Each designated member of the Fire Department, at their cost, shall provide to the Fire Chief a current Light Vehicle (Mechanical) Safety Inspection report for the personal vehicle used for emergency response:
- a) at the time designation is granted 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

11. A 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 the registered owner of the vehicle or:
- a) who has permission of the registered owner for use of the vehicle in emergency response and,
 - b) has submitted documentation to the satisfaction of the Fire Chief detailing the terms of any such permission.
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Exhibit "A"
to
BYLAW NO. 13/13

VEHICLE OCCUPANCY

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

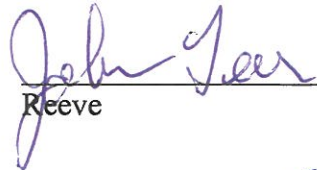
EMERGENCY WARNING DEVICE

13. The costs associated with the supply and installation of the Emergent Warning Device shall be at the cost of individual designated members equipping their vehicles.

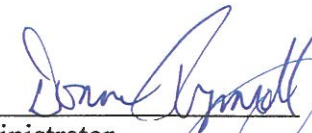
USE OF EMERGENCY WARNING DEVICES

14. 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.

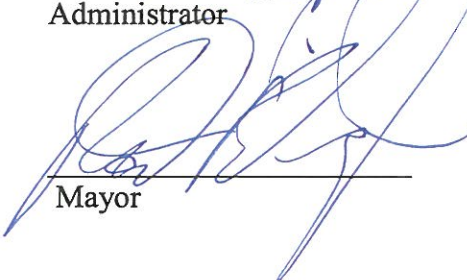




Reeve



Administrator



Mayor





Administrator

Exhibit "A"
to
BYLAW NO. 13/13

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This vehicle has been maintained in a safe operating condition during the interval since the date of the most recent Light Vehicle Mechanical Safety Inspection.

Signature of Member

Date Signed

The Rural Municipality of Big River, No. 555 and Town of Big River accepts liability for this member and vehicle while operated as an emergency vehicle in compliance with the Emergency Response Bylaw No. 13/13.

Signature of Fire Chief, Deputy Chief or Administrator

Date Signed

Instructions: The original is issued to the Department member. A copy is to be retained by the Fire Department.

Notes:

[Handwritten signature]