



HOUSE USE ONLY

CHAIR:

WITH / WITHOUT

1st SESSION, 66th GENERAL ASSEMBLY
Province of Prince Edward Island
68 ELIZABETH II, 2019

(Bill No. 110)

An Act to Amend the Highway Traffic Act (No. 4)

Stephen Howard
MLA

PRIVATE MEMBER'S BILL

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AN ACT TO AMEND THE HIGHWAY TRAFFIC ACT (NO. 4)

BILL NO. 110

2019

BE IT ENACTED by the Lieutenant Governor and the Legislative Assembly of the Province of Prince Edward Island as follows:

1. The *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, is amended by the addition of the following after section 209:

209.1 Definitions

- (1) For the purposes of this section and subsection 210(1),
- (a) “**electric vehicle**” means
 - (i) a battery electric vehicle that runs only on a battery and an electric drive train, or
 - (ii) a plug-in hybrid electric vehicle that runs on a battery and an electric drive train, and also uses an internal combustion engine;
 - (b) “**electric vehicle charging station**” means a publicly or privately-owned parking space that provides access to equipment that supplies a source of electricity for charging electric vehicles.

Improper use

- (2) No person shall leave a vehicle unattended in an electric vehicle charging station unless
- (a) the vehicle is an electric vehicle and the electric vehicle is attached to the station’s charging equipment; or
 - (b) the vehicle is owned by the person who owns or leases the electric vehicle charging station.

Penalty

- (3) A person who contravenes subsection (2) is guilty of an offence and is liable on summary conviction to a fine as set out in the Schedule to this Act.

2. Clause 210(1)(a) of the Act is repealed and the following substituted:

- (a) contrary to section 204, 205, 206, 207, 208, 209 or 209.1;

3. **The Schedule to the Act is amended by the addition of the following after the item relating to section 209:**

209.1(2)	Leaving vehicle unattended in electric vehicle charging station	100	500
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4. **This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council.**



EXPLANATORY NOTES

SECTION 1 amends the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, by adding a new section 209.1 that deals with electric vehicles. Subsection 209.1(1) defines the terms “electric vehicle” and “electric vehicle charging station”. Subsection 209.1(2) prohibits a person from leaving a vehicle unattended in an electric vehicle charging station unless the vehicle is an electric vehicle that is attached to the station’s charging equipment, or the vehicle is owned by the person who owns or leases the electric vehicle charging station. Subsection 209.1(3) establishes that a person who contravenes subsection (2) is guilty of an offence and on summary conviction is liable to a fine as set out in the Schedule to the Act.

SECTION 2 amends repeals clause 210(1)(a) of the Act and replaces it with a new clause 201(1)(a) that adds a reference to the new section 209.1. This will authorize a traffic officer to move a vehicle, or order the person in charge of the vehicle to move it, if the vehicle is left unattended in an electric vehicle charging station.

SECTION 3 amends the Schedule to the Act to add the offence and the fine amounts for a contravention of the new subsection 209.1(2).

SECTION 4 provides for the commencement of the Act.

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<i>STAGE:</i>	<i>DATE:</i>
<i>1st Reading:</i>	November 12, 2019
<i>2nd Reading:</i>	
<i>To Committee:</i>	
<i>Reported:</i>	
<i>3rd Reading and Pass:</i>	
<i>Assent:</i>	

SIGNATURES:

Honourable Antoinette Perry, Lieutenant Governor

Honourable Colin LaVie, Speaker

Joseph Jeffrey, Clerk

Stephen Howard
MLA

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