

THE CORPORATION OF THE VILLAGE OF SALMO

BY-LAW NO. 304

Being a by-law to provide for the  
licencing of commercial vehicles.

The Council of the Corporation of the Village of Salmo, in  
open meeting assembled, enacts as follows:-

1. This by-law may be cited as the "Village of Salmo Commercial  
Vehicle Licencing Amendment By-law No. 304, 1986".
2. In this by-law, unless the context otherwise requires, 'Act'  
means the Municipal Act being Chapter 290 of the Revised  
Statutes of British Columbia 1979, as amended.

'Gross Vehicle Weight'  
means the weight at which a vehicle  
is licenced under the Commercial  
Transport Act or the Motor Vehicle  
Act, as the case may be;

'Highway'  
means a highway as defined by the  
Act but does not include any  
arterial highway as defined by the  
Highway Act;

'Licence Inspector'  
means the person from time to time  
duly appointed as Licence Inspector  
for the municipality and also any  
person lawfully acting in that  
capacity;

'Owner'  
means, when used in reference to a  
vehicle, the person or persons duly  
registered from time to time under  
the Motor Vehicle Act or the  
Commercial Transport Act as the  
owner or owners of the vehicle;

'Registration Card'  
means the motor-vehicle licence for  
the motor vehicle issued pursuant  
to the Motor Vehicle Act or the  
Commercial Transport Act.

3. The Corporation of the Village of Salmo is hereby declared to  
be a participating municipality with respect to the licencing  
of commercial vehicles and the provisions of Division (2) of  
Part XI of the Act apply to the municipality from and after  
the commencement of the licence year beginning in 1987.

4. Except as otherwise provided in this by-law and in the Act,  
but subject to the Motor Carrier Act, no vehicle shall be used  
or operated on any highway in the Municipality unless there is  
displayed upon the vehicle a valid and subsisting  
licence-plate in accordance with Division (2) of Part XI of  
the Act and with this by-law.

5. Except as may be otherwise provided by the Act, the owner of every vehicle shall, before it is used or operated on any highway in the municipality, cause the vehicle to be licensed or registered with the Licence Inspector and a licence-plate for the current year.
6. The application for a licence and licence-plate shall be in the form shown as Schedule "A", hereto attached and forming part of this by-law, and shall be signed by the owner or his duly authorized agent, provided that in the case of partnerships or multiple owners any one of such owners or partners may apply and such owner or partner applying shall be deemed to be the duly authorized agent of all the owners or of the partnership.
7. Where the applicant for a licence is an agent or co-owner, the owner or owners shall be deemed to have authorized all statements set forth in this application and shall be deemed to have made such statements on his own or their behalf and as his own or their statements.
8. (1) The application form together with the registration card for the vehicle, shall be delivered to the Licence Inspector and, in the case where a fee is applicable, shall be accompanied by the fee prescribed in the Act.  
(2) Where the applicant for licences is one and the same person, as many applications of the same kind as may conveniently be made on any one of the forms prescribed may be combined in one such form without necessity for the completion of separate application forms for each vehicle for which a licence and licence-plate is sought.  
(3) Notwithstanding subsections (1) and (2) but not inconsistent with the Act or this by-law, the Licence Inspector is hereby authorized to modify any of the forms prescribed, or any of the administrative procedures prescribed deemed necessary by him when dealing with any owner applying for licences and plates for more than one vehicle.
9. All fees collected by the Licence Inspector under this by-law and in accordance with Division (2) of Part XI of the Act shall be paid forthwith to the Treasurer of the Municipality who shall deal with the said fees in the manner provided by the Act.
10. Upon receipt of the application for a licence and upon being satisfied that the prescribed fee (if any) has been paid, the Licence Inspector shall cause to be issued and delivered a numbered licence-plate and shall endorse on the registration card a) the number of such licence-plate  
b) the date of issuance thereof; and  
c) the fee paid.
11. The licence-plate shall at all times be affixed on the inside upper center of the windshield and shall be kept entirely unobstructed in a legible condition.

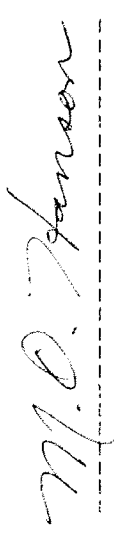
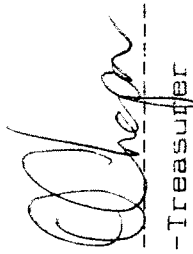
- 12. 1) Where a person ceases to be the owner of a vehicle licensed and authorized to carry a licence-plate, that licence-plate shall be deemed to be cancelled and the owner shall surrender the licence-plate to the License Inspector. The new owner of the vehicle may make application to the License Inspector for a new licence-plate in accordance with the provisions of the Act.
- 2) Where a person surrenders a licence-plate that has been deemed to be cancelled by 12 (1) that same plate may not be re-issued to the former licence holder or any other person.
- 13. Where a licence-plate is lost, stolen, destroyed or becomes illegible or mutilated, the owner of the vehicle in respect of which the plate was issued, or his agent, may apply to the License Inspector for a replacement thereof for a fee of two dollars upon the surrender of such plate, if still in the possession of the owner, and the License Inspector if satisfied of the truth of the facts in support of the application, may cause a new licence-plate to be issued in replacement and shall endorse the record of its issuance on the registration card.
- 14. Every person who offends against any of the provisions of this by-law, subject to Section 523 of the Municipal Act, or who suffers or permits any act or thing to be done in contravention or violation of any of the provisions of the by-law, or neglects to do or refrains from doing anything required to be done under this by-law, or who does any act or anything which violates any of the provisions of this by-law shall be deemed to have committed an offence under this by-law and shall be liable, on conviction to a fine and penalty of not less than TWENTY-FIVE DOLLARS (\$25.00) nor more than FIVE HUNDRED DOLLARS (\$500.00).
- 15. This by-law hereby repeals the "Village of Salmo Commercial Vehicle Licensing By-law No. 272, 1983".


READ a first time this 18th day of November, 1986.  
 READ a second time this 18th day of November, 1986.  
 READ a third time this 18th day of November, 1986.

RECONSIDERED and ADOPTED this 8th day of December, 1986.

I hereby certify this to be a true copy of the "Village of Salmo Commercial Vehicle Licensing Amendment By-law No. 304, 1986".

  
 Clerk-Treasurer

  
 Mayor  
  
 Clerk-Treasurer

A true copy of By-Law No. 304 registered in the office of the Inspector of Municipalities this 26 day of JANUARY 1987.  
  
 Inspector of Municipalities

THE CORPORATION OF THE VILLAGE OF SALMO

BY-LAW NO. 304

SCHEDULE "A"

Municipal Plate No. \_\_\_\_\_

I, \_\_\_\_\_, owner (agent of  
\_\_\_\_\_ who is the owner)  
of \_\_\_\_\_ of a gross vehicle  
weight of \_\_\_\_\_ kilograms, Motor-Vehicle Registration  
No. \_\_\_\_\_ apply to the Corporation of the  
Village of Salmo for:

A Municipal licence-plate for the above vehicle for the  
licence-year 19 \_\_\_\_\_ for which is hereby tendered the fee  
of \$ \_\_\_\_\_.

Signed: \_\_\_\_\_  
Owner/Agent

Address: \_\_\_\_\_