

The Driver Training Regulations, 1986

Repealed

by [Chapter T-18.1 Reg 9](#) (effective September 29, 2011).

Formerly

Chapter V-2.1 Reg 4 (effective September 18, 1986) as amended
by Saskatchewan Regulations [10/94](#), [43/96](#) and [53/2003](#).

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

Table of Contents

TITLE AND INTERPRETATION		DRIVER TRAINING SCHOOLS	
1	Title	6	Application for certificate or renewal of certificate as driver training school
2	Interpretation	7	Duties
2.1	Non-application of regulations to certain driver training schools	8	Records
		8.1	Reporting
DRIVER INSTRUCTORS		9	Prohibitions
3	Application for and issuance of driver instructor's certificates	10	Expiry of certificates
4	Prohibition	10.1	Appeals to board
4.1	Evaluation	11	Standards for motor vehicles used in training
4.2	Reporting for driving instructors		
5	Identification		

CHAPTER V-2.1 REG 4
The Vehicle Administration Act

TITLE AND INTERPRETATION

Title

- 1** These regulations may be cited as *The Driver Training Regulations, 1986*.

Interpretation

- 2** In these regulations:

- (a) **“Act”** means *The Vehicle Administration Act*;
- (b) **“applicant”** means a person applying to the administrator pursuant to section 45 of the Act for a driver instructor’s certificate or a driver training school certificate;
- (c) **“board of education”** means a board of education as defined in *The Education Act* and includes the senate of a university and the persons responsible for the operation of a private college or school;
- (d) **“certificate”** means a driver instructor’s certificate or a driver training school certificate;
- (d.01) **“class”** means, with respect to a motor vehicle, the class of motor vehicle as defined in *The Driver Licensing and Suspension Regulations*;
- (d.1) **Repealed.** 13 Jne 2003 SR 53/2003 s3.
- (e) **“driver instructor”** means a person who:
 - (i) holds a valid driver instructor’s certificate; and
 - (ii) teaches the driving of a motor vehicle;but does not include a person who provides instruction without compensation or as an employee to other employees of the same employer for the purposes of retraining or upgrading instruction with respect to those other employees;
- (f) **“driver instructor’s certificate”** means an instructor’s certificate mentioned in subsection 45(3) of the Act;
- (g) **“driver training school certificate”** means a driver training school certificate mentioned in subsection 45(2) of the Act;
- (g.1) **“retraining”** means training a person in the operation of the class of motor vehicles for which that person holds a driver’s licence;

- (h) “**student**” means a person who is receiving instruction from a driver instructor for the purpose of qualifying for any class of driver’s licence or for the purpose of improving his skill in the operation of a motor vehicle;
- (i) “**upgrading instruction**” means training a person who holds a driver’s licence in the operation of a class of motor vehicles that requires a higher class of driver’s licence.

26 Sep 86 cV-2.1 Reg 4 s2; 4 Feb 94 SR 10/94 s3;
13 Jne 2003 SR 53/2003 s3.

Non-application of regulations to certain driver training schools

2.1 These regulations do not apply to an employee of an employer who provides retraining or upgrading instruction to other employees of same employer.

13 Jne 2003 SR 53/2003 s4.

DRIVER INSTRUCTORS

Application for and issuance of driver instructor’s certificates

3(1) A person who wishes to obtain a driver instructor’s certificate must:

- (a) apply on a form provided by the administrator; and
- (b) ensure that the form mentioned in clause (a) is accompanied by:
 - (i) a criminal record search, on a form provided by the administrator, signed by the Chief of Police or the Officer in Charge of the local R.C.M.P. detachment or the Town Constable;
 - (ii) the fees set out in *The Vehicle Administration Fees Regulations*; and
 - (iii) one of the following:
 - (A) evidence of the completion, within the 12 months before the application, of a driver training course approved by the administrator; or
 - (B) a certificate that is issued by the minister responsible for the administration of *The Education Act, 1995* or by any training facility approved by the administrator and that substantiates, to the satisfaction of the administrator, the qualifications of the applicant.

(2) A person who wishes to renew the person’s driver instructor’s certificate must:

- (a) apply on a form provided by the administrator; and
- (b) ensure that the form mentioned in clause (a) is accompanied by:
 - (i) evidence of the completion, within the 24 months before the application, of a professional development course approved by the administrator; and
 - (ii) the required fees as set out in *The Vehicle Administration Fees Regulations*.

(3) An application to renew a driver instructor's certificate must be filed with the administrator not more than 60 days and not less than 10 days before the expiry date of the certificate.

(4) In addition to the requirements set out in subsections (1) and (2), the administrator may require an individual applying for a new driver instructor's certificate or renewing a driver instructor's certificate to provide a certificate of physical fitness that:

- (a) is in a form provided by the administrator;
- (b) verifies that the applicant is physically and mentally fit; and
- (c) is completed by a duly qualified medical practitioner.

(5) If the administrator is satisfied that an applicant has complied with the requirements of this section and the other requirements set out in the Act and these regulations, the administrator may, in accordance with the application:

- (a) issue a driver instructor's certificate to the applicant; or
- (b) renew the applicant's driver instructor's certificate.

13 Jne 2003 SR 53/2003 s5.

Prohibition

4 No person who holds a driver instructor's certificate shall engage in the business of giving instruction for hire or for tuition in the driving of motor vehicles or in the preparation of a person for examinations given by the administrator for a driver's licence unless he is:

- (a) the holder of a driver training school certificate;
- (b) employed by a driver training school which is registered under these regulations; or
- (c) employed by a Board of Education.

26 Sep 86 cV-2.1 Reg 4 s4.

Evaluation

4.1(1) Every driver instructor shall successfully complete a performance evaluation approved by the administrator within 12 months of the date of issue of his or her first driver instructor's certificate.

(2) Every five years after his or her first performance evaluation, every driver instructor shall successfully complete a performance evaluation approved by the administrator.

19 Jly 96 SR 4/96 s4.

Reporting for driving instructors

4.2(1) Every driving instructor shall report the following to the administrator within five days of its occurrence:

- (a) the driving instructor is charged with an offence against the *Criminal Code* or *The Alcohol and Gaming Regulation Act*;
 - (b) the driving instructor being the subject of an administrative driving suspension pursuant to *The Highway Traffic Act*, any regulations pursuant to that Act, the Act or the regulations pursuant to the Act.
- (2) If a driving instructor is charged with an offence against the *Criminal Code*, *The Highway Traffic Act*, any regulations pursuant to that Act, the Act or any regulations pursuant to the Act, the administrator may refuse to issue or renew a driver instructor's certificate until the charge has been finally disposed of or the time for making any appeal respecting the charge has expired.

13 Jne 2003 SR 53/2003 s6.

Identification

5 At the request of a peace officer, a student, an officer of the administrator or an officer of the Department of Education, a driver instructor shall produce the wallet-size driver instructor's certificate.

4 Feb 94 SR 10/94 s4; 19 Jly 96 SR 43/96 s5.

DRIVER TRAINING SCHOOLS**Application for certificate or renewal of certificate as driver training school**

6(1) A person, firm or association who or that wishes to obtain a driver training school certificate or to renew a driver training school certificate must:

- (a) apply on a form provided by the administrator; and
- (b) ensure that the form mentioned in clause (a) is accompanied by:
 - (i) a penal bond for the protection of the contractual rights of students that is:
 - (A) in the principal sum of \$5,000;
 - (B) on a form approved by the administrator; and
 - (C) written by a company authorized to do business pursuant to *The Saskatchewan Insurance Act*;
 - (ii) a certificate of bodily injury and property damage liability insurance on motor vehicles while used in driving instruction, insuring the liability of the driver training school, the driver instructors and any person taking instruction, in the amount of at least \$1,000,000 in excess of the amount required pursuant to *The Automobile Accident Insurance Act* for bodily injury or death and damage to property, in any one accident;

- (iii) evidence of the insurance coverage required pursuant to subclause (ii) that:
 - (A) is in the form of a certificate of the insurer that is acceptable to the administrator; and
 - (B) stipulates that the insurance shall not be cancelled except on 30 days' prior written notice to the administrator; and
 - (iv) the required fees as set out in *The Vehicle Administration Fees Regulations*.
- (2) For the purposes of subclause (1)(b)(i):
- (a) the total liability of the surety under the penal bond for all breaches of the conditions of the bond shall not exceed the principal sum of \$5,000; and
 - (b) the surety shall not cancel the bond except on 30 days' prior written notice to the administrator.
- (3) An application to renew a driver training school certificate must be filed with the administrator not more than 60 days and not less than 10 days before the expiry date of the certificate.
- (4) If the administrator is satisfied that an applicant has complied with the requirements of this section and the other requirements set out in the Act and these regulations, the administrator may, in accordance with the application:
- (a) issue a driver training school certificate to the applicant; or
 - (b) renew the applicant's driver training school certificate.

13 Jne 2003 SR 53/2003 s7.

Duties

- 7 Every person who holds a driver training school certificate shall:
- (a) maintain a registered office in Saskatchewan at which all communications and notices may be served;
 - (b) notify the administrator, in writing, of any change of address within 15 days of the change;
 - (c) ensure that instruction in his driver training school meets the standards for instruction approved by the administrator; and
 - (d) notify the administrator, in writing, of any of the following changes within 15 days of the change:
 - (i) if any new driving instructor is employed by the driver training school;
 - (ii) if any driving instructor ceases to be employed by the driver training school.

26 Sep 86 cV-2.1 Reg 4 s7; 13 Jne 2003 SR 53/2003 s8.

Records

8(1) Every driver training school shall maintain records with respect to each student showing:

- (a) the name of the student;
- (b) the address of the student;
- (c) the date of birth of the student;
- (d) the personal identification code of the student;
- (e) where applicable, the high school attended;
- (f) dates and the number of hours of practical instruction;
- (g) dates and the number of hours of theoretical instruction; and
- (h) the class of licence or endorsement with respect to which the instruction was given.

(1.1) Every driver training school shall maintain, on a form acceptable to the administrator, records showing the success and failure rate of the students of each driver instructor employed by the school.

(2) Any records kept pursuant to subsections (1) and (1.1) shall be open to inspection by representatives of the administrator or the Department of Education at all reasonable times.

(3) Records kept pursuant to this section are for the confidential use of the administrator or the Department of Education.

(4) A driver training school shall maintain all records respecting a student for at least five years after the date that the record was made.

4 Feb 94 SR 10/94 s6; 19 Jly 96 SR 43/96 s6; 13
Jne 2003 SR 53/2003 s9.

Reporting

8.1 Every driver training school shall provide to the administrator, on a form acceptable to the administrator, a report showing the results of driver licensing examinations for each student on the completion of every course of instruction.

19 Jly 96 SR 43/96 s7.

Prohibitions

9 No driver training school, no operator, agent or employee of a driver training school and no driving instructor shall:

- (a) state or imply that a driver's licence is guaranteed on completion of the course of instruction; or
- (b) offer free lessons, retests, services or other inducements or awards to any of its students who may fail the driver licence examination or road test.

13 Jne 2003 SR 53/2003 s10.

Expiry of certificates

10(1) A driver instructor's certificate expires on the date set out on the certificate unless it is sooner suspended or revoked pursuant to the Act or these regulations.

(2) A driver training school certificate expires on the date set out on the certificate unless it is sooner suspended or revoked pursuant to the Act or these regulations.

13 Jne 2003 SR 53/2003 s11.

Appeals to board

10.1(1) Section 91 of the Act applies to a decision of the administrator to refuse to renew:

- (a) a driver instructor's certificate; or
 - (b) a driver training school certificate.
- (2) An appeal to the board must be made:
- (a) in writing; and
 - (b) within 21 days after notification in writing by the administrator of the decision to refuse to issue or renew a certificate.

13 Jne 2003 SR 53/2003 s11.

Standards for motor vehicles used in training

11(1) Every class 5 motor vehicle used in driver training by a driving instructor to train a person to drive must have all of the following:

- (a) special rear-view mirrors firmly affixed to the vehicle to allow a driving instructor a clear and unobstructed view of the highway to the rear of the vehicle;
- (b) a sign at the rear of the vehicle that is conspicuously and clearly visible from a distance of 30 metres and that contains the words "**Student Driver**" in letters not less than five centimetres in height;
- (c) dual brakes.

- (2) Every class 1 motor vehicle used in driver training by a driving instructor to train a person to drive must have all of the following:
- (a) special rear-view mirrors firmly affixed to the vehicle to allow a driving instructor a clear and unobstructed view of the highway to the rear of the vehicle and along both sides of the vehicle;
 - (b) a sign at the rear of the vehicle that is conspicuously and clearly visible from a distance of 30 metres and that contains the words **“Student Driver”** in letters not less than 7.5 centimetres in height.
- (3) No driver training school and no board of education shall operate or cause to be operated a motor vehicle for the purpose of practical instruction to train students in the driving of motor vehicles, unless the motor vehicle:
- (a) meets the requirements of subsections (1) and (2), when required;
 - (b) is maintained in safe operating condition; and
 - (c) meets all the requirements of the Act and the regulations made pursuant to the Act applicable to motor vehicle equipment and equipment standards.
- (4) Notwithstanding subsections (1) and (2), a person with a physical disability that impairs his or her ability to drive a motor vehicle with ordinary controls may be taught to drive a vehicle equipped with special or modified controls designed to overcome or compensate for the physical impairment.
- (5) Notwithstanding subsections (1) and (2), if a person 60 years of age or older requires assistance from a driving training school to improve his or her skill in operating a class 5 motor vehicle for the purpose of obtaining or retaining a class 5 driver's licence, that person may receive instruction in a motor vehicle that the person owns or possesses.
- (6) Notwithstanding subsections (1) and (2), an employee who is undergoing retraining by an employer of the same employer or by a person who is under contract to an employer to retrain employees may receive instruction in the employer's vehicles.

13 Jne 2003 SR 53/2003 s11.