



ALBERTA  
TRANSPORTATION

*Office of the Minister  
Deputy Government House Leader  
MLA, Calgary-Hays*

MO No.: 23/20

**GOVERNMENT OF ALBERTA**  
**DEPARTMENT OF TRANSPORTATION**  
**MINISTERIAL ORDER**

WHEREAS the Lieutenant Governor in Council made Order in Council 080/2020 under section 52.1(1) of the *Public Health Act* (PHA) on March 17, 2020 declaring a state of public health emergency in Alberta due to pandemic COVID-19 and the significant likelihood of pandemic influenza;

WHEREAS Order in Council 080/2020 has effect for 90 days following March 17, 2020 under section 52.8(1)(a) of the PHA;

WHEREAS section 52.1(3) of the PHA authorizes the Minister of Transportation (Minister), to make an order without consultation, to suspend or modify the application or operation of all or part of an enactment, subject to the terms and conditions the Minister prescribes, if the Minister is satisfied that the application or operation of all or part of the enactment is not in the public interest; and

WHEREAS I am satisfied that the application or operation of all or part of the *Traffic Safety Act*<sup>1</sup>, *Drivers Hours of Service Regulation*<sup>2</sup>, *Commercial Vehicle Dimension and Weight Regulation*<sup>3</sup>, *Commercial Vehicle Certificate and Insurance Regulation*<sup>4</sup>, and *Vehicle Inspection*

---

<sup>1</sup> RSA 2000, c. T-6.

<sup>2</sup> AR 317/2002.

<sup>3</sup> AR 315/2002.

<sup>4</sup> AR 314/2002.

Regulation<sup>5</sup>, is not in the public interest as some Albertans may have difficulty attending Registry Offices, and commercial vehicles transporting essential supplies and equipment in direct assistance to the emergency relief efforts during the response to COVID-19 need to be supported in their efforts.

THEREFORE, I, Ric McIver, Minister of Transportation, pursuant to section 52.1(2) of the *Public Health Act*, do hereby order that:

1. For the purposes of this Order, words in upper case with quotation marks have the meanings set out in the *Traffic Safety Act* or one of the regulations listed above unless otherwise stated.
2. For the purposes of this Order, “transporting essential supplies and equipment in direct assistance to the emergency relief efforts during the response to COVID-19” means: transportation and other relief services provided by a “Commercial Vehicle” or its “Driver” related to the emergency relief efforts during the response to the COVID-19 outbreak including, but not limited to, transportation to meet immediate needs for:
  - a. medical supplies and equipment related to the testing, diagnosis and treatment of COVID-19;
  - b. supplies and equipment necessary for community safety, sanitation, and prevention of community transmission of COVID-19 including masks, gloves, hand sanitizer, soap or disinfectants;
  - c. food, paper products and other groceries for emergency restocking of distribution centers or stores;
  - d. raw materials that are required and to be used for the manufacture of items in categories (a), (b) or (c), including paper, plastic or alcohol;
  - e. fuel;
  - f. equipment, supplies and persons necessary to establish and manage temporary housing, quarantine, and isolation facilities related to COVID-19;
  - g. persons designated by Federal, Provincial/Territorial or local authorities for medical, isolation, or quarantine purposes; and,
  - h. persons necessary to provide other medical or emergency services, the supply of which may be affected by the COVID-19 response.

Direct assistance does not include routine commercial deliveries. The load must be primarily essential supplies and equipment, as noted above, in direct assistance to the emergency relief efforts.

3. Notwithstanding section 47.2 of the *Traffic Safety Act*, where a decision or order of the Board or a copy of the decision or order and reasons in respect of it were received by the applicant on or after March 17, 2020 and before this Ministerial Order lapses, the decision or order of the “Board” may be questioned or reviewed by way of application for judicial review seeking an order in the nature of certiorari or mandamus if the application is filed

---

<sup>5</sup> AR 211/2006.

with the Court and served on the "Board" no later than 30 days following the lapsing of this Ministerial Order.

4. Notwithstanding section 45 of the *Traffic Safety Act*, where a person requesting an appeal was served with the written notice of the decision or action, as the case may be, in respect of which the appeal is being commenced, on or after March 17, 2020 and before this Ministerial Order lapses, an appeal under Division 3 of the *Traffic Safety Act* may be commenced no later than 30 days following the lapsing of Order in Council 080/2020.
5. The following applies when a "Commercial Vehicle" is transporting "essential supplies and equipment in direct assistance to the emergency relief efforts during the response to COVID-19":
  - a. Notwithstanding section 13 of the *Traffic Safety Act*, no restriction in a "Bylaw"<sup>6</sup>, of the hours that a "Commercial Vehicle" may operate on a "Highway" will apply;
  - b. Notwithstanding section 13 of the *Traffic Safety Act*, no restriction in a "Bylaw" of the hours that a "Commercial Vehicle" may park on a "Highway" will apply;
  - c. Notwithstanding section 46 of the Commercial Vehicle Certificate and Insurance Regulation, no fee will be charged for a permit issued under section 62 of the *Traffic Safety Act* exempting the holder of a permit from the requirements of the Drivers' Hours of Service Regulation<sup>7</sup>;
  - d. Notwithstanding section 9 of the Commercial Vehicle Dimension and Weight Regulation, when operating on a "Highway", the maximum weight on a "Carrying Axle"<sup>8</sup> fitted with two wide based single tires, each of which has a width of 445 millimetres or greater, are increased to:
    - i. 9,100 kilograms for a "Single Axle"<sup>9</sup>,
    - ii. 17,000 kilograms for "Tandem Axle Groups"<sup>10</sup>
    - iii. 21,000 kilograms for "Tridem Axle Groups"<sup>11</sup> with an "Axle Spread" between 2.4 metres and less than 3.0 metres, and
    - iv. 24,000 kilograms for "Tridem Axle Groups" with an "Axle Spread" between 3.0 metres and not more than 3.7 metres";

---

<sup>6</sup> Refers to a bylaw that is enacted pursuant to the *Traffic Safety Act*.

<sup>7</sup> AR 317/2002.

<sup>8</sup> As defined in AR 315/2002.

<sup>9</sup> As defined in AR 315/2002.

<sup>10</sup> As defined in AR 315/2002.

<sup>11</sup> As defined in AR 315/2002.

- e. Notwithstanding section 9 of the Commercial Vehicle Dimension and Weight Regulation, when operating on a "Local Road"<sup>12</sup>, but exempting application to bridges on the restricted bridge list for vehicles with tridem axles published on the Alberta Transportation website<sup>13</sup> if the bridges have a lower maximum weight, the maximum weight on a "Tridem Axle Group" is increased to:
- i. 21,000 kg if the "Axle Spread" is 2.4 metres or more, but less than 3.0 metres
  - ii. 24,000 kg if the "Axle Spread" is 3.0 metres or more, but not more than 3.7 metres;
- f. Notwithstanding section 9 of the Commercial Vehicle Dimension and Weight Regulation, when operating on a "Local Road", but exempting application to bridges on the restricted bridge list for vehicles with tridem axles published on the Alberta Transportation website<sup>14</sup> the maximum weight on a "Tridem Drive Axle Group"<sup>15</sup> is increased to:
- i. 23,000 kg on a "Single Steer"<sup>16</sup> "Truck"<sup>17</sup> or "Truck Tractor"<sup>18</sup> with a "Tridem Drive Axle Group";
  - ii. 23,000 kg on a "Twin Steer"<sup>19</sup> "Truck" or "Truck Tractor" with a "Tridem Drive Axle Group" if the "Axle Spread" is 2.4 metres or more, but less than 3.05 meters;
  - iii. 24,000 kgs on a "Twin Steer" "Truck" or "Truck Tractor" with a "Tridem Drive Axle Group" if the "Axle Spread" is 3.05 metres or more, but not more than 3.1 meters.
- g. Notwithstanding section 9 of the Commercial Vehicle Dimension and Weight Regulation, the maximum "Gross Weight"<sup>20</sup> of 53,500 kg for a "Commercial Vehicle" operating on a "Local Road" does not apply. However, the "Commercial

---

<sup>12</sup> As defined in AR 315/2002.

<sup>13</sup> Accessible at <http://www.transportation.alberta.ca/Content/docType260/Production/tac.pdf>

<sup>14</sup> Accessible at <http://www.transportation.alberta.ca/Content/docType260/Production/tac.pdf>

<sup>15</sup> As defined in AR 315/2002.

<sup>16</sup> As defined in AR 315/2002

<sup>17</sup> As defined in AR 315/2002.

<sup>18</sup> As defined in AR 315/2002.

<sup>19</sup> As defined in AR 315/2002.

<sup>20</sup> As defined in AR 315/2002.

Vehicle” may not exceed any other “Gross Weight” maximum in section 9(1)(k)<sup>21</sup> applicable to the vehicle configuration.

- h. In addition to the exemptions provided in section 12(5) of the Commercial Vehicle Dimension and Weight Regulation, “Commercial Vehicles” are exempt from “Road Bans”<sup>22</sup>, including road bans established by a “Municipality”<sup>23</sup>.
6. Notwithstanding section 18 of the Vehicle Inspection Regulation, a person who applies to the “Registrar” for a “Certificate of Registration” for a “Salvage Motor Vehicle”, an “Out of Province Motor Vehicle”, or an “Unsafe Vehicle”<sup>24</sup> may, until May 15, 2020, provide a “Salvage Motor Vehicle” inspection “Certificate”<sup>25</sup> or an “Out of Province Motor Vehicle” inspection “Certificate” in respect of that motor vehicle that expired between March 17, 2020 and May 15, 2020.
7. Notwithstanding sections 19 and 20 of the Vehicle Inspection Regulation, a person may, until May 15, 2020, operate a “Commercial Vehicle” on a “Highway” with an expired “Certificate”<sup>26</sup> or “Decal”<sup>27</sup>, if the “Certificate” or “Decal” expired between March 17, 2020 and May 15, 2020, subject to the following condition:
  - a. The “Driver” must prepare, carry and produce a “Trip Inspection Report” in accordance with and as required by subsections 12(3), (5) and (6) of the Commercial Vehicle Safety Regulation<sup>28</sup>;
8. This Order lapses, unless it is sooner continued by an order of the Lieutenant Governor in Council under section 52.811(3) of the PHA, at the earliest of the following:
  - a. August 14, 2020;
  - b. 60 days after Order in Council 080/2020 is terminated by the Lieutenant Governor in Council, if Order in Council 080/2020 is terminated before June 15, 2020;
  - c. when this Order is terminated by the Minister under section 52.811(2) of the PHA because the Minister is satisfied that this Order is no longer in the public interest;  
or

---

<sup>21</sup> AR 315/2002.

<sup>22</sup> AR 315/2002.

<sup>23</sup> As defined in the *Municipal Government Act*, RSA 2000, c. M-26.

<sup>24</sup> As defined in AR 211/2006.

<sup>25</sup> As defined in AR 211/2006.

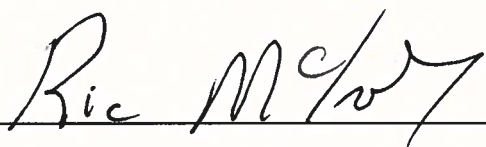
<sup>26</sup> As defined in AR 211/2006.

<sup>27</sup> As defined in AR 211/2006.

<sup>28</sup> AR 121/2009.

- d. when this Order is terminated by the Lieutenant Governor in Council under section 52.811(1)(c) of the PHA.

DATED at Edmonton, Alberta this 2 day of April, 2020.



---

Honourable Ric McIver  
Minister of Transportation