

**VAN ANDA IMPROVEMENT DISTRICT
BYLAW 176 – Road Rescue Service**

A bylaw to establish and regulate Road Rescue services.

WHEREAS the Community Charter allows Trustees, by bylaw, to establish and make regulations for the safety of its citizens;

NOW THEREFORE the Van Anda Improvement District, in open meeting assembled enacts as follows:

1. The Provincial Policies and Procedures relating to Road Rescue and all amendments thereto, are deemed to be in full force and effect within the Van Anda Improvement District, and in conjunction with this bylaw.
2. This bylaw shall come into full force upon adoption.

DEFINITIONS

3. In this by-law, unless the context otherwise requires:

“Administrator” means the person employed as Administrator of the Van Anda Improvement District.

“District” means the Van Anda Improvement District.

“Fire Chief” means the person appointed by Trustees as the Chief of the Van Anda Fire Department, and includes any qualified member authorized by the Fire Chief to act on their behalf.

“Member” means a member of the Van Anda Fire Department - Road Rescue Team.

“Out of Jurisdiction Response” means Road Rescue services provided outside the Van Anda Improvement District boundary at the request of EMBC or its assigns.

“Road Rescue” means response to a motor vehicle accident including extrication of vehicle occupants and embankment rescue. Water rescue that is required as a direct result of a motor vehicle accident is considered part of the road rescue response, if the Road Rescue Service Provider has the necessary water rescue skills and equipment required. The term Road Rescue is also interpreted to include the use of auto extrication tools and techniques for the release of subjects trapped by other means, such as farm or industrial accidents, train wrecks, or aircraft crashes.

“Road Rescue Service Provider” means the Van Anda Fire Department - Road Rescue Team, whose members are specifically trained and maintain an on-going competence through participation in a training and exercise program that meets the intent of the current National Fire Protection Association (NFPA) standards on operations and training for technical rescue incidents.

“Trustees” means the Trustees of the Van Anda Improvement District.



ROAD RESCUE

4. Road Rescue for the Van Anda Improvement District is hereby constituted by bylaw and is to be carried out by the Van Anda Fire Department - Road Rescue Team. The head of the Road Rescue Team is the Fire Chief.
5. Reporting to the Trustees, the Fire Chief is accountable for overseeing the provision of services for Road Rescue.
6. The Fire Chief shall take all proper measures for the prevention, control, and the protection of life and property and may enforce all codes and bylaws respecting road rescue.
7. The Fire Chief may accept any person who is qualified, as a member or probationary member of the Road Rescue Team.
 - a) A person is qualified to be a member of the Road Rescue Team based on the following:
 - i. is 19 years of age or over;
 - ii. is of good character;
 - iii. passes such aptitude, physical and other valid tests as may be required by the Fire Chief;
 - iv. preferably resides within the Van Anda Improvement District;
 - v. undergoes a criminal record check.
 - b) A person accepted by the Fire Chief as a probationary member shall generally be on probation for six (6) months during which period they shall take training and examinations as may be required by the Fire Chief. If a probationary member fails any such examination, the Fire Chief may dismiss such a member or extend their probationary period.
 - c) Following the probationary period, new members will be accepted based on a favourable evaluation by the Fire Chief. All appointments will be based on merit.
 - d) A person recommended or appointed as a member shall adhere to the Code of Conduct presented to them.
 - e) Every member is subject to a medical examination at such time as the Fire Chief may require it. Such medical examination will be paid for by the Road Rescue budget.
8. The remuneration of all members shall be the same as the practice and callout stipends for the volunteer firefighters.
9. Out of Jurisdiction Responses are authorized for the whole of Texada Island.
10. The Fire Chief has complete responsibility and authority over the Road Rescue Team, subject to the direction and control of the Trustees, and shall provide monthly Trustees reports for information.
11. The Fire Chief is responsible for the establishment of rules, regulations, and policies in the form of Standard Operating Guidelines (SOG's), for the proper organization and administration of the Road Rescue Team including, but not limited to, the:
 - a) use, care and protection of Road Rescue property;
 - b) conduct and discipline of the members of the Road Rescue Team;
 - c) efficient operation of the Road Rescue Team;
 - d) compliance with lawful statutes and regulations.



12. No person at an incident shall impede, obstruct, or hinder a member of the Road Rescue Team or other person assisting or acting under the direction of the Fire Chief or the Incident Commander in charge.
13. No person shall damage or destroy Road Rescue apparatus or equipment and may be prosecuted accordingly.
14. The Fire Chief shall submit to the Administrator, for inclusion with the overall District budget submitted to Trustees for approval, an annual budget for Road Rescue, upon the request of the Administrator.
15. All members of the Road Rescue Team are included in the District Indemnification Bylaw when they are working in the capacity as a Road Rescue responder.

COURT FEES

16. Court Fees - If a Member of the Road Rescue Team is required to attend any civil or criminal proceedings, court hearings, or examination for discovery as a result of their attendance at an incident, costs shall be paid as described in the District Reimbursement Policy. This may include actual replacement of lost wages, if approved by Trustees, when accompanied by a report with a recommendation from the Fire Chief and the Administrator.

SEVERABILITY

17. If any portion of this Bylaw is held invalid by a Court of competent jurisdiction, then that invalid portion shall be severed, and the remainder of this Bylaw shall be deemed to have been adopted without the severed portion.
18. This bylaw may be cited as "Road Rescue Service Bylaw No. 176".

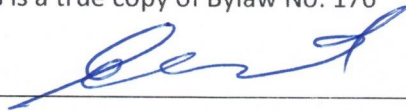
INTRODUCED and given a first reading by the Trustees on March 15, 2023.
RECONSIDERED and finally passed by the Trustees on March 15, 2023.

Chair of the Trustees



I hereby certify that this is a true copy of Bylaw No. 176

Administrator



A true copy of Bylaw No. 176
registered in the office of the
Inspector of Municipalities this
17th day of May 2023



Deputy Inspector of Municipalities

