

Legislative  
Assembly  
of Ontario



Assemblée  
législative  
de l'Ontario

1ST SESSION, 42ND LEGISLATURE, ONTARIO  
67 ELIZABETH II, 2018

# Bill 41

**An Act to amend the Highway Traffic Act to exempt Sikh motorcyclists  
from the requirement to wear a helmet**

**Mr. P. Sarkaria**

**Private Member's Bill**

1st Reading      October 3, 2018

2nd Reading

3rd Reading

Royal Assent



**An Act to amend the Highway Traffic Act to exempt Sikh motorcyclists  
from the requirement to wear a helmet**

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1 (1) Subsection 104 (1) of the *Highway Traffic Act* is amended by striking out “No person” at the beginning and substituting “Subject to subsection (1.1), no person”.**

**(2) Section 104 of the Act is amended by adding the following subsection:**

**Exemption**

(1.1) Subsection (1) does not apply to any person who,

- (a) is a member of the Sikh religion;
- (b) has unshorn hair; and
- (c) habitually wears a turban composed of five or more square meters of cloth.

**Commencement**

**2 This Act comes into force on the day it receives Royal Assent.**

**Short title**

**3 The short title of this Act is the *Highway Traffic Amendment Act (Helmet Exemption for Sikh Motorcyclists)*, 2018.**

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EXPLANATORY NOTE

Currently, section 104 of the *Highway Traffic Act* requires persons riding or operating a motorcycle or motor assisted bicycle on a highway to wear a helmet. The Bill exempts members of the Sikh religion who have unshorn hair and who habitually wear turbans from the requirement to wear a helmet.