

# **Ontario Highway Traffic Act Section 38 (2) 2024**

**E-Bikes and passengers under the age of 16.**

# Ontario Highway Traffic Act

## Applicable Sections.

Minimum age to drive motor assisted bicycle.

38(1) No person under the age of 16 years shall drive or operate a motor assisted bicycle on a highway. 2024, c 21, s. 4

Same

38(2) No person who is the owner or is in possession or control of a motor assisted bicycle shall permit a person who is under the age of 16 years to ride on, drive or operate the motor assisted bicycle on a highway. 2024, c 21, s.











# Conclusion

## Effect of OHTA, Section 38 (2)

- This section of the act will result in unnecessarily limiting the mobility choices of families with young children.

Hello,

Thanks for reaching out and for your interest. I am trying to get that changed!

That rule is wrapped up in the current process to update e-bike definitions in Ontario. I recently hosted a webinar with advocates, industry reps and government staff to discuss the current state of e-bike definitions in Ontario and our options for moving forward. I published a blog post about it, including links to additional background content: <https://www.jamiestuckless.ca/blog/defining-e-bikes-what-are-the-options>

I am also attaching the webinar discussion summary for your reference.

The webinar group was quite interested in getting together again soon and my (possibly too ambitious, but hopefully not) goal is for us to develop a cohesive recommendation for MTO that is submitted as a group, or endorsed by everyone/most participants and other associations. The MTO has also been following these discussions and I am keeping them updated on progress.

In terms of next steps, I have added your email to my e-bike webinar participants list so you will receive an invitation to our next webinar. You can also sign up for my newsletter where I promote a lot of these opportunities: <https://jamiestuckless.myflodesk.com/u2crtsu73k>

As of now, there is no official timeline from the MTO on when they will be releasing new e-bike categories. I am hopeful we can get our suggestions in before they do perhaps over the summer.

Let me know if you have additional questions, and thanks again for reaching out.

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