

Disclaimer:

This document is intended as a reference guide. In situations where a discrepancy exists between this document and the Safety Officer Regulations the Regulations shall take precedence.

Regulations may be accessed on the Manitoba Laws website at https://web2.gov.mb.ca/laws/statutes/index_ccsm.php.

FNSO Reg 229/2015		CSO Reg 107/2015 (current from 20 July 2023)		Institutional SO Reg 92/2021	
Sec		Sec	ACT	Sec	ACT
	<i>The Highway Traffic Act</i>		<i>Highway Traffic Act</i>		
4.2(1)	Registration and plating of vehicles Vehicles and Trailers must be registered and display registered licence plates to operate.	4.2(1)	Registration and plating of vehicles Vehicles and Trailers must be registered and display registered licence plates to operate.		
4.25(1.1)	Obstruction of number plate	4.25(1.1)	Obstruction of number plate		
26.4	Driver's licence required to drive motor vehicle	26.4	Driver's licence required to drive motor vehicle		
65(1)	Inspecting equipment on a vehicle or bicycle	65(1) (a.3)	Inspecting equipment on a vehicle or bicycle		
65(2)	Cooperation by driver – provide information	65(2)	Cooperation by driver – provide information		
66(1)	Removing an unsafe vehicle from a highway	66(1)	Removing an unsafe vehicle from a highway		
68(4)	Breach of weights and dimensions regulations Regulation regarding width, height, length, axle requirements, signs, equipment, etc., must not to be breached.	68.4	Breach of weights and dimensions regulations Regulation regarding width, height, length, axle requirements, signs, equipment, etc., must not to be breached.		
68(4.1)	Contravention of an order No one shall operate or transport a vehicle(s) in contravention of an order under subsection (3.2) or (3.3).	68(4.1)	Contravention of an order No one shall operate or transport a vehicle(s) in contravention of an order under subsection (3.2) or (3.3).		
72(1)	Weighing a vehicle	72(1)	Weighing a vehicle		
72(10)	Compliance with orders of peace officer	72(10)	Compliance with orders of peace officer		
75	Duty of Caution Pedestrian and bicycle riders must use caution, care, and attention whenever they enter, cross, or travel along a highway.	75	Duty of Caution Pedestrian and bicycle riders must use caution, care, and attention whenever they enter, cross, or travel along a highway.		
76(1)	Peace officer or emergency responder may direct traffic Peace officer or emergency responder are authorized to direct traffic and set up temporary traffic equipment to do so.	76	Peace officer or emergency responder may direct traffic Peace officer or emergency responder are authorized to direct traffic and set up temporary traffic equipment to do so.		

76.2(1)	Conducting a Field Sobriety Test	76.2(1)	Conducting a Field Sobriety Test		
76(3)	Obeying peace officer's or emergency responder's directions Directions, and traffic control devices erected by peace officers or emergency responders must be followed.	76(3)	Obeying peace officer's or emergency responder's directions Directions, and traffic control devices erected by peace officers or emergency responders must be followed.		
76.1(1)	Peace officer may stop vehicles The driver of a vehicle must stop when requested to do so by a clearly visible peace officer.	76.1(1)	Peace officer may stop vehicles The driver of a vehicle must stop when requested to do so by a clearly visible peace officer.		
76.1(4) (a) to (c)	Peace officer's authority – driver information Peace officers may request and inspect personal and vehicle identification documents.	76.1(4) (a) to (c)	Peace officer's authority – driver information Peace officers may request and inspect personal and vehicle identification documents.		
77(11)	Observance of flag person's direction	77(11)	Observance of flag person's direction		
85	Compliance with traffic control devices Instructions or directions communicated with traffic control equipment should be obeyed.	85	Compliance with traffic control devices Instructions or directions communicated with traffic control equipment should be obeyed.		
88(1)	Compliance with traffic control signals Drivers and pedestrians must follow directions and respect traffic lights.	88(1)	Compliance with traffic control signals Drivers and pedestrians must follow directions and respect traffic lights.		
88(2)	Crossing in Crosswalks Pedestrian should only cross the highway at established crosswalks.	88(2)	Crossing in Crosswalks Pedestrian should only cross the highway at established crosswalks.		
88(7)	Red traffic control light at intersection	88(7)	Red traffic control light at intersection		
88(9)	Green arrow or green arrow with red light	88(9)	Green arrow or green arrow with red light		
95(1)	Speeding was not included due to an oversight	95(1)	Speeding was not included due to an oversight		
95(2)	Duty to keep reasonable and prudent speed Speed used on the highway must be reasonable for all circumstances and not dangerous.	95(2)	Duty to keep reasonable and prudent speed Speed used on the highway must be reasonable for all circumstances and not dangerous.		
109(2)	Slow vehicles to keep right	109(2)	Slow vehicles to keep right		
109.1(2)	Approaching an emergency or designated vehicle	109.1(2)	Approaching an emergency or designated vehicle		

113	Use of Lights	113	Use of Lights		
114	Rules when overtaking	114	Rules when overtaking		
115	Overtaking on right prohibited with exceptions	115	Overtaking on right prohibited with exceptions		
117(1)	Following too closely prohibited	117(1)	Following too closely prohibited		
119	Driving over fire hoses This is only permitted with consent from the fire department official in command.	119	Driving over fire hoses This is only permitted with consent from the fire department official in command.		
122(1)	Where stopping, standing, parking prohibited - Refer to full text in the Act.	122(1)	Where stopping, standing, parking prohibited - Refer to full text in the Act.		
124(1)	Moving parked vehicles Ensure reasonable safety before moving a stopped, standing, or parked vehicle.	124(1)	Moving parked vehicles Ensure reasonable safety before moving a stopped, standing, or parked vehicle.		
124.5	Unauthorized use Permits should be legally obtained, used and displayed appropriately, and valid for use.	124.5	Unauthorized use Permits should be legally obtained, used and displayed appropriately, and valid for use.		
127(2)	Giving of appropriate signal for safe movement	127(2)	Giving of appropriate signal for safe movement		
132	Emergency vehicles to have right-of-way	132	Emergency vehicles to have right-of-way		
133(1)	Right of way at "Yield" or "Cédez le passage" signs	133(1)	Right of way at "Yield" or "Cédez le passage" signs		
134(2)	Stopping at railway crossings	134(2)	Stopping at railway crossings		
134(3)	Stopping at uncontrolled railway crossings	134(3)	Stopping at uncontrolled railway crossings		
137(2)	Prohibition on passing school bus - Refer to full text in the Act. -	137(2)	Prohibition on passing school bus - Refer to full text in the Act.		
138	Compliance by pedestrians with signals Pedestrians shall comply with traffic signals at intersections.	138	Compliance by pedestrians with signals Pedestrians shall comply with traffic signals at intersections.		
139(2)	Pedestrian to observe safety measures Pedestrian must not walk or run into the path of a vehicle in an unsafe manner	139(2)	Pedestrian to observe safety measures Pedestrian must not walk or run into the path of a vehicle in an unsafe manner		
140(1)	Where pedestrians yield right-of-way	140(1)	Where pedestrians yield right-of-way		

	When a pedestrian is crossing a roadway at a point other than within a crosswalk, he shall yield the right of way to a driver.		When a pedestrian is crossing a roadway at a point other than within a crosswalk, he shall yield the right of way to a driver.		
140(2)	Duty not to obstruct traffic Pedestrians must not obstruct traffic unnecessarily when crossing the highway.	140(2)	Duty not to obstruct traffic Pedestrians must not obstruct traffic unnecessarily when crossing the highway.		
141(5)	Parking Prohibited Parking in pedestrian corridor is prohibited.	141(5)	Parking Prohibited Parking in pedestrian corridor is prohibited.		
145 (1)	General rules: bicycles and power-assisted bicycles Operators of bicycles have the same rights and obligations as a motor vehicle drivers.	145(1)	General rules: bicycles and power-assisted bicycles Operators of bicycles have the same rights and obligations as a motor vehicle drivers.		
145.1(2)	Attaching persons to moving vehicles prohibited	145.1(2)	Attaching persons to moving vehicles prohibited		
145.1(3)	Illegal towing by vehicle	145.1(3)	Illegal towing by vehicle		
145(2)	Minimum operator age: power-assisted bicycles Operator must be 14 years of age or older.	145(2)	Minimum operator age: power-assisted bicycles Operator must be 14 years of age or older.		
145(3)	Owner must not allow underage operator An owner of a power-assisted bicycle must ensure any other operator is 14 years of age or older.	145(3)	Owner must not allow underage operator An owner of a power-assisted bicycle must ensure any other operator is 14 years of age or older.		
145(4)	Helmet required: power-assisted bicycle A properly fitted and fastened protective helmet is required when riding on highways or bicycle paths.	145(4)	Helmet required: power-assisted bicycle A properly fitted and fastened protective helmet is required when riding on highways or bicycle paths.		
145(5)	Operating in accordance with the regulation Bicycle operation must respect and follow highway rules.	145(5)	Operating in accordance with the regulation Bicycle operation must respect and follow highway rules.		
145(6)	Operating in single file Two bicycles cannot ride next to each other in a traffic lane.	145(6)	Operating in single file Two bicycles cannot ride next to each other in a traffic lane.		
145(8)	Bicycles on sidewalks Bicycles with a rear wheel diameter of 410mm or less may not ride on the sidewalk.	145(8)	Bicycles on sidewalks Bicycles with a rear wheel diameter of 410mm or less may not ride on the sidewalk.		

145.1(2)	Attaching persons to moving vehicles prohibited People are prohibited from clinging to the outside of a moving vehicle or being pulled by a moving vehicle.	145.1(2)	Attaching persons to moving vehicles prohibited People are prohibited from clinging to the outside of a moving vehicle or being pulled by a moving vehicle.		
145.1(3)	Illegal towing by vehicles Vehicle drivers must not allow illegal towing as set out in this subsection (see full text in Act).	145.1(3)	Illegal towing by vehicles Vehicle drivers must not allow illegal towing as set out in this subsection (see full text in Act).		
147(1)	Prohibition: too many riders The number of riders on a bicycle must not exceed the limit specified by the manufacturer.	147	Prohibition: too many riders The number of riders on a bicycle must not exceed the limit specified by the manufacturer.		
147(2)	Exceptions to the application of subsection (1) - Refer to full text in the Act.	147(2)	Exceptions to the application of subsection (1) - Refer to full text in the Act.		
147(3)	Carrying large objects forbidden Operators should not carry objects that may hinder the proper operation and control of the bicycle.	147(3)	Carrying large objects forbidden Operators should not carry objects that may hinder the proper operation and control of the bicycle.		
173(1)	Driver's licence required	173(1)	Driver's licence required		
179(1)	Unnecessary noise or smoke	179(1)	Unnecessary noise or smoke		
182(3)	Undue crowding on front seat prohibited The driver of a vehicle must not carry more than two passengers sitting in the front seat, or any passenger with an occupation that obstructs or limits visibility.	182(3)	Undue crowding on front seat prohibited The driver of a vehicle must not carry more than two passengers sitting in the front seat, or any passenger with an occupation that obstructs or limits visibility.		
182(4)					
183(1)	Dangerous or unsafe riding No one should be allowed to ride in an unsafe or dangerous manner.	183(1)	Dangerous or unsafe riding No one should be allowed to ride in an unsafe or dangerous manner.		
183(1.1)	Driver must not drive with passenger riding dangerously or unsafely - Refer to full text in the Act.	183(1.1)	Driver must not drive with passenger riding dangerously or unsafely - Refer to full text in the Act.		
186(3)	Driver must wear seat belt	186(3)	Driver must wear seat belt		

	A driver must be fully fastened in the driver's seat when driving.		A driver must be fully fastened in the driver's seat when driving.		
186(6)	Diver must not drive if passenger not safely seated A driver must ensure that all passengers are securely fastened in their seats before driving.	186(6)	Diver must not drive if passenger not safely seated A driver must ensure that all passengers are securely fastened in their seats before driving.		
186(9)	Child restraining devices Drivers must ensure child passengers are properly seated and secured in child safety seats before driving.	186(9)	Child restraining devices Drivers must ensure child passengers are properly seated and secured in child safety seats before driving.		
186.1(1)	Smoking or e-cigarette use prohibited in vehicle if child present Smoking is prohibited in vehicles with passengers 16 years of age or younger.	186.1(1)	Smoking or e-cigarette use prohibited in vehicle if child present Smoking is prohibited in vehicles with passengers 16 years of age or younger.		
188(2)	Prohibition of careless driving No one shall drive carelessly.	188(2)	Prohibition of careless driving No one shall drive carelessly.		
189(1)	Racing on highway prohibited	189(1)	Racing on highway prohibited		
191	Prohibition of certain U-turns	191	Prohibition of certain U-turns		
192	Limitation respecting backing up	192	Limitation respecting backing up		
193	Prohibition of driving on sidewalk	193	Prohibition of driving on sidewalk		
199(1)	Permitting vehicle to be driven by unauthorized person	199(1)	Permitting vehicle to be driven by unauthorized person		
203(1)	Radar detection devices	203(1)	Radar detection devices		
215.1(2)	Using hand-operated electronic device while driving prohibited A driver must not use handheld electronic devices while driving.	215.1(2)	Using hand-operated electronic device while driving prohibited A driver must not use handheld electronic devices while driving.		
221(1)	Requirements on leaving vehicle To leave a vehicle unattended on the highway, the driver must turn off the engine, lock the ignition and remove the key.	221(1)	Requirements on leaving vehicle To leave a vehicle unattended on the highway, the driver must turn off the engine, lock the ignition and remove the key.		
222(1)	Where parking off roadway required	222(1)	Where parking off roadway required		

	Where, outside a restricted speed area, it is practicable to stop, park, or leave a vehicle off a roadway, no person shall stop, park, or leave the vehicle, either attended or unattended, on the roadway.		Where, outside a restricted speed area, it is practicable to stop, park, or leave a vehicle off a roadway, no person shall stop, park, or leave the vehicle, either attended or unattended, on the roadway.		
222(2)	Obstruction to traffic prohibited Vehicles must not be parked or left on the highway in a manner that obstructs traffic.	222(2)	Obstruction to traffic prohibited Vehicles must not be parked or left on the highway in a manner that obstructs traffic.		
225	Driving motor vehicle while disqualified or prohibited	225	Driving motor vehicle while disqualified or prohibited		
226	Driving without liability insurance card	226	Driving without liability insurance card		
265(2)	Gross Impairment Requesting the surrender of a driver's licence	265(2)	Requesting the surrender of a driver's licence		
265.2(1)	Licence suspension for use of hand-operated electronic device	265.2(1)	Licence suspension for use of hand-operated electronic device		
	<i>The Off-Road Vehicles Act</i>		<i>The Off-Road Vehicles Act</i>		
3	Registration and plating of vehicles	3	Registration and plating of vehicles		
22	Production of registration certificate	22	Production of registration certificate		
22(5)	Stopping an off-road vehicle	22(5)	Stopping an off-road vehicle		
23(1)	Headlights and taillights	23(1)	Headlights and taillights		
26(2)	Responsibility of the owner	26(2)	Responsibility of the owner		
26(4)	Production of driver's licence	26(4)	Production of driver's licence		
27	Passengers on an off-road vehicle	27	Passengers on an off-road vehicle		
28(1)	Helmet required A helmet that fits properly and is securely fastened must be worn when driving or operating an Off-Road Vehicle.	28(1)	Helmet required A helmet that fits properly and is securely fastened must be worn when driving or operating an Off-Road Vehicle.		
29(1)	Seat belt required	29(1)	Seat belt required		
30	Compliance with order of peace officer	30	Compliance with order of peace officer		
30.1(1)	Identification of operator to peace officer	30.1(1)	Identification of operator to peace officer		
31	Careless operation	31	Careless operation		
30.1(2)	Stopping an off-road vehicle	30.1(2)	Stopping an off-road vehicle		
33(1)	Operation of off-road vehicles on highways	33(1)	Operation of off-road vehicles on highways		
41	Compliance with rules on highway	41	Compliance with rules on highway		

42	Keeping to the right of the roadway and shoulder	42	Keeping to the right of the roadway and shoulder		
	<i>The Liquor, Gaming and Cannabis Control Act</i>		<i>The Liquor, Gaming and Cannabis Control Act</i>		<i>The Liquor, Gaming and Cannabis Control Act</i>
28	No disorderly conduct in licensed premises				
31(1)	No weapons in licensed premises				
55	Unlawful transportation of liquore				
57(1)	No consumption or open liquor in public place A person must not drink alcohol in public unless permitted by law.	57(1)	No consumption -or open liquor in public place A person must not drink alcohol in public unless permitted by law.	57(1)	No consumption -or open liquor in public place A person must not drink alcohol in public unless permitted by law.
60(1)	Transporting liquor in motor vehicles				
61(1)	Transporting liquor in boats				
62(1)	No providing liquor to minors Except as permitted under the Act, a person must not give, sell or otherwise supply liquor to a minor.	62(1)	No providing liquor to minors Except as permitted under the Act, a person must not give, sell or otherwise supply liquor to a minor.		
63	No possession or consumption by minors Minors must not possess or consume alcohol, except where permitted under the Act.	63	No possession or consumption by minors Minors must not possess or consume alcohol, except where permitted under the Act.	63	No possession or consumption by minors Minors must not possess or consume alcohol, except where permitted under the Act.
64(1)	False identification	64(1)	False identification		
75(4)	Restrictions re use of non-potable intoxicating substances No one should use or consume non-potable intoxicants as a beverage.	75(4)	Restriction on use of non-potable intoxicating substances No one should use or consume non-potable intoxicants as a beverage.	75(4)	Restrictions on use of non-potable intoxicating substances No one should use or consume non-potable intoxicants as a beverage.
75(5)	Prohibition on sale of non-potable intoxicating substances A person must not sell non-potable intoxicating substances for use as a beverage.	75(5)	Prohibition on sale of non-potable intoxicating substances A person must not sell non-potable intoxicating substances for use as a beverage.		
101.17	No providing cannabis to young persons A person must not give, sell or otherwise supply cannabis to a young person.	101.17	No providing cannabis to young persons A person must not give, sell or otherwise supply cannabis to a young person.		
101.18	No possession or consumption by young persons	101.18	No possession or consumption by young persons	101.18	No possession or consumption by young persons

	A young person must not possess or consume cannabis.		A young person must not possess or consume cannabis.		A young person must not possess or consume cannabis.
	<i>The Smoking and Vapour Products Control Act</i>		<i>The Smoking and Vapour Products Control Act</i>		<i>The Smoking and Vapour Products Control Act</i>
				2(1)	No smoking in enclosed places Smoking is prohibited in enclosed public places, indoor workplaces, group living facilities, public vehicles, or employment vehicles with two or more employees.
				2(1.1)	No e-cigarette use in enclosed places E-cigarettes are prohibited in enclosed public places, indoor workplaces, group living facilities, public vehicles, or employment vehicles with two or more employees.
				2(2)	Proprietor to ensure no smoking or e-cigarette use The proprietor of a place, area or vehicle set out in 2(1) or (1.1) where smoking or using an e-cigarette is prohibited under the Act, must ensure that no person smokes or uses an e-cigarette in that place, area or vehicle.
5.2	No smoking or vaping cannabis in outdoor public places Smoking or vaping cannabis is prohibited in outdoor public places.	5.2	No smoking or vaping cannabis in outdoor public places Smoking or vaping cannabis is prohibited in outdoor public places.	5.2	No smoking or vaping cannabis in outdoor public places Smoking or vaping cannabis is prohibited in outdoor public places
	<i>The Minors Intoxicating Substances Control Act</i>		<i>The Minors Intoxicating Substances Control Act</i>		
3(1)	Prohibition on sales etc. to minors No one shall give, sell or offer to sell intoxicants to anyone under 18 years of age.	3(1)	Prohibition of sales etc. to minors No one shall give, sell or offer to sell intoxicants to anyone under 18 years of age.		
3(2)	Prohibition on consumption No person who is under 18 years of age shall inhale, ingest, or otherwise consume an intoxicating substance.	3(2)	Prohibition on consumption No person who is under 18 years of age shall inhale, ingest, or otherwise consume an intoxicating substance.		

	<i>The Public Health Act</i>		<i>The Public Health Act</i>		
99	Order or direction must be complied with A person to whom an order or direction is directed under the Act must comply with it.	99	Order or direction must be complied with A person to whom an order or direction is directed under the Act must comply with it.		
	<i>The Intoxicated Persons Detention Act</i>		<i>The Intoxicated Persons Detention Act</i>		<i>The Intoxicated Persons Detention Act</i>
2(1)	Taking intoxicated persons into custody Where a peace officer finds in a public place, a person who is intoxicated, he may take that person into custody.	2(1)	Taking intoxicated persons into custody Where a peace officer finds in a public place, a person who is intoxicated, he may take that person into custody.	2(1)	Taking intoxicated persons into custody Where a peace officer finds in a public place, a person who is intoxicated, he may take that person into custody.
2(2)	Custody in detoxication centre An intoxicated person in custody above can be taken to a detoxication centre in the community and left in the custody of the person in charge of the detoxication centre.	2(2)	Custody in detoxication centre An intoxicated person in custody above can be taken to a detoxication centre in the community and left in the custody of the person in charge of the detoxication centre.	2(2)	Custody in detoxication centre An intoxicated person in custody above can be taken to a detoxication centre in the community and left in the custody of the person in charge of the detoxication centre.
	<i>The Mental Health Act</i>		<i>The Mental Health Act</i>		
12	Taking a person into custody for an involuntary medical examination	12	Taking a person into custody for an involuntary medical examination		
15(1)	Peace Officer's duty during examination A peace officer shall remain with and retain custody of a person subject to an involuntary medical examination or psychiatric assessment until the assessment is completed or the person is admitted.	15(1)	Peace Officer's duty during examination A peace officer shall remain with and retain custody of a person subject to an involuntary medical examination or psychiatric assessment until the assessment is completed or the person is admitted.		
	<i>The Child and Family Services Act</i>		<i>The Child and Family Services Act</i>		
53(1)	Apprehending a child who absconds - Refer to full text in the Act. -	53(1)	Apprehending a child who absconds - Refer to full text in the Act.		

	<i>The Trespass Act</i>		<i>The Trespass Act</i>		<i>The Trespass Act</i>
1(1)	Trespassing offence Entering enclosed or partially enclosed land or premises without the owner's permission is an offence.	1.1	Trespassing offence Entering enclosed or partially enclosed land or premises without the owner's permission is an offence.	1.1	Trespassing offence Entering enclosed or partially enclosed land or premises without the owner's permission is an offence.

Repealed Sections:

Note that the following sections have been repealed and are no longer in force.					
FNSO Reg 229/2015		CSO Reg 107/2015 (current from 20 July 2023)		Institutional SO Reg 92/2021	
Sec		Sec	ACT	Sec	ACT
	<i>The Highway Traffic Act</i>		<i>Highway Traffic Act</i>		
4.1	Repealed	4.1	Repealed		
137(5)	Repealed	137(5)	Repealed		
	<i>The Trespass Act</i>		<i>The Trespass Act</i>		<i>The Trespass Act</i>
2	Repealed	2	Repealed	2	Repealed

Administrative Suspension – Notice and Order of Suspension or Disqualification – Surrender of a driver’s licence under subsection;

- 265(2)
- 265.1(2)
- 265.2(1)

Regulations 5/2024 (CSO) and 6/2024 (FNSO) have been amended to include enforcement of Gross Impairment including the authority to conduct Field Sobriety Tests, and the capacity to issue Administrative Suspension(Notice and Order of Suspension or Disqualification) in relation to use of hand-operated electronic devices.

The policy, procedure, training and CPIC entry requirements to properly administer the issuance of Administrative Suspension and Field Sobriety Testing is not currently included in the Safety Officer Induction Training. Employers who intend their Safety Officers to enforce these enactments shall be responsible for ensuring that policy, procedure, training and administrative CPIC access in in place prior to issuing Administrative Suspensions.

Gross impairment: request to surrender licence

265(2) A peace officer must request a person to surrender his or her driver's licence if, in relation to the person's operation of a conveyance, the peace officer believes that the person is **so impaired by alcohol or drugs as to be unable to comply with a demand under section 320.27 or 320.28 of the *Criminal Code*.**

Surrender of licence

265.1(2) Upon a request being made under subsection (1), the driver shall without delay surrender his licence to the peace officer.

Licence suspension for use of hand-operated electronic device

265.2(1) If a peace officer reasonably believes that the driver of a vehicle is in contravention of section 215.1 (use of hand-operated electronic device), the peace officer must, on the registrar's behalf, take whichever of the following actions applies to the person:

- (a) if the person holds a valid driver's licence issued under *The Drivers and Vehicles Act*, the peace officer must
 - (i) take possession of it,
 - (ii) issue a temporary driving permit to the person, and

- (iii) by serving a suspension and disqualification order on the person, suspend the driver's licence and disqualify the person from driving a vehicle in Manitoba for the period determined under subsection (6);
- (b) if the person holds a valid out-of-province driving permit, the peace officer must
 - (i) issue a temporary driving permit to the person, and
 - (ii) by serving a suspension and disqualification order on the person, disqualify the person from holding a driver's licence or driving a vehicle in Manitoba for the period determined under subsection (6);
- (c) if the person does not hold a valid driver's licence or out-of-province driving permit, the peace officer must, by serving a suspension and disqualification order on the person, disqualify the person from holding a driver's licence or driving a vehicle in Manitoba for the period determined under subsection (6).

Under the influence of a drug: request to surrender licence

265(2.1) A peace officer may request a person to surrender his or her driver's licence, if in relation to the person's operation of a conveyance, the peace officer reasonably believes that, as a result of being under the influence of a drug, the person is unable to safely operate the conveyance.