



ARCS: 292-30
File: PSS-2019-93391, Phase 2

July 18, 2019

Sent via email:

Dear

Re: Request for Access to Records
Freedom of Information and Protection of Privacy Act (FOIPPA)

I am writing further to your request received by the Ministry of Public Safety and Solicitor General. Your request is for:

The number of impaired driving infractions from cannabis consumption and alcohol consumption for October 17, 2018 to April 17, 2019; All records, reports, etc. relating to impaired driving infractions based on cannabis and/or alcohol consumption from October 17, 2018 to June 4, 2019.

Please find enclosed a copy of additional records located in response to your request. These records are provided to you in their entirety. The enclosed reports originate from the BC Prosecution Service (BCPS). To assist you in the interpretation of information found in the reports, BCPS provided the following footnotes:

RCCs:

- The year / month is based on the date the Report to Crown Counsel (RCC) was first entered into JUSTIN
- Includes BCPS files only (Federal files excluded)
- One RCC will name one or more accused persons, alleging one or more charges (counts) per person. The RCC measure counts only RCCs where the "most serious offence" on the RCC is one of the driving offences found on the report.

Approved to Court:

- Crown charge assessments are counted in relation to each accused person named on the RCC. This report counts the number of accused where the most serious offence on the RCC is one of the listed driving charges, however, the accused may be approved to court on a different count (charge) on the RCC and not necessarily the driving offence.

Concluded:

- Each prosecution is considered to be concluded when a final court decision has been reached.

.../2

- This report counts the concluded prosecutions where the most serious offence going into court was one of the driving charges on the report.

Guilty and Guilty to a Lesser findings:

- Is a count of concluded files where the most serious offence (MSO) going into court was one of the driving charges on the report and the finding on the file was “Guilty” or “Guilty to a Lesser, Included.”
- The finding on the conclusion tells us that a Guilty was found on at least one of the counts on the file. The guilty finding may or may not be on the MSO going into court.
- Guilty to a Lesser, Included (GLI) finding is a count of concluded files where the most serious offence going into court was one of the driving charges on the report and the accused was found guilty to a lesser offence. The GLI may or may not have been the finding on the MSO going into court.

Your file is now closed.

These records will be published on the BC Government’s Open Information website a minimum of ten business days after release. To find out more about Open Information, please access the Open Information website at: www.gov.bc.ca/openinformation

If you have any questions regarding your request, please contact Kelly Morita, the analyst assigned to your request, at 250 356-2030. This number can be reached toll-free by calling from Vancouver, 604 660-2421, or from elsewhere in BC, 1 800 663-7867 and asking to be transferred to 250 356-2030.

You have the right to ask the Information and Privacy Commissioner to review this decision. I have enclosed information on the review and complaint process.

Sincerely,

Kelly Morita, FOI Specialist
On behalf of Cindy Kukucska, Manager
Justice / Social Team, Information Access Operations

Enclosures

<p>How to Request a Review with the Office of the Information and Privacy Commissioner</p>
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If you have any questions regarding your request please contact the analyst assigned to your file. The analyst's name and telephone number are listed in the attached letter.

Pursuant to section 52 of the *Freedom of Information and Protection of Privacy Act* (FOIPPA), you may ask the Office of the Information and Privacy Commissioner to review any decision, act, or failure to act with regard to your request under FOIPPA.

Please note that you have 30 business days to file your review with the Office of the Information and Privacy Commissioner. In order to request a review please write to:

Information and Privacy Commissioner
PO Box 9038 Stn Prov Govt
4th Floor, 947 Fort Street
Victoria BC V8W 9A4
Telephone 250 387-5629 Fax 250 387-1696

If you request a review, please provide the Commissioner's Office with:

1. A copy of your original request;
2. A copy of our response; and
3. The reasons or grounds upon which you are requesting the review.