### **BCACP TRAFFIC SAFETY COMMITTEE**

CHAIR: Chief Constable Neil Dubord, Delta Police Department

VICE-CHAIR: Superintendent Derek Cooke, OIC, "E" Division Traffic Services, RCMP SECRETARIAT: Ms. Jan Staples, Director, Police Services Road Safety Unit, MJAG

COMMITTEE: BCACP Traffic Safety Committee – General Membership

LOCATION: Executive Plaza Hotel

405 North Road, Coquitlam BC

Priorities as identified by the membership: Drug Impaired Driving & Distracted Driving

Safety Priorities: Be VISIBLE

### Wednesday, October 7, 2015 (0900 - 1630)

#	ITEM	DRAFT MINUTES
1	Opening Remarks	N. Dubord called the meeting to order at 9:00 and round table introductions were made. See attachment #1 for a list of participants.
2	a. Review, additions, revisions, acceptance of the Agenda     b. Review and acceptance of the March 4-5, 2015 Minutes	The agenda for the October 7-8, 2015 General Membership meeting was unanimously accepted as presented.  The minutes from the March 4-5, 2015 General Membership meeting were unanimously accepted as written.
3	Chair's Report	N. Dubord provided the following report: The BCACP met in June and adopted the Automated Enforcement motion, requesting that the provincial government conduct pilot enforcement projects in areas identified as high risk travel corridors using automated technologies to measure the benefits and identify the challenges of implementing such a program on a province wide basis. A response from Government has not yet been received.
<b>.</b>		The next BCACP meeting is November 18-19 in Victoria; the 2014 BCACP TSC awards will be presented at this time along with any motions adopted at this meeting.
		BCACP TSC participated in six campaign launches: High Risk Driving; Safe Grad (Party Buses); Left Lane Legislation; Variable Speed; Summer CounterAttack; and Distracted Driving/Occupant Restraint; and provided quotes for eleven news releases: Easter Long Weekend; High Risk Driving Campaign; Bike to Work Week; Party Buses; Left Lane Legislation; Variable Speeds; Summer CounterAttack; Motorcycle Safety; BC Day Long Weekend; Back to School; and Distracted Driving.
		The General Membership was asked to indicate one priority topic they would like to see on a future general meeting agenda and one priority topic they would like to focus on in the following year. Feedback received indicated that the membership supports both Driver Distractions and Drug Impaired Driving and the officer safety priority "BE VISIBLE".
4	Subcommittee Reports: a. Legal, Procedural, Technical	a. M. Pears provided the following updates:  - <u>Drive without due care causing bodily harm</u> (Motion #2-2012): a response from government was received "the Province regularly monitors the outcomes of our road safety initiatives to ensure that we are providing effective deterrents to all dangerous driving behaviours", no further action.  - A proposal was received s.13
		<b>ACTION</b> : M. Pears to advise the agency who submitted the proposal of the outcome of discussions.

- <u>redaction of third party personal information on documents sent to RSBC</u>: the membership was reminded not to include third party personal information, but rather refer to witnesses as witness #1 and #2 etc. or passengers as passenger #1 and #2 etc.
- a request to amend s.79 of the Motor Vehicle Act, "officers to arrest without warrant" was received and the following motion was presented;

WHEREAS, Section 79 of the *Motor Vehicle Act* (MVA) reads, an officer or constable of the Royal Canadian Mounted Police or of the police department of a municipality may arrest without warrant.....for a person driving in contravention of Section 95 and 102, no insurance or contravention of Section 68.

WHEREAS, officers of other enforcement agencies such as, Transit Police, CN Police, CP Police, BC conservation officers and other enforcement agencies come into regular contact with violators who are contravening, Sections 95, 102, insurance violations or contravention of Section 68 of the MVA.

WHEREAS, officers of the Transit Police, CN Police, CP Police, BC conservation officer and other enforcement agencies are not currently granted powers of arrest under Section 79 of the MVA.

WHEREAS, the a/n agencies are defined as officers in the Police Act.

BE IT RESOLVED THAT the Traffic Safety Committee recommends that the 8C Association Chiefs of Police recommend to Government that Section 79 MVA be amended to include an officer as defined in the Police Act.

NOT SUPPORTED

After discussion it was agreed not to pursue this amendment request; no further action required.

- numerous requests have been received to remove the restriction from a novice drivers license "no electronic device"; it was agreed that this would not be supported as the restriction on novice drivers is more stringent; it was suggested that when issuing a VT to write a comment such as "electronic device" or "cell phone" on the ticket.
- proposals have been received with regards to "failing to stop for police". The following motion was presented for consideration: MOTION #2-2015

WHEREAS, Police in the Province of British Columbia are seeing a marked increase in the incidents of violators failing to stop for police,

AND WHEREAS, a majority of these offenders are career criminals who are conducting criminal activities which include the selling of illicit drugs, stolen property and gang related activity,

AND WHEREAS, these offenders are knowledgeable of restrictive pursuit policies of police forces in British Columbia,

AND WHEREAS, the fine for failing to stop for police Section 73(1) Motor Vehicle Act is \$138.00 which is the lowest penalty in Canada.

s.13

### UNANIMOUSLY CARRIED

**ACTION**: Motion #2-2015 to be presented at the November 18, 2015 BCACP meeting for consideration.

P. Milne advised that the IDAC membership meets monthly to discuss/resolve issues related to calibration, documentation, quality assurance, police training, and to create operational policies and procedures to support police in delivering related provincial legislation; the IRP Information Cards have been created and

 Impaired Driving Advisory Committee (IDAC) - Drug Impaired Driving/ASD Update

b. Enforcement

distributed; and the Impaired Driving Reference Manual will be available electronically within the TERM manual.

- B. Sampson provided an update on DRE training noting that there are currently 31 trained DRE's located within the Lower Mainland District; 18 within Island District; 18 within Southeast District; 8 within North District; and 16 new members are being trained; and provided a demonstration on the new ASD information management system for logging and tracking ASD calibration.
- b. M. Dey provided the following updates:
- new co-chairs of the subcommittee are D. Ferguson and T. McLaughlin;
- Motorcycle Exhaust Noise: MoTI is reviewing the legislation to make the language current in the applicable regulations and the investigational aide "Prosecuting Unnecessary Loud Exhaust Noise Tickets" prepared by Cst. John Bercic, Vancouver PD be circulated to enforcement for future reference. See attachment #2 for reference.
- Party Buses: K. Vanderkuip is now on the subcommittee and advised the industry is well regulated. For any questions or further information contact Kristen.Vanderkuip@gov.bc.ca directly.

An additional campaign has been added for consideration "Railway Safety Week", April 24-30 noting that the intention is to raise awareness; this is not a reportable campaign.

### Motion #3-2015 2016 Provincial Campaign Enforcement Calendar:

March 1 - 31 - Distracted Drivers Campaign

- Occupant Restraint Campaign

April 24 - 30 - Railway Safety Week

May 1 – 31 — High Risk Driving Campaign

July 1 – 31 - Summer Impaired Driving Campaign (Alcohol/Drug)

September 1 - 30 - Distracted Drivers Campaign

- Occupant Restraint Campaign

November 1 – 30 — Speed Relative to Conditions Campaign

December 1 - 31 - Winter Impaired Driving Campaign (Alcohol/Drug) Smaller local/regional campaigns as designated by the strategic needs of the local units with local media and partnership support

UNANAIMOUSLY ADOPTED

ACTION: Motion:#3-2015 be presented at the November 18, 2015 BCACP meeting for consideration.

- c. Administrative, Technical, Recognition
- c. K. LeBlanc provided the following updates:
- Impaired Driver Investigation Course: the ability for enforcement officers to investigate impaired driving cases since the introduction of the IRP program is a concern; B. Ribeiro proposed a five day course that is now being reworked into a two day course.
- Promoting Alexa's Team: This topic has been referred to D. Somerville for further review.

- new members to the subcommittee include K. Vrolyk and A.J. Obodzinski;

- School Bus Safety: has been referred to the Enforcement Subcommittee, who will continue to monitor with regards to fines and penalty points.
- 2014 BCACP TSC Awards: Twelve nominations were received: 5 Team; 2 Education; 1 Enforcement; 1 Investigation; 3 Criminal Interdiction). Nominations were reviewed and the successful recipients include: Cst. Ron Miciuk, Central Okanagan TS, Traffic Law Enforcement; Cst. Andrew Forslund, Nanaimo TS, Collision or Crash Investigation; Cst. Matthew Innes, GV IRSU, Criminal Interdiction/Civil Forfeiture; Cst. Scott Seutter, Sidney/North Saanich TS, Traffic Safety Education; and the Delta Police Department Traffic Section, Cst. Mike Whiteley and Cst. John Merryman, Outstanding Traffic Team Effort. Awards will be presented at the November 18th BCACP meeting in Victoria.
- Training: Senior management were encouraged to support instructors participation during training sessions, noting that on occasion courses are being offered, and then cancelled as a result of instructors not being available.

		The state of the s
5	Police Officer Motivation and Impaired	Dr. Eli Sopow, Director, Operations Strategy Branch, RCMP and S/Sgt. Doug
	Driving Enforcement Study (ATAS)	Ferguson, Police Liaison, Police Services, Ministry of Justice presented on the
		Police Officer Motivation and Impaired Driving Enforcement Study (ATAS). This
		is a study of traffic officer strategies, tactics, and motivation in British Columbia.
		A copy of this presentation is available upon request to <a href="mailto:Stacey.Perri@gov.bc.ca">Stacey.Perri@gov.bc.ca</a> .
		and for further information or questions please contact
		and for fulfiller information of differences blease contact
		Eli.Sopow@rcmp-grc.gc.ca or Douglas.Ferguson@rcmp-grc.gc.ca.
6	Recognition	In appreciation of the members who have or will be retiring or moving to a
1		different portfolio in the near future, on behalf of the BCACP Traffic Safety
		Committee, "Certificates of Appreciation" were presented to:
	1	s.22
	Design of Charles	Steve Roberts advised of recent staffing changes noting that he is now the Deputy
7	RoadSafetyBC (RSBC)Updates	Superintendent of Motor Vehicles and that Judy D'Gal has taken over the role of
		Director, Stakeholders Relations. RSBC updates included a review of IRP, ADP,
[		and alcohol-related motor vehicle fatalities statistics along with an update on the
		status of the \$.12,\$.13
		s.12.s.13
		next meeting of the BC Road Safety Strategy assembly is set for October 15-16,
		2015; and results from the 2015 distracted driving public engagement survey.
		RSBC is reviewing suggestions received from the survey responses that include
		increased fines; increased penalty points; modify driver improvement program;
		vehicle impoundment; and an administrative sanction model (similar to IRP).
		For further information or questions contact <u>Steven Roberts@gov.gc.ca</u> .
8	Variable Speed Limits Systems (VSLS)	Erin Moxon, Ministry of Transportation and Infrastructure provided the following
		update on the VSLS project: government announced the Variable Speed Limits
,		Systems (VSLS) in June in an effort to improve driver safety; three pilot projects
ļ		are planned, Highway 99, Squamish Valley Road to Function Junction; Highway 5,
;	ļ	Portia interchange to the former Toli Plaza; and Highway 1, Perry River Bridge to
	·	Highway 23 South Junction; the extensive system of traffic, pavement and
	`	visibility sensors will be calibrated to detect all types of weather conditions and
		provide a recommended speed to MoTI staff. This information will be used to
	·	continuously update the speed shown on digital signs. It is anticipated that the
	· .	systems will turn on in January 2016 for testing; Kirk Rockerbie is overseeing
		regulatory changes that are now underway; public education will be incorporated
		into the "Shift into Winter" campaign.
		For further information contact Jennifer.Locke@gov.bc.ca.
g	National Safety Codes	Karen Coverett, Commercial Vehicle Safety & Enforcement (CVSE), Ministry of
1		Transportation & Infrastructure provided an overview of BC's National Safety
	·	Code (NSC) Program noting that CVSE is responsible for 33,000 carriers and
ŀ	· .	110,000 commercial vehicles are plated in BC; the issuance of NSC safety
		certificates; monitor carrier's on road performance; and determine carrier's safety
		rating.
		A copy of this presentation is available on request Stacey.Perri@gov.bc.ca.
		Information can be found on this website <u>www.cvse.ca/national_safety_code.htm</u>
		or by contacting <u>Karen.Coverett@gov.bc.ca</u> .
10	Road Safety Technology	Representatives from Vanteck Innovations presented on a road safety technology;
10		a sound detection for cars and mobile platforms. This technology (an app) is
		installed in a motor vehicle audio unit and will detect approaching emergency
:		vehicles from 500 meters away; upon detection, the app shuts down the audio
j		system of the vehicle and displays a visual/plays an audio message to yield to the
		approaching emergency vehicle.
_	,	For further information contact <u>alextzilios@live.com</u> .
11	· · · · · · · · · · · · · · · · · · ·	No other business identified.
	Adjournment	Meeting adjourned at 4:20

## Thursday, October 8, 2015 (0900 - 1200)

J	Opening Remarks	N. Dubord called the meeting to order at 0900.
	"E" Division Traffic Services	D. Cooke advised that he participated on a BC Coroners Service Child Death Review panel yesterday to review pedestrian, cyclist and non-motorized child deaths occurring in 8C between 2005-2014; \$.16,\$.17 s.16,\$.17
	Enhanced Traffic Enforcement Program	Staples provided the following updates on the Enhanced Traffic Enforcement
		Program (ETEP): the ETEP includes IRSUs, IMPACT/BAIT Car, Intersection Safety Camera Program; CounterAttack, Automated Licence Plate Recognition (ALPR); and road safety research and policy; the funding agreement between ICBC and government has been extended for an additional two years; one of the deliverables within the extended agreement is to conduct a forward looking review of ETEP to identify efficiencies, delivery model options and make recommendations to MOU Governance Council with respect to structural and organization changes, including administration and oversight of the program, to improve the future delivery of ETEP; a working group consisting of representatifrom ICBC; RCMP; BCA Municipal Chiefs of Police; and Police Services has been formed; and an independent contractor, KPMG, has been selected to conduct the review; and funding for the Winter CounterAttack Campaign has been identified.
	Faced Costsider Demonstration Desired	for municipal departments, further information to follow in the near future.
	Speed Corridor Demonstration Project  ICBC Updates	J. Ross provided an overview of the Speed Corridor Demonstration Project, a study that was conducted to demonstrate the effect of enhanced traffic law enforcement on driver speeds on a treatment corridor; the project next steps; and future opportunities to implement findings and advance research.
		L. Matthews provided the following updates: ICBC submitted the 2015 basic rat application to the BC Utilities Commission asking for a 6.7% increase; BCUC returned the application with a request to identify strategies to lower the requested rate increase; pressures from fraudulent claims, an increased trend i property damage and the rising number and cost of injury claims are a few of the
		causes for the requirement to raise the rates; two major computer systems have been upgraded, the claims system and the insurance system; the Road Safety chapter of the submission to the BCUC has been completed; a review of the intersection Safety Camera upgrade has been conducted noting that a 5% reduction in crashes at the new sites; ICBC continues to invest in the road improvement program s.17 and the Pedestrian Safety campaign launch is on October 21st.
	Alexa's Bus Deployments	
		G. Desaulniers advised is.16     s.16     Copies of the deployment request form were circulated to the
		membership for completion.
	Alexa's Team Awards	Contact Gerry.Desaulniers@rcmp-grc.gc.ca for further information.
	·········	D. Somerville advised that since 2008, 1617 new and returning RCMP and Municipal police officers have become members of Alexa's Team; 298 officers were recognized in 2014; these officers processed more than 11,000 impaired

		drivers. Dates for the 2015 awards have been set as follows: Lower Mainland, April 6 <sup>th</sup> ; Island (Victoria) April 27 <sup>th</sup> ; Southeast (Kelowna) May 11 <sup>th</sup> ; and North (Prince George) May 25 <sup>th</sup> .
		Contact Dale.Somerville@rcmp-grc.gc.ca for further information.
3	Open Dialogue on Best Practices Successes in Specific Strategic Priorities	The floor was open to the membership to discuss topics of concern including: K. Eng and the work that Vancouver Police are doing in relation to pedestrian safety and G. Sokoloski and the work that Burnaby Traffic Services is doing in relation to enforcing distract driving laws.
	Adjournment/Closing	<ul> <li>- the membership was encouraged to support the "Be VISIBLE" safety message;</li> <li>- the next meeting will be scheduled for early in March 2016 (date to be determined);</li> <li>- The meeting was adjourned at 1130.</li> </ul>

### BCACP TRAFFIC SAFETY COMMITTEE October 7 & 8, 2015

### Executive Plaza Hotel, 405 North Road, Coquillam BC

### Attachment #1

Attachment #1					
Name	Title	Organization/Location	Name	Title	Organization/Location
Albert, Evan	Set.	Fraser Valley IRSU	Mcleod, Ryan	Cpl.	South Okanagan TS (Keremoes)
Anderson, James	S/Sgt.	Capital Regional District IRSU	Mcleod, Shana	Cpl.	Keremeos IRSU
Anderson, Lisa	Ms.	Policing & Security Branch, MJAG	Meaver, Rick	Cst.	Cariboo Chilcotin TS (Williams Lake)
Aroutiounian, Anna	Ms.	Police Services, MJAG	Miciuk, Ron	Cst.	Central Okanagan Traffic Services
Atherton, Jerome	Mr.	Insurance Corporation of BC	Milne, Paul	S/Sgt.	GV IRSU/New Westminster Police Dept.
Badry, Chad	Cpt.	West Kootenay IRSU (Nelson)	Narayan, Bob	Mr,	Police Services, MJAG
Balaban, <b>To</b> dd	Sgt.	"E" Division Traffic Services	Noonan, Barry	Sgt.	Vancouver Island TS (Courtenay)
Banse, Kurt	Cpł.	Prince George Regional Traffic (Quesnel)	Obodzinski, AJ	Cst.	Vancouver Island TS (Parks ville)
Beckerleg, Dwayne	Sgt.	Burnaby Traffic Services	O'Callaghan, Brian	Cpl.	Kamloops Municipal Traffic
Bell, David	Sgt.	North Okanagan Traffic Services	Pears, Mike	Sgt.	Central Interior Traffic Services
Brailey, Paul	Cst.	Central Saanich Police Service	Peat, David	\$/Sgt	Fraser Valley TS (Chilliwack)
Brind'Amour, Chuck	c Cst.	West Kootenay IRSU (Nelson)	Perri, Stacey	Ms.	Police Services, MJAG
Buchanan, David	Cst.	Nanalmo IRSU	Petersen, Bryce	Sgt.	North Vancouver Municipal Traffic
Cooke, Derek	Supt.	"E" Division Traffic Services	Peterson, Jeff	Mr.	Justice institute of BC
Cooke, Kerri	S/Sgt.	Lower Mainland District Traffic Services	Pierschke, Roland	Sgt.	Port Mann Freeway Patrol
Cronk, Ron	Sgt.	Victoria Police Department	Ramey, Al	Insp.	Island District Traffic Services
D'Gal, Judy	Ms.	RoadSafetyBC, MJAG	Ramey, Damin	Sgt.	Central Vancouver Island TS (Parksville)
Davidson, Roy	Cst.	Southeast District Traffic Services	Ribeiro, Birna	Cst.	Saanich Police Department
Davies, Patrick	Sgt.	Greater Vancouver IRSU	Ridder, Don	Sgt.	Abbotsford Police Department
Dentoom, Andre	Sgt.	South Island TS (Chemainus)	Roberts, Allan	Cpl.	"E" Division Traffic Services
Desaulniers, Gerry	Sgt.	"E" Division Traffic Services	Roberts, Steven	Mr.	RoadSafetyBC, MJAG
Dey, Martin	Insp.	North District Traffic Services	Rodrigues, A.J.	Cst,	South Okanagan TS (Keremoss)
Doerr, Bart	Cpl.	North Island IRSU (Courtenay)	Ross, Jesse	Ms.	Police Services, MJAG
Dubord, Neil	C/Cst.	Delta Police Department	Russell, Ronald	Insp.	"E" Division Traffic Services
Easton, Phil	Mr.	CVSE, MaTI	Sampson, Brian	Cst.	BC Impaired Driving Coordinator (Ladysmith)
Eng, Ken	A/Insp.	Vancouver Police Department	Savoy Dave	Sgt.	Port Mann Highway Patrol
Fehr, Steve	Cst.	Abbotsford Police Department	Sengupta, Joy	Mr.	Ministry of Transportation & Infrastructure
Ferguson, Doug	S/Sgl.	Police Services, MJAG	Seutter, Scott	Cst.	Sidney Municipal Traffic Section
Fiddler, Jim	Sgt	Vancouver Police Department	Sidhu, Harj	insp.	Delta Police Department
Graham, John	Cpl.	North District Traffic Services	Sidhu, Raj	Sgi.	Red Deer City Detachment
Hacker, Michael	Sgt.	Cariboo-Childotin TS (Williams Lake)	Sokolowski, Gerard	S/Sgt.	Burnaby Traffic Services
Hallett, Harold	Sgt.	South Okanagan TS (Keremoes)	Somerville, Dale	S/Sgt.	"E" Division Traffic Services
Haney, Robert	Sgt.	Trans Canada East TS (Golden)	Spanos, Andrew	Cst.	CN Police Service (Surrey)
Hermann, Daffydd	Sgt	Transit Police ::	Staples, Jan	Ma.	Police Services, MJAG
Jewers, Dave	S/Sgt	Lower Mainland District, ICARS	Steinhauser, Al	Sgt.	North District Regional Provincial TS
Johal, Jag	Cpl.	West Vancouver Police Department	Steiro, Clayton	Mr.	Insurance Corporation of BC
Joiner, Rob	Cst.	Abbotsford Police Department	Stevens, Ingrid	Cpl.	North Vancouver Municipal Traffic
	S/Sgt.	Central Interior TS (Kamloops)	• •		RoadSafetyBC, MJAG
Jumaga, Lane		•	Teague, John	Sgt.	-
Labossiere, Mike	insp.	"E" Division Traffic Services	Thompson, Andy	A/Sgt.	Delta Police Department
LeBlanc, Kevin	Sgt.	Pacific Region Training Centre	Tucker, Shannon	Ms.	Police Services, MJAG
Lecker, Lome	Sgt.	Deas Island Traffic Services	Vanderkuip, Kristin	Ms.	Passenger Transportation Branch, Mo'fl
Lynn, Elizabeth	Cpl.	Sea to Sky TS (Squarnish)	Vrolyk, Krista	Cpl.	Pacific Region Training Centre
Matchett, Brad	Cpl.	Comox Valley Municipat Traffic	Wesres, Kevin	Cpl.	West Pacific Region TS (Smithers)
Matthews, Lindsay		Insurance Corporation of BC	Weissbock, Reinhold	S/Sgt.	North District Traffic Services
McLachlan, Terry	Insp.	Southeast District Traffic Services	Whiteley, Mike	Cst.	Delta Police Department
			Wong, Randy	Cpl.	North Vancouver Municipal Traffic Services

# PROSECUTING UNNECESSARY LOUD EXHAUST NOISE TICKETS+ (MVAR 7A.01)

Authored by: Cst. John Bercic, Vancouver Police Department

#### STEP 1: PRESENT THE SUBJECTIVE EVIDENCE OF THE CASE

- Explain that your attention was drawn to a loud exhaust noise that you heard coming from the disputant's vehicle. Explain that the loud exhaust noise stood out from the other traffic on the roadway and drew your attention.
- Provide your opinion as to how loud the noise was in relation to a similar vehicle with a stock exhaust. (i.e. it sounded twice, three, or four times as loud).
- Explain that you were satisfied that the noise you heard was coming from the disputant's vehicle; i.e. the same noise was present up until the disputant's vehicle was stopped.

### STEP 2: PRESENT THE OBJECTIVE EVIDENCE OF THE CASE

- Explain how far away the vehicle could be clearly heard (e.g. 300 metres) when it drew your attention.
- Provide evidence if there was an after-market exhaust. This can be established by examining the brand name stamped on the pipes. For example, some popular after-market motorcycle loud exhaust pipes are Screamin' Eagle, Vance and Hines, Cobra, and SS.
- At the time the ticket is written, obtain statements from violators regarding modifications to the exhaust.
- Record other statements such as, "Loud pipes save lives."

### STEP 3: CROSS EXAMINATION

- > Upon providing the above evidence, the onus falls upon the disputant to show that the noise was not loud.
- > The disputant may wish to take the stand, upon which they become subject to cross-examination.
- Under cross-examination, the disputant will generally admit that the exhaust is after-market.
- Under cross-examination, the disputant will generally admit that the new after-market exhaust is louder than the original manufacturer's exhaust.
- Under cross examination, the disputant will generally admit that they have no problem differentiating between a loud vehicle and a quiet vehicle and that this ability does not really require special training.

### CONCLUSION

> Using these guidelines will assist in successful prosecutions of noisy exhaust tickets in traffic court.

# BCACP TRAFFIC SAFETY COMMITTEE

# BCACP Motions - 2010 as of February 2016

Motion	Description	Status
#3 - 2015	2016 Provincial Enforcement Campaign Schedule	BCACP adopted November 2015; membership advised November 2015 – enforcement campaigns ongoing.
#2 - 2015	Fail to Stop for Police	BCACP adopted November 2015; membership advised; s.13 s.13
		the Province
		remains committed to working with you to address this concern".
		Subcommittee to discuss further at the Spring 2016 meeting.
#1 – 2015	Automated Speed Enforcement Pilot Projects	BCACP adopted February 2015; correspondence sent to Government July
		2015; follow-up letter to Government February 2016. Awaiting response.
#5 - 2014	2015 Provincial Enforcement Campaign Schedule	BCACP adopted November 2014; calendar sent to TSC membership
		November 2014 – enforcement campaigns ongoing
#4 - 2014	Distracted Driving (New Technology)	June 18, 2014 it is not the desire of BCACP to <sup>s.13</sup> s.13
		s.13 For further discussion at the 2015 Fall GM
		meeting. Awaiting action as a result of the RSBC public consultation.
#3 - 2014	Party Buses	June 18, 2014 BCACP adopted. Corr to govt 07/10. Public concern about safety, including alcohol consumption in party buses and limousines has been brought to the attention of the Ministry of Transportation and Infrastructure (MoTI). Underage drinking is also alleged to be a frequent practice in these vehicles, especially during spring graduation season. On May 20, the Passenger Transportation Registrar and representatives of the RCMP, Vancouver and Abbotsford Police Departments, met with Lower Mainland companies operating "party buses" to reinforce their legal responsibilities and ensure they have practices in place to promote and deliver a safe and legal experience for their passengers. 08/14 Response: provisions exist in the LCLA "it is illegal to consume liquor in a moving vehicle and for a driver to permit a minor to consume; 544(2) driver to exercise control over the operation of a MV while there is open liquor; 548 a person contravening this section of the Act may be liable to a fine of up to \$10k, 6 mths in jail or both - a Corporation may be fined up to \$50k".
#2 - 2014	Distracted Driving (other distractions) see #4-2014	s.13
		s.13 For further discussion at the 2015 Fall GM meeting. Awaiting action as a result of the RSBC public consultation.
#1 - 2014	Electronic Devices (increased fines and demerit points)	June 18, 2014 BCACP adopted. Corr to gov't July 10, 2014. October 2014

		penalty points were added - Complete
#8 – 2013	BCMA Resolution re Drug Impaired Driving	BCACP adopted November 2013; Itr to BCMA January 19, 2014 – awaiting response.
#7 – 2013	2014 Provincial Enforcement Campaign Schedule	BCACP adopted November 2013; calendar sent to TSC membership November 2013 - complete
#6 – 2013	2014 Provincial Enforcement Campaign Schedule Adding the February 1-28 Distracted Drivers/Occupant Restraints Campaign to the annual calendar	BCACP TSC adopted November 2013; February campaign added to the Enforcement Calendar and submitted to BCACP for response; BCACP endorsed the 2014 schedule at the November 2013 meeting - complete
#5 – 2013	Unattended Children/Living Creatures in Motor Vehicles	BCACP adopted November 2013; s.13 Noting: s.13 s.13
		simple VT for these situations and those of pets being left unattended on hot days might be a more viable process. Mar 25/14 Gov't response: "the province will give this resolution serious consideration".
#4 - 2013	Harsher Penalties for Using and Electronic Device While Driving	BCACP adopted June 2013; itr to gov't 08/12; gov't resp 09/20."Outcomes of current RS initiatives indicate we have achieved considerable success in changing certain danerous driver behaviours such as drinking and driving and excessive speeding, however there may be room for improvement in deterring other behaviours. The province is committed to working with all RS stakeholders to address concerns."
		October 20, 2014 new penalties were announced "anyone caught talking on a hand-held electronic device while driving is subject to three penalty points in addition to a \$167 fine. This is the same penalty that was already in place for drivers caught texting or emailing."
#3 – 2013	Qualified Breath Technicians re-certification by CKPN	BCACP adopted June 2013; BTAC and Police Services to implement – Implementation of this re-certification is underway and it is anticipated that the on-line re-certification will begin in Summer 2014 – 900 officers are expected to re-certify in 2014 Complete
#2 – 2013	New Offences within the MVA – Driving without Due Care and Attention Causing Death or Driving without Due Care and Attention Causing Bodily Harm	BCACP adopted June 2013; Itr to gov't 08/12; gov't resp 09/20 "Outcomes of current RS initiatives indicate we have achieved considerable success in changing certain danerous driver behaviours such as drinking and driving and excessive speeding, however there may be room for improvement in deterring other behaviours. The province is committed to working with all RS stakeholders to address concerns."
		Sept 20/13 Govt resp: "the Province regularly monitors the outcomes of our road safety initiatives to ensure that we are providing effective deterrents to all dangerous driving behaviours".

#1-2013	2013 Provincial Enforcement Campaign Schedule	To BCACP February 2013 – adopted – complete
#2-2012	Drug Impaired Driving – support national, provincial and local initiatives; request that the Province works to develop new legislative and practical tools to help detect and remove drug impaired drivers from our roads.	To BCACP in June 2012 – adopted – corr to gov't drafted July 2012 – resp Sep 2012 CCMTA working on issue gov't supports – Oct 2012 TSC wrote to Dr. Stockwell CARBC in support of the development of drug impaired driving enforcement strategy (partnership) – ongoing.
#1-2012	s.13	BCACP adopted June 2012; corr to gov't July 2012; resp Aug 2012 TSC to discuss further with Brian Murray, s.13 s.13
		s.13 "a recent study was conducted that did some testing on winter tires noting that there is an advantage to running with four winter tires, MoTI is reluctant to make any changes to S. 208 of the MVA;
		s.13 TSC will receive an update on incidents and address concerns
#9-2011	s.13 s.13 s.13 s.no graphs of the annual BCACP Traffic Safety Awards Recognition.	future meetings.  To BCACP in February 2012 – adopted – Add to the 2011 call for nominations – ATR Subcommittee advised - complete
#8-2011	2012 Provincial Enforcement Campaign Schedule	To BCACP in November 2011 – adopted – complete.
#7-2011.	s.13	To BCACP in November 2011 – withdrawn. BCACP supports the work of the ASD working group – update to be provided a the May GM meeting – ongoing – for further discussion at the September TSC Executive meeting – s.13
#6-2011	s.13	To BCACP in November 2011 – adopted. s.13
	s.13 while	
	operating a motor vehicle.	
		s.13 Follow up w/OSMV S. Melvin, May 10 <sup>th</sup> – TSC Exe discussion Sept 2012 – E ticketing will assist, noting that drivers attitudes need to change –

2012 – MPSSG response "I have asked PSD to work with BCACP to examine ways to determine the scope of the problem and provide recommendations to me". Follow up w/PSD May 10 <sup>th</sup> – PSD will continue to work with TSC to determine the scope of the problem, particularly the number of incidences and a more subjective analysis of the threat to road safety. PSD Police Liaison conducted a survey of traffic officers January 2014, results are being tabulated – for discussion at a future TSC GM mtg.	<del></del>	<u> </u>	
#4 - 2011  #4 - 2011  #5 - 13  #6 - 2011  #6 - 2011  #6 - 2011  #6 - 2011  #6 - 2011  #7 - 2012  #7	#5-2011	s.13	a hand-held electronic device while driving is subject to three penalty points in addition to a \$167 fine. This is the same penalty that was already in place for drivers caught texting or emailing."  To BCACP in November 2011 – adopted. BCACP letter to MPSSG January 2012 – MPSSG response "I have asked PSD to work with BCACP to examine ways to determine the scope of the problem and provide recommendations to me". Follow up w/PSD May 10 <sup>th</sup> – PSD will continue to work with TSC to determine the scope of the problem, particularly the number of incidences and a more subjective analysis of the threat to road safety. PSD Police Liaison conducted a survey of traffic officers January 2014, results are being
#1-2011  **13  **2012 — March 2012 S. Frayne followed up with B. Murray "project team has been set up" possibly 2013 at the earliest. Update: PSD is leading the project in conjunction with CVSE, research is currently underway around working with MVA and Regs. PSD sent a Excessive MC noise survey to BCACP Oct 2012; June 2013 CVSE update: the working group reviewed the Toothill decisior s.14  **s.14  **ongoing.**  **BCACP TSC Adopted on October 12 <sup>th</sup> - complete  **Journal of BCACP TSC Correspondence September 2011 to the Civil Forfeiture Office supporting this project on behalf of BCAA RSF.  **To BCACP in November 2011, response to be tabled at the February 2012 meeting. To BCACP in February 2012 – adopted.  **Complete – further updates will be provided when available.  **Journal of BCACP in November 2010 – BCACP carried November 2010 - complete  **To BCACP in November 2010 – BCACP carried November 2010 - complete	#4 -2011	s.13	To BCACP in November 2011 – adopted. BCACP letter to MoTI sent January 23 <sup>rd</sup> - update: CVSE is planning to engage internal stakeholders to determine the lead for a project of this nature as well as research what other Jurisdictions are doing – TSC Exe discussion Sept 2012 – difficult to place a ban on transport vehicles noting no other Canadian jurisdictions have identified as an issue. CVSE will not be proceeding w/amendments to Div 10 of the MVAR based on similar requirements in other Canadian Jurisdictions together w/current inspection procedures and proposed improvements -
#1-2011  s.13  BCACP TSC correspondence September 2011 to the Civil Forfeiture Office supporting this project on behalf of BCAA RSF.  To BCACP in November 2011, response to be tabled at the February 2012 meeting. To BCACP in February 2012 – adopted.  Complete – further updates will be provided when available.  #8-2010  2011 Provincial Enforcement Campaign Schedule.  To BCACP in November 2010 – BCACP carried November 2010 - complete	#3-2011	s.13	To BCACP in November 2011 – adopted. BCAPC letter to MoTi sent January 2012 – March 2012 S. Frayne followed up with B. Murray "project team has been set up" possibly 2013 at the earliest. Update: PSD is leading the project in conjunction with CVSE, research is currently underway around working with MVA and Regs. PSD sent a Excessive MC noise survey to BCACP Oct 2012; June 2013 CVSE update: the working group reviewed the Toothill decision s.14  - discussion are
supporting this project on behalf of BCAA RSF.  To BCACP in November 2011, response to be tabled at the February 2012 meeting. To BCACP in February 2012 – adopted.  Complete – further updates will be provided when available.  #8-2010 2011 Provincial Enforcement Campaign Schedule.  To BCACP in November 2010 – BCACP carried November 2010 - complete	#2-2011	s.13	BCACP TSC Adopted on October 12 <sup>th</sup> - complete
	#1-2011	s.13	supporting this project on behalf of BCAA RSF.  To BCACP in November 2011, response to be tabled at the February 2012 meeting. To BCACP in February 2012 – adopted.
	#8-2010	2011 Provincial Enforcement Campaign Schedule.	the state of the s
			To BCACP in November 2010 – BCACP supports the TSC Chair in speaking

	s.13	with CACP et al – a further update will be provided at the Spring 2011 General Membership meeting – BTAC work is ongoing.
		Servers Weight Street S
#6-2010	_s.13	To BCACP in November 2010 – BCACP response was to forward to the BCACP Crown Police Liaison Committee for their attention and action – a further update will be provided when available.
#5-2010	s.13	To BCACP in June 2010 – BCACP carried – D/C/Cst. Drafted and sent correspondence to Government – an update will be provided at future meetings – no further action required on behalf of TSC.
#4-2010	Recommending to Government that legislation be changed to significantly raise the fine for disobeying a mandatory brake check and creating an offence for stopping at a brake check area but not completing the actual brake check.	To BCACP in June 2010 – BCACP carried – correspondence to Gov't July 2010 – response received from Minister Bond advising that Perry Dennis, CVSE will contact TSC to discuss in greater detail – TSC Exe discussion: CVSE has reviewed the issue of disobeying mandatory brake checks noting that the current fine is \$121; the number of police attended crashes due to brakes was reviewed and it was determined that this issue was not a significant problem; CVSE officers do check for inadequate brakes and doe enforce penalties – complete.
#3-2010	s.13	To BCACP in June 2010 – BCACP carried – correspondence to Gov't July 2010 – response received Dec 15 <sup>th</sup> discussions with the Federal Govt are underway, not yet resolved.
#2-2010	s.13	To BCACP in June 2010 – BCACP carried – correspondence to Gov't July 2010 – followed up with Gov't Oct 19 <sup>th</sup> – response received Dec 10 <sup>th</sup> s.13 s.13 – no further action at this time.
#1-2010	_l s.13	To BCACP in June 2010 – BCACP carried – correspondence to Gov't July 2010 – response received Dec 10 <sup>th</sup> s.13 s.13 – no further action at this time.