

Administrative Alcohol and Drug Related Driving Prohibitions

Immediate Roadside Prohibitions (IRP)

This program was introduced on September 20, 2010. If a driver provides a breath sample at the roadside on an Approved Screening Device (ASD) of not less than 0.05 Blood Alcohol Content (BAC), they may be served with a “Warn” IRP. Drivers issued a “Warn” IRP are subject to escalating sanctions. The first “Warn” IRP served within five years is a 3 Day IRP, the second is a 7 Day IRP, and the third and subsequent sanctions within a five year time period will result in a 30 Day IRP.

Breath samples not less than 0.08 BAC are considered to be in the “Fail” range and the driver may be served with a 90 day IRP. Drivers that refuse or fail to provide a breath sample are assessed at the same level of severity as those drivers that are in the Fail range and may also be served with a 90 day IRP.

Administrative Driving Prohibitions (ADP)

An Administrative Driving Prohibition (ADP) is a 90 day driving prohibition served to drivers affected by alcohol. Instead of issuing an IRP, the officer may choose to proceed through the criminal code process, bringing the driver to the police station for testing using a breath alcohol instrument, such as a Datamaster or Intoxilyzer. If the driver’s BAC is over 0.08, the driver may be served with an Administrative Driving Prohibition (ADP)¹ and may also be charged under the *Criminal Code*. A driver that is served with an ADP has a 21 day period before their prohibition begins. Additionally, drivers may be served with an ADP and be subject to criminal charges if they refuse or fail to provide a sample.

24 Hour Prohibitions

Drivers may be served with a 24 Hour Prohibition if the officer has reasonable and probable grounds that the driver is affected by alcohol and/or drugs, or if they provide a breath sample greater than 0.05 BAC. Police officers may serve a 24 hour prohibition to a driver in addition to an ADP in order to immediately remove the driver from the road.

From November 30, 2011 to June 15, 2012, the “Fail” portion of the 90 Day IRP was temporarily suspended while government amended legislation. In the interim period police served 24 Hr prohibitions or ADPs, and used the *Criminal Code* process for drivers who provided a breath over 0.08 BAC. Police continued to serve the warn range and refusal IRPs. This resulted in the count of “90 Day Fails” in 2012 being lower than normal, accompanied by an increase in the counts of “ADP Fail” and “24 Hr (Alcohol)” prohibitions. This is reflected in the 2012 row in Table 1.

¹ While an ADP is administrative, the evidence collected through the ADP process meets the rigour of criminal code law and it may also be used as evidence for impaired driving charges under the Criminal Code.

Table 1: Administrative Alcohol and Drug Related Driving Prohibitions Served² to Drivers in British Columbia, September 20, 2010 to May 31, 2017.

Year	Month	Immediate Roadside Prohibitions					Administrative Driving Prohibitions			24 Hr Prohibitions			Total IRP, ADP and 24 Hr Prohibitions	
		Warn			90 Days		90 Days			24 Hours				
		3 day IRP	7 day IRP	30 day IRP	FAIL	REFUSE	Total IRP	FAIL	REFUSE	Total ADP	Alcohol	Drug	Total 24 Hr	
2010	Sep 20-Dec	2,055	13	1	3,278	341	5,688	559	135	694	1,390	1,510	2,900	9,282
2011	Jan-Dec	7,872	154	7	13,183	1,446	22,662	1,899	518	2,417	4,090	4,460	8,550	33,629
2012	Jan-Dec	5,387	221	12	6,773	1,161	13,554	3,574	696	4,270	7,230	3,790	11,020	28,844
2013	Jan-Dec	6,064	308	30	11,565	1,412	19,379	1,019	340	1,359	3,280	3,840	7,120	27,858
2014	Jan-Dec	5,701	368	26	11,238	1,470	18,803	1,048	352	1,400	3,460	3,080	6,540	26,743
2015	Jan-Dec	4,670	351	33	9,286	1,863	16,203	1,125	480	1,605	3,430	2,640	6,070	23,878
2016	Jan-Dec	4,587	334	33	8,859	1,829	15,642	1,128	464	1,592	3,310	2,600	5,910	23,144
2017	Jan	286	13	2	606	119	1,026	87	29	116	-	-	-	N/A
	Feb	274	10	1	556	133	974	82	26	108	-	-	-	N/A
	Mar	325	27	3	645	161	1,161	84	35	119	-	-	-	N/A
	Apr	330	30	0	703	147	1,210	108	48	156	-	-	-	N/A
	May	314	22	4	722	134	1,196	82	56	138	-	-	-	N/A
Program Totals		37,865	1,851	152	67,414	10,216	117,498	10,795	3,179	13,974	26,190	21,920	48,110	179,582

Source: IRP and ADP data extracted from ADP/VI on July 17, 2017. Data on 24 Hour Prohibitions was provided by ICBC on March 10, 2017, and has been rounded. 24 Hour prohibition data takes 2 – 3 months from service date for ICBC to process the prohibition. Data for the most recent months has been excluded since these numbers will change over time.

² These are prohibitions served, some of which may have been revoked upon review by RoadSafetyBC.