

# Enhanced Road Assessment (ERA) Review

## Fact Sheet

### Authority:

Section 29 of the *Motor Vehicle Act* (MVA) provides the Superintendent with authority to refer a driver to the Insurance Corporation of British Columbia (ICBC) to complete a road test, or to be otherwise examined as to the driver's fitness and ability to drive.

Section 117 of the MVA gives the Superintendent authority to delegate powers, duties, or functions to staff of RoadSafetyBC and ICBC. RoadSafetyBC reviews a driver's file taking into account all relevant considerations (which may include medical information, police reports, the driving record, assessment results, etc.), as well as the principles of administrative fairness, to make a licensing decision.

### Enhanced Road Assessment:

The Enhanced Road Assessment (ERA) is an assessment which evaluates a driver's functional ability to drive. RoadSafetyBC reviews the results of the ERA, along with all other relevant information in a driver's file, in order to make a decision to maintain, re-issue, restrict or cancel the driver's licence.

The ERA review process is designed to ensure that Driver Medical Fitness cancellation decisions are made using the principles of administrative fairness while considering the need to maintain public safety. If a driver's licence is cancelled as a result of the ERA process, and the driver feels the decision was not administratively fair, they may request a review of the decision to cancel the driver's licence.

If there has been a change or improvement in a driver's medical condition, the driver may request a review of their medical fitness to drive. The cancellation decision letter sent to the driver outlines the specific information required from the driver's physician for the review.

### How to Apply for a Review:

Drivers should review the information provided in the decision letter and send in a written explanation of the reasons the driver thinks the decision should be reviewed. All reviews of driver's licence cancellations made following an ERA are based on a thorough review of the information in the driver's file and other relevant evidence submitted by the driver or their physician.

Review submissions may be mailed or faxed to:

RoadSafetyBC  
DRIVER MEDICAL FITNESS PROGRAM  
PO BOX 9254  
STN PROV GOVT  
VICTORIA, BC V8W 9J2

OR

Fax: (250) 952-6888

### Review Process:

Reviews may be submitted at any time after a driver's licence has been cancelled following an ERA, and there is no fee associated with making a review submission. Reviews are not conducted by the adjudicator or nurse case manager that made the original cancellation decision. The driver's licence remains cancelled while the review process is underway.

### Decision:

Once the review is complete, RoadSafetyBC will send the driver a written decision by regular mail. Unless the cancellation is upheld, the likely remedy for the driver as a result of a review will in many cases be to take another ERA.

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**Drivers needing more information may call (250) 387-7747 or 1-855-387-7747 to speak with a RoadSafetyBC representative.**