



IMMEDIATE ROADSIDE PROHIBITION (IRP)
APPLICATION FOR REVIEW
SECTION 215.48 – MOTOR VEHICLE ACT

Complete the following information:
DRIVER'S NAME:
STREET ADDRESS:
PROVINCE:
POSTAL CODE:
HOME PHONE NUMBER:
IRP No. 2
BC DRIVER'S LICENCE/CLIENT NUMBER:
CITY/TOWN:
OTHER PHONE NUMBER(S):

GROUND'S FOR REVIEW
The burden of proof is on the applicant in the review. Only check those grounds that apply to you, and for which you intend to provide evidence and/or submissions in the review.
I was not driving or in care or control of the motor vehicle.
The ASD registered a WARN, but my blood alcohol content was less than 0.05 (50 milligrams of alcohol in 100 millilitres of blood).

These are the only grounds for review. The Superintendent cannot consider hardship in this review.
* The review grounds outlined above are authorized under section 215.5 of the Motor Vehicle Act and have been simplified for readability. This and other relevant sections can be viewed at www.bclaws.ca.

REQUEST FOR REVIEW:
I request either (check one):
a written review
an oral hearing (30 – day and 90 – day prohibitions only)
Review scheduled for:
OFFICE USE ONLY DATE TIME AM PM TELEPHONE NUMBER

If you are to be represented in your review, you must ensure your representative is available for the scheduled date and time. Reviews will not be rescheduled, except in extraordinary circumstances. Reviews will be scheduled within 14 days of the date of service of the IRP notice. You will be offered a minimum of 3 review slots within that timeframe. If you are unable or unwilling to schedule the review within the 14 day time period, it may delay a decision within the 21 day timeline and a stay of your driving prohibition may not be granted.

Is the review booked within 14 days of the IRP being served?
Yes
No, if not provide rationale:

All written information you wish to be considered in your review hearing should be provided to the Superintendent by 4:30 p.m., two days in advance of the scheduled review. After the review hearing has concluded, no further evidence or submissions will be accepted for consideration.
Attachments NUMBER OF PAGES APPLICANT'S SIGNATURE

DISCLOSURE:
A copy of the following information the Superintendent will consider during the review has been provided to the applicant on:
Notice of Prohibition
Report to Superintendent
Police Narrative
ASD Information
Driving Record (for a 7-day and 30-day prohibitions only)
Other (specify):
Disclosure information not available at time of application, AND
Applicant has provided a fax number to which information will be sent as it becomes available.
Fax number not provided; applicant or their representative will pick up information. Name of representative (if applicable):

SIGNATURE OF CUSTOMER SERVICE REPRESENTATIVE APPLICANT'S SIGNATURE ACKNOWLEDGING RECEIPT
The applicant must ensure that addresses, phone numbers, and contact names are up to date.

OFFICE USE ONLY:
Driver's Licence
Seized by Police
Surrendered to ICBC
Cash
Credit Card (where accepted)
Never Licensed
Statutory Declaration
Cheque
Interac (where accepted)

SIGNATURE OF CUSTOMER SERVICE REPRESENTATIVE OFFICE DATE RECEIPT NUMBER

The personal information is collected under section 26 (a) and (c) of the Freedom of Information and Protection of Privacy Act for the purpose of administering the Motor Vehicle Act. If you have any questions about the collection, use and disclosure of the information collected, contact RoadSafetyBC at PO Box 9254 Stn Prov Govt, Victoria BC, V8W 9J2, phone 250-387-7747.

IMMEDIATE ROADSIDE PROHIBITION

REVIEW GUIDELINES

You have applied under Section 215.48 of the Motor Vehicle Act for a review of an Immediate Roadside Prohibition. The following guidelines are in place to ensure a timely review that focuses on the relevant issues.

1. PROVIDING INFORMATION

All of the written information you wish the Adjudicator to consider on your review should be provided to the Superintendent by 4:30 p.m., two days in advance of the scheduled review.

The Adjudicator will not consider any information that you submit after the hearing has concluded.

2. PURPOSE OF INFORMATION

The burden of proof is on the applicant. The information you provide should focus on the specific grounds for review that you have applied under.

3. REVIEW DATE

The date and time of your review will be set when you apply, and will be scheduled within 14 days of the date of service of the IRP notice.

If you are unable or unwilling to schedule the review within the 14 day time period, it may delay a decision within the 21 day timeline and a stay of your prohibition may not be granted. Please ensure you have provided a rationale on your application form if the review is scheduled more than 14 days after the date of service of the IRP notice.

When determining if a stay of your prohibition will be granted, the Adjudicator may consider your driving record as part of the review process. A copy of your driving record can be obtained from any ICBC Driver Licensing Office or

Online at: <https://onlinebusiness.icbc.com/cli/>

If you are represented by legal counsel in your review, you must make sure that your lawyer is available for the scheduled date and time.

Reviews will only be rescheduled in the event of an emergency.

4. ORAL REVIEW HEARING

Oral reviews are limited to 30 minutes.

Adjudicators will manage the review considering the time frame and the relevancy of the provided evidence.

You must be available on the date and time of the scheduled call at the telephone number you provided on your application form. If the call is missed, the hearing will change automatically to a written review instead. The Adjudicator will place a call to one location to initiate the review.

Applicants are responsible to have their participants present.

5. CONDUCT

Adjudicators are independent decision makers. They are not investigators, prosecutors, or adversaries. Discourteous behaviour will not be tolerated.

6. DECISION

After the Adjudicator has reached a decision, you will be notified by mail.

7. TECHNICAL MATERIALS

Technical materials the Superintendent may rely on during an IRP review hearing may be found here: www.gov.bc.ca/driversappealsandreviews

Section 215.49 of the *Motor Vehicle Act* provides the Superintendent of Motor Vehicles with legislative authority to consider “technical materials”.