

# ADMINISTRATIVE DRIVING PROHIBITION AND VEHICLE IMPOUNDMENT REGULATIONS

# PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this Act, current to December 18, 2018. It is intended for information and reference purposes only.

This document is *not* the official version of the Act. The Act and the amendments as printed under the authority of the Queen's Printer for the province should be consulted to determine the authoritative statement of the law.

For more information concerning the history of this Act, please see the *Table of Public Acts* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

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## HIGHWAY TRAFFIC ACT CHAPTER H-5

# ADMINISTRATIVE DRIVING PROHIBITION AND VEHICLE IMPOUNDMENT REGULATIONS

Pursuant to section 312 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5, Council made the following regulations:

# 1. Notice of impoundment

The notice of impoundment prescribed by section 255.3 of the *Highway Traffic Act* R.S.P.E.I. 1988, Cap. H-5 shall be in the form set out in Schedule 1. (EC161/00; 509/17; 588/18)

#### 2. Statutory declaration

The statutory declarations prescribed by subsection 255.1(4) and clause 255.4(6)(b) of the *Highway Traffic Act* shall be in the form set out in Schedule 2 and Schedule 3 respectively. (EC161/00)

#### 3. Notice of suspension – 7, 30 or 90 days

The notice of driving suspension referred to in subsection 277.1(4) of the *Highway Traffic Act* to be served in respect of the suspension of a person's driver's license for a period of 7 days, 30 days or 90 days, under subsection 277.1(3.2), (3.3) or (3.5) of the *Highway Traffic Act*, respectively, shall be in Form 1 of Schedule 4. (EC161/00; 436/07; 427/09; 465/13)

#### 3.1 Notice of 24 hour suspension

The notice of driving suspension referred to in subsection 277.2(1.1) and clause 277.9(8)(b) of the *Highway Traffic Act* to be served in respect of the suspension of a person's driver's license, or the driver's license of a person who is a graduated driver or under the age of 19 years, for a period of 24 hours under subsection 277.2(1.1) or 277.9(4) of the *Highway Traffic Act*, respectively, shall be in Form 2 of Schedule 4. (EC436/07; 427/09; 465/13)

#### 3.2 Notice of 90-day driving prohibition

The notice of driving prohibition referred to in subsection 277.2(3) of the *Highway Traffic Act*, containing the required information for the purposes of subsection 264.1(2) of the *Highway Traffic Act*, shall be in Form 3 of Schedule 4. (EC436/07; 427/09; 465/13)

#### 3.3 Notice of 90-day driving prohibition

Revoked by EC465/13. (EC436/07; 427/09; 109/13; 465/13)

# 3.4 Notice of driving prohibition

Revoked by EC427/09. (EC436/07; 427/09)

#### 4. Statutory declaration

The statutory declaration prescribed by clause 277.5(1)(c) of the *Highway Traffic Act* shall be in the form set out in Schedule 5. (EC161/00; 436/07)

#### 5. Certificate of service

The certificate of service prescribed by clause 277.4(c) of the *Highway Traffic Act* shall be in the form set out in Schedule 6. (EC161/00; 436/07)

# 6. Report of peace officer

The reports of the peace officer prescribed by clause 255.3(1)(c) and clause 277.4(d) of the *Highway Traffic Act* shall be in the form set out in Schedule 7 and Schedule 8 respectively. (EC161/00)

#### NOTICE OF IMPOUNDMENT

(s. 255.3 of the Highway Traffic Act)

NAI	ME(Last)		(First)		(Other)
ADI	ORESS			cipality) (Provinc	ce) (Telephone)
DRI	VER INFO	(License No.)	(Prov.)	(D.O.B.)	(Sex)
VEH	HICLE INFO				(V.I.N.) (Province)
OW	NER INFO				(V.I.N.) (Flovince)
LOC	CATION	DA		TIME	∃
belo		ne specified below			impounded under the authority specified
	for one of the followi 30 days; or 60 days, where t	ng periods of time he registered own	in according in according to the	dance with subsec	tion 255.1(1) of the <i>Highway Traffic Act</i> tions 255.2(1) and (2) of the Act: as the owner of a motor vehicle that was
The motor the sof a	or vehicle or had care suspension or cancella n offence under subs	or control of a mation of your drive ection 271(1) of	otor vehicer's licens the <i>High</i>	cle while you wer se, and that you ha way Traffic Act,	re prohibited from doing so, by reason of ave been convicted, in the past two years, subsection 259(4) of the <i>Criminal Code</i> ton 320.18(1) of the <i>Criminal Code</i> .
	The above-noted vehicle for 30 days in accordance				on 255.1(1.01) of the Highway Traffic Act
The relat	tion to your operation	of the motor vehic	cle, you c	ommitted an offer	by means of or in the under one of the following provisions or subsection 320.14(4) or 320.15(1).
	The above-noted veh for 6 months in accor				on 255.1(1.1) of the Highway Traffic Act

RE	ASC	ON:
		lersigned peace officer is satisfied that, on or about,
		you committed an offence under one of the following provisions of the <i>Criminal Code</i> (Canada) as se out in clause 255.1(1.1)(a) of the <i>Highway Traffic Act</i> : 220, 221, 236, 320.13(2) or (3), 320.14(2) or (3), 320.15(2) or (3); or
		you committed an offence under one of the following provisions of the <i>Criminal Code</i> (Canada) as se out in subclause 255.1(1.1)(b)(i) of the <i>Highway Traffic Act</i> : 320.13(1), 320.14(1)(a), (b), (c) or (d) 320.14(4), 320.15(1), 320.16, 320.17, 320.18(1), and within 10 years before the commission of the offence you were also convicted of one of the offences listed in clause 255.1(1.1)(a), as it read before December 18, 2018 and as it reads now, or two or more of the offences listed in clause 255.1(1.1)(b) as it read before December 18, 2018, and subclause 255.1(1.1)(b)(i).
		e above-noted vehicle is being impounded pursuant to subsection 277.11(1) of the <i>Highway Traffic Ac</i> one of the following periods of time in accordance with subsection 277.11(2) of the Act: 3 days, where a driving suspension has been imposed under subsection 277.1(3.2) of the Act for 7 days;
		7 days, where a driving suspension has been imposed under subsection 277.1(3.3) of the Act for 30 days; or
		30 days, where a driving suspension has been imposed under subsection 277.1(3.5) of the Act for 90 days.
RE	ASC	DN:
The	unc	dersigned peace officer is satisfied that, on or about, you were served totice of driving suspension under section 277.1 of the <i>Highway Traffic Act</i> .
		e above-noted vehicle is being impounded pursuant to subsection 277.93(4) of the <i>Highway Traffic Ac</i> 30 days in accordance with subsection 277.93(5) of the Act.
RE	ASC	ON:
The	e uno	dersigned peace officer is satisfied that, on or about, you, a person who duated driver or under the age of 19 years or 22 years, as applicable, were served with a notice of driving ion under section 277.9 or 277.92 of the <i>Highway Traffic Act</i> .
Vel	nicle	stored at:
PE.	ACE	OFFICER'S NAME (PRINT)
PE.	ACE	OFFICER'S SIGNATURE
PIN	J/BA	ADGE NUMBER POLICE AGENCY

#### **REVIEW INSTRUCTIONS:**

The owner of a motor vehicle has the right to have the impoundment reviewed by the Registrar under section 255.5 of the *Highway Traffic Act*. You may, within 30 days of becoming aware of the impoundment, apply to the Registrar for a review of the impoundment by filing an application for review with the Registrar of Motor Vehicles at Highway Safety Division, 33 Riverside Drive, Charlottetown, or Access PEI, 120 Heather Moyse Drive, Summerside, and paying to the Registrar the prescribed fee(s). An application for review must be in the form, contain the information and be completed in the manner required by the Registrar. You may attach to the application for review any sworn statements or other evidence that you wish the Registrar to consider. To

Current to: December 18, 2018

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ensure all written evidence will be considered by the Registrar, it must be attached at the time of filing the application for review. The Registrar is not required to hold an oral hearing unless you request an oral hearing at the time of filing the application for review and pay the prescribed oral hearing fee. If you request an oral hearing and fail to appear on the date and at the time and place arranged for the hearing, without prior notice to the Registrar, your right to an oral hearing is deemed to have been waived. The filing of an application for a review under section 255.5 of the *Highway Traffic Act* does not stay the impoundment of the motor vehicle. Subject to the result of a review under section 255.5 of the *Highway Traffic Act*, the motor vehicle will be impounded for the period authorized by section 255.2, 277.11 or 277.93 of the *Highway Traffic Act*, as the case may be.

The owner of the motor vehicle shall be responsible to pay all costs and charges in relation to the impoundment and storage of the motor vehicle permitted by subsection 255.4(2) of the *Highway Traffic Act*, which costs and charges shall constitute a lien on the motor vehicle. Failure to pay such costs and charges may result in the disposal of the motor vehicle under the *Garage Keepers' Lien Act* or subsection 255.4(6) of the *Highway Traffic Act*.

Current to: December 18, 2018

(EC161/00; 360/03; 109/13; 509/17; 588/18; 750/18)

#### STATUTORY DECLARATION

(Section 255.1(4) of the *Highway Traffic Act*)

I (We) Name		of	SS	,
declare that my/our.				
·		Make	VIN	
has been stolen.				
Declared before me	at			
in		County, Provi	ince of Prince Edward Islan	nd
this			•	
dd	mm	уу		
Commissioner of Oa	ıths		Owner(s)	

TO BE COMPLETED BY THE OWNER(S) OF A MOTOR VEHICLE UNDER IMPOUNDMENT IF THE VEHICLE HAS BEEN STOLEN. IF AT ANY TIME BEFORE A REVIEW IS CONDUCTED, THE REGISTRAR IS SATISFIED THAT THE MOTOR VEHICLE IMPOUNDED IS STOLEN PROPERTY, THE REGISTRAR SHALL THEN DIRECT THAT A PEACE OFFICER ORDER THE PERSON WHO HAS CUSTODY OF THE MOTOR VEHICLE TO RELEASE THE MOTOR VEHICLE TO THE OWNER(S) OR A PERSON AUTHORIZED BY THE OWNER(S). (EC161/00)



#### STATUTORY DECLARATION

(Section 255.4(6)(b) of the Highway Traffic Act)

I,		.of	
Lienholder		Address	
declare that the amoun	t of the lien on th	e	
Year Mak	e Vin		
registered to		exceeds the lienholde	r's estimate of the
			Owner's Name
registered owner(s) of lien is not paid. Declared before me at	the motor vehicle	e, by ordinary mail, a notice that	re the date of this declaration, sent to the I intend to dispose of the vehicle if the
in			ounty, Province of Prince Edward Island
this			
dd	mm	уу	
Commissioner of Oath		Lienhold	

If a motor vehicle impounded under section 255.1, 277.11 or 277.91 of the *Highway Traffic Act* remains impounded for at least 90 days after the expiration of the impoundment period, the person who has custody of the motor vehicle shall not dispose of the motor vehicle by sale or otherwise without the approval of the Registrar.

The Registrar will require the Lienholder of the impounded motor vehicle to

- 1. Surrender to the Registrar any number plate, issued under the *Highway Traffic Act*, from the motor vehicle.
- 2. File with the Registrar the above statutory declaration.
- 3. Send by ordinary mail to the registered owner of the motor vehicle, at least 14 days before filing the statutory declaration, a notice that he intends to dispose of the vehicle if the lien is not paid.
- 4. Provide the Registrar with a certificate showing that no security interest is registered against the motor vehicle under the statutes governing security interests.

If the Registrar approves the disposal of a motor vehicle, the Registrar shall

- (a) cancel the registration issued under the *Highway Traffic Act* with respect to the motor vehicle;
- (b) transfer the registration of the motor vehicle to the lienholder of the motor vehicle under the impoundment; and
- (c) forward any refund from the cancellation of the registration to the previous registered owner of the motor vehicle.

(EC161/00; 509/17)

# FORM 1

# NOTICE OF DRIVING SUSPENSION (FOR 7, 30 OR 90 DAYS)

(Section 277.1 of the Highway Traffic Act)

# **DRIVER INFORMATION:**

NAME (Last)	(First)		(Other)			
ADDRESS				• • • • • • • • • • • • • • • • • • • •		
(Nur	mber & Street) (M	unicipality)	(Province)	(Telephone)		
LICENSE NO			Pl	ROV		
DRIVER'S DATE OF	BIRTH			. SEX		
		month	year	. 5217		
NSC NO. VEHICLE INFO						
VEHICLE II VI O					(Province)	
LOCATION		DA			. TIME	
			day mo	onth year		
			OTICE			
Traffic Act because of a motor vehicle ☐ provided a supproved instruational of the provided in 100 and has request ☐ performed a alcohol and, base are unable to sayour driver's lie	te the undersigned or a person with the ample of your breatment, indicates the millilitres of blooded the surrender of physical coordinated on your perform fely operate or have been seen on the physical coordinated on your perform fely operate or have been seen on the physical coordinated on your perform fely operate or have been seen on the performance of the performance	peace office he care or co ath, which sa at the propor I but is less t f your driver' ation test or mance of the we care or cor 277.1(1)(c).	r has reasontrol of a mample, on a rtion of alc than 100 m s license u any other e test, the partial of a march of a marc	nable groun- notor vehicle analysis by a ohol in your nilligrams of nder clause 2 test for dru peace officer notor vehicle	n approved screening of blood is 50 milligrams alcohol in 100 millilitre	device or an a or more of es of blood, f drugs and wes that you surrender of
277.1(3.3) of the believe that you, a provided a sapproved instrualcohol in 100 and has request performed alcohol and, base are unable to sa	Highway Traffic As the driver of a mesample of your breament, indicates the millilitres of blooded the surrender of a physical coordinated on your performance of the surrender	Act because otor vehicle of the proport of but is less to f your driver attorn test or mance of the recare or control of the recare of the rec	the undersor a person ample, on a rtion of alc than 100 m s license u r any other e test, the particular of a m	signed peace with the car analysis by a ohol in your silligrams of nder clause 2 test for dru peace officer	officer has reasonable e or control of a motor in approved screening of blood is 50 milligrams alcohol in 100 millilite	grounds to vehicle, device or an s or more of es of blood, f drugs and ves that you

and the peace officer has reasonable grounds to believe that this is the second time that a peace officer has requested the surrender of your driver's license under any of clause 277.1(1)(a), clause 277.1(1)(c) or section 277.2 within the last 3 years.  TEMPORARY DRIVER'S LICENSE:
This notice serves as your temporary driver's license which is effective from
90 days from the expiry of the temporary driver's license below under the authority of subsection 277.1(3.5) of the <i>Highway Traffic Act</i> because the undersigned peace officer has reasonable grounds to believe that you, as the driver of a motor vehicle or a person with the care or control of a motor vehicle, □ provided a sample of your breath, which sample, on analysis by an approved screening device or an approved instrument, indicates that the proportion of alcohol in your blood is 50 milligrams or more of alcohol in 100 millilitres of blood but is less than 100 milligrams of alcohol in 100 millilitres of blood, and has requested the surrender of your driver's license under clause 277.1(1)(a); or □ performed a physical coordination test or any other test for drugs or a combination of drugs and alcohol and, based on your performance of the test, the peace officer who requested it believes that you are unable to safely operate or have care or control of a motor vehicle, and has requested the surrender of your driver's license under clause 277.1(1)(c), and the peace officer has reasonable grounds to believe that this is the third or subsequent time that a peace officer has requested the surrender of your driver's license under any of clause 277.1(1)(a), clause 277.1(1)(c) or section 277.2 within the last 3 years.  TEMPORARY DRIVER'S LICENSE:  This notice serves as your temporary driver's license which is effective from
License May Be Claimed At
RETURN OF DRIVER'S LICENSE:  Date and Time of Return
Returned by
PEACE OFFICER'S NAME (PRINT)
PEACE OFFICER'S SIGNATURE
PIN/BADGE NUMBER POLICE AGENCY
REVIEW INSTRUCTIONS:  Where your driver's license has been suspended for 30 or 90 days, you have the right to have the suspension reviewed by the Registrar under section 277.5 of the <i>Highway Traffic Act</i> . You may, within 7 days of being served with this notice of driving suspension, apply to the Registrar for a review of the driving suspension by filing an application for review with the Registrar of Motor Vehicles at the Highway Safety Division, 33 Riverside Drive, Charlottetown, or Access PEI, 120 Heather Moyse Drive, Summerside, and paying to the Registrar the prescribed fee(s). If your license or permit to operate a motor vehicle issued under the <i>Highway Traffic Act</i> was not taken by the peace officer or sent to the Registrar under section 277.2 of the <i>Highway Traffic Act</i> , you must surrender it to the Registrar, unless you complete and file with the Registrar a statutory

declaration in the prescribed form stating that the license or permit has been lost, stolen or destroyed. An application for review must be in the form, contain the information and be completed in the manner required by the Registrar. You may attach to the application for review any sworn statements or other evidence that you wish the Registrar to consider. To ensure all written evidence will be considered by the Registrar, it must be attached at the time of filing the application for review. The Registrar is not required to hold an oral hearing unless you request an oral hearing at the time of filing the application for review and pay the prescribed oral hearing fee. If you request an oral hearing and fail to appear on the date and at the time and place arranged for the hearing, without prior notice to the Registrar, your right to an oral hearing is deemed to have been waived. The filing of an application for a review under section 277.5 of the *Highway Traffic Act* does not stay the driving suspension. If you do not apply for a review of the driving suspension within 7 days, or if the review is unsuccessful, you will be prohibited from operating a motor vehicle for a period of 30 or 90 days, as the case may be.

(EC376/10; 465/13; 35/16; 588/18; 750/18)



# FORM 2

# NOTICE OF 24-HOUR DRIVING SUSPENSION

(Sections 277.2, 277.9 and 277.92 of the Highway Traffic Act)

NAME				
	(First)	(Oth		
(Number &	Street) (Munic	ipality) (Pro	vince) (Telep	ohone)
LICENSE NO		•••••	PROV	
DRIVER'S DATE OF BIRT		month		SEX
NSC NO				
VEHICLE INFO				
	o.) (Year)			
LOCATION	DAT			TIME
		day mon	ith year	
Act.				
REASON: The undersigned peace office on		•		,
The undersigned peace office		•		year

approved instrument, indicates th in 100 millilitres of blood but is le requested the surrender of your d grounds to believe that this is the	at the proportion of alcohol in yess than 100 milligrams of alcolriver's license under clause 277 second, third or subsequent tim	nalysis by an approved screening device or an rour blood is 50 milligrams or more of alcohol hol in 100 millilitres of blood, and has .1(1)(a), and the peace officer has reasonable e that a peace officer has requested the ), clause 277.1(1)(c) or section 277.2 within the
J you performed a physical c alcohol and, based on your perfor operate or have care or control of clause 277.1(1)(c), and the peace	mance of the test, the peace off a motor vehicle, and has reques officer has reasonable grounds cer has requested the surrender of	st for drugs or a combination of drugs and licer believes that you are unable to safely sted the surrender of your driver's license under to believe that this is the second, third or of your driver's license under any of clause years.
<b>UNDER THE AGE OF 19 YEA</b> This is official notification that ye	ARS OR 22 YEARS, AS APPI our driver's license is suspender itten above under the authority	A GRADUATED DRIVER OR A DRIVER LICABLE) d and invalid for any purpose for a period of 24 of subsection 277.9(4) or 277.92(1) or section
REASON:		
The undersigned peace officer ha	s reasonable grounds to believe	that
onday	month	, year
that the concentration of alcohol 277.9(2) or (3) and 277.9(4) of the solution you did so having, as show body that the analysis indicated it you did so while your a combination of alcohol and a drug you failed or refused, with 320.27 or 320.28 of the <i>Criminal</i> 277.1(1)(d), 277.2(1)(c.2); s. 277 you performed a physical collaboration and, based on your performed a physical collaboration of the solution of the Highway C. DRIVING PROHIBITION:	wn by an analysis of your breath in your blood exceeded 0 milling the Highway Traffic Act); who your analysis of your bodily is presence (clause 277.91(1)(c) ability to operate the motor vering (s. 277.91(9) and clause 277.30 out a reasonable excuse, to come Code or section 277.8 or 277.9 (4) or 277.91 (4) and 277.92 (5) coordination test or any other test mance of the test, the peace of the amotor vehicle, and has requestly Traffic Act (ss. 277.1(3) of the	n or blood, consumed alcohol in such a quantity agrams of alcohol in 100 millilitres of blood (s. y substance(s), a drug in such a quantity in your and s. 277.92(1) of the <i>Highway Traffic Act</i> ); hicle was impaired by alcohol or a drug or a 2(1)(a) of the <i>Highway Traffic Act</i> ); aply with a demand made on you under section 1 of the <i>Highway Traffic Act</i> (clause 1) of the <i>Highway Traffic Act</i> ); or st for drugs or a combination of drugs and ficer believes that you are unable to safely sted the surrender of your driver's license under a <i>Highway Traffic Act</i> ).
You are prohibited from operating		riod of your suspension, as indicated above.
D. SURRENDER OF DRIVER License surrendered: Y	esNo	
License May Be Claimed At		
E. RETURN OF DRIVER'S LI Date and Time of Return	CENSE: Personal	Mail
Returned by	Recein	t of License

# Administrative Driving Prohibition and Vehicle Impoundment Regulations

PEACE OFFICER'S NAME (PRINT)	
PEACE OFFICER'S SIGNATURE	
PIN/BADGE NUMBER	POLICE AGENCY
(EC465/13: 588/18: 750/18)	

# FORM 3

# NOTICE OF DRIVING PROHIBITION

(Section 277.2 (and subsection 277.1(3), 277.9(15) or 277.92(5), if applicable) of the Highway Traffic Act)

A. DRIVER INFORMATION:			
NAME(Last)	(First)	(Other)	
ADDRESS(Number & Street) (Municipality)		(Telephone)	
LICENSE NO.	PRO	)V	
DRIVER'S DATE OF BIRTH	day month		
	(Year)	(Make) (Province)	
LOCATION	day month		
REASON:  The undersigned peace officer had you operated a motor vehicle or had you did so while your ability to combination of alcohol and a drug (officer you did so having, as shown that the concentration of alcohol in you did so having, as shown that you did so having you did you did so having you did so having you did yo	and care or control of a more o operate the motor vehicle clause 277.2(1)(a) of the above an analysis of your bread or excitation of the property of the prope	otor vehicle and the was impaired by alcohol, a dread this dread this way Traffic Act); ath or blood, consumed alcohol ceeded 80 milligrams of alcohological this way are the sum of alcohological this way alco	rug or a in such a quantity l in 100 millilitres
equalled or exceeded any blood dru 277.2(1)(c) of the <i>Highway Traffic A</i> you did so having, as shown alcohol concentration and a blood d under the <i>Criminal Code</i> for the alco  you failed or refused, without 320.27 or 320.28 of the <i>Criminal Code</i>	g concentration for the <i>ct</i> ); by an analysis of your brug concentration that echol-drug combination (claar reasonable excuse, to care	reath, blood or other bodily sub qualled or exceeded the concent ause 277.2(1)(c.1) of the <i>Highwa</i> comply with a demand made on y	inal Code (clause estance(s), a blood rations prescribed ay Traffic Act); or
Breath/blood alcol	hol content		
TEMPORARY DRIVER'S LICENS This notice serves as yo valid on the expiry of the 24-hour roa	ur temporary drive and expires at the end	of 7 days. This temporary drive	er's license is only

	OHIBITION (FOR A GRADUATED DRIVER OR DRIVER
UNDER THE AGE OF 19 YEARS OR 22	
	ibited from operating a motor vehicle for a period of 90 days from
	f section 277.2 and subsection 277.9(15) or 277.92(5) of the
Highway Traffic Act.	
REASON: The undersigned pages officer has reasonable	e grounds to believe that on or about
	ge of 19 years or 22 years, as applicable, operated a motor vehicle
or had care or control of a motor vehicle and	ge of 19 years of 22 years, as applicable, operated a motor vehicle
you did so having, as shown by an ana	alysis of your breath or blood, consumed alcohol in such a quantity ood exceeded 0 milligrams of alcohol in 100 millilitres of blood
(clause 277.2(1)(b) and s. 277.9(15) of the Hi	ighway Traffic Act);
body that the analysis indicated its presence (	alysis of your bodily substance(s), a drug in such a quantity in your clause 277.2(1)(c) and s. 277.92(5) of the <i>Highway Traffic Act</i> );
combination of alcohol and a drug (clause 27	
	able excuse, to comply with a demand made on you under section etion 277.9 or 277.91 of the <i>Highway Traffic Act</i> (clause 277.92(5) of the <i>Highway Traffic Act</i> ) or
you performed a physical coordination	test or any other test for drugs or a combination of drugs and e test, the peace officer believes that you are unable to safely
	nicle, and has requested the surrender of your driver's license under
clause 277.1(1)(c) of the <i>Highway Traffic Act</i>	
clause 277.1(1)(e) of the Highway Traffic Hel	•
Breath/blood alcohol conten	t
TEMPORARY DRIVER'S LICENSE:	
This notice serves as your ter	mporary driver's license which is effective from the spires at the end of 7 days. This temporary driver's license is only
	uspension under section 277.2 or subsection 277.9(4) or 277.92(1)
C. SURRENDER OF DRIVER'S LICENS	SE:
License surrendered: Yes N	No.
License May Be Claimed At	
D. RETURN OF DRIVER'S LICENSE:	
Date and Time of Return	PersonalMail
Returned by	
D.1 NOTICE - CHILD PRESENT (subsec	etion 264.1(2) Highway Traffic Act:
☐ indicate presence of child/children under t	he age of 16 when offence was committed.
Name of Child	Date of Birth
Name of Child	Date of Birth
Name of Child	Date of Birth

E. <u>PEACE OFFICER:</u> PEACE OFFICER'S NAME (PRINT)		
PEACE OFFICER'S SIGNATURE		
PIN/BADGE NUMBER	POLICE AGENCY	

#### F. REVIEW INSTRUCTIONS:

You have the right to have the driving prohibition reviewed by the Registrar under section 277.5 of the Highway Traffic Act. You may, within 7 days of being served with this notice of driving prohibition, apply to the Registrar for a review of the driving prohibition by filing an application for review with the Registrar of Motor Vehicles at the Highway Safety Division, 33 Riverside Drive, Charlottetown, or Access PEI, 120 Heather Moyse Drive, Summerside, and paying to the Registrar the prescribed fee(s). If your license or permit to operate a motor vehicle issued under the Highway Traffic Act was not taken by the peace officer or sent to the Registrar under section 277.2 of the Highway Traffic Act, you must surrender it to the Registrar, unless you complete and file with the Registrar a statutory declaration in the prescribed form stating that the license or permit has been lost, stolen or destroyed. An application for review must be in the form, contain the information and be completed in the manner required by the Registrar. You may attach to the application for review any sworn statements or other evidence that you wish the Registrar to consider. To ensure all written evidence will be considered by the Registrar, it must be attached at the time of filing the application for review. The Registrar is not required to hold an oral hearing unless you request an oral hearing at the time of filing the application for review and pay the prescribed oral hearing fee. If you request an oral hearing and fail to appear on the date and at the time and place arranged for the hearing, without prior notice to the Registrar, your right to an oral hearing is deemed to have been waived. The filing of an application for a review under section 277.5 of the Highway Traffic Act does not stay the driving prohibition. If you do not apply for a review of the driving prohibition within 7 days, or if the review is unsuccessful, you will be prohibited from operating a motor vehicle for a period of 90 days.

(EC465/13;465/15; 509/17; 588/18; 750/18)

#### FORM 4

#### **NOTICE OF DRIVING PROHIBITION**

(Section 277.2 and subsection 277.9(15) of the *Highway Traffic Act*)

Revoked by EC465/13 (EC436/07; 427/09; 109/13; 465/13)

# STATUTORY DECLARATION

(Section 2	277.5(1)(c) of the <i>Highway Traffic Act</i> )	
I	of	
Name	Address	
declare that my Driver's License/permit ha	as been:	
(Please check the appropriate response)	Lost Stolen	
<u>—</u>	Destroyed	
Declared before me at		171 1
inthis	County, Province of Prince Edwar	rd Island
dd mm	уу	
Commissioner of Oaths	Licensee	
Commissioner of Oaths	Licensee	
DRIVING SUSPENSION (30 or 90 DAY BEEN TAKEN BY THE PEACE OFFICE (EC161/00; 750/18)		
C	ERTIFICATE OF SERVICE	
	7.4(c) of the <i>Highway Traffic Act</i> )	
I,, a peace officer, of	certify that on	
(print)	dd mm	yy
I personally served		
	(name of driver)	
with one of the following, a copy of which Notice of Driving Suspension (for 30 or Notice of Driving Prohibition (s. 277.2)	r 90 days) (s. 277.1 of the Highway Traj	ffic Act)
(Signature of Peace Officer)		
(EC161/00; 750/18)		

# REPORT OF VEHICLE IMPOUNDMENT

(s.255.3(1)(c) of the Highway Traffic Act)

Name	
Address	
Driver Information	
License Number	Province
This report is official notification to the Registissued a Notice of Impoundment pursuant to	strar of Motor Vehicles that the above-named driver has been section 255.3 of the <i>Highway Traffic Act</i> .
I, of the	
	Police Detachment
hereby make oath and say or affirm to the Re on the above-named driver pursuant to section	egistrar of Motor Vehicles that I issued a Notice of Impoundment on 255.3 of the <i>Highway Traffic Act</i> .
Sworn/Affirmed before me at	, County,
	Signature of Peace Officer
Commissioner of Oaths	
(EG1(1)00, 500/17)	

(EC161/00; 509/17)



# REPORT OF DRIVING SUSPENSION OR PROHIBITION

(s.277.4(d) of the Highway Traffic Act)

Name	
Address	
Driver Information(License Number)	(Province)
	Motor Vehicles that the above-named driver has been days under section 277.1 of the <i>Highway Traffic Act</i> or a f the <i>Highway Traffic Act</i> .
I, of the	Police Detachment
hereby make oath and say or affirm to the Registrar D Notice of Driving Suspension (for 30 or 90 days). Notice of Driving Prohibition (s. 277.2 of the <i>Hig</i>	
in the	, County,
	Signature of Peace Officer
Commissioner of Oaths	
(EC161/00; 109/13; 750/18)	