

Purpose

This cover sheet provides a brief context for the following letter. This brief note should help the reader to understand the purpose and objective of this letter.

The following information has been drafted by the Letters project team reviewed and developed by ICBC and RSBC program area Subject Matter Experts (SMEs).

Subject: Cover sheet. 011 - Sec 91 - Unsatisfied Judgement

Letter #	Batch #	# of Letters	WHO 'OWNS' THE LETTER RSBC/ICBC	Description of Letter	What job is letter used for?	Category of letter	Stuffers Included	2024 Volume
011	Phase 4	1	ICBC	Sec 91 - Unsatisfied Judgement	Convictions	Court/DIP	No Stuffer	26
ResourcesData Dictionary.xlsx	Batch 1 Originals							

CONTEXT FOR THIS LETTER

Who is this letter for? *(Description of audience. Examples, licensed, unlicensed, in BC, out of province, out of country, in the graduated licence program, are they in one of our programs already, etc.)*

To notify a BCDL holder that their licence will be prohibited due to an unsatisfied judgement against them for damages including bodily injury to or the death of another person, or damage to property in an amount exceeding \$400, exclusive of court costs. The judgement was rendered by a Canadian or U.S. court, as a result of ownership or operation of the motor vehicle involved.

What is the intent of the letter? *(For example, this is a prohibition letter to a licensed BC driver following a review by an Adjudicator that tells them that they can't drive for a specified period.)*

The "Sec 91 - Unsatisfied Judgement 011" letter notifies the driver of a prohibition from driving under section 91 of the MVA.

The driver must sign and date the Notice and return it along with their licence to ICBC.

What do we want the audience to know / what are the key points in this letter? (5 max)

What's happening/why are they getting the letter *(For example, RoadSafetyBC has reviewed the case, and the driver is prohibited from operating a motor vehicle for a specified period.)*

- The driver did not satisfy the judgement requirements imposed by the court and they are prohibited from driving until the judgement is satisfied - the full amount of the court-ordered

damages has been paid, or payment arrangements have been made with the Insurance ICBC or the court.

- The driver has the right to appeal the prohibition within 30 business days. The appeal form is available at any driver licensing office.
- If the letter is not acknowledged or an appeal is not filed, the driver's licence will still be cancelled under Sections 61 and 30 of the Motor Vehicle Act. This prohibition does not alter, cancel, or affect any other prohibitions, suspensions, or licence cancellations.

What do they need to do and by when (*for example, the driver is expected to acknowledge this prohibition immediately by signing and returning the enclosed form by a certain date in a certain manner.*)

The driver is expected to acknowledge the prohibition immediately by signing and returning the Notice and surrendering their driver's licence either by mail using the included prepaid envelope or by attending a driver licensing office.

The consequences of future behaviour.

Driving while prohibited under section 91 is a criminal offence. If you are convicted of driving while prohibited, you face:

A prohibition for a minimum of 12 months

A fine between \$500 and \$2,000

A court may also sentence you to 14 days to one year of imprisonment.

Vehicle impoundment for 7 to 60 days

The vehicle's owner is responsible for towing and impound lot fees.

10 Driver Risk Premium points resulting in a minimum \$1,108 fine for the first year the premium is calculated

Billed whether the driver owns or insures a vehicle

Is this letter part of a series of letters? If yes, which one(s)? (*For example, Is this a first/second/third warning.*)

No

What stuffers go along with it? (Provide names of stuffers.)

NO STUFFER



building trust. driving confidence.

June 25, 2024

Driver's Licence No. «dINo»

C-«FileNo»

«NAME»
«ADDRESS1»
«ADDRESS2»
«ADDRESS3»

NOTICE OF PROHIBITION

The Insurance Corporation of British Columbia hereby gives you notice that you are prohibited from driving a motor vehicle under Section 91 of the Motor Vehicle Act for failing to satisfy a final judgement rendered against you by a court in Canada or the United States of America.

This prohibition from driving commences on the date you receive this Notice of Prohibition ("the Notice"). You must sign and mail this form in immediately to the address on the prepaid envelope in order for this prohibition to start. An earlier date of acknowledgement will not be considered.

Under Section 96 of the Motor Vehicle Act, you must surrender your driver's licence to the Insurance Corporation of British Columbia. If you do not surrender your driver's licence, you still cannot drive. Under Sections 61 and 30 of the Motor Vehicle Act, all driver licences issued to you will be cancelled and the licence fees cannot be refunded. If you currently hold a combination BC Services Card and a driver's licence, please attend your nearest Driver Licensing Office to obtain a BC Services Card.

You have the right to appeal this prohibition to the Superintendent of Motor Vehicles under Section 118.7 of the Motor Vehicle Act within 30 business days. Appeal forms are available at any Driver Licensing Office.

Using the prepaid envelope, please mail both this signed Notice and your driver's licence immediately. If you have any questions, please phone Customer Contact at 250 978-8300 (in Victoria) or toll free at 1-800-950-1498.

THIS PROHIBITION FROM DRIVING DOES NOT ALTER, CANCEL OR AFFECT ANY OF YOUR OTHER PROHIBITIONS AND/OR SUSPENSIONS FROM DRIVING OR LICENCE CANCELLATIONS.

Insurance Corporation of British Columbia

«INITIALS_initials»

cc: «Prov_judge_initiated»
Attention: «Name_of_attn»
Your File #: «Their_fileNo»

I hereby acknowledge receipt of this Notice of Prohibition.

DRIVER'S SIGNATURE _____
DRIVER'S LICENCE NUMBER «DLNo»

DATE _____
C-«FileNo»

011



«DATE»

«NAME»
«ADDRESS1»
«ADDRESS2»
«ADDRESS3»

Driver's Licence No. «DLNo»
C-«FileNo»

NOTICE OF PROHIBITION: UNSATISFIED JUDGMENT

This notice contains important information about your British Columbia driver's licence.

This notice is to inform you that, under section 91 of the *Motor Vehicle Act (MVA)*, you are prohibited from driving a motor vehicle because you failed to satisfy a final judgement rendered against you by a court in Canada or the United States of America. This driving prohibition begins on the day you sign and date this notice or are served this notice by an enforcement agency. Until this judgement has been satisfied, you are not allowed to drive.

Under section 96 of the MVA, you are required to immediately send your driver's licence to the Insurance Corporation of British Columbia (ICBC). To acknowledge this prohibition, you must sign, date and return this notice with your driver's licence. If you do not return your driver's licence, you are still not allowed to drive. If you do not have a driver's licence, you must still acknowledge the prohibition by signing, dating and returning this notice. Visit an ICBC driver licensing office in person or mail your response to ICBC: P.O. Box 3750, Victoria, British Columbia, V8W 3Y5.

This driving prohibition does not alter or change any other driving-related prohibition, suspension or licence cancellation. Any driver's licences that have been issued to you have been cancelled with no refund for licence fees under sections 61 and 30 of the MVA. If you do not respond to this notice, your prohibition will remain outstanding on your driving record, and you may be served this prohibition by a police officer. There are legal consequences if you continue to drive while prohibited, including vehicle impoundment, fines, and possible imprisonment.

You have the right to appeal this prohibition to the Superintendent of Motor Vehicles under section 118.7 of the MVA within 30 business days. Appeal forms are available at any driver licensing office.

Please visit icbc.com for more information, or phone ICBC Driver Licensing Customer Contact at (250) 978-8300 (in Victoria), toll-free at 1-800-950-1498.

Insurance Corporation of British Columbia

«INITIALS_initials»

cc: «Province_where_judgement_happened»
Attention: «Name_of_attn»
Your File #: «Their_fileNo»

I hereby acknowledge and accept this driving prohibition effective from the date of my signature.

DRIVER'S SIGNATURE _____
DRIVER'S LICENCE NUMBER «DLNo»

DATE _____
C-«FileNo»