


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 209

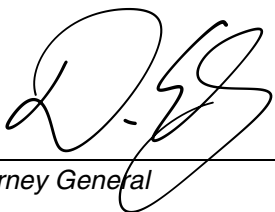
, Approved and Ordered

May 1, 2020

  
\_\_\_\_\_  
Lieutenant Governor

**Executive Council Chambers, Victoria**

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that the Motor Vehicle Act Regulations, B.C. Reg. 26/58, are amended as set out in the attached Schedule.

  
\_\_\_\_\_  
Attorney General  
\_\_\_\_\_  
Presiding Member of the Executive Council

*(This part is for administrative purposes only and is not part of the Order.)*

**Authority under which Order is made:**

Act and section: *Motor Vehicle Act*, R.S.B.C. 1996, c. 318, ss. 210 (3) (o) and (9)

Other: OIC 1004/58

R10414127

## SCHEDULE

*1 The Motor Vehicle Act Regulations, B.C. Reg. 26/58, are amended by adding the following Division:*

### **DIVISION 30F – DRIVERS’ LICENCES – EXEMPTIONS DUE TO COVID-19 EMERGENCY**

#### **Definitions**

**30F.01** In this Division:

“**COVID-19 emergency**” means the emergency that is the subject of

- (a) the notice provided on March 17, 2020 by the provincial health officer under section 52 (2) of the *Public Health Act*, and
- (b) the declaration of a state of emergency made on March 18, 2020, and any extension of that declaration, under section 9 of the *Emergency Program Act*;

“**end of the COVID-19 emergency**” means the later of the following:

- (a) the date on which the provincial health officer provides notice under section 59 (b) of the *Public Health Act* that the COVID-19 emergency has passed;
- (b) the date on which the last extension of the declaration of a state of emergency, referred to in paragraph (b) of the definition of “COVID-19 emergency”, expires or is cancelled.

#### **Exemptions**

**30F.02** (1) Subject to subsection (3), the corporation may exempt the following persons from the requirements under the Act respecting the holding of a driver’s licence issued to the person under the Act, the exemption to expire on a date that is not later than 90 days after the end of the COVID-19 emergency:

- (a) a person who was exempt under section 34 (1.1) (a) of the Act and whose exemption ended after March 16, 2020 and before the date that is 90 days after the end of the COVID-19 emergency, but only if the exemption ended solely because it is more than 6 months from the date the person last entered British Columbia;
- (b) a person who was exempt under section 34 (1.1) (b) of the Act but whose exemption ended after March 16, 2020 and before the date that is 90 days after the end of the COVID-19 emergency, but only if the exemption ended solely because it was more than 90 days after the date the person became ordinarily resident in British Columbia;
- (c) a person who was exempt under section 34 (1.1) (c) of the Act but whose exemption ended after March 16, 2020 and before the date that is 90 days after the end of the COVID-19 emergency because the person, as a result of the COVID-19 emergency, ceased to be registered as a full-time student at or attend any of the educational institutions listed in section 21 (2) (b) of the Act.

- (2) If the corporation provides an exemption to a person under subsection (1), the person is also exempt as described in section 34 (2) of the Act for the same period as specified by the corporation under subsection (1) of this section.
- (3) The corporation may provide an exemption to a person under subsection (1) only on the condition that the person complies with all other requirements of section 34 of the Act.

**Repeal**

**30F.03** This Division is repealed on the date that is 100 days after the end of the COVID-19 emergency.