

APPLICATION FOR REVIEW OF DRIVING PROHIBITION
Section 277.5 of the Highway Traffic Act

<hr/> Last Name	<hr/> First Name	<hr/> Initial	<hr/> Res. Phone Number	<hr/> Bus. Phone Number
<hr/> No. And Street or Box No.			<hr/> Date of Birth	
<hr/> Municipality		<hr/> Postal Code	<hr/> Driver's Licence Number	
Type of Review requested (check one): <input type="checkbox"/> Written Review <input type="checkbox"/> Oral Hearing				
Name of Police Agency which served Notice of Driving Prohibition _____				
I have retained legal counsel for the Review: <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, provide name and telephone number counsel				

SCOPE OF REVIEW:

Pursuant to section 277.2 of the Highway Traffic Act, on a review of a driving prohibition, if the Registrar is satisfied that you operated or had care or control of a motor vehicle and that:

- 1) by reason of an analysis of your breath or blood, you consumed alcohol in such a quantity that the concentration of alcohol in your blood exceeded 80 milligrams of alcohol in 100 millilitres of blood (s.277.2(1)(a) of the Highway Traffic Act); **or**
- 2) you failed or refused, without a reasonable excuse, to comply with demand on you to supply a sample of your breath or blood under section 254 of the Criminal Code (s.277.2(1)(b) of the Highway Traffic Act); **or**
- 3) by reason of an analysis of your breath or blood, that you, being a person under the age of nineteen years, or licensed less than two years, consumed alcohol in such a quantity that the concentration of alcohol in your blood exceeded zero milligrams of alcohol in 100 millilitres of blood (s. 277.1(13) of the Highway Traffic Act);

the Registrar shall confirm the driving prohibition.

**** Please note that section 277.7 of the Highway Traffic Act does not give the Registrar any discretion to revoke a driving prohibition or to grant conditional licences because the imposition of the driving prohibition causes hardship, whether personal, financial or otherwise.**

GENERAL INFORMATION:

You are not required to be represented by legal counsel for a written review or oral hearing. However, you may retain a lawyer at your expense.

You may attach to the application for review any sworn statements or other evidence that you wish the Registrar to consider.

The filing of an application for review does not place the driving prohibition on hold (stay).

If you request an oral hearing, you will be notified of the date, time and location of the hearing. If you fail to appear, without prior notice to the Registrar, your right to an oral hearing is deemed to have been waived.

FEE(S):

The fee for an application for review is \$50.00. If you are requesting an oral hearing, you must do so at the time of filing this application and pay an **additional** hearing fee of \$50.00. The fee(s) must accompany this application, (cheques or money orders should be payable to "**Minister of Finance**") and are refundable if the review results in the revocation of the driving prohibition.

For further information, please contact:

Highway Safety Division, Records Section or
33 Riverside Drive, Box 2000,
Charlottetown, PE C1A 7N8
Phone: (902) 368-5210 Fax: (902) 368-5236

Highway Safety Division,
120 Heather Moyse Drive
Summerside, PE C1N 5L2
Phone: (902) 888-8264 Fax: (902) 432-2529

Signature: _____

Date: _____