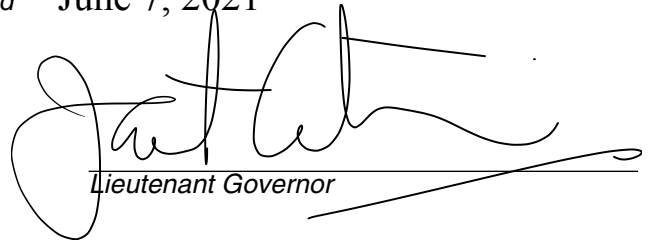


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 331

, Approved and Ordered June 7, 2021



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

- (a) section 1 of the *Motor Vehicle Amendment Act, 2020*, S.B.C. 2020, c. 9, is brought into force,
- (b) the Motor Vehicle Act Regulations, B.C. Reg. 26/58, are amended as set out in the attached Schedule 1, and
- (c) the Use of Electronic Devices While Driving Regulation, B.C. Reg. 308/2009, is amended as set out in the attached Schedule 2.



Minister of Public Safety and Solicitor 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 Amendment Act, 2020*, S.B.C. 2020, c. 9, s. 32, *Motor Vehicle Act*, R.S.B.C. 1996, c. 318, ss. 210 (2), 214.5, 214.6

Other: OICs 1004/58 and 712/2009

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SCHEDULE 1

1 Section 4.28 of the Motor Vehicle Act Regulations, B.C. Reg. 26/58, is amended

(a) in subsection (2) by adding the following paragraphs:

- (e) an official vehicle driven by a fishery officer designated under section 5 (1) of the *Fisheries Act* (Canada) in the discharge of the officer's duties under that Act or the *Coastal Fisheries Protection Act* (Canada);
- (f) an official vehicle driven by a sheriff, in the discharge of the sheriff's duties under the *Sheriff Act*, while transporting a person in the lawful custody of a sheriff, , **and**

(b) in subsection (8) by repealing paragraph (g) and adding the following:

- (a.1) a designated constable of the Stl'atl'imx Tribal Police Service, appointed under section 4.1 (11) of the *Police Act*;
- (a.2) a designated constable of the South Coast British Columbia Transportation Authority Police Service, appointed under section 4.1 (11) of the *Police Act*;
- (a.3) a designated constable of the Organized Crime Agency of British Columbia, appointed under section 4.1 (11) of the *Police Act*;
- (a.4) a person appointed under section 38.06 (2) of the *Police Act* to serve as an investigator with the Independent Investigations Office;
- (g.1) a fishery officer designated under section 5 (1) of the *Fisheries Act* (Canada); .

SCHEDULE 2

1 Section 5 of the Use of Electronic Devices While Driving Regulation, B.C. Reg. 308/2009, is amended by adding the following paragraph:

- (c) a sheriff, in the discharge of the sheriff's duties under the *Sheriff Act*, while transporting a person in the lawful custody of a sheriff.