

**COMPLIANCE CIRCULAR**

No. 9

October 22, 2001

SUBJECT: Changes to Operations of National Safety Code in B.C.

Registrar of Drivers and Vehicles
Managers, West Esplanade, ICBC
Chair, Motor Carrier Commission
Provincial Manager of Compliance
Regional Managers of Compliance
Managers, Licensing
Air Care

Managers, Government St, Victoria
Motor Vehicle Inspectors
ICBC Appointed Agencies
Motor Carrier Department
Law Enforcement Agencies
Commercial Transport Inspectors
(Weigh Scales)

Carrier Safety Inspectors
Government Agents
(Authorized)
Driver Examiners
Driver Services Centres
Regional Vice Presidents
NSC Applications Office

PURPOSE OF CIRCULAR:

To advise law enforcement officers and industry that, effective November 26, 2001, amendments to Section 37 of the *Motor Vehicle Act Regulations* (National Safety Code) will come into effect. The amendments to the *Regulation* were deposited on April 4, 2001. In addition, this circular advises of changes to the monitoring of carriers and the issuance of a new publication, *Carrier Safety Guide* (MV0630).

BACKGROUND:

The National Safety Code (NSC) is a national program that establishes minimum safety standards for commercial vehicles and drivers. These standards are adopted by all Canadian jurisdictions in order to ensure uniform safety standards across Canada. To operate legally in B.C., each carrier must hold a valid Safety Certificate issued under Division 37.

CHANGES TO THE NATIONAL SAFETY CODE:

In 1997, NSC Standards 14 and 15 were revised, and the government of B.C. has amended the *Motor Vehicle Act Regulations* to comply with these revised standards. In support of these standards, ICBC will be improving its computer systems to enhance its ability to monitor the safety performance of B.C. carriers more effectively and to make additional safety performance information available to enforcement personnel and carriers. These changes are effective November 26, 2001.

WHAT ARE THE CHANGES TO THE NATIONAL SAFETY CODE?

Carrier Data Exchange—Data for drivers and vehicles on accidents, violations, and road-side inspections will automatically be exchanged with other Canadian jurisdictions. Both driver-related and vehicle-related information will be placed on Carrier Profiles.

Carrier Profile—A profile for each carrier in B.C. will be compiled and maintained. For the first time, both driver-related and vehicle-related accidents, violations, and roadside inspections will be compiled on a single database creating a Carrier Profile. Carriers will receive points for at-fault accidents, violation tickets deemed guilty, and out-of-service inspections. Each carrier will be rated on the basis of its profile, and ICBC will use the Carrier Profile system to monitor the safety performance of carriers in B.C. Carrier Profiles will be available to all recognized law enforcement agencies.

Safety Rating—this is a new rating measure which combines the status from the Carrier Profile and any audits conducted on a carrier. A carrier's Safety Rating will appear on the first page of the Carrier Profile. There are four possible ratings: Satisfactory-unaudited, Satisfactory, Conditional, or Unsatisfactory. If the Safety Rating is Conditional, the carrier must improve its safety performance or ICBC will take steps to remove the carrier's Safety Certificate. A carrier with a Safety Rating that is Unsatisfactory will no longer be able to legally operate.

Carrier Data Exchange, Carrier Profile, and the Safety Rating will greatly improve the ability of jurisdictions to monitor the safety performance of carriers wherever they operate in Canada. These changes provide enforcement and compliance agencies with effective, additional tools to promote safe carrier operation and to remove unsafe carriers from the road.

HOW DO THESE CHANGES HELP ENFORCEMENT AGENCIES?

Enforcement agencies can have a significant impact on road safety because information they enter on accident reports, violation tickets, and roadside inspection reports can now be entered automatically on the Carrier Profile of any Canadian carrier. This will provide the means to identify and respond to unsafe commercial drivers and unsafe commercial vehicles more quickly.

To make sure that all events (**driver-related as well as vehicle-related**) appear on a Carrier Profile, enforcement officers must make sure that the NSC number is entered on violation tickets, accident reports (MV6020), and vehicle inspection reports (MVB 3110). Examples of each form with the NSC data field highlighted are attached for reference.

ISSUE OF NEW PUBLICATION

Effective immediately, ICBC has issued a new publication, *Carrier Safety Guide* (MV0630), to help carriers to establish record-keeping practices as required by the National Safety Code. A copy of this publication will be sent to each police agency in B.C.

FOR MORE INFORMATION

Questions and inquiries in regard to the National Safety Code Program may be directed to Suzanne Watson, Manager, National Safety Code, at (250) 414-7850.



Robert G. Kroeker
Sr. Manager
Compliance Programs and Standards

Attachment

Violation Ticket

BRITISH COLUMBIA Offence Act		VIOLATION TICKET		AF00414805	
ISSUED TO:					
SURNAME OR CORPORATE NAME					
GIVEN NAMES (OR CORPORATE NAME CONTINUED)					<input type="checkbox"/> YOUNG PERSON
THE ENFORCEMENT OFFICER SAYS THAT HE OR SHE HAS REASONABLE AND PROBABLE GROUNDS TO BELIEVE, AND DOES BELIEVE, THAT THE ABOVE NAMED, AS:					
<input type="checkbox"/> DRIVER <input type="checkbox"/> CYCLIST <input type="checkbox"/> OWNER (Per Section 83(2) of the Motor Vehicle Act)					
<input type="checkbox"/> PEDESTRIAN <input type="checkbox"/> PASSENGER <input type="checkbox"/> OTHER					
VIOLATION DATE		MM		DD	
ON OR ABOUT		AT THE TIME OF		(DAY CDS)	
ON					
HIGHWAY # (IF APPLICABLE)					
AT OR NEAR					
PLACE / CITY / TOWN					
IN THE PROVINCE OF BRITISH COLUMBIA					
DID COMMIT THE OFFENCE(S) INDICATED, UNDER THE FOLLOWING ACT OR ITS REGULATIONS:					
<input type="checkbox"/> (MVA) MOTOR VEHICLE ACT <input type="checkbox"/> (WLA) WILDLIFE ACT <input type="checkbox"/> (LCA) LIQUOR CONTROL & LICENSING ACT					
<input type="checkbox"/> (MCA) MOTOR CARRIER ACT <input type="checkbox"/> (FAA) FIREARM ACT <input type="checkbox"/> (TCR) TRANSIT CONDUCT & SAFETY REGS.					
<input type="checkbox"/> (OTA) COMMERCIAL TRANSPORT ACT <input type="checkbox"/> OTHER (SPECIFY)					
DESCRIPTION OF OFFENCE(S)		ACT / REGS.		SECTION	
C O U N T (1)		<input type="checkbox"/> ACT <input type="checkbox"/> REGS.			
C O U N T (2)		<input type="checkbox"/> ACT <input type="checkbox"/> REGS.		\$	
C O U N T (3)		<input type="checkbox"/> ACT <input type="checkbox"/> REGS.		\$	
* THIS TICKETED AMOUNT CONSISTS OF THE FINE FOR THE ALLEGED OFFENCE AND A 16% VICTIM SURCHARGE LEVY.					
SHADED AREAS OF THIS TICKET ARE NOT PART OF THE OFFENCE CHARGED					
ENFORCEMENT OFFICER'S SIGNATURE					
IF THE ALLEGATIONS OR FINES ARE NOT DISPUTED, YOU WILL BE REQUIRED TO HAVE PLEADED GUILTY TO THE ALLEGED OFFENCE(S) AND TO OWE THE SHOWN TICKETED AMOUNTS. YOUR SIGNATURE INDICATES YOU HAVE RECEIVED THIS TICKET AND ARE NOT AN ALLEGED OFFENDER.					
I HEREBY ACKNOWLEDGE RECEIPT OF A COPY OF THE VIOLATION TICKET					
ALLEGED OFFENDER'S SIGNATURE					

National Safety Code

ICBC

MV3110 – Motor Vehicle Inspection Report

BRITISH COLUMBIA		20217526																																																																																																																
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VT _____ on _____ Highway if applicable _____ at or near _____ Place/City/Town _____																																																																																																																		
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The undersigned Police Officer has reasonable and probable grounds to believe that the vehicle(s) inspected and described above does not comply with the Motor Vehicle, Commercial Transport or Motor Carrier Act and Regulations. The driver/inspector is hereby given notice to:																																																																																																																		
PU TU TS TR (mark one per entry only)																																																																																																																		
<input type="checkbox"/> Immediately remove this vehicle from the Highway until such time as it complies with the Motor Vehicle Act and Regulations (Division 22).																																																																																																																		
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THIS NOTICE AND ORDER DOES NOT AUTHORIZE OPERATION OF THE VEHICLE(S) WITH IDENTIFIED DEFECTS. NON-COMPLIANCE WITH THIS NOTICE AND ORDER IS AN OFFENCE.																																																																																																																		
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The information on this form is collected under the authority of the Motor Vehicle Act, Section 217. The information will be used to provide you vehicle inspection written Notice and Order. If you have any questions please call the Insurance Corporation of British Columbia, Commercial Transport and Inspection Department at (604) 387-6624.																																																																																																																		
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Accident Report

BRITISH COLUMBIA MOTOR VEHICLE TRAFFIC ACCIDENT POLICE INVESTIGATION REPORT	
1 DATE OF ACCIDENT 3228082	ACCIDENT CASE NUMBER 3228082
1A POLICE 1 <input type="checkbox"/> ATTENDED 2 <input type="checkbox"/> DID NOT ATTEND	DATE REPORTED TIME (24 HOUR) 1 <input type="checkbox"/> NON-REPORTABLE (DO NOT FORWARD TO M.V.B.)
CITY MUNIC. TOWN DISTRICT VILLAGE OF: <input type="checkbox"/> CND. <input type="checkbox"/> UNINH.	POLICE CODE POLICE ZONE LOCATION CODE CODE
2 V <input type="checkbox"/> P <input type="checkbox"/> C <input type="checkbox"/>	2 V <input type="checkbox"/> P <input type="checkbox"/> C <input type="checkbox"/>
National Safety Code	
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