

PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

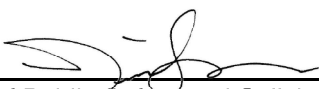
Order in Council No. 350, Approved and Ordered July 20, 2026


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, effective October 19, 2026,

- (a) sections 1, 2, 3, 4, 7, 9 (a), 10 and 11 of the *Motor Vehicle Amendment Act, 2025*, S.B.C. 2025, c. 18, are brought into force,
- (b) the Basic Vehicle Damage Coverage Regulation, B.C. Reg. 4/2021, is amended as set out in the attached Schedule 1,
- (c) the Insurance (Vehicle) Regulation, B.C. Reg. 447/83, is amended as set out in the attached Schedule 2,
- (d) the Motor Vehicle Act Regulations, B.C. Reg. 26/58, are amended as set out in the attached Schedule 3, and
- (e) the Motor Vehicle Fees Regulation, B.C. Reg. 334/91, is amended as set out in the attached Schedule 4.


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: *Insurance (Vehicle) Act*, R.S.B.C. 1996, c. 231, ss. 45, 72, 180 and 181;
Motor Vehicle Act, R.S.B.C. 1996, c. 318, ss. 23, 25 and 210;
Motor Vehicle Amendment Act, 2025, S.B.C. 2025, c. 18, ss. 9 (a) and 12

Other: O.C. 1004/58; O.C. 1897/83; O.C. 1573/91; O.C. 21/2021

R10964252

SCHEDULE 1

- 1** *Sections 26 (2) (d) and 27 (2) (j) of the Basic Vehicle Damage Coverage Regulation, B.C. Reg. 4/2021 are amended by striking out “section 30.06 (2), 30.07 (1) or (3), 30.071 (1), 30.08 (1), 30.10 (2) or (4) or 30.11 (1)” and substituting “section 30.06 (1.01) (d), (1.1) (d) or (2), 30.07 (1) or (3), 30.071 (1), 30.08 (1), 30.10 (2), (4) or (4.1), 30.11, 30.111 or 30.112”.*

SCHEDULE 2

- 1** *Section 55 (3.1) of the Insurance (Vehicle) Regulation, B.C. Reg. 447/83, is amended by striking out “by section 30.06 (2), 30.07 (1) or (3), 30.071 (1), 30.08 (1), 30.10 (2) or (4) or 30.11 (1)” and substituting “under section 30.06 (1.01) (d), (1.1) (d) or (2), 30.07 (1) or (3), 30.071 (1), 30.08 (1), 30.10 (2), (4) or (4.1), 30.11, 30.111 or 30.112”.*
- 2** *Schedule 10 is amended in section 3 (3) by striking out “by section 30.06 (2), 30.07 (1) or (3), 30.071 (1), 30.08 (1), 30.10 (2) or (4) or 30.11 (1)” and substituting “under section 30.06 (1.01) (d), (1.1) (d) or (2), 30.07 (1) or (3), 30.071 (1), 30.08 (1), 30.10 (2), (4) or (4.1), 30.11, 30.111 or 30.112”.*

SCHEDULE 3

- 1** *Section 30.01 (1) of the Motor Vehicle Act Regulations, B.C. Reg. 26/58, is amended by adding the following definitions:*

“compliant driving history” means a total period of driving experience that is uninterrupted by a prohibition or suspension specified in subsection (4) and

- (a) in relation to a new Class 5 graduate, is accumulated after the graduation date, and
- (b) in relation to a new resident Class 5 holder, is accumulated after the transfer date;

“graduation date” means the date on which a new Class 5 graduate obtains their first Class 5 licence in accordance with section 30.05 (3) (c);

“new Class 5 graduate” means

- (a) a person who obtains a Class 5 licence in accordance with section 30.05 (3) (c), or
- (b) a person described in paragraph (a) who, after the graduation date, obtains a sequential Class 5 licence;

“new resident Class 5 holder” means one of the following persons:

- (a) a person under 25 years of age who has less than 36 months of qualifying transfer history on the transfer date, and who
 - (i) obtains a British Columbia Class 5 licence in accordance with section 30.05 (3) (d), or

- (ii) after obtaining a British Columbia Class 5L licence in accordance with section 30.05 (4) (b), obtains a Class 5 licence in accordance with section 30.05 (3) (e);
- (b) a person at least 25 years of age who has less than 24 months of qualifying transfer history on the transfer date, and who
 - (i) obtains a British Columbia Class 5 licence in accordance with section 30.05 (3) (d), or
 - (ii) after obtaining a British Columbia Class 5L licence in accordance with section 30.05 (3) (b), obtains a Class 5 licence in accordance with section 30.05 (3) (e);
- (c) a person described in paragraph (a) or (b) who, after the transfer date, obtains a sequential Class 5 licence;

“qualifying transfer history” means driving experience, which may have been interrupted by a prohibition or suspension specified in subsection (4) (b), that

- (a) qualifies a new resident Class 5 holder to obtain their first British Columbia Class 5 licence in accordance with section 30.05, and
- (b) is accumulated before the transfer date;

“sequential Class 5 licence” in relation to a new Class 5 graduate or a new resident Class 5 holder, means a Class 5 licence that the person obtains in accordance with section 30.05 (3) (b) because the person’s previous Class 5 licence was cancelled, suspended, revoked, surrendered or expired before the end of the applicable zero-tolerance period set out in section 30.111 or 30.112;

“transfer date” means the date on which a new resident Class 5 holder obtains their first British Columbia Class 5 licence;

“zero-tolerance period” in relation to a new Class 5 graduate or a new resident Class 5 holder, means the period set out in section 30.111 or 30.112 that applies to the person.

2 *Section 30.01 (2) is amended*

- (a) *in paragraphs (a), (b), (c) and (d) by striking out “30.11 (1)” and substituting “30.11”,*
- (b) *in paragraph (f) by striking out “and (11)”, and*
- (c) *in paragraph (h) by striking out “sections 30.06 (1) and 30.09 (8) and (9)” and substituting “section 30.06 (1.01)”.*

3 *Section 30.01 is amended by adding the following subsection:*

- (4) For the purposes of the definition of “compliant driving history”, the following prohibitions and suspensions are specified:
 - (a) a prohibition under section 93, 94.1, 98, 99, 100 or 215.43 of the Act or a suspension under section 232 of the Act;

- (b) a prohibition or suspension as a result of a conviction for a motor vehicle related *Criminal Code* offence, or of a conviction in any other jurisdiction for an offence that is similar to a motor vehicle related *Criminal Code* offence, as determined by the Insurance Corporation of British Columbia.

4 Section 30.04 (2) is amended

(a) by repealing paragraph (b), and

(b) in paragraph (c) by striking out “, if issued on or after October 6, 2003,”.

5 Section 30.05 is amended

(a) by repealing subsection (2) (b) (i) and substituting the following:

- (i) hold or have held a Class 1, 2, 3, 4, 5 or 6 licence and
 - (A) have accumulated at least 2 years of non-learner driving experience, or
 - (B) have accumulated at least 18 months of non-learner driving experience and have successfully completed an approved driver education course as defined in section 27.01, or ,

(b) by repealing subsection (3) (c), (c.1), (c.2) and (c.3) and substituting the following:

- (c) hold or have held a Class 7 licence and
 - (i) if under 25 years of age, have accumulated at least 2 years of non-learner driving experience that is uninterrupted by any of the following sanctions:
 - (A) a prohibition or suspension under section 93, 94.1, 98, 99, 100, 215.43 or 232 of the Act;
 - (B) a conviction for an offence under section 148 or 214.2 of the Act;
 - (C) a prohibition or suspension as a result of a conviction for a motor vehicle related *Criminal Code* offence, or of a conviction in any other jurisdiction for an offence that is similar to a motor vehicle related *Criminal Code* offence, as determined by the Insurance Corporation of British Columbia, or
 - (ii) if at least 25 years of age, have accumulated at least one year of non-learner driving experience that is uninterrupted by any of the following sanctions:
 - (A) a prohibition or suspension under section 93, 94.1, 98, 99, 100, 215.43 or 232 of the Act;
 - (B) a conviction for an offence under section 148 or 214.2 of the Act;
 - (C) a prohibition or suspension as a result of a conviction for a motor vehicle related *Criminal Code* offence, or of a conviction in any other jurisdiction for an offence that is similar to a motor vehicle related *Criminal Code* offence, as determined by the Insurance Corporation of British Columbia, ,

(c) by repealing subsection (3) (d) and substituting the following:

- (d) hold or have held a licence similar to a Class 1, 2, 3, 4, 5 or 7 licence issued by another jurisdiction, as determined by the Insurance Corporation of British Columbia and,
 - (i) if under 25 years of age, have accumulated at least 2 years of non-learner driving experience, or
 - (ii) if at least 25 years of age, have accumulated at least one year of non-learner driving experience, or , **and**

(d) by repealing subsection (5) (b), (b.1), (b.2) and (b.3) and substituting the following:

- (b) hold or have held a Class 8 licence and have accumulated at least two years of non-learner driving experience that is uninterrupted by a prohibition or suspension
 - (i) under section 93, 94.1, 98, 99, 100, 215.43 or 232 of the Act, or
 - (ii) as a result of a conviction for a motor vehicle related *Criminal Code* offence, or of a conviction in any other jurisdiction for an offence that is similar to a motor vehicle related *Criminal Code* offence, as determined by the Insurance Corporation of British Columbia, .

6 *The following section is added:*

**Transition – one-time upgrade from Class 7 to
Class 5 licence for eligible drivers**

- 30.054** (1) In this section, “**new Class 5 graduation criteria**” means the minimum driving experience, skills, and qualifications required under section 30.05 (3) (c) as it reads on October 19, 2026, but does not include any requirement to submit an application.
- (2) A person who holds a valid Class 7 licence on October 19, 2026 is deemed to hold a Class 5 licence, if, on that date, the person
- (a) is eligible for a Class 5 licence in accordance with the new Class 5 graduation criteria, and
 - (b) does not also hold a Class 8 or 8L licence.

7 *Section 30.06 (1) is amended*

(a) by striking out “3L, 4L or 5L” and substituting “3L or 4L” and by striking out “, or a person to whom a Class 7L licence is issued before October 6, 2003,”, and

(b) by striking out “and” at the end of paragraph (b) and by adding the following paragraphs:

- (d) is awake and maintains the ability to lawfully operate the vehicle at all times, and
- (e) in the case of a new Class 5 graduate or new resident Class 5 holder, has reached the end of the applicable zero-tolerance period set out in section 30.111 or 30.112.

8 *Section 30.06 is amended by adding the following subsection:*

- (1.01) A person to whom a Class 5L licence is issued must not operate a motor vehicle of a category designated in section 30.01 (2) for that class of licence unless the person is accompanied by another person who
- (a) is at least the following age:
 - (i) if the Class 5L licence is issued before October 19, 2026, 19 years of age;
 - (ii) if the Class 5L licence is issued on or after October 19, 2026, 22 years of age,
 - (b) holds a valid and subsisting driver's licence, other than a learner's licence or a Class 7 licence, of a class that permits the person to operate a motor vehicle of that category,
 - (c) occupies
 - (i) the seat beside the operator, or
 - (ii) the seat or area immediately behind and to the right of the operator, in the case of a motor vehicle of the category designated for the class of licence issued in which there is no seat beside the operator,
 - (d) is awake and maintains the ability to lawfully operate the vehicle at all times, and
 - (e) in the case of a new Class 5 graduate or new resident Class 5 holder, has reached the end of the applicable zero-tolerance period set out in section 30.111 or 30.112.

9 *Section 30.06 (1.1) is amended*

- (a) *by striking out* "on or after October 6, 2003",
- (b) *in paragraph (a) by striking out "25" and substituting "22", and*
- (c) *by striking out "and" at the end of paragraph (b) and by adding the following paragraphs:*
- (d) is awake and maintains the ability to lawfully operate the vehicle at all times, and
 - (e) in the case of a new Class 5 graduate or new resident Class 5 holder, has reached the end of the applicable zero-tolerance period set out in section 30.111 or 30.112.

10 *Section 30.06 is amended by adding the following subsection:*

- (3.1) The passenger restriction under subsection (2) does not apply in relation to an immediate family member.

11 *Section 30.06 (4) is amended by striking out " , or a person to whom a Class 8L licence is issued before October 6, 2003,."*

12 *Section 30.06 (4.1) is amended by striking out "on or after October 6, 2003".*

13 Section 30.071 (1) is amended

- (a) by adding “under 25 years of age” after “a person” and by striking out “on or after October 6, 2003”,**
- (b) in paragraph (a) by striking out “25” and substituting “22”, and**
- (c) by striking out “and” at the end of paragraph (b) and by adding the following paragraphs:**
 - (d) is awake and maintains the ability to lawfully operate the vehicle at all times, and
 - (e) in the case of a new Class 5 graduate or new resident Class 5 holder, has reached the end of the applicable zero-tolerance period set out in section 30.111 or 30.112.

14 Section 30.071 (2) is repealed and the following substituted:

- (2) The passenger restriction under subsection (1) does not apply in relation to an immediate family member.

15 Section 30.09 is amended

- (a) in subsection (3) by repealing paragraphs (a) and (b) and substituting the following:**
 - (a) until the Class 7L licence holder has accumulated one year of learner driving experience, if the Class 7L licence holder is under 25 years of age, or
 - (b) until the Class 7L licence holder has accumulated 9 months of learner driving experience, if the licence holder is at least 25 years of age. , **and**
- (b) by repealing subsection (5) and substituting the following:**
 - (5) The period a Class 8L licence holder must wait to be eligible for a road test under section 25 (3) (a) of the Act in respect of a Class 8 licence is until the Class 8L licence holder has accumulated one year of learner driving experience.

16 Section 30.10 is amended

- (a) by repealing subsection (1) and substituting the following:**
 - (1) In this section, **“new driver sign”** means a sign, issued by the Insurance Corporation of British Columbia for the purposes of this section, to indicate that a motor vehicle is being driven by any of the following:
 - (a) a person of any age who holds a Class 7L or 8L licence;
 - (b) a person under 25 years of age who holds a Class 7 licence;
 - (c) a person of any age who holds a Class 8 licence. ,
- (b) in subsection (4) by adding “who is under 25 years of age” after “person” and by striking out “or 8”, and**

(c) by adding the following subsection:

- (4.1) Subject to the exception set out in subsection (5), a person to whom a Class 8 licence is issued must not operate a motor vehicle of a category designated in section 30.01 (2) for that class of driver's licence unless a new driver sign depicting the letter "N" is clearly visible and prominently displayed from the rear of the motor vehicle or trailer, as the case may be.

17 *The following section is added:*

Prescribed screening devices, equipment and drugs

30.101 (1) For the purposes of section 90.3 of the Act, the following devices are approved screening devices:

- (a) the Alcolmeter S-L2;
- (b) the Alcotest 6000;
- (c) the Alcotest® 7410 GLC;
- (d) the Alcotest® 7410 PA3;
- (e) the Alco-Sensor FST;
- (f) the Alco-Sensor IV D WF;
- (g) the Alco-Sensor IW PWF;
- (h) the Alco-Sûr;
- (i) the Intoxilyzer 400D.

(2) For the purposes of section 90.3 of the Act,

- (a) the following equipment, when used together, is approved drug screening equipment in relation to cocaine and tetrahydrocannabinol (THC):

- (i) the Dräger DrugTest® 5000;
- (ii) the Dräger DrugTest® 5000 STK-CA, and

- (b) the following equipment, when used together, is approved drug screening equipment in relation to tetrahydrocannabinol (THC):

- (i) the SoToxa™, also known as the Abbott SoToxa™ Mobile Test System;
- (ii) the Abbott SoToxa™ Test Cartridge;
- (iii) the Abbott SoToxa™ Oral Fluid Collection Device.

(3) For the purposes of sections 25 (10.101) and 90.3 (2.1) (b) of the Act, the following drugs are prescribed:

- (a) cocaine;
- (b) tetrahydrocannabinol (THC).

18 *Section 30.11 is repealed and the following substituted:*

Zero-tolerance for alcohol, drugs – operation of motor vehicle by Class 5L, 7L, 8L, 7 or 8 licence holder

- 30.11** A person to whom a Class 5L, 7L, 8L, 7 or 8 licence is issued must not operate a motor vehicle while having any of the following in the person's body:
- (a) alcohol;
 - (b) cocaine;
 - (c) tetrahydrocannabinol (THC).

19 *The following sections are added:*

Zero-tolerance for alcohol, drugs – operation of motor vehicle by new Class 5 graduate

- 30.111** (1) During the zero-tolerance period set out in this section, a new Class 5 graduate must not operate a motor vehicle under any class of licence while having any of the following in the new Class 5 graduate's body:
- (a) alcohol;
 - (b) cocaine;
 - (c) tetrahydrocannabinol (THC).
- (2) Subject to subsection (3), the zero-tolerance period
- (a) begins on the graduation date, and
 - (b) ends on the date on which the new Class 5 graduate has accumulated 12 months of compliant driving history under a Class 5 licence.
- (3) If the zero-tolerance period set out in subsection (2) is interrupted by a prohibition or suspension specified in section 30.01 (4), a new zero-tolerance period
- (a) begins on the date on which the new Class 5 graduate may lawfully drive under a valid Class 5 licence, and
 - (b) ends on the date on which the new Class 5 graduate has accumulated 12 months of compliant driving history.

Zero tolerance for alcohol, drugs – operation of motor vehicle by new resident Class 5 holder

- 30.112** (1) During the zero-tolerance period set out in this section, a new resident Class 5 holder must not operate a motor vehicle under any class of licence while having any of the following in the new resident Class 5 holder's body:
- (a) alcohol;
 - (b) cocaine;
 - (c) tetrahydrocannabinol (THC).
- (2) Subject to subsection (5), the zero-tolerance period begins on the transfer date and ends on the date applicable to the age of the new resident Class 5 holder under subsection (3) or (4).

- (3) If, on the transfer date, the new resident Class 5 holder is under 25 years of age and has accumulated at least 24 months of qualifying transfer history, the zero-tolerance period ends on the date on which the new resident Class 5 holder has accumulated a total period of 36 months of driving experience, consisting of qualifying transfer history and compliant driving history.
- (4) If, on the transfer date, the new resident Class 5 holder is at least 25 years of age and has accumulated more than 12 months but less than 24 months of qualifying transfer history, the zero-tolerance period ends on the date on which the new resident Class 5 holder has accumulated a total period of 24 months of driving experience, consisting of qualifying transfer history and compliant driving history.
- (5) If the zero-tolerance period set out in subsection (3) or (4) is interrupted by a prohibition or suspension specified in section 30.01 (4), a new zero-tolerance period
 - (a) begins on the date on which the new resident Class 5 holder may lawfully drive under a valid Class 5 licence, and
 - (b) ends on the date on which the new resident Class 5 holder has accumulated 12 months of compliant driving history.

SCHEDULE 4

- 1 Item 4 of the Schedule to the Motor Vehicle Fees Regulation, B.C. Reg. 334/91, is amended in column 2 of paragraph (b) (ii) (A) and (vii) (B) (I) by striking out “35” and substituting “50”.***