

## Federal Penalties for the Simple Impaired Driving and Failing Offences

OFFENCES	MINIMUM PENALTY	MAXIMUM PENALTY
<p>Driving while impaired</p> <p>Driving with a BAC &gt; .08%</p> <p>Failing to provide a sample or participate in testing</p>	<p><b>First offence:</b> \$1,000 fine and a 1-year driving prohibition*</p> <p><b>Second offence:</b> 30-day sentence and a 2-year driving prohibition*</p> <p><b>Subsequent offence:</b> 120-day sentence and a 3-year driving prohibition*</p>	<p><b>Summary Conviction</b></p> <p><b>First offence:</b> \$2,000 fine, 18-month sentence and a 3-year driving prohibition</p> <p><b>Second offence:</b> \$2,000 fine, 18-month sentence and a 5-year driving prohibition</p>
		<p><b>Indictment</b></p> <p><b>First offence:</b> 5-year sentence, a 3-year driving prohibition and any fine the judge deems appropriate</p> <p><b>Second offence:</b> 5-year sentence, a 5-year driving prohibition and any fine the judge deems appropriate</p>
<p>* The minimum federal driving prohibitions of 1, 2 and 3 years for first, second and subsequent offences are reduced to 3, 6 and 12 months, if the driver participates in a provincial or territorial interlock program. This will be of little benefit to offenders, unless the province or territory enacts corresponding reductions in its minimum licence suspensions.</p>		

Source: *A Victim's Guide to the Canadian Criminal Justice System*, MADD Canada, June 2009