

Legislative
Assembly
of Ontario



Assemblée
législative
de l'Ontario

2ND SESSION, 42ND LEGISLATURE, ONTARIO
70 ELIZABETH II, 2021

Bill 62

**An Act to amend the Highway Traffic Act to create
an offence of contravention causing death or serious bodily harm**

Ms J. French

Private Member's Bill

1st Reading December 1, 2021

2nd Reading

3rd Reading

Royal Assent



**An Act to amend the Highway Traffic Act to create
an offence of contravention causing death or serious bodily harm**

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1 The *Highway Traffic Act* is amended by adding the following Part:

**PART X.0.1
CONTRAVENTIONS CAUSING DEATH OR SERIOUS BODILY HARM**

Contravention causing death or serious bodily harm

191.0.2 Every person who, while contravening this Act or the regulations, causes, or contributes to causing, an accident that causes the death of a person or serious bodily harm to a person is guilty of an offence and on conviction is liable to a fine of not less than \$2,000 and not more than \$50,000 or to imprisonment for a term of not more than two years, or to both, and in addition his or her driver's licence or permit may be suspended for a period of not more than five years.

Commencement

2 This Act comes into force on the day it receives Royal Assent.

Short title

3 The short title of this Act is the *Fairness for Road Users Act (Contraventions Causing Death or Serious Bodily Harm), 2021*.

EXPLANATORY NOTE

The Bill amends the *Highway Traffic Act*. If a person causes or contributes to causing an accident which causes death or serious bodily harm, and at the time the person was contravening the *Highway Traffic Act* or its regulations, then the person is guilty of an offence. The court may sentence the person to a fine of up to \$50,000, or to imprisonment for up to two years, or to both. The court may also suspend the person's driver's licence or permit.