

**NOT PROTECTIVELY MARKED**

Published

Event History

**Policy owned by Operational Services****Drink Drive - Station & Hospital Procedures****1. Policy Purpose and key drivers**

The aim of this policy is to bring together the many strands of activity concerned with the evidence gathering procedures relating to investigations into people driving , in charge or in control of conveyances with alcohol and /or drugs above prescribed limits as laid down in legislation .

The scope of this policy whilst mainly aimed at investigations concerning motor or mechanically propelled vehicles on roads or other public places , also applies to railways, trams, and aviation and marine applications .

The policy is to assist investigators and is in support of the training materials already supplied. It is not designed to replace or duplicate that training .

**Related Documents**

Links to related documents:

[Drink Drive - Back Calculations & Technical Defences \(Procedure\)](#)  
[Drink Drive - Blood/Urine Samples Submission & Analysis \(Procedure\)](#)  
[Drink Drive - Charging, Bail & Service of Forms \(Procedure\)](#)  
[Drink Drive - Defence Examination of Evidential Breath Testing Instruments \(Procedure\)](#)  
[Drink Drive - Guided Transport Systems, Shipping & Aviation \(Procedure\)](#)  
[Drink Drive - Hospital Procedures \(Procedure\)](#)  
[Drink Drive - Police Station Procedures \(Procedure\)](#)  
[Drink Drive - Roadside/Preliminary Screening Devices \(Procedure\)](#)  
[Drink Drive - The Police Works System & MGDD Forms \(Procedure\)](#)

**Gatekeeper** - the Author suggested the following Procedure document(s) to link to.

Drink Drive - Back Calculations & Technical Defences; Drink Drive - Charging, Bail & Service of Forms; Drink Drive - Defence examination of Evidential Breath Testing Instruments; Drink Drive - Guided Transport Systems, Shipping & Aviation; Drink Drive - Hospital Procedures; Drink Drive - MG Forms & Libis; Drink Drive - Roadside/Preliminary Screening Devices; Drink Drive - Station Procedures

**Relevant Dates and Review Period**

Effective Date: 10/06/2015

Review Date: 10/06/2018

Review Frequency: Annually

**Policy Basis and Implications****2. Legal Basis:**

The Police And Criminal Evidence act 1984 as amended;  
 The Road Traffic Act 1988 as amended by the Police Reform Act 2002 and the Railways and Transport Safety Act 2003;  
 The Road Traffic Offenders Act 1992;  
 The Transport and Works Act 1992;  
 The Railways and Transport Safety Act 2003;  
 The Serious Organised Crime and Police Act 2005;  
 The Code of Practice (Schedule 7 Railways and Transport Safety Act 2003).

**3. Management of Police Information (MoPI):**

**MoPI Policing Purpose:**

Bringing offenders to justice

**MoPI Review, Retention and Disposal addressed as follows:**

Any information collected as a consequence of this policy is held on the Police Works system, the ELF file building system and the NSPIS

custody system all of which have appropriate weeding arrangements. On occasions there are paper forms which are part of a prosecution file which will be held in compliance of the nature of the offences included in that file and therefore all MoPI categories apply.

4. Associated Benefits:	The benefits of the implementation of this policy is a single reference point for trained operators when searching for guidance during live investigations, saving time and improving outcomes. The associated procedures cover the processes to be followed when using the MGDD system and should assist operators in taking the best evidential route improving case results.
5. Consultation:	The Force Training Department The Force Case Management Unit The Force Traffic Management Unit Police Federation Unison Supts Association.
6. Financial Implications:	Current training is budgeted for as is the update & maintenance of the EBTis
7. Human Resources / Training:	Training is necessary to create a 'pool' of trained operators who alone will carry out police station and related (including hospital) procedures using the authorised Evidential Breath Testing Instruments (EBTI) to ensure a Force wide uniform standard is achieved and maintained.
8. Associated Policy:	None

**FOI, Human Rights and Equality Impact Assessment Indicators**

FOIA:	Release to Public	
ECHR:	Compliant with proportionality test	Articles engaged: Article 6 Fair Trial; Article 7 No Punishment without Law
EIA:	Compliant	Compliant with Code of Ethics: Yes

**Indexing**

Categories:	Roads Policing Traffic Procedures Vehicles
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