



Safety Enforcement Initiatives

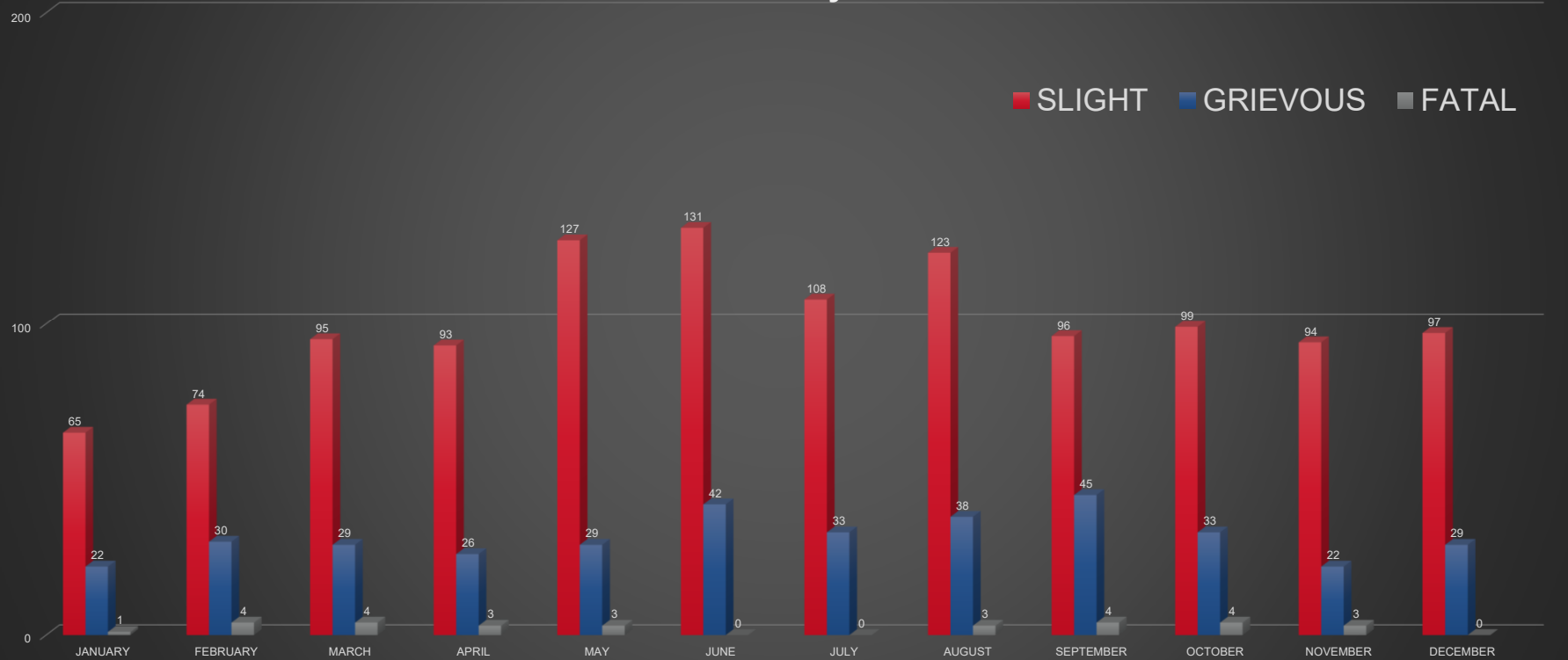


Current Action Plan

- To achieve our goals, particularly to reduce crime, disorder, and public fear, police enforcement is an important contributory factor. When it comes to road safety, police enforcement is given special attention.
- Fatal traffic accidents in 2022 have peaked up to be the highest in the last decade. A strategy has been developed to improve road safety and reduce traffic accidents as much as possible through more structured traffic enforcement. An extensive exercise based on police records of traffic accidents was conducted with the goal of improving traffic enforcement while combining the resources of the MPF and other law enforcement agencies. As a result, this plan is designed to focus on patrols in specific areas, on specific days, and on specific time frames.



Incidents by Nature Year 2022 by Month



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Days & Time Frames of Incidents

DAY OF THE WEEK	06:00-08:00	08:00-10:00	10:00-12:00	12:00-14:00	14:00-16:00	16:00-18:00	18:00-20:00	20:00-22:00	22:00-06:00
MONDAY	24	25	24	18	43	30	37	11	18
TUESDAY	21	36	22	39	22	38	45	15	24
WEDNESDAY	20	32	28	40	27	31	43	13	17
THURSDAY	30	26	31	30	23	21	32	13	30
FRIDAY	18	22	31	20	23	29	41	12	22
SATURDAY	11	22	44	34	24	37	54	19	50
SUNDAY	6	17	25	31	20	12	43	13	43



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Incidents by Locality and Day of the Week

LOCALITY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
BIRKIRKARA	15	15	12	9	11	8	4
MARSA	14	10	4	10	7	7	13
MOSTA	13	8	12	16	6	11	9
ZEJTUN	11	3	3	9	8	13	8
PAOLA	10	8	7	2	4	5	5
NAXXAR	9	11	6	16	6	9	15
GZIRA	8	5	11	3	4	8	0
MSIDA	8	5	10	3	10	6	6
SAN PAWL IL-BAHAR	8	14	8	10	10	7	12
MELLIEHA	7	4	5	0	1	5	5
QORMI	7	6	15	12	3	8	3
SAN GWANN	7	8	9	5	10	10	8
FGURA	6	4	2	5	3	10	5



Police Approach to Traffic and Road Safety

- Rush hour enforcement **AM** from 06:00hrs till 09:00hrs
- Rush hour enforcement **PM** from 16:00hrs till 18:00hrs
- Other hours enforcement based on locality and time whilst vary in frequency depending on weekdays and weekends
- Enforcement fusion which combines resources of other law enforcement agencies is intended to create a more comprehensive approach and accurate representation of enforcement.
- More structured and planned road checks



More structured and planned road checks

- **Road Checks:**
 - May be conducted (among others) to ascertain violations of motor vehicles or traffic regulation laws (Art.355 of the Criminal Code)
- **Alcohol Tests:**
 - May be conducted on site
 - If a person refuses an alcohol test (not a drug test), he is guilty of an offence and it is presumed that the alcohol proportion in the blood exceeds the prescribed limits (Art.15E(4) of the Traffic Regulation Ordinance (CAP.65))
 - The device used specified by law (First Schedule to S.L.65.16), no reference to any drug analyser
- **Drug Tests:**
 - Mentioned in Chapter 65 Art 15A but the procedure is missing
 - Generally regulated by the Chapter 9 Art 355AV – 355AZ (rules on “Intimate Samples”)



POLICE LIMITATIONS

- Alcohol Tests:
 - Any Reasonable Suspicion to carry out a breathalyser test is required (Art.15C of CAP.65):
 - Committed Traffic Offence
 - Traffic Incident
 - Has alcohol in the body
 - Refusal to undertake a breathalyser test carries a punishment of imprisonment (Police have to give the suspect all rights, including consulting a lawyer)



POLICE LIMITATIONS cont..

- Drugs Tests:
 - Cannot be conducted on-site
 - No devices specified by Law for drug test
 - Law is unclear on:
 - Whether the rules and powers of Police in CAP.65 apply to drug testing (Only Art.15E(1)(b) makes reference to Art.15A (Art.15A(1): “*unfit to drive through drink or drugs*”)
 - The consequences for refusal (Art.15E(4) of CAP.65 mentions only alcohol in blood)
 - If the rules under CAP.65 complement, override or are an alternative to the provisions in CAP.9 on ‘**Intimate Samples**’? This is not clear:
 - If the rules on the taking of ‘**Intimate Samples**’ are applied in connect with Chap 65 (Art.355AV to 355AZ of Chap 9 applies):
 - A person needs to be arrested on reasonable suspicion of having committed a criminal offence
 - Consent of the suspect is required
 - A Magistrate needs to approve the test and explain everything to the suspect, including the consequences of refusal (inferences may be drawn) and given the right to consult a lawyer
 - The sample is to be taken by a medico-legal expert





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Thank You For Your Attention

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