



## Referral to Crown Counsel

### Disposition

#### **IIO Investigation: 2024-117**

On March 14, 2025, the IIO [referred this matter to the BC Prosecution Service](#) (BCPS) for consideration of charges regarding an investigation into the May 2024 injuries of one person in a motor vehicle incident in Central Saanich, BC.

On May 15, 2025, the BCPS [approved one charge](#) of driving without due care and attention contrary to section 144(1)(a) of the *Motor Vehicle Act* against Cpl. Phillip DiBattista of the Central Saanich Police Service.

On May 11, 2026, the Honourable Judge Wilson Lee found Cpl. DiBattista not guilty of the driving without due care and attention charge.

#### **Incident Summary**

On May 21, 2024, a man was riding a bicycle along the 7100-block of Wallace Drive in Central Saanich. A short while later, the man on the bicycle was struck by a marked police vehicle being driven by Cpl. DiBattista in the same direction. The officer stopped and notified emergency health services.