

District of West Vancouver



**Vehicle For Hire (Taxi-Cab) Regulation
Bylaw No. 4381, 2004**

Effective Date – July 29, 2004

Vehicle For Hire (Taxi-Cab) Regulation

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District of West Vancouver

Vehicle For Hire (Taxi-Cab) Regulation Bylaw No. 4381, 2004

A bylaw for licensing and regulating the owners
and drivers of cabs in the District of West Vancouver

WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to provide for standards of maintenance and operation of Vehicles For Hire;

NOW THEREFORE, the Council of the District of West Vancouver enacts as follows:

Part 1 Citation

- 1.1 This Bylaw may be cited as Vehicle For Hire (Taxi-Cab) Regulation Bylaw No. 4381, 2004.

Part 2 Severability

- 2.1 If a portion of this Bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this Bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.
- 2.2 Every provision of this Bylaw is subject to the *Motor Carrier Act*, and any regulations made thereunder, and any other applicable statute or regulations of British Columbia and in the event of any conflict the provisions of section 10 of the *Community Charter* shall apply.

Part 3 Previous Bylaw Repeal

- 3.1 Vehicles For Hire Bylaw No. 3034, 1982 (adopted June 14, 1982) and the following amendment bylaws are hereby repealed:

Amendment Bylaw	Effective Date
Bylaw No. 3322	October 27, 1986
Bylaw No. 4143	January 25, 1999

Part 4 Definitions

In this Bylaw:

"Applicant" means the person who makes and signs an application for any Licence, or transfer of any Licence, or Chauffeur's Permit.

"Business" means every person subject to this Bylaw who makes available in the District to the public, a telephone number for the purpose of soliciting a customer in the District, shall be deemed to be carrying on business in the said District.

"Business Licence Bylaw" shall mean the Business Licence Bylaw of the District.

"Cab" means any Vehicle For Hire used for the transportation or conveyance of a person or persons.

"Cab Premises" shall mean an established place of business in the commercial or industrial zones of the District with telephone, dispatch and off street parking facilities from which any Cab is operated or in which orders for Hire are received or dispatched.

"Charter Bus", which means a Motor Vehicle having a seating capacity of ten (10) or more passengers and operated as a sightseeing venture over a fixed or predetermined route of travel and charging a certain sum per person for each trip or by charter to transport persons on a prearranged basis to a specified location.

"Charter Limousine", which means a Motor Vehicle having a seating capacity of not less than six (6) and not more than nine (9) passengers and used for carrying persons by charter for a fixed fee or hourly rate where arrangements respecting the hire of the vehicle have been made prior to its arrival to pick up passengers and which operates from private property only.

"Chauffeur" means and includes any person who drives or operates a Cab which is driven or operated for Hire, or who, as an employee hired or engaged solely or in part for the purpose of driving a Cab of another person, drives or operates that Cab.

"Chauffeur's Permit" means the permit required to be held by a Chauffeur pursuant to the *Motor Vehicle Act*.

"Chief of Police" means the senior member in rank of members of the West Vancouver Police Department or his duly authorized representative.

"Council" shall mean the Council of The Corporation of the District of West Vancouver.

"District" means the District of West Vancouver.

"Dual Taxicab", means a Motor Vehicle of a type and design of a sedan, bus or a van that is appropriately designed, constructed or modified, and used primarily for transporting people who have a disability or disabilities, including persons who use a wheelchair, scooter or other necessary Mobility Aid, and which may preclude them from accessing, using, or utilizing a Taxicab.

"Hire" means the fare, toll, gain, fee or rate charged or collected from any person for the transportation of a person or persons, or chattels of persons by or in a Vehicle For Hire, and includes remuneration of any kind paid, promised or demanded, direct or indirect, as well as personal services or the sharing of any expense of the operation of a Vehicle For Hire.

"Inspector" means the Licence Inspector of the District duly appointed by the Council, and the Chief of Police or any Peace Officer duly appointed by Council or any lawful assistants of the Inspector.

"Licence" means the Licence required or issued under the provisions of Business Licence Bylaw No. 3024, 1982 of the District or any amendments thereto or any bylaw enacted in lieu thereof.

"Mobility Aid" means a device or thing, including a manual wheelchair, electric wheelchair and scooter, that is used to facilitate the transport, in a normally seated orientation, of a person with a physical disability, and for the purposes of this Bylaw shall include a guide or seeing eye dog used by a visually impaired person as an aid assisting in their mobility and shall also include a "guide animal" as defined in the *Guide Animal Act* of British Columbia.

"Motor Vehicle Act" means the *Motor Vehicle Act*, R.S.B.C. 1996 c 301

"Motor Vehicle" includes automobiles, motorcycles and all other vehicles propelled otherwise than by muscular power, except the cars of electric and steam railways and other vehicles running only upon rails or tracks, and excepting trailers.

"Municipal Clerk" means the Clerk of The Corporation of the District of West Vancouver.

"Owner" includes the proprietor or other person having the conduct or operation of any Vehicle For Hire or the business incidental thereto.

"Passenger Transportation Pool Vehicle" means any Motor Vehicle that is operated at any time or from time to time on a highway under the following conditions:

- 4.1 for the transportation of persons to a place of employment or to a common destination adjacent thereto or in the case of an employer-operated vehicle, for the transportation of that employer's employees to and from a place of employment; and
- 4.2 the carriage of such persons is conducted in conjunction with a transportation pooling arrangement for passengers which is sponsored and co-ordinated by an organization or agency working in conjunction with the federal government of Canada, the government of British Columbia, the governing body of any municipality in British Columbia or any combination of these governmental bodies or private non-profit charitable organizations; and
- 4.3 the compensation charged to passengers for such transportation does not exceed, in the aggregate, an amount equivalent to that required to pay operating costs and capital costs of the vehicle used for such transportation during the period of usage when the vehicle is employed in providing such transportation; and
- 4.4 does not include a Vehicle For Hire.

"Peace Officer" means any person defined as a peace officer by the *Interpretation Act* R.S.B.C. 1979, c206 and includes a Bylaw Enforcement Officer or a Parking Enforcement Officer appointed by Council.

"Person" shall mean and include persons of either sex, association, co-partnerships, corporations, whether acting by himself or herself or by a servant, agent or employee.

"Public Place" means all shall include streets, lanes, avenues, ways, drives, boulevards, sidewalks, squares, triangles, school grounds, public places and all rights of way open to the use of the public in the said District.

"Seating capacity" means the rated passenger load assigned to a Motor Vehicle by its manufacturer, but when used in combination with "passengers" does not include the driver.

"Shuttle Cab" means a Cab having a seating capacity of not less than four (4) and not more than eight (8) which is used exclusively for carrying passengers on an agreed shared trip originating or terminating within the District of West Vancouver where arrangements have been made prior to arrival to pick up passengers but does not include any other Vehicle For Hire described in this Bylaw.

"Stand" shall mean those areas designated by the District and which are signed for the purpose of a Taxicab or Dual Taxicab to stop or park while waiting for Hire.

"Street" shall mean all streets and includes public highways in the said District.

"Taxicab", where used in this Bylaw includes means a Motor Vehicle for Hire having a Taximeter and a seating capacity of not more than eight (8) passengers but does not include a shuttle cab or charter limousine.

"Taximeter" means any mechanical or electronic instrument or device by which the charge for transportation in any Taxicab is mechanically or electronically calculated either for distance travelled or for waiting time, or both, and upon which the charge is indicated by means of figures or words.

"Used", where it appears in any subsection of this section, means used or intended, designed or kept for use.

"Vehicle for Hire" means a Vehicle For Hire used for the carrying, transportation or conveyance of persons or property for hire and, without limiting the generality of the foregoing, shall for the purpose of this Bylaw include, but not be limited to, Charter Bus, Charter Limousine, Dual Taxicab, Taxicab and Shuttle Cab but does not include rental private passenger vehicles.

Part 5 Exemption From Regulation

5.1 The following are exempt from the regulations of this Bylaw:

5.1.1 the operation of any Vehicle For Hire by the Coast Mountain Bus Company Ltd. or as part of a service established under the *BC Transit Act* or the *Greater Vancouver Transportation Authority Act*;

5.1.2 the operation of any Passenger Transportation Pool Vehicle.

Part 6 Permit Application and Identification Display

6.1 No person shall drive, operate or be in charge of a Vehicle For Hire without holding a valid and subsisting Chauffeur's Permit.

6.2 Every person applying for a Chauffeur's Permit shall make application to the Chief of Police who may grant or refuse to grant a permit.

- 6.3 Notwithstanding the generality of subsection 6.2 the Chief of Police may issue a permit once he is satisfied that the applicant;
- 6.3.1 has successfully completed the TaxiHost Program level 1 training course provided by the Justice Institute of British Columbia; and continued approval is subject to 4.5 of this Bylaw; and
- 6.3.2 is nineteen (19) years of age or older; can speak, read and write the English language at a level competent to communicate with passengers; possesses a reasonable intimate knowledge of the District traffic regulations and of this Bylaw; and is willing and able to maintain a continuous and satisfactory service to the public during the currency of the Chauffeur's Permit.
- 6.4 In the event of a refusal to issue, suspension or cancellation of a Chauffeur's Permit, pursuant to section 36 of the *Motor Vehicle Act*, the applicant or permit holder may appeal to the Council.
- 6.5 Every person who has been issued a Chauffeur's Permit shall successfully complete the TaxiHost Program level 2 training course provided by the Justice Institute of British Columbia within nine (9) months of successful completion of level 1.
- 6.6 Every person who, at the time of adoption of this Bylaw, has been issued a Chauffeur's Permit, and who drives, operates, or is in charge of a Taxicab, Dual Taxicab or Shuttle Cab shall have successfully completed the TaxiHost Program level 1 within three (3) months of the date of adoption of this Bylaw, and subject to section 6.5 shall have completed level 2, and when requested by the Inspector shall produce a valid and subsisting Chauffeur's Permit for inspection.
- 6.7 The driver of a Cab shall at all times while operating a Taxicab, Dual Taxicab or a Shuttle Cab have displayed in the interior of such Cab and alongside the tariff card, a valid photo identification card which shall be in a form approved by the Chief of Police. The identification card shall indicate in clearly printed letters, the name of the Licencee of the Taxicab, Dual Taxicab or Shuttle Cab, the number of the provincial licence plate assigned to such, and the name of the driver then on duty with respect to the operation of such Taxicab, Dual Taxicab or Shuttle Cab.

Part 7 Business Licence

- 7.1 No person shall carry on the business of a Vehicle For Hire without holding a valid and subsisting District Licence and Motor Carrier Commission approval therefore.

- 7.2 Every person to whom a business licence to operate a Cab business has been granted shall keep Cab Premises and shall notify the Chief of Police and Inspector in writing of the address of the premises where such person keeps his books and records of operation of his business, and such licence shall be kept conspicuously posted up in such premises. Such person shall forthwith notify the Chief of Police and the Inspector in writing of any change or error in such address. No licence shall be issued for the operation of a Cab unless the business has a business telephone and is or will be listed in the telephone directory under a trade name. The place of business herein referred to may be the cab office of another licensee under this Bylaw.
- 7.3 Every person who obtains a Licence as an owner or operator of a Cab shall also obtain a Chauffeur's Permit licence before driving the same as a Cab, and shall be responsible to ensure that every driver or operator of that Cab shall obtain a Chauffeur's licence and Permit before driving the same as a Cab.
- 7.4 Every person to whom a Licence has been granted shall, at all reasonable times, permit the Chief of Police, the Inspector, or any other Peace Officer or official of the District to inspect any place, premise or thing in respect of which such Licence has been granted.
- 7.5 The Chief of Police and the Inspector shall have supervision over all persons licenced or required to be licenced to operate a Vehicle For Hire and any premises used in connection with the operation of any Vehicle For Hire, and may ascertain by inspection and enquiry from time to time whether the person receiving a licence continues to comply with the provisions of this Bylaw, the Business Licence Bylaw and any other relevant bylaws of the District.
- 7.6 The Inspector may issue such Licence if he is satisfied that the vehicle or vehicles, with respect to the operation of which a Licence has been applied for, is or are suitable for the use intended, is equipped as required by this Bylaw, and complies in all respects with applicable provisions of the *Motor Vehicle Act* and the *Highway Act*.
- 7.7 The Inspector is authorized to suspend any Licence, subject to the provisions of the Business Licence Bylaw, for such period as he may determine.
- 7.8 On receipt of an application and before issuing any Licence thereon, the Inspector shall ascertain whether the applicant has at any time, within the preceding five (5) years, been convicted of any offence under any Statute of Canada, the Province of British Columbia or elsewhere, or under any bylaw of the District of West Vancouver, and the Inspector, if of the belief that the nature of the offence relates to the business, trade, profession or other occupation for which the application has been made, may refuse to shall not issue the Licence.

- 7.9 If the Inspector declines to issue such Licence the applicant may appeal to Council who may grant or refuse the application.
- 7.10 The Inspector shall provide written reasons for the refusal to issue or suspension of a business Licence.
- 7.11 Notwithstanding section 7.1, and subject to the provisions of the Motor Carrier Commission, a person not licenced pursuant to this Bylaw but holding a valid Taxicab licence from another municipality and who is approved and licenced by the Motor Carrier Commission to operate a Taxicab may pick up passengers within the District provided that the passengers have made prior arrangements for the pickup. Such passengers must not have a destination within the District municipality.
- 7.12 Every person to whom a Licence has been granted shall, upon request by the Inspector, provide the District with such information deemed by the District to be relevant to the maintenance of the Licence, and which may be needed from time to time during the currency of the Licence.

Part 8 Age of Vehicle

- 8.1 No person shall be licenced in respect of a Cab if the year of its manufacture is more than two (2) years prior to the year of application, except that the Inspector may approve a Licence in respect of an older vehicle, for a limited period of time, where the exterior appearance of the vehicle and the condition of its interior-finishing are of a standard commensurate with its original construction, and the vehicle is mechanically sound in all respects.
- 8.2 A vehicle shall not be used as a Cab, Taxicab, Dual Taxicab or Shuttle Cab if the age of the vehicle exceeds seven (7) years. Except that a vehicle may be used for one (1) additional year to allow for replacement if, in the opinion of the Inspector the exterior and interior appearance of the vehicle is of an acceptable standard, and upon successful completion of a mechanical inspection by a government approved testing facility prior to the expiration of the seventh (7th) year of age of the vehicle. An extension of one (1) year is to be at the discretion of the Inspector.

- 8.3 A vehicle used as a Dual Taxicab, which is to be used primarily for transporting people who have a disability or disabilities, including persons who use a wheelchair, scooter or other necessary mobility aid, and which may preclude them from accessing, using, or utilizing a Taxicab, may be excluded from the age restriction in subsection 8.2 if, in the opinion of the Inspector, the vehicle is in a condition commensurate with its original construction, and the vehicle is mechanically sound in all aspects. The decision to allow such an exemption shall be completely at the discretion of the Inspector. A vehicle exempted under this subsection may be reassessed on a bi-annual basis by the Inspector who will determine whether or not such an exemption may continue.

Part 9 Suspension or Revocation

- 9.1 A Licence may be suspended if the vehicle in respect of which the Licence has been issued fails to pass a safety inspection under the provisions of the *Motor Vehicle Act* and the Licence thereof shall remain suspended until the vehicle has been re-inspected and approved pursuant to the provisions of that *Act*.
- 9.2 A Licence may be suspended if the licence holder does not hold a valid policy of liability insurance pertaining to the vehicle(s) with a minimum coverage of \$5,000,000.
- 9.3 Any person who, for monetary consideration, employs his or her Vehicle For Hire for purposes other than for which he or she is licenced may be subject to the suspension or cancellation of the Licence.
- 9.4 It is an express condition of the granting of any licence that the licensee shall observe all bylaws of the District, and non-compliance with any of the provisions of such bylaws shall be deemed to be a breach of the conditions under which the licence was granted, and shall render such licence subject to suspension or cancellation.
- 9.5 While a Licence is suspended pursuant to this section it shall, for the purposes of subsection 9.1, be deemed to be neither valid nor subsisting.
- 9.6 Any person whose Licence has been suspended by the Inspector may appeal such suspension in accordance with provisions set out in the Business Licence Bylaw.

Part 10 Transfer of Licence

- 10.1 Any person desiring to obtain a transfer of any Licence, or interest in any Licence, issued pursuant to this Bylaw and held by any other person, shall make an application the same as that required to obtain a Licence under this Bylaw; and the powers, conditions, requirements and procedures relating to the granting and refusal of the licences and appeals thereon shall apply.
- 10.2 No person who purchases all or part of the interest of any person licenced pursuant to this Bylaw shall carry on or continue the business, trade, profession or other occupation so purchased without first having obtained either a transfer of the Licence or a new Licence.
- 10.3 Where any Licence is transferred, the applicant shall pay a fee in accordance with the provisions set out in the Business Licence Bylaw.

Part 11 Vehicle for Hire Plate

- 11.1 The Inspector shall furnish to each person taking out a Licence with respect to the operation of a Vehicle For Hire, where the Cab Premises is located in the District, a numbered plate for each such vehicle kept and used by that person. Such plate shall remain the property of the District and on the expiration, cancellation or suspension of the Licence corresponding or represented thereby, such person shall forthwith return such plate to the Inspector.
- 11.2 Every person to whom a plate has been furnished pursuant to this section shall keep such plate on each such Vehicle For Hire in a place designated by the Inspector, and shall not transfer the plate from the vehicle to which it was assigned by the District.
- 11.3 It shall be unlawful for any person so licenced to use or exhibit on any vehicle for hire any District plate other than the plate issued with the Licence, except those vehicles authorized by the Motor Carrier Commission to transport persons to the Vancouver International Airport, and which may display an additional plate providing authorization for such business activity.
- 11.4 Where a Vehicle For Hire plate furnished pursuant to this section has become lost, mutilated or destroyed the Inspector may, upon receipt of written proof satisfactory to the Inspector setting out such loss, mutilation or destruction, issue a replacement plate.

- 11.5 No driver of a Vehicle For Hire shall pick up, take on or carry any passenger unless the vehicle displays a valid decal indicating that the vehicle has passed a safety inspection under the provisions of the *Motor Vehicle Act*.

Part 12 Standards of Service

- 12.1 Every holder of a Licence to operate a Taxicab shall provide a 24-hour service to all persons, and if approved by the Motor Carrier Commission to do so, shall include a Dual Taxicab service to persons who have a disability or disabilities, and any person who may use a wheelchair, scooter, or other required or necessary Mobility Aid.
- 12.2 Every holder of a Licence to operate a Dual Taxicab service shall, upon telephone or other notification, and after the person has identified themselves as one who requires the service because of a handicap or who uses a wheelchair, scooter or other Mobility Aid, give priority of access to a Dual Taxicab to such customers, and must ensure that Dual Taxicab's are available to primarily serve such customers' on demand transportation requirements at all times that a Vehicle For Hire service is provided to the public, including, but not limited to, high volume periods, and such special situations as, but not limited to, transit strikes.
- 12.3 The holder of a Licence to provide a Vehicle For Hire service, and which includes a Dual Taxicab service, shall insure that all requests for service, from a person or persons who have a disability or disabilities, and any person who may use a wheelchair, scooter, or other required or necessary Mobility Aid, are satisfied in a timely and efficient manner and that a sufficient number of vehicles are available at all times to provide such service. For the purpose of this Bylaw, timely and efficient shall mean the average time of response to customers requesting a Taxicab.

Part 13 Dual Taxicab

- 13.1 Every Dual Taxicab:
- 13.1.1 shall be equipped with a sufficiently high door and have sufficient ceiling height to permit easy access for people with disabilities, inclusive of their wheelchair, scooter or other Mobility Aid;
- 13.1.2 shall configure within the design of the interior of the Dual Taxicab such space so as to easily accommodate passengers' wheelchairs, scooters, or other Mobility Aids;

13.1.3 shall have posted on each side of the vehicle the International Symbol of Accessibility for people with disabilities (see Schedule "A");

13.1.4 shall have displayed, in a position on each side at the rear windows and so as to be easily seen and identifiable by a person seated inside the vehicle in a wheelchair or scooter, the cab identification number.

Part 14 Dual Taxicab Owner Requirements

14.1 Every Licence holder of a Dual Taxicab:

14.1.1 shall ensure that every Dual Taxicab contains adequate facilities for securing a passenger in a wheelchair and the wheelchair to the floor of the vehicle and that all straps and belts, buckles and clasps shall be maintained in good order and shall be kept clean and dry;

14.1.2 shall ensure that each driver of a dual taxicab is suitably trained for, and is physically capable of assisting in, the correct and safe loading and unloading of people who have a disability or disabilities and who may use a wheelchair, scooter or other Mobility Aid;

14.1.3 shall ensure that each driver of a Dual Taxicab records, on a daily record, every trip that involved the transporting of a person with a disability, stating in each case whether such person used a wheelchair, a scooter or other Mobility Aid;

14.1.4 shall at all times carry liability insurance in the amount of \$5,000,000 that insures all drivers of such Dual Taxicabs against all loss, damage, and claims arising out of, or in connection with, the loading, unloading or transporting of people with disabilities.

14.1.5 shall ensure that the vehicle used as a Dual Taxicab is equipped with a properly maintained and working hydraulic lift or ramp, or other such approved equipment that is satisfactory to the inspector, to enable the provision of service to persons who have a disability or disabilities, and any person who may use a wheelchair, scooter, or other required or necessary Mobility Aid.

14.1.6 shall place or amend an advertisement in the Yellow Pages of the Telephone Directory providing information to residents of the District, and under the trade name under which the Licence holder operates, indicating that the vehicle is capable to serve handicapped and wheelchair passengers and others who may use a Mobility Aid and that requests for service from these classes of persons shall receive priority over all other service requests.

Part 15 Taxicab Recognition Requirements

- 15.1 No person shall use or operate a Taxicab unless it has an illuminated sign bearing the word "Taxi" or "Cab" and complying in all respects with the regulations made pursuant to the *Motor Vehicle Act* and which shall be placed on the front of the taxicab, either outside above the windshield, or inside behind the windshield in a position satisfactory to the Inspector. Such sign shall be illuminated between dusk and dawn at such time that the taxicab is available for hire.
- 15.2 No person shall drive or operate a Taxicab unless there is painted on or otherwise permanently affixed to the vehicle:
- 15.2.1 a business name and the words "Taxi" or "Cab" in figures not less than five (5) cm high which shall be placed on either the rear doors or front doors on each side of the Taxicab;
- 15.2.2 a number which uniquely identifies that Taxicab in figures not less than eight (8) cm high which shall be placed on both sides of the Taxicab near the front and on the rear of the Taxicab in a position satisfactory to the Inspector; and
- 15.2.3 the same number which is referred to in subsection 15.2.2 which shall be placed on the inside of the vehicle in a prominent location that is visible to passengers in the rear seat.
- 15.3 All words and letters required by sections 15.1 and 15.2 shall be kept clear, clean and distinguishable at all times.
- 15.4 No trade name shall be used on any Taxicab unless such trade name has first been approved by and recorded with the Inspector; and no licenced owner or driver shall use or publish, or permit to be used or published, any advertising matter or sign indicating, implying or suggesting fares or charges lower than the tariff of fares and charges which owners or drivers of Taxicabs are entitled to receive or charge under the provisions of the Motor Carrier Commission.

- 15.5 No Taxicab shall be equipped with tinted windows, blinds or other devices that would restrict vision in either direction through all windows.
- 15.6 Every Taxicab shall be equipped with an interior light, sufficient to illuminate the entire passenger compartment and which shall at all times be maintained in proper working order.

Part 16 Owner/Driver Requirements

- 16.1 Every person in charge of any Cab shall:
- 16.1.1 be neatly and properly dressed, neat and clean in person, and be civil and well-behaved;
 - 16.1.2 remain within seven (7) metres of the Cab when the same is at a stand;
 - 16.1.3 keep the doors of such Cabs closed when the same is waiting for passengers at a Taxi stand;
 - 16.1.4 not stand in such a manner so as to obstruct the free use of the sidewalk or make any loud noise or disturbance, nor use obscene, impudent or abusive language, nor molest, annoy or insult the owners, occupiers, inmates or inhabitants of any building, house or residence, or any passenger, pedestrian or other person whatsoever;
- 16.2 No driver of any Cab shall seek employment by driving the Cab to and fro upon any street, or by interfering with the proper and orderly access to or egress from, or by cruising or hovering in front of any theatre, hall, hotel, railway or ferry station, or other place of public gathering; provided, however, that the driver of a Taxicab may accept passengers at any place of public gathering so long as the Taxicab is lawfully parked on a street or at a Taxi stand in the vicinity of the place or building where such public gathering is taking place.
- 16.3 Every driver of a Taxicab shall proceed by the most direct travelled route to the point of destination, unless otherwise specifically directed by the passenger.
- 16.4 Every driver of a Taxicab shall keep a daily record of all trips made. The record must contain the following information:
- 16.4.1 the date, time, origin and destination of each trip, which shall be entered in the record as soon as practical after the completion of the trip;
 - 16.4.2 the driver's name and address;

- 16.4.3 the Provincial Licence number of the Taxicab;
- 16.4.4 the speedometer reading at the start and finish of the driver's shift.
- 16.4.5 Every driver of a Taxicab shall, no later than twenty-four (24) hours after completion of each shift, deposit in the business office of the owner of the Taxicab the daily record required by section 14.4 that relates to that shift.
- 16.5 Before accepting the daily trip record from the driver, the owner of a Taxicab shall ensure that each trip is legibly and properly noted in the record.
- 16.6 The records referred to in section 14.4 shall be kept by the owner of the Taxicab at the owner's place of business for a period of six (6) months, and during that time shall be produced for inspection at any time on request by the Chief of Police or the Inspector.
- 16.7 Every owner and driver of a Taxicab, excluding a Dual Taxicab, shall accommodate the persons who desire the service of a Taxicab in the order of their application, and if a Taxicab is not available to give the desired service within a reasonable time, then the applicant shall be informed.
- 16.8 No owner or driver of a Taxicab shall refuse or neglect to convey any orderly person or persons upon request in the District unless previously engaged or unable or prohibited by the provisions of this Bylaw or permitted to refuse service pursuant to the *Motor Carrier Act* or any regulations there under.
- 16.9 No owner or driver of a Taxicab shall convey any person or persons other than the person or persons first engaging the Taxicab, and the carrying of passengers for separate fares is prohibited unless authorized by the Motor Carrier Commission.
- 16.10 No motor vehicle shall be operated as a Cab except by the registered owner thereof or by a driver employed by and directly responsible to such owner. Every owner granted a Licence to operate a Cab shall, on the engagement of any driver, ascertain the number and date of the driver's licence to operate a Cab and Chauffeur's Permit, and forthwith report the same to the Chief of Police and shall, during the term of the driver's employment, keep a record of such Licence and Chauffeur's Permit.
- 16.11 Every Taxicab shall be equipped with a two-way radio, which shall be maintained in good working order and capable of receiving and acknowledging calls for customer service.

Part 17 Driver Identification

- 17.1 No person shall operate or drive a Cab unless a current photograph of the driver identified by name is placed on the inside of the vehicle in a prominent location that is visible to passengers in the rear seat. Such identification shall meet the requirements contained in Schedule B of this Bylaw.

Part 18 Charges and Fees

- 18.1 No owner or driver of a Taxicab shall charge, demand, collect or receive any fare or charge except as set out by the Motor Carrier Commission or maximum thereof. Nor shall any owner or driver refund or remit in any way any portion of the fares so specified.
- 18.2 No owner of a Taxicab shall publish or use or permit to be published or used any rates or fares other than those authorized by the Motor Carrier Commission or maximum thereof, whether such rates or fares are determined by Taximeter or by time.
- 18.3 No owner of a Vehicle For Hire shall, either directly or indirectly, carry or permit to be carried without charge any passenger, unless the passenger is an officer, agent or employee of the owner or unless the ride is for a charitable purpose.
- 18.4 If authorized to do so by the Motor Carrier Commission, any person operating a Taxicab may operate on a time or mileage basis at the request of a passenger at and for rates and charges as authorized by the Motor Carrier Commission in respect to time rates or fares for such vehicle.
- 18.5 The owner and driver of every Taxicab and Shuttle Cab shall display therein a tariff card of the rates and charges for such Cabs as authorized by the Motor Carrier Commission. Such tariff card shall be kept displayed so as to face the passenger and so it is clearly and easily able to be viewed by the passenger from the rear seated position. No person shall remove such tariff card or mutilate, deface or otherwise dispose of same.
- 18.6 No driver or owner of a Shuttle Cab shall charge, demand, collect or receive a fare, charge or remuneration of any kind, which exceeds the maximum charges as authorized by the Motor Carrier Commission for the provision of such service.
- 18.7 Every driver or owner of any Taxicab and Shuttle Cab shall carry written proof of the certification required with respect to the mechanical inspection and testing required in Section 8.2 of this Bylaw.

Part 19 Taximeter

- 19.1 No person shall drive or operate or engage in the business of operating a Taxicab unless such Taxicab is equipped with a Taximeter which complies in every respect with the requirements hereinafter set out and the requirements of the Motor Carrier Commission.
- 19.2 All Taximeters shall mechanically or electronically register the distance and corresponding rate or charge thereof while under hire, and shall be kept in a condition ensuring accuracy and continuous registration during hire, and shall be so installed as to be automatically operated when the Taxicab is in motion as well as when such vehicle is standing under hire.
- 19.3 No person shall use or permit to be used in any Taxicab a Taximeter which shall register more than 2% (two percent) incorrectly.
- 19.4 At the request of the Inspector, and in any event once every 6 (six) months, every Taximeter shall be tested to insure that it displays the correct tariff authorized by the Motor Carrier Commission or maximum thereof, is accurate subject to section 19.3 and is otherwise in good working order.
- 19.5 The operator of a Taxicab shall ensure that its Taximeter is:
- 19.5.1 adequately illuminated at all times when in use between dusk and dawn;
 - 19.5.2 installed and placed at the right side of the driver and in such a position that the fare to be paid by the passenger may be easily read from the rear passenger compartment, and shall be so placed in the Cab that the face of the meter is in plain view both from within and without the Cab;
 - 19.5.3 adjusted in accordance with the distance rates or fares specified by the Motor Carrier Commission;
 - 19.5.4 used only when the seal thereon is intact; and
 - 19.5.5 maintained in good working condition at all times, and not used when defective in any way.
- 19.6 It shall be unlawful for any driver of a Taxicab while carrying passengers or under engagement to indicate that the Cab is not engaged or, when the Cab is not engaged, to indicate that the Cab is engaged.
- 19.7 The driver of every Taxicab or Dual Taxicab shall place the meter in the hired mode only when the passenger is securely in the vehicle and the vehicle is put into motion, and shall be disengaged from the hired mode when the vehicle has ceased motion at the termination of such trip, and shall then call the attention of

the passenger to the amount of the fare registered on the meter. An exception may be made only if, within three (3) minutes of arrival the driver identifying himself or herself to the passenger, the passenger is not visible to the driver and proceeding to the Taxicab or Dual Taxicab. In such cases the Taxi Meter may be placed in the hired mode after the three (3) minute period has expired, or after a waiting period determined by the Taxicab owner, whichever is the longer waiting period.

- 19.8 Sections 19.6 and 19.7 shall not be deemed to apply when a Taxicab is being operated on a time or distance basis.
- 19.9 Where an owner or driver of a Taxicab is required to collect a tax imposed by a government, such tax shall be included in the fare shown on the Taximeter and may be demanded, collected or received in addition to any fare or charge demanded, collected or received pursuant to this section. A sign clearly indicating that the fare shown includes such tax shall be posted inside the Taxicab in proximity to the tariff card referred to in section 19.5.

Part 20 Vehicle Condition

- 20.1 The interior and exterior of every Vehicle For Hire shall be kept clean and in good repair, and whenever the owner of any Vehicle For Hire receives notice, either given to the owner personally or to a driver of the vehicle, signed by the Inspector, that such Vehicle For Hire is not in a fit or proper condition for use, stating briefly the condition complained of, such owner shall forthwith cease to use such vehicle and, within the time mentioned in such notice, shall remedy the condition complained of.
- 20.2 No person shall carry in any Vehicle For Hire a greater number of passengers than the seating capacity for the vehicle or the number of passengers such vehicle is designed to accommodate, whichever is the lesser.
- 20.3 No person owning or operating any Vehicle For Hire shall load, carry or transport any baggage on the outside of the vehicle, except in properly designed and constructed racks for that purpose.
- 20.4 The owner of any Vehicle For Hire in respect of which a Licence has been issued shall, when requested, forthwith submit the vehicle for examination to the Inspector, and no owner or driver shall at any time prevent or hinder the Inspector from entering the owner's garage or other building for the purpose of inspecting such vehicle.

- 20.5 Where an owner of a Vehicle For Hire disposes of it and acquires another Vehicle For Hire, such owner shall submit the replacement vehicle to the Inspector for approval in conformity with the provisions of this Bylaw before using the vehicle for the purpose of the business.
- 20.6 Where a Vehicle For Hire is not in service due to a mechanical failure or has been involved in an accident that requires that the vehicle is removed from service for repair(s), then a replacement vehicle may be temporarily used to provide service if the following is met:
- 20.6.1 the vehicle is approved by the Motor Carrier Commission to be used as a Taxi to provide service to the public;
- 20.6.2 the vehicle is mechanically sound in all respects and if, in the opinion of the inspector, the exterior and interior appearance of the vehicle is of an acceptable standard, and upon successful completion of a mechanical inspection by a government approved testing facility;
- 20.6.3 such Taxicab is equipped with a Taximeter which complies in every respect with the requirements of the Motor Carrier Commission;
- 20.6.4 such vehicle must comply in all respects with this Bylaw and the requirements of the Motor Carrier Commission.

Such a temporary replacement vehicle shall cease to be used when repairs have been completed on the vehicle that it is replacing, and that vehicle is able to resume service to the public.

Part 21 Driver Employment

- 21.1 No owner of any Vehicle For Hire shall employ, engage or permit any person to operate the vehicle unless that person holds a subsisting driver's licence and Chauffeur's Permit of the type required by the *Motor Vehicle Act* or its regulations for the operation of that vehicle.
- 21.2 Every owner of a Vehicle For Hire shall, on the engagement of a driver, ascertain the number and date of the driver's licence to operate a vehicle, and forthwith report the same to the Chief of Police and shall, during the term of the driver's employment, keep a record of such licence.
- 21.3 Owners of Vehicles For Hire who employ both male and female drivers shall arrange suitable and separate washroom accommodation for each gender.

- 21.4 Within two (2) days of the engagement of a driver, every owner of a Vehicle For Hire shall notify the Chief of Police that the driver has been employed, and when such driver ceases to be so employed, the owner shall, within two (2) days thereafter, notify the Chief of Police to such effect, giving the reasons for such cessation of employment.

Part 22 Owner/Driver Responsibilities

- 22.1 Every owner and driver of any Vehicle For Hire shall at all times obey the lawful orders and directions respectively of the Chief Constable and Inspector.
- 22.2 No owner of a Vehicle For Hire who drives his or her own vehicle shall spend more hours in any one day in operating the vehicle than the maximum hours of work for a Cab driver as provided in the *Motor Vehicle Act* of the Province of British Columbia.
- 22.3 Each owner referred to in subsection 22.2 of this section shall keep a true and accurate record in ink or indelible pencil in the English language of the hours worked each day in personally operating the vehicle. Such records shall be produced for inspection at all reasonable times on demand of the Inspector or Chief of Police.
- 22.4 Every person to whom a licence has been granted shall, at all reasonable times, permit the Chief of Police, Inspector, or any other Peace Officer or official of the District to inspect any place, premises or thing in respect of which such Licence has been granted.
- 22.5 Every person licenced under this Bylaw to operate a Vehicle For Hire shall, upon changing address or establishing additional premises, so notify the Chief of Police and the Inspector within two (2) days by providing the new or additional address and such other particulars as the Chief of Police or the Inspector may require. Every person holding a Chauffeur's Permit issued by the Chief of Police shall, upon changing his or her home address, so notify the Chief of Police within two (2) days, giving the new address and such other particulars as the Chief of Police may require.
- 22.6 No person licenced to operate or operating a Vehicle For Hire shall employ or allow a runner or other person to, on a street, assist or act in concert with such owner or operator in soliciting any person.
- 22.7 No person shall assist or act in concert with the owner or operator of a Vehicle For Hire on any street in soliciting any person.

- 22.8 Every owner and driver of any Vehicle For Hire shall immediately provide for the proper disinfecting of such Cab after it has, to his knowledge, conveyed any person suffering from any contagious or infectious disease.
- 22.9 Every owner and driver of any Vehicle For Hire shall take due care of all property delivered or entrusted to him or her for conveyance and immediately upon the termination of any hiring or engagement, shall carefully search the vehicle for any property lost or left therein; and all property and money left in the Vehicle For Hire shall be forthwith delivered over to the person owning the same; or
- 22.9.1 if the owner of the property or money cannot at once be found, the property or money shall be delivered to the Cab Premises of the Vehicle For Hire for safe keeping until such time that the owner of the property or money is found; and
- 22.9.2 information relevant to identify said property or money shall be recorded in a log specifically kept for that purpose and which shall be available for inspection upon request by the Chief of Police; and
- 22.9.3 the property or money shall be stored in such a way as to ensure the integrity of such property or money with all information which might assist in establishing ownership of said property or money; and
- 22.9.4 every owner and driver of a Vehicle For Hire in which said property or money is found shall make every reasonable effort to locate and contact the owner of the property or money. In the event that an owner cannot be located and contacted, the property or money shall be held for a period not less than thirty (30) days; and
- 22.9.5 if not claimed shall be delivered to the Chief of Police with all information which might assist to establish ownership of said property or money.

Part 23 Offences or Infractions

- 23.1 Non-compliance with any of the provisions of this or any other bylaw applicable to a Licence or failure to maintain the standard of qualification for the issue of a Licence as herein provided shall be deemed to be an infraction of this Bylaw and shall render a Licence holder liable to the penalties hereby imposed, or to suspension or cancellation of the Licence.
- 23.2 Every person who makes any false statement in any application for a Licence under the provisions of this Bylaw shall be guilty of an offence against this Bylaw.

Part 24 Penalty

Amended by
Regulatory
Bylaw
Enforcement
and Penalty
Bylaw No.
4521, 2007

- 24.1 Every person who violates a provision of this bylaw, or who consents, allows or permits an act or thing to be done in violation of a provision of this bylaw, or who neglects or refrains from doing anything required by a provision of this bylaw, is guilty of an offence and is liable, upon summary conviction, to a fine not exceeding \$10,000 and not less than \$2,500, and is guilty of a separate offence each day that a violation continues or exists.

Part 25 Enforcement

- 25.1 This Bylaw may be enforced by means of a ticket in the form prescribed for the purpose pursuant to section 264 of the *Community Charter*.
- 25.2 This Bylaw may be enforced by officers of the West Vancouver Police, Municipal Inspectors, Municipal Bylaw Enforcement Officers or duly authorized Peace Officers.

Schedules

Schedule A – International Symbol of Accessibility

Schedule B – Driver Identification Card

READ A FIRST TIME on July 19, 2004

READ A SECOND TIME on July 19, 2004

READ A THIRD TIME on July 19, 2004

ADOPTED by the Council on July 29, 2004

Mayor

Municipal Clerk

**District of West Vancouver
Vehicle For Hire (Taxi-Cab) Regulation
Bylaw No. 4381, 2004**

Schedule “A”




International Symbol of Accessibility



**District of West Vancouver
Vehicle For Hire (Taxi-Cab) Regulation
Bylaw No. 4381, 2004**

Schedule “B”

Driver Identification Card

 District of North Vancouver	 CITY OF NORTH VANCOUVER	 District of West Vancouver
DRIVER IDENTIFICATION		
<div style="border: 1px solid black; width: 100px; height: 100px; display: flex; align-items: center; justify-content: center;"><p>Photo ID</p></div>	_____ Name	
	_____ Company	
	_____ Chauffeur's Permit Number	
<p>To be placed on the inside of the vehicle in a prominent location that is visible to all passengers.</p>		

The size of the card shall be 15.24 cm (6 inches) wide x
10.16 cm (4 inches) high.