

THE CORPORATION OF THE MUNICIPALITY OF BROCKTON

BY-LAW #2005 –25

BEING A BY-LAW TO PROVIDE FOR THE LICENSING, REGULATING AND GOVERNING OF OWNERS AND DRIVERS OF TAXICABS AND LIMOUSINES USED FOR HIRE FOR THE TRANSPORTATION OF PASSENGERS

WHEREAS Section 155 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, authorizes councils of municipalities to pass by-laws for the licensing, regulating and governing of owners, brokers and drivers of taxicabs or other motor vehicles used for hire ;

AND WHEREAS Section 150 of the Municipal Act, S.O. 2001, c.25 as amended, authorizes councils of municipalities to pass by-laws for the licensing, regulating and governing of businesses,

AND WHEREAS it is desirable to provide for the health and safety and consumer protection of the residents of the municipality,

NOW THEREFORE the Council for the Corporation of the Municipality of Brockton enacts as follows:

1.0 DEFINITIONS

- 1.1 “Clerk” shall mean the Clerk for the Corporation of the Municipality of Brockton or his/her designate.
- 1.2 “Council” shall mean the Council for the Corporation of the Municipality of Brockton.
- 1.3 “Detachment Commander” shall mean the Detachment Commander or designee, Ontario Provincial Police, South Bruce Detachment.
- 1.4 “Driver” shall mean any person licensed according to this by-law who is the holder of any class A, B, C, D, E, F, or G Ontario Driver’s license.
- 1.5 “Fare” shall mean the fee a person has to pay to be conveyed by taxicab or limousine and also means a person travelling or being conveyed by taxicab or limousine for a fee.
- 1.6 “Limousine” shall mean a motor vehicle which does not bear any identification other than the number plate issued by the Ministry of Transportation for the Province of Ontario which does not have a taximeter and which is kept or used for hire for the conveyance of passengers but shall not include a taxicab.
- 1.7 “Municipality” shall mean the Corporation of the Municipality of Brockton.
- 1.8 “Owner” shall mean any person owning a taxicab or limousine or having possession or control thereof under an instalment purchase agreement or by way of rental who is licensed as such or required as such under this by-law.

- 1.9 "Passenger" shall mean in addition to its common meaning where used in context throughout this by-law, shall also mean a person travelling in a taxicab or limousine who is not paying a fare.
- 1.10 "Person" shall include not only an individual but also a partnership, corporation or association and the heirs, successors and assigns thereof.
- 1.11 "Safety Standard Certificate Of Mechanical Fitness" shall mean a Safety Standards Certificate of Mechanical Fitness certificate issued by a registered motor vehicle inspection station pursuant to the provisions of the Highway Traffic Act.
- 1.12 "Taxi Driver's License" shall mean a license granted under the authority of this by-law by the Municipality of Brockton to a driver of a taxicab or limousine.
- 1.13 "Taxi Owner/Operator License" shall mean a licence granted under the authority of this by-law by the Municipality of Brockton to own and operate any vehicle used for hire.
- 1.14 "Taxi/Limousine Vehicle License" shall mean a license granted under the authority of this by-law by the Municipality of Brockton for each taxicab or limousine.
- 1.15 "Taxicab" shall mean any passenger motor vehicle regularly used for hire for the conveyance of persons having a normal seating capacity of not more than nine persons, but shall not include a public vehicle as defined in the Public Vehicles Act, R.S.O. 1990 P. 54 and amendments thereto.
- 1.16 Any reference herein to male gender shall be construed to include the female gender as well, and any reference to singular or plural shall be interpreted as the opposite number where the context so requires.

2.0 DUTIES OF THE CLERK OR HIS DESIGNATE

The Clerk shall have the following duties in connection with the provisions of this by-law.

- 2.1 Provide each person wishing to apply for a license under this by-law one copy of this by-law
- 2.2 To receive all applications for licenses and refer the applicant to the Detachment Commander to undertake the enquires and discharge the Commander's duties as provided in Section 3 of this by-law
- 2.3 The Clerk shall receive from the applicant a valid Safety Standard Certificate of Mechanical Fitness dated no longer than thirty (30) days before the application for license is submitted.
- 2.4 To notify any applicant of the Municipality's issuance of a license or refusal to issue a license. Any refusal to issue a license shall be subject to an appeal to Council
- 2.5 To prepare all licenses including a photo driver's identification card for each licensed driver and collect all fees where applicable.
- 2.6 To assign any act or duty to be performed by the Clerk under this by-law to a designate.

3.0 DUTIES OF THE DETACHMENT COMMANDER OR HIS DESIGNATE

The Detachment Commander shall have supervision over all the persons and vehicles licensed under this by-law together with equipment used by them and the following shall be the duties of the Detachment Commander in connection with the provisions of this by-law.

- 3.1 To report to the Clerk the performance of his duties under this by-law whenever he shall be requested to do so. This report is to include all temporary suspensions issued by the Detachment Commander as authorized by this by-law.
- 3.2 To keep on file a criminal record check and a driver licence history check for each licence applicant who provides to the Ontario Provincial Police South Bruce Detachment an original signed copy of the licence application contained in this bylaw, signed consents as required by the Ontario Provincial Police for a criminal record check and driver licence history check and any applicable fee for same as required by Ontario Provincial Police procedures.
- 3.3 To ascertain by inspection and enquiry from time to time and as often as may be required by Clerk, whether the persons receiving licenses continue to comply with the provisions of this by-law
- 3.4 If adverse information has been received or determined regarding a current licence holder, provide a recommendation to the Clerk for his/her use in considering revocation or suspension of the licence.
- 3.5 To inspect the record of calls answered by the owner or broker on a periodic basis.
- 3.6 To give evidence in the prosecution of all persons who shall offend against any of the provisions of this by-law.
- 3.7 To assign any act or duty to be performed by the Detachment Commander under this by-law to a designate who is a police officer under his command.

4.0 LICENCES

- 4.1 The Clerk shall consider all applications for licenses. The Clerk shall either grant or refuse to grant a licence to the applicant.
- 4.2 The owner of a taxicab or limousine shall not operate it without a current valid taxi license from the municipality and prior to obtaining a license shall complete and submit an application as set out in Schedule "B" and pay the fee as set out in Schedule "A". The taxi owner/operator license issued shall be as set out in Schedule "C" of this by-law
- 4.3 No person shall drive or act as a driver of any taxicab or limousine without having a valid municipal taxi driver's license from the municipality and prior to obtaining a license shall complete and submit an application as set out in Schedule "B" and pay the fee as set out in Schedule "A". The taxi driver's license issued shall be as set out in Schedule "D" of this by-law
- 4.4 No vehicle shall be used as a taxicab or limousine without a current valid vehicle license from the municipality and prior to obtaining a license shall complete and submit an application as set out in Schedule "E" if it is the first or only vehicle to be licensed by an owner and pay the fee as set out

Schedule "A". The taxi vehicle license issued shall be as set out in Schedule "F" of this by-law

- 4.5 Every owner of more than one taxicab or limousine to be licensed under this by-law shall take out an additional license for each vehicle licensed and shall complete and submit an application as set out in Schedule "E" and pay the fee as set out in Schedule "A". The taxi vehicle license issued shall be as set out in Schedule "F" of this by-law
- 4.6 There shall be no transfers of licenses under this by-law
- 4.7 The person in whose name a taxicab owner's license is applied for and taken out for a vehicle shall be considered the owner of the same for the purpose of this by-law and they shall be liable for penalties herein described
- 4.8 No owner of a taxicab or limousine licensed under this by-law shall use or permit the use of any number plate upon any taxicab or limousine other than the plates issued by the Ministry of Transportation of Ontario for such vehicle.
- 4.9 Licences in effect on the date of passage of this by-law will remain in effect until December 31, 2005. All licences issued after the date of passage of this by-law shall expire on December 31 of each year thereafter. Thereafter licences issued under this by-law shall be for a maximum one year period.
- 4.10 Applicants for licenses under this by-law shall be required to sign a waiver of disclosure of police records check and driver license history check to allow the Detachment Commander to conduct the necessary investigations under Section 3 of this by-law. This information is to remain with the Ontario Provincial Police and the Detachment Commander is authorized to disclose this information to the Clerk or Council as required

5.0 APPLICATIONS FOR LICENCES

Applications for licences shall be delivered to the Clerk upon the form or forms as contained in the Schedules attached to this by-law, together with the following:

- 5.1 Payment of the appropriate fee prescribed by the by-law
- 5.2 Certificate of Insurance issued by a company authorized to do business in Ontario certifying that the owner or broker and driver of each taxicab or limousine for which a taxi-cab or limousine vehicle license is being applied for, are insured for public liability property damage and passenger hazard, with a minimum \$1,000,000 coverage per incident or occurrence and written confirmation from the insurer that the municipality will receive at least thirty (30) days written notice prior to any cancellation, expiration or variation thereof
- 5.3 One (1) photograph of the applicant for a taxi driver's license. This photograph must be reasonably clear, be approximately 4.5 cm wide by 6.5 cm high in size and capture a head shot only of the applicant. The cost of this photograph shall be borne by the applicant.

- 5.4 A valid Safety Standard Certificate of Mechanical Fitness for each taxicab or limousine to be licensed certifying such vehicle is in a safe condition to be operated upon a highway and such certificate must be dated no longer than thirty (30) days before the application for the license is submitted. A vehicle is exempt from the Safety Standard Certificate of Mechanical Fitness which has travelled less than TWENTY THOUSAND (20,000) kilometres or not more than 12 months has elapsed from the date of first registration as a new motor vehicle unless said vehicle has been involved in an accident. The cost of this certificate shall be borne by the applicant

6.0 QUALIFICATIONS

- 6.1 An applicant shall be eighteen (18) years of age or older to be licensed under this by-law.
- 6.2 An applicant for a taxi driver's license shall be the holder of any of a class A, B, C, D, E, F or G driver's license issued to him/her by the Ministry of Transportation and Communications for the Province of Ontario.
- 6.3 An applicant for a taxicab vehicle license shall be registered with the Ministry of Transportation and Communications for the Province of Ontario as owner of the taxicab or limousine for which the license is applied for.
- 6.4 An applicant shall be familiar with the provisions of this by-law, the laws and regulations relating to traffic.
- 6.6 An applicant shall meet the following conditions in order to be considered for the issuance of a licence.
- 6.5.1 Not have accumulated more than six (6) demerit points on his current driving record.
- 6.5.2 Not have had a driver's licence under suspension at any time within the preceding twelve (12) months as a result of having been convicted or found guilty of:
- a) driving under suspension
 - b) speeding over fifty (50) km above the limit
 - c) careless driving
 - d) racing on a highway
 - e) failing to remain at the scene of an accident
 - f) failing to report an accident
 - g) a criminal code of Canada offence: committed by means of a motor vehicle or while driving or having care and control of a motor vehicle
 - h) fail to stop for police
 - i) If any of the qualifications of Section 6.0 are negated through any convictions or offences, these must be reported immediately to the Clerk and/or Detachment Commander for consideration of revocation or suspension of the licence.
 - j) any criminal conviction

- 6.5.3 Not have been convicted or found guilty within the preceding five (5) years of two or more offences under the Criminal Code of Canada, committed on different dates by means of a motor vehicle, or while driving or having care and control of a motor vehicle.
 - 6.5.3 Not have been convicted or found guilty within the preceding five (5) years of any offence under The Controlled Drugs and Substances Act .
 - 6.5.3 Not have been convicted or found guilty of certain sexual or morals offences under the Criminal Code of Canada.
 - 6.5.3 Not have been convicted or found guilty of any offence for conduct that affords reasonable grounds for believing that he will not properly perform his duties, or is not a proper person to have custody of children or seniors.
- 6.6 In exercising the power under Section 150. (8)(b),(f), or (g) of the Municipal Act 2001, S.O. 2001 c.25 as amended, Council shall consider whether the applicant conducts themselves as provided for in Section 150.(11)(b) of the Act.

7.0 EQUIPMENT AND ITS USES

- 7.1 No person licensed under this by-law shall carry or permit to be carried in any taxicab or limousine, a load in excess of that for which the commercial motor vehicle permit was issued as stated upon the permit
- 7.2 No person licensed under this by-law shall carry in any taxicab or limousine a greater number of occupants or person including the driver than the manufacturer's rating of seating capacity as such, and every vehicle licensed under this by-law shall be a model having at least four (4) doors with the exception of vans which must have at least three (3) doors
- 7.3 No person shall use or operate a taxicab unless the same has affixed on the exterior thereof contain the word "TAXI" in letters large enough to be clearly visible to the public on a sign permanently mounted on the roof capable of illumination, and lighted at the same time as headlights are required to be lighted under the Highway Traffic Act
- 7.4 The owner and/or driver of the taxicab shall display in a prominent location within the taxicab in clear view of the passengers the rates or fares charged by the owner for the use of the taxicab

8.0 RESPONSIBILITIES OF THE TAXICAB OWNER

- 8.1 Every person licensed as a taxicab owner or owner/operator shall
 - 8.1.1 Keep a record of calls answered by vehicles licensed by him or to whom he directs calls showing date, time, origin, destination, vehicle license number and driver; records to be kept in an orderly manner for a period of twelve (12) months and open for inspection by the municipality or Detachment Commander.
 - 8.1.2 Before employing a taxicab driver, notify the Clerk of the proposed employee, who shall be required to obtain a taxi driver's licence under this by-law.

- 8.1.3 Require that drivers employed by him have been approved by the company providing the insurance coverage and provide proof of same to the municipality and the Detachment Commander.
- 8.1.4 Require that persons engaged as taxicab drivers are properly licensed under this by-law.
- 8.1.5 No owner or owner/operator licensed under this by-law shall permit a licensed driver to work more than twelve (12) hours within any fifteen (15) consecutive hours. In no case shall the driver be permitted to work more than sixteen (16) hours in any twenty-four (24) consecutive hours.
- 8.1.6 Every taxicab or limousine owner or owner/operator shall keep a current list of the drivers' names and home addresses in his office or possession.
- 8.1.7 Every self-employed owner/driver shall notify the municipality of any change of his office address and/or home address within five (5) days of changing location

9.0 RESPONSIBILITIES OF A DRIVER

- 9.1 Every person licensed as a taxicab or limousine driver shall complete an application for a taxicab driver's licence as shown in Schedule "B" of this by-law
- 9.2 Every person licensed as a driver under this by-law shall keep a daily record (herein referred to as a trip record) of all trips made by him and such record shall contain the following:
 - 9.2.1 The vehicle license plate of the taxicab or limousine and the number of the taxicab or limousine owner's license issued under the provisions of this by-law
 - 9.2.2 The name and identification number of the driver
 - 9.2.3 The amount of fare for each trip
 - 9.2.4 The date, time, origin and destination of each trip
- 9.3 Every driver who drives a taxicab or limousine of which he is not the owner, shall at the end of each day's tour of duty, deliver to the owner or designate, a copy of the said daily record
- 9.4 Every person licensed as a taxicab driver under this by-law shall
 - 9.4.1 Carry their driver's identification card as prepared by the municipality and display in view of the passenger(s) at all times when operating a taxicab or limousine
 - 9.4.2 Upon request of any police officer, provide full information as to passengers carried
 - 9.4.3 Shall supply his first name and taxi driver's licence number when requested to do so by any passenger
 - 9.4.4 Travel by the most direct route to the point of destination unless otherwise directed by the person engaging the taxicab or limousine

- 9.4.5 Search his vehicle at the beginning and termination of his tour of duty for any alcoholic beverages, drugs or other illegal goods
- 9.4.6 Not take, consume or have in his possession any open intoxicants or illicit drug(s) while on duty.
- 9.4.7 Not smoke while in the vehicle nor allow the same to be done so by others.
- 9.4.8 Not obstruct the use of any sidewalk or make any loud noises, disturbances or use abusive language or molest, annoy or insult any person whatsoever
- 9.4.9 Not carry in any taxicab a greater number of persons than such vehicle is intended to seat according to manufacturer's rating or than specified in this by-law
- 9.4.10 Not induce any passenger to employ him either knowingly, wantonly, or wilfully misinforming, misleading or deceiving such passenger as to the arrival or departure of any public conveyance or the location or distance from any part of the Municipality to any terminal, public place, private residence or other place, nor shall he in any manner or form impose upon or deceive or in any way insult, abuse or ill-treat any passenger including the use of foul language
- 9.4.11 Not allow any illegal, immoral, indecent or disorderly conduct in his taxicab or limousine
- 9.4.12 Not engage in the delivery of liquor as defined in the Liquor Licence Act of Ontario, by taxicab or limousine unless such delivery is carried out pursuant to the Liquor Licence Act of Ontario or Regulations thereto
- 9.4.13 No licensed driver shall pick up enroute any additional passenger after such vehicle has departed with one or more passengers from any starting point, unless the person who originally engages the vehicle desires same
- 9.4.14 Provide a receipt for charges made and paid including their name, address of the owner and license number of the cab or limousine promptly upon receiving a request from the person employing the taxicab or limousine

10.0 FARES

- 10.1 Each owner of a limousine shall be at liberty to demand or receive any fare or charge as the owner sees fit in accordance with the posted rates.

- 10.2 It shall be lawful for the driver of any licensed vehicle to demand prompt payment of his lawful passenger and no passenger shall refuse, as soon as he reaches his destination to pay the fare, and every person refusing to pay such fare shall be guilty of a breach of this by-law. Any driver who shall demand any greater sum than the posted fares shall be guilty of a breach of this by-law.
- 10.3 No person shall smoke while occupying a taxi licenced under the provisions of this by-law.

11.0 DENIAL, SUSPENSION AND REVOCATION OF LICENSES

- 11.1 Any act done or by the authority of the Clerk or the Detachment Commander under any provision of the by-law shall be subject to an appeal to Council by any person feeling aggrieved
- 11.2 The Detachment Commander, in consultation with the Clerk, may temporarily suspend a license for a period of up to 30 days, to take effect immediately where the licensee has been charged with any breach of the by-law or any statute referred to in Section 6 hereof. Such temporary suspension shall be subject to an appeal to Council. The Detachment Commander shall prepare a written report giving the reasons for such temporary suspension for submission to a meeting of Council.
- 11.3 The Detachment Commander or any interested party may apply to Council to have a license revoked for cause. Cause shall mean any breach of the by-law
- 11.4 Where the Clerk or Detachment Commander has denied the issuing of a license or when a licence is to be considered for suspension or revocation, the applicant or licence holder must be given written notice and is entitled to have a hearing by Council. The notice shall be given no later than seven (7) days prior to the Council meeting by either being delivered to him at his address last known to the South Bruce Detachment of the OPP or by registered mail. Where the notice is delivered by registered mail, the notice period shall commence five (5) days after the date it was mailed. The notice shall contain the date, time and place of the hearing and the applicant or license holder shall be permitted either by himself or a representative, to appear before Council to show cause why such license should not be denied, suspended or revoked as the case may be
- 11.5 In the event of any license issued under this by-law being suspended or revoked, the previous holder thereof shall not, without approval of Council apply for another license before the lapse of six (6) months from the date of such suspension or revocation
- 11.6 Any person issued a licence under the provisions of this by-law shall upon conviction of any offence contravening this by-law be subject to a disciplinary hearing and may have their licence revoked.

12.0 PENALTIES

Any person who contravenes the provisions of this by-law is guilty of an offence and upon conviction is subject to the penalty set out in the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended

12.1 Any licensed owner of a taxicab or limousine that is involved in any contravention of this by-law is equally and separately guilty of the offence and upon conviction is subject to the penalty as set out in the Provincial Offences Act R.S.O. 1990, Chapter P.33, as amended.

12.2 The issuance or renewal of a licence is not intended and shall not be construed as permission or consent by the Municipality for the holder of the licence to contravene or fail to observe or comply with any law of Canada or Ontario or any by-law of the Municipality.

13.0 EXISTING LICENCES

13.1 All those taxicab and limousine owners and drivers that hold valid taxi licenses as of the passage of this by-law shall have those licences extended to midnight December 31, 2005. This application provision in no way reduces or eliminates these existing license holders from complying with all applicable rates and regulation of this by-law once it comes into full force and effect. Applicants holding licences under the previous by-law will have to re-apply under the provisions of this by-law after December 31, 2005.

14.0 GENERAL

14.1 By-law No. 2001-10 is hereby repealed.

14.2 This by-law shall come into full force and effect upon its final passage.

14.3 This by-law may be cited as the "Taxi By-law 2005-25".

READ A FIRST AND SECOND TIME THIS 9th DAY OF May, 2005.

Original Signed by	Original Signed by
MAYOR – Charlie Bagnato	CAO/CLERK – Richard Radford

READ A THIRD AND FINAL TIME THIS 9th DAY OF May, 2005.

Original Signed by	Original Signed by
MAYOR – Charlie Bagnato	CAO/CLERK – Richard Radford

Schedule A to By-Law 2005-25

Schedule of Fees

Taxi Licensing (no G.S.T.) – All Fees as per Yearly Fees & Charges By-law

Fees for licences required under this by-law shall be charged as set in the Municipality of Brockton's current Fees and Charges by-law.

Schedule B to By-Law 2005-25

Application for License as a Taxi Owner/Operator, Driver

Tick the box of the appropriate Licence(s) to which this application applies

Taxi Owner/Operator

Taxi Driver

(Note: If the Taxi Owner/Operator is a partnership, attach all information below in respect of all partners

Full Legal Name of Applicant: _____

Street Address of Applicant: _____

Mailing Address: _____

(if different from above) _____

Telephone Number: _____

Is the Applicant a Corporation? Yes: No:

Birthdate of Applicant (if partnership or corporation, birthdate of all principals): _____

Number of vehicles owned by Applicant which are intended to be licenced under this by-law:

_____.

Has a Taxicab/Limousine Vehicle Licence Applicant been attached for each vehicle?

Yes

No

If a Broker Licence Application, name and addresses of all vehicle owners or lessees for whom the Broker Applicant will act as Taxi Broker (Attach a separate sheet if necessary):

Please provide the following if applicant is applying for a Taxi Driver's Licence

Ontario Drivers Licence: _____ Classification: _____

Expiration: _____

The applicant agrees to provide information on request; including personal information as defined in the Municipal Freedom of Information and Protections of Privacy Act.

In particular, I authorize the Corporation and its agents to enquire into any background in order to determine my suitability as a taxi driver/owner. These enquiries will include a criminal check, a driver licence history check and a review of all other police contacts deemed relevant.

I understand that information, including personal information, may be exchanged between the Municipality of Brockton and the South Bruce Detachment of the Ontario Provincial Police.

I have provided complete and correct information as required by this application. Criminal convictions and convictions for any of the offences listed in Section 6.6 of this bylaw will result in the rejection of this application. Relevant information from police data bases will be considered in the application process; ie. Included but not limited to nature of contact, potential for recurrence etc. All decisions regarding this application will be made by the Council for the Municipality of Brockton with leave to appeal any decision to them.

I have read By-law 2005-25, understand it and agree to abide by it.

I have read this consent, understand it and agree to it in its entirety.

Signature of Applicant Date

Signature of Clerk Date

Schedule C to By-Law 2005-25

Taxi Owner Operator License

THE CORPORATION OF THE MUNICIPALITY OF BROCKTON

BY-LAW 2005-25

**TAXI OWNER OPERATOR
LICENSE**

THIS license is granted to: (Name and address) to carry on business of a Taxi Service within the Municipality of Brockton.

PROVIDED the said (Name) shall duly observe all such By-laws, Rules and Regulations, matters and things as are, or may be enacted by the Council of the Municipality of Brockton to govern within their jurisdiction.

*THIS license to continue in force until December 31, .
Issued at Brockton on this TH day of*

*Received of (Name)
The sum of \$ being the full amount payable on this license.*

Clerk

Schedule D to By-Law 2005-25

Taxi Driver License

CORPORATION OF THE MUNICIPALITY OF BROCKTON	
TAXI/LIMO DRIVER'S 2005 IDENTIFICATION CARD	
This shall serve as verification that	PHOTO
(name) _____	
Of	
(address) _____	
Duly licenced under Brockton Taxi By-law #2005-25 to operate a taxi within Brockton	

Schedule E to By-Law 2005-25

Application for a Taxicab/Limousine Vehicle License

Name of Registered Owner of Vehicle: _____

Mailing Address of Owner: _____

If a partnership or corporation, state the above in respect of all principals. If a lease vehicle, state Lessee's name and address.

License # of Vehicle: _____

Serial # of Engine: _____

Year: _____

Model: _____

Make: _____

Colour: _____

Odometer reading: _____

Insurer: _____

Agency: _____

Address of Agency: _____

Expiry Date of Insurance: _____

Agency Telephone: _____

Safety Standard Certificate Number: _____

Has this vehicle ever been involved in a motor vehicle accident? _____

Signature of Applicant Date Signature of Clerk Date

Schedule F to By-Law 2005-25

Taxi Cab/Limousine Vehicle License

THE CORPORATION OF THE MUNICIPALITY OF BROCKTON

BY-LAW 2005-25

**TAXI VEHICLE/LIMOUSINE
LICENSE**

THIS license is granted to: (Name and address), the registered owner of the vehicle identified below to use the said vehicle as a taxi/limousine within the Municipality of Brockton.

PROVIDED the said (Name of registered owner) shall duly observe all such By-laws, Rules and Regulations, matters and things as are, or may be enacted by the Council of the Municipality of Brockton to govern within their jurisdiction.

*Vehicle Serial Number:
Vehicle License Number:
Vehicle Make:*

*THIS license to continue in force until _____, 20____ .
Issued at Brockton on this TH day of*

*Received from (Name).
The sum of \$ _____ being the full amount payable on this license.*

Clerk

PART 1 PROVINCIAL OFFENCES ACT
 THE CORPORATION OF THE MUNICIPALITY OF BROCKTON
 BY-LAW 2005-25

Being a by-law to licence and regulate Taxicabs and Limousines.

ITEM	Short Form Wording	Offence Creating Provision Or Defining Offence	Set Fine (Includes Costs)
1.	Operating without a current taxi licence	Section 4.2	\$1,000.00
2.	Operate a taxi or limousine without a valid municipal taxi licence	Section 4.3	\$100.00
3.	Operate a vehicle as a taxicab or limousine without a valid vehicle licence	Section 4.4	\$1,000.00
4.	Failure to licence each taxicab or limousine	Section 4.5	\$1,000.00
5.	Transferring of licence	Section 4.6	
6.	Improper use of licence plates	Section 4.8	\$1,000.00
7.	Carrying a load in excess of amount that the vehicle permit was issued	Section 7.1	\$100.00
8.	Carrying a greater number of occupants over the manufacturer's rating	Section 7.2	\$300.00
9.	Operating a taxicab without proper signage	Section 7.3	\$100.00
10.	Failure to display rates or fares	Section 7.4	\$100.00
11.	Failure to maintain a record of calls	Section 8.1.1	\$300.00
12.	Employing a driver without proper licence	Section 8.1.2	\$1,000.00
13.	Failure to obtain insurance coverage for drivers	Section 8.1.3	\$1,000.00
14.	Failure to ensure drivers are properly licenced	Section 8.1.4	\$1,000.00
15.	Permit a driver to work over hours allowed	Section 8.1.5	\$300.00
16.	Failure to keep a current list of drivers names	Section 8.1.6	\$100.00
17.	Failure to notify the municipality of a change of office and/or home address	Section 8.1.7	\$300.00
18.	Failure to complete application for a taxicab drivers licence	Section 9.1	\$500.00

19.	Failure to maintain a daily trip record	Section 9.2	\$300.00
20.	Failure to deliver daily trip record to owner	Section 9.3	\$300.00
21.	Failure to carry and display drivers identification	Section 9.4.1	\$300.00
22.	Failure to provide information to a police officer	Section 9.4.2	\$300.00
23.	Failure to provide identification to a passenger	Section 9.4.3	\$300.00
24.	Failure to travel by the most direct route	Section 9.4.4	\$300.00
25.	Failure to search vehicle	Section 9.4.5	\$100.00
26.	Consume or passes intoxicants or illicit drugs while on duty	Section 9.4.6	\$1,000.00
27.	Smoke in vehicle	Section 9.4.7	\$205.00
28.	Obstruct sidewalk or cause disturbance	Section 9.4.8	\$300.00
29.	Carry excess passengers	Section 9.4.9	\$300.00
30.	Mislead passenger	Section 9.4.10	\$100.00
31.	Allow illegal activity in vehicle	Section 9.4.11	\$300.00
32.	Engage in illegal delivery of alcohol	Section 9.4.12	\$500.00
33.	Pick up additional passenger without permission	Section 9.4.13	\$300.00
34.	Failure to provide a receipt when requested	Section 9.4.14	\$100.00
35.	Failure to post rates and non-adherence to those rates or as agreed upon by the owner/driver and passenger	Section 10.1	\$100.00
36.	Charging a greater sum than posted fares	Section 10.2	\$300.00
37.	Smoking in a taxi	Section 10.3	\$205.00