

TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY: Original Signed

for: Councillor Reg Rankin, Chair, Transportation Standing Committee

DATE: August 20, 2012

SUBJECT: **Repeal and Replace Administrative Order 39, Repeal By-law T-108,
and Enact By-law T-1000, Respecting the Regulation of Taxis,
Accessible Taxis and Limousines**

ORIGIN

August 8, 2012 meeting of the Transportation Standing Committee.

RECOMMENDATION

The Transportation Standing Committee recommends that Halifax Regional Council:

1. Repeal and replace Administrative Order #39, as set out in Appendix A attached hereto; including:
 - i) Rate increases as outlined in the July 13, 2012 staff report;
 - ii) Extension of the current open zones to Thursday 11:00 p.m. to Friday 6:00 a.m.; Friday 11:00 p.m. to Saturday 6:00 a.m.; and Saturday 11:00 p.m. to Sunday 6:00 a.m.; as outlined in the July 13, 2012 staff report; and
 - iii) Addressing housekeeping and general amendments, as outlined in Appendix F of the July 13, 2012 staff report.
2. Enact By-law T-1000 Respecting the Regulation of Taxis & Limousines which will repeal and replace By-law T-108, as set out in Appendix B of the July 13, 2012 staff report, and includes housekeeping and general amendments.

BACKGROUND / DISCUSSION

The staff report dated July 13, 2012 was presented at the August 8, 2012 Transportation Standing Committee meeting. The Standing Committee discussed each item set out in the recommendations on an individual basis.

Community & Recreation Services staff, along with Halifax Regional Police staff, responded to questions of clarification from members.

The staff recommendation as outlined in the July 13, 2012 staff report was approved by the Standing Committee, along with a request for staff to look at an automatic rate increase mechanism, which will come forward as a staff report to the Transportation Standing Committee for consideration at a later date.

Please note that as per Administrative Order 32, the By-law Development Administrative Order, "a public hearing is not required on the enactment or amendment of a By-law unless specifically directed by Council", and therefore Council has the choice whether to hold a public hearing on this matter.

BUDGET IMPLICATIONS

See the Budget Implications section of the July 13, 2012 staff report.

FINANCIAL MANAGEMENT POLICIES/BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Project and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Project and Operating reserves, as well as any relevant legislation.

COMMUNITY ENGAGEMENT

The Transportation Standing Committee is comprised of eight members of Regional Council who have been duly elected to represent their districts. Transportation Standing Committee meetings are held once a month and are open to the public, unless otherwise stated. Agendas, reports, and minutes from these meetings are posted online.

ENVIRONMENTAL IMPLICATIONS

See the Environmental Implications section of the July 13, 2012 staff report.

ALTERNATIVES

See the Alternatives section of the July 13, 2012 staff report.

ATTACHMENTS

Attachment A: July 13, 2012 staff report

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/agenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Jennifer Weagle, Legislative Assistant, 490-6517

Transportation Standing Committee
August 8, 2012

TO: Chair and Members of Transportation Standing Committee

SUBMITTED BY: Original Signed
Brad Anguish, Director, Community and Recreation Services

DATE: July 13, 2012

SUBJECT: Amendments to Administrative Order 39 and By-law T-108, Respecting the Regulation of Taxis

ORIGIN

- Transportation Standing Committee – May 24, 2012;
- Halifax Regional Police;
- Industry; and
- IIRM Taxi Authority/Legal staff.

RECOMMENDATION

It is recommended that the Transportation Standing Committee recommend that Halifax Regional Council:

1. Repeal and replace Administrative Order #39, as set out in Appendix A attached hereto; including:
 - i) Rate Increases as outlined in the report;
 - ii) Extension of the current open zones to Thursday 11:00 p.m. to Friday 6:00 a.m.; Friday 11:00 p.m. to Saturday 6:00 a.m.; and Saturday 11:00 p.m. to Sunday 6:00 a.m.; and
 - iii) Addressing housekeeping and general amendments (Appendix F).
2. Enact By-law T-1000 Respecting the Regulation of Taxis & Limousines which will repeal and replace By-law T-108, as set out in Appendix B attached hereto, and includes housekeeping and general amendments.

BACKGROUND

Transportation Standing Committee

On May 24, 2012 the Transportation Standing Committee requested staff reconsider industry reforms not adopted from the 2008 staff reports.

On January 8, 2008, staff presented a report to Committee of the Whole recommending a number of taxi industry reforms. Subsequently, Supplementary Reports regarding the taxi reforms were presented to Council on February 5, February 26 and June 17, 2008. The motions and outcomes that were before Council at these sessions are summarized in Appendix C.

Of the reforms recommended, all but two were adopted. Those not adopted were the elimination of license limitations and the elimination of zones within the Halifax Regional Municipality (HRM). At the June 17, 2008 session, Regional Council defeated the license elimination motion and amended the zones elimination motion to approve that open zones be extended from Friday 11:00 p.m. to Saturday 3:00 a.m. and Saturday 11:00 p.m. to Sunday 3:00 a.m.

Subsequently, in September of 2009 and January of 2010, reports were before Regional Council to amend zoning legislation. The September recommendation to extend the open zones to seven days a week and the January recommendation to eliminate zones were not approved by Regional Council. Whereby Council has repeatedly decided not to eliminate zones or license limitations, staff have not brought forward these specific recommendations again in this report; however, these remain alternatives for the Committee to consider.

Halifax Regional Police

On June 10, 2010, Superintendent Don Spicer of the Halifax Regional Police (HRP), provided a presentation on zone issues to the Taxi & Limousine Advisory Committee. Superintendent Spicer stated:

"that it had come to HRP's attention via Dr. Don Clairmont and the Mayor's Roundtable on Violence that a lack of transportation in the downtown was contributing to a lack of public safety. He noted that it was his understanding that the zones were currently open until 3:00 a.m. on Friday and Saturday and advised that HRP were seeing the same issues in the downtown on Thursday as well. Superintendent Spicer outlined the amount of calls for service broken down per hour noting that downtown Halifax still receives the most calls in all of HRM. He stated that he was not suggesting that having taxis downtown would do away with calls for service, however, when people are forced to stick around downtown there are more chances for them to get into trouble".

Following this June 10, 2010 presentation and Regional Council discussion, a motion to defer the matter was passed.

In the interest of increased Public Safety, staff are recommending in this report that the open zones be extended.

Industry Requested Amendments

Since the last amendments of January 2011 to By-law T-108, various requests and submissions from the Taxi and Limousine industry have come forward to the Taxi Authority for consideration, and are addressed in this report.

Further, a written proposal was submitted on June 24, 2011, to the Municipal Clerk, on behalf of the Taxi & Limousine Industry, relative to a general rate increase of 10%. This industry report outlined a request for a fare increase equating the cost of a 10 km taxi trip be increased to \$19.47. The proposal authors supplied staff with survey statistics including respondents from all three taxi zones and independent taxi operators. The survey results indicated:

- 265 respondents of the 323 returns, (82%) were in favour of an increase
- 44 respondents, (13.6%) were not in favour of an increase
- 14 respondents, (4.3%) were undecided

The report also contained the NS Consumers Price Index (CPI) adjustments since 2006 which indicate an 8.9% "All-Items" increase, attached as Appendix (D).

Taxi Authority/Legal Amendments

In the fall of 2011, HRM Legal Services initiated a review of municipal by-laws. As a result, By-law T-108 has been redrafted and consolidated addressing language, formatting, and eliminating redundancies. The redrafted By-law T-1000, attached as Appendix (B), reflects the current policies of the HRM as set out in the previous By-law T-108. Also included in this drafting are additional housekeeping items and amendments relative to the By-law and Administrative Order 39, attached in Appendix (A).

DISCUSSION

Rate Increase

The last rate increase to fares in the taxi industry was in October 2005 with the approval of By-law T-135. At that time, the increase was predicated on fuel costs which were at an all time high of \$1.40 per litre. Shortly after that, rate increase fuel prices began to decline, however, the NS Consumer Price Index (CPI) has increased 8.9% over the last 5 years.

On September 8, 2009, staff tabled an Information Report with Regional Council which provided options for mechanism towards rate increases. "In the fall of 2008, staff surveyed other major municipalities regarding Taxi Rate review mechanisms and found there does not appear to be a consistent approach to addressing the issue. The majority of the municipalities, including the HRM, rely on a request for a rate increase from the taxi industry to trigger a rate review." As discussed in the Background, staff received a proposal for a rate increase on behalf of the Taxi & Limousine industry on June 24, 2011.

**Amendments to Administrative Order 39 and
By-law T-108, Respecting The Regulations
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Consistent with industry recommendations and CPI increases over the past 5 years, staff is proposing an 8.9% blended rate increase that will realign rates in Administrative Order #39, Schedule 1, to the following:

8.9% Blended Rate Increase

	Taxi	Limousine	Cruise Ships	Airport
Initial Charge	\$3.00 to \$3.09	N/A	N/A	N/A
Travel Rate	\$0.12 @ 54 metres to \$0.13 @ 79.3 metres	N/A	N/A	N/A
Waiting Time per Hour	\$22.00 to \$25.90	N/A	N/A	N/A

Blended meter rates are the combined total of initial charge, travel rate, and waiting time during a fare. Rates are calibrated within metres. The intent of meter programming is to achieve a combined charge to the total of these components in a fare. The proposed 8.9% rate increase will realign a 10 km taxi trip currently costing \$17.88 to \$19.48.

Administrative Order #39, Schedule 2, "Cruise Ship Passenger Taxi Rates Per Vehicle", and Schedule 3, "Taxi Rates To and From Airport", are also recommended for realignment with the proposed 8.9% increase to ensure that the applicable hourly rates are in line with the meter rates of Administrative Order 39. The Halifax Port Authority and the Halifax International Airport Authority have been advised regarding this matter.

8.9 % Driving Rate Increase

	Taxi	Limousine	Cruise Ships	Airport
Hourly Rate	\$28.75 to \$31.30	\$57.50 to \$62.60	\$45.00 to \$49.00	\$53.00 to \$57.75

The current rate structure allows for a \$0.50 charge per each additional passenger. Based on the Canadian Industry benchmarks, a rate of \$0.70 per each additional passenger is recommended.

Extra Passenger Rates

	Taxi	Limousine	Cruise Ships	Airport
Persons over 10 years of age	\$0.50 to \$0.70	N/A	N/A	N/A

The current rate structure does not allow for bridge toll charges. Where bridge toll charges are directly related to a passenger's requested destination, other Canadian cities regulating taxis do allow for similar additional charges to be added to base fares. Therefore an additional \$0.80 fee, based on the current MacPass rate, is proposed to be added to fares when a paying trip involves a bridge crossing for the carriage of passengers or parcels.

Bridge Tolls

	Taxi	Limousine	Cruise Ships	Airport
As applicable	\$0.80	N/A	N/A	N/A

Relative to current benchmark taxi rates in other major municipalities in Canada, the current IRM rates are among the lowest in the country. Should the proposed rate increases be adopted

by Council, HIRM rates will continue to compare well, as shown in the Canadian Municipalities Rate Comparison Chart attached as Appendix E.

Further, in light of the fact that fuel prices remain less than those at the time of the last increase in 2005, staff requested the Greater Halifax Partnership to review staff's proposed rates from an economic development perspective. The Greater Halifax Partnership has deemed staff recommendations to be reasonable.

Finally, it should be noted that the HIAA have recently advised staff they will be submitting a formal request to Council to amend the rate schedule applicable to outbound airport fares. Full review, consideration and response to any HIAA submission will require a subsequent report to the Transportation Standing Committee and Regional Council.

Extension To Open Taxi Zones

In October of 2011, Superintendent Spicer of the Halifax Regional Police reaffirmed that Public Safety could be enhanced by an extension of the open zone hours as discussed in the Background section. HRP have requested staff consider an extension of the existing open taxi zone hours to Thursday from 11:00 p.m. to Friday 6:00 a.m.; and Friday from 11:00 p.m. to Saturday 6:00 a.m.; and Saturday from 11:00 p.m. to Sunday 6:00 a.m. The extension would aid in persons wishing to exit the downtown areas after bars close. Current zone restrictions remain an obstacle to enhancing public safety. Staff are therefore recommending the zone hours be extended in accordance with the HRP request.

Taxi Authority/Legal Amendments

As part of the By-law T-108 review, the following industry and administrative housekeeping items are being brought forward for consideration (details in Appendix F) as follows:

Industry:

- Added item to permit drivers to negotiate with a passenger an amount to recover costs of cleaning or repairing the vehicle if the passenger has damaged or soiled the vehicle;
- Taxi roof light illumination will be turned off when the taxi is otherwise engaged with a passenger;
- Permit the licensing of new 5 or more passenger door vehicles; and
- Permit owners from another zone to put their name on another zone waiting list, if they have an appropriate driver license.

Staff/Taxi Authority:

- By-law sections relative to Zones, Owner license limitations, and Taxi owner waiting list sections moved to Administrative Order #39;
- The re-application waiting period for a conditional driver who's license has terminated, is reduced from one year to six months;
- The rate for Steamer Trunk is removed as it is no longer applicable;
- The multiple taxi & limousine driver licenses will be consolidated into a single driver license for the entire industry and the license renewal period will be a semi-annual 2 year renewal;
- Smoking is no longer permitted in any vehicle licensed as a vehicle for hire in accordance with this by-law;
- Conditional owner licenses will be issued to owners who must complete National Certification or who are waiting for a delayed Criminal Record Report;
- Owner licenses previously issued to a corporation may be renewed but are non-transferable and automatically expire on the sale, devolution or other transfer of any shares of the corporation or upon the issuance of any new shares by the corporation; and
- Permit the use of winter rims on vehicle for a specific period of time.

BUDGET IMPLICATIONS

There are no budget implications as a result of this report

FINANCIAL MANAGEMENT POLICIES/BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Project and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Project and Operating reserves, as well as any relevant legislation.

COMMUNITY ENGAGEMENT

The results of an industry survey and review of the Greater Halifax Partnership were considered when reviewing the meter rate increase.

The engagement process and subsequent report of February 17, 2009, Partnering on Public Safety, A Response to the Mayor as a Result of The Roundtable, specifically recommended making more taxis available through changes to the current municipal taxi licencing policies and zone restrictions.

An independent consultant was hired by Legal Services to review By-Law T-108 and the applicable Administrative Orders. The IIRM Taxi Liaison Group members, industry and other stakeholders were consulted relative to the by-law housekeeping items and other suggested amendments.

ENVIRONMENTAL IMPLICATIONS

Zone restrictions are identified as a possible regulatory factor which may result in adverse environmental consequences due to deadheading. Consideration of extending the open taxi zone would help in eliminating environmental consequences associated with deadheading.

ALTERNATIVES

The Transportation Standing Committee could recommend that Halifax Regional Council:

Rate Increase

- Approve rate increases other than recommended.
- Eliminate rate controls and allow private industry to set their own rates. This alternative should not be implemented without an appropriate study of impacts and industry consultation.
- Undertake further review by an external party.

Taxi Zones

- Maintain the current zone restrictions.
- Amend the current regulation to allow open taxi zones 7 days a week from 11:00 PM to 6:00 AM.
- Eliminate all zones restrictions within the municipality. This alternative should not be implemented without an appropriate study of impacts and industry consultation.

License Limitations

- Maintain the current limitations on license issuance.
- Remove all limitations. This alternative should not be implemented without appropriate study of impacts and industry consultation.

By-law Review

- Approve only a specific subset of the proposed amendments identified in Appendix F.

ATTACHMENTS

- Appendix A: Administrative Order 39
- Appendix B: By-law T-1000 Respecting the Regulation of Taxis & Limousines
- Appendix C: 2008 Taxi Reform Recommendations Status
- Appendix D: Nova Scotia's Consumer Price Index
- Appendix E: Canadian Municipalities Rate Comparison Chart
- Appendix F: Taxi Authority/Legal Housekeeping Amendments

**Amendments to Administrative Order 39 and
By-law T-108, Respecting The Regulations
of Taxis and Limousines
Transportation Standing Committee**

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August 8, 2012

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/agenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Andrea MacDonald, Manager License Standards, Community & Recreation Services, 490-7371

Original Signed

Report Approved by: Jim Donovan, Manager, Municipal Compliance, 490-6224

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Report Approved by: Marian Tyson, Acting Director of Legal & Risk Management, 490-4219

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Report Approved by: Chief Frank Beazley, Halifax Regional Police, 490-6500

Original Signed

Report Approved by: David Fleming, Greater Halifax Partnership, 490-6108

HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER THIRTY-NINE
RESPECTING TAXI AND LIMOUSINE REGULATION

BE IT RESOLVED as a policy of the Council of the Halifax Regional Municipality pursuant to Section 305 of the *Motor Vehicle Act* and Section 26 of the *Municipal Government Act* as follows:

1.0 SHORT TITLE

- 1.1 This Administrative Order may be cited as Administrative Order Number Thirty-Nine, the Taxi and Limousine Regulation Administrative Order.

2.0 REGULAR FARES

- 2.1 Subject to section 3, the fares that may be charged by taxi drivers, accessible taxi drivers and limousine drivers within the Municipality are set out in Schedule 1.

3.0 SPECIAL AIRPORT AND PORT FARES

- 3.1 Despite section 2, a taxi driver or accessible taxi driver;
- (a) transporting cruise ship passengers from the cruise ship compound at the Halifax Port Corporation property to the destinations outlined in Schedule 2 to this Administrative Order may charge the fares set out in that Schedule; and
 - (b) transporting passengers to or from the Halifax International Airport to and from the destinations outlined in Schedule 3 may charge the fares set out in that Schedule.

4.0 TAXI ROOF LIGHT, VEHICLE MARKING REQUIREMENTS & DESIGN

- 4.1 No vehicle may be operated as a taxi or accessible taxi unless it is equipped with a taxi roof light affixed on the top of the vehicle that;
- (a) meets the design requirements set out in Schedule 4;
 - (b) is affixed on the top of the vehicle as near as possible to the centre of the roof, and positioned so the front of the roof light is facing the front of the vehicle and is

clearly visible from all sides of the vehicle:

- (c) is equipped with one or more number 1156 clear bulbs, or with a fluorescent bulb or LED light that emits an equivalent amount of light as a 1156; and
- (d) bears the business name under which the vehicle is being operated in the location and manner set out in Schedule 4 for the zone for which the taxi owner's license has been issued.

4.2 The bulb or light required by subsection 4.1(c) must be mounted in the interior of the sign and:

(a) must be illuminated when the vehicle is being operated as a taxi or accessible taxi for hire but is not carrying passengers or parcels; or

(b) must be turned off when the taxi is transporting passengers or parcels.

4.3 Despite section 4.1 an accessible taxi may be operated without a roof light affixed on the top of the taxi vehicle, if it has markings on both sides of the vehicle showing the business name under which it is being operated and the taxi license number; and

4.4 A high sided vehicles such as a van, crossover vehicle or sport utility vehicle may in addition to a roof sign, display markings on both sides of the vehicle showing the business name under which it is being operated and the taxi license number.

5.0 VEHICLE REQUIREMENTS

5.1 All taxis, limousines and accessible taxis must comply with the standards set out in Schedule 5.

6.0 ZONES

6.1 The Municipality is divided into the following three zones for the licensing of taxis:

(a) the County Zone, being the area of the Halifax Regional Municipality that is not within either the Dartmouth zone or the Halifax zone.

(b) the Dartmouth Zone, being the geographical area of the former City of Dartmouth.

(c) the Halifax Zone, being the geographical area of the former City of Halifax and the areas also known as Harrietsfield, Sambro, Ketch Harbour and Portuguese Cove.

7.0 LIMITS ON NUMBER OF TAXI OWNER LICENSES

7.1 The number of taxi owner licenses, inclusive of conditional owner licenses, for each zone in force at any time in the Municipality is:

- (a) in the Halifax Zone, 610 licenses;
- (b) in the Dartmouth Zone, 200 licenses; and
- (c) in the County Zone, 190 licenses.

8.0 APPLICANT FOR A NEW TAXI OWNER LICENSE

- 8.1 The applicant for a taxi owner's license must be the holder, in good standing, of a taxi driver's license issued by the Municipality.
- 8.2 An applicant who receives an offer of a taxi owner's license must complete all of the requirements for licensing a vehicle as a taxi under By-Law T-1000 within 30 days of the date of the offer.
- 8.3 If an applicant for a taxi owner's license who holds a taxi owner's license in any zone in the Municipality in his or her name or in the name of a corporation in which the applicant is a shareholder receives an offer of a new owner license, the applicant must surrender the current license within 30 days of the date of the offer.
- 8.4 A permanent owner's license may be issued only to an applicant who has successfully completed the National Standards Certification for Taxicab/Limousine Drivers.
- 8.5 If an applicant, at the time of being offered a taxi owner's license, has not successfully completed the National Standards Certification for Taxicab/Limousine Drivers, the applicant may only be issued a conditional taxi owners license.
- 8.6 A conditional taxi owner's license expires on the first anniversary of its date of issue unless, before its expiry, the holder of the conditional license successfully completes the National Standards Certification for Taxicab/Limousine Drivers and converts to a permanent owner's license.
- 8.7 A conditional owner's license is not renewable.
- 8.8 Sections 8.1 – 8.6 apply only to the issuance of a taxi owner's license to an applicant from the waiting list and not to taxi owner's license renewals.

9.0 WAITING LIST

- 9.1 The waiting lists for taxi owners licenses, if any, of applicants prepared for each zone under sections 77, 78 and 78A of By-law Number T-108 of the Municipality, as those sections read immediately before the repeal of By-law Number T-108, are continued in force.
- 9.2 If there are no names on a waiting list for a zone, the list must be closed but the Licensing Authority must re-open it or establish a new list whenever the number of applications for taxi owner licenses for the zone exceeds the number of licenses available in the zone.
- 9.3 If the Licensing Authority receives an application for a taxi owner's license for a zone that cannot be issued because the prescribed number of licenses for that zone have already been

issued, the Licensing Authority shall add the applicant's name to the end of the current waiting list, in order of the date and time of receipt of the application and must process the names in order of seniority as they appear on the list as the number of licenses in the zone to which the application relates drops below the prescribed number of licenses for that zone.

- 9.4 Whenever a new taxi owner license can be issued because the number of licenses in force in a zone has fallen below the number prescribed for the zone, the applicants on the waiting list shall be offered the first opportunity to obtain a license in order of their seniority on the list, and the Licensing Authority shall notify the applicant forthwith by registered mail addressed to the mailing address of the driver maintained by the Licensing Authority that the applicant is being offered a license.
- 9.5 An applicant's name must be removed from the waiting list.
- (a) Upon the issuance of an owner's license to the applicant; or
 - (b) if the applicant fails to license a vehicle as a taxi within 30 days of the delivery of the notice of an offer of an owner's license.
- 9.6 The procedure set out in sections 9.4 and 9.5, must be repeated until the numbers of owners licenses, including conditional owner's licenses, in force in a zone, is equal to the number of licenses prescribed for the zone or until no names remain on the waiting list, whichever occurs first.
- 9.7 The name of an applicant must be removed from a waiting list on the conclusion of any applicable appeal process if the applicant's driver's license is cancelled, revoked or otherwise lapses.
- 9.8 Nothing in section 9.5, 9.6 or 9.7 prevents a person who holds a driver's license from re-applying for a taxi owner's license and having his or her name added at the end of the waiting list, if any, for the zone to which the application relates.

10 Zone Exceptions

- 10.1 Pursuant to section 39.3 of By-law T-1000, a taxi driver may pick up and drop off passengers or parcels within a zone for which the taxi is not licensed when:
- (a) the place of commencement and final destination of the passenger's journey in the taxi are in compliance with By-Law T-1000;
 - (b) at anytime in the seven-hour period between 11:00 p.m. on a Thursday and 6:00 a.m. on Friday;
 - (c) at anytime in the seven-hour period between 11:00 p.m. on a Friday and 6:00 a.m. on Saturday;
 - (d) at anytime in the seven-hour period between 11:00 p.m. on a Saturday and 6:00 a.m. on Sunday; and

(e) at such other times, dates and places as are permitted by resolution of the council of the Municipality.

Administration Order # 39

Schedule 1

TAXI AND ACCESSIBLE TAXI RATE SCHEDULE

THREE DOLLARS AND NINE CENTS initial charge, up to 0 metres.

THIRTEEN CENTS each 79.3 metres.

TWENTY-FIVE DOLLARS AND EIGHTY CENTY per hour waiting time
(\$0.215 per 30 Sec)

SEVENTY CENTS each additional passenger

HOURLY DRIVING RATES by arrangement between driver and passenger, without meter -
THIRTY-ONE DOLLARS AND THIRTY CENTS PER HOUR

BRIDGE TOLL – In addition to the regular taxi fare, a \$1.00 fee will be added to fares when a paying trip involves a bridge crossing for the carriage of passengers or parcels.

TEN CENTS - for each article, piece of luggage, parcel or bag of groceries handled or placed in the trunk by driver.

CHILDREN under ten shall be carried FREE when accompanied by an adult;

SPECIAL RATES by contract are permissible when such rates are provided for by contract between the taxi owner or taxi driver and the customer. When customer contact to obtain taxi service is initiated either by telephone, electronic transmission, the customer is entitled to the

fare by meter rate, unless a special rate is agreed upon prior to the taxi departing for the customer pickup. When customer contact is initiated in person, the customer is entitled to the fare by meter rate unless a special rate is agreed upon prior to commencement of trip.

PROOF OF PAYMENT OR PARTIAL PAYMENT IN ADVANCE maybe requested by a taxi driver or owner, prior to transporting the passenger or passengers.

LIMOUSINE HOURLY RATE

SHALL BE WHAT EQUATES TO A MINIMUM HOURLY RATE OF SIXTY TWO DOLLARS AND SIXTY CENTS

(Rates Include HST)

Administration Order # 39

Schedule 2

CRUISE SHIP PASSENGER TAXI AND ACCESSIBLE TAXI RATE PER VEHICLE

(Rates Include HST)

THE PER VEHICLE RATE FOR TRANSPORTING CRUISE SHIP PASSENGERS FROM THE HALIFAX PORT CORPORATION PROPERTY SHALL BE WHAT EQUATES TO AN HOURLY RATE OF \$49.00

Schedule 3

TAXI AND ACCESSIBLE TAXI RATES TO AND FROM AIRPORT (Rates Include HST)

Note: If passengers are proceeding to more than one destination, drivers will not charge more than the approved rate for the first destination and the metered rate from the restarted meter for each of the succeeding destinations.

Note: If a destination is located where two zones are divided (by roads), the fare is the lesser of the two.

Destination	Details	Rate	Zone
Halifax	Peninsula commencing beyond Kearney Lake Rd off Bedford Hwy to Hwy 102 including Bayers Lake and St Margaret's Bay Rd to Rotary	\$57.75	14
	South of the Armdale Rotary including up to corner of North West Arm Dr and Old Sambro Rd to and including William Lake Rd	\$65.35	16
	South of William Lake from corner of Spry Av off Herring Cove Rd to corner of North West Arm Dr and Old Sambro Rd and including Leiblin Park and Thornhill	\$70.75	17
	Ragged Lake	\$65.35	16
Dartmouth	From Hwy 118 exit 13 including Burnside, Shannon Park, Portland & Pleasant, west of Prince Albert Rd, Banook Lake and Main St.	\$54.45	11
Dartmouth (con't)	From Main St including up to Ross Rd and connecting to Cole Harbour Rd, West of Bisset Rd including Colby Village to Atholea Dr off Caldwell Rd	\$59.90	15
	East of Portland & Pleasant up along Prince Albert Rd and Main St up to and including Belmont Av off Pleasant St	\$59.90	

	Beyond Atholea Dr off Caldwell Rd	\$63.35	18
	Montegue Rd including Cherry Brook up to Lake Major Rd, including to Main St and Neilson Dr	\$54.45	11
Bedford	From Lakeview, including Dartmouth Rd to Meadowbrook Dr off Bedford Hwy	\$41.40	8
Bedford	From Meadowbrook Dr off of Bedford Hwy to and including Kearney Lake Rd to Hwy 102	\$49.00	10
Sackville	Up to corner of Beaverbank Rd and Sackville Dr including Lucasville Rd until Hwy overpass and including Lakeview Rd crossing Cobequid Rd	\$41.40	8
	Ashburn Golf Club to Terry Rd off Windgate Dr including Windsor Junction Rd until it meets with Cobequid Rd	\$35.95	6
	Corner of Beaverbank Rd and Sackville Dr to Lucasville Rd until Hwy overpass and #1459 Sackville Dr. (old Sackville Club)	\$52.30	5
	Beyond #1459 Sackville Dr. up to Lewis Lake	\$57.75	3
Airport & Aerotech	Airport Property, Hotels and nearby surrounding area	\$19.60	Property Trip
Beaver Bank	Including Sindha Dr and West of Terry Rd off Windgate Dr to corner of Beaverbank Rd and Sackville Dr	\$52.30	5
	South of Pinchaven Rd including Kinsac Rd	\$57.75	3
Beaver Bank (con't)	From Kinsac Rd up to Beaverbank Villa	\$63.20	1
Bayside		\$96.95	
Beechville	Including Lakeside Industrial Park to corner of St Margaret's Bay Rd and Prospect Rd	\$65.35	16
Black Point		\$101.30	
Boutliers Point		\$88.20	
Brookside		\$80.60	
Chezzetcook	East	\$101.30	
	Head	\$101.30	
	West	\$98.00	
Cow Bay	Cow Bay Rd, corner of Bisset Rd to including	\$70.80	19

	corner of Dyke Rd near Dogwood Dr		
Dover	East	\$106.70	
	West	\$112.15	
Dutch Settlement		\$40.30	
Eastern Passage	Including Cow Bay Rd up to corner of Dyke Rd near Dogwood Dr	\$65.35	18
Elderbank		\$63.15	
Enfield		\$25.05	
Exhibition Park	Corner of St Margaret's Bay Rd and Prospect Rd including Mills Dr off Prospect Rd	\$65.35	16
Fall River	South of the corner of Lake Thomas and Holland Rd including Wilson Dr off Waverly Rd over to connection of Fall River Rd to Windsor Junction Rd	\$31.60	4
	Inn on the Lake to Wilsons Gas at the lights	\$31.60	4
Five Islands Lake		\$83.85	
French Village		\$87.15	
Goffs		\$19.60	
Glen Haven		\$83.85	
Glen Margaret		\$93.65	
Grand Lake		\$32.65	
Hackett's Cove		\$99.10	
Hammonds Plains	Hammonds Plains Rd and Kearney Lake Rd from Hwy 102 up to and including Pin Hi Golf Club (just beyond Lucasville Rd)	\$54.45	7
	Pockwock Road to End	\$65.35	
	Pockwock Road to Highway 103	\$65.35	
Harrietsfield		\$77.25	
Hatchett Lake		\$77.25	
Head of St. Margaret's		\$78.40	
Herring Cove		\$83.85	
Hubbards		\$105.65	
Hubley		\$83.85	
Indian Harbour		\$107.80	

Ingramport		\$87.15	
Jeddore	East	\$133.95	
	Head	\$124.15	
	West	\$129.60	
Ketch Harbour		\$88.20	
Kingswood		\$54.45	7
Lakeside	West of Raines Mill Rd off St Margaret's Bay Rd	\$70.80	13
Lakeview		\$41.40	
Lake Charlotte		\$129.60	
Lake Echo		\$74.05	
Lake Fletcher		\$33.75	
Lawrencetown	Beyond Ross Rd up to but not including Lyle Dr and from Bisset Rd including Rainbow Heaven to Corner of Cow Bay Rd	\$65.35	12
	West	\$74.05	
	Beach	\$81.70	
Lucasville	Commencing from Hwy 101 overpass on Lucasville Rd	\$54.45	7
Meaghers Grant		\$74.05	
Mineville		\$72.95	
Musquodoboit	Harbour	\$108.90	
	Middle	\$89.30	
	Upper	\$114.35	
Oakfield		\$28.30	
Oldham		\$23.95	
Peggy's Cove		\$115.45	
Porters Lake		\$86.00	
Portugese Cove		\$88.20	
Preston	North and East Preston including Lake Major Rd to east of Lower Partridge River Rd including Mineville Rd from Hwy 107 exit 18	\$65.35	12

Prospect		\$93.65	
Purcells Cove		\$75.15	
Queensland		\$105.65	
Sambro		\$90.40	
Seabright		\$87.15	
Shad Bay		\$79.50	
Sheet Harbour		\$220.00	
Ship Harbour		\$171.00	
Tantallon		\$77.30	
	Upper	\$71.87	
Terence Bay		\$98.10	
Timberlea	East of Cranberry Ln off St Margaret's Bay Rd	\$70.60	13
Waverley	Beyond Wilson Dr to corner of Windsor Junction Rd and Cobequid Rd including east of Rocky Lake Drive	\$35.95	6
Waverley	East of the corner of Waverley Rd and Rocky Lake Rd to Mount Portobello	\$41.35	9
Wellington	Corner of Lake Thomas Dr and Holland Rd up to Laurie Park	\$34.85	2
Whites Lake		\$86.05	
Windsor Junction	Ashburn Golf Club to Terry Rd off Windgate Dr including Windsor Junction Rd until it meets with Cobequid Rd	\$35.95	6


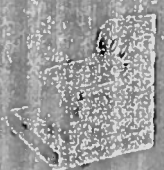
Schedule 4, Taxi Roof Light, Vehicle Markings Requirement & Design

Schedule 1 - Taxi Roof Light Specifications

DARTMOUTH ZONE	
<p>Front/Rear View</p> <p>Side View</p>	Roof Light Size - 568mm long Colour - Yellow Placement - Secured to centre of roof of cab with suction cups or magnets
	Cab Number Text - Cab Number Font - Arial Letter Size - front/rear - 51mm - sides - 42mm Letter Color - Blue Placement - Front, Rear, Both Sides of Roof Light
	Taxi Company Name Plate Plate Size - 456mm x 64mm Plate Color - Yellow Text - Company Name Font - Arial Letter Size - 47 mm high Letter Color - Red Placement - Front, Rear of Roof Light
	Illumination Number 1156 clear bulb or fluorescent bulb emitting an equivalent light

COUNTY ZONE	
<p>Front/Rear View</p> <p>Side View</p>	Roof Light Size - 568mm long Colour - White Placement - Secured to centre of roof of cab with suction cups or magnets
	Cab Number Text - Cab Number Font - Arial Letter Size - front/rear - 51mm - sides - 42mm Letter Color - Blue Placement - Front, Rear, Both Sides of Roof Light
	Taxi Company Name Plate Plate Size - 456mm x 64mm Plate Color - White Text - Company Name Font - Arial Letter Size - 47 mm high Letter Color - Green Placement - Front, Rear of Roof Light
	Illumination Number 1156 clear bulb or fluorescent bulb emitting an equivalent light

HALIFAX ZONE

<p>Front/Rear View</p> 	<p>Roof Light</p>	<p>Size - 425mm long Colour - White Placement - Secured to centre of roof of cab with suction cups or magnets</p>
<p>Side View</p> 	<p>Cab Number</p>	<p>Text - Cab Number Font - Arial Letter Size - front/rear - 51mm - sides - 42mm Letter Colour - Blue Placement - Front, Rear, Both Sides of Roof Light - top</p>
	<p>Taxi Company Name Plate</p>	<p>Plate Size - 456mm x 64mm Plate Colour - White Text - Company Name Font - Arial Letter Size - 47 mm high Letter Colour - Red Placement - Front, Rear of Roof Light</p>
	<p>Zone</p>	<p>Text - HFX Font - Arial Letter Size - 50mm Letter Colour - Blue Placement - Both Sides of Roof Light - Bottom</p>
	<p>Illumination</p>	<p>Number 1156 clear bulb or fluorescent bulb emitting an equivalent light</p>

Administrative Order 39

**SCHEDULE 5
VEHICLE REQUIREMENTS**

- 1 A taxi, accessible taxi or limousine must be maintained to the following requirements:
 - (a) be equipped with an engine of at least four cylinders;
 - (b) pass inspection by an authorized official of the Licensing Authority;
 - (c) bear a valid, non-rejected, Province of Nova Scotia motor vehicle safety sticker and matching certificate, which is not more than 12 months old;
 - (d) be insured in the amounts and with the coverage required by By-law T-1000;
 - (e) have a height from the top of the floor to the underneath side of the roof of at least 45 inches;
 - (f) have a width from the inside of one door post to the inside of the door post on the opposite side of at least 54 inches;
 - (g) have a length from the dashboard, excluding extremities, to the front of the back seat of at least 63 inches;
 - (h) have first class repairs with no visible body fillers, rust, primer paint, accidental damage or similar defects and the interior passenger and trunk area must be maintained in a clean and orderly condition;
 - (i) have a wheelbase measurement of at least 105 inches;
 - (j) have a maximum seating capacity of eight passengers excluding the driver; and
 - (k) have matching wheel covers or designer rims on all 4 wheels, winter rims are permitted between October 15th to April 30th, must be kept clean and rust free.
2.
 - (1) A taxi must have a minimum of four passenger doors (excluding any rear hatches) and may be a sedan, station wagon, sport utility vehicle (SUV), cross over vehicle or mini-van.
 - (2) Despite section 1, a smaller fuel efficient vehicle, may be used as a taxi if
 - (a) the performance standard for the vehicle fuel consumption is 7.8 litres of fuel per 100 kilometres or less
 - (b) the vehicle meets the requirements of paragraphs (1) (b) (c) (d) (h) and (j);
 - (c) the vehicle has a width from the inside of one door post to the inside of the door post on the opposite side of at least 51 inches; and
 - (d) the vehicle has a wheelbase measurement from the centre of the front wheel to the centre of the rear wheel of at least 101 inches.
- 3 An accessible taxi must provide ease of entry to or egress from the vehicle in a safe and dignified manner by means of an on-board lift or ramp, and conforms with all sections of Canadian Standard Association D409-02: Motor Vehicles for the Transportation of Persons with Physical Disabilities;

4. (1) A limousines must be a full sized luxury class sedan or full sized luxury class sport utility vehicle (SUV) vehicle and must have:
 - (a) a minimum of four passenger doors (excluding any rear hatches);
 - (b) standard seating capacity for at least four passengers and a maximum seating capacity of eight passengers excluding the driver;
 - (c) a leather or other superior quality upholstered interior; and
 - (d) a minimum of four of the following features:
 - (i) glass partition separating the front and rear seats;
 - (ii) top quality interior appointments, being either leather or other plush upholstery;
 - (iii) power windows;
 - (iv) one-way tinted glass;
 - (v) television;
 - (vi) stereo system;
 - (vii) cellular telephone;
 - (viii) air conditioning;

4. (2) Only vehicles of the following makes may be used as limousines:
 - (i) Cadillac;
 - (ii) Lincoln;
 - (iii) Rolls Royce;
 - (iv) Jaguar;
 - (v) Mercedes-Benz;
 - (vi) Bentley;
 - (vii) Royal Princess.

4. (3) Despite section 4.(2), a vehicle that the Licensing Authority determines to be of comparable limousine quality and interior to vehicles of the makes listed in that subsection may be used as a limousine.

**HALIFAX REGIONAL MUNICIPALITY
BY-LAW NUMBER T-1000**

**RESPECTING THE REGULATION OF TAXIS, ACCESSIBLE TAXIS AND
LIMOUSINES**

BE IT ENACTED by the Council of the Halifax Regional Municipality, under the authority of Section 305 of the *Motor Vehicle Act*, Chapter 293, R.S.N.S. 1989 as follows:

1.0 SHORT TITLE

1.1 This by-law may be cited as By-law Number T-108 or as the *Halifax Regional Municipality Taxi and Limousine By-law*.

2.0 APPLICATION

2.1 (1) Subject to subsection (2), this by-law applies to vehicles used for the purpose of carrying passengers for hire in the Municipality and to the owners and operators of those vehicles.

(2) This by-law does not apply to:

(a) a vehicle licensed under the *Motor Carriers Act* or to the owner or operator of the vehicle;

(b) a vehicle engaged in a not for profit car pool or free for use shuttle service or the owner or operator of the vehicle; and

(c) a vehicle transporting for hire passengers or goods brought into the Municipality from outside the limits of the Municipality, or transporting for hire passengers or goods taken on within the limits of the Municipality to be discharged or unloaded outside the limits of the Municipality.

3.0 DEFINITIONS

3.1 In this by-law

“**accessible taxi**” means a vehicle licensed under this By-law as an accessible taxi;

“Appeal Committee” means the Committee established by the Municipality with authority to hear appeals of decisions made or actions taken pursuant to the provisions of this by-law;

“driver’s license” means a license issued by the Municipality to a person permitting that person to operate a vehicle for hire within the Municipality, and includes a conditional taxi driver’s license where the context permits;

“licensed driver” means a person who holds a valid driver’s license permitting that person to operate a vehicle for hire within the Municipality;

“licensed owner” means the holder of an owner’s license for a licensed vehicle;

“licensed vehicle” means a vehicle that is licensed under this by-law as a taxi, accessible taxi or limousine;

“Licensing Authority” means the office responsible for the licensing and enforcement of By-law T-1000, related regulations, and Administrative Orders, as designated by the Chief Administrative Officer or designate;

“limousine” means a vehicle that is licensed under this by-law as a limousine;

“medical report” means a report made by a physician licensed to practice in the Province of Nova Scotia;

“Municipality” means the Halifax Regional Municipality;

“owner” means the person issued the vehicle’s license plates, as indicated on the permanent Nova Scotia Vehicle Registration Permit for the vehicle, and includes any other person who holds the legal title of the vehicle;

“owner’s license” means a taxi owner’s license, an accessible taxi owner’s license or limousine owner’s license, and includes a conditional taxi owner’s license, conditional accessible taxi owner’s license or conditional limousine owner’s license where the context permits;

“parcels” includes boxes, packages and other articles of whatever nature;

“public place” includes any highway, street, road, lane, alley, taxi stand or other public place in the Municipality;

“service animal” means any animal individually trained to do work or perform tasks for the benefit of the individual with a disability or is used for search and rescue or law enforcement;

“taxi” means a vehicle that is licensed under this by-law as a taxi, but does not include an accessible taxi;

“taxi meter” means a mechanical or electronic meter that automatically measures and registers the distance travelled by the vehicle and the fare corresponding to the distance as determined using the fares prescribed by Administrative Order 39 ;

“vehicle” means a motor vehicle;

“vehicle for hire” means a licensed vehicle while in engaged in the transport of passengers or parcels for a fee;

“zone” means the geographical service area in respect of which a taxi owner’s license is issued, as prescribed by Administrative Order 39.

4.0 OPERATING A LICENSED VEHICLE

4.1 For the purposes of this by-law the operation of a vehicle includes:

- (a) transporting passengers or parcels for hire in or through any public place in the Municipality;
- (b) being in or on any public place in the Municipality while in control of a vehicle for the purpose of offering the vehicle for hire:
 - (i) soliciting passengers for hire regardless of the method used to offer the vehicle for hire or
 - (ii) to solicit passengers and regardless of the method used to signal the driver that a person wants to engage the vehicle; and
- (c) waiting at any location in the Municipality, whether in a public place or a private place, while in the control of a motor vehicle for the purpose of offering the vehicle for hire:
 - (i) soliciting passengers for hire regardless of;
 - (ii) the method used to offer the vehicle for hire or to solicit passengers and regardless of the method used to signal the driver that a person wants to engage the vehicle.

5.0 NUMBER OF ACCESSIBLE TAXIS AND DRIVERS NOT AFFECTED

5.1 Nothing in this by-law affects or limits either directly or indirectly the number of accessible taxi drivers or the number of accessible taxi vehicles that may be licensed in the Municipality or in any zone in the Municipality.

PART 1 ADMINISTRATION

6.0 ROLE OF LICENSING AUTHORITY

6.1 The Licensing Authority is responsible for the regulation of licensed vehicles, licensed owners and licensed drivers and the administration and enforcement of the provisions of this by-law, and related regulations, and includes any officer or official carrying out those duties under this by-law.

6.2 The Licensing Authority must:

- (a) make all necessary inquiries concerning applications for licenses under this by-law;
- (b) examine or cause to be examined every applicant for a driver's license for compliance with this by-law;
- (c) examine or cause to be examined every vehicle to be licensed for compliance with this by-law;
- (d) keep a register of all licenses granted containing the name and complete mailing address of every license holder and the date of issue of each license;
- (e) issue licenses in accordance with this by-law if all requirements have been met;
- (f) provide applicants with a copy of this by-law and Administrative Order 39, upon request; and
- (g) determine by inspection and enquiry from time to time whether licensed owners, licensed drivers and licensed vehicles continue to comply with the provisions of this by-law and all applicable laws.

6.3 The Licensing Authority in its sole discretion may abridge or extend the time limits provided for in this bylaw.

PART 2
PROHIBITIONS RELATED TO UNLICENSED VEHICLES AND DRIVERS

7.0 OPERATION OF VEHICLES

7.1 A person must not operate a vehicle to provide the services of a taxi, accessible taxi or limousine and the owner of a vehicle must not permit its operation as a vehicle to provide the services of a taxi, accessible taxi or limousine unless:

- (a) the vehicle is the subject of a valid taxi owner's license in the case of a vehicle offering the services of a taxi;
- (b) the vehicle is the subject of a valid accessible taxi owner's license in the case of a vehicle offering the services of an accessible taxi;
- (c) the vehicle is the subject of a valid limousine owner's license in the case of a vehicle offering the services of a limousine;
- (d) in the case of a taxi or accessible taxi, the original of the owner's license (photocopy or other facsimile is not permitted) for the vehicle is conspicuously displayed on or above the doorpost or on the rear portion of the front seat, and, in case of a limousine, the original of the owner's license (photocopy or other facsimile is not permitted) for the vehicle is in the vehicle and available for presentation upon request; and
- (e) the license sticker issued for the vehicle by the Licensing Authority for the current license year is affixed to the vehicle in the location and manner prescribed by Administrative Order 39, or is affixed in such other location on the vehicle as approved by the Licensing Authority.

7.2 Subsection (1) does not apply so as to require a vehicle to be licensed under this by-law if it is used to transport parcels for a fee if it is not used to transport passengers for a fee.

7.3 A person must not operate a licensed vehicle as a vehicle for hire unless:

- (a) the person holds a valid driver's license issued pursuant to this by-law;
- (b) the original of the driver's license (photocopy or other facsimile is not permitted) is conspicuously displayed in the vehicle and is readily visible to any passenger who may be in it.

8.0 DEEMED OPERATION OF TAXI OR ACCESSIBLE TAXI

8.1 A person who is in control of a taxi or accessible taxi in the Municipality while the vehicle's taxi roof sign is displayed or uncovered is deemed to be operating the vehicle as a vehicle for hire.

PART 3 OWNERS' LICENSES

9.0 OBTAINING OR RENEWING AN OWNER'S LICENSE

9.1 The Licensing Authority may issue owner's licenses that are either conditional or permanent.

9.2 Subject to this by-law, an owner of a motor vehicle

- (a) who is an individual may obtain or renew an owner's license by applying in person to the Licensing Authority; or
- (b) that is a corporation may obtain or renew an owner's license by having an officer of the corporation apply in person to the Licensing Authority.

9.3 An application to obtain or renew an owner's license must be accompanied by:

- (a) a criminal record/vulnerable sector check in respect of the applicant, or if the applicant is a corporation, a criminal record/vulnerable sector check in respect of each shareholder holding 25% or more of any type or series of shares in the applicant corporation;
- (b) a statutory declaration attesting to the matters required by the Licensing Authority;
- (c) all applicable fees for the license as set by Administrative Order 15; and
- (d) if the applicant is a corporation, a current print out from the Nova Scotia Registry of Joint Stocks showing an active status for the corporation that will operate the vehicle to which the license relates and if that corporation is not the holder of the owner's license also a letter authorizing the use of the corporation's name.

9.4 Despite subsection 9.3 (a), if the applicant has applied for a criminal record/vulnerable sector report but the report is not available at the time of the application, the Licensing Authority may grant the applicant a conditional owner's

license pending receipt of a satisfactory report, if the applicant submits proof to the Authority that the applicant has applied and paid for the report and a statutory declaration attesting to the application for the record.

9.5 If a conditional owner's license has been issued in the circumstances described in section 9.4 and the criminal record/vulnerable sector report is not received by the Licensing Authority:

- (a) within 30 days of the date of issue, the conditional owner's license is automatically suspended until the report is received by the Licensing Authority; and
- (b) within six months of the date of issue, the conditional owner's license is automatically terminated.

9.6 If a conditional owner's license has been issued in the circumstances described in section 9.4 and an unsatisfactory criminal record/vulnerable sector report is provided, the Licensing Authority must immediately suspend the owner's license while the Licensing Authority confirms the information contained in the report, and if the information is confirmed the owner's license must be cancelled by the Licensing Authority.

9.7 The following insurance requirements apply to a vehicle that is the subject of an application under this section:

- (a) the vehicle must be insured by an automobile insurance policy that provides public liability insurance, passenger hazard insurance, and property damage insurance in an amount not less than \$1,000,000.00 without any limit on any particular claim up to that amount regardless of the number of persons involved or the nature of the damage;
- (b) if the application is in respect of an accessible taxi, the vehicle must, in addition to the insurance required by subsection (a), be insured by a policy of insurance that expressly includes coverage against all loss, damage and claims arising out of or in connection with the loading or unloading or transporting of disabled persons;
- (c) the applicant must deposit the policy or policies required by this section with the Licensing Authority; and
- (d) the applicant must have directed the insurance company issuing an insurance policy required by this section to advise the Licensing Authority of any change to the coverage and terms of the insurance policy during the term of the license

and to notify the Licensing Authority when the insurance policy is no longer in effect.

9.8 Despite the definition of "owner" in section 3, if an owner's license held on October 19, 2010, was at that time subject to a written agreement in respect of a vehicle under which agreement the license holder was not the title or plate holder of the vehicle, the owner's license may be renewed if the agreement between the two parties has continued uninterrupted since October 19, 2010 and as long as the agreement continues uninterrupted.

9.9 A vehicle to be licensed must meet the requirements prescribed by Administrative Order 39 and at any given time may be licensed as only one of the following:

- (a) a taxi;
- (b) an accessible taxi; or
- (c) a limousine.

9.10 An expired owner's license is not valid and not operational, but may be renewed within a 30-day grace period following its expiration date.

9.11 An expired owner's license cannot be renewed if more than 30 days have elapsed since its expiration date.

9.12 The Licensing Authority may waive the requirement under subsection 9.2 (a) for an individual to appear in person, if the individual submits a medical report satisfactory to the Licensing Authority setting out the medical reasons why applicant is unable to attend in person.

9.13 The Licensing Authority must not issue or renew an owner's license unless the applicant and the vehicle to be licensed meets or continues to meet the requirements of this by-law and all applicable laws.

9.14 The Licensing Authority must not issue or renew a taxi or limousine owner's license if the applicant:

- (a) is not a licensed driver in the Municipality; or
- (b) in respect of a taxi owner's licence, the applicant already holds a taxi owner's license in the Municipality either in his or her name or in the name of a corporation in which the applicant is a shareholder.

9.15 Section 9.14 does not apply to the renewal of an owner's license first issued before July 19, 2008, unless the owner has become a licensed driver subsequent to that date.

9.16 The Licensing Authority must:

- (a) suspend a taxi or limousine owner's license issued to an individual during such periods of time as the provincially issued license to the individual to operate a passenger vehicle is suspended or the driver's license held by the individual in accordance with this by-law is suspended; and
- (b) cancel a taxi or limousine owner's license issued to an individual if the provincially issued license to the individual to operate a passenger vehicle is cancelled or the driver's license held by the individual in accordance with this by-law is cancelled.

9.17 Section 9.16 does not apply to owner's license first issued before July 19, 2008, unless the owner has become a licensed driver subsequent to that date.

9.18 Upon application to the Licensing Authority, a license holder may change the registered vehicle that is the subject of an owner's license to another vehicle that complies with this by-law.

9.19 (1) An owner's license is the property of the Municipality, is non-transferable, and automatically expires upon the death of the holder.

- (2) An owner's license issued in the name of a corporation may be renewed but is non-transferable and automatically expires on the sale, devolution or other transfer of any shares of the corporation or upon the issuance of any new shares by the corporation.

- (3) The reproduction of an owner's license in any manner is prohibited.

9.20 A conditional taxi owner's licence may not be renewed but is otherwise subject to the same privileges and requirements as a permanent taxi owner's licence unless, and to the extent, the contrary is provided for in this By-Law.

10.0 BUSINESS NAME AND ADDRESS

10.1 (1) An owner's license must specify:

- (a) the business name under which the vehicle to which the license relates is to be operated; and

(b) the business address and telephone number from which the vehicle is to operated.

(2) The applicant for an owner's license or for the renewal of an owner's license must, at the time of the application, provide the Licensing Authority with a company authorization letter or a current print out from their Nova Scotia Registry of Joint Stocks showing an active status for applicant as a the proprietorship, partnership or corporation, as the case may be.

10.2 A person must not operate a licensed vehicle as a vehicle for hire:

(a) under any business name other than the name specified on the owner's license; or

(b) from any address other than the business address specified on the owner's license.

10.3 At least three days before making the change, the owner's license holder must notify the Licensing Authority of any change in:

(a) the business name under which the licensed vehicle is operated;

(b) the business address from which the licensed vehicle is operated; or

(c) the owner's residential address.

10.4 Saturday, Sunday and holidays are not to be included in calculating the three-day period under section 10.3.

11.0 VEHICLE REGISTRATION & OWNERSHIP PERMIT

11.1 The holder of an owner's license must notify the Licensing Authority of any change in the Nova Scotia vehicle registration permit for the licensed vehicle forthwith after the change.

11.2 An owner's license automatically terminates unless the holder of that owner's license registers another vehicle to the license by the earlier of (a) 30 days from the removal of the vehicle or (b) 30 days from the expiration date of the license, in the event of the following:

(a) holder of an owner's license ceases to be the owner of licensed vehicle;

- (b) the owner's license can not be renewed because the licensed vehicle is not in compliance with the vehicle requirements under this by-law; or
- (c) the licensed vehicle is otherwise removed from an owner's license

PART 4 DRIVERS' LICENSES

12.0 OBTAINING A DRIVER'S LICENSE

12.1 Subject to this by-law, an individual may obtain or renew a driver's license by applying in person to the Licensing Authority using the form supplied by the Licensing Authority.

12.2 An application for a driver's license must be accompanied by:

- (a) a criminal record/vulnerable sector check dated within 30 days of the application;
- (b) a statutory declaration of the applicant attesting to the matters required by the Licensing Authority;
- (c) all applicable fees for the license as set by Administrative Order 15;
- (d) two professionally taken passport style photographs dated within 30 days of the date of application which are neither heat sensitive nor subject to fading; and
- (e) a satisfactory Nova Scotia Registry of Motor Vehicles (Client Use) abstract of the applicant's minimum class 4 driving record, dated within 30 days of the date of application.

12.3 Despite subsection 12.2 (a), if the applicant is renewing a current driver's license and has applied for a criminal record/vulnerable sector report but the report is not available at the time of the application, the Licensing Authority may grant the applicant a conditional driver's license pending receipt of a satisfactory report, if the applicant submits proof to the Authority that he or she has applied and paid for the report and a statutory declaration attesting to the application for the record report.

12.4 If a conditional driver's license has been issued in the circumstances described in section 12.3 and the criminal record/vulnerable sector report is not received by the Licensing Authority:

(a) within 30 days of the date of issue, the conditional owner's license is automatically suspended until the report is received by the Licensing Authority, and

(b) within six months of the date of issue, the conditional driver's license is automatically terminated.

12.5 If a driver's license has been issued in the circumstances described in section 12.3 and the criminal record/vulnerable sector report is not satisfactory to the License Authority, the License Authority must immediately suspend the driver's license while the Licensing Authority confirms the information contained in the report, and if the confirmed information is not satisfactory to the Licensing Authority the conditional driver's license must be cancelled by the Licensing Authority.

13.0 DRIVER'S NAME AND ADDRESS

13.1 An applicant for a driver's license must supply a valid residential address and telephone number as part of the licensing information.

13.2 Within three business days of a change in his or her residential address or telephone number, a licensed driver must notify the Licensing Authority of the current information.

14.0 CONDITIONAL AND PERMANENT DRIVERS' LICENSES

14.1 The Licensing Authority may issue drivers' licenses that are either conditional or permanent.

14.2 Subject to section 14.4, a person who has not previously held a permanent driver's license may only apply for a conditional driver's license.

14.3 An applicant may be issued a conditional driver's license if the applicant has met all other requirements of this by-law; and

(a) has supplied proof of successful completion of the English Language proficiency test, as in effect from time to time, approved by the Licensing Authority;

- (b) has successfully completed the licensing process and examinations, as in effect from time to time, approved by the Licensing Authority; and
- (c) has supplied proof of registration for the National Standards Certification Program for Taxicab/Limousine Drivers administered by the Nova Scotia Tourism Human Resource Council.

14.4 A person who has held a permanent driver's license pursuant to this by-law, within the two years preceding their application for a driver's license and who meets the requirements for a driver's license set out in this by-law may be issued a permanent driver's license.

14.5 The holder of a conditional driver's license who meets the requirements for a licensed driver set out in this by-law and who has successfully completed the National Standards Certification Program for Taxicab/Limousine Drivers administered by the Nova Scotia Tourism Human Resource Council may be issued a permanent driver's license.

14.6 A conditional driver's licence may not be renewed but is otherwise subject to the same privileges and requirements of a permanent driver's licence unless, and to the extent, the contrary is provided for in this By-Law or Administrative Order 39.

14.7 If the holder of a driver's license issued by the Municipality suffers a suspension or revocation of his or her provincially issued license to operate a passenger vehicle, then that person's driver's license must be correspondingly suspended or revoked for the same period of time.

14.8 (1) A driver's license is the property of the Municipality, is non-transferable and automatically terminates upon the death of the holder.

(2) The reproduction of a driver's license in any manner is prohibited.

15.0 EXPIRY OF APPLICATIONS

15.1 An application for a driver's license automatically expires if the applicant fails to complete the examination process within 12 months from the date of the application.

16.0 FAILURE TO PASS EXAMINATIONS

16.1 An applicant for a driver's license who fails the examinations required by subsection 14.3 (b) twice within the 12 month period following the date of the application, must wait three months from the date of the last attempt before submitting a new application.

**PART 5
TERM OF LICENSES**

17.0 EXPIRY OF OWNERS' LICENSES

17.1 An owner's license held by an individual expires on the next anniversary date of the license holder's date of birth.

17.2 If an owner's license is held by a corporation, it may select a renewal date for the owner's license for that corporation and thereafter every owner's license held by that corporation expire on the next anniversary of that date.

18.0 EXPIRY OF DRIVERS' LICENSES

18.1 Permanent driver's licenses are valid for a period of up to two years and expires on the second anniversary date of the license holder's date of birth:

18.2 A conditional driver's license is only valid for 12 months and will terminate on the first anniversary of its date of issue.

18.3 If a person's conditional driver's license has expired or been cancelled, that person is not eligible to apply for a permanent license or another conditional driver's license within six months of the expiration or cancellation date of the previous conditional license.

18.4 A driver's license automatically terminates upon the death of the holder.

19.0 FEES: PRORATION AND NONREFUNDABILITY

19.1 The Licensing Authority may in its discretion impose an increase or decrease in licensing fees prorated on a monthly basis to take into account circumstances in which a license is issued for a period of time other than the standard licensed period for that type of license.

19.2 The license fee for a license is not refundable if the license is cancelled, or suspended.

20. EXPIRY DATE TO APPEAR ON LICENSES

20.1 The expiry date must be clearly printed on every owner's license and every driver's license.

21.0 GRACE PERIOD: OWNERS' LICENSES

21.1 Despite the expiry of an owner's license, the license may be renewed at any time within 30 days following its expiry. Licenses in their grace period are not legal to operate.

21.2 Despite the expiry of an owner's license the Licensing Authority may upon application by an owner extend the period in which to renew an owner's license if:

- (a) the licensed vehicle to which the license relates has been damaged and prevents the vehicle from being operated as a vehicle for hire; and
- (b) the damage has been certified by an adjuster or the licensed owner's insurer or otherwise established to the satisfaction of the Licensing Authority.

21.3 An expired owner's license cannot be renewed if the grace period permitted by section 21.1 or as extended by section 21.2 has expired.

22.0 INCAPACITATED OWNERS AND DRIVERS

22.1 (1) Despite any limitation on the number of licences that may be issued, a driver's licence that has not been renewed because of illness or injury suffered by the license holder may be renewed at any time upon presentation to the Licensing Authority of a medical report satisfactory to the Authority that the licence holder was prevented for medical reasons, during the entire period in question, from being able to operate a taxi, accessible taxi or limousine, as the case may be as a vehicle for hire.

22.2 (1) Despite any limitation on the number of licences that may be issued, an owner's licence that has not been renewed because of illness or injury suffered by the license holder may be renewed at any time upon presentation to the Licensing Authority of a medical report satisfactory to the Authority that the licence holder was prevented for medical reasons, during the entire period in question, from being able to renew the licence.

22.3 Upon the request of the holder of an owner's license, supported by a medical report satisfactory to the Licensing Authority that establishes to the satisfaction of the Licensing Authority that the license holder is incapable of operating a vehicle as a vehicle for hire for medical reasons, the Licensing Authority must suspend the owner's license until such time as the owner supplies confirmation by way of a medical report satisfactory to the Licensing Authority that they are again capable of operating the vehicle for hire.

22.4 Despite any limitation on the number of owners' licenses that may be issued, if the Licensing Authority has confirmation of a medical suspension under section 22.3, the Licensing Authority, in its discretion, may issue an owner's license to the next person on the waiting list in that zone.

23.0 LICENSES BECOME INVALID AND NON OPERATIONAL ON EXPIRY

23.1 An owner's license or driver's license that has expired or that has been suspended, cancelled, revoked or terminated is not valid or operational.

24.0 REPLACEMENT LICENSES

24.1 An owner's licence or driver's licence that has been destroyed, lost or stolen will be replaced by the Licensing Authority upon receipt of sufficient proof of the destruction, loss or theft and upon payment of the fee required by Administrative Order 15.

PART 6 OWNERS' RESPONSIBILITIES

25.0 DUTY TO MAINTAIN INSURANCE

25.1 The holder of an owner's license:

- (a) must maintain the insurance described in section 9.7 at all times and must provide to the Licensing Authority, upon demand, evidence that the insurance is in force; and
- (b) must require the agent or the insurance company that issued the policy of insurance to immediately notify the Licensing Authority of any changes in coverage or the cancellation of any insurance policy.

25.2 The agent or the insurance company referred to in subsection 25.1 (b) must immediately notify the Licensing Authority of any change or cancellation of the policy of insurance.

25.3 The Licensing Authority must immediately suspend an owner's license if it receives notification or otherwise has reason to believe that the insurance for the licensed vehicle may have lapsed, been suspended or cancelled, and if it is confirmed that the vehicle is no longer insured, the Licensing Authority must cancel the owner's license.

25.4 Despite sections 25.1 and 25.3, if the holder of an owner's license submits a medical report satisfactory to the Licensing Authority establishing that the license holder is

incapable of operating the vehicle to which the license relates as a vehicle for medical reasons, the Licensing Authority shall suspend the owner's license until such time as the owner is again capable of operating the vehicle as a vehicle for hire.

26.0 ACCESSIBLE TAXIS: PHYSICALLY CAPABLE DRIVERS

26.1 The holder of an accessible taxi owner's license must ensure that all drivers of the accessible taxi to which the license relates are capable of providing and do provide all necessary assistance to passengers to facilitate the use of the accessible taxi.

27.0 DUTY TO ENSURE DRIVERS ARE LICENSED

27.1 The holder of an owner's license must not permit any person to operate the vehicle to which the license relates as a vehicle for hire unless the person is in possession of both a valid provincially issued Nova Scotia license to operate a passenger vehicle and a valid driver's license in accordance with this by-law.

PART 7 DRIVER RULES

28.0 COMPLIANCE

28.1 The driver of a licensed vehicle for hire must comply with the following rules while in control of the vehicle to which the license relates:

- (a) a driver must maintain a high standard of personal hygiene which will be reflected in a neat, clean and professional appearance and personal cleanliness at all times;
- (b) a driver must not have any other person in the vehicle while engaged by a passenger except the passenger unless that passenger gives their consent;
- (c) a driver must not charge separate fares when there is more than one passenger, unless agreed upon by all passengers;
- (d) upon being applied to in person or by radio, or other electronic means, a driver must, unless already engaged by a passenger, place themselves and the vehicle at the disposal of the person so applying and the driver must proceed to any place in the Municipality that the person requests, but the driver may refuse to drive the person if:
 - (i) the person's destination violates any owner's license zone restrictions applicable to the vehicle under this by-law;

- (ii) the person's conduct at the time of applying, is such that it causes a driver to fear for his or her safety; or
 - (iii) the person refuses to provide proof of payment or partial payment in advance, as provided for in Administrative Order 39.
- (e) a driver must transport any personal luggage accompanying a passenger and must place the luggage in and take it out of the vehicle if requested to do so by the passenger;
 - (f) if a driver engages to be at a particular place at a particular time, he or she must be punctual in attendance at the that time and place;
 - (g) a driver must not use abusive or insulting language and must not interfere with the free selection by any passenger of any vehicle;
 - (h) a driver while in any public place, must not be noisy or display behaviour that is disruptive or offensive to the public;
 - (i) a driver may solicit passengers but such solicitation must be done professionally and not in a manner that is noisy, disorderly or considered disruptive or offensive to the public;
 - (j) unless otherwise directed by the passenger, the driver must proceed to the destination by the most direct and shortest route;
 - (k) a driver must not refuse to transport a disabled passenger unless:
 - (i) the refusal is justified by physical limitations or disabilities of the driver, and the driver has provided a medical report to the Licensing Authority that supports his or her claim of physical limitations or disabilities, or
 - (ii) transporting the passenger would constitute a by-law violation; and
 - (l) a driver must not smoke in the vehicle nor permit passengers to smoke in the vehicle.

28.2 A driver of a licensed vehicle may determine whether a passenger may eat or drink while in the vehicle and where a passenger is to sit.

28.3 Despite subsection 28.1(f), a driver may refuse to handle luggage if the refusal is justified by his or her physical limitations or disabilities and a medical report on the physical limitations or disabilities has been filed with the Licensing Authority.

29.0 DUTY TO ASSIST PASSENGER

29.1 The driver of a licensed vehicle for hire must render all reasonable assistance requested by a passenger in entering or exiting the vehicle or in loading items into the vehicle.

PART 8 SMOKE FREE VEHICLES, SIGNS, FARES AND METERS

30.0 VEHICLES TO BE SMOKE FREE

30.1 The owner of a licensed vehicle must not permit smoking in the vehicle at any time, whether or not the vehicle is being operated at the time as a vehicle for hire.

30.2 Neither the owner nor the driver of a licensed vehicle may represent that it is a non-smoking vehicle or a smoke free vehicle if it has been smoked in while owned by the current owner.

31.0 SIGNS

31.1 A vehicle must not be operated as a taxi or an accessible taxi unless it is equipped with a taxi roof light sign that complies with the requirements for taxi roof lights set out in Administrative Order 39.

31.2 An accessible taxi is not required to have a taxi roof light sign if it has side markings that comply with the requirements for side markings set out in Administrative Order 39.

31.3 A taxi or accessible taxi may display only rooftop advertising that complies with the requirements for rooftop advertising set out in Administrative Order 39.

31.4 The taxi roof light sign must be removed from a taxi, accessible taxi or covered with opaque material when the vehicle is not in service as a vehicle for hire.

32.0 FARES

32.1 A licensed vehicle may carry passengers and their parcels for hire and may carry parcels for hire in the absence of passengers.

32.2 An owner or driver of a licensed vehicle must charge the applicable fares and rates prescribed by Administrative Order 39.

32.3 The fare or rate charged by the owner or driver of a licensed vehicle for the carriage of parcels in the absence of passengers must be the same as for the carriage of passengers.

32.4 An owner or driver of a taxi or accessible taxi is guilty of an offence if he or she receives or demands a fare that is greater than that registered on the vehicle's taxi meter, unless the fare is otherwise in accordance with the fares set out in Administrative Order 39.

32.5 It is not an offence for a driver of a vehicle for hire to accept a gratuity voluntarily offered by a passenger or in the absence of a passenger a person shipping or receiving parcels.

32.6 (1) The driver of a vehicle for hire must not demand any additional charge for:

(a) the transportation of wheelchairs, walkers or service animals accompanying disabled passengers; or

(b) escorting passengers to and from the first accessible door of their pick-up or destination.

(2) For the purposes of subsection(1)(a), "service animal" means any animal individually trained to do work or perform tasks for the benefit of the individual with a disability or is used for search and rescue or law enforcement.

32.7 It is not an offence for a driver of a vehicle for hire to negotiate with a passenger an amount to recover the costs of cleaning or repairing the vehicle if the passenger has damaged or soiled the vehicle.

32.8 The driver of a taxi or accessible taxi must post in a place which is clearly visible to passengers:

(a) a copy of Taxi Rate Schedule set out in Schedule 1 to Administrative Order 39; and

(b) if the driver charges fares provided for in Schedule 2 or 3 of Administrative Order 39, a copy of the tariff of fares as set out in the applicable Schedule.

33.0 TAXI METERS

33.1 A vehicle must not be licensed or operated as a taxi or accessible taxi unless it has a functioning taxi meter installed in the vehicle.

33.2 Only one taxi meter may be installed in a taxi or accessible taxi.

33.3 The following specifications apply to a taxi meter and its installation:

- (a) it must register only a single tariff;
- (b) it must be connected to and operated from a front wheel of the vehicle or from its transmission or driveshaft;
- (c) it must be equipped with a timing device that registers the fare while the taxi is engaged but not in motion in accordance with the taxi rate schedule as outlined in Administrative Order 39;
- (d) it must be mounted in the taxi so that the registered fare is clearly visible to passengers at all times and is illuminated by a suitable light while in operation at night;
- (e) the taxi meter casing and internal components must be kept sealed and intact; and
- (f) it must not be calibrated to register any fare other than the fares as outlined in Schedule 1 of Administrative Order 39.

33.4 The holder of an owner's license must, at his or her own expense, provide to the Licensing Authority a certificate stating that the taxi meter is properly calibrated to show the fares set out in Schedule 1 of Administrative Order 39.

33.5 The Licensing Authority may refuse to accept a certificate provided under section 33.4 if, in the Licensing Authority's opinion, it cannot be relied upon.

33.6 The Licensing Authority must suspend the license of an owner of a taxi or accessible taxi who has contravened section 33.4.

33.7 A license suspended under section 33.6 may be reinstated, subject to any other penalty, or continued suspension, pursuant to this bylaw that is appropriate in the circumstances in the judgment of the Licensing Authority, when the owner satisfies the Licensing Authority that the vehicle to which the suspension relates is equipped with a properly installed and calibrated taxi meter.

34.0 DUTY TO USE TAXI METER

34.1 The driver of a taxi or accessible taxi who transports any passenger or parcel for hire must ensure that the taxi meter operates during the entire period that the vehicle is engaged unless:

- (a) the driver has made an agreement with the passenger for transportation of the passenger or parcel at the hourly rate provided for in Schedule 1 of Administrative Order 39;
- (b) the driver is charging a fare provided for in Schedule 2 or 3, as may be applicable, of Administrative Order 39; or
- (c) there is a contract for special rates in effect for the transportation of the passenger or parcel as provided for in Schedule 1 of Administrative Order 39.

35.0 TAXI METER INSPECTION

35.1 The Licensing Authority may at any time inspect any taxi meter that is installed in a taxi or accessible taxi and may apply such tests to the vehicle and meter as may be necessary to ascertain the accuracy of the taxi meter.

35.2 An owner or driver of a taxi or accessible taxi who fails to allow an inspection required by the Licensing Authority or its appointee under section 35.1 or who fails to allow or hinders a test referred to in that section is guilty of an offence.

35.3 Without restricting any charge that may be brought under section 35.1, if an owner or driver of a taxi or accessible taxi has failed to allow an inspection required by the Licensing Authority or its appointee under section 35.1 or has failed to allow or hinders a test referred to in that section, the Licensing Authority must immediately suspend the license of the owner of the vehicle and the driver.

35.4 A license suspended under section 35.3 must remain suspended at least until the Licensing Authority is satisfied with the accuracy of the meter.

36.0 OFFENCE: INACCURATE TAXI METERS

36.1 An owner and driver of a taxi or accessible taxi is guilty of an offence if he or she operates or permits the vehicle to be operated as a taxi or accessible taxi if the taxi meter in the vehicle shows a variation of more than five per cent from the proper fare as set out in Schedule 1 to Administrative Order 39.

PART 9
ZONES AND TAXI OWNER'S LICENSE LIMITATIONS

37.0 ZONES

37.1 The Municipality is divided into such taxi zones as may be prescribed by Administrative Order 39.

38.0 TAXIS TO BE LICENSED IN ONLY ONE ZONE

38.1 A vehicle may be licensed as a taxi in only one zone.

38.2 The license sticker issued by the Licensing Authority for a taxi must indicate the zone in which the taxi is licensed.

38.3 A vehicle may only be operated as taxi if a valid license sticker is affixed to the vehicle in the location and manner prescribed by Administrative Order 39, or is affixed in such other location on the vehicle as approved by the Licensing Authority.

39.0 ZONE REGULATIONS FOR TAXI DRIVERS

39.1 A taxi driver may pick up or accept passengers or parcels in the zone in which the taxi is licensed and transport them to any location in that zone.

39.2 A taxi driver may pick up or accept passengers or parcels in any zone and transport them to any location in another zone.

39.3 A taxi driver must not pick up passengers or parcels in a zone in which the taxi is not licensed and carry those passengers or parcels to another location within that same zone unless authorized to do so by Administrative Order 39 or by resolution of the council of the Municipality.

40.0 TAXI OWNER'S LICENSE LIMITATIONS

40.1 The number of taxi owners' licenses for each zone in force at any time in the Municipality must not exceed the number prescribed by Administrative Order 39.

40.2 Except as otherwise provided in this by-law, the Licensing Authority must not issue a new taxi owner's license for a zone unless the number of taxi owners' licenses in force in that zone is below the number prescribed by Administrative Order 39 for that zone.

40.3 Unless otherwise provided for in this By-Law, or unless the Licensing Authority determines that exceptional circumstances exist, a taxi owner's license that is revoked or

surrendered, or which ceases to be in force for any reason other than expiration, can not be renewed or reissued if the renewal or reissuance will result in the number of licenses in force in the zone for which the license was issued exceeding the number prescribed for the zone.

40.4 The Licensing Authority must maintain a waiting list of applicants for new taxi owner's licences for each zone in accordance with Administrative Order 39 and the maintenance of the waiting lists and new licenses are to be issued in accordance with Administrative Order 39.

PART 10 COMMON TAXI STANDS

41.0 COMMON TAXI STANDS

41.1 The Traffic Authority for the Municipality may establish Common taxi stands designated by appropriate signs as provided for under the *Motor Vehicle Act*.

41.2 A common stand in a zone may only be used by licensed drivers who are operating accessible taxis, taxis licensed for that zone, or taxis authorized to operate in that zone by Administrative Order 39 or by a resolution of the council of the Municipality enacted for the purposes of section 39.3.

41.3 The following rules apply to the use of a common stand by the driver of a taxi or accessible taxi:

- (a) a driver whose vehicle is available for hire may take a position with his or her vehicle at any common stand where there is vacant position in accordance with the number of positions established by the Traffic Authority as posted on the common taxi stand sign;
- (b) a driver entering a common stand must take his or her position at the rear of the last vehicle in line at the stand;
- (c) whenever a vehicle leaves the common stand, all other drivers must move their vehicles ahead;
- (d) a driver must move his or her vehicle when necessary to allow the departure from the common stand of any other taxi or accessible taxi; and
- (e) a driver parked at a common stand must not:
 - (i) leave his or her vehicle unattended.

- (ii) obstruct the exit of another vehicle whose driver indicates a desire to leave the stand, or
- (iii) interfere with the free selection by any passenger of any vehicle at the stand.

PART 11 HOTELS STANDARDS

42.0 HOTEL STANDARD INSPECTION / DECAL

42.1 The owner of a taxi or accessible taxi may apply to the Licensing Authority for Hotel Standard decals and the Licensing Authority must issue the decals if, upon inspection, the taxi or accessible taxi is found to be in full compliance with the requirements of this by-law.

42.2 Hotel Standard decals expire six months after their date of issue and section 42.1 applies with necessary modifications if the owner of a taxi or accessible taxi wishes to renew the decals.

42.3 The owner of the taxi or accessible taxi must pay the fee required under Administrative Order 15 for each inspection of his or her vehicle in respect of an application for, or renewal of, Hotel Standard Decals.

42.4 The owner of a taxi or accessible taxi in respect of which Hotel Standard decals are issued must affix the decals in a place on the vehicle designated by the Licensing Authority so that they are clearly visible.

42.5 A taxi stand designated as a "Hotel Standard Taxi" stand may only be used by taxis and accessible taxis that has displayed a valid Hotel Standard decal issued pursuant to this by-law and which is operated by a licensed National Standard Certified driver.

PART 12

43.0 NATIONAL STANDARDS CERTIFICATION FOR DRIVERS

43.1 A person who holds a driver's license and who has successfully completed the National Standards Certification Program for Taxicab/Limousine Drivers administered by the Nova Scotia Tourism Human Resource Council may apply to the Licensing Authority to have the National Certification Standard identified on his or her driver's license.

PART 13
REFUSAL, SUSPENSION AND REVOCATION OF LICENSES

44.0 GENERAL

44.1 The Licensing Authority may suspend or revoke the owner's license or driver's license, or both, of any license holder, or refuse any applicant who

- (a) contravenes this by-law;
- (b) is charged with or convicted of any municipal, provincial or federal offence committed in respect of the operation or ownership of a licensed vehicle;
- (c) has committed any act or acts that in the opinion of the Licensing Authority renders the license holder an improper person to hold the license or licenses; or
- (d) refuses to respond or cooperate with an investigation conducted by the Licensing Authority.

44.2 The Licensing Authority may refuse to grant a driver's license or may suspend or cancel a driver's license if

- (a) the applicant or license holder is subject to a court order, undertaking, outstanding charge or a conviction that inhibits the individual's ability to operate a licensed vehicle;
- (b) the applicant or license holder has been convicted of an offence against vulnerable persons, a sexual offence, an illegal sale or possession of drugs, a violent offence or a breach of trust, for which a discharge or pardon has not been received;
- (c) the applicant or license holder has failed to immediately notify the Licensing Authority that they have become the subject to a court order, undertaking, charge or conviction as described in subsection (a) or (b);
- (d) the applicant or license holder has a driving record, criminal or provincial offence record or outstanding criminal charges that in the opinion of the Licensing Authority makes him or her unfit to operate a taxi, accessible taxi, or limousine, as the case may be; or

- (c) the applicant or license holder has a criminal record in another country or jurisdiction that is similar in nature to the provisions described in subsection (a) or (b).

45.0 FALSE STATEMENTS

45.1 If an applicant or the holder of an owner's license or driver's license makes a false statement in a statutory declaration made pursuant to this by-law, the Licensing Authority may:

- (a) refuse to issue the license that is the subject of the application;
- (b) revoke any owner's licenses and or any driver's licenses held by the applicant; and
- (c) direct that the applicant is ineligible to apply for or to be granted a license under this by-law for a period of up to five (5) years.

46.0 NOT FIT AND PROPER PERSON

46.1 In addition to any other grounds for refusing to grant, suspending or revoking an owner's license or a driver's license, the Licensing Authority may refuse to grant, may suspend, or may revoke an owner's license or a driver's license if, in the opinion of the Licensing Authority, the applicant or license holder, as the case may be, is not a fit and proper person to have the license.

47.0 TEMPORARY SUSPENSIONS

47.1 The Licensing Authority may temporarily suspend the owner's license or driver's license, or both, of any license holder pending the results of an investigation by the Licensing Authority, or the conclusion of criminal or provincial charges outstanding against the license holder, if in the opinion of the Licensing Authority, the suspension is in the public interest.

48.0 NOTICE OF SUSPENSIONS, REVOCATIONS

48.1 The Licensing Authority must immediately notify a license holder whose owner's license or driver's license has been suspended or cancelled.

48.2 The notice under section 48.1 may be served on the license holder by registered mail addressed to the license holder's last known address on file with the Licensing Authority, and if sent by registered mail is deemed to have been served on the earlier date of actual receipt by the license holder or five business days from the date of mailing.

48.3 The license holder may within 15 days from the date of the service of the notice, appeal the suspension or revocation to the Appeal Committee.

48.4 If at any time a person who holds a driver's license under this by-law ceases to hold a valid class four or better driver's license issued by the Province of Nova Scotia, the driver's license issued under this by-law is deemed to be suspended and the person must immediately surrender it to the Licensing Authority.

48.5 A person whose driver's license is suspended under section 48.4 may apply for reinstatement when his or her provincial chauffeur's license is renewed or reinstated.

48.6 The Licensing Authority may order a driver to take remedial sensitivity training in relation to the provision of service to disabled persons if as a result of its investigation the Licensing Authority is of the opinion that the driver would benefit from such remedial training.

PART 14 APPEALS

49.0 APPEALS

49.1 A person whose application for the issuance or renewal of an owner's license or driver's license is refused by the Licensing Authority, or a person whose owner's license or driver's license is suspended, revoked or cancelled by the Licensing Authority, may appeal the refusal, suspension, revocation or cancellation to the Appeals Committee, within 15 days from the date of the refusal, revocation, suspension or cancellation.

49.2 No appeal may be taken from any decision or action of the Licensing Authority except upon written notice of appeal being served upon the Licensing Authority within 15 days from the decision or action appealed from.

49.3 The Appeals Committee must hear the Appellant and may

- (a) confirm or vary the decision of the Licensing Authority;
- (b) order that a license be revoked and surrendered; or
- (c) order that a license be granted or reinstated, with or without conditions.

49.4 The Appeals Committee may order that a license be granted or reinstated subject to the appellant passing any tests provided for in this by-law, or proving that he or she meets the qualifications and requirements of this by-law, or subject to any conditions that the Appeal Committee determines appropriate under the circumstances.

49.5 The Appeals Committee must not make any decision that the Licensing Authority could not have made under this by-law.

PART 15 PROSECUTIONS AND GENERAL OFFENCE

50.0 PROSECUTIONS

50.1 The Licensing Authority or any law enforcement officer of the Municipality may cause to be prosecuted any person who contravenes any law, by-law or administrative order in respect of the ownership or operation of a licensed vehicle.

51.0 GENERAL OFFENCE

51.1 Any person who violates or fails to comply with any provision of this by-law is guilty of an offence and on conviction is liable to the penalties prescribed in section 299 of the *Motor Vehicle Act*.

PART 16 TRANSITION

52.0 TRANSITION

52.1 A license granted under By-Law T-108 before its repeal and that was valid immediately before that repeal is continued under this by-law and expires at the time set out in the license.

52.2 A license granted under By-Law T-108 before its repeal that was suspended or had expired before that repeal may be reinstated in accordance with this by-law and this by-law applies to the reinstatement as if had been in force on the day that the license was suspended or expired.

52.3 An application for a license made under By-Law T-108 is continued as a application for a licence under this by-law and this by-law applies to the application as if it had been in force on the day that the application was made.

52.4 All waiting lists for new owners' licenses that existed under By-law T-108 immediately before its repeal are continued, subject to Administrative Order 39, as waiting lists under this by-law and the names on the list retain the same position on the list as they had before that repeal.

**PART 17
REPEAL**

53.0 BY-LAW T-108 REPEALED

53.1 By-law T-108, the Halifax Regional Municipality Taxi and Limousine By-law, and all amendments to it are repealed.

Appendix C

<p>June 17, 2008 Taxi Reform Recommendations before Council - By-law T-138</p>	<p>Status</p>
<p>(a) eliminate limitations on the number of taxi owner licenses that may be issued in the Halifax Regional Municipality;</p> <p>(b) Taxi owner licenses only be issued to taxi drivers licensed and in good standing in the Halifax Regional Municipality;</p> <p>(c) Taxi owner licenses be limited to one per licensed driver;</p> <p>(d) Taxi owner licenses be cancelled if the licensed driver loses his or her taxi driver's license;</p> <p>(e) Taxi owner and driver licenses continue to be non-transferable;</p> <p>(f) eliminate zones within the Halifax Regional Municipality ;</p> <p>(g) disband the Taxi and Limousine Committee and repealing Administrative Order #38;</p> <p>(h) offer owner licenses to those individuals currently on the waiting list, prior to new individuals;</p> <p>(i) allow advertising anywhere on vehicles;</p> <p>(j) allow drivers to ask for reasonable amount of money up front before proceeding.</p>	<p>(a) Motion: Limitations remain in place in all 3 zones : Motion passed</p> <p>(b) Motion Passed</p> <p>(c) Current legislation remains status quo</p> <p>(d) Motion Passed</p> <p>(e) Current legislation remains status quo</p> <p>(f) Motion amended: Approved zones being opened from Friday 11:00 pm to Saturday 3:00 am and Saturday 11:00 pm to Sunday 3:00 am: Motion Passed</p> <p>(g) Motion passed however reinstated at a later date</p> <p>(h) Limitations remained in place therefore this amendment was not applicable</p> <p>(i) Motion passed</p> <p>(J) Motion passed</p> <p>T-138 Amendments were put in place July 19, 2008</p>



Statistics Canada

 Consumer Price Index, by province
 (Nova Scotia)

	2006	2007	2008	2009	2010
	2002=100				
N.S.					
All-items	110.4	112.5	115.9	115.7	118.2
Food	110.9	114.5	119.2	125.8	128.2
Shelter	115.4	117.2	125.5	124.0	125.5
Household operations, furnishings and equipment	102.7	104.0	105.7	108.4	110.7
Clothing and footwear	96.3	97.3	95.8	90.8	89.8
Transportation	113.4	115.2	116.6	109.1	114.1
Health and personal care	105.1	106.7	108.4	111.1	112.9
Recreation, education and reading	104.6	105.7	105.6	105.8	107.4
Alcoholic beverages and tobacco products	129.8	136.6	139.6	148.4	156.0
Special aggregates					
All-items excluding food	110.4	112.1	115.2	113.6	116.2
All-items excluding energy	107.2	109.5	111.3	113.4	115.4
	% change from previous year				
All-items	2.0	1.9	3.0	-0.2	2.2
Food	2.9	3.2	4.1	5.5	1.9
Shelter	3.3	1.6	7.1	-1.2	1.2
Household operations, furnishings and equipment	0.3	1.3	1.6	2.6	2.1
Clothing and footwear	-3.0	1.0	-1.5	-5.2	-1.1
Transportation	2.6	1.6	1.2	-6.4	4.6
Health and personal care	1.4	1.5	1.6	2.5	1.6
Recreation, education and reading	1.2	1.1	-0.1	0.2	1.5
Alcoholic beverages and tobacco products	2.3	5.2	2.2	6.3	5.1
Special aggregates					
All-items excluding food	1.9	1.5	2.8	-1.4	2.3

Canadian Municipalities Rate Comparison Chart

Halifax at a 8.9% Rate Increase

City	Updated	Status	Date Rate Implemented	Initial Drop		Increment Charges		Waiting Time		Trip Cost *			Waiting Time per Hour
				Rate	for (Distance in metres)	Rate	per (Distance in metres)	Rate	per (Time in sec)	5 km	10 km	35 km	
Niagara Falls	update requested	Current	Aug-08	\$3.50	110	\$0.25	110	\$24.50	3600	\$14.50	\$25.75	\$82.75	\$24.50
Oakville	Jun-11	Current	Apr-11	\$4.33	140	\$0.26	140	\$0.26	30	\$11.50	\$22.63	\$69.33	\$31.20
London	update requested	New	Jul-10	\$3.50	57	\$0.25	130	\$0.25	26	\$13.00	\$22.62	\$70.70	\$32.14
Victoria	Jun-11	Current	Jun-11	\$3.30	52.04	\$0.10	52.04	\$0.10	8.70	\$12.80	\$22.40	\$70.40	\$41.39
Vancouver & GVRD	Jun-11	Current	Jun-11	\$3.30	52.84	\$0.10	52.84	\$0.10	10.63	\$12.65	\$22.10	\$69.35	\$33.86
Ottawa	Jun-11	Current	Jul-10	\$3.45	150	\$0.16	86	\$0.16	24	\$12.47	\$21.78	\$68.29	\$24.00
Mississauga	Jun-11	New	Dec-10	\$4.25	141	\$0.25	141	\$0.25	30	\$12.75	\$21.75	\$66.25	\$30.00
Hamilton	Jun-11	Current	Jul-08	\$3.20	71.4	\$0.13	71.4	\$0.13	14	\$12.30	\$21.40	\$66.80	\$33.41
Saskatoon	Jul-11	Current	May-11	\$3.75	142	\$0.25	142	\$0.25	35	\$12.50	\$21.25	\$65.25	\$25.50
Toronto	Jun-11	New	Jul-10	\$4.25	143	\$0.25	143	\$0.25	29	\$12.00	\$20.00	\$60.25	\$31.00
HRM 8.9%		Proposed		\$3.09	0	\$0.13	79.3	\$0.215	30	\$11.29	\$19.48	\$60.42	\$25.85
North Bay		Current		\$4.19	100	\$0.10	55.2			\$11.30	\$19.40	\$59.90	\$25.29
Montreal & All of Quebec	Jul-11	Current	2008-08-01, affirmed 2011 March	\$3.30		\$0.05	31.25	\$0.05	5	\$11.30	\$19.30	\$59.30	\$36.20
Brampton	Jul-11	Current	Mar-07	\$4.25	155	\$0.25	170	\$0.25	33	\$11.50	\$18.75	\$55.50	\$27.25
Edmonton	Jun-11	Current	Jan-08	\$3.60	135	\$0.20	135	\$0.20	0.24	\$10.80	\$18.20	\$55.20	\$30.00
Calgary	Jun-11	Current	Jun-08	\$3.40	135	\$0.20	135	\$0.20	0.24	\$10.60	\$18.00	\$55.00	\$30.00
HRM	Jun-11	Current	Oct-05	\$3.00	54	\$0.12	80	\$0.15	24.6		\$17.88		\$22.00
Windsor	Jun-11	Current	Feb-2009	\$3.50	105	\$0.10	69			\$10.59	\$17.84	\$54.07	\$25.00
Regina	Jun-11	Current	Jun-11	\$3.40	120	10¢	70			\$10.30	\$17.50	\$53.20	\$30.00
Winnipeg	Jun-11	Current	Apr-10	\$3.50	72.5	\$0.10	72.5	\$0.10	13.18	\$10.30	\$17.20	\$51.70	\$27.30

\$20.44 10 Km Average
Excluding Halifax

A 10KM trip in Halifax is currently \$17.88, it will increase by \$1.60 to \$19.48

Taxi Authority/Legal Housekeeping Amendments

Issue	Current Location	Requirement	New Location	Resolution
<p>1. Industry: To permit drivers to negotiate with a passenger an amount to recover costs of cleaning or repairing the vehicle if the passenger has damaged or soiled the vehicle.</p>	<p>By-law 56</p>	<p>1. New wording as driver were not permitted to demand a fare other than that permitted by Admin Order schedules.</p>	<p>New By-law 32.7</p>	<p>2. It is not an offence for a driver of a vehicle for hire to negotiate with a passenger an amount to recover the costs of cleaning or repairing the vehicle if the passenger has damaged or soiled the vehicle.</p>
<p>2. Industry: To allow the roof light to be turned off when engaged with a passenger as an indicator to the public.</p>	<p>Admin Order 39 4-c</p>	<p>2. the roof light shall be equipped with one or more number 1156 clear bulbs or a fluorescent bulb emitting an equivalent light mounted in the interior of the sign, which shall be illuminated when the vehicle is being operated as a taxi and the headlights of the vehicle are required by law to be on.</p>	<p>Admin Order 39 4.2 (b)</p>	<p>2. the bulb or light required by subsection 4.1(c) must be mounted in the interior of the sign and : (b) must be turned off when the taxi is transporting passengers or parcels.</p>
<p>3. Industry: Wording change in Administrative Order to address the new 5 or more passenger door vehicles. Vehicles must have minimum 4 passenger doors.</p>	<p>Admin Order 39</p>	<p>3. A limousines shall be a full sized luxury class four door sedan or full sized luxury class Sport Utility Vehicle (SUV) motor vehicle having a standard seating capacity for at least four passengers excluding the driver.</p>	<p>Admin Order 39 Schedule 5 4(1)(a)</p>	<p>3. A limousines shall be a full sized luxury class sedan or full sized luxury Sport Utility Vehicle (SUV) having a minimum of four passenger doors (excluding any rear hatches)</p>

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<p>4. Industry: Wording change to allow owners from another zone to put their name on another zones owner waiting list as long as they have the appropriate driver license.</p>	<p>By-law 77(3), 78(4)(b) 78A(3)</p>	<p>4. The applicant for an owners licence must be a licensed taxi driver in good standing in the Dartmouth zone.... and not already hold a taxi owner licence in the Municipality in their own name or in the name of a business of which the driver is a shareholder. This clause does not apply to the renewal of previously issued taxi owner licenses.</p>	<p>Admin Order 39 8.3 & 9.3</p>	<p>4. The applicant for a taxi owner's license must be the holder, in good standing, of a taxi driver's license issued by the Municipality, and if the applicant already holds a taxi owner's license in the Municipality in applicant's own name or in the name of a corporation in which the applicant is a shareholder, then when the applicant receives a new owner license offer the applicant must surrender the current owner license held by the applicant in order to be eligible to accept the new owner license offer.</p>
<p>5. Staff/Taxi Authority: Housekeeping item - By-law sections relative to:</p> <ul style="list-style-type: none"> • Zoning; • Owner License Limitations; and • Owner license waiting list. <p>Rational, be removed from the by-law document and placed in Administrative Order #39, to consolidate wording, locate with similar items in the Administrative Order and to facilitate easier changes as required.</p>	<p>By-law T-108 sections 46, 77,78, 78A</p>	<p>5. Consolidate wording and relocate to Administrative Order.</p>	<p>Admin Order 39 Sections 6, 7, 8, 9 & 10</p>	<p>5. Consolidated wording.</p>
<p>6. Staff/Taxi Authority: Housekeeping - The re-application waiting period for a conditional driver who's license has terminated, is reduced from one year to six months. Wording has been clarified and this will afford persons the opportunity to return to the industry quicker.</p>	<p>By-Law #38(2)</p>	<p>6. No person who has held a conditional driver's licence shall be granted another conditional driver's licence within twelve months of the expiration or revocation of the previous licence.</p>	<p>New By-law 18.3</p>	<p>6. If a person's conditional driver's license has expired or been cancelled, that person is not eligible to apply for a permanent license or another conditional driver's license within six months of the expiration or cancellation date of the previous conditional license</p>
<p>7. Staff/Taxi Authority: Housekeeping - The rate for Steamer Trunk is no longer applicable</p>	<p>Admin Order 39 Schedule 1</p>	<p>7. remove item from rate schedule</p>	<p>N/A</p>	<p>7. Item removed.</p>

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<p>8. Staff/Taxi Authority: Housekeeping item - The need for driver to have a driver license for each taxi zone as well as for limousine is not necessary as one driver license is sufficient for the industry. Licenses will have a 2 year renewal. The administrative time for driver licenses will be greatly reduced.</p>	<p>By-law 46(c)</p>	<p>8. No person shall operate a taxi unless he or she first obtains a permanent or conditional taxi driver's licence. (this word is repeated three times for each category of driver license)</p>	<p>New By-law 7.3 (a)</p>	<p>8. A person shall not operate a licensed vehicle as a vehicle for hire unless: (a) the person holds a valid driver's license issued pursuant to this by-law;</p>
<p>9. Staff/Taxi Authority: To conform with Non-smoking standards consistent with public services.</p>	<p>By-law 42-L</p>	<p>9. a driver shall refrain from smoking while transporting passengers.</p>	<p>New By-law 30.1</p>	<p>9. The owner of a vehicle licensed vehicle must not permit smoking in the vehicle at any time, whether or not the vehicle is being operated at the time as a vehicle for hire.</p>
<p>10. Staff/Taxi Authority: New Wording, owner licenses with outstanding items such as completion of National Standards, will now receive a conditional license until condition is completed.</p>	<p>New Item</p>	<p>10. New Wording</p>	<p>New By-law 9.1</p>	<p>10. The Licensing Authority may issue owners licenses that are either conditional or permanent.</p>
<p>11. Staff/Taxi Authority: Owner licenses are non-transferable and therefore this new wording will also make previously issued owner license held by corporations also a non-transferable license.</p>	<p>New Item</p>	<p>11. New Wording</p>	<p>New By-law 9.19(2)</p>	<p>11. Owner licenses are the property of the Halifax Regional Municipality, are non-transferable, and automatically expire upon the death of the holder. Owner licenses issued in the name of a corporation maybe renewed but are non-transferable and automatically expire on the sale, devolution or other transfer of any shares of the corporation or upon the issuance of any new shares by the corporation.</p>

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<p>12. Staff/Taxi Authority: New Item - permits the use of winter rims on vehicle during the same period of time permitted for studded tires.</p>	<p>New Item</p>	<p>12. has matching wheel covers or designer rims on all 4 wheels.</p>	<p>Admin Order 39 Schedule 5 1(k)</p>	<p>12. has matching wheel covers or designer rims on all 4 wheels, winter rims are permitted between October 15th to April 30th, must be kept clean & rust free.</p>
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