

THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW NUMBER 77-74

A By-law to provide for licensing, regulating and governing taxicab brokers and owners and drivers of motor vehicles for hire.

*Amended by
By-law 19-78*

AMENDED BY BY-LAW 37-75, 251-77,
19-78, 65-78, 107-78, 251-79,
270-80, 48-85, 310-86, 10-88.

THE COUNCIL of the Corporation of the City of Brampton ENACTS
as follows:

1. That for the purpose of this By-law the following meanings and interpretations shall apply:
 - a) "CHIEF OF POLICE" means the Chief Constable of the Regional Municipality of Peel or any person acting in the place and stead thereof.
 - b) "COUNCIL" means the Council of the Corporation of the City of Brampton.
 - c) "DRIVER" means a driver of a taxicab who is licensed as such or required to be licensed as such under the regulations and conditions contained within this By-law.
 - d) "FLEET" means any number of Taxicabs in excess of one owned by the same owner.
 - e) "FLEET OWNER" means the owner of any number of Taxicabs licensed as such and required to be licensed as such under the regulations and conditions contained within this By-law.
 - f) "INDEPENDENT OWNER" means an owner of a taxicab who holds a license from the License Department to own and operate one taxicab only.
 - g) "LIVERY CAB" means limousine vehicle used for hire for the conveyance of persons and designated as a livery cab.
 - h) "OWNER" means owner of a taxicab or of taxicabs licensed as such and required to be licensed as such under the regulations and conditions contained within this By-law.
 - i) "PASSENGER" means any person in a Taxicab other than the driver.
 - j) "SALE" means the sale of a Taxicab or Taxicab business in respect to which a License or Licenses are issued by the Council accompanied by an application to the Council for
 - k) "TAXICAB" means any motor vehicle used for hire or reward for the conveyance of persons, either wholly within the City of Brampton, or to any point beyond.
 - l) "TAXICAB BROKER" means any person, firm or corporation who accepts calls, orders or requests for taxicabs in any manner and who dispatches calls, orders or requests in any manner to taxicabs used for hire or reward and which are owned by persons other than himself.
 - m) "LICENSE INSPECTOR" means the person or persons appointed as such by Council.
 - n) "LICENSE ISSUER" means the person or persons appointed as such by Council.
 - o) "PERSON" includes a Corporation, partnership and the heirs, executors, administrators or other legal representatives of a person to whom the context can apply according to law.

- p) "YEAR DATE" means the figures appearing under the heading "year" in the description of motor vehicle portion of the current Ontario Department of Transport passenger motor vehicle permit for any vehicle.
2. Every applicatn for a License as required shall:
- a) Be able to speak, read and write the English language.
 - b) Be examined by a person designated by the Chief of Police as to their driving record; and as much of their personal history as is available and where such designated person considers the results of the foregoing examination unsatisfactorily, no license shall be granted except upon order of the Council of the City of Brampton after due consideration.
 - c) Complete a written test at the License Office as to their knowledge of the provisions of this by-law, the geography of the City of Brampton including the specific locations of hospitals, public transportation terminals and other locations frequently serviced by taxicabs.
 - d) On every application for a Taxicab Owner's License, or for a renewal thereof, the applicant shall attend in person and not by an agent at the office of the Licence Issuer and shall complete the prescribed forms and such declarations and affidavits as may be required and shall furnish the Licence Issuer such information as the issuer may require.
 - e) In the case of a Taxicab owned by a partnership, the attendance required under sub-section (d) of this section shall be by at least one of the partners, and in the case of a Taxicab owned by a Limited Company, such attendance shall be by an Officer of the Limited Company.

Administration

3. The Licence Issuer and/or the Police Department shall conduct such investigations in regard to any application they deem necessary.
- a) When the Licence Issuer is satisfied that the issuance of the License or transfer of interest, as the case may be would not result in breach of the Law or be adverse to the public interest, (and that the character of the applicant does not appear to be such as to require further investigation,) he shall make recommendation to effect the issue, transfer or renewal of such License or refer such application to Council.
 - b) The Licencing Issuer may refer any application to the Council for its consideration where, in his opinion, such application does not comply with the regulations or when any person Licensed under this By-law has not complied with the provisions and regulations contained herein; or has been convicted of a breach of any such regulations.
 - c) If the Council is satisfied that an applicant or a Licensee is not properly qualified to obtain or hold such license, it may direct the Licence Issuer to refuse the issuance of such license or subject to the Statutory Powers Procedure Act direct that such license be revoked.
 - d) Notwithstanding anything else contained in this By-law, the Licence Issuer shall suspend a cab owner's license in respect of any cab as to which there has been a failure to comply with Section 39 of this by-law or where there has been a cancellation of a policy of insurance filed under Section 37 and such suspension shall continue until there has been a satisfactory compliance with Section 37.

- e) Failure to comply with any of the regulations of this By-law shall, in the discretion of the Council, be sufficient cause for the suspension or revocation of a License issued under this By-law; before revoking any such license, the holder thereof shall be entitled to a hearing before Council in accordance with the Statutory Powers Procedure Act. The holder shall be given at least 10 (ten) days notice in writing of the hearing, mailed or delivered to his address last known to the Licence Issuer and may be represented by his Council or agent at the hearing, before the Council to show cause why he believes such License should not be revoked.
- f) Notice of revocation of any license may be given by registered letter signed by the licence Issuer mailed to the address on the license and upon such notice the license revoked shall cease and terminate and be of no further effect.
- g) Upon suspension or revocation of a licence issued under this By-law, the licensee shall return to the Licence Issuer all plates, issued by the Licence Issuer with reference to such license, and a Licence Issuer shall have access to any premises, vehicle or other property of the Licensee for the purpose of receiving or taking the plates and no person shall refuse to deliver the plates to such inspector or shall in any way prevent or hinder such inspector from receiving or taking the same.
- h) The Licence Issuer shall on behalf of Council sign all licenses issued by Council pursuant to this By-law and such licenses shall be in such form as Council may from time to time approve.
- i) No person shall enjoy a vested right in the continuance of a license and upon the issue, renewal transfer, cancellation or suspension thereof the license shall be the property of the Corporation of the City of Brampton.
- j) The Licence Issuer acting under the authority of the By-law shall be responsible for the issuance of all licenses covered by this by-law.
- k) The Licence Issuer shall accept for consideration applications for all licenses covered by this By-law.
- l) The Licence Issuer shall furnish each applicant for a license under the provisions of this By-law, with a copy of this by-law and Tariff "A" referred to herein.
- m) The Licence Issuer shall keep a register of all licenses granted by him which shall contain the names and addresses of all Licensees and the number of Taxicabs or Limousines, if any, kept by each Licensee, with full description of each vehicle, including make, model, year, colour, serial number, the date of the License, the Plate number, along with such other particulars as the City Council may order.
- n) Any person convicted for the breach of any of the provisions of this By-law, shall forfeit and pay a penalty not less than \$10.00 (Ten Dollars) and not more than \$1000.00 (One Thousand Dollars) recoverable under the provisions of the Summary Convictions Act.
- o) No person employing any Taxicab shall refuse, upon demand, to pay the fare or charge authorized by this By-law.
- p) The Licence Issuer or a person designated thereby may at any time require any person Licensed under this By-law to take a medical examination.
- q) If "Daylight Saving Time" has been adopted in the City of Brampton, for any period of the year under any statute, Order-in-Council, by-law, resolution or proclamation, such time shall be held to be the time referred to during such period in any reference to time in this By-law.

4. No driver shall drive or act as a driver of any taxicab within the City of Brampton unless the Owner of such Taxicab is licensed in respect of such Taxicab under this By-law as a Taxicab Owner and no Owner shall employ or allow any person other than a driver licensed under this By-law to drive this Taxicab.
5. (a) The applicant for every License to drive a Taxicab shall submit with his application three photographs 2½" x 2½" of passport quality of himself, one of such photographs to be attached to the license and the other two to be filed with the Licence Issuer and upon application for renewal of any license shall furnish new photographs if required to do so by the Licence Issuer.
(b) Shall produce a valid Chauffeur's License with his application.
(c) Every Owner or more than one Taxicab required to be licensed under this By-law shall take out a separate license for each Taxicab.
6. Every driver and every owner who drives a Taxicab shall carry his License with him at all times while he is operating a Taxicab and shall produce same for inspection when requested to do so by any Police Officer or Licence Issuer.
7. No person Licensed under this By-law shall carry in any Taxicab used for hire, a greater number of occupants or persons than the manufacturer's rating of seating capacity of such Taxicab inclusive of the driver.
8. No owner or driver shall drive a cab with luggage or other material piled or placed in a manner that obstructs his view.
9. Every owner shall have affixed to each cab (other than a livery cab) in respect of which such owner is licensed, a taximeter which shall register distances travelled, record trips and units, and compute fares to be paid, and for all cabs so equipped, the following provisions shall apply.
 - (1) Submitted for the testing inspection and sealing by such person as the Licence Issuer designates in the period between April 15th and May 31st (both inclusive) and September 15th and October 31st, (both inclusive) in each year, and at such other times as required by such person designated by the Licencing Issuer.
 - (2) Illuminated between sunset and sunrise.
 - (3) In a raised position in plain view of the passengers and approved by the Licence Issuer or a person designated by the Licencing Issuer.
 - (4) Adjusted in accordance with the rates prescribed by Tariff "A" of this By-law.

- (5) Tested by running the cab to which it is attached over a measured track or distance before being sealed, or by such mechanical means as the Licence Issuer may approve.
 - (6) Used only when the seal thereon is intact.
 - (7) Kept in good working condition at all times and not used when defective in any way.
 - (8) Numbered and not used until approved by the Licence Issuer or person designated by the Licence Issuer.
 - (9) Equipped with a luminous yellow or illuminated metal plate or flag attached to the top thereof and approved by the Licence Issuer or person designated by the Licence Issuer; which plate or flag shall be in a lowered position when the taxi meter is in operation and in a raised position clearly visible from any direction outside the cab when such meter is not in operation, and shall be connected to the electric sign, referred to in section 9...hereof in such manner that the sign is lighted when the plate or flag is raised and extinguished when the same is lowered.
 - (10) No Driver or Owner of a Taxicab equipped with a Taximeter shall operate or permit to be operated any such Taxicab until:
 - (a) He has submitted such metered vehicle to the Licence Issuer for approval.
 - (b) He has attended the office of the Licence Issuer and produced a Provincial motor vehicle permit issued with respect to such motor vehicle for the current year.
 - (c) The Taximeter has been tested and sealed by the Licence Issuer or a person authorized by him.
 - (d) No motor vehicle shall be used as a Taxicab by an Independent Owner being the sole driver of such Taxicab unless the year date for such motor vehicle is less than four years prior to the year in which the cab owners License is issued or renewed for such cab and;
 - (e) By any other cab owner unless the year date of such motor vehicle is less than 4 (FOUR.) years prior to the year in which the cab owner's License for such a cab is issued or renewed.
 - (f) If a Taximeter is repaired or altered when the Licence Issuer is not available, the Taxicab to which such Taximeter is affixed may be operated without the Taximeter having been tested or sealed, until the Licence Issuer or his designate is again on duty; But only if the owner or driver of such Taxicab has in his possession a certificate from the person who makes the repairs or alteration, stating the time, date and nature thereof and the place where the work was done, (and such certificate has been countersigned by the officer in charge of the Police Station nearest to such place.)
11. Every driver and every owner shall at all times when driving a taxicab display his photograph and his name and license number affixed in such manner that the same is plainly visible to and readable by all passengers.

12. No owner shall display or permit the display of any advertisement on or in his taxicab except:
- (a) One exterior advertising poster only, not exceeding 16 inches by 48 inches in size, placed at the rear end of the taxicab in such a way as not to obscure the taxicab license plates or the vision of the taxicab driver, such poster to be carried in a suitable rust and corrosion resistant frame of sufficient strength to meet all safety and insurance standards, and
 - (b) No advertisement shall be displayed under the provisions of this by-law unless it has first been submitted to an approved by the Licence Issuer and such approval has not been withdrawn and unless all agreements relating to the display thereof have been filed with and approved by the Licence Issuer.
13. Every Owner shall, for each vehicle for which he holds a License, provide and maintain therein and thereon while such vehicle is operated as a Taxicab the following equipment and markings:
- (a) A plate approved by the Licence Issuer and bearing an identifying number, securely affixed to the back of the Taxicab in a position approved by the Licence Issuer.
 - (b) A Tariff card supplied by the Licence Issuer and bearing the name of the owner of the Taxicab.
 - (c) On the top of the Taxicab an electric sign, permanently and securely affixed as approved by the Licence Issuer indicating that the vehicle is a Taxicab. The aforesaid electric sign when illuminated shall be of a continuous illumination. The electric sign shall indicate information related to the name, or telephone number of the persons, firm or corporation holding the license as owner of the taxicab or of a taxicab broker with whom the said taxicab is associated.
 - (d) The number on the plate issued to such taxicab vehicle shall be clearly displayed on the sides of the cab on the outside in numbers at least four inches high and of contrasting colour, and such numbers shall be painted or Decal Type, all to be approved by the Licence Issuer.
14. No Driver Owner shall operate or allow to be operated any cab:
- (a) Not equipped with an extra tire and wheel ready for use, or
 - (b) Not Clean, dry and in good repair.
15. Every Owner shall submit this Taxicab for examination at any time required by the Licence Issuer, or a person designated thereby. No Owner or driver shall at any time when his taxicab is not employed, prevent or hinder a person authorized by the Chief of Police or Licence Issuer from entering the same or any time prevent or hinder him from entering his garage or other building for the purpose of inspecting such Taxicab. Without limiting the foregoing every owner shall submit his Taxicab for examination before

a License is issued therefor and thereafter.

- (a) In the case of a Taxicab required by this By-law to be equipped with a Taximeter, at the same time as he submits his Taximeter for examination pursuant to Section 10 (a) of this by-law.
16. (1) Every Owner and Driver shall on each work shift, before commencing driving, examine for mechanical defects any vehicle which he is to drive during the shift, and shall similarly examine the same at the end of each shift, and if he is not the owner, report any mechanical defects in the vehicle of which he is or becomes aware.
 - (2) Every Owner shall check immediately any mechanical defect in his Taxicab reported to him by a driver under subsection (1) and shall not in any case operate or permit to be operated as a Taxicab any vehicle not in good mechanical condition.
17. Where any licensed owner disposes of his Taxicab and acquires another Taxicab, he shall submit the latter Taxicab to the Licence Issuer for approval before using the same, and shall within forty-eight hours attend at the License Office to record such change.
18. No owner shall employ any driver other than a driver licensed by the City of Brampton Licensing Department as the driver of his Taxicab.
19. A Driver or an owner who drives a Taxicab shall keep a daily record displaying:
 - (a) The Provincial License number of the Taxicab.
 - (b) The name, address and identification number of the driver.
 - (c) The meter readings at the start and finish of each working period.
 - (d) The date, time and location of the beginning and termination of each trip and fare charged.
20. Every owner shall be responsible for keeping a record containing the following information with respect to every trip upon which each of his cabs is dispatched:
 - (a) The Provincial motor vehicle permit number of the cab;
 - (b) The date and time of dispatching;
 - (c) The name and identification number of the driver.
21. Upon completion of the driver's daily work period, the owner shall record the meter readings and the date and time the Taxicab was returned.
22. An owner who hires a driver shall check the daily trip record kept by the driver and shall require an entry

for each trip recorded on the meter.

23. The records herinbefore referred to shall be kept by the owner for at least twelve months and shall be open to inspection by any person authorized by the Council and such person shall be permitted to remove such records and retain the same for a resonable time.
24. No Taxi Owner shall permit any Taxicab owned by him to be driven other than by Himself or his employee.
25. No owner shall sell, lease, transfer or otherwise dispose of his Taxi Cab or License without the consent of Council.
26. When any owner employs a driver he shall, within 48 hours thereafter, notify the License Department that he has employed such driver, and when said driver terminates his employ he shall, within 48 hours, notify the License Issuer to such effect, giving the reasons therefor.
27. No owner or driver shall smoke while driver any passenger or passengers, without their permission.
28. Every owner and every driver shall be of the full age of eighteen years.
29. No owner or driver shall wash, or make repairs to his taxicab while upon any public Taxicab stand unless such repairs are immediately required.
30. No owner or driver shall take, consume or have in his possession any liquor while he is in charge of his cab, nor shall the use of liquor by him be apparent while he is in charge of any such cab.
31. (a) Every driver licensed under this By-law, and every owner if driving his own taxicab, shall be properly dressed, neat and clean in his person, and be civil and well-behaved and while on any taxicab stand or public place shall sit or stand sufficiently close to his cab so as to have it constantly under close observation, and such drivers or owners shall not in any way obstruct the use of the said public place or make any loud noise or disturbance.

(b) Every Owner or Driver licensed under this By-law shall serve the first person requiring the service of his cab at any place within the City of Brampton at any specified time by day or night and, if he plead some previous engagement, he shall upon demand give the name and address of the person to whom he is so engaged.

together with the time and place of such engagement. He shall punctually keep all his appointments or engagements, and shall not accept any engagement that previous appointment would prevent him from fulfilling; provided however, that he shall not be compelled to accept any order from a person who owes him for a previous fare or service, unless and until the same is paid.

32. When a person licensed under this By-law changes his address he shall within two days notify the Licence Issuer of this change of address and produce his License for the change to be entered thereon.
33. Every owner and driver employed by him shall take due care of all property delivered or entrusted to him for conveyance or safekeeping. Every driver immediately upon his termination of any hiring engagement, shall carefully search his taxicab for any property lost or left therein, and all property or money left in his taxicab shall be forthwith delivered over to the person owning the same, or if the owner cannot at once be found, then to the nearest police station with all information in his possession regarding the same.
34. No owner or driver of any taxicab shall drive or permit to be driven about the streets in his taxicab any person for the purpose of soliciting from the taxicab for acts of prostitution.
35. No owner or driver shall induce any person to employ him by misleading or deceiving such person as to the location or distance from any part of the City of any private residence, nor shall he induce any person to employ his taxicab by any false representation.
36. No person licensed under this By-law who is operating a Taxicab, other than a school vehicle or a taxicab which is actually being used for the transportation of children to and from school, shall take on any additional passengers after the taxicab has departed with one or more passengers from any starting point except at the request of the passengers already in the taxicab or except with the approval of the Licence Issuer due to special emergency conditions.

37. Save as otherwise provided, every owner shall in respect of each taxicab for which he holds a license obtain and produce to the License Issuer a policy of Liability Insurance in a form acceptable to the Senior Administrative Officer of the City of Brampton in at least the amount of Two Hundred Thousand Dollars (\$200,000.00) all inclusive property loss and property damage. A certified copy or certificate of such policy shall be deposited with the Licence Issuer.
38. The licence Issuer or a person designated thereby may at any time require any person licensed under this By-law to take medical examination.
39. The rates or fares to be charged by the owners or drivers of taxicabs, other than drive-self cabs, livery vehicles, or school vehicles within the City of Brampton, shall be as shown in clause 65 to this By-law and no higher or lower amount than that contained in said clause 65 shall be charged or received in payment.
40. When operating on a meter basis, the rate of fare charged shall be shown by the taximeter, together with any additional charges authorized by clause 65 of this By-law.
41. No owner or driver shall publish or use a tariff, or demand or receive rates and charges other than those authorized by this By-law whether such rates and charges are determined by distance or by time.
42. No owner or driver licensed under this By-law shall be entitled to recover or received any fare or charge from any person or persons from whom he shall have demanded any fare or charge greater or less than those authorized by this By-law, or to whom he has refused to show his card of tariff as provided in this By-law.
43. When a passenger first enters a Taxicab which is equipped with a meter, the flag of the meter shall immediately be placed down in a recording position and shall remain down throughout the trip and the shortest possible route shall be taken to the destination desired unless the passenger

designates another route.

44. If a call extends beyond the limits of the City of Brampton the driver and passenger may agree before the start of the trip to a flat rate, but the meter flag must be in a recording position at all times within the limits of the City of Brampton.
45. At the conclusion of a trip the driver shall call the passenger's attention to the amount of the fare registered on the meter and place the flag of the meter in a non-recording position.
46. No person employing any taxicab shall refuse, upon demand, to pay the fare or charge authorized by this By-law.
47. Every licensed person operating a taxicab equipped with a taximeter shall be permitted to operate on an hourly basis at the request of the passenger and then only at the rate therefore fixed by Clause 65 of this By-law and the flag of the meter shall be placed in the recording position throughout the trip.
48. No licensed person shall make any charge under this By-law for time lost through defects or inefficiency of the Taxicab or the incompetency of the driver thereof, or for the time consumed by the arrival of the taxicab in response to a call in advance of the time such taxicab has been requested by the person calling same.
49. The tariff or rates herein authorized shall be computed from the time or place when or at which the passenger or passengers finally discharge the taxicab.
50. The tariff card furnished by the Licence Issuer shall be placed and kept by the person licensed in or upon his taxicab, at such place as may be approved of, or designated, by the Licence Issuer and no person so licensed shall use any tariff card, other than that obtained from the Licence Issuer or remove, exchange, lend or otherwise dispose of the said Tariff card.

51. Tariff cards or licenses defaced, lost or destroyed, may be replaced by the Licence Issuer upon the original card or license being satisfactorily accounted for.
52. A driver or owner shall give a passenger receipt on the authorized form showing the driver's or owner's name and identification number, when requested or whenever there is a dispute over the fare.
53. When a dispute arises with a passenger as to the fare, the driver or owner in charge of the taxicab may refer the same to the officer in charge of the nearest Police Station, and if the driver or owner was correct in the demand for fare made by him, he may add thereto an amount equal to the proper charge under clause 65 of this By-law for the distance travelled from the place where the dispute arose to the Police Station, and any reasonable waiting time while the same was being investigated.
54. A driver shall, at the expiration of his work period, return the taxicab to his employer and shall not at any time abandon the taxicab or permit any other person to drive the same. The driver shall report to his employer any accident in which he was involved during such work period.
55. At the expiry of his work shift a driver shall turn over to his employer all money received by him as fares during such shift, retaining, if his working agreement so provides, any amount which may be due to him as a commission, and an owner shall give to each of his drivers at the expiry of the driver's work shift, a receipt showing the amount turned over to him by the driver. The driver shall also turn his trip record over to his employer without undue delay and not later than one hour after the end of his shift.
56. The owner or driver of a taxicab other than a school vehicle shall, while such taxicab is being used for the transportation of children to or from school, observe and comply with the following regulations:
 - (a) Not more than 6 children shall be at any one time carried in a standard five-passenger

taxicab and not more than 8 children shall be carried at any one time in a standard seven-passenger taxicab:

- (b) No child shall be permitted to stand while the Taxicab is in motion:
- (c) The taxicab shall carry on the front and on the rear thereof signs, not less than eleven inches by fourteen inches in size, clearly and visibly displaying the words "School Vehicle" in black letters on a white or yellow background: unless to dispense with sign is given by the Licence Issuer.
- (d) The signs referred to in clause (c) shall be carried only when the taxicab is actually engaged in transporting children to or from school and shall be removed when the taxicab is engaged in any other business.

57. Every Taxicab Broker or Fleet Owner Who Accepts Calls For Taxi Cabs

- (a) Shall obtain a License approved by the Council:
- (b) Shall have and maintain an office or a place of business within the limits of the City of Brampton consisting of a waiting room, telephone for receiving calls and dispatching service.
- (c) Every taxicab broker shall keep a record of every car dispatched or a trip, the time of dispatch, the place of the pick-up and the destination of such trip and shall retain such record for a period of at least twelve months and shall be open to inspection by any person authorized by the Council and such person shall be permitted to remove such records and retain the same for a reasonable time:
- (d) Every taxicab broker shall give to the Licence Issuer a list of all taxicabs in respect of which he has any arrangements or agreement for the accepting of calls for service, identifying such taxicab by the name of the owner and the number of the plate issued by the Licence Issuer and shall within two days of any addition to or deletion from, such list, advise the Licence Issuer in writing thereof:
- (e) Where a company is the holder of a taxicab brokerage License, such company shall forthwith advise the Licence Issuer of all transfers of shares of the capital stock thereof and the Council may, at its discretion, determine whether the license shall be permitted to continue:
- (f) Shall provide 24 hours service.

58. No taxicab owner or applicant for a taxicab owner's license shall be the holder of any taxicab owner's licence issued by any other municipal licensing authority other than the City of Brampton or have any interest against any taxicab owner's plate issued by any other Municipal Licensing Authority other than the City of Brampton with respect to any one particular Taxicab.

59. Any taxicab owner's license may be cancelled if such owner fails to operate his taxicab(s) within the City of Brampton during any given one month period unless Council is satisfied that the inactivity was justified.

60. Any approved applicant for a taxicab owner's license shall within a period of three (3) months, obtain such license. Failure to obtain same within said time limit shall result in such approval being rescinded.

61. It shall be conditional in the renewal of a fleet or independent owner's license that the license holder is still operating taxicab(s) under such license.

62. There shall not be issued by the City a greater number of taxi cab owners' licenses than the number set by by-law of the City.

63. EXPIRY DATE

The licenses for the businesses, occupations, or premises set out in this by-law shall, unless they are expressed to be for a shorter or longer time, and unless they are sooner forfeited or revoked, expire on the 31st day of December next, following their date of issue.

64. The license and transfer of license fee for every Taxi-cab driver, Independent cab owner, Taxi cab fleet owner and Taxi cab broker shall be:

(a)	Fleet Owner	original	\$300.00	renewal	\$100.00
	each car in				
	fleet		\$200.00	renewal	\$ 50.00
(b)	Independent Owner				
	of				
	cab	original	\$200.00	renewal	\$ 50.00
(c)	Taxi cab driver	original	\$ 10.00	renewal	\$ 5.00
(d)	Taxi Cab Broker	original	\$500.00	renewal	\$250.00
(e)	Transfer of a				
	Taxicab License				
	plate		\$100.00		
(f)	replacement fee				
	for loss of Taxi-				
	cab owners plate		\$ 10.00		
(g)	replacement fee for				
	taxicab drivers				
	license and tariff				
	card		\$ 2.00		

(h) Position on waiting list \$100.00

65. Taxi Cab Tariff:

FARES AND RATES

FOR LICENSED TAXI CABS OPERATING WITHIN THE CITY OF BRAMPTON

METER TARIFFS BY DISTANCE

One to four passengers:

for the first 1/6 mile or part thereof	\$ 1.00
for each additional 1/6 or part thereof	\$.10
for waiting time while under engagement, for each one minute	\$.10
for each additional passenger in excess of 4, 25% of fare	
Drivers may charge for baggage, if carried in trunk, each item	\$.20
Between the hours of 2.00 a.m. - 6.00 a.m. minimum charge	\$ 2.00

HOURLY RATE

If agreed to by the driver, at the request of the passenger, for the first hour or any part thereof	\$ 8.00
for each additional 15 minutes	\$ 2.00
between the hours of 2.00 a.m. 6.00 a.m. minimum charge	\$ 2.00

66. The City shall keep an approved list (hereinafter called "the Drivers List") of the names of taxicab drivers desiring to obtain an owner's license and such Drivers' list shall be open and accessible to the public and, subject to all other conditions and qualifications set out elsewhere in this By-law, when the number of owners' licenses is to be increased amongst the persons whose names appear on the Drivers' list, priority shall be given by order of seniority of application.

67. No person's name shall be placed on the drivers' list unless and until he meets the following qualifications:

- (a) the applicant is not at the time of his application licensed as an owner and has not been so licensed for a period of five years immediately preceding his application.
- (b) the applicant is not, and has not been during the period of five years immediately preceding his application, a shareholder in or a partner in any company of firm having an interest, whether direct or indirect, in an owner's license;

68. An applicant whose name has been placed on the drivers' list shall cease to continue to be eligible for an owner's license and his name shall be struck off the drivers' list if at any time after his name has been placed on the Drivers' list and before an owner's license has been issued to him:
- (a) he acquires, by purchase or otherwise, an owner's license or an interest of any kind, whether direct or indirect, in an owner's license or becomes a shareholder in, or a partner in, or acquires some other interest in a company or firm holding an owner's license; or
 - (b) his license as a driver lapses or is revoked or suspended; or
 - (c) he ceases to earn his living on a full-time basis as a driver or as a dispatcher or fleet manager for a corporate owner; or
 - (d) An applicant whose name has been struck off the drivers' list shall be notified of such action forthwith by the Licence Issuer by letter addressed to the applicant at his last address of record furnished by him to the City.
69. Where an applicant satisfies the City that his failure to comply fully with the provisions is the result of illness or injury and is entirely beyond the control of the applicant, and that the interruption in service is not in all the circumstances excessive, the City may deem the employment service of the applicant to be uninterrupted.
70. The names of all person licensed as taxicab owners, according to the City records as of January 1st, 1974, who have not sold a taxicab during the preceding five-year period, shall be on one of three lists approved by the Council of owners who may qualify for the issue of new licenses; such list shall be in addition to the drivers' list and shall be made up as follows:
- (a) persons owning ten or more taxicabs;
 - (b) persons owning two to nine taxicabs; and
 - (c) persons owning one taxicab.
71. Upon enactment of this By-law an Owners' lists shall be established by the Council having regard to the following:
- (a) Any person who holds a controlling interest in more than one license in his personal capacity, through a corporation or through persons with whom he is not dealing at arms' length, shall be deemed to be the owner of all the taxicab licenses controlled by him

and he shall be listed as the owner but such list shall show the names of such other persons or corporations having less than the controlling interest in the licenses that are deemed to be owned by him.

- (b) Once owners' list are established, they shall be maintained and administered by the Licence Issuer in accordance with the By-law.
- (c) The names of persons owning one taxicab shall be listed by order of priority as determined by the date they were issued the taxicab license that they have held continuously to January 1st, 1974 or where more than one owner was issued such license on the same date, they shall be listed in alphabetical order but, where the records of the City do not indicate the date a license was issued, or it is not clear as at what date such license was issued, such other evidence may be provided as will satisfy the City in its discretion as to the date of issue.

72. When the number of owners' licenses is to be increased pursuant to a by-law passed under section 62 of this By-law, resort shall be had to the Drivers' List and the Owners' Lists and the licenses shall be issued as between persons on the lists in accordance with their priority on a list but as between lists the licenses shall be issued in the following ratio:

of the licenses to be issued:

- (a) 50% shall be issued to persons on the drivers' list;
- (b) 20% shall be issued to persons on the list of owners of ten or more taxicabs;
- (c) 20% shall be issued to persons on the list owning two to nine taxicabs; and
- (d) 10% shall be issued to persons on the list of owners of one taxicab;

and in the event that there is a surplus of licenses available from any list, they shall be issued equally amongst the remaining lists.

73. The name of any owner:

- (a) Who sells or otherwise disposes of a taxicab shall be struck off the list.
- (b) whose license as an owner lapses or is suspended or revoked shall be struck off the list.

B. An owner whose name has been struck off a list shall be notified of such action forthwith by the licence issuer by letter addressed to the applicant at his last address or record furnished by him to the City.


74. A license issued shall be issued on a probationary basis for one year during which period the licensee:

- (a) Shall operate the taxicab on a regular shift basis;
- (b) shall continue to remain of good character and maintain a good operating record;

75. Failure to comply with any of the terms of probation as set out herein shall, in the discretion of the Council, be sufficient cause for the revocation of or the refusal to renew such license.
76. All applicants for independent owners license shall be licensed City of Brampton Taxi Cab Drivers.
77. An Owner may lease his taxicab on a yearly basis provided that under the terms of the lease the owner provides a motor vehicle equipped in accordance with this By-law.
- (a) All yearly leases are filed with the License Issuer subject to such terms and conditions as the Council may in its discretion, deem advisable.
- (b) The lease shall provide that the owner is responsible for maintenance and insurance of the Taxi Cab and that the owner and lease shall comply with all provisions of this By-law.
- (c) The Council shall revoke the license of an owner found by the License Issuer to have entered into a written lease other than in accordance with this By-law.
78. All licenses required under this By-law must be obtained within one month of the passing of this By-law.

READ A FIRST, SECOND and THIRD TIME and PASSED in Open Council this *19th* day of *August* 1974.


JAMES E. ARCHDEKIN, Mayor


KENNETH R. RICHARDSON, Clerk