

Brampton City Councillor Gurpreet Dhillon's motion on Uber

WHEREAS Transportation Network Companies ("TNC"), such as UBER, have developed online enabled platforms (Apps) through the use of cell phones which connect passengers with drivers in order to transport the passengers for a fee;

AND WHEREAS UBER is operating within the City of Brampton connecting passengers with drivers;

AND WHEREAS UBER and many of the drivers operating pursuant to the UBER X, UBER XL and UBER SELECT App ("UBER X APP") are engaging in a transportation for hire business in the City of Brampton without being licensed under the City's Mobile Licensing By-law and as such are operating contrary to the requirements of the City's by-law;

AND WHEREAS the following issues about UBER X APP present a public safety concern for Council: drivers that are uninsured or under insured for the purposes of transporting paying customers; drivers that have little or no training in transporting members of the public; drivers that have insufficient or no criminal and driving background checks; and vehicles that are uninspected for the purposes of transporting members of the public.

AND WHEREAS issues such as surge pricing by UBER present a consumer protection concern for Council;

AND WHEREAS the use of the UBER APP and similar technology by users and the drivers are being reviewed by surrounding municipalities who are considering new licence categories to address the technology;

AND WHEREAS Council would like Enforcement and By-law Services staff to review the Mobile Licensing By-law in light of UBER and similar technologies;

AND WHEREAS staff will be seeking feedback from all stakeholders in reviewing the Mobile Licensing By-law, including feedback from the Taxi and Limousine industry and TNCs such as UBER, and consumers of taxi, limousine and TNC services;

AND WHEREAS Council is asking that drivers using the UBER X APP or similar Apps from unlicensed entities not operate in the City of Brampton;

AND WHEREAS Council is asking UBER (including all related companies that in any way participate in the operation of the UBER X APP in the City of Brampton) to suspend operation of its UBER X APP in the City of Brampton in order to show good faith in its discussions with the City in the review of the Mobile Licensing By-law;

NOW THEREFORE BE IT RESOLVED THAT:

1. *Enforcement and By-law Services staff be directed to review the Mobile Licensing By-law in light of TNC Apps and operations such as UBER in order to make recommendations to Council to consider for changes that will regulate TNCs, taxicab and limousine businesses in the City of Brampton in a manner*

that will allow their businesses to operate in a fair and competitive environment that is safe for the public and provides consumer protection;

- 2. The review of the Mobile Licensing By-law described in Recommendation 1, include public consultations that includes input from all stakeholders such as the City's Taxi and Limousine community, TNCs such as UBER and consumers using these services;*
- 3. The Manager of Licensing Enforcement be directed to send correspondence to UBER (including all related companies that in any way participate in the operation of the UBER X APP in the City of Brampton) and any other TNC operating in the City, requesting them in a show of good faith to suspend operation within the City of Brampton and to advise any drivers using the UBER X APP in the City of Brampton that the UBER X APP will no longer be available for use in Brampton until the review is complete and the appropriate regulations are adopted;*
- 4. The drivers of vehicles transporting customers for a fee pursuant to the UBER X APP or any other TNC App in the City of Brampton cease operating in the City of Brampton;*
- 5. The Manager of Licensing Enforcement be authorized to use any enforcement measure allowed by law to enforce the City's Mobile Licensing By-law against UBER or any driver using the UBER X APP should they continue to operate in the City of Brampton in violation of the City's Mobile Licensing By-law;*
- 6. This resolution be communicated to the City's Taxi and Limousine industry, UBER, the general public and to the Minister of Transportation and the Minister of Municipal Affairs and Housing. Also be shared with local members of provincial parliament and local members of parliament.*