

# **TAXI CAB REGULATIONS**

## **PUBLISHED BY AUTHORITY**

The following regulations have been made by the Town Council of Happy Valley-Goose Bay under the provisions of the Municipalities Act, Section 414 M24 S.N. 1999 and approved by me at the 22<sup>nd</sup> day of February A.D., 2001.

John Hickey, Mayor

### **TAXICAB REGULATIONS**

1. Interpretations: In these regulations unless the context otherwise requires:
  - (a) “Council” shall mean the Town Council of Happy Valley-Goose Bay and shall include the Committee thereof appointed to control the operation of taxicabs under these regulations.
  - (b) “Town” shall mean the Town of Happy Valley-Goose Bay as defined by Order-in-Council dated the 15th day of March, A.D., 1955, or any amendments thereto made or continued under the Municipalities Act.
  - (c) “Driver” shall be held to include every person in actual charge of the operation of a taxicab whether as owner or agent, licensee or servant or employee of the owner.
  - (d) “Inspector” shall mean any person appointed by Council or the Committee thereof to supervise all vehicles and persons licenses under these regulations and to enforce compliance with the provisions of these regulations.
  - (e) “Owner” shall be construed to include any person, firm or corporation who or which has the control, direction, maintenance and benefit of the collection of revenue derived from the operation of any taxicab or taxicabs whether as owner, licensee or bailee, or in possession under any conditional sale or hire purchase agreement.
  - (f) “Taxicab” or “Taxi” shall mean and include any vehicle of any description whatever conveying or for the conveyance of passengers for hire or compensation and designed to carry not more than five seated passengers in addition to the driver.

#### **Municipal Taxi Regulation - Amendment**

1. “that an exception be made to allow mini vans to be used as taxis using existing taxi fare rates”
  2. Handicap van as a wheelchair equipped taxi.
- (g) Town Clerk” shall mean the Town Clerk of the Town of Happy Valley-Goose Bay.

- (h) "Waiting Time" shall mean the time consumed while the taxicab is not in motion at the discretion of a passenger after having responded to a call; but no charge shall be made for the time consumed while waiting for a passenger after having responded to a call; but no charge shall be made for the time consumed by the premature response to a call or for the first three minutes following timely arrival at any locality in response to a call or for time lost through traffic interruptions or for delays caused by the inefficiency of the taxicab or its driver.
  - (i) "Hire" or "Compensation" shall mean and include any money, thing of value, payment, consideration, reward, tip, profit, donation, or gratuity paid to, accepted or received by the owner or driver of any vehicle in exchange for transportation of a person or persons whether paid upon solicitation, demand or contract or voluntarily, or intended as gratuity or donation.
2. The provisions of these regulations shall apply to all taxicabs plying for hire, used or operated within the Town and to the owners and drivers of all such taxicabs.

### **LICENSES**

3. The owner of any taxicab shall not apply for hire herewith or use or operate the same or cause or allow the same to be used or operated within the Town without an annual taxicab operating license from the Council, which license may be in the Form "A" to these regulations annexed or in such other form as the Council may determine, and such owner shall prior to obtaining his license pay such fee therefore to the Town Clerk as may be prescribed by these regulations.
- a) Any person who violates Section 3 will have their taxi drivers licence suspended 30 days for a first offence; second offence 60 days; third offence indefinite. In the event a person does not hold a taxi drivers license the vehicle license will be suspended and the same penalties will apply.
4. No person shall drive or act as driver of any taxicab without an annual taxicab driving license from the Council, which said license may be in Form "B" to these regulations annexed, or in such other form as Council may determine, and such person shall, prior to obtaining his license, pay such fee therefore to the Town Clerk as may be prescribed by these regulations
5. No license granted under the provisions of these regulations shall be assigned, transferred or alienated to any person, firm or corporation without the written consent of the Council provided, however, that if any holder of a license dies or is declared insolvent or makes any assignment for the benefit of creditors or retires from business, a license for the

unexpired term of the original license may be issued to the purchaser of his taxicab on payment of the sum of \$25.00 provided such purchaser is in the opinion of the Council a fit and proper person to receive a license.

6. Every owner of more than one taxicab required to be licensed under these regulations shall take out a separate license for each taxicab.
7.
  - (a) No license under these regulations shall be granted to any applicant who is not, in the opinion of the Council, a fit and proper person to hold a license for which application is made and due enquiry as to the fitness of any applicant shall be made by or on behalf of the Council.
    - (a)(1) Any one who possesses a current taxi driver's license and is convicted of a criminal charge shall have his or her license revoked immediately.
    - (b) The applicant shall provide a Letter of Conduct or a search of Provincial Court Records from the Provinces the applicant has resided in for the past 10 years. Further, a report from the RCMP (CPIC) or Annual Records Check must also be provided. The Community Constable shall then review and approve the application prior to issuing a Taxi Driver License.
    - (c) Any person applying for a taxi drivers license whose criminal records check reveals any criminal convictions within the past 5 years of the application shall not be granted such a license.
    - (d) Applicants for taxi drivers license who have criminal convictions prior to 5 (five) years from date of application will be considered on an individual basis with the town having the right to refuse the application if circumstances warrant.
8. Any person desiring a license to operate a taxicab covered by these regulations shall file an application therefore with the Council and such application shall be verified by oath of the applicant if a natural person or by oath of an officer or partner of an applicant, if the applicant be a corporation, partnership, association or unincorporated company. The application shall set forth the name, address, and age of the applicant, if a natural person, or if a corporation, its name, date and place of incorporation, address of its principal place of business and the names of its officers, together with their respective addresses, or if a partnership, association or unincorporated company, then the names of the partners comprising the partnership, association or company, together with their respective ages and addresses. The application shall also state the trade name or style, if any, under which the applicant proposes to operate, full information pertaining to the extent, character, and quality of the proposed operations and the manner in which such proposed operations are to be conducted, the type, model, capacity and condition of the taxicab or taxicabs proposed to be operated and such additional information as the Council may require.

There shall be attached to such application a Certificate from the Inspector or his agent certifying that the taxicab proposed to be licensed has been inspected and approved by him.

9. The owner of any Taxi Company shall not permit any Taxi owner or driver to commence operating or utilizing the Taxi Company facilities without ensuring that the Taxi owner or driver has complied with the Town Taxi Regulations, and that they are in possession of the following valid licenses:
  1. Town Taxi Licenses.
  2. Provincial Driving License - Class 4, or 2
  3. Town Taxi Drivers License.
10. An application for a drivers license under these regulations shall contain such information as may be required by the Council or the Inspector to ensure compliance with the provisions of these regulations and determine fitness of the applicant to be granted a drivers license.
11. The Council may from time to time fix and alter the total number of taxicabs which may be licensed under these regulations and thereafter no licenses in excess of the number so fixed shall be issued by the Council.
12. Before a license is issued a Certificate of Public Liability and passenger insurance, to an amount not less than two hundred and fifty thousand dollars (\$250,000.00) inclusive, must be produced from a recognized insurance company doing business in Newfoundland.
13. No taxicab shall operate in the Town without having public liability and passenger insurance and the Town Clerk shall have the power to rescind licenses on which insurance has expired or has been canceled.
14. The prescribed fees for licenses to be issued under these regulations shall be as follows:

License for Taxicab	\$40.00
License for Taxi Drivers	\$20.00
15. Every license shall be an annual license and shall run from the first day of January of one year and expire on the 31<sup>st</sup> day of December in the same year.
16. When any Taxicab owner disposes of his taxicab and acquires another in its place, he shall submit the latter taxicab to the inspector for approval before using same. The license granted to the original taxicab, would then, on payment of a transfer fee of \$10.00 to be

transferred to the replacement taxicab for the remainder of the licensing period, which transfer license may be in the form “C” to these regulations annexed.

### **EQUIPMENT AND OPERATION OF TAXICABS**

1. Every Taxicab shall at all times be equipped with:
  - (a) A power plant adequate to propel same when loaded, four wheel brakes, and with all appliances required by the Highway Traffic Act, such as mufflers, service and emergency brakes, warning devices, lights, and with a rear mirror installed.
  - (b) An interior light which shall provide at least two-rated candle power
  - (c) A handle, latch or opening device attached to each door of the passenger compartment so that such door may be opened from the inside of the cab without the intervention or assistance of the driver.
  - (d) A two way radio suitable enough to reach the dispatch in any area within Town limits.
  - (e) An identity light attached to the top of such cab, no more than ten (10) inches high and twenty-four (24) inches long with the name of the cab company written on same.
  - (f) A number of his/her cab printed on either side of the identity light, the size of each number being approximately four (4) inches long and two (20 inches wide. The same number also is to be displayed inside the cab, where it can be seen by passengers.
2. The owner or driver of every Taxicab licensed under these regulations shall keep the interior and exterior of such a taxicab clean, sanitary dry, and in good repair, and if the taxi owner is given a notice by the Inspector that the Taxicab is not fit or in proper condition, the owner shall in a specified amount of time, get the said taxi in fit and proper condition.
3. The owner of every taxicab in respect of which a license has been issued under these regulations, shall, when required, submit his taxicab for examination by the Inspector, or any person authorized by him, and no owner or driver shall at any time, when his taxicab

is employed, prevent or hinder the said Inspector or any person authorized by him from entering his garage, or other building for the purpose of inspecting the same.

- (a) Vehicles over one (1) year old must have an authorized vehicle inspection prior to obtaining a Taxi Service License and annually thereafter.
  - (b) Taxis in the Town of Happy Valley-Goose Bay will have a maximum age of ten (10) years effective May 31, 2008.
4. No owner shall employ any driver who is unlicensed by the Town, or under the age of twenty years. The Provincial Class of License must be either 4, or 2.
  5. No owner or driver shall take, consume or have in his possession any liquor while he is in charge of a taxicab.
  6. No owner or driver shall make repairs to his taxicab while upon any public stand.
  7. Every driver of a taxicab while his cab is in operation is to be properly dressed, neat and clean and shall be civil and well-behaved.
  - 8.(a) No owner or driver shall permit any nonpaying person to accompany him/her whilst plying for hire.
    - (b) A person may accompany a driver to assist in cases of emergency or to help passengers with parcels, etc. This is in cases where the driver is physically incapable of providing this service.
    - (c) Persons who accompany drivers must be approved by Council.
  9. Every owner of a taxicab shall display in full view of any passenger, a list of the rates, the person must pay. These lists shall be placed one on the front of the dashboard and one on the back of the front seat.
  10. Any taxi driver who is convicted twice, within six months of the same offence under these regulations, his/her license may be revoked by the Town.
  11. The rates and fares to be charged by the owners and drivers of all cabs shall be in

accordance with the Tariff of prices shown in Schedule A to these regulations.

12. The number of passengers in a taxi is not to exceed the number of seat belts provided in the vehicles. Every person who neglects, contravenes or fails to comply with any provision of these regulations shall be guilty of an offence and shall be liable on summary conviction of a fine not exceeding one thousand dollars (\$1,000.00) or in default of payment of such fine to imprisonment for a period not exceeding ninety (90) days, or to both such fines and imprisonment, in accordance with Section 420 of the Municipalities Act.

These regulations shall come into effect on the 22<sup>nd</sup> day of February A.D., 2001 and may be cited as the Town of Happy Valley-Goose Bay (Taxicab) Regulations.

### **AUTHORIZED TAXI FARES**

The following taxi fare meter rates were approved at the 31<sup>st</sup> meeting of the Town Council of the Town of Happy Valley-Goose Bay, held on January 22, 2008 and will come into effect February 1, 2008:

Rate: \$4.00 plus \$1.30 per kilometer within Happy Valley-Goose Bay limits  
Waiting Time: \$22.00 per hour  
To North West River / Shetshatshiu: \$46.00 (flat rate)  
Extra stop or pickup: \$4.00

All rates include H.S.T.

The following flat rates for deliveries were approved at the 32<sup>nd</sup> meeting of the Town Council of the Town of Happy Valley-Goose Bay, held on February 25, 2008 and will come into effect immediately.

- i. \$21.00 delivery to Valley area
- ii. \$15.00 deliver to Hamilton Heights and/or Spruce Park
- iii. \$10.00 delivery on Base