

## **TAXI REGULATIONS**

Pursuant to the powers vested in it by virtue of Section 414 (2)(ss) of the Municipalities Act, 1999, and all other powers it enabling, the Town Council of the Town of Wabush in regular session convened on the 28<sup>th</sup> day of August, 2001, hereby passes and enacts the following regulations for the operation of taxis and taxi-stands.

---

1. These Regulations may be cited as the Town of Wabush ( Taxi Regulations) 2001.

2. Interpretations: In these regulations unless the context otherwise requires:

- a) “Act ” means The Municipalities Act, 1999.
- b) “Town” means the Town of Wabush as defined by paragraph 2 of Order-In-Council, dated the 11<sup>th</sup> day of April A.D., 1967, and made under the said Act.
- c) “Council” shall mean the Town Council of the Town of Wabush.
- d) “Inspector” shall mean any person appointed by Council to supervise all vehicles and persons licensed under these regulations and to enforce compliance with these regulations.
- e) “Taxi or Taxi-Cab” shall mean any vehicles of any description whatever conveying, or for the conveyance of, passengers for hire or compensation and designated to carry not more than five seated passengers in addition to the driver.
- f) “Suburban Taxi-Cab” shall be a taxi-cab or taxis operated by a person or persons outside the municipal boundaries of the Town as defined by these regulations and such taxi-cabs of taxis are licensed by another municipal authority.
- g) “Hire or Compensation” shall mean and include any money article of value, payment, consideration, reward, tip, profit, donation or gratuity paid to, accepted or received by the owner or driver of any taxi in exchange for the transportation of a person or persons, whether paid upon solicitation, demand or contract or voluntarily or intended as a gratuity or donation.
- h) “Owner” shall be construed to include every 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 taxi or taxi-cabs whether as owners, licensee, or bailee, or in possession under any condition, sale or hire-purchase agreement.
- i) “Driver” shall be held to include every person in actual charge of the taxi-cab

whether as owner, agent, licensed servant or employee of the owner.

- j) “Waiting Time” shall mean the time consumed while the taxi-cab is not in motion at the direction of the passenger or passengers, and also the time consumed waiting for a passenger or passengers after having responded to a call, but no charge shall be made for the time consumed by the premature response to a call, or the first three minutes following the timely arrival at the point of call, or for time lost through traffic delay or resulting from the insufficiency of the taxi-cab or its driver.
- k) “Cruise or Cruising” shall mean the driving in a taxi-cab on, over and along the streets or public places of the Town in search of, or soliciting prospective passengers for transportation in a taxi for compensation.
- l) “Application” - the provisions of these regulations shall apply to all taxi-cabs plying for hire, used or operated within the limits of the Town and to the owners and drivers of all such taxi-cabs.
- m) “Taxi-stand” shall mean the site or place from which licensed taxi-cabs and drivers shall operate and shall alternate, if necessary, so that a twenty-four (24) hour per day service is provided.

#### LICENCES

3. The owner of any taxi shall not ply for hire therewith, or use or operate the same or cause to allow the same to be used or operated within the Town without having obtained from the Council an operating license in respect of same. Such license shall be in the form determined by the Council. The owner shall, prior to obtaining an operating license, pay a fee as prescribed by regulation 12 (1) of these regulations unless that fee is waived by a motion of Council.

4. No person shall drive or act as the driver of any taxi-cab plying for hire within the Town without first having obtained from Council, a taxi operator’s driving license. Said license to be in the form prescribed by the Council. Prior to the issue of a taxi operator’s driving license, such fee as prescribed by Regulation 12 (1) of these regulations shall be paid to the Council unless that fee is waived by a motion of Council.

5. No license granted under any of the provisions of these regulations may be assigned, transferred or alienated to any other person or persons, firm or corporation, by the holder thereof without the written consent of the Council first having been obtained to such transfer or assignment, provided, however, that if the 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 unexpired term of the original license may be issued to a person acquiring his taxi-cab on the payment of a sum of one dollar (\$1.00) providing that the person so acquiring the taxi-cab is, in the opinion of the Council, a fit and proper person

to receive such license.

6.a) Every owner of a taxi-cab requiring to be licensed under these regulations shall be obliged to take out a separate taxi-cab license for each taxi-cab owned by such person, firm or corporation.

b) Notwithstanding, subsection (b), Council may, by motion of Council, waive this requirement when it is in the best interest of the Town to do so.

7. No license shall be granted under these regulations to any person who is not, in the opinion of the Council, a fit and proper person to receive the license for which the application is made. The enquiry will be made on behalf of the Council concerning the fitness of an applicant for license under these regulations.

8. Taxi licenses may be issued to suburban taxi-cabs at the discretion of council and Council may attach any condition to such licenses as it deems necessary.

9. No taxi-driving license shall be issued under these regulations to any person certified as being incapacitated by a doctor.

10. Any person desiring a license to operate a taxi within the Town under these regulations shall file an application for same with the Council duly verified under with. The application shall in such form and contain such information as the Council shall decide and may require applicants to make full disclosure as to extent, character and quality of such operations, age, name and address, type model and capacity of his vehicle or vehicles for which license or licenses are required, and such additional information as the Council requests. Every application shall be accompanied by a certificate from the Council's agent or inspector certifying that the taxi-cab or taxi-cabs for which license or licenses are required, have been duly inspected and approved as meeting the requirements of these regulations.

11. The Council may, from time to time, fix and alter the total number of taxi-cabs which may be licensed under these regulations. Thereafter no licences in excess of the number fixed shall be issued by Council.

12.a) The prescribed fees for licenses to be issued under these regulations as follows:

Operating License	- \$ 25.00
License for a Taxi-Cab	15.00
License for a Taxi-Driver	10.00

b) Notwithstanding subsection a), Council may, by motion of Council, set a basic charge for suburban taxis in lieu of the prescribed fees and where such a basic charge is imposed Council may attach such conditions as it deems necessary to such licenses granted under the basic charge.

13. Every license shall be an annual license and shall run from the 1<sup>st</sup> day of January to the 31<sup>st</sup>

day of December in each year.

14. The taxi-cabs shall be at all times furnished and equipped with all appliances and fittings, necessary for the safe and comfortable transportation of passengers, and as required in the interest of public safety.

15. Owners of taxi-cabs shall keep the interior and exterior of their vehicles in a clean and sanitary condition, and when reasonably requested to do so by Council or its agent, will submit their vehicles to inspection on behalf of the Council and whenever the owner of taxi-cab receives written notice from the Council or its agent that such taxi-cab is not in a fit and proper condition for use, stating briefly the items complained of, he shall, remove the taxi-cab from service immediately and rectify such deficiencies as described in complaint. He shall keep his taxi-cab at all times equipped with all appliances and required under the Highway Traffic Act, such as mufflers, emergency brakes, lights and rear view mirror.

16. All taxi-cabs licensed under these regulations shall display a card issued by the Council bearing the words "Licensed Taxi". The Town of Wabush followed by a number. They will also display a distinctive illuminated sign on the roof of the taxi-cab. This sign shall be illuminated when the taxi-cab is vacant of passengers and shall not be illuminated when the taxi-cab is occupied by passengers.

17. No owner or driver of a taxi-cab licensed under these regulations shall cruise on, over or along any of the streets or public places of the Town with his taxi-cab for the purpose of obtaining fares; provided, however, that upon condition of, or returning from any call, a taxi-cab operator, upon being signalled or hailed by a prospective fare may hire himself to such passenger or passengers.

18. The owner of any taxi-cab in respect of which a license has been issued under these regulations, shall, when required, submit his taxi-cab for examination by the inspector, and no owner or driver shall, at any time, when his taxi-cab is not employed, prevent or hinder the inspector from entering his garage or other building for the purpose of making such examination.

19.a) When any licensed taxi-cab owner disposes of a taxi-cab he shall immediately notify the Council.

b) Replacement vehicles shall be submitted for inspection by the inspector prior to use as a taxi-cab.

c) Any vehicle disposed of by a licensed owner shall immediately cease to be classified as a taxi-cab, within the meaning of these regulations.

20. No licensed owner of any taxi-cab shall employ any person other than a licensed driver with a Class 4 license as driver of his taxi-cab, or permit such taxi-cab to be driven or placed upon any stand by an unlicensed driver.

21. a) The fares to be charged for transportation by owner and operators of taxi-cabs within the limits of the Town shall be those set forth in Section A of these regulations.
- b) All taxi-cabs licensed under these regulations shall be equipped with a fare meter approved by Council. The meter shall be started at the commencement of each journey and shall be stopped immediately upon arrival at the destination of the passengers. The meter shall be sealed at all times, the seal to be removed only upon application to the Council in order to effect repairs. Tariff cards shall be displayed in all taxi-cabs licensed under these regulations.
- c) Notwithstanding subsection a) and b) Council may set a flat rate fare in relation to taxis operating from the Wabush Airport.
22. When any owner employs a driver, he shall notify the inspector or Council prior to the driver operating a taxi-cab. When any driver leaves the employ of an owner, the owner shall notify the inspector of Council within forty-eight (48) hours.
23. As many passengers up to the seating capacity of the taxi-cab shall be carried or transported for the fares or prices as fixed by Schedule A of these regulations, but no driver or owner shall carry or permit to be carried in a taxi-cab at any time a greater number of passengers than the designated seating capacity of the vehicle as fixed by the Council or its inspector.
24. The rates or fares to be charged by the owners or drivers of taxi-cabs for transportation of a passenger or passengers on any trip shall be exactly in accordance with the tariff or fares shown in Schedule A of these regulations and no rates or fares higher or lower than those shown in the said Schedule shall be charged or payable.
25. No owner or driver licensed under these regulations shall use a tariff or demand or receive any rate or charge which is not in accordance with these regulations.
26. The Council may, at its discretion, cancel the operation and/or taxi-driving license of any person, firm, or, corporation contravening these regulations.

#### TAXI STANDS

27. Every person, firm or corporation operating any taxi or taxi-cabs shall maintain a fixed place of business at a location approved by the Council and shall not operate any taxi or taxi-cabs from any other place within the Town.

#### SUBURBAN TAXI-CABS

28. No person shall operate or use a suburban taxi-cab for the transportation of passengers on any trip which commences and terminates within the Town unless the suburban taxi-cab has been licensed by Council.

29. Any operator of an unlicensed suburban taxi-cab soliciting a passenger or passengers or carrying such passenger or passengers for compensation within the Town shall be subject to the penalties set forth in the regulations.

30. a) No taxi or taxi-cab will be licensed under these regulations unless they hold a valid insurance policy.

b) Taxi-cab owners licensed under these regulations shall be required to notify the Council immediately if any change is made in the status of the insurance policy which must cover the driver, passenger and passengers, property of the passenger or passengers and public liability.

#### PENALTIES

31. The Council shall have the power to suspend or revoke any or all licenses granted under these regulations whenever the provisions hereof have been violated.

Before revocation of any license, the holder of such license shall be entitled to a hearing thereon before Council. Notice of such hearing on revocation or suspension of a license shall be served in writing on the holder of such license at least five (5) days prior to the date of the hearing, thereon setting the date, place and time of the hearing.

32. Any person who contravenes or fails to comply with any of the provisions of these regulations is guilty of an offence as per section 420(1)(a) and Section 420(1)(b) of the Municipalities Act, 1999.

33. Notwithstanding anything contained in these regulations any owner or driver shall not be exempt from compliance with the provisions set forth in the Motor Carriers Act.

34. These regulations shall come into effect on the 1<sup>st</sup> day of September, 2001, and may be cited as the Town of Wabush (Taxi) Regulations, 2001.

35. All previous Taxi Regulations are hereby repealed.

In Witness Whereof the seal of the  
Town of Wabush has been affixed herewith  
and the Mayor and the  
Town Clerk/Treasurer have  
signed these Regulations on behalf of the  
Wabush Town Council this 31<sup>st</sup> day of

August, 2001.

---

Jim Farrell  
Mayor

---

Witness

---

Florence Harnett, CMC  
Town Clerk/Treasurer

SCHEDULE A  
TOWN OF WABUSH TAXI RATES

Meter Starting Rate - \$ 2.50

For each one-tenth mile or part thereof .10

For waiting time at request of passenger while under engagement for each minute .10

For each trunk of fifty (50) pounds or over in weight .25

All orders, meter rate plus \$ 1.00 flat rate.

Grocery deliveries - all persons will be allowed two free packages which they can carry. All other parcels will be .25 each.

### Flat Rates

Town Taxis to Wabush Airport

One Pickup Stop - \$ 5.00

Two or more pickup stops- \$ 3.00 per stop  
(ie.  $2 \times \$ 3.00 = \$ 6.00$ / $3 \times \$ 3.00 = \$ 9.00$ )

Town Taxis and Suburban Taxis from Wabush Airport

One Drop Stop - \$ 5.00

Two or more drop stops - \$ 3.00 per stop (ie.  $2 \times \$ 3.00 = \$ 6.00$ / $3 \times \$ 3.00 = \$ 9.00$ )