

**CONSOLIDATED APRIL 25, 2016**  
**CONSOLIDATION FOR CONVENIENCE PURPOSES ONLY, OF**  
**BYLAWS 2742, 3611**



**CITY OF CAMPBELL RIVER**  
**PROVINCE OF BRITISH COLUMBIA**  
**BYLAW NO. 2742**

**A BYLAW OF THE CITY OF CAMPBELL RIVER TO AUTHORIZE THE ISSUANCE OF A CHAUFFEUR'S PERMIT.**

**WHEREAS** Section 36 of the *Motor Vehicle Act RSBC 1996*, Chapter 318 provides that the Council of a municipality may by Bylaw, provide for the regulating of chauffeurs within the Municipality and for the issuing of permits to chauffeurs by the Chief of Police;

**AND WHEREAS** it is deemed desirable and expedient to regulate chauffeurs, for the welfare of the public and citizens of the municipality;

*Amd Bylaw 3611 Apr/16 Change in title*

**NOW THEREFORE** the Council of the City of Campbell River in open meeting assembled, enacts as follows:

1. This Bylaw may be cited for all purposes as the "**Chauffeur Permits Bylaw No. 2742, 1999**".
2. In this Bylaw unless the context otherwise requires:

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| "Chauffeur"       | means taxi driver.   |
| "Chief of Police" | means the senior member of the Royal Canadian Mounted Police in the municipality, or his duly authorized representative.   |
| "Council"         | means the Council of the City of Campbell River.   |
| "City"            | means the City of Campbell River.  |
| "Highway"         | includes every highway within the meaning of the <i>Transportation Act</i> and every road, street, lane or right-of-way designated or intended for or used by the general public for the passage of vehicles, and every private place or passage-way to which the public, for the purpose of the parking or servicing of vehicles, has access or is invited. |
| "Municipality"    | means the City of Campbell River.  |
| "Owner"           | includes the proprietor or other person having the conduct or operation of any vehicle for hire or the business incidental thereto.  |
| "Permit"          | means the permit required to be held by a chauffeur pursuant   |

to the *Motor Vehicle Act* of the Province of British Columbia, as required in this Bylaw.

**"Person"**

means and includes individuals of either sex, association, co-partnership, corporations, whether acting by themselves or by a servant, agent or employees.

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*Amd Bylaw 3611 Apr/16 Taxi-Driver Definition*

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**"Taxi-Driver"**

means the driver, age 19 or older, of a motor vehicle having seating capacity for persons, which with its driver, its operated, or plies, for hire to members of the public, licenced under the *Motor Vehicle Act* and holding a minimum of a Class A Licence.

**"Vehicle for Hire"**

means any motor vehicle, wagon, truck, carriage, bus, limousine, or other vehicle kept, used or operated for hire for the carriage of persons or goods, and carrying proper motor carrier licencing.

3. (1) No chauffeur shall within the Municipality drive, operate, or be in charge of a motor vehicle carrying passengers for hire unless he is the holder of a permit therefore issued to him by the Chief of Police for the municipality.
- (2) Every chauffeur to whom a permit is so issued, shall comply with all regulations and Bylaws of the municipality and of the *Motor Vehicle Act*, RSBC Chapter 318.
- (3) Where, under this Bylaw, by reason of their use of, or dealing in intoxicants or narcotic drugs, or for any other reason, is in the opinion of the Chief or Police of the municipality, unfit to act as a chauffeur, the Chief of Police, upon proof to his satisfaction of such unfitness, may refuse, suspend or cancel a permit.
- (4) Where an applicant for a chauffeur's permit is refused of a chauffeur's permit is suspended or canceled by the Chief of Police in the municipality, the Chief of Police shall within twenty-four hours after the refusal, suspension, or cancellation, notify the applicant or holder in writing of the refusal, suspension, or cancellation, stating the grounds thereof.
- (5) An appeal shall lie to the Council of the municipality from the refusal, suspension, or cancellation, and the decision of the Council thereon shall be final.
4. Every chauffeur who holds a permit granted or issued under this Bylaw shall have the permit in his possession at all times while driving or operating a motor vehicle on any highway, and shall produce the permit for inspection at any time upon demand of any peace officer or constable.
5. The Chief of Police, or his duly authorized representative, shall ascertain by inspection and enquiry from time to time whether the person receiving a chauffeur's permit continues to comply with the provisions of this Bylaw.
6. No person shall hire or engage another person as an employee to act as a chauffeur in driving or operating a motor vehicle in respect of which the provisions of the Bylaw requiring the licencing of chauffeurs applies, unless the person so hired or engaged is the holder of a

chauffeur's permit issued to him under this Bylaw for the current licence year of a class under which the licensee is entitled to drive and operate that motor vehicle.

*Amd Bylaw 3611 Apr/16 Sec 7*

7. All permits issued under this Bylaw expire two (2) years after the date of issue.

*Amd Bylaw 3611 Apr/16 Section 8 deleted*

8. Deleted.

9. **Penalty**

*Amd Bylaw 3611 Apr/16 Section 9(a)*

(a) Every person who contravenes, violates or fails to comply with any provision of this bylaw, or who suffers or permits any act or thing to be done in contravention of this bylaw, or who fails to do anything required by this bylaw, commits an offence and shall be liable, upon conviction, to a fine of not more than \$2,000 (and not less than the fines prescribed in the City's Ticketing for Bylaw Offences Bylaw), the cost of prosecution and any other penalty or order imposed pursuant to the *Offence Act* (British Columbia). Each violation against this bylaw shall be deemed to be a separate and distinct offence, and, where the offence is a continuing one, each day that the offence is continued constitutes a separate offence.

*Amd Bylaw 3611 Apr/16 Section 9(b) deleted*

(b) Deleted.

10. Chauffeur's Licencing Bylaw 757, 1977 as amended is hereby repealed.

Read a first time on the 9<sup>th</sup> day of March, 1999.

Read a second time on the 9<sup>th</sup> day of March, 1999.

Read a third time on the 9<sup>th</sup> day of March, 1999.

Adopted on the 23<sup>rd</sup> day of March, 1999.

Original signed by:

**Jim Lornie  
MAYOR**

**W.T. Halstead  
CLERK**

**SCHEDULE 'A'**