

Bylaw No. 9070

The Taxi Bylaw, 2014

**Codified to Bylaw No. 9549
(December 17, 2018)**

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BYLAW NO. 9070

The Taxi Bylaw, 2014

Whereas under the provisions of clause 8(1)(b) of *The Cities Act*, S.S. 2002, c. C-11.1, bylaws may be passed by a city in relation to the safety, health and welfare of people and the protection of people and property;

Whereas under the provisions of clause 8(1)(h) of *The Cities Act*, bylaws may be passed by a city in relation to businesses, business activities and persons engaged in business;

Whereas under the provisions of subsection 8(3) of *The Cities Act*, the power to pass bylaws includes the power to:

- regulate or prohibit;
- provide for a system of licences, inspections, permits or approvals;
- establish fees for the license;
- prohibit any business until a licence has been granted or an inspection performed;
- impose terms and conditions on any license;
- impose conditions that must be met before a licence is granted or renewed;
- provide for the duration of licences and their suspension or cancellation for failure to comply with a term or condition of a bylaw or for any other reason specified in the bylaw;
- provide for an appeal, the body that is to decide the appeal and related matters;

Whereas The City of Saskatoon desires to enact a bylaw to regulate and licence taxi services in The City of Saskatoon.

Now therefore, the Council of The City of Saskatoon enacts as follows:

PART I

Short Title and Interpretation

Short Title

1. This Bylaw may be cited as *The Taxi Bylaw, 2014*.

Definitions

2. In this Bylaw:

- (a) **“affiliated”** means engaged in an arrangement to provide dispatch services;
- (a.1) **“bodily fluids”** means feces, urine or vomit;
- (b) **“broker”** means a person who accepts calls in any manner for the dispatch of taxis and who dispatches taxis licensed under this Bylaw;
- (c) **“brokerage”** means the general business of a broker and shall be deemed to include the land and premises where the business is carried on;
- (d) **“business day”** means a day other than a Saturday, Sunday or holiday;
- (e) **“City”** means The City of Saskatoon;
- (f) **“class PT”** means a class of vehicles registered with the administrator of *The Traffic Safety Act* and used as a public service vehicle, including the transportation of passengers;
- (g) **“conviction”** means a conviction or a guilty plea, and includes a conviction of any business entity for which the applicant had, at the time of the offence leading to the conviction for specified criminal activity, a management responsibility or a controlling interest;
- (h) **“Council”** means the Council of The City of Saskatoon;
- (i) **“dispatch”** means the act or service of sending or directing a taxi, by electronic or any other means, to a person or person who have requested a taxi including use of a mobile application, text message, internet web page, cell phone or email communication;
- (j) **“D409 certificate”** means the Canadian Standards Association standard D409-92, Motor Vehicle for the Transportation of Persons with Physical Disabilities as amended from time to time by the Canadian Standards Association;
- (k) **“General Manager”** means the General Manager of the Asset & Financial Management Department or a designate;

- (l) **“owner plate”** means a metal plate or decal issued by the City to be attached to a taxi, which identifies the licensee and the vehicle to which the licence applies, and applies to all licences whether permanent, temporary or seasonal;
- (m) **“person”** includes an individual, a corporation, a partnership and the heirs, executors, administrators or other legal representatives of a person;
- (n) **“public service vehicle”** means a public service vehicle as defined in *The Traffic Safety Act*;
- (o) **“school season”** means September 1 in any given year through June 30 of the following year;
- (p) **“seasonal taxi licence”** means a licence issued under this Bylaw to a driver for temporary use during the school season;
- (q) **“seasonal taxi licence distribution lottery”** means the process by which the City distributes seasonal taxi licences;
- (r) **“service animal”** means a dog that is individually trained to do work or perform tasks for the benefit of a person with a disability;
- (s) **“specified criminal activity”** means any of the offences listed in Schedule “A” for which less than two years have elapsed since the date of conviction or the date of release from confinement imposed for the conviction, whichever is the later date;
- (t) **“taxi”, “taxicab” or “cab”** means a vehicle for hire that:
 - (i) is registered in class PT; and
 - (ii) is equipped with a taximeter or equipment designed to calculate a passenger fare based on distance travelled and standing time;
- (u) **“taxi driver”** means a person licensed to drive a taxi pursuant to this Bylaw, whether he or she is the owner of the taxi or is an agent, lessee or employee of the taxi owner;
- (v) **“taxi inspector”** means a person employed by the City and authorized by the General Manager to act as a taxi inspector for the purposes of this Bylaw;

- (w) **“taxi licence”** means a licence from the City which grants to the holder thereof the running rights to operate a taxi in the City;
- (x) **“taxi owner”** means a person granted a taxi licence to operate a taxi in the City;
- (y) **“trip data”** means information collected and maintained by a licensed taxi broker respecting the dispatching and conveyance of customers by taxis affiliated with the broker and includes the following:
 - (i) the time a call is received requesting the dispatch of a taxi;
 - (ii) the time a taxi driver accepts the dispatch of a taxi;
 - (iii) the time a taxi driver engages the taximeter for that dispatched call;
 - (iv) the time a taxi driver turns the taximeter off at the conclusion of the trip;
 - (v) whether the trip involved the conveyance of a person with a disability; and
 - (vi) the number of trips per month for each wheelchair accessible taxi.
- (z) **“wheelchair accessible taxi”** means a taxi that:
 - (i) is specifically designed to carry persons with disabilities;
 - (ii) is equipped with a mechanical device that can load, transport and unload a person using a wheelchair or other mobility aid without that person having to leave the wheelchair or other mobility aid; and
 - (iii) complies with Canadian Standards Association standard D409-92.

Principles and Purpose of Bylaw

- 3. (1) This Bylaw recognizes that taxis:
 - (a) are an important part of the City’s public transportation service; and

- (b) are heavily relied upon by both residents and visitors to the City.
- (2) Having regard to the principles mentioned in subsection (1), the purposes of this Bylaw are the following:
 - (a) to ensure that the taxi services will be available, safe and economical to use for both citizens and visitors to the City;
 - (b) to establish rates that are fair and reasonable for both the travelling public and persons involved in the taxi industry;
 - (c) to ensure that taxi services meet the needs of all citizens and visitors, including persons with mobility and physical disabilities;
 - (d) to ensure that taxi services operate in a manner that reflects positively on the image of the City;
 - (e) to ensure that, in achieving these objectives, all persons involved in the taxi industry are accountable for their part in the provision of taxi services.

PART II

General Licensing Matters

DIVISION I

Requirement to Obtain Licence

Licence Required

- 4. (1) No person shall drive a taxi in the City unless that person is a licensed taxi driver.
- (2) No person shall operate a taxi in the City unless that person holds a valid taxi licence from the City.
- (3) No person shall carry on business of a taxi brokerage in the City unless that person is a licensed taxi broker.

Advertising

- 5. (1) No person shall hold himself or herself out to be licensed under this Bylaw unless he or she is so licensed.

- (2) No person shall advertise the provision of any taxi services unless that person holds a valid and subsisting licence under this Bylaw.

DIVISION II Number and Types of Licences

General Authority

6. The City shall have the power:
 - (a) to limit the number of taxis that may operate in the City;
 - (b) to determine the types of licences that may be granted; and
 - (c) to determine the manner in which any licence is to be allocated.

Types of Licences

7. The City may issue the following licences:
 - (a) Taxi Licence;
 - (b) Taxi Broker's Licence;
 - (c) Taxi Driver's Licence;
 - (d) Wheelchair Accessible Taxi Licence;
 - (e) Temporary Wheelchair Accessible Taxi Licence;
 - (f) Seasonal Taxi Licence.

Number of Taxi Licences

8.
 - (1) The City may issue up to 160 taxi licences within the City.
 - (2) In addition to the licences mentioned in subsection (1), the City may issue up to 24 seasonal taxi licences as may be required, in excess of the limit mentioned in subsection (1).

Number of Wheelchair Accessible Taxi Licences

9. (1) The City may issue up to five wheelchair accessible taxi licences within the City, which licences shall be in addition to the 160 taxi licences mentioned in subsection 8(1).
- (2) In addition to the licences mentioned in subsection (1), the City may issue up to 16 temporary wheelchair accessible taxi licences, as may be required, in excess of the limit mentioned in subsection (1).
- (3) In addition to the licences mentioned in subsections (1) and (2), the City may issue up to five additional temporary wheelchair accessible taxi licences, as may be required, in excess of the limits mentioned in subsections (1) and (2).

DIVISION III Licence Fees

Licence Fees

10. No person shall be licensed under this Bylaw until payment of the prescribed fees set out in Schedule "B" is received by the City.

Fees Non-Refundable

11. (1) Subject to subsection (2), licence fees are non-refundable. If a licence is suspended or revoked, no licence fee or part thereof is refundable.
- (2) If the licence or the licence renewal is refused, the fee paid pursuant to section 10 shall be returned to the applicant.

**PART III
Taxi Owner**

**DIVISION I
Taxi Licence**

Requirement to Obtain Licence

12. (1) No person shall suffer or permit a taxi to be driven in the City without first obtaining a taxi licence from the City.
- (2) No taxi owner shall permit a person to drive a taxi under the authority of the taxi licence unless the driver holds a valid and subsisting taxi driver's licence.

**DIVISION II
Application for and Issuance of Taxi Licence**

Application for Taxi or Wheelchair Accessible Taxi Licence

13. (1) An application for a taxi or a wheelchair accessible taxi licence shall be made to the City on such forms and accompanied by such information as prescribed by the City.
- (2) The application shall be considered complete if it includes the information required by this section.
- (3) The application shall include the following information:
 - (a) the applicant's full name;
 - (b) the applicant's current address and telephone number;
 - (c) written proof of vehicle registration and insurance for the taxi identifying the applicant and vehicle owner as the owner of the vehicle and a class PT designation;
 - (d) written proof of the taxi broker with whom the taxi licence is affiliated;
 - (e) proof of liability insurance in the amount of \$2 Million identifying the City as an additional insured;

- (f) the applicant's Certificate of Approval;
 - (g) a validated Light Vehicle Inspection Certificate for the taxi completed by a Saskatchewan Government Insurance accredited mechanic dated no earlier than 90 days prior to the licence application;
 - (h) the issuing jurisdiction and the effective dates of any other licence or permit held by the applicant to operate a taxi, and whether such licence or permit has been denied, revoked or suspended, and if so, the reason or reasons therefor.
- (4) In addition to the requirements of subsection (3), an application for a wheelchair accessible taxi licence must also include a valid D409 certificate.
 - (5) If a taxi owner intends to drive a taxi, he or she shall also require a taxi driver's licence.
 - (6) If a taxi owner is using electronic means including a mobile application, text message, internet web page, cell phone or email communication to dispatch his or her taxi, he or she shall also require a taxi broker's licence.
 - (7) Taxi owners and wheelchair accessible taxi owners must hold a separate licence for each taxi or wheelchair accessible taxi.
 - (8) If the applicant for a taxi or a wheelchair accessible taxi licence is a partnership, the application must:
 - (a) be completed by one of the partners;
 - (b) disclose the identity of all other partners; and
 - (c) include all of the information required by subsections (3) and (4).
 - (9) The information provided by an applicant for a licence under this Part shall be maintained by the City on a confidential basis, subject to the provisions of *The Local Authority Freedom of Information and Protection of Privacy Act*.

Issuance of Taxi or Wheelchair Accessible Taxi Licence

- 14. (1) Within 30 days of the receipt of a completed application for a taxi licence or a wheelchair accessible taxi licence, together with the applicable fee, the City shall, either:

- (a) issue a licence, with or without conditions; or
 - (b) deny the application for a licence.
- (2) If the application is denied, the City shall provide the applicant with a copy of its decision together with written reasons for the decision.
- (3) The City shall approve a licence unless one or more of the following is determined to be true:
- (a) the applicant is less than 18 years of age;
 - (b) the applicant failed to provide information as required by section 13 of this Bylaw or has provided false or misleading information in the application;
 - (c) the licence fee required by this Bylaw has not been paid.
- (4) The licence, if granted, shall contain the following information:
- (a) the name of the person to whom the licence is granted;
 - (b) the number of the business licence issued to the applicant;
 - (c) the expiration date of the licence;
 - (d) the conditions, if any, attaching to the licence;
 - (e) the taxi plate number;
 - (f) the name of the brokerage with whom the applicant is affiliated.

Conditions Attaching to Taxi or Wheelchair Accessible Taxi Licence

15. (1) The City may impose terms and conditions on a licence issued under this Part, if in the City's opinion:
- (a) it is necessary to ensure compliance with any duties imposed on the licensee pursuant to this Bylaw;
 - (b) it is necessary to ensure the integrity of the licensing scheme in the Bylaw; and
 - (c) it is appropriate and in the public interest to do so.

- (2) Notwithstanding the generality of subsection (1), it shall be a condition of every wheelchair accessible taxi licence that priority is given to the conveyance of passengers with a disability.
- (3) No licensee shall fail to comply with any terms or conditions imposed on a licence.

Disposition of Taxi or Wheelchair Accessible Taxi Licence

16. (1) Taxi and wheelchair accessible taxi licences may be sold, gifted, bequeathed or otherwise transferred upon:
 - (a) compliance by the transferee with all administrative and statutory requirements for obtaining and holding a taxi or a wheelchair accessible taxi licence;
 - (b) submission by the transferee of a completed application form, including supporting documentation to the City in accordance with section 13 of this Bylaw;
 - (c) submission by the transferee of the complete bill of sale for the taxi licence including the sale price; and
 - (d) payment by the transferee to the City of the applicable transfer fee as set out in Schedule "B".
- (2) In addition to the requirements of subsection (1), the transferee of a wheelchair accessible taxi licence must also submit a current D409 certificate to the City.
- (3) When transferring a licence under this section, the transferor shall, in all cases, surrender the licence to the City for cancellation. The transferor shall also surrender the owner plate to the City for cancellation, if required. The City shall issue a new licence to the transferee containing the information prescribed by subsection 14(4), and a new owner plate, if required.

**DIVISION III
Taxi Owner Plates**

Issuing Taxi Owner Plates

17. Upon issuing of a taxi or a wheelchair accessible taxi licence, the City shall also provide the licensee with an owner plate for the vehicle.

Transfer of Taxi Owner Plates

18. (1) An owner plate may be moved from one vehicle to another if:
- (a) the vehicle to which the plate is assigned requires repairs or servicing, and is temporarily unavailable for service; or
 - (b) the vehicle to which the plate is assigned is being permanently replaced with a different vehicle.
- (2) If transferring an owner plate, the taxi owner shall, within 3 business days of the date of such transfer:
- (a) provide the City with:
 - (i) a validated Light Vehicle Inspection Certificate for the replacement vehicle; and
 - (ii) a certificate of vehicle registration for the replacement vehicle showing a class PT designation;
 - (b) pay the applicable owner plate replacement fee to the City; and
 - (c) turn in to the City the owner plate from the original vehicle.
- (3) Upon receipt of the materials mentioned in subsection (2), the City shall issue a new owner plate for the replacement vehicle.

DIVISION IV
Temporary Wheelchair Accessible Taxi Licence

Method of Issuing Licence

19. (1) The City may, in its discretion, issue temporary wheelchair accessible taxi licences at such times as it considers appropriate.
- (2) Temporary wheelchair accessible licences may be issued with or without a public tender process.
- (3) Temporary wheelchair accessible taxi licences issued pursuant to subsection 9(3) shall be allocated to taxi brokers based on licenced taxi cab fleet size.

Ownership of Licence

20. (1) Temporary wheelchair accessible taxi licences shall remain the property of the City.
- (2) Subject to the limit mentioned in subsections 9(2) and 9(3), the City shall determine the number, if any, of temporary wheelchair accessible taxi licences to be issued.
- (3) A temporary wheelchair accessible taxi licence issued pursuant to subsection 9(2) shall be valid for a term commencing on January 1, 2014 and ending on September 2, 2019.
- (3.1) A temporary wheelchair accessible taxi licence issued pursuant to subsection 9(3) shall be valid for a term of five years commencing on September 3, 2015 and ending on September 2, 2020.
- (4) If a licensed broker to which temporary wheelchair accessible taxi licences have been allocated ceases operations for any reason and the term of the licences has not expired, those licences shall revert to the City and shall be reallocated for the remainder of the term of the licences to the remaining brokers based upon the fleet size of each broker.
- (5) No person shall assign or transfer a temporary wheelchair accessible taxi licence.
- (6) Lease fees shall not be charged for the use of a temporary wheelchair taxi licence. Only normal operating costs may be recovered.

Application for Temporary Wheelchair Accessible Taxi Licence

21. (1) An application for a temporary wheelchair accessible taxi licence shall be made to the City on such forms and accompanied by such information as prescribed by the City.
- (2) The application shall include the information required by subsections 13(3) and (4).

Issuance of Temporary Wheelchair Accessible Taxi Licence

22. (1) Within 30 days of the receipt of a completed application for a temporary wheelchair accessible taxi licence together with the applicable fee, the City shall, either:
 - (a) issue a licence, with or without conditions; or
 - (b) deny the application for a licence.
- (2) If the application is denied, the City shall provide the applicant with a copy of its decision together with written reasons for the decision.
- (3) The City shall approve a licence unless one or more of the following is determined to be true:
 - (a) the applicant is less than 18 years of age;
 - (b) the applicant failed to provide information as required by section 13 of this Bylaw or has provided false or misleading information in the application;
 - (c) the licence fee required by this Bylaw has not been paid.
- (4) The licence, if granted, shall contain the following information:
 - (a) the name of the person to whom the licence is granted;
 - (b) the number of the business licence issued to the applicant;
 - (c) the expiration date of the licence;
 - (d) the conditions, if any, attaching to the licence;
 - (e) the taxi plate number;

- (f) the name of the brokerage with whom the applicant is affiliated.

Conditions Attaching to Temporary Wheelchair Accessible Taxi Licence

- 23. (1) The City may impose any additional terms and conditions on a temporary wheelchair accessible taxi licence issued pursuant to this Bylaw that are consistent with the intent of the Bylaw where the City is satisfied that:
 - (a) it is necessary to ensure compliance with any duties imposed on the licensee pursuant to this Bylaw;
 - (b) it is necessary to ensure the integrity of the licensing scheme in the Bylaw; and
 - (c) it is appropriate and in the public interest to do so.
- (2) Without restricting the generality of subsection (1), it shall be a condition of every temporary wheelchair accessible taxi licence that priority is given to the conveyance of passengers with a disability.
- (3) No licensee shall fail to comply with any terms or conditions imposed on a licence.

Application of Part III

- 24. The other provisions of this Part shall apply, with any necessary modification, to a temporary wheelchair accessible taxi licence.

DIVISION V Taxi Owner - Obligations

Taxi Owner's Responsibilities

- 25. (1) Every taxi licence and wheelchair accessible taxi owner shall:

Licences, Registration, Insurance and Safety

- (a) hold a separate taxi or wheelchair accessible taxi licence for each taxi or wheelchair accessible taxi;

- (b) maintain vehicle registration and insurance on each taxi or wheelchair accessible taxi identifying the owner of the vehicle and class PT designation;
- (c) file with the City, at least 3 business days prior to the expiry date of any current insurance policy, an insurance renewal policy or a certificate of insurance;
- (d) submit each taxi for a safety inspection in accordance with section 57 of this Bylaw and ensure that each taxi complies with the safety requirements to maintain a validated Light Vehicle Inspection Certificate;

Use of Licensed Drivers Only

- (e) ensure that drivers driving for the owner hold a valid taxi driver's licence issued by the City;

Change of Broker Affiliation

- (f) within 3 business days, notify the City if the owner changes affiliation with a licensed taxi broker;

Vehicle Equipment and Markings

- (g) securely affix the owner plate issued to each taxi or wheelchair accessible taxi to the taxi or wheelchair accessible taxi;
- (h) ensure that every taxi is equipped with the proper vehicle equipment and otherwise complies with Part VIII of this Bylaw;
- (i) ensure the immediate repair of any mechanical defects when reported by a taxi driver, taxi broker or the City;

Documents to Remain in the Taxi

- (j) keep at all times in each taxi or wheelchair accessible taxi the original or a photocopy of:
 - (i) the current certificate of registration for the taxi or wheelchair accessible taxi;
 - (ii) the current taxi or wheelchair accessible taxi licence; and
 - (iii) the validated Light Vehicle Inspection Certificate;

Notification of Information Change

- (k) immediately notify the City of a change of address;
 - (l) immediately notify the City of a change of ownership of a taxi licence in accordance with section 16 of this Bylaw; and
 - (m) immediately notify the City of an owner plate transfer in accordance with section 18 of this Bylaw.
- (2) In addition to the responsibilities mentioned in subsection (1), every owner operating under a wheelchair accessible taxi licence shall:
- (a) ensure that priority is given to the conveyance of passengers with a disability;
 - (b) ensure that the wheelchair accessible taxi is equipped with the appropriate tie downs or other equipment to properly secure passengers with disabilities using a wheelchair or other mobility aid; and
 - (c) ensure that a wheelchair accessible taxi and its equipment complies at all times with Canadian Standards Association standard D409-92.

**PART IV
Taxi Broker**

**DIVISION I
Taxi Broker's Licence**

Requirement to Obtain Licence

26. No person shall offer or provide dispatch services for taxis without first obtaining a taxi broker licence from the City.

**DIVISION II
Application for and Issuance of Taxi Broker's Licence**

Application for Taxi Broker's Licence

27. (1) An application for a taxi broker's licence shall be made to the City on such forms and accompanied by such information as prescribed by the City.
- (2) The application shall be considered complete if it includes the information required by this section.
- (3) The application shall include the following information:
- (a) the applicant's full name;
 - (b) the applicant's current address and telephone number;
 - (c) a copy of the applicant's business licence issued by the City confirming the location of the applicant's business;
 - (d) proof that the applicant has a system for receiving requests and dispatching taxis plated in Saskatoon and which form part of the broker's fleet and confirmation that the system will not interfere with any other taxi broker, taxi owner or fleet of vehicles;
 - (e) the issuing jurisdiction and the effective dates of any licence or permit held by the applicant to provide dispatch services to a taxi and whether such licence or permit has been denied, revoked or suspended, and if so, the reason or reasons therefor.

- (4) In addition to the licence mentioned in section 26, a taxi broker shall also obtain a general business licence from the City.
- (5) The information provided by an applicant in pursuit of a taxi broker's licence under this Part shall be maintained by the City on a confidential basis, subject to the provisions of *The Local Authority Freedom of Information and Protection of Privacy Act*.

Issuance of Taxi Broker's Licence

28. (1) Within 30 days of the receipt of a completed application for a taxi broker's licence, together with the applicable fee, the City shall, either:
- (a) issue a licence, with or without conditions; or
 - (b) deny the application for a licence.
- (2) If the application is denied, the City shall provide the applicant with a copy of its decision together with written reasons for the decision.
- (3) The City shall approve a licence unless one or more of the following is determined to be true:
- (a) (i) in the case of an individual, the applicant is less than 18 years of age;
 - (ii) in the case of a partnership, the managing partner is less than 18 years of age;
 - (iii) in the case of a corporation, the managing director is less than 18 years of age;
 - (b) the applicant failed to provide information as required by subsection 27(3) of this Bylaw or has provided false or misleading information in the application;
 - (c) the licence fee required by this Bylaw has not been paid.
- (4) The licence, if granted, shall contain the following information:
- (a) the name of the person to whom the licence is granted;
 - (b) the address of the brokerage;

- (c) the number of the business licence issued to the applicant;
 - (d) the expiration date of the licence;
 - (e) the conditions, if any, attaching to the licence.
- (5) A taxi broker's licence shall not be assigned or transferred.

Conditions Attaching to Taxi Broker's Licence

29. (1) The City may impose any additional terms and conditions on a licence issued under this Part that are consistent with the intent of the Bylaw where the City is satisfied that:
- (a) it is necessary to ensure compliance with any duties imposed on the licensee pursuant to this Bylaw;
 - (b) it is necessary to ensure the integrity of the licensing scheme in the Bylaw; and
 - (c) it is appropriate and in the public interest to do so.
- (2) Every licensee shall comply with the terms, conditions and restrictions to which the licence is subject.

**DIVISION III
Taxi Broker - Obligations**

Taxi Broker's Responsibilities

30. Every licensed taxi broker shall:

Permanent Office and Complaints Process

- (a) maintain a permanent office in the City where the taxi brokerage business is carried on;
- (b) maintain a complaints process to promptly investigate and respond to service complaints registered by the public;

Taxi Driver and Owner Affiliation

- (c) maintain a list of all licensed taxi drivers and owners affiliated with the broker;
- (d) upon the request of the City, provide the list of all taxi drivers and taxi owners with whom the broker is affiliated;
- (e) within 3 business days, notify the City if a licensed taxi owner ceases affiliation with the broker;

Dispatch Services

- (f) provide or ensure that dispatch services are provided 24 hours per day, seven days per week;
- (g) have a telephone number listed in the local telephone directory where the taxi broker can be reached at all times;
- (h) ensure that taxis are dispatched only to drivers holding a current taxi driver's licence issued by the City;
- (i) dispatch drivers on the basis of the next available taxi located nearest the location of the request for service;
- (j) dispatch requests for accessible taxi service from or for a person with a disability on a priority basis to the next available taxi located nearest the location of the request for service;
- (k) dispatch requests for assistance from a taxi driver on a priority basis;

Responsibility for Drivers

- (l) ensure that taxi drivers affiliated with the broker immediately report to the City if:
 - (i) they are charged with or convicted of any specified criminal activity; or
 - (ii) their driving privileges or their Saskatchewan Driver's Licence is suspended, cancelled, revoked or invalidated for any reason;
- (m) ensure that taxi drivers affiliated with the broker hold a valid taxi driver's licence issued by the City;

- (n) ensure that taxi drivers affiliated with the broker do not operate taxis failing to display proper vehicle markings or vehicle markings associated with another broker;
- (o) ensure that taxi drivers affiliated with the broker maintain a clean and properly groomed personal appearance, dressing appropriately to provide a public service;
- (p) ensure that taxi drivers affiliated with the broker conduct themselves in a courteous, prudent and safe manner;
- (q) ensure that taxi drivers affiliated with the broker are signed in to the dispatch system at all times when the taxi is on duty;
- (r) ensure that the taximeter is sealed at all times;
- (s) ensure that taxi drivers affiliated with the broker charge only the taxi fares mentioned in section 59 of this Bylaw;
- (s.1) ensure that taxi drivers affiliated with the broker immediately:
 - (i) report to the City when they charge an amount pursuant to section 61.1; and
 - (ii) provide the City with the in-car camera footage of the soiling for which the amount was charged;

Vehicle Equipment and Markings

- (t) ensure that at all times when a taxi is engaged in providing services, a clear decal indicating the applicable taxi fares as outlined in Schedule "C" is located in the taxi in plain view of passengers;
- (u) ensure that every taxi is equipped with the proper vehicle equipment, displays the proper taxi vehicle markings and otherwise complies with Part VIII of this Bylaw;
- (v) produce each taxi annually for the purposes of testing the taximeter;
- (w) ensure the continued compliance of each taxi with the safety requirements to maintain a validated Light Vehicle Inspection Certificate;

- (x) ensure the continued filing, with the City, at least 3 business days prior to the expiry date of any current insurance policy, an insurance renewal policy or a certificate of insurance;

Trip Data

- (y) collect trip data and retain the same for a period of not less than three months;
- (z) report trip data to the City on a monthly basis. Trip data is to be received by the City no later than the 15th day of each month for the previous month;
- (aa) upon request of the City, permit the City direct access to the taxi dispatch system to verify the accuracy of the trip data being supplied by the broker;

Inspections

- (bb) upon the request of the City, immediately produce a taxi to the City for additional inspections to ensure compliance with this Bylaw;

Insurance

- (cc) ensure that every taxi affiliated with the broker is covered by liability insurance in the amount of \$2 Million indentifying the City as an additional insured; and

Complaints Process

- (dd) establish a process that is documented for all complaints received by the broker regarding the condition or operation of any vehicle affiliated with the broker, which data from the complaints process shall be available for inspection by the City upon request.

**PART V
Taxi Driver**

**DIVISION I
Taxi Driver's Licence**

Requirement to Obtain Licence

31. (1) No person shall drive a taxi or a wheelchair accessible taxi in the City without first obtaining a taxi driver's licence.
- (2) Notwithstanding subsection (1), if a driver is affiliated with a brokerage carrying on business in another jurisdiction outside the City, and the brokerage is not licensed to carry on business in the City, the driver may drive a taxi from that brokerage in the City without a licence if:
- (a) the trip originates outside the City and terminates with the passenger being dropped off at a single destination within the City; or
 - (b) the trip originates and terminates outside the City, provided that:
 - (i) the entire trip constitutes a single fare;
 - (ii) at least one passenger who started the trip outside the City is also a passenger when the trip terminates; and
 - (iii) the entire trip occurs on the same calendar day.
- (3) **"Trip"** for the purposes of clause (2)(b) includes any conveyance of the passenger who originally engaged the service outside the City limits on the day the trip originated, provided that the ultimate destination is a return to outside the City limits.

**DIVISION II
Application for and Issuance of Taxi Driver's Licence**

Application for Taxi Driver's Licence

32. (1) An application for a taxi driver's licence shall be made to the City on such forms and accompanied by such information as prescribed by the City.

- (2) If the application is denied, the City shall provide the applicant with a copy of its decision together with written reasons for the decision.
- (3) The application shall include the following information:
 - (a) the applicant's full name;
 - (b) the applicant's date of birth;
 - (c) the applicant's current address and telephone number;
 - (d) a letter from a licensed taxi broker on company letterhead confirming its affiliation with the applicant taxi driver;
 - (e) written proof that the applicant holds a valid and subsisting class of Saskatchewan Driver's Licence as prescribed by *The Vehicles for Hire Regulations* and issued by Saskatchewan Government Insurance;
 - (f) the applicant's criminal record and vulnerable sector checks dated no earlier than 30 days prior to the licence application;
 - (g) the applicant's certificate of approval from the Saskatoon Police Service;
 - (h) written proof that the applicant has completed any training program approved and required by the City;
 - (i) the issuing jurisdiction and the effective dates of any licence or permit held by the applicant to drive a taxi and whether such licence or permit has been denied, revoked or suspended, and if so, the reason or reasons therefor.
- (4) If a taxi driver is using electronic means including a mobile application, text message, internet web page, cell phone or email communication to dispatch his or her taxi, he or she shall also require a taxi broker's licence.
- (5) The information provided by an applicant in pursuit of a taxi driver or a wheelchair accessible taxi driver's licence under this Part shall be maintained by the City on a confidential basis, subject to the provisions of *The Local Authority Freedom of Information and Protection of Privacy Act*.

Issuance of Taxi Driver's Licence

33. (1) Within 30 days of the receipt of a completed application for a taxi driver's licence, together with the applicable fee, the City shall, either:
 - (a) issue a licence, with or without conditions; or
 - (b) deny the application for a licence.
- (2) The City shall approve a licence unless one or more of the following is determined to be true:
 - (a) the applicant is less than 18 years of age;
 - (b) the applicant failed to provide information as required by section 32 of this Bylaw or has provided false or misleading information in the application;
 - (c) the applicant has been convicted of specified criminal activity. The fact that a conviction is being appealed shall have no effect under this clause;
 - (d) the applicant's driving privileges or Saskatchewan Driver's Licence has been suspended, cancelled, revoked or invalidated for any reason;
 - (e) the applicant has an outstanding warrant for arrest or committal under the *Criminal Code*;
 - (f) the licence fee required by this Bylaw has not been paid.
- (3) The licence, if granted, shall contain the following information:
 - (a) the name of the person to whom the licence is granted;
 - (b) the number of the taxi driver's licence issued to the applicant;
 - (c) the date of issue of the licence.
- (4) In addition to the requirements of subsection (3), the licensee shall also be issued photo identification.
- (5) Taxi driver's license and the photo identification shall remain the property of the City.
- (6) A taxi driver's licence shall not be assigned or transferred.

Conditions Attaching to Taxi Driver's Licence

34. (1) The City may impose any additional terms and conditions on a licence issued pursuant to this Part if in the City's opinion:
- (a) it is necessary to ensure compliance with any duties imposed on the licensee pursuant to this Bylaw;
 - (b) it is necessary to ensure the integrity of the licensing scheme in the Bylaw; and
 - (c) it is appropriate and in the public interest to do so.
- (2) Every licensee shall comply with the terms, conditions and restrictions to which the licence is subject.

DIVISION III Taxi Driver - Obligations

Taxi Driver's Responsibilities

35. (1) Every licensed taxi driver shall:

Driver Appearance and Behaviour

- (a) at all times when operating a taxi, maintain a clean and properly groomed personal appearance, dressing appropriately to provide a public service as per the policy established by the taxi broker;
- (b) at all times when operating a taxi, conduct himself or herself in a courteous, prudent and safe manner;

Licence and Taxi Fares Visible

- (c) at all times when operating a taxi, have his or her taxi driver's licence, including photo clearly visible to passengers;
- (d) at all times when operating a taxi, ensure that a clear decal indicating the applicable taxi fares as outlined in Schedule "C" is affixed to the interior of the taxi and is plainly visible to passengers;

Taxi Broker Affiliation

- (e) be affiliated with a licensed taxi broker;

Taxi Fares to be Charged

- (f) engage the taximeter in accordance with the provisions of section 61 of this Bylaw;
- (g) operate a taxi only when the taximeter is sealed and the seal is intact;
- (h) charge the taxi fares in accordance with section 59 of this Bylaw;
- (h.1) when an amount pursuant to section 61.1 is charged, immediately:
 - (i) report the amount charged to the City; and
 - (ii) provide the City with the in-car camera footage of the soiling for which the amount was charged;

Responding to Calls

- (i) provide service to any person when dispatched by a licensed taxi broker as being the next available taxi nearest the location of the request for service according to the broker's computerized global positioning system;
- (j) provide service to any person anywhere in the City or to any point beyond the City limits for the legal taxi fare prescribed in this Bylaw;
- (k) provide service to any passenger unless the passenger engages in abusive, violent or threatening behaviour;
- (l) sign in to the dispatch system of the brokerage at all times the taxi is on duty;
- (m) ensure that all trips are logged in through the dispatch system of the brokerage;

Shortest Practicable Route

- (n) take the shortest practicable route from the starting location to the end destination when the general fare as prescribed by Schedule "C" applies, unless otherwise directed by the passenger;

Number of Passengers

- (o) permit no more passengers than the number of seatbelts available for use in the taxi;

Passenger Property

- (p) take care of all property delivered or entrusted to him or her, or left in the taxi by any passenger;

Receipts

- (q) upon the request of the passenger, provide a receipt for the trip;

Documents to be Kept in Taxi

- (r) at all times when operating a taxi, ensure that the following documents are in the taxi:
 - (i) a validated Light Vehicle Safety Inspection Certificate or a copy thereof;
 - (ii) a current Saskatchewan Driver's Licence issued by Saskatchewan Government Insurance;
 - (iii) a current taxi driver's licence issued by the City;

Documents Produced Upon Request

- (s) produce, upon request by the City:
 - (i) a validated Light Vehicle Safety Inspection Certificate or a copy thereof;
 - (ii) a current Saskatchewan Driver's Licence issued by Saskatchewan Government Insurance;
 - (iii) a current taxi driver's licence issued by the City; and
 - (iv) a current vehicle registration for the taxi;

Reporting Requirements

- (t) immediately notify the City of:
 - (i) being charged with or convicted of specified criminal activity;
or
 - (ii) cancellation, suspension or revocation of the driver's driving privileges or Saskatchewan Driver's Licence;

Vehicle Cleanliness, Maintenance and Repair

- (u) maintain the interior and the exterior of a taxi in accordance with section 56 of this Bylaw;

Taxi Stands

- (v) enter a taxi stand by positioning the taxi at the end of any line formed by other taxis; and

Service Animals

- (w) permit a passenger with a disability to be accompanied by his or her service animal in the taxi.
- (2) In addition to the responsibilities prescribed in subsection (1), every licensed taxi driver operating under a wheelchair accessible taxi licence or a temporary wheelchair accessible taxi licence shall:
- (a) operate a wheelchair accessible taxi only when the vehicle and its equipment comply with Canadian Standards Association standard D409-92;
 - (b) properly restrain every occupant of a wheelchair or other mobility aid;
 - (c) produce, upon the request of the City, a valid D409 certificate; and
 - (d) accept dispatch requests for accessible taxi service from or for a person with a disability on a priority basis.

PART VI Seasonal Taxi Licence

Requirement to Obtain Licence

36. No person shall drive a taxi on a seasonal basis without first obtaining a seasonal taxi licence from the City.

Method of Issuing Licence

37. (1) The City may, in its discretion, issue seasonal taxi licences, at such times and in such numbers as may be necessary to meet the demand for such services.
- (2) Seasonal taxi licences shall be distributed using the lottery system described in this Part.

Eligibility to Participate in the Seasonal Licence Distribution Lottery

38. (1) In this section,
- (a) “**closely connection person**” means the agent, business partner or family member of a licence applicant;
 - (b) “**controlling interest**” means an interest that a person has in a corporation if the person beneficially owns, directly or indirectly, or exercises control or direction over shares of the corporation carrying more than 25% of the voting rights attached to all issued shares of the corporation;
 - (c) “**family**” means the spouse, parent or child of a licence applicant;
 - (d) “**senior officer**” means the chair or vice-chair of the board of directors, the president, any vice-president, the secretary, the treasurer or the general manager of a corporation or any other person who performs functions for the corporation similar to those normally performed by a person occupying any of those offices;

- (e) “**spouse**” means:
 - (i) the legally married spouse of a person, with whom the person is cohabiting; or
 - (ii) a person who has cohabited with another person as spouses continuously for a period of not less than two years.
- (2) The intent of the lottery is to distribute seasonal taxi licences to licensed taxi drivers only.
- (3) Notwithstanding the generality of subsection (2), a taxi driver is ineligible to participate in the seasonal taxi licence distribution lottery if:
 - (a) he or she currently owns or has owned a taxi licence at any time within the two years immediately preceding the lottery draw;
 - (b) someone in the taxi driver’s family currently owns or has owned a taxi licence at any time within the two years immediately preceding the lottery draw;
 - (c) the taxi driver or someone in his or her family has a controlling interest in, or is a director or senior officer of, a corporation that owns or has owned a taxi licence at any time within the two years immediately preceding the lottery draw; or
 - (d) the taxi driver or a closely connected person has a controlling interest in, or is a director or senior officer of, a corporation that owns or has owned a taxi licence at any time within the two years immediately preceding the lottery draw.
- (4) In order to participate in the lottery, the applicant must:
 - (a) hold a valid and subsisting class of Saskatchewan Driver’s Licence as prescribed by *The Vehicles for Hire Regulations* and issued by Saskatchewan Government Insurance;
 - (b) hold a valid taxi driver’s licence, including photo identification issued by the City;
 - (c) own, lease or otherwise have access to a vehicle that meets the vehicle requirements for taxis set out in Part VIII;

- (d) be affiliated with a licensed taxi broker carrying on business and licensed by the City;
 - (e) have, at a minimum, three years' experience driving a taxi in the City as at the date of the application; and
 - (f) have driven a taxi in the City at least four shifts per week, each week in the past 52 weeks, excluding vacation time and medical leave.
- (5) A taxi driver may submit only one application per lottery draw. If a driver submits more than one application, the driver shall be ineligible to participate in that lottery draw.

Application for Licence

39. (1) An application to participate in the lottery shall be made by the applicant to the City on such forms and accompanied by such information as prescribed by the City, including the payment of the applicable seasonal taxi lottery participation fee as set out in Schedule "B".
- (2) The application shall be considered complete if it includes the information required by this section.
- (3) The application shall include the following information:
- (a) the applicant's full name;
 - (b) the applicant's date of birth;
 - (c) the applicant's current address and telephone number;
 - (d) the applicant's current taxi driver's licence number.

Seasonal Taxi Licence Distribution Lottery

40. (1) The seasonal taxi licence distribution lottery shall be conducted in accordance with this section.
- (2) The City shall establish a lottery pool for the distribution of the seasonal taxi licences.

- (3) The application for a seasonal taxi licence, once received, shall be marked for identification and placed with all other applications for the draw.
- (4) The City shall conduct the draw for the seasonable taxi licences in public.
- (5) All applications for the lottery shall be drawn and numbered in the order in which they were drawn.
- (6) The number of licences to be issued from the lottery pool shall be determined by the City in advance of the lottery draw.
- (7) Licences shall be issued in the order in which the applications were drawn.
- (8) Before issuing a licence, the City shall:
 - (a) review the application to determine if the applicant meets the eligibility requirements set out in subsection 38(4); and
 - (b) determine the licensed taxi broker for which the applicant intends to drive.
- (9) If the applicant is found to be ineligible to participate in the lottery draw, or abandons the application, the licence shall be issued to the next eligible applicant drawn from the lottery pool;
- (10) The names of the successful applicants drawn in the lottery pool shall be announced at the lottery draw.
- (11) The City shall provide each taxi broker with the names of the successful applicants from the lottery.
- (12) If an applicant is found to be ineligible to participate in the lottery draw, the City shall notify the applicant, in writing, of its decision together with written reasons for the decision.
- (13) The names of the unsuccessful applicants shall not be disclosed.

Issuance of Licence

41. (1) After the seasonal taxi licence distribution lottery is complete, the City shall notify the successful applicant or applicants that they have been granted a seasonal taxi licence, and the commencement date of the licence.
- (2) At least 14 days prior to the commencement date of the licence, the applicant shall:
 - (a) provide the City with:
 - (i) a validated Light Vehicle Inspection Certificate for the vehicle to which the licence is granted which certificate must be completed by a Saskatchewan Government Insurance accredited mechanic and be dated within the previous six months;
 - (ii) written proof of vehicle registration and insurance for the taxi identifying the applicant as the owner of the vehicle and a class PT designation; and
 - (iii) payment of the applicable licence fee; and
 - (b) present the vehicle to the City for a general taxi and meter inspection.
- (3) If the applicant satisfies the conditions in subsection (2), the City shall approve the licence.

Term of Licence

42. (1) A seasonal taxi licence shall be valid for three consecutive school seasons commencing on September 1 and ending on June 30 of the immediately following year.
- (2) The licensee shall turn in the seasonal taxi licence to the City immediately after June 30 in each year.

- (3) The City shall reissue the licence to the licensee on or about September 1 for the second and third school seasons under the licence, provided that the licensee meets the eligibility requirements set out in subsection 38(4).
- (4) The licensee shall immediately forfeit the seasonal taxi licence to the City if:
 - (a) the licensee ceases to be a full time driver of the taxi;
 - (b) it is determined that the licensee has provided false or misleading information in the application; or
 - (c) the licensee's driving privileges or Saskatchewan Driver's Licence has been suspended, cancelled, revoked or invalidated for any reason.
- (5) In the event a licence is forfeited pursuant to subsection (4), the City shall offer the licence to the next eligible applicant from the lottery pool.
- (6) Notwithstanding subsections (1), (2) and (3), the term of all seasonal taxi licences valid during the 2017/2018 school season shall be extended to February 28, 2019, at which time the licensees shall immediately turn in the seasonal taxi licences to the City.

Conditions Attaching to Seasonal Taxi Licence

43. (1) The City may impose terms and conditions on a licence issued under this Part if, in the City's opinion:
 - (a) it is necessary to ensure compliance with any duties imposed on the licensee pursuant to this Bylaw;
 - (b) it is necessary to ensure the integrity of the licensing scheme in the Bylaw; and
 - (c) it is appropriate and in the public interest to do so.
- (2) No licensee shall fail to comply with any terms of conditions imposed on a licence.

Ownership of Licence

44. (1) Seasonal taxi licences shall remain the property of the City.

- (2) No licensee shall assign or transfer a seasonal taxi licence to another person.
- (3) Notwithstanding subsections (1) and (2), the licensee may choose the licensed taxi broker for which the licensee will drive and may change taxi brokers upon written notification to the City and payment of the applicable fee as set out in Schedule "B".
- (4) Lease fees shall not be charged for the use of a seasonal taxi licence. For greater certainty, only normal operating costs may be recovered from the lottery awardee or a driver for the use of the licence.

Application of Other Parts

45. Parts III, V, VIII and IX shall apply, with any necessary modification, to a licence issued pursuant to this Part.

Operate During School Season Only

46. No person shall drive a taxi licensed as a seasonal taxi except during the school season.

PART VII Licence Expiration and Renewal

Expiration of Licence

47. Unless renewed pursuant to section 48, a licence expires:
 - (a) on the expiry date shown on the licence; or
 - (b) if no expiry date is shown on the licence:
 - (i) in the case of a taxi licence, a wheelchair accessible taxi licence or a temporary wheelchair accessible taxi licence, on December 31 of the year in which the licence was issued;
 - (ii) in the case of a taxi broker's licence, one year from the date of its issue;
 - (iii) in the case of a taxi driver's licence, one year from the date of its issue; and

- (iv) in the case of a seasonal taxi licence, on June 30 of the third school season covered by the licence, except as provided under subsection 42(6).

Renewal of Licence

- 48. (1) An application to renew any licence under this Bylaw must be received by the City on or before the expiration date of the current licence.
- (2) The application must also include the applicable licence fee specified in Schedule "B" of this Bylaw.
- (3) The application must be made on such forms and include such information as prescribed by the City.
- (4) Without limiting the generality of subsection (3), when a licence is being renewed, the application must include the following:
 - (a) in the case of a taxi owner, the information set out in subsections 13(3) and (4);
 - (b) in the case of a broker, the information set out in subsection 27(3);
 - (c) in the case of a taxi driver, the information set out subsection 32(3).
- (5) Upon receipt of the completed application and the applicable fee, the City shall either renew the licence with or without conditions, or issue a written notice of intent to refuse to renew the licence.
- (6) If the renewal is denied, the City shall provide the applicant with a copy of its decision with the reasons for the decision.
- (7) The City shall approve the renewal provided that the applicant has fully complied with all applicable requirements of this Bylaw.
- (8) Subject to an appeal pursuant to subsection 66(1), if the City denies a renewal, no licence under this Bylaw shall be issued to the applicant for a period of one year from the date of denial.

PART VIII Vehicle Requirements

General

49. In order to be used as a taxi in the City, every vehicle must comply with the requirements prescribed in this Part.

DIVISION I Vehicle Age

50. (1) Except as provided in subsection (2), every vehicle used as a taxi shall be no more than seven years old.
- (2) Every wheelchair accessible taxi shall be no more than nine years old.
- (3) For the purposes of this section, the age of the vehicle shall be determined in accordance with the following formula:

$$\mathbf{VA = CLY - VMY}$$

where:

VA = age of vehicle
CLY = current licence year
VMY = vehicle model year

DIVISION II Vehicle Equipment

Vehicle Equipment

51. Every vehicle must be equipped with:
- (a) a taximeter approved by the City;
 - (b) electronic equipment capable of accepting credit card and debit payments for services rendered;
 - (c) electronic equipment capable of accepting dispatch calls;

- (d) an emergency call button;
- (e) a global positioning system;
- (f) fully functional dome lights and topper capable of illumination; and
- (g) a fully functional in-car camera.

Taximeters

52. (1) Every taximeter must be:
- (a) tested and sealed by the City annually or otherwise as required by the City;
 - (b) equipped with a light of sufficient power to illuminate the dial of the taximeter at all times when the taxi is on duty;
 - (c) clearly visible to passengers at all times when the taxi is on duty;
 - (d) maintained in good working condition at all times;
 - (e) set so as to record the fare according to the taxi fares prescribed in this Bylaw and affixed to the interior of the vehicle;
 - (f) used only when an authorized seal is intact; and
 - (g) capable of calculating and displaying a fare based on time and distance.
- (2) Notwithstanding clause 1(a), every vehicle must be produced sooner upon the request of the City for the purposes of resetting the taximeter in the event of a change in the taxi fares prescribed in this Bylaw or otherwise as requested by the City. The taximeter must be resealed by the City in the event of any change in the taxi fares.
- (3) A taximeter or seal must not be tampered with by any person.

Global Positioning Systems

53. Every global positioning system must:
- (a) be capable of tracking and locating the position of a vehicle;

- (b) include a vehicle location system;
- (c) be equipped with an emergency call button; and
- (d) be fully operational at all times when the vehicle is available for hire to the public.

In-Car Camera

54. (1) Every in-car camera must:
- (a) be mounted on the inside of the vehicle windshield;
 - (b) fully show the interior of the vehicle; and
 - (c) be fully operational at all times when the vehicle is available for hire to the public.
- (2) Decals must be affixed to both rear side windows notifying potential passengers of the presence of in-car cameras.

Vehicle Markings

55. Every taxi must have affixed to it on each side of the vehicle, a decal or other marking identifying the brokerage with which the taxi is affiliated.

Vehicle Cleanliness, Maintenance and Repair

56. (1) The interior of every vehicle including the trunk must be maintained in a clean and tidy condition. Without limiting the generality of the foregoing, at a minimum, the vehicle must be:
- (a) free of all dirt, dust, grease, oil and any item which can be transferred onto a passenger's clothing or possessions;
 - (b) free of all garbage or other items not intrinsic to the operation of the taxi;
 - (c) free of all noxious substances; and
 - (d) free of excess wear, including tears and cigarette burns in the upholstery.

- (2) The exterior of every vehicle must be maintained in good repair and in a clean condition, free from exterior body damage and excessive dirt and dust.

**DIVISION III
Vehicle Inspection and Safety**

Vehicle Inspection and Safety

- 57. (1) Every taxi must have an annual Light Vehicle Inspection completed by a Saskatchewan Government Insurance accredited mechanic at a facility approved by Saskatchewan Government Insurance.
- (2) Notwithstanding subsection (1), the City may, in its discretion, require more frequent inspections at a facility appointed by the City.
- (3) The validated Light Vehicle Inspection Certificate sticker must be affixed to the rear passenger side window and a copy of the current inspection certificate must remain in the taxi at all times.

**PART IX
Operational Requirements**

General

- 58. Every taxi must be operated in accordance with the provisions of this Part.

**DIVISION I
Taxi Fares**

Taxi Fares to be Charged

- 59. (1) A taxi fare must be charged for each taxi trip in accordance with Schedule "C" of this Bylaw.
- (2) Notwithstanding subsection (1), if a taxi broker has a written contract with a business or other entity to convey passengers, the flat rate charge per trip as provided for in the written contract may be charged. A copy of the contract shall be provided to the City upon request.

- (3) If, at the direction of the person who ordered the taxi, passengers are picked up at different locations to be carried to the same destination, the taxi driver shall charge no more than what the lawful charge would be for a continuous trip from the starting location to the end destination.
- (4) If several passengers, each of whom has ordered taxi service, are carried from the same location in one taxi to different destinations, each destination shall be deemed to be the end of a trip, and at each destination the taxi driver shall clear the taximeter and charge for each such trip the amount recorded on the taximeter.
- (5) If, at the direction of the person who ordered the taxi, passengers who entered the taxi at the same location are to be carried to different destinations, the taxi driver shall charge no more than what the lawful charge would be for a continuous trip from the starting destination to the end destination.

Taxi Fares For Services to be Paid

60. (1) No person, having received taxi services, shall fail or neglect to pay for the services received.
- (2) The fares shall be charged in accordance with Schedule "C".

Engaging Taximeter

61. (1) The taximeter must be engaged at the commencement of each taxi trip, once the passenger is loaded into the taxi, regardless whether a taxi fare is being charged for the trip, or the taxi is being used on an hourly rate basis or otherwise pursuant to a written contract.
- (2) The taximeter must remain engaged throughout a taxi trip and be disengaged to the time off status only at the end of the trip once the destination is reached.
- (3) The taximeter must reflect the vacant status once payment for the trip has been received and the passenger has disembarked from the taxi.
- (4) Notwithstanding subsection (1), the taximeter may be engaged prior to loading a passenger only when the driver has been requested by the passenger to wait for a period in excess of 5 minutes, or at the consent of the passenger.

**DIVISION II
Cleaning Amount**

Charging a Cleaning Amount

- 61.1 (1) A taxi driver may include an amount, prescribed by Schedule “C”, in the taxi fare if a passenger soils the interior of the taxi with bodily fluids.
- (2) The amount mentioned in subsection (1) shall be clearly identified by the taxi driver to the passenger when charged pursuant to section 59.
- (3) No passenger, having soiled the interior of a taxi with bodily fluids, shall neglect or fail to pay the amount mentioned in subsection (1).

Appealing a Cleaning Amount

- 61.2 (1) Notwithstanding subsection 61.1(3), if a passenger believes that an amount has been improperly included in a taxi fare pursuant to subsection 61.1(1), the passenger may appeal to the General Manager or designate.
- (2) If the General Manager or designate determines that an amount has been improperly included in a taxi fare:
- (a) the taxi driver and the taxi broker may be found in contravention of subsection 68(1); and
- (b) the General Manager or designate may require the taxi driver or taxi broker to refund the amount to the passenger.

**PART X
Authority, Inspections and Enforcement Procedures**

**DIVISION I
Authority**

Delegation of Authority

62. (1) The administration and enforcement of this Bylaw is hereby delegated to the General Manager.
- (2) The General Manager is hereby authorized to further delegate the administration and enforcement of this Bylaw, in whole or in part, to other employees of the City and to the Saskatoon Police Services.

- (3) The General Manager may appoint any taxi inspectors that the General Manager considers necessary and define their duties and responsibilities.

DIVISION II Inspections

Inspectors

63. Every taxi inspector shall:
 - (a) administer and enforce this Bylaw in the City;
 - (b) carry out inspections under this Bylaw; and
 - (c) perform any other duties and may exercise any other powers that may be delegated by the General Manager.

Inspections

64.
 - (1) The inspection of property, including vehicles, by the City to determine if this Bylaw is being complied with is hereby authorized.
 - (2) Inspections under this Bylaw shall be carried out in accordance with section 324 of *The Cities Act*.
 - (3) The City, in conducting an inspection may:
 - (a) collect data;
 - (b) conduct any test;
 - (c) examine books, records and documents; and
 - (d) require production of documents and property for the purposes of examination or making copies.
 - (4) No person shall obstruct a person who is authorized to conduct an inspection under this section, or a person who is assisting in that inspection.

- (5) If a person refuses to allow or interferes with an inspection authorized by this section, or if a person fails to respond to a reasonable request for access to a property, the City may apply for a warrant authorizing entry in accordance with section 325 of *The Cities Act*.

DIVISION III Suspension and Revocation of Licences

Licence Suspension and Revocation

65. (1) Any licence, including seasonal and temporary wheelchair accessible taxi licences, issued under this Bylaw may be suspended or revoked for any of the following reasons:
- (a) a licensee or an employee of a licensee has violated or failed to comply with any provision of this Bylaw;
 - (b) a licensee or an employee of a licensee has violated or failed to comply with any condition of the licence;
 - (c) a licensee or an employee of a licensee has refused to allow an inspection as authorized by this Bylaw;
 - (d) a licensee has given false or misleading information in the application for the licence;
 - (e) in the case of a driver, a licensee has been convicted of specified criminal activity or the licensee's driving privileges or Saskatchewan Driver's Licence has been suspended, cancelled or revoked. The fact that a conviction is being appealed shall have no effect on the suspension or revocation of the licence.
- (2) The City shall provide written notice of the suspension or revocation in a brief statement setting forth the complaint, the grounds for suspension or revocation and notifying the licensee of the right to appeal. Such notice shall be given or served in accordance with section 347 of *The Cities Act*.
- (3) If the City revokes a licence, the fee paid for by the licensee shall be forfeited. A person whose licence has been cancelled under this section may not apply for a new licence for a period of one year from the date that the cancellation took place.

- (4) The power to suspend or revoke a licence pursuant to this section is in addition to the penalties contained in section 68. The City may suspend or revoke a licence whether or not the licensee has been charged or convicted of an offence under this Bylaw.

DIVISION IV

Right to Appeal Denial, Suspension or Revocation of Licence

Right to Appeal

- 66. (1) If the City makes a decision:
 - (a) to deny, suspend or revoke a licence issued under this Bylaw;
 - (b) to not renew a licence issued under this Bylaw; or
 - (c) to impose conditions on a licence issued under this bylaw;the aggrieved party may appeal the City's decision to the Saskatoon Licence Appeal Board.
- (2) The rules, procedure and time limits for an appeal pursuant to subsection (1) shall be governed by the provisions of Bylaw No. 9036, *The Saskatoon Licence Appeal Board Bylaw, 2012*.
- (3) In determining an appeal, the Saskatoon Licence Appeal Board:
 - (a) is bound by the provisions of this Bylaw; and
 - (b) is prohibited from modifying or repealing a decision, or substituting its own decision unless it is satisfied that on a balance of probabilities that the City has misapplied the provisions of this Bylaw in the denial, suspension or revocation of a licence or the imposition of conditions on a licence.

DIVISION V

Impoundment of Vehicle

Impoundment

- 67. (1) If, in the opinion of the City, a taxi is unsafe to convey passengers, the City may order that the taxi be removed from service immediately.

- (2) An order pursuant to subsection (1) may be given, verbally or in writing, to all or any of the following:
 - (a) the taxi owner;
 - (b) the broker;
 - (c) the taxi driver.
- (3) Upon receipt of an order, the person to whom the order is directed shall immediately remove the taxi from service.
- (4) The taxi shall remain out of service until the vehicle passes a Light Vehicle Inspection completed by a Saskatchewan Government Insurance accredited mechanic.
- (5) If the person to whom the order is directed refuses or neglects to remove the taxi from service, the City may impound the vehicle.
- (6) The vehicle, if impounded, must not be removed or released until all fees, costs and charges relating to the impoundment have been paid.

PART XI Offences and Penalties

Offences and Penalties

68. (1) No person shall:
 - (a) contravene or fail to comply with any provision of this Bylaw;
 - (b) contravene or fail to comply with a term or condition of any license;
 - (c) obstruct or interfere with employee or agent of the City exercising any of the powers conferred by this Bylaw; or
 - (d) destroy, alter or deface a licence issued pursuant to this Bylaw.
- (2) Every person who contravenes any provision of subsection (1) is guilty of an offence and liable on summary conviction:
 - (a) for a first offence:

- (i) in the case of an individual, to a fine of not less than \$250.00 and not more than \$1,000.00, to imprisonment for not more than two months, or both;
 - (ii) in the case of a corporation, to a fine of not less than \$500.00 and not more than \$2,000.00; and
 - (iii) in the case of a continuing offence, to a further fine of not less than \$250.00 and not more than \$2,500.00 per day or part of a day during which the offence continues; and
- (b) for a second or subsequent offence:
 - (i) in the case of an individual, to a fine of not less than \$500.00 and not more than \$2,500.00, to imprisonment for not more than three months, or both;
 - (ii) in the case of a corporation, to a fine of not less than \$1,000.00 and not more than \$5,000.00; and
 - (iii) and in the case of a continuing offence, to a further fine of not less than \$500.00 and not more than \$2,500.00 per day or part of a day during which the offence continues.
- (3) If a person is found guilty of an offence under this Bylaw, the court may, in addition to any other penalty imposed:
 - (a) in the case of a person who holds a licence, suspend the licence for a term of not more than three months; and
 - (b) in the case of a person who did not hold a licence at the time of the conviction, order that the person is ineligible to apply for a licence for a term of not more than three months.
- (4) Offences under this Bylaw are designated as offences for which proceedings may be commenced pursuant to Part III of *The Summary Offences Procedure Act, 1990* by the issuance of a summons ticket.
- (5) A person to whom a summons ticket is issued pursuant to subsection (4) shall, upon the request by the person issuing the summons ticket, provide his or her name, address and date of birth. A person who fails to provide this information is guilty of an offence and liable on summary conviction to the penalty set out in subsection (2).

- (6) (a) Notwithstanding subsection (2), in the case of a person who contravenes subsection (1) for the first time, a taxi inspector or a peace officer may issue a notice of violation to that person.
- (b) The notice of violation shall provide that the person shall not be prosecuted for the contravention if the person, within 14 calendar days of the date of the notice of violation, pays the City the sum of:
 - (i) \$250.00 in the case of an individual; or
 - (ii) \$500.00 in the case of a corporation.
- (c) The fine pursuant to clause (b) may be paid:
 - (i) in person, during regular office hours, to the cashier located at City Hall, Saskatoon, Saskatchewan;
 - (ii) by deposit, at the depository located at the main entrance to City Hall, Saskatoon, Saskatchewan; or
 - (iii) by mail, addressed to Corporate Revenue, City Hall, 222 – 3rd Avenue North, Saskatoon, Saskatchewan, S7K 0J5.
- (7) If the prosecutor considers it appropriate, the prosecutor may, on or before the court appearance date, permit a person who has been issued a summons ticket to pay the amount specified in clause (6)(b) to avoid prosecution.

PART XII Miscellaneous

Annual Reporting

69. The General Manager shall report to Council annually with respect to:
- (a) the fees and taxi fares to be charged under this Bylaw; and
 - (b) the operation of wheelchair accessible taxis including any compliance issues, and recommended changes to this Bylaw.

Use of Forms and Words

70. Words signifying male persons include female persons and words signifying either sex include corporations.

Headings

71. The headings do not form a part of this Bylaw, but are inserted for convenience of reference only.

Bylaw to Prevail

72. The provisions of this Bylaw prevail where there is any conflict between any provision of this Bylaw and any other bylaw of the City.

Consequential Amendments

73. Bylaw No. 6066, *The License Bylaw* is amended by:
- (a) repealing section 7
 - (b) repealing sections 40 to 53A inclusive; and
 - (c) repealing Schedule No. 1

Coming Into Force

74. This Bylaw comes into force on the day of its final passing.

Read a first time this 10th day of February, 2014.

Read a second time this 10th day of February, 2014.

Read a third time and passed this 10th day of February, 2014.

“Donald J. Atchison”
Mayor

“Joanne Sproule” “SEAL”
City Clerk

Schedule "A"

Offences under the *Criminal Code*

	Offence	Section
(a)	Possession of weapon for dangerous purpose	s.88
(b)	Carrying concealed weapon	s.90
(c)	Unauthorized possession of motor vehicle	s.94
(d)	Weapons trafficking	s.99
(e)	Possession for purpose of weapons trafficking	s.100
(f)	Sexual interference	s.151
(g)	Invitation to sexual touching	s.152
(h)	Sexual exploitation	s.153
(i)	Sexual exploitation of person with disability	s.153.1
(j)	Transporting person to bawdy house	s.211
(k)	Living on the avails of prostitution	s.212(1)(j)
(l)	Living on the avails of juvenile prostitution and using violence	s.212(2.1)
(m)	Causing death by criminal negligence	s.220
(n)	Causing bodily harm by criminal negligence	s.221
(o)	Murder	s.229-231
(p)	Manslaughter	s.236
(q)	Attempt to commit murder	s.239
(r)	Dangerous operation of motor vehicle	s.249
(s)	Causing death by criminal negligence (street racing)	s.249.2
(t)	Causing bodily harm by criminal negligence (street racing)	s.249.3

	Offence	Section
(u)	Dangerous operation of motor vehicle while street racing	s.249.4
(v)	Failure to stop at scene of accident	s.252
(w)	Operating while impaired	s.253(1)(a), 255
(x)	Operating – over 0.08	s.253(1)(b), 255
(y)	Refuse to provide breath or blood sample	s.254(5), 255
(z)	Operate vehicle while disqualified	s.259(4)
(aa)	Assault	s.265
(bb)	Assault with a weapon or causing bodily harm	s.267
(cc)	Aggravated assault	s.268
(dd)	Sexual assault	s.271
(ee)	Sexual assault with a weapon or causing bodily harm	s.272(1)
(ff)	Aggravated sexual assault	s.273
(gg)	Theft over \$5,000.00	s.322, 334(a)
(hh)	Theft under \$5,000.00	s.322, 334(b)
(ii)	Motor vehicle theft	s. 333.1
(jj)	Theft, forgery, etc., of credit card	s.342
(kk)	Robbery	s.343, 344
(ll)	Tampering with vehicle identification number	s.353.1
(mm)	Fraud over \$5,000.00	s.380(1)(a)
(nn)	Fraud under \$5,000.00	s.380(1)(b)

Offences under the *Controlled Drugs and Substances Act*

	Offence	Section
(a)	Trafficking in substance	s.5(1)
(b)	Possession for purpose of trafficking	s.5(2)

Schedule "B"

Fees

Effective January 1, 2016

Licence Fees

Taxi.....	\$525.00
Taxi Broker	\$305.00
Taxi Driver	\$35.00
Wheelchair Accessible Taxi.....	\$525.00
Temporary Wheelchair Accessible Taxi	\$525.00
Seasonal Taxi.....	\$525.00 per school season, except for the 2018/2019 school season.

Transfer Fees

Taxi Licence	\$375.00
Wheelchair Accessible Taxi Licence	\$375.00
Temporary Seasonal Taxi Licence	\$25.00

Owner Plate Replacement Fee \$25.00

Seasonal Taxi Lottery Participation Fee \$50.00

Schedule “C”

Taxi Fares

General Taxi Fares

- (a) \$3.75 for the first 130 metres or portion thereof;
- (b) \$0.25 for each additional 130 metres or portion thereof; and
- (c) \$0.25 for each additional 35 seconds of time while the taxi is on a trip, including waiting at the request of passengers.

General Van Taxi Fares

- 1. 1.5 times the amount shown on the taximeter when a van taxi is carrying five or more passengers, or is carrying an amount of luggage or freight that cannot be accommodated by a sedan-type taxi.
- 2. General Van Taxi Fare does not apply to wheelchair accessible taxis carrying a passenger using a wheelchair or other mobility aid.

Hourly Fares

- (a) \$40.00 per hour up to 16 kilometres; and
- (b) \$1.77 for each additional kilometre in excess of 16.

General Provisions

- 1. All trips provided by a wheelchair accessible taxi shall be subject to the General Taxi Fares unless the General Van Taxi Fares otherwise apply.
- 2. All taxi fares as prescribed in this Schedule shall include the Federal Goods and Services Tax.
- 3. There shall be no extra charge for normal hand baggage.
- 4. In addition to any taxi fare prescribed in this Schedule, when payment is made by debit transaction an optional surcharge of up to \$0.90 may be added to the taxi fare for each debit transaction.

5. In accordance with section 61.1, an amount of \$100.00 may be added to the taxi fare when a passenger soils the interior of a taxi with bodily fluids.