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Item No. 10.2
Halifax Regional Council
January 27, 2026

TO: Mayor Fillmore and Members of Halifax Regional Council
FROM: Brad Anguish, Acting Chief Administrative Officer
DATE: January 23, 2026
SUBJECT: VFH - Fare Modernization and TNC Licensing

SUPPLEMENTARY REPORT

ORIGIN

January 13, 2026, meeting of Halifax Regional Council item 15.3.1:

MOVED by Mayor Fillmore, seconded by Councillor Steele

That the matter be deferred to the next meeting of Regional Council and that staff return with amendments to By-law T-1000, T-1008, and Administrative Order 39 that exclude Transportation Network Companies (TNCs) as alternative amendments.

MOTION TO DEFER PUT AND PASSED UNANIMOUSLY.

Not present: Councillor Hinch

RECOMMENDATION

It is recommended that Halifax Regional Council:

1. adopt Amending By-law T-1008, Amending By-law T-1000, the *Halifax Regional Municipality Taxi, Limousine and Transportation Network Companies By-law*, as set out in Attachment 2 to the staff report dated November 25, 2025; and

2. adopt the amendments to Administrative Order 39, the *Taxi and Limousine Regulation Administrative Order*, as set out in Attachment 4 to the staff report dated November 25, 2025.

BACKGROUND

On June 10, 2025, Halifax Regional Council adopted amendments to Administrative Order 39, the *Taxi and Limousine Regulation Administrative Order* (“the administrative order”), approving an unblended rate increase to taxi and limousine rates by approximately 12.5%, with an adjustment for the 1% HST rate reduction. Currently, the Municipality sets taxi and limousine rates through the administrative order, while still allowing for taxi and limousine operators to enter into special contracts at different rates. At the time of

approval of the rate increase, Council asked staff to return to Council with a supplementary report on modernizing how taxi and limousine rates are set by the Municipality, with emphasis on looking at options to de-regulate taxi and limousine rates to allow operators to set their own rates.

Additionally, Council asked staff to return with a supplementary report, including amendments to By-law T-1000, Respecting the Regulation of Taxis, Accessible Taxis, Limousines and Transportation Network Companies (“the by-law”), to bring the requirements for TNC Drivers in line with the requirements for taxi and limousine drivers. Currently, taxi and limousine drivers and owners must hold a valid licence issued by the Municipality to be allowed to drive or own a taxi or limousine in HRM. To obtain a licence, applicants must provide a satisfactory criminal records check, vulnerable sector check, child abuse registry check, driver’s abstract, Nova Scotia Class 4 driver’s licence, and English language test results. Vehicle owners must additionally provide proof of valid vehicle registration, vehicle inspection, and vehicle insurance. Vehicles must also meet certain requirements for age and size. While the by-law also contains requirements for TNC drivers and vehicles, the Municipality does not directly license TNC drivers and vehicles. HRM licenses the TNC, who is in turn responsible for applying the requirements of By-law T-1000 to TNC drivers and vehicles.

On December 8, 2025, the Transportation Standing Committee received a staff recommendation report dated November 25, 2025, and a presentation to consider amendments to By-law T-1008 and Administrative Order 39 to modernize fare regulations for taxis, accessible taxis, and limousines and the licensing of Transportation Network Company (TNC) drivers. The Transportation Standing Committee considered the staff report dated November 25, 2025, and approved the recommendation to Halifax Regional Council as outlined in this report.

On January 13, 2026, Halifax Regional Council made a motion to ask staff to bring back another alternative where the TNC licensing amendments recommended in staff’s report dated November 25, 2025, be removed.

For further information refer to the staff report dated November 25, 2025.

DISCUSSION

This supplementary report has been prepared in response to a motion by Regional Council:

That the matter be deferred to the next meeting of Regional Council and that staff return with amendments to By-law T-1000, T-1008, and Administrative Order 39 that exclude Transportation Network Companies (TNCs) as alternative amendments.

This report is not intended to replace the more comprehensive analysis contained in the earlier staff report dated **November 25, 2025**, which provides full background, jurisdictional review, and community engagement. Should Council require additional detail regarding policy rationale, stakeholder feedback, or comparative regulatory models, they may wish to refer to the November 25, 2025, report.

In preparing this supplementary report, staff noted a gap in the current regulations regarding TNC driver eligibility to work if they have a conviction under the Criminal Code. To address this gap, staff have added a requirement that TNCs must remove any TNC driver who has been with the past 10 years convicted of criminal offences listed in Schedule A of By-law T-1000. This is the same requirement the by-law imposes for taxi, accessible taxi, and limousine drivers.

FINANCIAL IMPLICATIONS

The potential increase in revenue generated from licensing TNC drivers as mentioned in November 25, 2025, staff report, would not be realized if the amendments were not adopted. The fee for obtaining a two-year Vehicle for Hire Driver’s Licence is \$100. At this time, it is not known how many individuals are currently

driving for TNCs who don't already hold a Vehicle for Hire Driver's licence. The licensing revenue generated is expected to be minimal.

RISK CONSIDERATION

The impact of the proposed changes on the vehicle-for-hire industry is not fully known at this time. While staff have provided a recommendation based on industry feedback, jurisdictional scans, and research, a study of the economic impact of these changes is not within the scope of this report.

COMMUNITY ENGAGEMENT

For further information refer to the staff report dated November 25, 2025.

ENVIRONMENTAL IMPLICATIONS

No environmental implications were identified.

ALTERNATIVES

1. That Halifax Regional Council:
 - (a) adopt Amending By-law T-1008, Amending By-law T-1000, the *Halifax Regional Municipality Taxi, Limousine and Transportation Network Companies By-law*, as set out in Attachment 2 to this staff report; and
 - (b) adopt the amendments to Administrative Order 39, the *Taxi and Limousine Regulation Administrative Order*, as set out in Attachment 4 to this staff report.

This alternative would have the effect of adopting changes to fare measures but would leave TNC regulations as status quo.

LEGISLATIVE AUTHORITY

Motor Vehicle Act, RSNS 1989, c 293

Regulation and licensing by municipal by-law

- 305** (1) The council of a city, town or municipality may make regulations or by-laws regulating and licensing
- (b) persons transporting for hire by means of any vehicle, passengers or goods within the boundaries of said city, town or municipality except where such persons are public utilities as defined in the Public Utilities Act or are motor carriers who are required to be licensed under the Motor Carrier Act;
 - (c) the vehicles referred to in clause (b)
- (2) Such regulations or by-laws may
- (a) prescribe the amount of the fees for such licenses;
 - (b) provide penalties for any violation of such regulations or by-laws, but such penalties shall not be greater than the penalties mentioned in Section 299;
 - (c) provide minimum and maximum fares or rates that may be charged by any persons transporting for hire passengers or goods;
 - (d) determine various classes of vehicles transporting passengers for hire and provide special restrictions on certain classes;

- (e) authorize the traffic authority or other official to revoke any license issued under such regulations or by-laws but an appeal from any revocation so authorized may be taken to the council of the city, town or municipality or to the police commission or other committee specified in such regulations or by-laws;
 - (ea) divide a city, town or municipality into zones for the purpose of regulating persons who or vehicles that transport passengers or goods for hire, or in any way change the boundaries of the zones;
 - (eb) license persons or vehicles to transport passengers or goods for hire within one or more zones;
 - (ec) license persons or vehicles to transport passengers or goods for hire between two or more zones and regulate the transportation for hire of passengers or goods between zones;
 - (f) limit the number of persons or vehicles licensed to transport for hire passengers or goods, or may provide that only one person shall be so licensed to transport passengers or goods with any class of vehicle;
 - (g) require that a person applying for a license under clause (b) of subsection (1), or holding such a license, place and maintain at all times while he holds such license public liability, property damage, cargo or passenger hazard insurance to such extent and in such amount as the by-law prescribes;
 - (h) require that a person licensed to transport passengers for hire install and maintain special safety equipment prescribed by the regulations or by-laws in all vehicles;
 - (i) require the successful completion of a prescribed course of instruction in matters relevant to the taxi industry in the city, town or municipality as a qualification for a taxi-driver license.
- (3) Such regulations or by-laws referring to vehicles transporting passengers for hire may delegate to the traffic authority or other official of the city, town or municipality such authority as the council of the city, town or municipality may deem expedient and such regulations may require such vehicles when not actually hired to
- (a) drive on certain streets only;
 - (b) move off or remain off certain streets;
 - (c) refrain from soliciting or taking passengers on certain streets or under certain conditions;
 - (d) park at certain taxicab or hack stands and to refrain from parking at any other or certain other places.
- (4) Such regulations or by-laws shall not
- (a) impose an annual license fee of over fifty dollars per vehicle in the case of cities, and twenty-five dollars per vehicle in the case of towns and municipalities;
 - (b) except as in this Section otherwise provided, limit the number of persons so licensed;
 - (c) apply to persons transporting for hire passengers or goods brought into the city, town or municipality from outside the limits of such city, town or municipality or to persons transporting for hire passengers or goods taken on within the limits of such city, town or municipality to be discharged or unloaded outside the limits of such city, town or municipality;
 - (d) with respect to accessible taxicabs, limit, either directly or indirectly, the number of vehicles or the number of drivers or restrict the types of passengers that may be carried in an accessible taxicab.

ATTACHMENTS

- Attachment 1: Showing Proposed Changes to By-law T-1000
- Attachment 2: Amending By-law T-1008
- Attachment 3: Showing Proposed Changes to Administrative Order 39
- Attachment 4: Amendments to Administrative Order 39

**HALIFAX REGIONAL MUNICIPALITY
BY-LAW NUMBER T-1000
RESPECTING THE REGULATION OF TAXIS, ACCESSIBLE TAXIS, LIMOUSINES
AND TRANSPORTATION NETWORK COMPANIES**

BE IT ENACTED by the Council of the Halifax Regional Municipality, under the authority of Section 305 of the *Motor Vehicle Act*, Chapter 293, R.S.N.S. 1989 as follows:

1.0 SHORT TITLE

1.1 This by-law may be cited as By-law Number T-1000 or as the *Halifax Regional Municipality Taxi, Limousine and Transportation Network Companies By-law*.

2.0 APPLICATION

2.1 (1) Subject to subsection (2), this by-law applies to vehicles used for the purpose of carrying passengers for hire in the Municipality and to the owners and operators of those vehicles.

(2) This by-law does not apply to:

(a) a vehicle licensed under the Motor Carriers Act or to the owner or operator of the vehicle;

(b) a vehicle engaged in a not-for-profit car-pool or free for use shuttle service or the owner or operator of the vehicle;

(c) a vehicle transporting for hire passengers or goods brought into the Municipality from outside the limits of the Municipality, or transporting for hire passengers or goods taken on within the limits of the Municipality to be discharged or unloaded outside the limits of the Municipality; and

(d) a vehicle while engaged in services which are developed and provided by non-profit organizations through partnerships by coordinating public, private, non-profit, and volunteer resources, and services that receive provincial or municipal financial support to cover a portion of the operating costs of a community-based transportation service.

3.0 INTERPRETATION

3.1 In this by-law:

“**accessible taxi**” means a vehicle licensed under this By-law as an accessible taxi;

“**appeal**” means an appeal of a discretionary decision of the Licensing Authority made under this By-law;

“**Appeal Committee Member**” means a person appointed pursuant to Schedule C to this By-law as a member of the License Appeal Committee;

“**broker**” means a person who provides a dispatch service of taxis and accessible taxis;

“**broker license**” means a license issued by the Municipality to a broker pursuant to this By-law;

“**Council**” means the Regional Council of Halifax Regional Municipality;

“**dispatch service**” means a service that assigns and dispatches a taxi or accessible taxi to a customer;

~~“driver’s license” means a license issued by the Municipality to a person permitting that person to operate a vehicle for hire within the Municipality;~~ **Repealed**

“**electronic payment**” means any kind of payment by means of an electronic device;

“**global positioning system**” means an electronic navigational system that sends and receives global positioning signals and can provide location and time information in all weather, anywhere on or near the Earth;

“**independent broker**” means a person who is a taxi owner and driver and does not subscribe to a dispatch service.

“**independent broker license**” means a license issued by the Municipality to an independent broker pursuant to this By-law;

“**License Appeal Committee**” means the committee appointed to hear appeals as set out in Schedule C to this By-law;

“**licensed driver**” means a person who holds a valid **vehicle for hire** driver’s license permitting that person to operate a vehicle for hire within the Municipality;

“**licensed owner**” means the holder of an owner’s license for a licensed vehicle;

“**licensed vehicle**” means a vehicle that is licensed under this by-law as a taxi, accessible taxi or limousine;

“**Licensing Authority**” means the office responsible for the licensing and enforcement of By-law T-1000 and related regulations **and includes the person as designated as the Licence Administrator** by the Chief Administrative Officer or designate;

“**limousine**” means a vehicle that is licensed under this by-law as a limousine;

“**medical report**” means a report made by a physician licensed to practice in the Province of Nova Scotia;

“**Municipality**” means the Halifax Regional Municipality;

“**owner**” means the person issued the vehicle’s license plates, as indicated on the permanent Nova Scotia Vehicle Registration Permit for the vehicle, and includes any other person who holds the legal title of the vehicle;

“**owner’s license**” means a taxi owner’s license, an accessible taxi owner’s license or limousine owner’s license;

“**parcels**” includes boxes, packages and other articles of whatever nature;

“**Peace Officer**” means a police officer, by-law enforcement officer or a special constable appointed pursuant to the *Police Act*, S.N.S. 2004, c.31;

“**public place**” includes any highway, street, road, lane, alley, taxi stand or other public place in the Municipality;

“**service animal**” means any animal ~~individually trained to do work or perform tasks for the benefit of the individual with a disability or is used for search and rescue or law enforcement~~ that meets the definition of “service animal” under *By-law A-700 the Animal By-law*, or the definition of “service dog” under the *Service Dog Act*, S.N.S. 2016, c. 4;

“**smoke**” means smoke, inhale or exhale smoke from, burn, carry, hold or otherwise have control over a lit or heated cigarette, cigar, pipe, waterpipe, electronic cigarette or other device that burns or heats tobacco, cannabis or another substance that is intended to be smoked or inhaled;

“**taxi**” means a vehicle that is licensed under this by-law as a taxi, but does not include an accessible taxi;

“**taxi meter**” means a mechanical or electronic meter that automatically measures and registers the distance travelled and time elapsed by the vehicle and the fare corresponding to the distance and time as determined using the fares prescribed by Administrative Order 39;

“**TNC Driver**” means an individual who is affiliated with a Transportation Network Company for the purpose of transporting passengers for compensation using a TNC Vehicle;

“**TNC License**” means a license issued to a Transportation Network Company under this By-law;

“**TNC Vehicle**” means a motor vehicle with a capacity to carry a maximum of eight (8) passengers, plus the driver, that is used by a TNC Driver to provide transportation services that are offered or facilitated by a Transportation Network Company.

“**Transportation Network Company**” means any person that offers, facilitates, or operates prearranged transportation services for compensation, from a point in Municipality to any point within or beyond the Municipality, using any software or application or telecommunications platform or digital network to connect passengers with TNC Drivers, excluding a licensed taxicab using an app, and may also be referred to as “TNC” for the purposes of this By-law;

“**vehicle**” means a motor vehicle;

“**vehicle for hire**” means a motor vehicle that is used by a person to offer, facilitate or operate a transportation service of a passenger or parcels for compensation, and may include a taxi, an accessible taxi, a limousine or TNC vehicle;

“**vehicle for hire driver’s licence**” means a licence issued by the Municipality to a person permitting that person to operate a vehicle for hire within the Municipality, and may also be referred to as a “VFH driver’s licence” for the purposes of this by-law.

4.0 OPERATING A LICENSED VEHICLE FOR HIRE

4.1 For the purposes of this by-law the operation of a vehicle for hire includes:

- (a) transporting passengers ~~or parcels~~ for hire in or through any public place in the Municipality;
- (b) being in or on any public place in the Municipality while in control of a vehicle for the purpose of offering the vehicle for hire;
 - (i) soliciting passengers for hire regardless of the method used to offer the vehicle for hire or
 - (ii) to solicit passengers and regardless of the method used to signal the driver that a person wants to engage the vehicle; and
- (c) waiting at any location in the Municipality, whether in a public place or a private place, while in the control of a motor vehicle for the purpose of offering the vehicle for hire;
 - (i) soliciting passengers for hire regardless of the method used to offer the vehicle for hire; or
 - (ii) to solicit passengers and regardless of the method used to signal the driver that a person wants to engage the vehicle.

5.0 NUMBER OF ACCESSIBLE TAXIS AND DRIVERS NOT AFFECTED

5.1 Nothing in this by-law affects or limits either directly or indirectly the number of accessible taxi drivers or the number of accessible taxi vehicles that may be licensed in the Municipality.

**PART 1
ADMINISTRATION**

6.0 ROLE OF LICENSING AUTHORITY

6.1 The Licensing Authority is responsible for the regulation of licensed vehicles, licensed owners, licensed drivers, brokers and independent brokers, and Transportation Network Companies and the administration and enforcement of the provisions of this by-law, and related regulations, and includes any officer or official carrying out those duties under this by-law.

6.2 The Licensing Authority must:

- (a) make all necessary inquiries concerning applications for licenses under this by-law;
- (b) examine or cause to be examined every applicant for a VFH driver's license for compliance with this by-law;
- (c) examine or cause to be examined every vehicle to be licensed for compliance with this by-law;
- (d) keep a register of all licenses granted containing the name and complete mailing address of every license holder and the date of issue of each license;
- (e) issue licenses in accordance with this by-law if all requirements have been met;
- (f) provide applicants with a copy of this by-law and Administrative Order 39, upon request; and
- (g) determine by inspection and enquiry from time to time whether licensed owners, licensed drivers, licensed vehicles, brokers and independent brokers, Transportation Network Companies, TNC Drivers, TNC Vehicles and TNC Vehicle owners continue to comply with the provisions of this by-law and all applicable laws.

6.3 The Licensing Authority in its sole discretion may abridge or extend the time limits provided for in this by-law.

6.0A SCHEDULES

6.1A Any Schedule attached hereto shall form part of this By-law.

**PART 2
PROHIBITIONS RELATED TO UNLICENSED VEHICLES AND DRIVERS**

7.0 OPERATION OF VEHICLES

7.1 A person must not operate a vehicle to provide the services of a taxi, accessible taxi or limousine and the owner of a vehicle must not permit its operation as a vehicle to provide the services of a taxi, accessible taxi or limousine unless:

- (a) the vehicle is the subject of a valid taxi owner's license in the case of a vehicle offering the services of a taxi;
- (b) the vehicle is the subject of a valid accessible taxi owner's license in the case of a vehicle offering the services of an accessible taxi;

- (c) the vehicle is the subject of a valid limousine owner's license in the case of a vehicle offering the services of a limousine;
- (d) in the case of a taxi or accessible taxi, the original of the owner's license (photocopy or other facsimile is not permitted) for the vehicle is conspicuously displayed on or above the doorpost or on the rear portion of the front seat, and, in case of a limousine, the original of the owner's license (photocopy or other facsimile is not permitted) for the vehicle is in the vehicle and available for presentation upon request; and
- (e) the license sticker issued for the vehicle by the Licensing Authority for the current license year is affixed to the vehicle in the location and manner prescribed by Administrative Order 39, or is affixed in such other location on the vehicle as approved by the Licensing Authority.

7.2 Subsection 7.1 does not apply so as to require a vehicle to be licensed under this by-law if it is used to transport parcels for a fee if it is not used to transport passengers for a fee.

7.3 A person must not operate a licensed vehicle as a vehicle for hire unless:

- (a) the person holds a valid VFH driver's license issued pursuant to this by-law;
- (b) the original of the VFH driver's license (photocopy or other facsimile is not permitted) is conspicuously displayed in the vehicle and is readily visible to any passenger who may be in it.

7.4 For greater certainty, subsections 7.1, 7.2, and 7.3 do not apply to a TNC Driver or a TNC Vehicle.

8.0 DEEMED OPERATION OF TAXI OR ACCESSIBLE TAXI

8.1 A person who is in control of a taxi or accessible taxi in the Municipality while the vehicle's taxi roof sign is displayed or uncovered is deemed to be operating the vehicle as a vehicle for hire.

**PART 3
OWNERS' LICENSES**

9.0 OBTAINING OR RENEWING AN OWNER'S LICENSE

9.1 ~~The Licensing Authority may issue owner's licenses~~ Subject to this by-law, an individual may obtain or renew an owner's licence by applying to the Licensing Authority in the manner determined by the Licensing Authority.

9.2 ~~Subject to this by-law, an owner of a motor vehicle:~~

- ~~(a) who is an individual may obtain or renew an owner's license by applying in person to the Licensing Authority; or~~
- ~~(b) that is a corporation may renew an owner's license by having an officer of the corporation apply in person to the Licensing Authority.~~ **Repealed**

9.3 An application to obtain or renew an owner's license must be accompanied by:

- (a) a criminal record/vulnerable sector check in respect of the applicant (if the applicant does not hold a driver license pursuant to this by-law), or if the applicant is a corporation, a criminal record/vulnerable sector check in respect of the applicant officer of the corporation;
- (aa) a child abuse registry check in respect of the applicant, or if the applicant is a corporation, a child abuse registry check in respect of the applicant officer of the corporation;

- (b) ~~a statutory declaration attesting to the matters required by the Licensing Authority;~~ **Repealed**
 - (c) all applicable fees for the license as set by Administrative Order 15;
 - (d) if the applicant is a corporation, a current print out from the Nova Scotia Registry of Joint Stocks showing an active status for the corporation that will operate the vehicle to which the license relates and if that corporation is not the holder of the owner's license also a letter authorizing the use of the corporation's name; and
 - (e) a Nova Scotia Vehicle Registration permit listing the title and license plate in the name of the applicant or owner's license holder, or in the name of the lessor of a leased vehicle, if supported by lease documentation from a commercial lessor showing the applicant or owner's license holder as the lessee of the vehicle.
- 9.4** Despite subsections 9.3 (a) and (aa), if the applicant **for the renewal of an existing owner's licence** has applied for a criminal record/vulnerable sector report and a child abuse registry report but the report or reports are not available at the time of the application, the Licensing Authority may ~~grant the applicant a conditional~~ **renew the existing** owner's license pending receipt of satisfactory reports, if the applicant submits proof to the Authority that the applicant has applied and paid for the reports and a statutory declaration attesting to the application for the record.
- 9.5** If ~~a conditional owner's~~ **an existing owner's** license has been ~~issued~~ **renewed** in the circumstances described in section 9.4 and the criminal record/vulnerable sector report **or child abuse registry check** is not received by the Licensing Authority:
- (a) within ~~120 days~~ **30 days** of the date of ~~issue,~~ **renewal,** the Licensing Authority may ~~suspend~~ the ~~conditional~~ owner's license ~~is automatically suspended~~ until the report is received by the Licensing Authority; and
 - (b) within six months of the date of issue, **the Licensing Authority may revoke** the ~~conditional~~ owner's license ~~is automatically terminated~~.
- 9.5 A** ~~If a conditional owner's license has been issued in the circumstances described in section 9.4 and the child abuse registry report is not received by the Licensing Authority;~~
- ~~(a) within 30 days of the date of issue, the conditional owner's license is automatically suspended until the report is received by the Licensing Authority; and~~
 - ~~(b) within six months of the date of issue, the conditional owner's license is automatically terminated.~~ **Repealed**
- 9.6** If ~~a conditional owner's~~ **an existing owner's** license has been ~~issued~~ **renewed** in the circumstances described in section 9.4 and an unsatisfactory criminal record/vulnerable sector report or child abuse registry report is provided, the Licensing Authority must immediately suspend the owner's license while the Licensing Authority confirms the information contained in the report, and if the information is confirmed the owner's license must be cancelled by the Licensing Authority.
- 9.7** The following insurance requirements apply to a vehicle that is the subject of an application under this section:
- (a) the vehicle must be insured by an SPF 1 Automobile Insurance Policy issued in the name of the owner's license holder in an amount not less than \$1,000,000.00 without any limit on any particular claim up to that amount regardless of the number of persons involved or the nature of the damage;
 - (b) repealed;

- (c) the applicant must deposit the policy or policies required by this section with the Licensing Authority; and
 - (d) the applicant must have directed the insurance company issuing an insurance policy required by this section to advise the Licensing Authority of any change to the coverage and terms of the insurance policy during the term of the license and to notify the Licensing Authority when the insurance policy is no longer in effect.
- 9.8** Despite the definition of “owner” in section 3, if an owner’s license held on October 19, 2010, was at that time subject to a written agreement in respect of a vehicle under which agreement the license holder was not the title or plate holder of the vehicle, the owner’s license may be renewed if the agreement between the two parties has continued uninterrupted since October 19, 2010 and as long as the agreement continues uninterrupted.
- 9.9** A vehicle to be licensed must meet and be maintained to the requirements prescribed by Administrative Order 39 and at any given time may be licensed as only one of the following:
- (a) a taxi;
 - (b) an accessible taxi; or
 - (c) a limousine.
- 9.10** An expired owner’s license is not valid and not operational, but may be renewed within a 30-day grace period following its expiration date.
- 9.11** An expired owner’s license cannot be renewed if more than 30 days have elapsed since its expiration date.
- ~~**9.12** The Licensing Authority may waive the requirement under subsection 9.2 (a) for an individual to appear in person, if the individual submits a medical report satisfactory to the Licensing Authority setting out the medical reasons why applicant is unable to attend in person. **Repealed**~~
- 9.13** (1) The Licensing Authority must not issue or renew an owner’s license unless the applicant and the vehicle to be licensed meets or continues to meet the requirements of this by-law and all applicable laws.
- (2) The Licensing Authority may decline to issue or renew any owner’s license to any applicant when the Licensing Authority, determines that the issuance or renewal of the license is not in the best interests of furthering the objectives of this by-law, transformation of the vehicle for hire industry into a single owner license held by a licensed driver, service model.
- (3) Notwithstanding subsection 9.13(1) or any other provision of this by-law, the Licensing Authority may issue or renew an owner’s license, which issuance or renewal is not in compliance with any provision of this by-law, when the Licensing Authority, determines that exceptional circumstances warrant such issuance or renewal.
- (4) The Licensing Authority may temporarily suspend the issuance or renewal of an owner’s license, or of a category of owner’s licenses, as determined appropriate by the **Licensing Authority** to respond to circumstances that may arise.
- 9.14** The Licensing Authority must not issue or renew a taxi or limousine owner’s license if the applicant:
- (a) is not a licensed driver in the Municipality; or

- (b) in respect of a taxi owner's licence, the applicant already holds a taxi owner's license in the Municipality either in his or her name or in the name of a corporation in which the applicant is a shareholder.

9.14 A Section 9.14 does not apply to the issuing or renewal of accessible taxi owner licenses.

9.15 Section 9.14 does not apply to the renewal of an owner's license first issued before October 23, 2012, unless the owner has become a licensed driver subsequent to that date and does not apply to the renewal of a limousine owner licenses held in a company name on or before October 23, 2012.

9.16 The Licensing Authority must:

- (a) suspend an owner's license issued to an individual during such periods of time as the provincially issued license to the individual to operate a passenger vehicle is suspended or the VFH driver's license held by the individual in accordance with this by-law is suspended, unless the suspension is due to medical reasons for which the license holder provides supporting documentation satisfactory to the Licensing Authority; and
- (b) cancel an owner's license issued to an individual if the provincially issued license to the individual to operate a passenger vehicle is cancelled or the VFH driver's license held by the individual in accordance with this by-law is cancelled, unless the cancellation is due to medical reasons for which the license holder provides support documentation satisfactory to the Licensing Authority.

9.17 Section 9.16 does not apply to owner's license first issued before July 19, 2008, unless the owner has become a licensed driver subsequent to that date.

9.18 Upon application to the Licensing Authority, a license holder may change the registered vehicle that is the subject of an owner's license to another vehicle:

- (a) that complies with this by-law, and
- (b) upon payment of the fee as set out in Administrative Order 15.

9.19 (1) An owner's license is the property of the Municipality, is non-transferable, and automatically expires upon the death of the holder.

(2) An owner's license issued in the name of a corporation may be renewed but is non-transferable and automatically expires on the sale, devolution or other transfer of any shares of the corporation or upon the issuance of any new shares by the corporation, to a person who was not a shareholder in the corporation on October 23, 2012.

(3) The reproduction of an owner's license in any manner is prohibited.

(4) An owner shall return their owner's license to the Municipality upon request of the Licensing Authority.

9.20 ~~A conditional owner's license may not be renewed, but is otherwise subject to the same privileges and requirements as an owner's license unless, and to the extent, the contrary is contained in the attached conditions, or otherwise provided for in this By-Law or Administrative Order 39.~~ **Repealed**

10.0 BUSINESS NAME AND ADDRESS

10.1 (1) An owner's license must specify;

- (a) the broker or independent broker name, in the case of a taxi or accessible taxi, or the business name, in the case of a limousine, under which the vehicle to

which the license relates is to be operated; and

(b) the business address and telephone number from which the vehicle is to be operated.

(2) The applicant for an owner's license or for the renewal of an owner's license must, at the time of the application, provide the Licensing Authority with a company authorization letter or a current print out from their Nova Scotia Registry of Joint Stocks showing an active status for applicant as a ~~the~~ proprietorship, partnership or corporation, as the case may be.

10.2 A person must not operate a licensed vehicle as a vehicle for hire;

(a) under any **broker, independent broker, or** business name other than the name specified on the owner's license; or

(b) from any address other than the business address specified on the owner's license.

10.3 (1) At least three days before making the change, the owner's license holder must notify the Licensing Authority of any change in;

(a) the **broker, independent broker, or** business name under which the licensed vehicle is operated;

(b) the business address from which the licensed vehicle is operated; or

(c) the owner's residential address.

(2) Subject to subsection (1), the request for the change shall be accompanied with the payment of the fee as set out in Administrative Order 15.

10.4 Saturday, Sunday and holidays are not to be included in calculating the three-day period under section 10.3.

~~**10.0A AFFILIATION WITH A BROKER OR INDEPENDENT BROKER**~~

~~**10.1 A Any owner's license that is a taxi or accessible taxi owner's license must specify the broker or independent broker the owner's license is affiliated with.**~~

~~**10.2 A The holder of the owner's license as set out in section 10.1A must notify the Licensing Authority of a change in the affiliation with a broker or independent broker within three days.**~~

~~**10.3 A Subject to section 10.2A, the request for the change in affiliation shall be accompanied with the payment of the fee as set out in Administrative Order 15.**~~

~~**10.4 A Saturday, Sunday and holidays are not to be included in calculating the three-day period under section 10.2A. Repealed**~~

11.0 VEHICLE REGISTRATION & OWNERSHIP PERMIT

11.1 The holder of an owner's license must notify the Licensing Authority of any change in the Nova Scotia vehicle registration permit for the licensed vehicle forthwith after the change.

11.2 An owner's license automatically terminates unless the holder of that owner's license registers another vehicle to the license by the earlier of (a) 30 days from the removal of the vehicle or (b) 30 days from the expiration date of the license, in the event of the following:

(a) holder of an owner's licences ceases to be the owner of licensed vehicle;

(b) the owner's license can not be renewed because the licensed vehicle is not in compliance with the vehicle requirements under this by-law; or

- (c) the licensed vehicle is otherwise removed from an owner's license

PART 4

VEHICLE FOR HIRE DRIVERS' LICENSES

12.0 OBTAINING A VEHICLE FOR HIRE DRIVER'S LICENSE

- 12.1 Subject to this by-law, an individual may obtain or renew a VFH driver's license by applying ~~in person~~ to the Licensing Authority ~~using the form supplied by~~ in the manner determined by the Licensing Authority.
- 12.2 An application for a VFH driver's license must be accompanied by;
- (a) a criminal record/vulnerable sector check dated within 30 days of the application;
 - (aa) a child abuse registry check dated within 30 days of the application;
 - (b) ~~a statutory declaration of the applicant attesting to the matters required by the Licensing Authority;~~ **Repealed**
 - (c) all applicable fees for the license as set by Administrative Order 15;
 - (d) ~~two professionally taken passport style photographs dated within 30 days of the date of application which are neither heat sensitive nor subject to fading a~~ **photograph which meets the requirements set by the Licensing Authority;** and
 - (e) a satisfactory Nova Scotia Registry of Motor Vehicles (Client Use) abstract of the applicant's driving record for the class of license prescribed by the *Classification of Drivers' Licenses Regulations*, N.S. Reg. 124/2015, dated within 30 days of the date of application.
- 12.3 Despite subsections 12.2 (a) and (aa), if the applicant is renewing ~~a current~~ **an existing VFH** driver's license and has applied for a criminal record/vulnerable sector report and a child abuse registry report but the reports are not available at the time of the application, the Licensing Authority may ~~grant the applicant a conditional~~ **renew the existing VFH** driver's license pending receipt of satisfactory reports, if the applicant submits proof to the Authority that he or she has applied and paid for the reports and a statutory declaration attesting to the application for the record reports.
- 12.4 If ~~a conditional~~ **an existing VFH** driver's license has been ~~issued~~ **renewed** in the circumstances described in section 12.3 and the criminal record/vulnerable sector report ~~or child abuse registry check~~ is not received by the Licensing Authority;
- (a) ~~within 120 days~~ **30 days** of the date of ~~issue,~~ **renewal,** the Licensing Authority may ~~suspend~~ the ~~conditional~~ **VFH** driver's license ~~is automatically suspended~~ until the report is received by the Licensing Authority, and
 - (b) within six months of the date of issue, ~~the Licensing Authority may revoke~~ the ~~conditional~~ **VFH** driver's license ~~is automatically terminated~~.
- ~~12.4 A If a conditional driver's license has been issued in the circumstances described in section 12.3 and the child abuse registry report is not received by the Licensing Authority;(deleted)~~
- ~~(a) within 30 days of the date of issue, the conditional driver's license is automatically suspended until the report is received by the Licensing Authority; and~~
 - ~~(b) within six months of the date of issue, the conditional driver's license is automatically terminated.~~ **Repealed**

12.5 If a an existing VFH driver's license has been issued renewed in the circumstances described in section 12.3 and the criminal record/vulnerable sector report or the child abuse registry report is not satisfactory to the License Authority, the License Authority must immediately suspend the VFH driver's license while the Licensing Authority confirms the information contained in the report, and if the confirmed information is not satisfactory to the Licensing Authority the conditional VFH driver's license must be cancelled by the Licensing Authority.

13.0 DRIVER'S NAME AND ADDRESS

13.1 An applicant for a VFH driver's license must supply a valid residential address and telephone number as part of the licensing information.

13.2 Within three business days of a change in his or her residential address or telephone number, a licensed driver must notify the Licensing Authority of the current information.

14.0 VEHICLE FOR HIRE DRIVERS' LICENSES

14.1 The Licensing Authority may issue VFH drivers' licenses.

14.2 Repealed

14.3 An applicant may be issued a VFH driver's license if the applicant has met all other requirements of this by-law; and

(a) has supplied proof of successful completion of the English Language proficiency test, as in effect from time to time, approved by the Licensing Authority; and

(b) has successfully completed the licensing process and mandatory training, as in effect from time to time, approved by the Licensing Authority.

(c) Repealed

14.4 A person who has held a VFH driver's license pursuant to this by-law, within the two years preceding their application for a VFH driver's license and who meets the requirements for a VFH driver's license set out in this by-law may be issued a permanent VFH driver's license.

14.5 Repealed

14.5 B The holder of any VFH driver's license shall, on request by the Licensing Authority, take or re-take and supply proof of successful completion of any course or test as determined appropriate by the Licensing Authority.

14.6 Repealed

14.7 If the holder of a VFH driver's license issued by the Municipality suffers a suspension or revocation of his or her provincially issued license to operate a passenger vehicle, then that person's VFH driver's license must be correspondingly suspended or revoked for the same period of time.

14.8 (1) A VFH driver's license is the property of the Municipality, is non-transferable and automatically terminates upon the death of the holder.

(2) The reproduction of a VFH driver's license in any manner is prohibited.

(3) A licensed driver shall return a VFH driver's license to the Municipality upon request of the Licensing Authority or a peace officer.

14.9 An applicant to obtain or renew a VFH driver's license who is claiming the benefit of sections

28.1(k)(i) or 28.3 due to physical limitation or disability, shall provide an up to date medical report at the time of the application.

- 14.10 The Licensing Authority may temporarily suspend the issuance or renewal of a VFH driver's license, or of a category of VFH driver's licenses, as determined appropriate by the Licensing Authority to respond to circumstances that may arise.

15.0 EXPIRY OF APPLICATIONS

- 15.1 An application for a VFH driver's license automatically expires if the applicant fails to complete the mandatory training process within ~~12~~ **three (3)** months from the date of the application.

16.0 MANDATORY TRAINING

- ~~16.1 An applicant for a driver's license who fails the mandatory training shall not be issued a driver's license.~~

(1) The Licensing Authority shall not grant a VFH driver's license unless the applicant has successfully completed the mandatory training program prescribed by the Licensing Authority.

(2) The Licensing Authority shall refuse an application for a VFH driver's license where the applicant attempts and fails to complete the mandatory training program three (3) times, and no new application shall be accepted by the Licensing Authority from such applicant for a period of three (3) months from the date of refusal of such application.

(3) The Licensing Authority shall refuse an application for a VFH driver's license where the applicant has been determined by the Licensing Authority to have cheated during completion of the mandatory training program, and no new application shall be accepted by the Licensing Authority from such applicant for a period of six (6) months from the date of refusal of such application.

PART 5

TERM OF LICENSES

17.0 EXPIRY OF OWNERS' LICENSES

- 17.1 An owner's license held by an individual expires one year from the date the Licensing ~~Administrator~~ **Authority** determines the license is effective.
- 17.2 If an owner's license is held by a corporation, it may select a renewal date for the owner's license for that corporation and thereafter every owner's license held by that corporation expire on the next anniversary of that date.

18.0 EXPIRY OF VEHICLE FOR HIRE DRIVERS' LICENSES

- 18.1 A VFH driver's license expires two years from the date the Licensing ~~Administrator~~ **Authority** determines the license is effective.

18.2 Repealed

18.3 Repealed

18.4 A VFH driver's license automatically terminates upon the death of the holder.

19.0 FEES: PRORATION AND NONREFUNDABILITY

19.1 Repealed.

19.2 The **application license** fee for a license is not refundable ~~if the license is cancelled, suspended.~~

20. EXPIRY DATE TO APPEAR ON LICENSES

- 20.1 The expiry date must be clearly printed on every owner's license and every VFH driver's license.

21.0 GRACE PERIOD: OWNERS' LICENSES

- 21.1** Despite the expiry of an owner's license, the license may be renewed at any time within 30 days following its expiry. Licenses in their grace period are not legal to operate.
- 21.2** Despite the expiry of an owner's license the Licensing Authority may upon application by an owner extend the period in which to renew an owner's license if:
- (a) the licensed vehicle to which the license relates has been damaged and prevents the vehicle from being operated as a vehicle for hire; and
 - (b) the damage has been certified by an adjuster or the licensed owner's insurer or otherwise established to the satisfaction of the Licensing Authority.
- 21.3** An expired owner's license cannot be renewed if the grace period permitted by section 21.1 or as extended by section 21.2 has expired.

22.0 INCAPACITATED OWNERS AND DRIVERS

- 22.1** (1) A VFH driver's licence that has not been renewed because of illness or injury suffered by the license holder may be renewed at any time upon presentation to the Licensing Authority of a medical report satisfactory to the Authority that the licence holder was prevented for medical reasons, during the entire period in question, from being able to operate a vehicle for hire.
- 22.2** (1) An owner's licence that has not been renewed because of illness or injury suffered by the license holder may be renewed at any time upon presentation to the Licensing Authority of a medical report satisfactory to the Authority that the licence holder was prevented for medical reasons, during the entire period in question, from being able to renew the licence.
- 22.3** Upon the request of the holder of an owner's license, supported by a medical report satisfactory to the Licensing Authority that establishes to the satisfaction of the Licensing Authority that the license holder is incapable of operating a vehicle as a vehicle for hire for medical reasons, the Licensing Authority must suspend the owner's license until such time as the owner supplies confirmation by way of a medical report satisfactory to the Licensing Authority that they are again capable of operating the vehicle for hire.
- 22.4** Despite any limitation on the number of owners' licenses that may be issued, if the Licensing Authority has confirmation of a medical suspension under section 22.3, the Licensing Authority, in its discretion, may issue an owner's license to the next person on the waiting list.

23.0 LICENSES BECOME INVALID AND NON OPERATIONAL ON EXPIRY

- 23.1** An owner's license or VFH driver's license that has expired or that has been suspended, cancelled, revoked or terminated is not valid or operational.

24.0 REPLACEMENT LICENSES

- 24.1** An owner's licence or driver's licence that has been destroyed, lost or stolen will be replaced by the Licensing Authority upon receipt of sufficient proof of the destruction, loss or theft and upon payment of the fee required by Administrative Order 15.

PART 6 OWNERS' RESPONSIBILITIES

25.0 DUTY TO MAINTAIN INSURANCE

- 25.1** The holder of an owner's license:
- (a) must maintain the insurance described in section 9.7 at all times and must provide to the Licensing Authority, upon demand, evidence that the insurance is in force; and

- (b) must require the agent or the insurance company that issued the policy of insurance to immediately notify the Licensing Authority of any changes in coverage or the cancellation of any insurance policy.
- 25.2** The agent or the insurance company referred to in subsection 25.1 (b) must immediately notify the Licensing Authority of any change or cancellation of the policy of insurance.
- 25.3** The Licensing Authority must immediately suspend an owner's license if it receives notification or otherwise has reason to believe that the insurance for the licensed vehicle may have lapsed, been suspended or cancelled, and if it is confirmed that the vehicle is no longer insured, the Licensing Authority must cancel the owner's license.
- 25.4** Despite sections 25.1 and 25.3, if the holder of an owner's license submits a medical report satisfactory to the Licensing Authority establishing that the license holder is incapable of operating the vehicle to which the license relates as a vehicle for medical reasons, the Licensing Authority shall suspend the owner's license until such time as the owner is again capable of operating the vehicle as a vehicle for hire.

26.0 ACCESSIBLE TAXIS: PHYSICALLY CAPABLE DRIVERS & PASSENGER SECUREMENT SYSTEMS

- 26.1** The holder of an accessible taxi owner's license must ensure that all drivers of the accessible taxi to which the license relates are properly instructed on how to apply and do apply the accessible taxi's mobility aid securement systems and occupant restraint systems to all wheelchair passengers in accordance with the manufacturer's specifications, prior to operating the accessible taxi.
- 26.2** All drivers of accessible taxi vehicles must ensure that all necessary assistance is provided to passengers to facilitate the use of the accessible taxi and that all mobility aid securement systems and occupant restraint systems are applied to all wheelchair passengers in accordance with the manufacturer's specifications, prior to operating the accessible taxi.

27.0 DUTY TO ENSURE DRIVERS ARE LICENSED

The holder of an owner's license must not permit any person to operate the vehicle to which the license relates as a vehicle for hire unless the person is in possession of both a valid provincially issued Nova Scotia license to operate a passenger vehicle and a valid VFH driver's license in accordance with this by-law.

PART 7 DRIVER RULES

28.0 COMPLIANCE

- 28.1** The driver of a licensed vehicle for hire must comply with the following rules while in control of the vehicle to which the license relates:
 - (a) a driver must maintain a high standard of personal hygiene which will be reflected in a neat, clean and professional appearance and personal cleanliness at all times;
 - (b) a driver must not have any other person in the vehicle while engaged by a passenger unless that passenger gives their consent;
 - (ba) a driver while transporting a passenger must not
 - (i) use a cellular telephone; or
 - (ii) use a hands-free headset;

- (bb) clause (ba) shall not apply to a driver who uses a cellular telephone or hands-free headset
 - (i) to report an immediate emergency situation, or
 - (ii) in the course of providing a guided tour;
- (c) a driver must not charge separate fares when there is more than one passenger, unless agreed upon by all passengers;
- (d) upon being applied to in person or by radio, or other electronic means, a driver of a licensed taxi or accessible taxi must, unless already engaged by a passenger, place themselves and the vehicle at the disposal of the person so applying and the driver must proceed to any place in the Municipality that the person requests, but the driver may refuse to drive the person if;
 - (i) Repealed
 - (ii) the person's conduct at the time of applying, is such that it causes a driver to fear for his or her safety; or
 - (iii) the person refuses to provide proof of payment or partial payment in advance, as provided for in Administrative Order 39.
- (e) a driver must transport any personal luggage accompanying a passenger and must place the luggage in and take it out of the vehicle if requested to do so by the passenger;
- (f) if a driver engages to be at a particular place at a particular time, he or she must be punctual in attendance at the that time and place;
- (g) a driver must not use abusive or insulting language;
- (ga) a driver must not interfere with the free selection by any passenger of any vehicle;
- (h) a driver while in any public place, must not be noisy or display behaviour that is disruptive or offensive to the public;
- (i) a driver of a licensed taxi, accessible taxi, or limousine may solicit passengers but such solicitation must be done professionally and not in a manner that is noisy, disorderly or considered disruptive or offensive to the public;
- (j) unless otherwise directed by the passenger, the driver must proceed to the destination by the most ~~direct and shortest~~ cost-effective route;
- (k) a driver must not refuse to transport a disabled passenger or a service animal unless:
 - (i) the refusal is justified by physical limitations or disabilities of the driver, and the driver has provided a medical report to the Licensing Authority that supports his or her claim of physical limitations or disabilities, or
 - (ii) transporting the passenger would constitute a by-law violation; and
- (l) a driver must not smoke, including e-cigarettes, in the vehicle nor permit passengers to smoke, including e-cigarettes, in the vehicle;
- (m) a driver must abide by the ~~the Taxicab Passenger/Operator Code of Ethics~~ Vehicle for Hire Code of Conduct as set out in Schedule 6 of Administrative Order #39 and in the case of a taxi, ensure that the ~~Code of Ethics~~ Vehicle for Hire Code of Conduct is available in the vehicle for passengers; and

- (n) a driver must not engage in sexual relations with any passenger
 - (i) during the transporting of a passenger or passengers in the vehicle, or
 - (ii) immediately after transporting a passenger or passengers to a destination.

28.1 A driver, while on duty, must not behave in a manner that places at risk the public confidence in the vehicle for hire industry.

28.2 A driver of a licensed vehicle for hire may determine whether a passenger may eat or drink while in the vehicle and where a passenger is to sit.

28.3 Despite subsection 28.1 (e), a driver may refuse to handle luggage if the refusal is justified by his or her physical limitations or disabilities and a medical report on the physical limitations or disabilities has been filed with the Licensing Authority.

28.4 A medical report referred to in subclause 28.1(k)(i) and section 28.3 must

- (a) be on file with the Licensing Authority prior to a refusal; and
- (b) be on the signing doctor's letterhead.

29.0 DUTY TO ASSIST PASSENGER

29.1 The driver of a licensed vehicle for hire must render all reasonable assistance requested by a passenger in entering or exiting the vehicle or in loading items into the vehicle.

PART 8 SMOKE FREE VEHICLES, SIGNS, FARES, METERS AND GLOBAL POSITIONING SYSTEMS

30.0 VEHICLES TO BE SMOKE FREE

30.1 The owner of a licensed vehicle for hire must not permit smoking in the vehicle at any time, whether or not the vehicle is being operated at the time as a vehicle for hire.

30.2 Neither the owner nor the driver of a licensed vehicle for hire may represent that it is a non-smoking vehicle or a smoke free vehicle if it has been smoked in while owned by the current owner.

31.0 SIGNS

31.1 A vehicle must not be operated as a taxi or an accessible taxi unless it is equipped with a taxi roof light sign that complies with the requirements for taxi roof lights set out in Administrative Order 39.

31.2 Repealed.

31.3 A taxi or accessible taxi may display only rooftop advertising that complies with the requirements for rooftop advertising set out in Administrative Order 39.

31.4 The taxi roof light sign must be removed from a taxi, or accessible taxi or covered with opaque material when the vehicle is not in service as a vehicle for hire.

31.5 A taxi, accessible taxi or limousine must display and maintain any other signs and decals as set out In Administrative Order 39.

32.0 FARES

32.1 A licensed vehicle may carry passengers and their parcels for hire and may carry parcels for hire in the absence of passengers.

- 32.2 An owner or driver of a licensed vehicle must charge the applicable fares and rates approved by the Licensing Authority in accordance with prescribed by Administrative Order 39.
- 32.3 ~~The fare or rate charged by the owner or driver of a licensed vehicle for the carriage of parcels in the absence of passengers must be the same as for the carriage of passengers.~~ Repealed
- 32.4 An owner or driver of a taxi or accessible taxi is guilty of an offence if he or she receives or demands a fare that is greater than that registered on the vehicle's taxi meter, unless the fare is otherwise in accordance with the fares set out in Administrative Order 39.
- 32.5 It is not an offence for a driver of a vehicle for hire to accept a gratuity voluntarily offered by a passenger or in the absence of a passenger a person shipping or receiving parcels.
- 32.6 (1) The driver of a vehicle for hire must not demand any additional charge for:
- (a) the transportation of wheelchairs, walkers or service animals accompanying disabled passengers; or
 - (b) escorting passengers to and from the first accessible door of their pick-up or destination.
- (2) ~~For the purposes of subsection (1)(a), "service animal" means any animal individually trained to do work or perform tasks for the benefit of the individual with a disability or is used for search and rescue or law enforcement.~~ Repealed
- 32.7 Where an approved rate schedule does not include a cleaning charge, or where the actual cost of cleaning a vehicle exceeds the approved cleaning charge, it is not an offence for a driver of a vehicle for hire to negotiate with a passenger an amount to recover the costs of cleaning or repairing the vehicle if the passenger has damaged or soiled the vehicle.
- 32.8 The driver of a taxi or accessible taxi must post in a place which is clearly visible to passengers:
- (a) a copy of the Taxi Rate Schedule set out in Schedule 1 to Administrative Order 39; and approved by the Licensing Authority for the broker or independent broker in accordance with the requirements of Administrative Order 39.
 - (b) ~~if the driver charges fares provided for in Schedule 2 of Administrative Order 39, a copy of the tariff of fares as set out in the Schedule.~~ Repealed
- 32.9 The owner or driver of a taxi, accessible taxi or limousine must accept payment of fares by, at a minimum, all of the following methods;
- (a) cash,
 - (b) on account, and
 - (c) electronic payment for debit card and credit card.
- 33.0 TAXI METERS**
- 33.1 A vehicle must not be licensed or operated as a taxi or accessible taxi unless it has a functioning taxi meter installed in the vehicle.
- 33.2 Only one taxi meter may be installed in a taxi or accessible taxi.
- 33.3 The following specifications apply to a taxi meter and its installation:
- (a) ~~it must register only a single tariff;~~ Repealed

- (b) it must be ~~connected to and operated from a front wheel of the vehicle or from its transmission or driveshaft~~ capable of accurately measuring the distance traveled by the vehicle;
- (c) it must be ~~equipped with a timing device that registers the fare while the taxi is engaged but not in motion in accordance with the taxi rate schedule as outlined in Administrative Order 39~~ capable of accurately measuring the speed of the vehicle should the approved fare schedule include a wait time charge;
- (d) it must be mounted in the taxi or accessible taxi so that the registered fare is clearly visible to passengers at all times and is illuminated by a suitable light while in operation at night;
- (e) the taxi meter ~~casing and internal components must be kept sealed and intact~~ shall not be altered or modified in any way to interfere with the accuracy fare calculation; and
- (f) it must not be calibrated to register any fare other than the fares approved by the Licensing Authority in accordance with ~~as outlined in~~ Schedule 1 of Administrative Order 39.

33.4 The holder of an owner's license must, at his or her own expense, provide to the Licensing Authority a certificate stating that the taxi meter is properly calibrated to show the fares approved by the Licensing Authority in accordance with ~~set out in~~ Schedule 1 of Administrative Order 39.

33.5 The Licensing Authority may refuse to accept a certificate provided under section 33.4 if, in the Licensing Authority's opinion, it cannot be relied upon.

33.6 The Licensing Authority must suspend the license of an owner of a taxi or accessible taxi who has contravened section 33.4.

33.7 A license suspended under section 33.6 may be reinstated, subject to any other penalty, or continued suspension, pursuant to this bylaw that is appropriate in the circumstances in the judgment of the Licensing Authority, when the owner satisfies the Licensing Authority that the vehicle to which the suspension relates is equipped with a properly installed and calibrated taxi meter.

34.0 DUTY TO USE TAXI METER

34.1 The driver of a taxi or accessible taxi who transports any passenger or parcel for hire must ensure that the taxi meter operates during the entire period that the vehicle is engaged unless:

- (a) the driver has made an agreement with the passenger for transportation of the passenger or parcel at the hourly rate provided for in Schedule 1 of Administrative Order 39;
- (b) the driver is charging a fare provided for in Schedule 2 of Administrative Order 39; or
- (c) there is a contract for special rates in effect for the transportation of the passenger or parcel as provided for in Schedule 1 of Administrative Order 39.

35.0 TAXI METER INSPECTION

35.1 The Licensing Authority may at any time inspect any taxi meter that is installed in a taxi or accessible taxi and may apply such tests to the vehicle and meter as may be necessary to ascertain the accuracy of the taxi meter.

35.2 An owner or driver of a taxi or accessible taxi who fails to allow an inspection required by the Licensing Authority or its appointee under section 35.1 or who fails to allow or hinders a test referred to in that section is guilty of an offence.

35.3 Without restricting any charge that may be brought under section 35.1, if an owner or driver of a taxi or accessible taxi has failed to allow an inspection required by the Licensing Authority or its

appointee under section 35.1 or has failed to allow or hinders a test referred to in that section, the Licensing Authority must immediately suspend the license of the owner of the vehicle and the driver.

35.4 A license suspended under section 35.3 must remain suspended at least until the Licensing Authority is satisfied with the accuracy of the meter.

36.0 OFFENCE: INACCURATE TAXI METERS

36.1 An owner and driver of a taxi or accessible taxi is guilty of an offence if ~~he or she~~ they operates or permits ~~to be operated a~~ the vehicle ~~to be operated~~ as a taxi or accessible taxi if the taxi meter in the vehicle shows a variation of more than five per cent from the ~~proper~~ fare approved by the Licensing Authority in accordance with ~~as set out in~~ Schedule 1 to Administrative Order 39.

36.0 A GLOBAL POSITIONING SYSTEMS

36.1 A A vehicle must not be licensed or operated as a taxi or accessible taxi unless it has a functioning global positioning system installed in the vehicle.

36.2 A 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;
- (d) be fully operational at all times when the vehicle is available for hire to the public; and
- (e) be capable of storing data that shall be shared, upon request, with the Licensing Authority.

**PART 9
TAXI OWNER'S LICENSE LIMITATIONS**

37.0 Repealed

38.0 TAXISTO DISPLAY VALID LICENSE

38.1 Repealed.

38.2 Repealed.

~~38.3 A vehicle may only be operated as taxi if a valid license sticker is affixed to the vehicle in the location and manner prescribed by Administrative Order 39, or is affixed in such other location on the vehicle as approved by the Licensing Authority.~~ **Repealed**

39.0 Repealed

40.0 TAXI OWNER'S LICENSE LIMITATIONS

40.1 The number of taxi owners' licenses in force at any time in the Municipality must not exceed the number prescribed by Administrative Order 39.

40.2 Except as otherwise provided in this by-law, the Licensing Authority must not issue a new taxi owner's license unless the number of taxi owners' licenses in force is below the number prescribed by Administrative Order 39.

40.3 Unless otherwise provided for in this By-Law, or unless the Licensing Authority determines that exceptional circumstances exist, a taxi owner's license that is revoked or surrendered, or which ceases to be in force for any reason other than expiration, can not be renewed or reissued if the renewal or reissuance will result in the number of licenses in force exceeds the number prescribed in Administrative Order 39.

40.4 The Licensing Authority must maintain a waiting list of applicants for new taxi owner's licences in accordance with Administrative Order 39 and the maintenance of the waiting list and new licenses are to be issued in accordance with Administrative Order 39.

40.5 Section 40.1 does not apply to accessible taxi owner licenses.

**PART 10
COMMON TAXI STANDS**

41.0 COMMON TAXI STANDS

41.1 The Traffic Authority for the Municipality may establish Common taxi stands designated by appropriate signs as provided for under the *Motor Vehicle Act*.

41.2 A common stand may only be used by licensed taxis **or accessible taxis**.

41.3 The following rules apply to the use of a common stand by the driver of a taxi or accessible taxi:

- (a) a driver whose vehicle is available for hire may take a position with his or her vehicle at any common stand where there is vacant position in accordance with the number of positions established by the Traffic Authority as posted on the common taxi stand sign;
- (b) a driver entering a common stand must take his or her position at the rear of the last vehicle in line at the stand;
- (c) whenever a vehicle leaves the common stand, all other drivers must move their vehicles ahead;

- (d) a driver must move his or her vehicle when necessary to allow the departure from the common stand of any other taxi or accessible taxi; and
- (e) a driver parked at a common stand must not:
 - (i) leave his or her vehicle unattended,
 - (ii) obstruct the exit of another vehicle whose driver indicates a desire to leave the stand, or
 - (iii) interfere with the free selection by any passenger of any vehicle at the stand.

PART 11

42.0 Repealed

PART 12

43.0 Repealed

43.1 Repealed

PART 12A

BROKERS AND INDEPENDENT BROKERS

43.0 A APPLICATION FOR BROKER OR INDEPENDENT BROKER LICENSE

43.1 A A license for a broker or independent broker shall be issued when the applicant has provided the Licensing Authority with the following:

- (a) a completed application for a broker or independent broker license;
- (b) if a corporation, file copies of the letters of incorporation or other incorporating documents, duly certified by the proper government official or department, together with an annual return which contains a list of all shareholders of the corporation;
- (c) if a partnership, provide the names and addresses of each member of the partnership as well as the name under which the partnership intends to carry on business;
- (d) the municipal address from which the applicant will be providing dispatching services;
- (e) if an individual, a municipal address from which the applicant will be operating the business;
- and**
- (f) the fee as set out in Administrative Order #15; **and**

(g) a proposed rate schedule in accordance with Administrative Order 39.

43.2 A Upon issuance of a broker license or an independent broker license, the Licensing Authority shall furnish to the licensee the license certificate.

43.3 A A license for a broker or independent broker issued under this By-law is not transferable.

43.0 B CONDITIONS OF RENEWAL OF A BROKER OR INDEPENDENT BROKER LICENSE

43.1 B A broker license or an independent broker license issued by the Municipality shall be valid for a

period not exceeding one (1) year.

43.2 B A broker license or an independent broker license may be renewed by the Municipality upon the licensed broker or independent broker providing to the Licensing Authority, prior to the expiry date of their current broker license or independent broker license:

- (a) a completed renewal application for a broker license or an independent broker license;
- (b) the renewal fee as set out in Administrative Order #15.

43.0 C REQUIREMENTS OF A BROKER OR INDEPENDENT BROKER

43.1 C A licensed broker or independent broker shall:

- (a) accept requests to dispatch taxi and accessible taxi service, ~~as a minimum, by telephone~~;
- (b) maintain and produce a detailed record of every taxi and accessible taxi service request for a period of not less than one (1) year following the conclusion of the trip, which record shall include:
 - (i) the geographic start point and endpoint of each trip, by longitude and latitude;
 - (ii) the time of arrival at pick-up;
 - (iii) the time of arrival at the destination; and
 - (iv) the driver name and license number;
- (c) provide the records maintained in accordance with clause (b) within 24 hours of receiving a request by the Licensing Authority; and

43.2 C In addition to section 43.1C, a licensed broker shall:

- (a) provide the date and time of each request for taxi or accessible taxi service;
- (b) provide a list of all taxi owner license numbers with whom the broker has entered into any form of arrangement to provide dispatch services upon request of the Licensing Authority;
- (c) maintain and produce a detailed record of every taxi and accessible taxi service request for a period of not less than one (1) year following the conclusion of the trip, which record shall include:
 - (i) the taxi owner license number for each ~~taxicab~~ **taxi or accessible taxi** dispatched for each trip; and
 - (ii) the total number of trips requested and fulfilled, and
 - (iii) the total number of trips requested and not fulfilled, with
 - a. the reason for cancellation of the trip, and
 - b. the geographic start point by longitude and latitude;

43.3 C In addition to section 43.1C, a licensed independent broker shall provide the total number of trips fulfilled.

43.4 C A licensed broker shall submit the information and data set out in sections 43.1C and 43.2C once per quarter.

43.5 C A licensed independent broker shall submit the information and data as set out in sections 43.1C

and 43.3C once per quarter.

43.6 C A broker or independent broker shall:

- (a) enter into a data sharing agreement with the Municipality, and
- (b) obtain written consent to the disclosure of information under the data sharing agreement from any affiliated taxi owner and taxi driver.

43.7 C A licensed broker or licensed independent broker shall only permit a driver licensed under this By-law to operate a taxi or accessible taxi.

43.8 C A licensed broker shall refuse to dispatch a taxi or accessible taxi where the taxi owner license number associated with the taxi is not currently licensed under this By-law.

PART 12B

TRANSPORTATION NETWORK COMPANIES

43.0 D TRANSPORTATION NETWORK COMPANY LICENSE REQUIRED

43.1 D Every person who owns or operates a Transportation Network Company shall obtain a TNC License under this By-law.

43.2 D A TNC License issued under this By-law is not transferable.

43.0E EXEMPTIONS

43.1E This Part shall not apply to:

- (a) taxi or accessible taxi services dispatched by a licensed broker or licensed independent broker, and taxi and accessible taxi services provided by a licensed taxi owner or a licensed taxi driver, under this By-law;
- (b) limousine services provided by a licensed limousine service provider under this By-law; or
- (c) a passenger transportation system provided by the Halifax Regional Municipality including public transit services known as Halifax Transit and Access-a-Bus.

43.0F CONDITIONS FOR ISSUANCE OF TNC LICENSE

43.1F The Licensing Authority shall only issue a TNC License under this By-law if the applicant:

- (a) has provided proof that the corporation is legally entitled to conduct business in Nova Scotia, if the applicant is a corporation, including but not limited to letters of incorporation or other incorporating documents, duly certified by the proper government official or department of the Province of Nova Scotia or of the Government of Canada; and,
- (b) has provided the names and addresses of each member of the partnership as well as the name under which the partnership intends to carry on business, if the applicant is a partnership,
- (c) has provided a completed application form prescribed by the Licensing Authority for a TNC License;
- (d) has paid the licensing fee prescribed in Administrative Order 15;
- (e) has provided the address and contact information of a place of business in Nova Scotia, which is not a post office box, to which the Municipality may send during business hours any

notice or documentation or communication that may be required under this By-law and at which the applicant or the applicant's agent will accept receipt of such notice, documentation or communication;

- (f) has provided proof of insurance required under this Part; and
- (g) has provided any other information required by the Licensing Authority for the purposes of issuance of a TNC License.

43.0 G CONDITIONS FOR RENEWAL OF TNC LICENSE

43.1 G A TNC License issued by the Licensing Authority is valid for a period of one (1) year from the date of issuance.

43.2 G A TNC License may be renewed by the Licensing Authority upon the provision by the Licensee, prior to the expiry of the License, of the following:

- (a) a completed renewal application as prescribed by the Licensing Authority;
- (b) proof of insurance required under this Part;
- (c) payment of the renewal fee prescribed in Administrative Order 15; and,
- (d) any other information required by the Licensing Authority for the purposes of renewal of a TNC License.

43.0 H TNC COMMUNICATIONS TO PASSENGERS

43.1 H Any software or application or telecommunications platform or digital network used or facilitated by a Transportation Network Company to connect passengers with TNC Drivers must:

- (a) at the time of the arranging of the trip, disclose to the passenger requesting the transportation service:
 - (i) the first name and photograph of the TNC Driver who will provide the transportation service;
 - (ii) a description of the make, model, colour and license plate of the TNC Vehicle that will be used to provide the transportation service;
 - (iii) the applicable rate being charged for the trip,
 - (iv) the surcharge for the trip, if any;
 - (v) an estimate of the total cost of the trip, if requested by the passenger;
 - (vi) allow the passenger to track the location and route of the TNC Vehicle providing the transportation service; and
 - (vii) provide the ability for the passenger to rate the TNC Driver and TNC Vehicle used to provide the transportation service.
- (b) include a process by which the passenger accepts or refuses the transportation service prior to the trip commencing and keeping a record of such acceptance or refusal;
- (c) provide a secure payment mechanism for the trip;
- (d) provide a print or electronic receipt to the passenger at the end of the trip or shortly thereafter that includes information confirming:

- (i) the rate and surcharge, if any, charged for the trip;
- (ii) the total amount paid for the trip;
- (iii) the date and time of the trip;
- (iv) the destination(s) of origin and the final destination(s) of the trip;
- (v) the total time and total distance of the trip;
- (vi) the first name of the TNC Driver who provided the transportation service; and,
- (vii) the make, model and license plate number of the TNC Vehicle used to provide the transportation service.

43.2 H A Transportation Network Company shall make available to the public, in an easily accessible format on its software or application or telecommunications platform or digital network and by any other means of its choice, information about:

- (a) the insurance coverage required to be maintained by the TNC and by TNC Drivers under this By-law, including the amount and type of the insurance coverage, and the parties and properties insured;
- (b) information about the transportation services offered by TNC Drivers;
- (c) the applicable screening process for TNC Drivers and TNC Vehicles; and,
- (d) notification that TNC Drivers are prohibited from soliciting, accepting requests for transportation services that are not prearranged using the software or application or telecommunications platform or digital network of the Transportation Network Company with which the TNC Driver is affiliated, including accepting street hails or picking up fares at taxi stands.

43.0 DATA ON TRIPS

43.1 I A Transportation Network Company shall:

- (a) enter into a data sharing agreement with the Municipality, and
- (b) obtain written consent to the disclosure of information under the data sharing agreement from any affiliated TNC Driver and TNC Vehicle owner.

43.2 I A Transportation Network Company shall create and maintain records of the following information in a format accessible by the Licensing Authority, for a period of not less than one (1) year following the conclusion of the trip:

- (a) the total number of trips requested and fulfilled, and requested and not fulfilled;
- (b) for each trip provided by a TNC Driver,
 - (i) the date and time of the trip requested and fulfilled, and
 - (ii) its geographic start point and endpoint, by longitude and latitude;
- (c) for each trip requested and not fulfilled,
 - (i) the reason for the cancellation of the trip, and

- (ii) the geographic start point, by longitude and latitude; and
- (d) the TNC Driver and TNC Vehicle information corresponding with each requested trip, including:
 - (i) the full name of the TNC Driver,
 - (ii) the license plate number of the TNC Vehicle,
 - (ii) the year, make and model of the TNC Vehicle,
 - (iv) the date, time and duration of the trip, and,
 - (v) the hours and minutes spent by the TNC Vehicle, transporting the passenger(s), including time spent enroute to pick up the passenger(s).

43.3 I A Transportation Network Company shall make available to the Licensing Authority the records or information required pursuant to section 43.11 within 24 hours following a request by the Licensing Authority.

43.4 I A Transportation Network Company shall submit the information and data set out in section 43.11 once per quarter.

43.0 J LICENSING AUTHORITY ACCESS TO PLATFORM TRANSPORTATION NETWORK COMPANY OBLIGATIONS

~~43.1 J Every Transportation Network Company shall provide to the Licensing Authority direct access to its software, application, or telecommunications platform or digital network used to provide the transportation service for the purposes of allowing the Licensing Authority to inspect and investigate, in real time, compliance with this By-law and to determine the location of any TNC Vehicle providing transportation services affiliated with the TNC. Repealed~~

43.2 J No Transportation Network Company shall interfere with the Licensing Authority's inspection or investigation.

43.0 K TNC DRIVER REQUIREMENTS

43.1 K A Transportation Network Company shall ensure that a person approved as a TNC Driver meets the following requirements at all times when providing transportation services using a TNC Vehicle:

- (a) holds a valid and current unrestricted driver's license issued by the Province of Nova Scotia;
- (b) has a minimum of three (3) years driving experience
- (c) has provided to the TNC original documents from the issuing agency, dated within 30 days of approval to be a TNC Driver and then annually thereafter, outlining acceptable results of investigations related to the applicant for:
 - (i) a criminal record check;
 - (ii) a vulnerable sector check; and
 - (iii) a child abuse registry check;
- (d) has provided to the TNC a Nova Scotia Registry of Motor Vehicles (Client Use) abstract of the Driver's driving record for the class of license prescribed by the *Classification of Drivers'*

Licenses Regulations, N.S. Reg. 124/2015, dated within 30 days of approval to be a TNC Driver and then annually thereafter; and,

- (e) prior to commencement as a TNC Driver and then annually thereafter, provision of a signed declaration confirming that they do not have any outstanding criminal charges or warrants pending before any courts.

43.2 K A Transportation Network Company:

- (a) shall refuse to approve a person to be a TNC Drive, and
- (b) on discovery of the information, shall remove a person operating as a TNC Driver for that Transportation Network Company,

if that person:

- (i) has accumulated ten or more demerit points on the driving record abstract;
- (ii) has, within the preceding five years,
 - a. been convicted, or has active charges, of one of the offences under the Motor Vehicle Act set out in Schedule B; or
 - b. had their license suspended pursuant to s.279C of the Motor Vehicle Act;
- (iii) has a driver's license or owner's license revoked or refused under this By-law;
- (iv) had a driver's license or owner's license suspended under this By-law for engaging in behaviour deemed by the Licensing Authority to be unsafe;
- (v) was removed from that Transportation Network Company's platform for engaging in behaviour determined by the Transportation Network Company to be unsafe; ~~or~~
- (vi) was removed from another Transportation Network Company's platform for engaging in behaviour determined to be unsafe, and the Transportation Network Company considering the person for a TNC Driver received notification of the person's removal; ~~or~~
- (vii) has been convicted, or has active charges within the last ten years of a criminal offence as set out in Schedule A to this By-law.

43.3 K Every Transportation Network Company shall keep copies of the documents and information required to under clauses (b), (c), (d) and (e) of section 43.1K for a period of not less than one (1) year after the Individual ceases to be affiliated with the TNC.

43.0 L TNC DRIVER REPORTING

43.1 L Every Transportation Network Company shall provide to the Licensing Authority a list of the drivers operating on the Transportation Network Company's platform.

43.2 L The list of drivers referred to in section 43.1L shall be provided on a monthly basis.

43.3 L Every Transportation Network Company shall provide the name of any driver removed from the Transportation Network Company's platform to the Licensing Authority immediately upon removal.

43.0 M TNC IDENTIFICATION CARD AND TNC VEHICLE DECAL

43.1 **M** A Transportation Network Company shall issue to every TNC Driver that meets the requirements of this By-law and that is affiliated with the Transportation Network Company a current and up-to-date identification card in written or accessible electronic form bearing the following information:

- (a) the first and last name and photograph of the TNC Driver;
- (b) the make, model, colour, and license plate number of the TNC Vehicle used by the TNC Driver, and,
- (c) the name and contact information of the Transportation Network Company with which the TNC Driver is affiliated.

43.2 **M** Every Transportation Network Company shall require and TNC Driver shall ensure the identification card required under section 43.1M:

- (a) is in the TNC Vehicle at all times when transportation services are offered or provided by a TNC Driver affiliated with the Transportation Network Company, and,
- (b) is produced immediately upon request of a peace officer.

43.3 **M** Every Transportation Network Company shall provide a decal to a TNC Driver identifying the TNC Vehicle is authorized to provide transportation services for the Transportation Network Company.

43.4 **M** A decal provided under section 43.3M shall be displayed to the bottom corner of the front windshield on the passenger side of the vehicle so as to be clearly visible from the exterior while the vehicle is being used in the provision of transportation services for the Transportation Network Company.

43.0 N TNC DRIVER OBLIGATIONS

43.1 **N** A TNC Driver shall only accept requests for transportation services that are prearranged using the software or application or telecommunications platform or digital network of the Transportation Network Company with which the TNC Driver is affiliated.

43.2 **N** No TNC Driver shall interfere with an inspection or investigation conducted by the Licensing Authority.

43.0 P TNC VEHICLE REQUIREMENTS

43.1 **P** Every Transportation Network Company shall ensure that a TNC Vehicle meets the following requirements at all times when providing the transportation service:

- (a) the TNC Vehicle is the subject of a valid and current Province of Nova Scotia Vehicle Inspection issued pursuant to the *Vehicle Inspection Regulations, N.S. Reg. 214/2006* prior to commencement of use as a TNC Vehicle;
- (b) the TNC Vehicle is the subject of a valid motor vehicle registration issued pursuant to the *Motor Vehicle Act* prior to commencement of use as a TNC Vehicle; and,
- (c) the TNC Vehicle is less than 10 years old at the initial time of approval by the Transportation Network Company for use as a TNC Vehicle.

43.2 **P** Every Transportation Network Company shall obtain and maintain records required under section 43.1P for a period of not less than one (1) year after the TNC Vehicle is no longer used to provide the transportation service.

43.3 **P** A Transportation Network Company shall make available to the Licensing Authority the records

required to be kept under section 43.2P within 24 hours following a request of the Licensing Authority.

43.0 Q INSURANCE REQUIREMENTS OF A TRANSPORTATION NETWORK COMPANY

43.1 Q Every Transportation Network Company shall obtain and maintain an SPF No. 9 – Transportation Network for Nova Scotia Automobile Policy while licensed under this By-law.

43.2 Q Every Transportation Network Company shall deposit the policy required under section 43.1Q with the Licensing Authority.

43.3 Q Every Transportation Network Company shall direct the insurance company issuing an insurance policy required by section 43.1Q to advise the Licensing Authority of any change to the coverage and terms of the insurance policy during the term of the license and to notify the Licensing Authority when the insurance policy is no longer in effect.

43.0 R INSURANCE REQUIREMENTS FOR TNC VEHICLE OWNERS

43.1 R A TNC Vehicle owner shall obtain and maintain an SPF 1 Automobile Insurance Policy issued in the name of the TNC Vehicle owner.

43.2 R Every Transportation Network Company shall ensure that every TNC Vehicle owner obtains and maintains the required automobile insurance.

43.3 R A Transportation Network Company shall obtain proof of insurance from every TNC Vehicle owner evidencing compliance with the requirements of section 43.1R prior to affiliation of the TNC Vehicle, and on an annual basis thereafter, and shall keep such records for a period of not less than one (1) year after the TNC Vehicle ceases to be affiliated with the TNC.

PART 13 REFUSAL, SUSPENSION AND REVOCATION OF LICENSES

44.0 GENERAL

44.1 The Licensing Authority may suspend or revoke the owner's license or VFH driver's license, or both, the broker's or independent broker's license or the TNC License of any license holder, or refuse any applicant who

- (a) contravenes this by-law;
- (b) is either charged or convicted pursuant to any municipal by-law, or provincial or federal legislation;
- (c) has committed any act or acts that, in the opinion of the Licensing Authority, it is in the public interest that the person not hold either an owner's license, a VFH driver's license, a broker's license, an independent broker's license or a TNC License;
- (d) refuses to respond or cooperate with an investigation conducted by the Licensing Authority;
- (e) has been convicted within the last ten years of a criminal offence as set out in Schedule A to this By-law;
- (ea) has been convicted within the last five years of one of the offences under the Motor Vehicle Act set out in Schedule B;
- (eb) has had their provincial driver's license suspended pursuant to s.279C of the Motor Vehicle Act;
- (f) has failed to immediately notify the Licensing Authority that they have become the subject to a court order, undertaking, charge or conviction;

- (g) has a driving record, criminal or provincial offence record or outstanding criminal charges that in the opinion of the Licensing Authority makes him or her unfit to operate a taxi, accessible taxi, or limousine, as the case may be;
- (h) has a criminal record in another country or jurisdiction that is similar in nature to the provisions described in subsection (e); or
- (i) is in violation of the ~~Taxi and Passenger/Operator Code of Ethics~~ **Vehicle for Hire Code of Conduct** as set out in Administrative Order 39.

45.0 FALSE STATEMENTS

- 45.1** If an applicant or the holder of an owner's license, a **VFH** driver's license, a broker's license, an independent broker's licence or a TNC License makes a false statement in a statutory declaration made pursuant to this By-law, the Licensing Authority may:
- (a) refuse to issue the license that is the subject of the application;
 - (b) revoke any owner's licenses and or any **VFH** driver's licenses held by the applicant, or a broker's license or independent broker's licence or a TNC License; and
 - (c) direct that the applicant is ineligible to apply for or to be granted a license under this By-law for a period of up to five (5) years.

46.0 NOT FIT AND PROPER PERSON

- 46.1** In addition to any other grounds for refusing to grant, suspending or revoking an owner's license, a **VFH** driver's license, a broker's license, an independent broker's licence or a TNC License, the Licensing Authority may refuse to grant, may suspend, or may revoke an owner's license, a **VFH** driver's license, a broker's license, an independent broker's licence or a TNC License if, in the opinion of the Licensing Authority, the applicant or license holder, as the case may be, is not a fit and proper person to have the license.

47.0 NOTICE OF SUSPENSIONS, REVOCATIONS

- 47.1** The Licensing Authority must immediately notify a license holder whose owner's license, **VFH** driver's license, broker's license, independent broker's licence or TNC License has been suspended or cancelled.
- 47.2** The notice under section 47.1 may be served on the license holder by registered mail addressed to the license holder's last known address on file with the Licensing Authority, and if sent by registered mail is deemed to have been served on the earlier date of actual receipt by the license holder or five business days from the date of mailing.
- 47.3** The license holder may within 15 days from the date of the service of the notice, appeal the suspension or revocation to the Appeal Committee.
- 47.4** If at any time a person who holds a **VFH** driver's license under this by-law ceases to hold a valid class of driver's license issued by the Province of Nova Scotia as required to operate a **taxi vehicle for hire**, the **VFH** driver's license issued under this by-law is deemed to be suspended and the person must immediately surrender it to the Licensing Authority.
- 47.5** A person whose **VFH** driver's license is suspended under section 47.4 may apply for reinstatement when his or her provincial ~~chauffeur's license~~ **driver's licence** is renewed or reinstated.
- 47.6** The Licensing Authority may order a driver to take remedial ~~sensitivity~~ **sensitivity** training ~~in relation to the provision of service to disabled persons~~ if as a result of ~~its~~ **an** investigation the Licensing

Authority is of the opinion that the driver would benefit from such remedial training.

PART 14 APPEALS

48.0 APPEALS

48.1 A person whose application for the issuance or renewal of an owner's license, VFH driver's license, broker's license, independent broker's licence or TNC License is refused by the Licensing Authority, or a person whose owner's license, VFH driver's license, broker's license, independent broker's licence or TNC License is suspended, revoked or cancelled by the Licensing Authority, may appeal the refusal, suspension, revocation or cancellation to the License Appeal Committee, within 15 days from the date of the refusal, suspension or cancellation.

48.1 A There is no right of appeal of a non-discretionary decision of the Licensing Authority.

48.2 A person whose application is refused or a person whose owner's license, VFH driver's license, broker's license, independent broker's licence or TNC License is suspended, revoked or cancelled by the Licensing Authority may appeal to the License Appeal Committee within 15 days after the refusal, suspension or cancellation by submitting their appeal in writing to the Municipal Clerk's Office.

48.2 A An appeal will be heard by the License Appeal Committee.

48.3 The License Appeal Committee must hear the Appellant and may

- (a) confirm or vary the decision of the Licensing Authority;
- (b) order that a license be revoked and surrendered; or
- (c) order that a license be granted or reinstated, with or without conditions.

48.4 The License Appeal Committee may order that a license be granted or reinstated subject to the appellant completing any mandatory training required in this By-law, or proving that the appellant meets the qualifications and requirements of this by-law, or subject to any conditions that the License Appeal Committee determines appropriate under the circumstances.

48.4 A A person whose appeal of an application refusal, renewal refusal or a license revocation is not successful must wait one calendar year from the date of the hearing of the appeal before submitting a new application to the Licensing Authority.

48.5 The License Appeal Committee must not make any decision that the Licensing Authority could not have made under this by-law.

PART 15 PROSECUTIONS AND GENERAL OFFENCE

49.0 PROSECUTIONS

49.1 The Licensing Authority or any peace officer of the Municipality may cause to be prosecuted any person who contravenes this By-law or administrative order.

50.0 GENERAL OFFENCE

50.1 A person who contravenes any section of this By-Law is liable upon summary conviction to a minimum penalty of not less than:

- (a) one hundred dollars (\$100.00) for a first offence,
- (b) two hundred dollars (\$200.00) for a second offence,
- (c) four hundred dollars (\$400.00) for a third offence,

and a maximum penalty of not more than five thousand dollars (\$5000.00), and in default of payment, to imprisonment for a term not exceeding sixty (60) days.

50.2 A broker, independent broker or Transportation Network Company who contravenes any section of this By-Law is liable upon summary conviction to a minimum penalty of not less than:

- (a) five hundred dollars (\$500.00) for a first offence,
- (b) eight hundred dollars (\$800.00) for a second offence,
- (c) twelve hundred dollars (\$1,200.00) for a third offence,

and a maximum penalty of not more than ten thousand dollars (\$10,000.00), and in default of payment, to imprisonment for a term not exceeding sixty (60) days.

PART 16 TRANSITION

51.0 TRANSITION

- 51.1** A license granted under By-Law T-108 before its repeal and that was valid immediately before that repeal is continued under this by-law and expires at the time set out in the license.
- 51.2** A license granted under By-Law T-108 before its repeal that was suspended or had expired before that repeal may be reinstated in accordance with this by-law and this by-law applies to the reinstatement as if had been in force on the day that the license was suspended or expired.
- 51.3** An application for a license made under By-Law T-108 is continued as an application for a licence under this by-law and this by-law applies to the application as if it had been in force on the day that the application was made.
- 51.4** All waiting lists for new owners' licenses that existed under By-law T-108 immediately before its repeal are continued, subject to Administrative Order 39, as waiting lists under this by-law and the names on the list retain the same position on the list as they had before that repeal.

PART 17 REPEAL

52.0 BY-LAW T-108 REPEALED

- 52.1** By-law T-108, the Halifax Regional Municipality Taxi and Limousine By-law, and all amendments to it are repealed.

Done and passed in Council this 23rd day of October, 2012.

Mayor

Municipal Clerk

I, Cathy Mellett, Municipal Clerk of Halifax Regional Municipality, here by certify that the above noted By-law was passed at a meeting of Halifax Regional Council held on October 23, 2012.

Cathy Mellett, Municipal Clerk

Notice of Motion:	August 14, 2012
First Reading:	September 11, 2012
Notice of Public Hearing Publication:	October 6, 2012
Second Reading:	October 23, 2012
Approval of Service Nova Scotia and Municipal Relation:	N/A
Effective Date:	November 17, 2012
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Amendment # 1 - (By-law T-1001)	
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First Reading:	April 26, 2016
Notice of Public Hearing Publication:	May 7, 2016
Second Reading:	May 24, 2016
Approval of Service Nova Scotia and Municipal Relation:	N/A
Effective Date:	June 11, 2016
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Amendment # 2 – (By-law T-1002)	
Notice of Motion:	September 5, 2017
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Notice of Public Hearing Publication:	September 30, 2017
Second Reading:	October 17, 2017
Approval by Service Nova Scotia and Municipal Relations:	N/A
Effective Date:	October 21, 2017
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Amendment # 3 – (By-law T-1003)	
Notice of Motion:	July 16, 2019
First Reading:	July 30, 2019
Notice of Second Reading Publication:	August 24, 2019
Second Reading:	September 17, 2019
Approval by Minister of Municipal Affairs:	N/A
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Amendment # 4 – (By-law T-1004)	
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Notice of Second Reading Publication:	September 5, 2020
Second Reading:	September 22, 2020
Approval by Minister of Municipal Affairs and Housing:	N/A
Effective Date:	November 1, 2020
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Amendment #5 - (By-law T-1005)	
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Second Reading:	June 8, 2021
Approval by Minister of Municipal Affairs and Housing:	N/A
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Amendment #6 – (By-law T-1006)	
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Notice of Second Reading Publication:	January 22, 2022
Second Reading:	February 8, 2022
Approval by Minister of Municipal Affairs and Housing:	N/A
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Amendment #7 – (By-law T-1007)

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Second Reading:

August 22, 2023

Approval by Minister of Municipal Affairs and Housing:

N/A

Effective Date:

September 2, 2023

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.229-231
(r)	Dangerous operation of motor vehicle	s.320.13(1)
(s)	Failure to stop at scene of accident	s.320.16
(t)	Operating while impaired	s.320.14(1)(a)

	Offence	Section
(u)	Operating — over 0.08	s.320.14(1)(b)
(v)	Operating with blood drug concentration equal to or exceeding	s.320.14(1)(c)
(w)	Operating with BAC and blood concentration equal to or exceeding	s.320.14(1)(d)
(x)	Refuse to comply with demand	S.320.15(1)
(y)	Operate vehicle while disqualified	s.320.18(1)
(z)	Assault	s.265
(aa)	Assault with a weapon or causing bodily harm	s.267
(bb)	Aggravated assault	s.268
(cc)	Sexual assault	s.271
(dd)	Sexual assault with a weapon or causing bodily harm	s.272(1)
(ee)	Aggravated sexual assault	s.273
(ff)	Theft over \$5,000.00	s.322, 334 (a)
(gg)	Theft under \$5,000.00	s.322, 334 (b)
(hh)	Motor vehicle theft	s. 333.1
(ii)	Theft, forgery, etc., of credit card	s.342
(jj)	Robbery	s.343, 344
(kk)	Tampering with vehicle identification number	s.353.1
(ll)	Fraud over \$5,000.00	s. 380(1)(a)
(mm)	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

Offences under the Motor Vehicle Act

	Offence	Section
(a)	Failing to drive or operate motor vehicle in careful and prudent manner	100(2)
(b)	Failure to drive or operate motor vehicle at a careful and prudent speed for existing conditions	101
(c)	Failing to immediately stop at scene of accident	97(1)
(d)	Failing to give name, address and registration number of vehicle or exhibit driver's license to person struck, to driver or occupants of vehicle collided with, or to witness	97(3)
(e)	Failing to render reasonable assistance to person injured in accident	97(3)
(f)	Failing to take reasonable steps to locate and notify owner of, or person who has control over, unattended vehicle or property damaged in accident of circumstances of accident	97(4)
(g)	Failing to give name, address, registration number of vehicle and number of driver's license to owner of, or person who has control over, unattended vehicle or property damaged in accident	97(4)
(h)	Failing to provide particulars of accident to police	97(5)
(i)	Operating motor vehicle on highway in race, in contest, while performing a stunt or on bet or wager	163(1)
(j)	Operating motor vehicle while registration or permit (specify) cancelled, revoked or suspended	287(2)

Schedule C

LICENSE APPEAL COMMITTEE

WHEREAS Council for the Halifax Regional Municipality considers it necessary and desirable to establish the License Appeal Committee to whom may be delegated quasi-judicial and legislative authority under By-law T-1000, the *Halifax Regional Municipality Taxi, Limousine and Transportation Network Companies By-law*;

AND WHEREAS Section 21 of the Halifax Regional Municipality Act, 2008, c. 39, permits the appointment of persons who are not members of the Council to a committee;

AND WHEREAS Subsection 21(6) of the Halifax Regional Municipality Act, 2008, c. 39, permits the payment of an honorarium to a committee member who is not a member of Council;

BE IT RESOLVED AS A SCHEDULE TO BY-LAW T-1000 of the Council of the Halifax Regional Municipality under the authority of the *Halifax Regional Municipality Charter*, as follows:

Application

1. This Schedule applies to appeals submitted under section 48.0 of By-law T-1000, the *Taxi, Limousine and Transportation Network Companies By-law*.

Creation of License Appeal Committee

2. The License Appeal Committee is hereby created.

Duties of the Committee

3. The Committee shall hear appeals that are directed to the License Appeal Committee Under this By-law as follows:

- (a) repealed;
- (b) the Committee shall exercise authority and discretion conferred or delegated to the License Appeal Committee by this By-law;
- (c) the Committee shall render a decision at the completion of the appeal hearing; and
- (d) be subject to Part XX (Freedom of Information and Protection of Privacy) of the *Municipal Government Act* and the *Municipal Conflict of Interest Act*.

Quorum

3A. Quorum at an appeal hearing of the License Appeal Committee shall be three (3) members.

Procedure of the Committee

4. The appeal hearing shall follow the Appendix "A" – Rules for Public Hearing as set out in Administrative Order 1 or the rules for virtual appeals set out in Schedule 2 of the Covid-19 Administrative Order.

Composition of Committee

5. (1) The Committee shall be appointed by Council.

(2) The Committee shall be comprised of a minimum of three (3) and a maximum of five (5) Appeal Committee Members who reside within the Municipality.

(2A) One Appeal Committee Member shall be appointed as Chair of the Committee.

(3) When making appointments, Council shall consider if the members are from diverse communities.

6. (1) To be eligible as members of the Committee, the Appeal Committee Members shall commit to the term period specified in Section 7.

(2) Members of the Committee shall:

- (a) have knowledge and experience in Administrative Law;
- (b) be able to conduct a fair and impartial hearing; and
- (c) have excellent written and oral communication skills.

(3) The Chair of the Committee shall:

- (a) lead and guide the process to facilitate appeal hearings; and
- (b) encourage participation by all members of the Committee.

7. Members of the Committee shall be appointed by Council for a period of three (3) years and shall be eligible for re-appointment, in accordance with the Public Appointment Policy.

8. Unless subsection 22(1A) of the *Halifax Regional Municipality Charter* respecting parental accommodation applies, a member of the Committee who, without leave of the Committee, is unavailable for three consecutive assignments of the Committee ceases to be a member of the Committee.

9. If a vacancy occurs on the Committee, for any reasons other than the expiration of the term of a member, Council may appoint a person to fill the vacancy, and that person shall hold office for the remainder of the term of the vacated position.

Remuneration of Committee Members

10. In accordance with subsection 21(6) of the *Halifax Regional Municipality Charter*, a Member of the Committee who is not a member of Council may receive an honorarium at a rate set by Council.

11. The Committee shall receive honorariums as follows:

- (a) an Appeal Committee Member shall receive an honorarium of \$250.00 per appeal hearing; and
- (b) the Chair of the Committee shall receive an honorarium of \$300.00 per appeal hearing.

HALIFAX REGIONAL MUNICIPALITY
BY-LAW NUMBER T-1008
RESPECTING THE REGULATION OF TAXIS, ACCESSIBLE TAXIS, LIMOUSINES
AND TRANSPORTATION NETWORK COMPANIES

BE IT ENACTED by the Council of the Halifax Regional Municipality that By-law T-1000, the *Halifax Regional Municipality Taxi, Limousine and Transportation Network Companies By-law*, is amended as follows:

1. Subsection 3.1 is amended by:

- (a) repealing the definition of “driver’s license”;
- (b) adding the words “vehicle for hire” after the word “valid” and before the word “driver’s” in the definition of “licensed driver”;
- (c) striking out the word “as” after the word “regulations” and before the word “designated” and substituting it with the words “and including the person” in the definition of “Licensing Authority”;
- (d) adding the words “as the Licence Administrator” after the word “designated” and before the word “by” in the definition of “Licensing Authority”;
- (e) striking out the words “individually trained to do work or perform tasks for the benefit of the individual with a disability or is used for search and rescue or law enforcement” after the word “animal” and before the semi-colon and substituting them with the words, numbers, commas, and periods “that meets the definition of “service animal” under *By-law A-700 the Animal By-law*, or the definition of “service dog” under the *Service Dog Act*, S.N.S. 2016, c. 4” in the definition of “service animal”;
- (f) adding the words “and time elapsed” after the word “travelled” and before the word “by” and adding the words “and time” after the word “distance” and before the word “as” in the definition of “taxi meter”; and
- (g) Adding the following definition immediately after the definition of “vehicle for hire”:

“**vehicle for hire driver’s licence**” means a licence issued by the Municipality to a person permitting that person to operate a vehicle for hire within the Municipality, and may also be referred to as a “VFH driver’s licence” for the purposes of this by-law.

2. Amending section 4 by:

- (a) striking out the word “LICENSED” after the word “A” and before the word “VEHICLE” and adding the words “FOR HIRE” after the word “VEHICLE” in the heading of section 4;
- (b) adding the words “for hire” after the word “vehicle” and before the word “includes” in subsection 4.1; and
- (c) striking out the words “or parcels” after the word “passengers” and before the word “for” in clause 4.1(a).

3. Amending clause 6.2(b) by adding the letters “VFH” after the words “for a” and before the word “driver’s”.

4. Amending subsection 7.3 by:

(a) adding the letters “VFH” after the word “valid” and before the word “driver’s” in clause 7.3(a); and

(b) adding the letters “VFH” after the word “the” and before the word “ driver’s” in clause 7.3(b).

5. Amending section 9 by:

(a) striking out the words “The Licensing Authority may issue owner’s licenses” before the period and substituting them with the words “Subject to this by-law, an individual may obtain or renew an owner’s licence by applying to the Licensing Authority in the manner determined by the Licensing Authority” in subsection 9.1;

(b) repealing subsection 9.2;

(c) repealing clause 9.3(b);

(d) adding the words “for the renewal of an existing owner’s licence” after the word “applicant” and before the word “has” in subsection 9.4;

(e) striking out the words “grant the applicant a conditional” after the word “may” and before the word “owner’s” and substituting them with the words “renew the existing” in subsection 9.4;

(f) striking out the words “a conditional owner’s” after the word “If” and before the word “license” and substituting them with the words “an existing owner’s” in subsection 9.5;

(g) striking out the word “issued” after the word “been” and before the word “in” and substituting it with the word “renewed” in subsection 9.5;

(h) adding the words “or child abuse registry check” after the word “report” and before the word “is” in subsection 9.5;

(i) striking out the number and word “120 days” after the word “within” and before the word “of” and substituting them with the number and word “30 days” in clause 9.5(a);

(j) striking out the word and comma “issue,” after the words “date of” and before the word “the” and substituting them with words and comma “renewal, the Licensing Authority may suspend” in clause 9.5(a);

(k) striking out the word “conditional” after the word “the” and before the word “owner’s” and striking out the words “is automatically suspended” after the word “license” and before the word “until” in clause 9.5(a);

(l) adding the words “the Licensing Authority may revoke” after the comma and before the word “the” in clause 9.5(b);

(m) striking out the word “conditional” after the word “the” and before the word “owner’s” and striking out the words “is automatically terminated” after the word “license” and before the period in clause 9.5(b);

(n) repealing subsection 9.5A;

(o) striking out the words “a conditional owner’s” after the words “If” and before the word “license” and substituting them with the words “an existing owner’s” in subsection 9.6;

(p) striking out the word “issued” after the word “been” and before the words “in the” and substituting it with the word “renewed” in subsection 9.6;

(q) repealing subsection 9.12;

(r) striking out the comma after the words “Licensing Authority” and before the word “determines” in clause 9.13(2);

(s) striking out the word “Licencing” after the word “the” and before the words “Authority to respond” and substituting it with the word “Licensing” in clause 9.13(4);

(t) adding the letters “VFH” after the word “the” and before the word “driver’s” in clause 9.16(a);

(u) adding the letters “VFH” after the word “the” and before the word “driver’s” in clause 9.16(b);

(v) adding the following clause immediately after clause 9.19(3):

(4) An owner shall return their owner’s license to the Municipality upon request of the Licensing Authority.

(w) repealing subsection 9.20.

6. Amending section 10 by:

(a) adding the words “broker or independent broker name, in the case of a taxi or accessible taxi, or the” after the word “the” and before the word “business” in subclause 10.1(1)(a);

(b) adding the commas and words “, in the case of a limousine,” after the word “name” and before the word “under” in subclause 10.1(1)(a);

(c) striking out the word “the” after the word “a” and before the word “proprietorship” in clause 10.1(2);

(d) adding the words and commas “broker, independent broker, or” after the word “any” and before the word “business” in clause 10.2(a); and

(e) adding the words and commas “broker, independent broker, or” after the word “the” and before the word “business” in subclause 10.3(1)(a).

7. Section 10.0A is repealed.

8. Adding the words “VEHICLE FOR HIRE” before the words “DRIVER’S LICENSE” in the heading immediately after “Part 4”.

9. Amending section 12 by:

- (a) adding the words "VEHICLE FOR HIRE" after the word "A" and before the word "DRIVER'S" in the heading for section 12;
- (b) adding the letters "VFH" after the word "a" and before the word "driver's" in subsection 12.1;
- (c) striking out the words "in person" after the word "applying" and before the word "to" in subsection 12.1;
- (d) striking out the words "using the form supplied by" after the word "Authority" and before the word "the" and substituting them with the words "in the manner determined by" in subsection 12.1;
- (e) adding the letter "VFH" after the words "for a" and before the word "driver's" in subsection 12.2;
- (f) repealing clause 12.2(b);
- (g) striking out the words "two professionally taken passport style photographs dated within 30 days of the date of application which are neither heat sensitive nor subject to fading" before the semicolon and substituting the words "a photograph which meets the requirements set by the Licensing Authority" in clause 12.2(d);
- (h) striking out the words "a current" after the word "renewing" and before the word "driver's" and substituting them with the words "an existing VFH" in subsection 12.3;
- (i) striking out the words "grant the applicant a conditional" after the word "may" and before the word "driver's" and substituting them with the words "renew the existing VFH" in subsection 12.3;
- (j) striking out the words "a conditional" after the word "If" and before the word "driver's" and substituting them with the words "an existing VFH" in subsection 12.4;
- (k) striking out the word "issued" after the word "been" and before the word "in" and substituting the word "renewed" in subsection 12.4;
- (l) adding the words "or child abuse registry check" after the word "report" and before the word "is" in subsection 12.4;
- (m) striking out the number and words "120 days" after the word "within" and before the word "of" and substituting them with the number and words "30 days" in clause 12.4(a);
- (n) striking out the word and comma "issue," after the words "of" and before the word "the" and substituting them with the words and comma "renewal, the Licensing Authority may suspend" in clause 12.4(a);
- (o) striking out the word "conditional" after the word "the" and before the word "driver's" and substituting it with the letters "VFH" in clause 12.4(a);
- (p) striking out the words "is automatically suspended" after the word "license" and before the words "until" in clause 12.4(a);
- (q) adding the words "the Licensing Authority may revoke" after the comma and before the word "the" in clause 12.4(b);
- (r) striking out the word "conditional" after the word "the" and before the word "driver's" and

substituting it with the letters “VFH” in clause 12.4(b);

(s) striking out the words “is automatically terminated” after the word “license” and before the period in clause 12.4(b);

(t) repealing subsection 12.4A;

(u) striking out the word “a” after the word “If” and before the word “driver’s” and substituting it with the words “an existing VFH” in subsection 12.5;

(v) striking out the word “issued” after the word “been” and before the word “in” and substituting the word “renewed” in subsection 12.5;

(w) adding the letters “VFH” after the words “suspend the” and before the word “driver’s” in subsection 12.5; and

(x) striking out the word “conditional” after the words “Authority the” and before the word “driver’s” and substituting it with the letters “VFH” in subsection 12.5;

10. Amending subsection 13.1 by adding the letters “VFH” after the word “a” and before the word “driver’s”.

11. Amending section 14 by:

(a) adding the words “VEHICLE FOR HIRE” before the word “DRIVER’S LICENSES” in the heading for section 14;

(b) adding the letters “VFH” after the word “issue” and before the word “driver’s” in subsection 14.1;

(c) adding the letters “VFH” after the word “a” and before the word “driver’s” in subsection 14.3;

(d) adding the letters “VFH” in every instance after the word “a” and before the word “driver’s” in subsection 14.4;

(e) striking out the word “permanent” after the word “a” and before the word “driver’s” and substituting it with the letters “VFH” in subsection 14.4;

(f) adding the letters “VFH” after the word “any” and before the word “driver’s” in subsection 14.5B;

(g) adding the letters “VFH” after the word “a” and before the word “driver’s” in subsection 14.7;

(h) adding the letters “VFH” after the word “a” and before the word “driver’s” and after the word “person’s” and before the word “driver’s” in subsection 14.7;

(i) adding the letters “VFH” after the word “A” and before the word “driver’s” in clause 14.8(1);

(j) adding the letters “VFH” after the word “a” and before the word “driver’s” in clause 14.8(2);

(k) adding the following clause immediately after clause 14.8(2):

(3) A licensed driver shall return a VFH driver's license to the Municipality upon request of the Licensing Authority or a peace officer.

(l) adding the letters "VFH" after the word "a" and before the word "driver's" in subsection 14.9; and

(m) adding the letters "VFH" after the word "a" and before the word "driver's" and after the word "of" and before the word "driver's" in subsection 14.10.

12. Amending section 15 by:

(a) adding the letters "VFH" after the word "a" and before the word "driver's" in subsection 15.1; and

(b) striking out the number "12" after the word "within" and before the word "months" and substituting the word, brackets and number "three (3)" in subsection 15.1.

13. Amending section 16 by:

(a) striking out the words and period "An applicant for a driver's license who fails the mandatory training shall not be issued a driver's license." In subsection 16.1; and

(b) adding the following clauses immediately after subsection 16.1:

(1) The Licensing Authority shall not grant a VFH driver's license unless the applicant has successfully completed the mandatory training program prescribed by the Licensing Authority.

(2) The Licensing Authority shall refuse an application for a VFH driver's license where the applicant attempts and fails to complete the mandatory training program three (3) times, and no new application shall be accepted by the Licensing Authority from such applicant for a period of three (3) months from the date of refusal of such application.

(3) The Licensing Authority shall refuse an application for a VFH driver's license where the applicant has been determined by the Licensing Authority to have cheated during completion of the mandatory training program, and no new application shall be accepted by the Licensing Authority from such applicant for a period of six (6) months from the date of refusal of such application.

14. Amending subsection 17.1 by striking out the word "Administrator" after the word "Licensing" and before the word "determines" and substituting the word "Authority".

15. Amending section 18 by:

(a) adding the words "VEHICLE FOR HIRE" after the word "OF" and before the word "DRIVERS" in the heading for section 18;

(b) adding the letters "VFH" after the word "A" and before the word "driver's" in subsection 18.1;

(c) striking out the word "Administrator" after the word "Licensing" and before the word "determines" and substituting it with the word "Authority" in subsection 18.1; and

(d) adding the letters "VFH" after the word "A" and before the word "driver's" in subsection 18.4.

16. Amending section 19 by:

(a) striking out the words “PROBATION AND” after the word and colon “FEES:” and before the word “NONREFUNDABILITY” in the heading for section 19;

(b) striking out the word “license” after the word “The” and before the word “fee” and substituting it with the word “application” in subsection 19.2; and

(c) striking out the words and comma “if the license is cancelled, suspended” after the word “refundable” and before the period in subsection 19.2.

17. Amending section 20 by adding the letters “VFH” after the word “every” and before the word “driver’s” in subsection 20.1.

18. Amending clause 22.1(1) by adding the letters “VFH” after the word “A” and before the word “driver’s”.

19. Amending subsection 23.1 by adding the letters “VFH” after the word “or” and before the word “driver’s”.

20. Amending section 26 by:

(a) adding a comma between the “i” and the “s” in “taxis” after the word “accessible” and before the word “mobility” in subsection 26.1;

(b) adding the word “accessible” after the word “the” and before the word “taxi” in subsection 26.1; and

(c) adding the word “accessible” after the word “the” and before the word “taxi” in subsection 26.2.

21. Amending section 27 by adding the letters “VFH” after the word “valid” and before the word “driver’s”.

22. Amending section 28 by:

(a) striking out the word “licensed” after the word “a” and before the word “vehicle” in subsection 28.1;

(b) striking out the words “to which the license relates” after the word “vehicle” and before the colon in subsection 28.1;

(c) adding the words “of a licensed taxi or accessible taxi” after the word “driver” and before the word “must” in clause 28.1(d);

(d) adding the words and commas “of a licensed taxi, accessible taxi, or limousine” after the word “driver” and before the word “may” in clause 28.1(i);

(e) striking out the words “direct and shortest” after the word “most” and before the word “route” and substituting them with the word “cost-effective” in clause 28.1(j);

(f) striking out the words and forward-slash “the Taxicab Passenger/Operator Code of Ethics” after the word “the” and before the words “as set” and substituting them with the words “Vehicle for Hire Code of Conduct” in clause 28.1(m);

(g) adding the words and comma “in the case of a taxi,” after the word “and” and before the word “ensure” in clause 28.1(m);

(h) striking out the words “Code of Ethics” after the word “the” and before the words “is available” and substituting them with the words “Vehicle for Hire Code of Conduct” in clause 28.1(m);

(i) striking out the word “licensed” after the word “a” and before the word “vehicle” in subsection 28.2; and

(j) adding the words “for hire” after the word “vehicle” and before the word “may” in subsection 28.2.

23. Amending section 29 by striking out the word “licensed” after the word “a” and before the word “vehicle” in subsection 29.1.

24. Amending section 30 by:

(a) striking out the word “licensed” after the word “a” and before the word “vehicle” in subsection 30.1;

(b) adding the words “for hire” after the word “vehicle” and before the word “must” in subsection 30.1;

(c) striking out the word “licensed” after the word “a” and before the word “vehicle” in subsection 30.2;

(d) adding the words “for hire” after the word “vehicle” and before the word “may” in subsection 30.2;

25. Amending section 31 by striking out the comma after the word “taxi” and before the word “accessible” and substituting it with the word “or” in subsection 31.4.

26. Amending section 32 by:

(a) striking out the words “prescribed by” after the word “rates” and before the word “Administrative” and substituting the with the words “approved by the Licensing Authority in accordance with” in subsection 32.2;

(b) repealing subsection 32.3;

(c) repealing clause 32.6(2);

(d) striking out the word “It” at the beginning of subsection 32.7 and substituting it with the words and comma “Where an approved rate schedule does not include a cleaning charge, or where the actual cost of cleaning a vehicle exceeds the approved cleaning charge, it”;

(e) adding the word “the” after the word “of” and before the word “Taxi” in clause 32.8(a);

(f) striking out the words, number and semi-colon “set out in Schedule 1 to Administrative Order 39; and” after the word “Schedule” and substituting the with the words and period “approved by the Licensing Authority for the broker or independent broker in accordance with the requirements of Administrative Order 39.” in clause 32.8(a); and

(g) repealing clause 32.8(b).

27. Amending section 33 by:

(a) repealing clause 33.3(a);

(b) striking out the words “connected to and operated from a front wheel of the vehicle or from its transmission or driveshaft” after the word “be” and before the semi-colon and substituting them with the words “capable of accurately measuring the distance traveled by the vehicle” in clause 33.3(b);

(c) striking out the words and number “equipped with a timing device that registers the fare while the taxi is engaged but not in motion in accordance with the taxi rate schedule as outlined in Administrative Order 39” after the word “be” and before the semi-colon and substituting them with the words “capable of accurately measuring the speed of the vehicle should the approved fare schedule include a wait time charge” in clause 33.3(c);

(d) adding the words “or accessible taxi” after the word “taxi” and before the word “so” in clause 33.3(d);

(e) striking out the words “casing and internal components must be kept sealed and intact” after the word “meter” and before the semi-colon and substituting them with the words “shall not be altered or modified in any way to interfere with the accuracy fare calculation” in clause 33.3(e);

(f) striking out the words “as outlined in” after the word “fares” and before the word “Schedule” and substituting them with the words “approved by the Licensing Authority in accordance with” in clause 33.3(f); and

(g) striking out the words “as set out in” after the word “fares” and before the word “Schedule” and substituting the words “approved by the Licensing Authority in accordance with” in subsection 33.4.

28. Amending subsection 36.1 by:

(a) striking out the words “he or she” after the word “if” and before the word “operates” and substituting them with the word “they”;

(b) striking out the “s” in the words “operates” and “permits”;

(c) striking out the word “the” after the new word “permit” and before the word “vehicle” and substituting it with the words “to be operated”;

(d) striking out the words “to be operated” after the word “vehicle” and before the word “as”;

(e) striking out the word “proper” after the word “the” and before the word “fare”; and

(f) striking out the words “as set out in” after the word “fare” and before the word “Schedule” and substituting them with the words “approved by the Licensing Authority in accordance with”.

29. Striking out the word "TAXI" before the word "OWNER'S" in the heading immediately after Part 9.

30. The heading for section 38 is repealed.

31. Subsection 38.3 is repealed.

32. Amending subsection 41.2 by adding the words "or accessible taxis" after the word "taxis" and before the period.

33. Section 43A is amended by:

(a) striking out the word "and" after the semi-colon in clause 43A(e);

(b) striking out the period at the end of clause 43A(f) and substituting it with a semi-colon and the word "and"; and

(c) adding the following clause immediately after clause 43A(f):

(g) a proposed rate schedule in accordance with Administrative Order 39.

34. Amending subclause 43.2C(c)(i) by striking out the word "taxicab" after the word "each" and before the word "dispatched" and substituting it with the words "taxi or accessible taxi".

35. Amending clause 43.1E(a) by striking out the words and comma "or a licensed taxi driver," after the word "owner" and before the word "under".

36. The heading for section 43.0J is repealed and replaced by the words "TRANSPORTATION NETWORK COMPANY OBLIGATIONS".

37. Subsection 43.1J is repealed.

38. Amending subsection 43.2K by:

(a) striking out the word "or" after the semi-colon in subclause 43.2K(b)(v);

(b) striking out the period at the end of subclause 43.2K(b)(vi) and replacing it with a semi-colon and the word "or"; and

(c) adding the following subclause immediately after subclause 43.2K(b)(vi):

(vii) has been convicted within the last ten years of a criminal offence as set out in Schedule A to this By-law.

39. Amending section 44 by:

(a) adding the letters "VFH" after the word "or" and before the word "driver's" in subsection 44.1;

(b) adding the letters "VFH" after the word "a" and before the word "driver's" in clause 44.1(c);

(c) adding the following clauses immediately after clause 44.1(e):

(ea) has been convicted within the last five years of one of the offences under the Motor Vehicle Act set out in Schedule B;

(eb) has had their provincial driver's license suspended pursuant to section 279C of the Motor Vehicle Act;

(d) striking out the words and forward slash "Taxicab Passenger/Operator Code of Ethics" after the word "the" and before the word "as" and substituting them with the words "Vehicle for Hire Code of Conduct" in clause 44.1(i).

40. Amending section 45 by:

(a) adding the letters "VFH" after the word "a" and before the word "driver's" in subsection 45.1; and

(b) adding the letters "VFH" after the word "any" and before the word "driver's" in clause 45.1(b).

41. Amending section 46 by:

(a) Adding the letters "VFH" in both instances after the word "a" and before the word "driver's" in subsection 46.1.

42. Amending section 47 by:

(a) adding the letters "VFH" after the comma and before the word "driver's" in subsection 47.1;

(b) adding the letters "VFH" after the word "a" and before the word "driver's" in subsection 47.4;

(c) striking out the word "taxi" after the word "a" and before the comma and substituting it with the words "vehicle for hire" in subsection 47.4;

(d) adding the letters "VFH" after the word "the" and before the word "driver's" in subsection 47.4;

(e) adding the letters "VFH" after the word "whose" and before the word "driver's" in subsection 47.5;

(f) striking out the words "chauffeur's license" after the word "provincial" and before the word "is" and substituting them with the words "driver's licence" in subsection 47.5;

(g) striking out the word "sensitivity" after the word "remedial" and before the word "training" in subsection 47.6;

(h) striking out the words "in relation to the provision of service to disabled persons" after the word "training" and before the word "if" in subsection 47.6; and

(i) striking out the word "its" after the word "of" and before the word "investigation" and substituting it with the word "an" in subsection 47.6.

43. Amending section 48 by:

HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER THIRTY-NINE
RESPECTING TAXI AND LIMOUSINE REGULATION

BE IT RESOLVED as a policy of the Council of the Halifax Regional Municipality pursuant to Section 305 of the *Motor Vehicle Act* as follows:

1.0 SHORT TITLE

1.1 This Administrative Order may be cited as Administrative Order Number Thirty-Nine, the Taxi and Limousine Regulation Administrative Order.

2.0 REGULAR FARES

~~2.1 (a) Vehicles for hire licensed to operate by the Halifax Stanfield International Airport shall while operating under those licenses charge the fare rates established by the Halifax International Airport Authority.~~

~~(b) Subject to Subsection 2.1 (a) of this Administrative Order, the fares that shall be charged for vehicles for hire within Halifax Regional Municipal shall be as set out in Schedule 1 to this Administrative Order. **Repealed**~~

2.2 Rates for taxis and accessible taxis shall:

- (a) be set by the broker or independent broker;
- (b) meet the requirements of Schedule 1; and
- (c) be approved by the Licensing Authority.

2.3 Rates for limousines shall:

- (a) be set by the limousine owner;
- (b) meet the requirements of Schedule 1; and
- (c) be approved by the Licensing Authority.

2.4 Rates for Transportation Network Companies (TNCs) shall be set by the TNC, and do not require approval by or disclosure to the Licensing Authority.

2.5 Notwithstanding sections 2.2, 2.3, and 2.4, vehicles for hire approved by the Halifax International Airport Authority to operate at Halifax Stanfield International Airport may, while operating under such approval, charge the rates established by the Halifax International Airport Authority, and such rates shall not require approval by the Licensing Authority.

2.6 Notwithstanding sections 2.2, 2.3, and 2.4, vehicles for hire approved by the Halifax Port Authority to operate at the Port of Halifax may, while operating under such approval, charge the rates established by the Halifax Port Authority, and such rates shall not require approval by the Licensing Authority.

2.7 Should rates not be set by the Halifax International Airport Authority under section 2.5, or by the Halifax Port Authority under section 2.6, vehicles for hire shall charge the rates otherwise established under sections 2.2, 2.3, and 2.4.

2.8 If no rates are set under section 2.2 and 2.3, the default rates as set out in Schedule 7 shall apply.

2.0A TAXICAB PASSENGER/OPERATOR CODE OF ETHICS VEHICLE FOR HIRE CODE OF CONDUCT

2.1A A driver while operating a licensed vehicle for hire must abide by the ~~Taxicab Passenger/Operator Code of Ethics~~ **Vehicle for Hire Code of Conduct** as set out in Schedule 6 to this Administrative Order.

3.0 SPECIAL PORT FARES

3.1 ~~Notwithstanding Subsection 2.1(b) of this Administrative Order, a taxi driver;~~

~~(a) transporting cruise ship passengers from the cruise ship compound at the Halifax Port Corporation property to the destinations outlined in Schedule 2 to this Administrative Order may charge the fares set forth in that Schedule. Repealed~~

(b) Repealed.

3.0A ANNUAL RATE REVIEW

3.1A ~~HRM shall review the rates set out in Schedules 1 and 2 to this Administrative Order at least once every calendar year and shall consider the percentage change from the previous year in the Nova Scotia Consumer Price Index (“percentage change”) as found in the Statistics Canada Consumer Price Index, by Province (Nova Scotia) Annual January Report, as follows:~~

~~(a) If the percentage change over the previous calendar year is less than 2.5%, no further consideration shall be given to a rate review. However, the percentage change for that year will be carried forward to the following year and added to the percentage change for that year, and subsequent years, until the total of the percentage change is 2.5% or greater.~~

~~(b) If the percentage change over the previous calendar year, or cumulative calendar years as set out in (a), is 2.5% or greater, staff shall undertake a review on whether to increase the rates set out in Schedules 1 and 2 to this Administrative Order. The review shall include consideration of some or all of the following:~~

~~(i) input from industry stakeholders;~~

~~(ii) Statistics Canada Consumer Price Index, by Province (Nova Scotia) Annual January Report information;~~

~~(iii) a survey of other Canadian municipalities;~~

~~(iv) an independent review from the Greater Halifax Partnership; and~~

~~(v) any other information that, in the opinion of the Municipality, may assist Council in its consideration.~~

~~(ba) Upon completion of the review under (b), staff may prepare a report for consideration by Regional Council on whether to increase rates as set out in Schedules 1 and 2.~~

~~(bb) Once staff has completed a review in accordance with (b), the percentage change as cumulated in (a) shall reset, whether or not staff has prepared a report for consideration by Regional Council.~~

- ~~(c) Once Regional Council has considered a rate increase in accordance with (ba), the percentage change as cumulated in (a) shall reset, whether or not Regional Council has voted to increase the rates set out in Schedules 1 and 2 to this Administrative Order.~~
- ~~(d) Nothing in this section shall prevent Regional Council at any time, by resolution, from considering whether to modify the rates set out in Schedules 1 and 2 to this Administrative Order outside of the annual review. Repealed~~

4.0 TAXI ROOF LIGHT, VEHICLE MARKING REQUIREMENTS & DESIGN

4.1 No vehicle may be operated as a taxi or accessible taxi unless it is equipped with a taxi roof light affixed on the top of the vehicle that;

- (a) meets the design requirements set out in Schedule 4, or an alternative design approved by the Licensing Authority;
- (b) is affixed on the top of the vehicle as near as possible to the centre of the roof, and positioned so the front of the roof light is facing the front of the vehicle and is clearly visible from all sides of the vehicle;
- (c) is equipped with ~~one or more number 1156 clear bulbs, or with a fluorescent bulb or LED light that emits an equivalent amount of light as a 1156~~ interior lighting sufficient to illuminate the roof light at all hours of the day; and
- (d) bears the ~~business~~ broker or independent broker name under which the vehicle is being operated.

4.2 The bulb or light required by subsection 4.1(c) must be mounted in the interior of the sign and;

- (a) must be illuminated when the vehicle is being operated as a taxi or accessible taxi for hire but is not responding to a call or carrying passengers or parcels; or
- (b) must be turned off when the taxi is responding to a call or is transporting passengers or parcels.

4.3 An accessible taxi;

- (a) is required to have displayed and maintained on all four sides of the vehicle, the international accessibility symbol measuring 100 X 100 mm (4 X 4 in);



- ~~(b) is fitted with a roof light sign in compliance with the Accessible Taxi design of Schedule 4 to this Administrative Order. Repealed~~

4.4 A high sided vehicles such as a van, crossover vehicle or sport utility vehicle may in addition to a roof light, display markings on both sides of the vehicle showing the business name under which it is being operated and the taxi license number.

4.5 A limousine shall not have a roof light sign nor outside markings (other than the business name under which the vehicle is being operated and contact information for that business).

4.6 (1) The License Authority shall provide three interior licensing decals to the owner and each decal shall identify the vehicle for hire license number.

- (2) A taxi, accessible taxi or limousine shall display the three interior licensing decals that are provided by the Licensing Authority as follows:
 - (a) one interior licensing decal shall be displayed in the front of the vehicle, and
 - (b) two licensing decals shall be displayed in the rear passenger area of the vehicle.
- (3) Each interior licensing decal shall be displayed in such manner that it is visible from the rear seat of the vehicle.

5.0 VEHICLE REQUIREMENTS

5.1 All taxis, limousines and accessible taxis must comply with the standards set out in Schedule 5.

6.0 Repealed.

7.0 LIMITS ON NUMBER OF TAXI OWNER LICENSES

7.1 The number of taxi owner licenses, in force at any time in the Municipality is 1600.

- (a) Repealed.
- (b) Repealed.
- (c) Repealed.

8.0 APPLICANT FOR A NEW TAXI OWNER LICENSE

8.1 The applicant for a taxi owner's license must be the holder, in good standing, of a ~~taxi~~ VFH driver's license issued by the Municipality.

8.2 An applicant who receives an offer of a taxi owner's license must complete all of the requirements for licensing a vehicle as a taxi under By-Law T-1000 within 30 days of the date of the offer.

8.3 If an applicant for a taxi owner's license who holds a taxi owner's license in the Municipality in his or her name or in the name of a corporation in which the applicant is a shareholder receives an offer of a new owner license, the applicant must surrender the current license within 30 days of the date of the offer.

8.4 An owner's license may be issued only to an applicant who has successfully completed:

- (a) Repealed
- (b) Repealed
- (c) the mandatory training course as approved by the Licensing Authority.

8.5 Repealed

8.6 Repealed

8.7 Repealed

8.8 Sections 8.1 – 8.6 apply only to the issuance of a taxi owner's license to an applicant from the waiting list and not to taxi owner's license renewals.

9.0 WAITING LIST

9.1 Repealed

- 9.2 If there are no names on a waiting list, the list must be closed but the Licensing Authority must re-open it or establish a new list whenever the number of applications for taxi owner licenses exceeds the number of licenses available.
- 9.3 If the Licensing Authority receives an application for a taxi owner's license that cannot be issued because the prescribed number of licenses have already been issued, the Licensing Authority shall add the applicant's name to the end of the current waiting list, in order of the date and time of receipt of the application and must process the names in order of seniority as they appear on the list as the number of licenses to which the application relates drops below the prescribed number of licenses.
- 9.4 Whenever a new taxi owner license can be issued because the number of licenses in force has fallen below the number prescribed, the applicants on the waiting list shall be offered the first opportunity to obtain a license in order of their seniority on the list, and the Licensing Authority shall notify the applicant forthwith by registered mail addressed to the mailing address of the driver maintained by the Licensing Authority that the applicant is being offered a license.
- 9.5 An applicant's name must be removed from the waiting list:
- (a) Upon the issuance of an owner's license to the applicant; or
 - (b) if the applicant fails to license a vehicle as a taxi within 30 days of the delivery of the notice of an offer of an owner's license.
- 9.6 The procedure set out in sections 9.4 and 9.5, must be repeated until the number of owners' licenses in force, is equal to the number of licenses prescribed or until no names remain on the waiting list, whichever occurs first.
- 9.7 The name of an applicant must be removed from a waiting list on the conclusion of any applicable appeal process if the applicant's VFH driver's license is cancelled, revoked or otherwise lapses.
- 9.8 Nothing in section 9.5, 9.6 or 9.7 prevents a person who holds a VFH driver's license from re-applying for a taxi owner's license and having his or her name added at the end of the waiting list, if any.

10.0 Repealed.

Done and passed in Council this 23rd day of October, 2012.

Mayor

Municipal Clerk

I, Cathy Mellett, Municipal Clerk of Halifax Regional Municipality, here by certify that the above-noted Administrative Order was passed at a meeting of Halifax Regional Council held on October 23, 2012.

Cathy Mellett, Municipal Clerk

Administrative Order #39

Schedule 1

TAXI AND ACCESSIBLE TAX RATES

1. The Licensing Authority shall approve the rate schedule of a broker or independent broker upon submission to the Licensing Authority in the manner established by the Licensing Authority, unless such rate schedule does not comply with the requirements of By-law T-1000 or Administrative Order 39.
2. Taxi and accessible taxi rates set by brokers and independent brokers shall include a metered rate which may consist of one or more of the following components:
 - (a) an initial charge for starting a trip, which may or may not include an initial distance travelled;
 - (b) a distance charge for distance travelled;
 - (c) a wait time charge for time spent stationary or travelling below a specified speed;
 - (d) charges based on zones established by the broker or independent broker;
 - (e) an additional charge for additional passengers over the age of twelve (12), except where such additional passenger is a support person for a passenger with a disability;
 - (f) the actual cost of any tolls incurred by the driver during the trip; and
 - (g) a cleaning charge for a passenger who vomits or otherwise soils a vehicle.
3. Taxi and accessible taxi rates set by brokers and independent brokers shall not:
 - (a) set different rates for taxis and accessible taxis;
 - (b) include any additional charge for the use of certain payment methods;
 - (c) include any additional charge for additional passengers aged twelve (12) or younger, or for an additional passenger who is a support person for a passenger with a disability;
 - (d) include any additional charge for assisting a passenger in entering or exiting the vehicle or in loading or unloading articles from the trunk;
 - (e) include any additional charge for the transportation of wheelchairs or other mobility aids or assistive devices; or
 - (f) include any additional charge for the transportation of a service animal.
4. Taxi and accessible taxi rates set by brokers or independent brokers rate may vary by time of day or day of the week.
5. As an alternative to the metered rate, a broker or independent broker may offer a flat-rate fare based on distance or zones.
6. (1) A broker or independent broker and a passenger, where a trip is initiated by phone or any electronic means of dispatch, or a driver and a passenger, where a trip is initiated by street hail, may agree to an alternate rate for a trip prior to commencement of a trip.

(2) Where no agreement is reached, a passenger is entitled to the metered rate or flat rate as allowed on the approved fare schedule for the broker or independent broker.

7. A broker or independent broker may enter into a contract with a person or organization to provide special pricing, and such special pricing by contract need not meet the requirements of this Administrative Order and need not be disclosed to the Licensing Authority.

8. All rates shall include HST.

LIMOUSINE RATES

1. The Licensing Authority shall approve the rate schedule of a limousine owner upon submission to the Licensing Authority in the manner established by the Licensing Authority, unless such rate schedule does not comply with the requirements of By-law T-1000 or Administrative Order 39.

2. Limousine rates set by limousine owners shall consist of an hourly rate.

3. Limousine rates set by limousine owners shall not:

(a) include any additional charge for the use of certain payment methods;

(b) include any additional charge for assisting a passenger in entering or exiting the vehicle or in loading or unloading articles from the trunk;

(c) include any additional charge for the transportation of wheelchairs or other mobility aids or assistive devices; or

(d) include any additional charge for the transportation of a service animal.

4. A limousine owner may enter into a contract with a person or organization to provide special pricing, and such special pricing by contract need not meet the requirements of this Administrative Order and need not be disclosed to the Licensing Authority.

5. All rates shall include HST.

Administration Order #39

Schedule 2


~~CRUISE SHIP PASSENGER TAXI AND ACCESSIBLE TAXI RATE PER VEHICLE
(Rates include HST)~~

~~THE PER VEHICLE RATE FOR TRANSPORTING CRUISE SHIP PASSENGERS FROM
THE HALIFAX PORT CORPORATION PROPERTY SHALL BE WHAT EQUATES TO AN
HOURLY RATE OF SIXTY FIVE DOLLARS AND SEVENTY ONE CENTS. Repealed~~

Administration Order #39

**Schedule 3
Repealed**

Schedule 4 - Taxi Roof Light Specifications


Taxi/Accessible Taxi Roof Light Specifications	
<p><u>Front/Rear View</u></p> 	<p>Roof Light</p> <p>Size – 425mm long</p> <p>Colour – white</p> <p>Placement – located in the centre and secured on the top of the vehicle</p>
	<p>Cab Number</p> <p>Text – Cab Number</p> <p>Font – Arial</p> <p>Letter Size - front/rear – 51mm - Sides – 42mm</p> <p>Letter Colour – Blue</p> <p>Placement – Front, Rear, Both Sides of Roof Light - top</p>
	<p>Taxi Company Name Plate</p> <p>Plate Size – 456mm x 64mm</p> <p>Plate Colour – White</p> <p>Text – Company Name</p> <p>Font – Arial</p> <p>Letter Size – 47mm high</p> <p>Letter Colour – Red</p> <p>Placement – Front, Rear of Roof Light</p>
	<p>Illumination</p> <p>Number 1156 clear bulb or fluorescent bulb emitting an equivalent light. Interior lighting sufficient to make the sign visible at all times of day</p>

Administrative Order #39

Schedule 5

VEHICLE REQUIREMENTS

1. A taxi, accessible taxi or limousine must be maintained to the following requirements:
 - (a) Repealed
 - (aa) is a “motor vehicle” as defined and registered pursuant to the *Motor Vehicle Act*, 1989, R.S.N.S., c. 293, and for greater certainty excludes a motorcycle;
 - (ab) must be less than 10 years old at the initial time of licensing;
 - (b) pass inspection by an authorized official of the Licensing Authority;
 - (c) bear a valid, non-rejected, Province of Nova Scotia motor vehicle safety sticker and matching certificate, which must still be valid for 30 days past the date of inspection;
 - (d) be insured in the amounts and with the coverage required by By-law T-1000;
 - (e) have a height from the top of the floor to the underneath side of the roof of at least 45 inches (114.3 cm);
 - (f) have a width from the inside of one door post to the inside of the door post on the opposite side of at least 54 inches (137.1 cm);
 - (g) have a length from the dashboard, excluding extremities, to the front of the back seat of at least 63 inches (160.0 cm);
 - (h) have first class repairs with no visible body fillers, rust, primer paint, accidental damage or similar defects and the interior passenger and trunk area must be maintained in a clean and orderly condition;
 - (i) have a wheelbase measurement of at least 105 inches (266.7 cm);
 - (j) have a maximum seating capacity of eight passengers excluding the driver; and
 - (k) have matching wheel covers or designer rims on all 4 wheels, winter rims are permitted between October 15th to April 30th, must be kept clean and rust free.
- 1A. A vehicle being considered for use as a taxi, accessible taxi or limousine may be brought to the Licensing Authority for inspection prior to purchase.
2.
 - (1) A taxi must have a minimum of four passenger doors (excluding any rear hatches) and may be a sedan, station wagon, sport utility vehicle (SUV), cross over vehicle or mini-van.
 - (2) **Despite Notwithstanding** section 1, **a smaller fuel efficient vehicle**, an electric, hybrid, or alternative renewable energy fuel vehicle that does not meet the minimum size requirements may be used as a taxi, or accessible taxi (if D409 compliant) if:
 - ~~(a) the performance standard for the vehicle fuel consumption is 7.8 litres of fuel per 100 kilometres or less~~ **Repealed**
 - (b) the vehicle meets the requirements of paragraphs (1) (b) (c) (d) (h) and (j);

- (c) the vehicle has a width from the inside of one door post to the inside of the door post on the opposite side of at least 51 inches (129.5 cm); and
 - (d) the vehicle has a wheelbase measurement from the centre of the front wheel to the centre of the rear wheel of at least 101 inches (256.5 cm).
- 3. An accessible taxi must provide ease of entry to or egress from the vehicle in a safe and dignified manner by means of an on-board lift or ramp, and conforms with all sections of Canadian Standard Association D409-02: Motor Vehicles for the Transportation of Persons with Physical Disabilities, and is required to
 - (a) have displayed and maintained on all four sides of the vehicle, the international accessibility symbol measuring 100 X 100 mm (4 X 4 in);

 - (b) have on board a fully stocked NS First Aid Kit #3;
 - (c) have on board a seat belt cutter; and
 - (d) have on board one current (2 – 2.5 kg) dry chemical fire extinguisher.
- 4. (1) A limousines must be a full sized luxury class sedan or full sized luxury class sport utility vehicle (SUV) vehicle and must have;
 - (a) a minimum of four passenger doors (excluding any rear hatches);
 - (b) standard seating capacity for at least four passengers and a maximum seating capacity of eight passengers excluding the driver;
 - (c) a leather or other superior quality upholstered interior; and
 - (d) repealed.
 - (2) Repealed.
 - (3) The Licensing Authority **shall may** publish a list of vehicles that may be used as a limousine.
- 5. (1) A vehicle which has an "Ignition Alcohol Interlock Device" installed cannot be issued **an owner's a vehicle for hire** license or remain licensed as a vehicle for hire.

Schedule 6

~~Taxicab Passenger / Operator Code of Ethics~~ Vehicle for Hire Code of Conduct

1. As a ~~taxicab~~ passenger, you have the right to:
 - A professional operator who is courteous and knowledgeable and who practices good hygiene.
 - An environment free of harassment, including sexual harassment.
 - Expect the provision of or access to service free from discrimination based on:
 - age,
 - race,
 - colour,
 - religion,
 - creed,
 - sex,
 - sexual orientation,
 - gender identity,
 - gender expression,
 - physical disability or mental disability,
 - irrational fear of contracting an illness or disease,
 - ethnic, national or aboriginal origin,
 - family status,
 - marital status,
 - source of income,
 - political belief, affiliation or activity, and
 - an individual's association with another individual or class of individuals having characteristics referred to above.
 - Be transported by the most ~~direct~~ cost-effective route unless you request a different route.
 - Expect all reasonable assistance in entering or exiting the vehicle when requested.
 - Expect all reasonable assistance in loading or unloading items in or out the vehicle when requested.
 - Expect service animals to be transported.
 - Expect no other person(s) to be in the vehicle while you are being transported unless your consent is given.
 - Expect a receipt upon request which indicates the fare paid, date & time, company name and roof light number. (if in a taxi)
 - Expect that there be no smoking at any time in the vehicle.
 - A ~~taxicab~~ vehicle in good mechanical and physical condition.
 - A ~~taxicab~~ vehicle that has a clean passenger and trunk compartment and vehicle exterior.
 - A ~~taxicab~~ vehicle which is clearly identifiable and has the municipal licence clearly displayed.
 - A ~~taxicab~~ vehicle with a meter which charges an accurate fare for the distance and time travelled according to regulations.

Note: The by-law stipulates there are two options for charging fares;

- A fare may be negotiated between the operator and passenger prior to departure, or

- The passenger may request the meter be used to calculate the fare.
2. Your ~~taxicab operator~~ driver has the right to expect a passenger or passengers to:
 - Behave in a civil manner.
 - Not engage in behaviour that constitutes harassment, including sexual harassment.
 - Refrain from smoking, drinking or eating food inside the ~~taxicab~~ vehicle.
 - Not leave the interior of the vehicle in an unsanitary or unusable condition.
 - Not distract or otherwise prevent the operator from focusing on driving the ~~taxicab~~ vehicle.
 - Clearly disclose their destination prior to departure.
 - Confirm a method of payment upon request.
 - Make prompt payment of the ~~agreed upon or~~ posted fare.
 - Provide a deposit, up to the estimated amount of the fare, in advance, if requested.
 3. Service may be refused or interrupted in the following circumstances:
 - Passenger refuses to show proof of payment or partial payment in advance as requested.
 - Passenger request would constitute the driver breaking the law or violating the HRM ~~taxi,~~ ~~limousine~~ vehicle for hire regulations.
 - Passenger appears to be in need of emergency medical assistance.
 - Passenger refuses to disclose a specific final destination or the person's conduct is such ~~that~~ it causes and operator to be fearful for his or her safety.

Administrative Order #39

Schedule 7

DEFAULT TAXI AND ACCESSIBLE TAXI RATE SCHEDULE

1. Taxi and accessible taxi brokers and independent brokers who have not submitted a fare schedule for approval by the Licensing Authority are deemed to have adopted the following fare schedule, inclusive of HST:
 - a. an **INITIAL CHARGE** of **SIX DOLLARS AND FORTY CENTS (\$6.40)** for the first 142.8 metres travelled;
 - b. a **DISTANCE CHARGE** of **TWENTY SIX CENTS (\$0.26)** for each additional distance of 142.8 metres travelled, or part thereof;
 - c. a **WAIT TIME CHARGE** of **TWENTY EIGHT CENTS (\$0.28)** per thirty seconds where the vehicle is stopped or travelling below a speed of 18.5 kilometres per hour; and
 - d. an **ADDITIONAL PASSENGER CHARGE** of **EIGHTY CENTS (\$0.80)** for each additional passenger over the age of twelve (12).

DEFAULT LIMOUSINE RATE SCHEDULE

2. Limousine owners who have not submitted a fare schedule for approval by the Licensing Authority are deemed to have adopted an **HOURLY RATE** of **EIGHTY THREE DOLLARS AND NINETY CENTS (\$83.90)**, inclusive of HST.

Notice of Motion:	August 14, 2012
Approval:	October 23, 2012
Effective Date:	November 17, 2012
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Amendment # 1	
Notice of Motion:	January 28, 2014
Approval:	February 11, 2014
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Amendment # 2	
Notice of Motion:	January 26, 2016
Approval:	May 24, 2016
Effective Date:	June 11, 2016
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Amendment # 3 – Schedule 5	
Notice of Motion:	October 4, 2016
Approval:	November 8, 2016
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Amendment # 4 – Addition Section 4.6	
Notice of Motion:	September 5, 2017
Approval:	October 17, 2017
Effective Date:	October 21, 2017
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Amendment # 5	
Notice of Motion:	July 16, 2019
Approval:	September 17, 2019
Effective Date:	September 28, 2019
<hr/>	
Amendment # 6	
Notice of Motion:	April 12, 2022
Approval:	May 17, 2022
<hr/>	
Amendment # 7	
Notice of Motion:	June 20, 2023
Approval:	August 22, 2023
Effective Date:	September 2, 2023
<hr/>	
Amendment #8 – Amending Schedules 1 and 2	
Notice of Motion:	May 27, 2025
Approval:	June 10, 2025

**HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER THIRTY-NINE
RESPECTING TAXI AND LIMOUSINE REGULATION**

BE IT RESOLVED by the Council of the Halifax Regional Municipality that Administrative Order 39, the *Taxi and Limousine Regulation Administrative Order*, is amended as follows:

1. Section 2.1 is repealed.
2. Adding the following sections immediately after the newly repealed section 2.1:
 - 2.2 Rates for taxis and accessible taxis shall:
 - (a) be set by the broker or independent broker;
 - (b) meet the requirements of Schedule 1; and
 - (c) be approved by the Licensing Authority.
 - 2.3 Rates for limousines shall:
 - (a) be set by the limousine owner;
 - (b) meet the requirements of Schedule 1; and
 - (c) be approved by the Licensing Authority.
 - 2.4 Rates for Transportation Network Companies (TNCs) shall be set by the TNC, and do not require approval by or disclosure to the Licensing Authority.
 - 2.5 Notwithstanding sections 2.2, 2.3, and 2.4, vehicles for hire approved by the Halifax International Airport Authority to operate at Halifax Stanfield International Airport may, while operating under such approval, charge the rates established by the Halifax International Airport Authority, and such rates shall not require approval by the Licensing Authority.
 - 2.6 Notwithstanding sections 2.2, 2.3, and 2.4, vehicles for hire approved by the Halifax Port Authority to operate at the Port of Halifax may, while operating under such approval, charge the rates established by the Halifax Port Authority, and such rates shall not require approval by the Licensing Authority.
 - 2.7 Should rates not be set by the Halifax International Airport Authority under section 2.5, or by the Halifax Port Authority under section 2.6, vehicles for hire shall charge the rates otherwise established under sections 2.2, 2.3, and 2.4.
 - 2.8 If no rates are set under section 2.2 and 2.3, the default rates as set out in Schedule 7 shall apply.
3. The heading for section 2.0A is repealed and replaced with the heading "VEHICLE FOR HIRE CODE OF CONDUCT".
4. Amending section 2.1A by:
 - (a) striking out the word "licensed" after the word "a" and before the word "vehicle"; and

- (b) striking out the words and forward slash “Taxicab Passenger/Operator Code of Ethics” after the word “the” and before the word “as” and substituting them with the words “Vehicle for Hire Code of Conduct”.
5. Sections 3.0, 3.1, 3.0A and 3.1A are repealed.
6. Amending section 4.1 by:
- (a) adding the comma and words “, or an alternative design approved by the Licensing Authority” after the word and number “Schedule 4” and before the semi-colon in clause 4.1(a);
- (b) striking out the words, numbers and comma “one or more number 1156 clear bulbs, or with a fluorescent bulb or LED light that emits an equivalent amount of light as a 1156” after the word “with” and before the semi-colon and substituting them with the words “interior lighting sufficient to illuminate the roof light at all hours of the day” in clause 4.1(c); and
- (c) striking out the word “business” after the word “the” and before the word “name” and substituting it with the words “broker or independent broker” in clause 4.1(d).
7. Clause 4.3(b) is repealed.
8. Amending section 8.1 by striking out the word “taxi” after the word “a” and before the word “driver’s” and substituting it with the letters “VFH”.
9. Amending section 9.7 by adding the letters “VFH” after the word “applicant’s” and before the word “driver’s”.
10. Amending section 9.8 by adding the letters “VFH” after the word “a” and before the word “driver’s”.
11. Schedule 1 is repealed and replaced by “Schedule 1” as attached to this Administrative Order as “Attachment A”.
12. Schedule 2 is repealed.
13. Schedule 4 is amended by striking out the words and numbers “Number 1156 clear bulb or fluorescent bulb emitting an equivalent light” in the 5th row of the 3rd column and substituting them with the words “Interior lighting sufficient to make the sign visible at all times of day”.
14. Schedule 5 is amended by:
- (a) amending subsection 2(2) by:
- (i) striking out the word “despite” at the beginning of the subsection and substituting it with the word “Notwithstanding”;
- (ii) striking out the words and comma “a smaller fuel efficient vehicle,” after the comma and before the word “may” and substituting them with the words and commas “an electric, hybrid, or alternative renewable energy fuel vehicle that does not meet the minimum size requirements”; and
- (iii) adding a colon at the end of the subsection.
- (b) repealing clause 2(2)(a);

(c) amending subsection 4(3) by striking out the word “shall” after the word “Authority” and before the word “publish” and substituting it with the word “may”; and

(d) amending subsection 5(1) by striking out the words “a vehicle for hire” after the word “issued” and before the word “license” and substituting them with the words “an owner’s”.

15. Amending Schedule 6 by:

(a) repealing the title and replacing it with the words “Vehicle for Hire Code of Conduct”;

(b) striking out the word “taxicab” after the word “a” and before the word “passenger” in section 1;

(c) striking out the word “taxicab” and substituting the word “vehicle” in all other instances;

(d) striking out the word “direct” after the word “most” and before the word “route” and substituting it with the word “cost-effective” in the bullet beginning with the words “Be transported” in section 1;

(e) adding the words and brackets “(in a taxi)” after the period in the bullet beginning with the words “Expect a receipt” in section 1;

(f) striking out the words “taxicab operator” after the word “Your” and before the word “has” and substituting them with the word “driver” in section 2;

(g) striking out the “s” in the word “focussing” in the bullet beginning with the words “not distract” in section 2;

(h) adding the words “agreed upon or” after the word “the” and before the word “posted” in the bullet beginning with the words “Make prompt payment” in section 2;

(i) striking out the words and comma “taxi, limousine” after the word “HRM” and before the words “regulations” in the bullet beginning with the words “Passenger request” and substituting them with the words “vehicle for hire” in section 3; and

(j) adding the word “that” after the word “such” and before the word “it” in the bullet beginning with the words “Passenger refuses to disclose” in section 3.

16. Adding “Schedule 7” immediately after “Schedule 6” as attached to this Administrative Order as “Attachment B”.

Done and passed this _____ day of _____, 202 .

Mayor

Municipal Clerk

Administrative Order #39

Schedule 1

TAXI AND ACCESSIBLE TAX RATES

1. The Licensing Authority shall approve the rate schedule of a broker or independent broker upon submission to the Licensing Authority in the manner established by the Licensing Authority, unless such rate schedule does not comply with the requirements of By-law T-1000 or Administrative Order 39.
2. Taxi and accessible taxi rates set by brokers and independent brokers shall include a metered rate which may consist of one or more of the following components:
 - (a) an initial charge for starting a trip, which may or may not include an initial distance travelled;
 - (b) a distance charge for distance travelled;
 - (c) a wait time charge for time spent stationary or travelling below a specified speed;
 - (d) charges based on zones established by the broker or independent broker;
 - (e) an additional charge for additional passengers over the age of twelve (12), except where such additional passenger is a support person for a passenger with a disability;
 - (f) the actual cost of any tolls incurred by the driver during the trip; and
 - (g) a cleaning charge for a passenger who vomits or otherwise soils a vehicle.
3. Taxi and accessible taxi rates set by brokers and independent brokers shall not:
 - (a) set different rates for taxis and accessible taxis;
 - (b) include any additional charge for the use of certain payment methods;
 - (c) include any additional charge for additional passengers aged twelve (12) or younger, or for an additional passenger who is a support person for a passenger with a disability;
 - (d) include any additional charge for assisting a passenger in entering or exiting the vehicle or in loading or unloading articles from the trunk;
 - (e) include any additional charge for the transportation of wheelchairs or other mobility aids or assistive devices; or
 - (f) include any additional charge for the transportation of a service animal.
4. Taxi and accessible taxi rates set by brokers or independent brokers rate may vary by time of day or day of the week.
5. As an alternative to the metered rate, a broker or independent broker may offer a flat-rate fare based on distance or zones.

6. (1) A broker or independent broker and a passenger, where a trip is initiated by phone or any electronic means of dispatch, or a driver and a passenger, where a trip is initiated by street hail, may agree to an alternate rate for a trip prior to commencement of a trip.

(2) Where no agreement is reached, a passenger is entitled to the metered rate or flat rate as allowed on the approved fare schedule for the broker or independent broker.
7. A broker or independent broker may enter into a contract with a person or organization to provide special pricing, and such special pricing by contract need not meet the requirements of this Administrative Order and need not be disclosed to the Licensing Authority.
8. All rates shall include HST.

LIMOUSINE RATES

1. The Licensing Authority shall approve the rate schedule of a limousine owner upon submission to the Licensing Authority in the manner established by the Licensing Authority, unless such rate schedule does not comply with the requirements of By-law T-1000 or Administrative Order 39.
2. Limousine rates set by limousine owners shall consist of an hourly rate.
3. Limousine rates set by limousine owners shall not:
 - (a) include any additional charge for the use of certain payment methods;
 - (b) include any additional charge for assisting a passenger in entering or exiting the vehicle or in loading or unloading articles from the trunk;
 - (c) include any additional charge for the transportation of wheelchairs or other mobility aids or assistive devices; or
 - (d) include any additional charge for the transportation of a service animal.
4. A limousine owner may enter into a contract with a person or organization to provide special pricing, and such special pricing by contract need not meet the requirements of this Administrative Order and need not be disclosed to the Licensing Authority.
5. All rates shall include HST.

Administrative Order #39

Schedule 7

DEFAULT TAXI AND ACCESSIBLE TAXI RATE SCHEDULE

1. Taxi and accessible taxi brokers and independent brokers who have not submitted a fare schedule for approval by the Licensing Authority are deemed to have adopted the following fare schedule, inclusive of HST:
 - a. an **INITIAL CHARGE** of **SIX DOLLARS AND FORTY CENTS (\$6.40)** for the first 142.8 metres travelled;
 - b. a **DISTANCE CHARGE** of **TWENTY SIX CENTS (\$0.26)** for each additional distance of 142.8 metres travelled, or part thereof;
 - c. a **WAIT TIME CHARGE** of **TWENTY EIGHT CENTS (\$0.28)** per thirty seconds where the vehicle is stopped or travelling below a speed of 18.5 kilometres per hour; and
 - d. an **ADDITIONAL PASSENGER CHARGE** of **EIGHTY CENTS (\$0.80)** for each additional passenger over the age of twelve (12).

DEFAULT LIMOUSINE RATE SCHEDULE

2. Limousine owners who have not submitted a fare schedule for approval by the Licensing Authority are deemed to have adopted an **HOURLY RATE** of **EIGHTY THREE DOLLARS AND NINETY CENTS (\$83.90)**, inclusive of HST.