

# PROPOSED

CD2024-1288  
ATTACHMENT 3

## BYLAW NUMBER 10M2025

### BEING A BYLAW OF THE CITY OF CALGARY TO AMEND BYLAW 20M2021, THE LIVERY TRANSPORT BYLAW

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**WHEREAS** Council has considered CD2024-1288 and deems it necessary to amend Bylaw 20M2021, the Livery Transport Bylaw;

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:**

1. Bylaw 20M2021, the Livery Transport Bylaw, as amended, is hereby further amended.
2. The long title is deleted and replaced with the following:

#### **“BEING A BYLAW OF THE CITY OF CALGARY TO REGULATE VEHICLES FOR HIRE”**

3. Section 1 is deleted and replaced with the following:

“1. This Bylaw may be cited as the “Vehicle for Hire Bylaw”.”.

4. In section 4, subsection 4(2)(f) is deleted and replaced with the following:

“(f) shuttle services where any type of vehicle used to transport one or more passengers engaged in a pre-arranged service to and from the Calgary International Airport on an established schedule where each person transported pays a separate fee and is picked up or dropped off from public locations or collection points as advertised by the shuttle service. For clarity, shuttle service does not include private door to door service and must have pre-determined rates, times, locations, or routes, where those rates, times, locations, or routes are advertised by the shuttle service; and”.

5. In section 5:

- (a) in subsection 5(f)(iii), the word “and” is deleted and replaced with “or”;
- (b) subsection 5(j) is deleted; and
- (c) in subsection 5(s), the words “section 132” are deleted and replaced with “section 136”;

6. In section 17:

- (a) in subsection 17(1)(g), the word “and” is deleted; and
- (b) the following is added after subsection 17(1)(g) as subsection 17(1)(g.1):

# PROPOSED

CD2024-1288  
ATTACHMENT 3

## BYLAW NUMBER 10M2025

“(g.1) advises the customer that they can communicate compliments, concerns or other comments to the *Director* by contacting the City’s 311 service; and”.

7. Section 19 is deleted and replaced with the following:

- “19 (1) A *Brokerage* must, for each trip that originates or ends within city limits and is arranged through an *App* that is administered or promoted by the *Brokerage*, record in an electronic format the following information:
- (a) the *Licence* number of the *Driver* who provided the trip;
  - (b) the time and date that the trip was arranged;
  - (c) the time and date of the start of the trip;
  - (d) the latitude and longitude of the location where the trip started, to at least 5 decimal places of precision;
  - (e) the time and date of the end of the trip;
  - (f) the latitude and longitude of the location where the trip ended; to at least 5 decimal places of precision; and
  - (g) whether a wheelchair accessible vehicle was requested.
- (2) The information specified in subsection (1) must be transmitted to the *Director*:
- (a) on a schedule;
  - (b) to a location; and
  - (c) in a format;
- approved by the *Director*.”.

8. In section 20:

- (a) in subsection 20(1), the words “for each trip arranged through an *App*” are deleted and replaced with “for each trip that originates or ends within *City* limits and arranged through an *App*”;
- (b) subsection 20(1)(d) is deleted and replaced with the following:

“(d) the latitude and longitude of the location where the trip started, to at least 5 decimal places of precision;”;

## BYLAW NUMBER 10M2025

and

- (c) subsection 20(1)(f) is deleted and replaced with the following:
  - “(f) the latitude and longitude of the location where the trip ended, to at least 5 decimal places of precision;”.
- 9. In section 26:
  - (a) subsection 26(4)(b) is deleted;
  - (b) subsection 26(4)(c) is deleted and replaced with the following:
    - “(c) a police information check from the jurisdiction in which the *Applicant* resides;
    - (c.1) for a first time *Applicant*, a vulnerable sector check; and”.
- 10. In section 30, the words “the recommendation of the *Chief of Police*” are deleted and replaced with “a police information check”.
- 11. In section 31, subsection 31(2)(e) is deleted and replaced with the following:
  - “(e) during the 10 years immediately preceding the application the *Applicant* was convicted of an offence under the *Criminal Code (Canada)* or the *Controlled Drugs and Substances Act (Canada)* including:
    - (i) any offence of a violent nature, including firearms and weapons offences;
    - (ii) any offence involving sexual assault, sexual exploitation, sexual interference, procuring or invitation to sexual touching;
    - (iii) trafficking;
    - (iv) any offence involving fraud or fraudulent transactions, conspiracy to defraud, the use of false pretences, bribery, extortion or theft; or
    - (v) any offence relating to the unlawful operation of a motor vehicle.
  - (f) in the case of a renewal, during the term of the *Licence*, the *Applicant* was charged with an offence as set out in subsection (e).”.
- 12. In section 43:
  - (a) subsection 43(1)(b)(ii) is deleted; and
  - (b) in subsection 43(3)(b), the word “fee” is deleted and replaced with “surcharge”.

# PROPOSED

CD2024-1288  
ATTACHMENT 3

## BYLAW NUMBER 10M2025

13. In section 50, subsection 50(2)(c) is deleted and replaced with the following:
  - “(c) a copy of an *Inspection Certificate* for the *Motor Vehicle* dated no earlier than 30 days before the application for registration; and”.
14. In section 51:
  - (a) in subsection 51(1), the words “10 model years” are deleted and replaced with “15 model years”; and
  - (b) in subsection 51(2), the words “10 model years” are deleted and replaced with “15 model years”.
15. Section 59 is deleted.
16. In section 69 the words “in writing” are deleted.
17. The following is added after section 100 as section 100.1:

**“Complaints**

  - 100.1 (1) A *Transportation Network Company* must record the following details of all complaints it receives in an electronic format:
    - (a) the name, address and phone number of the complainant;
    - (b) the date and time of the complaint;
    - (c) the nature of the complaint and the *T.N.D.L.* number of the driver of the *Private For Hire Vehicle*; and
    - (d) the *Transportation Network Company’s* response to the complaint.
  - (2) A *Transportation Network Company* must transmit the data set out in subsection (1) to the *Director* on demand.
  - (3) A *Transportation Network Company* must notify the *Director* immediately if the *Calgary Police Services* are involved in a complaint.”.
18. Section 111 is deleted.
19. In section 112, subsection 112(2) is deleted.
20. In section 115:
  - (a) subsection 115(c) is deleted and replaced with the following:

# PROPOSED

CD2024-1288  
ATTACHMENT 3

## BYLAW NUMBER 10M2025

“(c) is not more than 15 years old;”.

and

(b) subsection 115(e)(iv) is deleted.

21. In section 116, the words “10 model years” are deleted and replaced with “15 model years”.

22. In section 126, subsection 126(6) is deleted and replaced with the following:

“(6) The Driver of the *Limousine* must ensure that, at all times while the *Limousine* is engaged pursuant to the agreement, a copy of such agreement is available to be produced on demand in a format acceptable to the *Director*.”.

23. Section 132 is deleted and replaced with the following:

“132. (1) Every *Taxi* and *Accessible Taxi* must be inspected at least once every 12 months by a *Certified Mechanic* at a *Livery Inspection Station*.

(2) The *Taxi* or *Accessible Taxi Plate* holder must annually submit the *Inspection Certificate* to the *Director*.

(3) Every *Limousine* must be inspected:

(a) by a *Certified Mechanic* at a *Livery Inspection Station*; or

(b) a garage approved by the Alberta Motor Vehicle Industry Council.

(4) The *Limousine Plate* holder must annually submit:

(a) an *Inspection Certificate*; or

(b) a copy of a record of inspection for the *Motor Vehicle* pursuant to the *Vehicle Inspection Regulation*, AR 211/2006, which indicates that the vehicle was inspected by a garage approved by the Alberta Motor Vehicle Industry Council and has passed the inspection;

to the *Director*.”.

24. Subsection 135(d) is deleted and replaced with the following:

“(d) keep one copy of the *Inspection Certificate* at the *Livery Inspection Station* for a period of 5 years from the date of the inspection;”.

25. In section 141, the words “14 days” are deleted and replaced with “30 days”.

## BYLAW NUMBER 10M2025

26. In section 144,
- (a) subsection 144(1) is deleted and replaced with the following:

“144. (1) A *Transportation Network Driver* must, for all *Motor Vehicles* that the *Transportation Network Driver* has registered with the *Director* pursuant to section 50, have each *Motor Vehicle* inspected at least once every 12 months by a *Certified Mechanic* at a *Livery Inspection Station* and must annually submit the *Inspection Certificate* to the *Director*.”;
  - (b) subsection 144(2) is deleted and replaced with the following:

“(2) A *Person* must not *Operate a Private For Hire Vehicle* without a valid and subsisting *Inspection Certificate* pursuant to subsection (1).”;

and
  - (c) in subsections 144(3) and (4), the words “record of inspection or” are deleted.
27. The following is added after section 156 as section 156.1:
- “156. The *Director* may permit any document required by this Bylaw to be made available in electronic form.”.
28. In subsection 160(2)(i), the words “the written recommendation of the *Chief of Police*” are deleted and replaced with “a police information check”.
29. In **SCHEDULE A – RATES**, in section 4:
- (a) in subsection 4(1) the words “The fare to be charged when using meter rate pricing” are deleted and replaced with “The fare to be charged for an *Accessible Taxi* when using meter rate pricing”;
  - and
  - (b) subsection 4(3) is deleted and replaced with the following:

“(3) In addition to the meter rate fare, the *Driver* of a *Taxi* or *Accessible Taxi* may charge a surcharge sufficient to cover any fee imposed by the Calgary Airport Authority for trips that start or end at the Calgary International Airport. The amount of the surcharge must be displayed on the *Taximeter* and must not be more than the amount of the fee imposed by the Calgary Airport Authority.”.
30. In **SCHEDULE B - FEES**, in **TABLE 1 – Licence Fees**, under the headings indicated, the following is deleted:

# PROPOSED

CD2024-1288  
ATTACHMENT 3

## BYLAW NUMBER 10M2025

	<u>2024</u>	<u>2025</u>
<b>PART 4 – Licences</b>		
<b>“Division 2 – Licence Application Process</b>		
Calgary Police Service Information Check	\$55	\$75”

31. In **SCHEDULE D – OFFENCE AND PENALTY**, under the headings indicated:

(a) the following is deleted:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
“52(1)	Fail to display authorized trade markings	\$200	\$700”

and replaced with:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
“52(1)	Fail to display authorized trade markings	\$150	\$250”

(b) the following is deleted:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
“76	Conduct <i>Brokerage Operations</i> without <i>Brokerage Licence</i>	\$1500	\$3000”

and replaced with:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
“76	Conduct <i>Brokerage Operations</i> without <i>Brokerage Licence</i>	\$1500	\$5000”

(c) after:

# PROPOSED

CD2024-1288  
ATTACHMENT 3

## BYLAW NUMBER 10M2025

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"95(2)	Fail to transmit AVL or <i>Taximeter</i> data	\$1000	\$2000"

the following is added:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"100.1(2)	Fail to transmit data to the <i>Director</i>	\$1000	\$2000
100.1(3)	Fail to notify <i>Director</i>	\$1000	\$2000"

(d) the following is deleted:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"101(3)	Operate an unlicensed vehicle to suggest it is for hire	\$800	\$1500"

and replaced with

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"101(3)	Operate an unlicensed vehicle to suggest it is for hire	\$1500	\$5000"

(e) the following is deleted:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"119(6)	<i>Operate a Taxi or Accessible Taxi</i> with an inoperable security camera	\$200	\$700"

and replaced with:



# PROPOSED

CD2024-1288  
ATTACHMENT 3

## BYLAW NUMBER 10M2025

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"119(6)	<i>Operate a Taxi or Accessible Taxi with an inoperable security camera</i>	\$150	\$250"

(f) after:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"133	<i>Person other than Certified Mechanic complete Inspection Certificate</i>	\$800	\$1500"

the following is added:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"134(h)	<i>Fail to provide all information related to the inspection or repair of a Livery Vehicle to the Director</i>	\$800	\$1500"

(g) the following is deleted:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"144(2)	<i>Operate a Private For Hire Vehicle without a record of inspection or Inspection Certificate</i>	\$300	\$1000
144(4)	<i>Fail to keep a copy of record of inspection or Inspection Certificate in Private For Hire Vehicle</i>	\$200	\$700"

and replaced with:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"144(2)	<i>Operate a Private For Hire Vehicle without an Inspection Certificate</i>	\$300	\$1000
144(4)	<i>Fail to keep a copy of Inspection Certificate in Private For Hire Vehicle</i>	\$200	\$700"

# PROPOSED

CD2024-1288  
ATTACHMENT 3

BYLAW NUMBER 10M2025

# PROPOSED

CD2024-1288  
ATTACHMENT 3

## BYLAW NUMBER 10M2025

32. This bylaw comes into force on the day it is passed.

READ A FIRST TIME ON \_\_\_\_\_

READ A SECOND TIME ON \_\_\_\_\_

READ A THIRD TIME ON \_\_\_\_\_

\_\_\_\_\_  
MAYOR

SIGNED ON \_\_\_\_\_

\_\_\_\_\_  
CITY CLERK

SIGNED ON \_\_\_\_\_