



BEING A BYLAW OF THE HAMLET OF FORT MCPHERSON IN THE NORTHWEST TERRITORIES TO PROVIDE FOR THE REGULATION AND LICENSING OF VEHICLES CARRYING PASSENGERS FOR COMPENSATION WITHIN THE BOUNDARIES OF THE HAMLET OF FORT MCPHERSON, PURSUANT TO THE PROVISIONS OF THE MUNICIPAL REPLACEMENTS ACT.

WHEREAS the Hamlet Council desires to regulate and licence taxis in the community;

NOW THEREFORE the Hamlet Council at a duly assembled meeting enacts the following:

SHORT TITLE

1. This By-Law may be cited as the "Taxi By-Law".

DEFINITIONS

2. In this Bylaw:
  - a. "Officer" means a person duly appointed by Council as the By-Law Enforcement Officer or member of the RCMP.
  - b. "Child" means a person twelve (12) years of age or younger.
  - c. "Hamlet" means the Municipal Corporation of the Hamlet of McPherson in the Northwest Territories.
  - d. "Owner" means the registered owner of a vehicle licensed as a taxi.
  - e. "Taxi" means a four (4)-door passenger vehicle licensed to carry passengers for compensation.
  - f. "Taxi Permit" means a permit issued pursuant to this by-law to operate a Taxi.
  - g. "Taxi Driver" means a driver licensed to operate a taxi under this by-law.
  - h. "Taxi Driver Permit" means a permit issued under this by-law authorizing a driver to operate a taxi.
  - i. **"Truck Load" means an amount of groceries, luggage, or other items equivalent in volume to ten (10) individual sacks of groceries.**

GENERAL

3. No person, firm, partnership or company shall operate a Taxi within the Hamlet boundaries unless having first obtained the following
  - a. A business licence issued under the Business License By-law #150/00.
  - b. A Taxi Permit issued under this Bylaw
4. **The Hamlet of Fort McPherson is not responsible or liable for charters outside of the Hamlet boundary.**

TAXI PERMIT

5. A Taxi Permit may be issued by providing the Hamlet of Fort McPherson the following information;
  - a. Submit a completed Taxi Permit Application (Attached to this bylaw as Appendix "A")
  - b. Provide Certificate *of Mechanical Fitness*, and must be inspected every six (6) months, signed by a licensed mechanic, with respect to the vehicle for which the Taxi Permit is being applied. The Certificate shall have been issued within thirty (30) days prior to the application for a taxi permit.
  - c. Provide proof of valid vehicle registration to carry passengers.
  - d. Provide proof of insurance to carry passengers. (Where a policy of insurance expires or is cancelled, the owner of the vehicle shall immediately notify the CAO).
6. No person, firm, partnership or company shall have more than one (1) Taxi Permit issued per taxi at any one time.
7. Every taxi permit shall contain the following;
  - a. Name of the registered owner;
  - b. Serial number of the taxi
  - c. The motor vehicle licence of the taxi; and
  - d. The name of the business under which the permit is issued

TAXI DRIVER PERMIT

8. No person shall operate a taxi without a valid Taxi Driver Permit.
9. A Taxi Driver Permit may be issued by submitting a Taxi Driver Permit Application (attached to this bylaw as Appendix "B") and a \$25.00 yearly fee.
10. No person shall hold or possess more than one Taxi Driver Permit at any one time.
11. No Taxi Driving Permit shall be issued to a person who:
  - a. Has been convicted, within the preceding one (1) year of *four or more* moving violations under the Vehicles Act of the Northwest Territories

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- b. Has been convicted with the preceding five (5) years, of an offence relating to the illegal sale of liquor under the Liquor Act
12. A Taxi Driver Permit may be suspended or cancelled when;
- a. A taxi driver is convicted, within one (1) year period, of four (4) or more moving violations under the Motor Vehicles Act of the Northwest Territories, any regulation or municipal by-law passed pursuant thereto, or **any similar legislation in force in any other jurisdiction,**
  - b. A taxi driver is convicted of any indictable offence or summary offence under the Criminal Code of Canada, the Controlled Drug Substance Act or the Liquor Act.
13. Every Taxi Driver, while on duty, shall display in his/her vehicle, in a prominent place, the Taxi Driver Permit and upon request of the By-Law Officer or RCMP Officer present for inspection such permit.

### OPERATION OF TAXI

14. Every Taxi operating under this by-law shall maintain a top sign, illuminated during the hours of darkness bearing the name, logo or telephone number.
15. A Taxi will be considered as off-duty when the Taxi displays a sign or card to that effect and switches the top light off during hours of darkness.
16. Every taxi shall display in the taxi a list of fares as defined in Schedule "C" of this by-law.
17. Whenever requested by a passenger, the Taxi Driver shall issue to such passenger, a receipt for the amount of the taxi fare paid by such passenger to the Taxi Driver. The Taxi Driver's name and Taxi Permit number shall be clearly printed on the receipt.
18. No person shall operate or allow to be operated a taxi carrying persons without charge if there are paying passengers in the taxi.
19. A taxi driver shall not operate a taxi after being on duty for sixteen (16) consecutive hours following eight (8) consecutive hours off duty.
20. The owner or Taxi driver, shall upon request, assist any peace officer or member of the Fire Department in the conveyance of any person to any place. The Taxi Driver shall be entitled, after performance of such service, to receive the fee from the person conveyed.
21. Every owner or Taxi Driver shall take due care of all property delivered or entrusted to an accepted by her/him for conveyance or safekeeping, but shall not be held responsible for an article left in the Taxi if not entrusted personally to her/him.

- 22. No owner or Taxi Driver shall refuse or neglect to convey an orderly person upon request.
- 23. An owner or Taxi driver may, by written notice to an individual or company, suspend or cancel service to that individual or company. The written notice must contain the reasons for suspension or cancellation and a copy of that notice shall be forwarded immediately to the CAO.


**FINES**


- 24. An officer who has reasonable or probable grounds to believe that a person is violating any provision of this by-law may give such person written notice of intention to prosecute in the form of a ticket as defined in the Summary Conviction Procedures Act, setting forth the date, time and place of the offence, briefly stating the nature of the offence, stating that payment may be made under the following section of this by-law.
- 25. A person who has received a ticket pursuant to Section 23 of this by-law in respect of an alleged offence under this by-law, may within fourteen (14) days after receipt of such ticket, in lieu of prosecution under this by-law pay to the Hamlet such penalty as is set out in Appendix "D" Schedule of Fines attached hereto.

**REPEAL**


- 26. Bylaw # 162/00 is hereby repealed.


Read a first time this 8<sup>th</sup> day of June 2004.  
Read a second time this 8<sup>th</sup> day of June 2004.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Troy Jenkins, CAO

Read a third and final time this 29<sup>th</sup> day of June 2004.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Troy Jenkins, CAO



Appendix "B"  
Application for Taxi Driver Permit

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Requirements for a Taxi Driver Permit include (copies required):

- Having obtained the full age of nineteen (19) years
- A valid class 1,2,3 or 4 licence issued under the Vehicles Act of the Northwest Territories
- Proof that she/he has undergone and passed a complete medical examination within the previous four (4) months
- Providing** a criminal record check
- Providing a driver's abstract from the department of Motor Vehicles
- Paid a fee of twenty-five (\$25) dollars per annum

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Appendix "C"  
Maximum Fare Fees

1. Car Charge -----	\$6
2. Adult or unaccompanied child -----	\$6
3. Adult and one child -----	\$6
4. Additional children -----	\$2
5. Two or more adults – per person -----	\$5
6. Delivery -----	\$6
7. Last dock -----	\$8
8. Last dock, adult or unaccompanied child -----	\$8
9. Last dock, additional children -----	\$2
10. Last dock, two or more adults – per person -----	\$6
11. Airport – per person -----	\$10
12. Airport, 2, 3 or more persons- per person-----	\$5

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Appendix "D"  
Schedule of Fines

1. Operating without a Taxi Permit -----	\$500
2. Failure to display Taxi Permit & fares -----	\$50
3. Operating a taxi without proper insurance -----	\$1000
4. Operating a Taxi without a Taxi Driver Permit -----	\$300
5. Altering or transferring a taxi permit -----	\$500
6. Failure to display or produce a Taxi Driver Permit -----	\$50
7. Refusal/failure to assist peace officer or Fire Department -	\$100
8. Charging excessive fares/failure to issue receipts -----	\$200
9. Carrying non-paying passengers when transporting paying passengers	\$50
10.	