


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. **364**

, Approved and Ordered **MAY 17 2006**


Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that Division 6 of the Commercial Transport Regulations, B.C. Reg. 30/78, is repealed and the attached Division 6 is substituted.



Minister of Public Safety and Solicitor General



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: Commercial Transport Act, R.S.B.C. 1996, c. 58, ss 4 and 11; Motor Vehicle Act, R.S.B.C. 1996, c. 318, s. 210 (2)

Other (specify): OIC 27/78

Division 6 – Non-Resident Vehicles

Interpretation

6.01 In this Division:

“authorized person” means

- (a) the Insurance Corporation of British Columbia,
- (b) a person who is designated in writing by the corporation by name or position, or
- (c) a person who is employed in the ministry of a minister who is responsible in whole or in part for administration of the Act;

“interjurisdictional movement” means, in respect to a commercial vehicle, one or more of the following:

- (a) the delivery of goods or persons from a place outside British Columbia to a place in British Columbia;
- (b) the picking up of goods or persons from a place in British Columbia for delivery outside British Columbia;
- (c) the transportation of goods or persons through British Columbia;

“intrajurisdictional movement” means, in respect to a commercial vehicle, travel within British Columbia, including the picking up and delivery of goods or persons.

Non-resident commercial vehicle permit

6.02 (1) An authorized person may issue a permit under this Division for a commercial vehicle registered or licensed outside British Columbia

- (a) on application in the form required by the Insurance Corporation of British Columbia,
- (b) on receipt of proof of financial responsibility that is satisfactory to the corporation,
- (c) on payment of the fee referred to in section 6.03, and
- (d) if the commercial vehicle is required to have a licence or temporary operating permit under the *Passenger Transportation Act*, with the approval of the Registrar of Passenger Transportation appointed under that Act.

(2) If a permit under this Division is issued in respect of a commercial vehicle, the commercial vehicle may be operated for one or more of the following purposes, as applicable:

- (a) interjurisdictional movement;
- (b) intrajurisdictional movement of a commercial vehicle with a gross vehicle weight of less than 8 200 kg;
- (c) movement into and within British Columbia of a commercial vehicle the load of which is specialized equipment that is permanently attached to the commercial vehicle or that is intrinsic to the purpose of the commercial vehicle.

Calculation of fee for permit

6.03 The fee for a permit under this Division is 1/4 of the annual licence fee prescribed in the Commercial Transport Fees Regulation for a commercial vehicle of like gross vehicle weight,

- (a) rounded down to the next lower dollar in the case of an amount of \$0.49 or lower, or
- (b) rounded up to the next higher dollar in the case of an amount of \$0.50 or higher.

Non-resident commercial vehicle permit is temporary

- 6.04** (1) A permit under this Division may be issued only for a 3 month period.
- (2) A 3 month period begins on the first day of January, April, July or October and ends on the last day of March, June, September or December, respectively.

No display of permit after expiration

6.05 An operator of a commercial vehicle must not display on a vehicle operated by him or her a permit issued under the Act or this regulation after the expiration of the term of the permit.