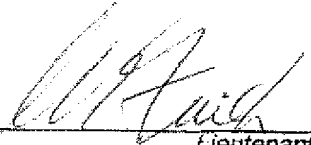


PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. **733**, Approved and Ordered **NOV - 8 2007**



~~Lieutenant Governor~~
Administrator

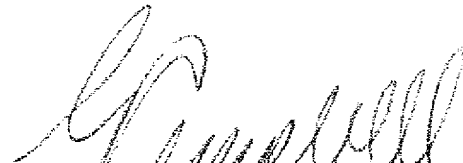
Executive Council Chambers, Victoria

On the recommendation of the undersigned, the ~~Lieutenant Governor~~ ^{Administrator}, by and with the advice and consent of the Executive Council, orders that

- (a) sections 10 to 21 and 43 of the *Miscellaneous Statutes Amendment Act (No. 2), 2007*, S.B.C. 2007, c. 24, are brought into force, and
- (b) the Insurance (Vehicle) Regulation, B.C. Reg. 447/83, is amended as set out in the attached Appendix.



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:- Miscellaneous Statutes Amendment Act, (No. 2), 2007, S.B.C. 2007, c. 24, section 59

Insurance (Vehicle) Act, R.S.B.C. 1996, c. 231, s. 82.1

Other (specify):- oic 1897/83;

October 18, 2007

resub R/907/2007/15

APPENDIX

- 1 *Section 1 (1) of the Insurance (Vehicle) Regulation, B.C. Reg. 447/83, is amended in the definition of "bus"*
 - (a) *in paragraph (a) (iii) by striking out "lessee" and substituting "renter", and*
 - (b) *in paragraph (b) by striking out "leased" and substituting "rented".*
- 2 *Section 1 (1) is amended in the definition of "courtesy car" by striking out " , leased".*
- 3 *Sections 8 (b) and (c), 15.73 (b) in both places, 16, 53 (1) (a) and (b) and (2), 147 (1) in paragraph (d) of the definition of "insured" and 148.1 (1) in the definition of "assigned corporate driver" in both places and in paragraph (b) (i) of the definition of "insured", is amended by striking out "lessee" and substituting "renter".*
- 4 *Section 15.7 is amended*
 - (a) *in subsection (1) by striking out "or a person leasing a vehicle, as the consequence of a transfer or lease that" and substituting "or a person renting a vehicle as a leased vehicle, as the consequence of a transfer or rental agreement that", and*
 - (b) *in subsection (1) (a) and (b) (i) and (ii) and (2) (a) and (b) by striking out "lessee or lessor" and substituting "renter or person renting the vehicle to another person".*
- 5 *Section 49 (1) (a) is repealed and the following substituted:*
 - (a) arises out of the use or operation by the insured of a vehicle
 - (i) not owned by the insured or a member of the insured's household, or
 - (ii) not rented to the insured as a leased vehicle or rented to a member of the insured's household as a leased vehicle, and
- 6 *Section 53 is amended*
 - (a) *in subsection (1) (a) and (c) by striking out "lessee's" and substituting "renter's", and*
 - (b) *in subsection (2) by striking out "sublessee" and substituting "subrenter".*
- 7 *Paragraph (b) of the definition of "owner" in section 58.1 (1) is repealed and the following substituted:*
 - (b) a renter of a vehicle that is rented by that person as a leased vehicle.
- 8 *Section 61 (1) is amended by striking out "every vehicle owned by or leased to the extraprovincial undertaking" and substituting "every vehicle owned by the extraprovincial undertaking or rented to the extraprovincial undertaking as a leased vehicle".*
- 9 *Section 70 (1.1) (d) is repealed and the following substituted:*
 - (d) so long as the trailer is not
 - (i) owned or rented as a leased vehicle by the person who also owns or rents as a leased vehicle the vehicle providing the motive power,

- (ii) owned or rented as a leased vehicle by a member of the same household as the person who owns or rents as a leased vehicle the vehicle providing the motive power, or
- (iii) part of the same fleet, or deemed to be part of the same fleet, as the vehicle providing the motive power.

10 Section 77 (2) (a) is repealed and the following substituted:

- (a) is owned or rented as a leased vehicle by the person who also owns or rents as a leased vehicle the vehicle involved in the accident,
- (a.1) is owned or rented as a leased vehicle by a member of the same household as the person who owns or rents as a leased vehicle the vehicle involved in the accident, or.

11 Section 155 (1) is amended

- (a) *in paragraph (a) of the definition of "fleet" by striking out "are registered in the name of or are leased from a person whose business is the leasing of vehicles" and substituting "are registered in the name of or are rented as leased vehicles from a person whose business is the renting of vehicles as leased vehicles", and*
- (b) *in the definition of "owner" by striking out "lessee or lessor" and substituting "person who rents a vehicle as a leased vehicle or a person who rents a vehicle as a leased vehicle to another person".*

12 Section 156 (3) is amended

- (a) *by striking out "lessor's fleet" and substituting "fleet of the person renting the vehicle to another person", and*
- (b) *by striking out "lessee's fleet" and substituting "renter's fleet".*

3 The following Part is added:

PART 15 – LESSOR LIABILITY

When section 82.1 (1) of the Act does not apply

181 Section 82.1 (1) of the Act does not apply to the following:

- (a) a lessor of a taxi, bus or limousine use vehicle who is the owner of the taxi, bus or limousine use vehicle;
- (b) a lessor of a taxi, bus or limousine use vehicle who subleases or rents the taxi, bus or limousine use vehicle to another person.