

PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. **025**, Approved and Ordered **JAN 17 2008**



Lieutenant Governor

Executive Council Chambers, Victoria

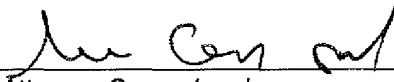
On the recommendation of the undersigned, and the Attorney General in the case of section 2, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that

- 1 *The Passenger Transportation Regulation, B.C. Reg. 266/2004, is amended as set out in the attached Schedule.*
- 2 *The Violation Ticket Administration and Fines Regulation, B.C. Reg. 89/97, is amended in Schedule 2 by adding the following heading and item as indicated:*

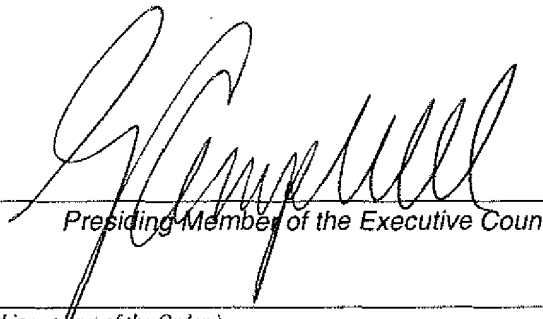
1	2	3	4	5
Ticketed Provision	Contravention	Victim Surcharge		
		Fine	Levy	Amount
Passenger Transportation Regulation, B.C. Reg. 266/2004 section 12.1 (2)	Refuse transport to a passenger	\$250	\$38	\$288



Minister of Transportation



Attorney General and
Minister Responsible for Multiculturalism



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:- Passenger Transportation Act, S.B.C. 2004, c. 39, s. 59 (2) (1)
Offence Act, R.S.B.C. 1996, c. 338, s. 132 (2) (a.1)
 Other (specify):- oic 578/2004, 262/97

SCHEDULE

1 Section 12 (1) of the Passenger Transportation Regulation, B.C. Reg. 266/2004, is amended by striking out “offensive to other passengers.” and substituting “offensive to the driver or other passengers.”, and

2 The following section is added to Part 2:

Restrictions on refusal of passengers by taxi drivers

- 12.1** (1) In this section, “**taxi driver**” means the driver of a passenger directed vehicle that is operated under a licence that expressly authorizes the driver to convey passengers who hail or flag the passenger directed vehicle from the street, or who cause the passenger directed vehicle to be hailed or flagged from the street.
- (2) A taxi driver who is available for the conveyance of passengers must not refuse to transport a passenger who hails the taxi driver or requests transportation in any manner unless the taxi driver has reasonable grounds to believe that any of the following circumstances apply:
- (a) transporting the passenger would violate
 - (i) a provision of an enactment, or
 - (ii) a term or condition of the licence under which the vehicle is operated;
 - (b) transporting the passenger would endanger the health or safety of the driver or any passenger;
 - (c) the passenger refuses to pay, on request of the taxi driver, a deposit
 - (i) in an amount up to the estimated amount of compensation that would reasonably be owing at the end of the trip, and
 - (ii) in any form that is normally accepted as compensation by the licensee;
 - (d) any of the circumstances described in section 12 (1).