

PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No.

553

, Approved and Ordered

JUN 26 2008



Lieutenant Governor

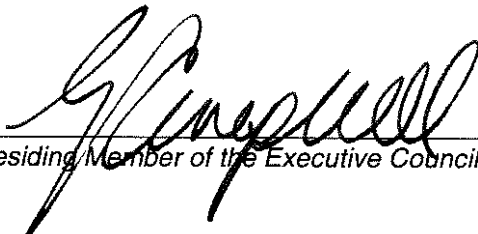
Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that, effective July 1, 2008,

- (a) Sections 42 to 59 of the *Miscellaneous Statutes Amendment Act, 2008*, are brought into force, and
- (b) the Passenger Transportation Regulation, B.C. Reg. 266/2004, is amended as set out in the attached Schedule.



Minister of Transportation



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, 2008 [Bill 33], s. 77*
Passenger Transportation Act, S.B.C. 2004, c. 39, s. 59

Other (specify):- OIC 578/2004

May 29, 2008

R/540/2008/15

SCHEDULE

- 1** ***Section 13 of the Passenger Transportation Regulation, B.C. Reg. 266/2004, is amended by adding “or temporary operating permit” after “a licence”.***

- 2** ***Section 14 is amended***

 - (a)** ***in subsection (1) by striking out “would endanger the safety of any passenger,” and substituting “could reasonably be expected to endanger the safety of a passenger,”***
 - (b)** ***by repealing subsections (2) and (3) and substituting the following:***

 - (2) Subject to subsection (3), if a defect referred to in subsection (1) occurs to, or is discovered in, a commercial passenger vehicle that is carrying passengers, the licensee must promptly

 - (a) transport those passengers, or
 - (b) arrange for those passengers to be transported

in a commercial passenger vehicle in respect of which a licence or temporary operating permit has been issued under the Act, to

 - (c) the intended destination, or
 - (d) a place where they can obtain accommodation or alternative transportation.
 - (3) If the licensee intends to transport passengers under subsection (2) (d) and determines that it is not possible to promptly provide or arrange transportation by means of a commercial passenger vehicle in respect of which a licence or temporary operating permit has been issued under the Act, the transportation may be provided by means of a motor vehicle in respect of which

 - (a) a motor vehicle liability policy has been issued, or
 - (b) proof of financial responsibility has been given under section 106 of the *Motor Vehicle Act*.

- 3** ***Section 17 (a) is amended***

 - (a)** ***by adding “, temporary operating permit” after “vehicle identification certificate”, and***
 - (b)** ***by striking out “, amended”.***

- 4** ***Section 18 is amended***

 - (a)** ***by repealing subsection (1) and substituting the following:***

 - (1) When the registrar issues a licence that includes a special authorization, the registrar must issue to the licensee, for each of the commercial passenger vehicles in respect of which the special authorization is included, a special authorization vehicle identifier plate. ,

- (b) *in subsection (2) by striking out “An identifier plate” and substituting “A special authorization vehicle identifier plate”,*
- (c) *in subsection (3) (a) to (c) by striking out “identifier plate” wherever it appears and substituting “special authorization vehicle identifier plate”,*
- (d) *in subsection (3) (b) and (c) by striking out “identifier” and substituting “special authorization vehicle identifier”,*
- (e) *by repealing subsection (4), and*
- (f) *by adding the following subsections:*
 - (5) A licensee must display, on each commercial passenger vehicle included in the general authorization, the general authorization vehicle identifier, in letters and figures at least 5 cm high,
 - (a) on the side directly below the driver’s window,
 - (b) on the rear window, or
 - (c) on the rear bumper.
 - (6) A general authorization vehicle identifier and a special authorization vehicle identifier plate must at all times be kept unobstructed and free from dirt or foreign material, so that the numbers and letters may be plainly seen and read.

5 Section 19 is repealed and the following substituted:

How special authorization vehicle identifiers and vehicle identification certificates are to be returned

- 19** For the purposes of sections 30 and 45 of the Act, vehicle identification certificates and special authorization vehicle identifiers must be returned to the registrar, with the special authorization vehicle identifier plates provided under section 18 (1), by personal delivery or by registered mail.

6 Section 24 (1) is amended

- (a) *by repealing paragraphs (a) and (b) of the table and substituting the following:*

(a)	for an application for the issue, amendment or transfer of a licence that includes a special authorization	an application fee equal to the total of (i) \$200, and (ii) \$100 for each motor vehicle for which a special authorization vehicle identifier and a vehicle identification certificate are, or are to be, issued as a result of the application
(a.1)	for an application for the issue, amendment or transfer of a licence that includes a general authorization	\$200

(b)	for an application for the addition of motor vehicles to a licence that includes a special authorization or for the renewal of a licence that includes a special authorization	\$100 for each motor vehicle for which a special authorization vehicle identifier and a vehicle identification certificate are, or are to be, issued as a result of the application
(b.1)	for an application for the renewal of a licence that includes a general authorization	\$100

- (b) *in paragraph (e) by striking out “, identifier plate or identifier” and substituting “or special authorization vehicle identifier”,*
- (c) *by repealing subsections (3) and (4) (c),*
- (d) *in subsection (4) (a) by striking out “paragraphs (b) and (c)” and substituting “paragraph (b)”, and*
- (e) *in paragraph (4) (b) (ii) by striking out “identifiers” and substituting “special authorization vehicle identifiers”.*