

**BYLAW NUMBER 40M2015**

**BEING A BYLAW OF THE CITY OF CALGARY  
TO AMEND BYLAW 6M2007, THE LIVERY  
TRANSPORT BYLAW**

\*\*\*\*\*

**WHEREAS** Council has considered CPS2015-0702 and considers it necessary to amend Bylaw 6M2007, the Livery Transport Bylaw;

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:**

1. Bylaw 6M2007, the Livery Transport Bylaw, as amended, is hereby further amended.
2. Sections 42 and 43 are deleted and replaced with the following:
  - “42. The **Chief Livery Inspector** is authorized to designate makes and models of **Motor Vehicles** that may be **operated** as a Sedan-Limousine.
  43. (1) The **Chief Livery Inspector** may only **Issue a Livery Vehicle Registration Certificate** for a Sedan-Limousine if it is:
    - (a) a make and model which may be **operated** as a Sedan-Limousine pursuant to section 42; and
    - (b) 8 model years old or newer.
  - (2) Despite Subsection (1)(b), the **Chief Livery Inspector** may **Issue a Livery Vehicle Registration Certificate** for a Sedan-Limousine that is older than 8 model years if, in the opinion of the **Chief Livery Inspector**, the **Motor Vehicle** to be used as a Sedan-Limousine is in good mechanical condition and appearance.”
3. In section 50:
  - (1) in subsection 50(2)(a) and (b) the words “at least 30 minutes” are deleted;
  - (2) the following is added after subsection 50(2) as subsection 50(2.1):

“(2.1) In Subsection (1), “previously arranged” does not include hailing a **Limousine**.”
  - (3) subsection 50(3)(f) is deleted;
  - (4) in subsection 50(3)(g) the word “hourly” is deleted;
  - (5) in subsection 50(4) the words “a form” are deleted and replaced with “either a written or electronic form”; and
  - (6) the following is added after subsection 50(5) as subsection 50(6):

- “(6) Subsections (1) to (5) do not apply to a **Limousine** that picks up passengers at the main passenger terminal building at the Calgary International Airport.”

4. The following is added after section 50 as section 50.1:

- “50.1 (1) The **Chief Livery Inspector** is authorized to approve mobile applications through which **Limousine** service may be arranged.
- (2) The **Chief Livery Inspector** may only approve a mobile application pursuant to subsection (1) if the application:
- (a) is capable of calculating a fare based on the distance travelled by the **Limousine**;
  - (b) verifies the customer's identity through a credit card or other means approved by the **Chief Livery Inspector**;
  - (c) records, at the time the **Limousine** service is arranged, the following information:
    - (i) the customer's name;
    - (ii) the time and date when the **Limousine** service was arranged;
    - (iii) the time, date and location when every passenger is to be picked up;
    - (iv) the destination at which every passenger is to be discharged;
    - (v) the **Limousine Driver's L.D.L.** number;
    - (vi) the **L.P.L.** number of the **Limousine**; and
    - (vii) the rate to be charged to the customer;and
  - (d) transmits to the customer the information set out in subsection (2)(c) immediately after the **Limousine** service is arranged.
- (3) A **Person** must not offer the services of a **Limousine** through a mobile application that has not been approved by the **Chief Livery Inspector**.

- (4) A **Brokerage** that utilizes a mobile application to offer **Limousine** services must record in an electronic format the information contained in Schedule "F", and transmit the information on a monthly basis to a location and in a format approved by the **Chief Livery Inspector**."
5. In section 53 after the words "written agreement" the words "or an electronically recorded agreement" are added.
6. The following is added after section 157 as section 157.1:  
"157.1 Where a document required by this Bylaw is recorded electronically, the **Licensee** must upon the demand of the **Chief Livery Inspector** or an **LTS Inspector** transmit the document to a location specified by the **Chief Livery Inspector** or **LTS Inspector**."
7. In **SCHEDULE "A" – RATES:**
- (1) in section 11, the words "A Sedan-Limousine" are deleted and replaced with "Despite section 10, a Sedan-Limousine".
- (2) the following is added after section 12 as section 12.1:  
"12.1 Despite section 10, a **Limousine** that utilizes a mobile application pursuant to section 50.1 to arrange service may charge a fare no less than the amount calculated as follows:  
\$25.00 for the first kilometre travelled or part thereof plus \$2.10 per each additional kilometre travelled or part thereof."
- (3) section 13 is deleted and replaced with the following:  
"13. No **Limousine Driver** or **Brokerage** shall offer any form of fare discount for the hire of a **Limousine** so as to reduce the fare below:  
(a) the minimum hourly rate set out in section 10;  
(b) the minimum zone-based fare set out in section 11 for trips to or from the main passenger terminal building at the Calgary International Airport; or  
(c) the minimum fare as calculated in accordance with section 12.1, if the **Limousine** utilizes a mobile application pursuant to section 50.1."

8. In **SCHEDULE “D” – OFFENCE AND PENALTY**, under the headings indicated:

(1) after:

| OFFENCE |  | PENALTY  |            |
|---------|--|----------|------------|
| Section | Description                                | Minimum  | Specified  |
| “s. 50  | Pick up passengers without pre-arrangement | \$300.00 | \$1000.00” |

the following is added:

| OFFENCE     |   | PENALTY  |            |
|-------------|---|----------|------------|
| Section     | Description   | Minimum  | Specified  |
| “s. 50.1(3) | offer <b>Limousine</b> service through an unauthorized mobile application | \$300.00 | \$1000.00” |

(2) the following is deleted:

| OFFENCE |  | PENALTY  |            |
|---------|--|----------|------------|
| Section | Description                                    | Minimum  | Specified  |
| “s. 53  | L.P.L. holder fail to ensure written agreement | \$800.00 | \$1500.00” |

and replaced with:

| OFFENCE |   | PENALTY  |            |
|---------|---|----------|------------|
| Section | Description   | Minimum  | Specified  |
| “s. 53  | fail to ensure written or electronically recorded agreement | \$800.00 | \$1500.00” |

(3) after:

| OFFENCE |                                    | PENALTY  |           |
|---------|------------------------------------|----------|-----------|
| Section | Description                        | Minimum  | Specified |
| “s. 157 | fail to produce required documents | \$200.00 | \$700.00” |

the following is added:

| OFFENCE   |  | PENALTY  |           |
|-----------|--|----------|-----------|
| Section   | Description                                      | Minimum  | Specified |
| "s. 157.1 | fail to transmit electronic document upon demand | \$200.00 | \$700.00" |

9. The following is added after **SCHEDULE "E" – REPORTING REQUIREMENTS:**

**"SCHEDULE "F" – APP-BASED LIMOUSINE REPORTING REQUIREMENTS**

| Metric        | Time Unit | Reporting Items  |
|---------------|-----------|--|
| Vehicle Count | Hourly    | Number of <del>Limousines</del> available to take a dispatch request |
| Trip Volumes  | Hourly    | Number of Trips taken"   |

10. This Bylaw comes into force on the day it is passed.

READ A FIRST TIME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.

READ A SECOND TIME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.

READ A THIRD TIME THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.

\_\_\_\_\_  
MAYOR  
SIGNED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.

\_\_\_\_\_  
CITY CLERK  
SIGNED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2015.