

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**.

BYLAW NUMBER 40M2015

- (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 Limousine 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"

BYLAW NUMBER 40M2015

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 Limousines 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.