

PROPOSED

CPS2018-1033
ATTACHMENT 2

BYLAW NUMBER 46M2018

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

WHEREAS Council has considered Report CPS2018-1033 and deems 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, is hereby further amended.
2. After Part 7, the following is added as Part 7.1:

“Part 7.1 – ACCESSIBLE TAXI INCENTIVE PROGRAM

- 154.1 (1) In addition to any other powers set out in this Bylaw, the **Chief Livery Inspector** may establish and implement an **Accessible Taxi Incentive Program** to ensure service quality or sustainability of **Accessible Taxi** services. In connection with an **Accessible Taxi Incentive Program**, the **Chief Livery Inspector** may set:
- (a) requirements for eligibility in the **Accessible Taxi Incentive Program**;
 - (b) the criteria for receiving any incentive or grant;
 - (c) the amount and frequency of the disbursement of any incentive or grant, including any pro-rated or discretionary amounts;
 - (d) the form and manner in which a customer must be informed of a regulatory charge imposed under section 154.2, including how it must be displayed on a **Taximeter**, receipt, or **APP**;
 - (e) any sanctions, including reductions in the amount of any incentive or grant, for non-compliance with the conditions of the **Accessible Taxi Incentive Program**;
 - (f) any reporting or auditing requirements of a **Brokerage**, holder of a **T.P.L. or A.T.P.L.** that is joined to an **Independent Livery Vehicle and Transportation Network Company** with respect to the **Accessible Taxi Incentive Program**;
 - (g) subject to section 154.2, a regulatory charge that may be imposed on customers and collected by **Drivers**;

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- (h) the frequency and method a **Brokerage**, holder of a **T.P.L.** or **A.T.P.L.** that is joined to an **Independent Livery Vehicle** and **Transportation Network Company** must remit any regulatory fee collected by its affiliated **Drivers**;
 - (i) the process for changes to the **Accessible Taxi** Incentive Program and the method by which any changes will be published; and
 - (j) any other requirements that are needed to administer the **Accessible Taxi** Incentive Program.
- (2) The requirements set out pursuant to subsection (1) will be published in a form and manner as determined by the **Chief Livery Inspector**.

Regulatory Charge

- 154.2 (1) Despite any other section in this Bylaw, including section 5 of Schedule "A", where an **Accessible Taxi** Incentive Program has been established by the **Chief Livery Inspector**, a regulatory charge must be added to every fare charged for a trip completed by a **Taxi, Accessible Taxi** or **Private for Hire Vehicle**.
- (2) The regulatory charge authorized in subsection (1) must be set by the **Chief Livery Inspector** annually and must be calculated based on the total anticipated annual cost of the **Accessible Taxi** Incentive Program.
- (3) Any regulatory charge set by the **Chief Livery Inspector** pursuant to subsection (2) must not exceed \$0.30 cents per trip.
- (4) For every trip completed, the regulatory charge required in subsection (1) must:
- (a) be paid by the customer;
 - (b) collected by the **Driver** on behalf of The **City**;
- and remitted to The **City** pursuant to section 154.3.
- 154.3 (1) A **Brokerage**, holder of a **T.P.L.** or **A.T.P.L.** that is joined to an **Independent Livery Vehicle** and **Transportation Network Company** must remit all regulatory charges collected by all affiliated **Drivers** pursuant to section 154.2 to The **City** in the form, manner and frequency as prescribed by the **Chief Livery Inspector**.
- (2) A **Brokerage**, holder of a **T.P.L.** or **A.T.P.L.** that is joined to an **Independent Livery Vehicle** and **Transportation Network Company** must submit any data requested by the **Chief Livery Inspector** pursuant to section 154.1(1)(f).".

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3. In Schedule "A", section 5 is deleted and replaced with the following:
 - "5. Except as set out in Part 7.1, no other taxes, fees or charges shall be collected other than as provided for in this Schedule."
4. In Schedule "D", after subsection 150.1(3) the following is added under the headings indicated:

OFFENCE		PENALTY	
Section	Description	Minimum	Specified
"154.2(4)(b)	Driver fail to collect regulatory charge from customer	\$500	\$1000
S.154.3(1)	Brokerage , holder of T.P.L. or A.T.P.L. of Independent Livery Vehicle , or Transportation Network Company fail to remit regulatory charge	\$800	\$1500
S.154.3(2)	Brokerage , holder of T.P.L. or A.T.P.L. of Independent Livery Vehicle , or Transportation Network Company fail to submit data	\$1000	\$2000".

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

READ A FIRST TIME ON _____

READ A SECOND TIME ON _____

READ A THIRD TIME ON _____

MAYOR

SIGNED ON _____

CITY CLERK

SIGNED ON _____