

Passenger Transportation Board Bulletin

July 13, 2005

The *Passenger Transportation Board Bulletin* is published weekly on the web site of the Passenger Transportation Board. Printed copies are available directly from the Passenger Transportation Board at the address above.

The *PT Board Bulletin* gives notice of the applications for special authorization that have been received by the Board, the determinations the Board makes on those applications, as well as appeals from enforcement orders of the Registrar of Passenger Transportation. Board Advisories may also be published in the *PT Board Bulletin* to update the public and commercial passenger transportation industry on Board initiatives and changes to Board rules or procedure and policy guidelines.

Part 1: Applications Received

Applications in which special authorization is sought are published in Part 1 of the *PT Board Bulletin*. To see a more detailed summary of the application, click on the application number.

Application	Applicant	Brief Summary of Application	Deadline for Submissions
1216-05 & T1470-05	Sky High Shuttle Service Comox BC	Amendment of Licence (PDV) Proposed amendment of the <i>originating area</i> adding north to and including the City of Campbell River and south to and including the Town of Qualicum. Introduction of proposed new rates for services the applicant proposes in the amendment of licence application.	July 28, 2005
1050-05	HGBC Leasing Ltd. Surrey BC dba Pitmar Tours	New Special Authorization (ICB) Proposed new special authorization to operate inter-city buses under an engaged carrier authorization only.	July 28, 2005
AV1113-05	PARKER, Clinton Wallace Dawson Creek BC dba Parker Oilfield Shuttle	Addition of Motor Vehicles (PDV) Proposed addition of motor vehicles to increase the maximum fleet size for passenger directed vehicles from 1 to 6 vehicles.	July 28, 2005
1746-04 & T1304-05	HLADIK, Miroslav (Mirek) RAY, June Elizabeth Nelson BC dba First Chair Shuttle Service First Chair Ski Shuttle	The summary that was originally published did not reflect the terms and conditions proposed by the applicant. This application summary supersedes the summary that was published June 15, 2005. The deadline for submissions is July 22, 2005.	July 22, 2005

Submissions:

Any person may make a submission on an application to the Passenger Transportation Board. Submissions should relate to the following matters that the Board must consider (see section 28 of the Passenger Transportation Act):

- (a) *whether there is a public need for the service the applicant proposes to provide under any special authorization;*
- (b) *whether the applicant is a fit and proper person to provide that service and is capable of providing that service; and*
- (c) *whether the application, if granted, would promote sound economic conditions in the passenger transportation business in British Columbia.*

All submissions must be:

- *in writing*
- *accompanied by a \$50 fee (payable only by cheque or money order to the Minister of Finance)*
- *received at the Passenger Transportation Board office in Victoria by 4:30 p.m. within 15 days of the PT Board Bulletin publication date.*

New:

All information that a person submits on an application is routinely disclosed by the Board to the applicant. Any person who gathers and submits personal information from third parties is subject to the Personal Information Protection Act and should not guarantee the confidentiality of the information being submitted.

Within 10 days of when a submission is forwarded by the Board to the applicant, the applicant may reply by sending written comments to the Board.

Part 2: Application Decisions

Board decisions on applications for special authorization are published in Part 2 of the *PT Board Bulletin*. To see a more detailed summary of the application, click on the application number.

Application	Applicant	Brief Summary of Application	Decision
T2417-04	KARKANIS, Dimitri George Victoria BC dba Cloud 10 Shuttle Service	Change of Rates Rate Increase - The applicant is seeking an increase to charter rates (non-metered)	Approved
1618-04	Sky High Shuttle Service Comox BC	Application Decision Amendment This decision is amended to specify reverse trip authority.	Approved

The following Board decisions were made at an earlier date and were inadvertently not published. The decision date is noted for clarity.

Application	Applicant	Brief Summary of Application	Decision & Date
1001-04	Lake Country Taxi Ltd. Lake Country BC	Expedited Decision	Approved August 30, 2004
AV2246-03	HARVEY Dyrk William Fort St. John BC Dba HD Cab Company	Amendment of Licence to increase fleet size from 1 to 3 vehicles	Refused August 13, 2004
1734-04	Premier Pacific Coach Lines Ltd. Richmond BC	Expedited Application	Approved September 29, 2004
306-05	CHELOUCHE, Amir Richmond BC dba Amron Limousine Service	New Special Authorization New licence to operate in Licence Districts 14, 14A, 15 and 9A with 1 vehicle that accommodates a driver and not less than 10 passengers.	Refused April 27, 2005

Part 3: Hearing Notices

The complete hearing notice can be obtained by clicking on the link for the hearing notice. A summary of the application, as published on a previous date, can be viewed by clicking on the application number.

Notice of Application Hearing Adjournment and New Hearing Date

Application	Applicant	Hearing Information
419-05	JAQUES, Richard Edward Duncan BC dba Cowichan Mini Cabs & Cartage	Application Hearing Notice - New Date Monday, October 3, 2005 9:00 a.m. Best Western Cowichan Valley Inn 6474 Trans Canada Highway Duncan BC V9L 6C6

Submissions for Application Hearings:

Any person, including those who may have made a previous submission or objection, wishing to make a submission at this hearing must follow the steps below.

Any person wishing to make a submission, within 21 days of the date that this notice is published in the PT Board Bulletin:

- *pay to the board a fee of \$50 and*
- *provide to the board and applicant a written summary of the assertions and evidence that the submitter intends to present at a hearing*
- *provide proof of service documents referred to in subparagraph (b) above, at the request of the board.*

If the board does not receive any requests for submissions, the board may order that an oral hearing be discontinued, and conducted via another means, such as in writing or by teleconference.

The Board may hold a pre-hearing conference into the application and may determine the date and time of such a conference.

The Board will provide the applicant and submitters with more information about hearing processes, once all submitters have been identified.

Part 4: Appeal Decisions

None

Part 5: Decisions Whether Application for General Authorization Requires Special Authorization

Part 5 of the *PT Board Bulletin* provides a summary of Board determinations under section 25(5) of the Passenger Transportation Act on whether a service proposed in an application for general authorization requires special authorization.

The following Board decisions were made at an earlier date and were inadvertently not published.

Application	Applicant	Summary of Board Determination
1923-04	Great Canadian Snowmobile Tours Inc.	Great Canadian Snowmobile Tours Inc. does not require a special authorization to provide transportation services to GrizzlyTours Inc.

Legislation:

Section 25 of the Passenger Transportation Act sets out the process for Board determinations in cases where the Registrar, Passenger Transportation, believes that an application for general authorization requires special authorization:

25(4) If the registrar receives an application referred to in subsection (1) but the registrar believes that the operation intended by the applicant requires special authorization, the registrar must forward the application to the board.

25 (5) After receiving an application under subsection (4), the board must determine whether a special authorization is required to authorize the operations intended by the applicant and,

(a) if the board determines that a special authorization is not required, the board must notify the registrar and the applicant of that determination and the registrar must treat the application as an application to which subsection (1) applies, or

(b) if the board determines that a special authorization is required, the board must notify the registrar and the applicant of that determination and the applicant must, if the applicant wishes to proceed with the application, amend the application to seek the necessary special authorizations.

Part 6: Taxi Cost Index (TCI) Requests

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