

Passenger Transportation Board Bulletin

December 14, 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.



NOTICE

The Passenger Transportation Board Bulletin will not be published on
December 28, 2005.

The staff of the Passenger Transportation Board wish you
all best for the holiday season and a very happy
New Year.



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
2057-05	Classy Cab Corporation Kelowna BC	Amendment of Licence (PDV) Proposed amendment of the <i>originating area</i> for Service 1 by adding from any point within 41 road kilometres of the Federal Building located at 471 Queensway Avenue in the City of Kelowna. Proposed amendment of the <i>destination area</i> for Service 1 by adding any point in British Columbia and beyond the British Columbia border when engaged in an extra-provincial undertaking.	December 29, 2005
2623-05	Custom Limousine Services Ltd. Vancouver BC (transferee) Igloo Enterprises Ltd. Vancouver BC (transferor)	Transfer of Licence (PDV) Proposed transfer of passenger transportation licence 70369 from Igloo Enterprises Ltd. to Custom Limousine Services Ltd.	December 29, 2005
2744-05	LAWSON, James Alan Victoria BC dba Royal Limousine & Van Service	Amendment of Licence (PDV) Proposed amendment to expand the <i>vehicle capacity</i> to include vehicles that accommodates a driver and not less than 4 and not more than 11 passengers. Introduction of proposed new rates for services the applicant proposes in the amendment of licence application. Addition of Motor Vehicles (PDV) Proposed addition of motor vehicles to increase the maximum fleet size for passenger directed vehicles from 5 to 6 vehicles	December 29, 2005
T3095-05	LAWSON, James Alan Victoria BC dba Royal Limousine & Van Service	Change of Rates (PDV) Proposed increase in rates	December 24, 2005
T2628-05	Merritt Cabs Ltd. Merritt BC dba Astor Limo Service	Change of Rates (PDV) Proposed increase in rates	December 24, 2005
T2629-05	Merritt Cabs Ltd. Merritt BC	Change of Rates (PDV) Proposed increase in rates	December 24, 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 (10 days for Change of Rates applications).*

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
40-05TOP	593697 BC Ltd. Oyama BC dba Kelowna Airport Shuttle	Temporary Operating Permits (Additional Vehicles) Request for one temporary operating permits to operate 1 vehicle.	Refused
T1308-05	Adams Limousine Service Victoria BC dba Alpine Limousine	Change of Rates (PDV) Proposed increase in rates that were previously approved or set by the Board.	Approved
2612-05	BARRY, Kevin & FRANKLIN, William Kitimat BC (transferee) dba Coastal Taxi GRISTWOOD, James Kitimat BC (transferor) dba Haisla Taxi	Transfer of Licence (PDV) Proposed transfer of passenger transportation licence 70706 from GRISTWOOD, James William dba Haisla Taxi to BARRY, Kevin Michael and FRANKLIN, William Eugene dba Coastal Taxi.	Approved

1407-05 T1408-05	HAMAEL, Adri Shoman Vancouver BC dba Vancouver Planner Limousine	<p>Addition of Motor Vehicles (PDV) Proposed addition of motor vehicles to increase the maximum fleet size for passenger directed vehicles from 2 to 4.</p> <p>Amendment of Licence (PDV) Proposed amendment to expand the <i>vehicle capacity</i> to include vehicles that can accommodate a driver and not less than 4 and not more than 11 passengers.</p> <p>Proposed amendment to add specialty vehicle authorization to operate <i>sedan limousines</i>.</p> <p>Change of Rates (PDV) Proposed change of rates to accommodate different vehicles.</p>	<p>Additional Vehicle application refused</p> <p>Amendment to Terms and Conditions and Change of Rates Approved</p>
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Part 3: Hearing Notices

None

Part 4: Appeal Decisions

None

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

Part 5 of the *PT 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.

Application	Applicant	Summary of Board Determination
1353-04	TAYLOR, Valerie Louise Crofton BC dba Angel Helping Hands	<p>The Board recommends that as long as Ms. Taylor continues to meet the elements set out in Passenger Transportation Regulation 5(o), her vehicles are exempted from licensing under the Passenger Transportation Act.</p> <p>If, at any time, she ceased to operate in accordance with the provisions of PTR regulation 5(o) and operates a commercial passenger vehicle, she will be required to apply for a passenger transportation licence.</p>

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

Next Publication January 4, 2006