



TRANSPORTATION BOARD

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Passenger Transportation Board Bulletin

August 15, 2007

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
T2185-07	Country Cabs Duncan Ltd. Duncan BC	Change of Rates (PDV) Proposed increase in distance rates that were previously approved or set by the Board.	August 25, 2007
1424-07	P228 Enterprises Ltd. Kelowna BC dba Driving Miss Daisy	New Special Authorization (PDV) Proposed new special authorization to operate passenger directed vehicles in Kelowna with a maximum fleet size of 3 passenger directed vehicles that accommodate a driver and not more than 4 passengers.	August 30, 2007
T1890-07	Regent Limousine Service Ltd. Victoria BC	Change of Rates (PDV) Proposed increase in rates that were previously approved or set by the Board and introduction of hourly rates for a 6 passenger SUV.	August 25, 2007
1977-07	Westshore Taxi (2007) Ltd. Victoria BC (transferee) dba Westshore Taxi LEQUESNE, David Stanley Victoria BC (transferor) dba Westshore Taxi	Transfer of Licence (PDV) Proposed transfer of passenger transportation licence 70096 from David Stanley LEQUENSE dba Westshore Taxi to Westshore Taxi (2007) Ltd. dba Westshore Taxi. This is an administrative transfer.	August 23, 2007

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
3069-06	Ambleside Luxury Limousines Ltd. West Vancouver BC	New Special Authorization (PDV) New special authorization to operate passenger directed vehicles that originate from West Vancouver, North Vancouver or Lions Bay with a maximum fleet size of 12 vehicles that can accommodate a driver and not less than 5 and not more than 11 passengers.	Refused
243-07	Nanawin Management Group Ltd. Lake Cowichan BC dba Cowichan Cabs	Amendment of Licence (PDV) Expansion of the <i>originating area</i> by authorizing the pick up of passengers from "points in the Cowichan Valley Regional District (CVRD)."	Refused
		Amendment of vehicle capacity from 'driver and 5 passengers' to 'driver and not less than 5 and not more than 10 passengers.'	Board "Banding Policy" applied
1424-07 UPN	P228 Enterprises Ltd. Kelowna BC dba Driving Miss Daisy	Addition of Motor Vehicles (PDV) Addition of 2 motor vehicles to increase the maximum fleet size for passenger directed vehicles from 2 to 4 vehicles.	Refused
		New Special Authorization (PDV) – Urgent Public Need Proposed new special authorization to operate passenger directed vehicles in Kelowna with a maximum fleet size of 3 passenger directed vehicles that accommodate a driver and not more than 4 passengers.	Claim of urgent public need refused. Application must be published and submissions accepted before application is considered by the Board.
AV866-07	QM Transport Ltd. Bellingham WA	Addition of Motor Vehicles (PDV) Addition of 3 motor vehicles to increase the maximum fleet size for passenger directed vehicles from 5 to 8 vehicles.	Approved
825-07	Silverstar Limousine Service Ltd. Surrey BC	Amendment of Licence (PDV) Amendment to expand the <i>vehicle capacity</i> to include vehicles that accommodate a driver and not less than 6 and not more than 10 passengers.	Approved as set out in the Decision
		Introduction of proposed new rates for services the applicant proposes in the amendment of licence application. Addition of Motor Vehicles (PDV) Addition of 4 motor vehicles to increase the maximum fleet size for passenger directed vehicles from 1 to 5 vehicles.	

Part 3: Hearing Notices

To see the full notice, click on the "Notice" below.

Application	Applicant	Hearing Information	Deadline for Submissions
1260-07	Sun Valley Limousine Ltd. Kelowna BC	1260-07 (Hearing Notice) October 10, 2007 9 a.m. Best Western Kelowna 2402 Hwy 97 North Kelowna BC V1X 4J1	September 5, 2007
351-07	Trendtham Group Enterprises Inc. Kelowna BC dba Star Taxi	351-07 (Hearing Notice) October 11 & 12, 2007 9 a.m. Best Western Kelowna 2402 Hwy 97 North Kelowna BC V1X 4J1	September 5, 2007

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 on an application, 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

Application	Applicant	Brief Summary of Application	Decision
431-07	Opus 9 Travel Ltd. Vancouver BC	<p>From the information provided in the application package, it appears that the service is more of a “passenger directed” service than “carrier directed”. No pre-set itineraries are provided in the information and the focus seems to be on “customized” tours where the passengers set their own itineraries. In fact, the brochure indicates that passengers can “go where you want to go”.</p> <p>None of exclusions to the definition of “passenger directed vehicle” in section 3 of the Passenger Transportation Regulation would appear to apply.</p> <p>The service proposed by this operator meets the definitional elements of a passenger directed vehicle. Vehicles are less than 11 passengers and the passengers will be directing the destination of the vehicles.</p>	Special Authorization is Required

Part 6: Other Matters

None