

THE CORPORATION OF THE TOWN OF HANOVER

BY-LAW NO. 2832-13

A by-law to licence, regulate and govern brokers, owners and drivers of taxicabs and other vehicles regularly used for hire for the conveyance of passengers in and about the Town of Hanover.

WHEREAS the *Municipal Act, 2001*, S.O. 2001, c.25, Sections 156 and 157, as amended, authorizes municipalities and police services boards to pass by-laws for licencing, regulating and governing the brokers, owners and drivers of cabs and other vehicles used for hire, or any class or classes thereof, and the rates and fares to be charged for the conveyance of goods or passengers, and for revoking and cancelling licences so granted; and

WHEREAS the *Municipal Act, 2001*, S.O. 2001, c.25, Section 436, as amended, provides that the municipality may enter on land for the purposes of an inspection to determine compliance with a by-law; and

WHEREAS the Corporation of the Town of Hanover and the Hanover Police Services Board deem it desirable to revise and establish a by-law to licence, regulate and govern the brokers, owners and drivers of cabs and other vehicles used for hire, or any class or classes thereof, and the rates and fares to be charged for the conveyance of goods or passengers, and for revoking and cancelling licences so granted; and

NOW THEREFORE The Corporation of the Town of Hanover and the Hanover Police Services Board enacts as follows:

SECTION 1 - SHORT TITLE

1.1 This by-law may be cited as the Hanover Taxi By-law.

SECTION 2 – DEFINITIONS

2.1 In this by-law, the following definitions shall apply:

- a) **"Board"** means the Hanover Police Services Board
- b) **"Chief of Police"** means the Chief of Police for the Hanover Police Service.
- c) **"Fare"** means the fee a person has to pay to be conveyed by taxicab or limousine and also means a person travelling or being conveyed by a taxicab or limousine for a fee.
- d) **"Limousine"** means a motor vehicle which may bear identification other than the number plate issued by the Ministry of Transportation for the Province of Ontario, which is kept or used for hire for the conveyance of persons or goods wholly within the Town of Hanover or to any point beyond its limits, but shall not include a taxicab.
- e) **"Agent/Owner"** means any person owning a taxicab or limousine, or having possession or control thereof under an installment purchase agreement or by way of rental, and who operates under agreement with a broker, or who may himself/herself be a broker licenced hereunder.
- f) **"Driver"** means a driver of a taxicab or limousine who is licenced as such under this By-law.
- g) **"Passenger"** means in addition to its common meaning where used in context throughout this by-law, a person travelling in a taxicab or limousine who is not paying a fare.
- h) **"Person"** includes not only an individual but also a partnership, corporation or association and the heirs, successors and assigns thereof.
- i) **"Place of Business"** means a building or part thereof used for the conduct, management, or operation of a taxi business, including the keeping of records required by this by-law, and shall include a municipal address, a telephone and published telephone number relating thereto, a sufficient area for the receipt of calls and dispatching of taxis or limousines, if any, and for the keeping of the records required by this By-law.
- j) **"Senior"** means a person who has attained the age of sixty-five (65) years.
- k) **"Taxi Broker"** means a person or corporation that operates a taxi business who accepts calls in any manner for taxicabs and may include a person who takes telephone or radio

calls for, or dispatches taxicabs or limousines owned or operated by himself or others in any manner.

- l) **"Taxi Broker's Licence"** means a licence issued under the provisions of this by-law to a taxi broker to operate a taxi business.
 - m) **"Taxicab"** means any passenger motor vehicle or other vehicle, regularly used for hire and licenced for the conveyance of persons and goods within the Town of Hanover, having a normal seating capacity of not more than nine (9) persons but shall not include a public vehicle as defined in the Public Vehicles Act, R.S.O. 1990, Chapter P.54, as amended.
 - n) **"Taxicab Driver's Licence"** means a licence issued under the provisions of this by-law to a driver of a taxicab.
 - o) **"Taxicab Licence"** means a licence issued under the provisions of this by-law to an agent/owner of a motor vehicle which is, at all times or occasionally, kept or used for hire for the conveyance of persons or goods.
- 2.2 Any reference herein to the male gender shall be construed to include the female gender as well, and any reference to singular or plural shall be interpreted as the opposite number where the context so requires.

SECTION 3 - DUTIES OF THE CHIEF OF POLICE

- 3.1 The Chief of Police shall have supervision over all the persons and vehicles licenced under this by-law together with equipment used by them and the following shall be the duties of the Chief of Police in connection with the provisions of this by-law:
- a) On behalf of the Board to consider all applications for licence and where provided by this by-law, to issue licences. The Chief shall submit to the Board a report on these duties when required. Such report to include applications, approvals, denials, licences and notices of revocation of any licence.
 - b) To make all necessary inquiries concerning applications for licences, renewals and transfers as may be required to secure due observance of the law and of this by-law.
 - c) To make all necessary inquiries concerning the qualifications and suitability of applicants for licences and without limiting the generality of the foregoing, may test the applicant's knowledge of the Town of Hanover, and to investigate his/her police record and as much of the applicant's personal history as is available.
 - d) To examine and approve from time to time, and as often as may be required by the Board, every taxicab, limousine and the necessary equipment thereof and the condition of such taxicab or limousine.
 - e) To ensure the Town Clerk keeps a register of all licences which shall contain the name and address of the applicant, the amount paid for the licence, the date of issue of licence and such further records as the Board may order.
 - f) To ensure the Town Treasurer collects the fees payable for all licences.
 - g) To furnish each person taking out a broker's or owner/agent's licence, one copy of this by-law.
 - h) To ascertain by inspection and inquiry from time to time and as often as may be required by the Board whether any person receiving a licence continues to comply with the provisions of the law and of this by-law.
 - i) To prosecute all persons who offend against any of the provisions of this by-law.
 - j) The Chief of Police may delegate any act or duty authorized by this by-law other than those under Subsection 8.1.

SECTION 4 – QUALIFICATIONS

- 4.1 No person shall drive a taxicab or limousine in the Town of Hanover unless that person is licenced to drive a taxicab or limousine by the Board and every applicant for a licence to drive a taxicab or limousine shall:
- a) Have attained the age of eighteen (18) years;
 - b) Complete the necessary application forms;
 - c) Provide proof that the applicant has been licenced to drive a motor vehicle in any province of Canada for at least two years holding an unrestricted 'G' licence or equivalent (in the Province of issue), and currently holds a valid driver's licence

- issued by the Province of Ontario. A G1 or G2 restricted 'G' Licence will not be permitted;
- d) Be of good character and have attained a positive police background check approved by the Chief of Police or their designate.
 - e) Not have more than nine demerit points registered against their driver's license.
- 4.2 This by-law applies to the owner, broker, or driver of taxicab or limousines for the carrying of goods or passengers:
- a) either wholly within the Town of Hanover, or from outside the limits of the Town of Hanover to a destination within the limits of the Town of Hanover, or from a point within the limits of the Town of Hanover to any point not more than five kilometers beyond the limits of the Town of Hanover;
 - b) whether or not the place of business of the owner, broker, or driver is located within the Town of Hanover or a location outside the Town of Hanover, so long as any part of the taxi business, including the carrying of goods or passengers, is carried on within the Town of Hanover.

SECTION 5 – APPLICATIONS

- 5.1 Applications for licences, transfers of a licence or the renewal of a licence shall be addressed to the Chief of Police and delivered upon such forms as may be prescribed by the Board together with payment of the appropriate licence fee and proof of financial responsibility where required by this by-law.
- a) Applications for taxi broker's licences received after June 30th of any given year, will be required to pay half of the annual amount of a taxi broker licence fee as set out in Schedule 'A' of the Taxi By-law, and said licence will expire on December 31st of the same year and be renewed thereafter at the full amount shown in the Taxi By-law.
- 5.2 Every application for a taxi broker's licence shall include written particulars of his/her arrangements with the owner(s) of the vehicle(s) to be used in his/her taxi brokerage business.
- 5.3 Every application for a licence applied for under this by-law shall include a non-refundable payment of fifty percent (50%) of the applicable fee as set out in Schedule 'A' of the Taxi By-law.
- 5.4 Any person refused a licence under this by-law will be subject to a further fee as set out in Schedule 'A' of the Taxi By-law to re-apply not earlier than thirty (30) days after the date of the first application, or sooner with the consent of the Chief of Police.
- 5.5 All licence fees as prescribed in Schedule 'A' of the Taxi By-law shall be paid to the Treasurer of the Town of Hanover and payable to the Town of Hanover.

SECTION 6 – LICENCES

- 6.1 Subject to section 6.2 hereof, any person applying for a licence as a taxi broker having a place of business within the Town of Hanover must operate from a place of business properly zoned in the Town's Zoning By-law.
- 6.2 Notwithstanding Section 6.1 hereof, a taxi business or taxi broker may operate from a place of business that is not zoned for such use provided the taxi business or taxi broker operated from that place of business on the day of passing of this By-law.
- 6.3 No agent/owner of a taxicab or limousine, shall use or permit the use or operation of a taxicab or limousine without a valid taxicab license issued pursuant to this by-law.
- 6.4 No person shall drive or act as a driver of any taxicab or limousine without having a taxicab license under this by-law from the Board, under the hand of the Chief of Police. The fee for such licence shall be as set out in Schedule 'A' of the Taxi By-law.
- 6.5 No person shall carry on the business of a taxi broker without having a current, valid licence from the Board, the fee for which is set out in Schedule 'A' of the Taxi By-law ; such licence shall at all times be prominently displayed at the place of business of the taxi broker.
- 6.6 Every agent/owner of more than one taxicab or limousine, required to be licenced under this by-law, shall take out a separate licence for each taxicab or limousine.

- 6.7 No agent/owner of a taxicab or limousine licenced under this by-law shall use or permit the use of any number plate upon any taxicab or limousine other than the plates issued by the Ministry of Transportation of Ontario for such vehicle.
- 6.8 No licenced broker, incorporated under the laws of the Province of Ontario or any other jurisdiction, shall permit the transfer of shares, which would have the effect of changing control of the corporation without the approval of the Board.
- 6.9 Any transfer of a licence issued under this by-law shall be considered the issuing of a new licence.
- 6.10 Every person licenced as a taxi broker will:
- a) Prepare and deliver to the Chief of Police every 30 days a current updated list containing:
 - i) The names of the agents owning or operating taxicabs or limousines in association with such broker and the number of taxicabs or limousines owned or operated by such agent and;
 - ii) The names and addresses of all drivers operating in association with such broker.
 - b) Keep a record of calls received and dispatched giving date, time, origin, vehicle licence number and driver. Records to be retained in an orderly manner for twelve (12) months and to be open for inspection to the Chief of Police or any police officer designated by him/her upon request.
 - c) Ensure that all vehicles and drivers dispatched are properly licenced under this by-law.
- 6.11 Every agent/owner operating a taxicab(s) must have an association with a properly licenced broker under this by-law.
- 6.12 Every agent/owner of taxicabs are prohibited from charging (a) a higher fare or an additional fee for persons with disabilities than for persons without disabilities for the same trip and (b) a fee for the storage of mobility aids or mobility assistive devices in accordance with the Accessibility For Ontarians With Disabilities Act.

SECTION 7 – ISSUE

- 7.1 Upon successful completion of the examination and investigation conducted by the Chief of Police, the Board authorizes the Chief of Police to grant a licence to the applicant, or to recommend refusal of this licence. If a licence is granted, the applicant is to attend as directed by the Chief of Police for the taking of an identification photograph and thereafter the Chief of Police shall cause to be issued the applicable licence. Any applicant who is to be denied a licence(s) as recommended by the Chief of Police may appeal to the Board.
- 7.2 Any applicant who is denied a licence by the Chief of Police under section 7.1, shall be given written notice of the denial of the application for a licence and may appeal to the Board by delivering to the Chief of Police within ten (10) days of mailing of the notice of denial, a written request for a hearing before the Board. Within ten (10) days of the Chief of Police receiving the request for a hearing, the Chief of Police will send notice by registered mail or delivered to the applicant's address last known to the Chief of Police, notice of the date, time and place of the hearing and the applicant shall be permitted either by himself/herself or a representative, to appear before the Board to show cause why such licence should not be denied.
- 7.3 On the issuing of a taxicab driver's licence, the Chief of Police shall supply a photo identification card which shall be carried by the licence holder at all times while operating a taxi, which he/she shall produce upon demand by any person hiring his/her cab or by any police officer.
- 7.4 No person may operate a taxicab without a broker's licence or an agreement with a broker as an agent.

SECTION 8 - SUSPENSION OR REVOCATION

- 8.1 The Chief of Police may recommend that the Board suspend a licence, to take effect immediately where the licensee has been charged with any breach of this by-law or any statute and for such period of time as the Board shall determine, or if the circumstances appear to warrant such action, may recommend that the Board revoke such licence. Any person whose licence is to be suspended or revoked may appeal to the Board.
- 8.2 The Chief of Police or any interested party may apply to the Board to have a licence revoked for cause. Cause shall include a breach of any condition of the licence held, a conviction for any breach of this by-law, or any statute.
- 8.3 At a hearing before the Board where the suspension or revocation of a licence is being considered, the holder of that licence shall be given at least five (5) days notice by registered mail or delivered to his/her address last known to the Chief of Police, of the date, time and place of the hearing and the holder of the licence shall be permitted either by himself/herself or a representative, to appear before the Board to show cause why such licence should not be suspended or revoked as the case may be.
- 8.4 In the event of any licence issued under this by-law being cancelled or revoked, the previous holder thereof shall not, without approval of the Board, apply for another licence before the lapse of six (6) months from the date of such cancellation or revocation.
- 8.5 All licences issued pursuant to this by-law, with the exception of taxicab driver's licences, shall be in force for a period of one year, unless they are sooner cancelled or revoked and in any case shall expire in each year at midnight December 31st.
- 8.6 Taxicab driver's licence issued pursuant to this by-law shall be in force for a period of one (1) year, unless sooner cancelled or revoked and in any case shall expire one year from the date of issue, and thereafter may also be renewed for a period of three (3) years, in accordance with the fees as set out in Schedule 'A' of the Taxi By-law, unless sooner cancelled or revoked and in any case shall expire in the third year at midnight from the date of issue.

SECTION 9 - EQUIPMENT AND USES

- 9.1 No person licenced under this by-law shall carry or permit to be carried in any taxicab or limousine, a load in excess of that for which a commercial motor vehicle permit was issued.
- 9.2 No person licenced under this by-law shall carry in any taxicab or limousine a greater number of persons than recommended by the manufacturer's rating. Every taxicab or limousine licenced under this by-law shall be a model having at least four doors.
- 9.3 Before a licence authorizing the use of any vehicle is granted, the Chief of Police shall ascertain, by the production of a valid Safety Standards Certificate, if such vehicle is in a safe condition to be operated upon a highway and if he/she finds that such vehicle is in a dangerous or unsafe condition, require that such vehicle be placed in a safe condition before such licence is issued. A vehicle is exempt from the Safety Standards Certificate, which has traveled less than twenty thousand kilometers (20,000 km.) or no more than twelve (12) months has elapsed from date of first registration as a new motor vehicle.
- 9.4 The broker of a vehicle licenced pursuant to this by-law shall provide to the Chief of Police or designate a valid Safety Standards Certificate where the age of that vehicle exceeds thirty-six (36) months from the date of first registration as a new motor vehicle. Such Safety Standards Certificate shall be submitted between May 31st and June 5th or as directed by the Chief of Police and is in addition to any other Safety Standards Certificate, which may be required by this by-law.
- 9.5 Safety Standards Certificates shall be obtained by the vehicle broker and at the vehicle broker's expense. Failure to provide a Safety Standards Certificate as required by this by-law shall result in the immediate revocation of the licence.
- 9.6 a) No person shall use or operate a taxicab unless such cab has affixed on the exterior thereof, the word "Taxi" in letters large enough to be clearly visible to the public on a sign permanently mounted to the roof capable of illumination and shall be lighted between the hours of one half hour after sunset and one half hour before sunrise consistent with the required use of headlights under the Highway Traffic Act.

- b) No broker shall permit the operation or operate a taxicab unless such cab has signs or letters identifying the company name consistent with the name indicated on the taxicab broker's licence.
 - c) Where more than one taxicab is operated and licenced under the same company name, each taxicab shall also display a number unique from any other number which identifies it from any other taxicab of that company. Such number shall be as clear and simple as possible but in no case shall such number consist of more than two digits.
- 9.7 The broker of every vehicle in respect of which a licence has been issued under this by-law shall, when required, submit his/her vehicle for examination by the Chief of Police or any of his/her officers and no agent or driver shall, at any time, prevent or hinder the Chief of Police or his/her designate from entering a garage or other building for the purpose of inspecting any taxicab or limousine and further, every taxicab or limousine agent shall once a year produce a Safety Standards Certificate or a certificate showing that the vehicle has been inspected and approved at a garage licenced by the Ministry of Transportation for the issuance of Safety Standards Certificates.
- 9.8 The operator of a taxicab or limousine shall be responsible to ensure that the interior and exterior of his/her vehicle is in clean condition and in good repair at all times.
- 9.9 Every agent or driver, licenced under this by-law, shall on each work shift, before commencing driving, examine for mechanical defects any vehicle which he/she is to drive during the shift, and shall similarly examine the taxicab or limousine at the end of each shift, and if he/she is not the owner of the taxicab or limousine, shall report forthwith to the owner any mechanical defects of which he/she is, or becomes, aware.
- 9.10 Every broker shall check immediately any mechanical defect in his/her vehicle reported by a driver and shall not in any case operate or permit to be operated any vehicle not in good mechanical condition.
- 9.11.1 The Board may, from time to time, limit the number of taxicabs and limousines for which licences may be issued under this by-law.

SECTION 10 - GENERAL PROVISIONS

- 10.1 No agent/owner or driver licenced under this by-law shall drive any taxicab or limousine licenced under this by-law more than fifteen hours within any consecutive twenty-four hours.
- 10.2 No person operating a taxicab or limousine shall in any way obstruct the use of the sidewalk, or make any loud noise or disturbance, or use profane, obscene, impudent or abusive language, or molest, annoy or insult the owners, occupants, inmates or inhabitants of any building or residence or any person whatsoever, and shall not so place his/her taxicab or limousine as to obstruct traffic in any way.
- 10.3 Every taxi broker shall notify the Chief of Police of any change of his/her business address within five (5) days of changing location.
- 10.4 No person licenced under this by-law shall employ or allow any runner or other person to assist or act in concert with them in obtaining any fare in the Town of Hanover.
- 10.5 No broker, agent/owner or driver licenced under this by-law or other person employed by them shall solicit any person to take or use his/her taxicab or limousine, but the person wishing to use or engage such taxicab or limousine shall be left to choose without interruption or solicitation.
- 10.6 Every agent/owner or driver licenced under this by-law shall, unless he/she has some previous order, serve the first person requiring the service of his/her vehicle at any place within the Town at any specified time by day or night, provided however, that he/she shall not be compelled to accept any order from a person who owes a previous fare or service, unless and until the same is paid.
- 10.7 Every taxi broker licenced under this by-law or agent/owner employed by him/her, shall take due care of all property delivered or entrusted to him/her for conveyance or safekeeping.

- 10.8 Every driver shall inspect his or her taxicab or limousine at the conclusion of each fare to assure that no property is forgotten or abandoned. Any such property is to be returned immediately to its owner. If the owner of the property can not be determined, the driver shall forthwith, deliver such property to the Hanover Police Service together with all relevant information.
- 10.9 Every licenced driver shall proceed by the most direct route to the point of destination, unless otherwise directed by the fare.
- 10.10 Every licenced taxi broker shall keep complete records at their place of business including the date, time, origin and destination of each trip, name of driver, identification of taxicab or limousine and the amount of fare collected for each trip, and such records shall be retained for at least twelve (12) months and produced to the Chief of Police or his/her officers upon demand. Full information shall be given by the licence holder to any police officer upon being required to do so with reference to:
- a) The address of the house, or place to and from which he/she has driven any fare with the description of such fare and his/her name and address, if known; and
 - b) Pertinent matters, within his / her knowledge, relating to such fare.
- 10.11 Any licenced driver operating a taxicab may carry two or more "unrelated fares" from a common starting point to two or more destinations subject to the following regulation:
- a) Each stop to discharge a fare shall be deemed to be the end of one trip and the commencement of a new trip.
- 10.12 No licenced driver shall pick up, while on route, any additional fare unless the person who originally engages the taxicab or limousine so directs.
- 10.13 No person operating a taxicab or limousine shall take, consume, or have in his/her possession any alcoholic substance while in charge of a taxicab or limousine, nor shall the use of alcohol by him/her be apparent while in charge of such taxicab or limousine. It is provided that no person commits an offence of having in his/her possession any alcoholic substance while in charge of a taxicab or limousine, under this section, if the taxicab or limousine is engaged in the delivery of liquor pursuant to the Alcohol and Gaming Act and/or Regulations.
- 10.14 No person operating a taxicab or limousine shall smoke while driving such taxicab or limousine. Offences against this section shall be prosecuted in accordance with Provincial Statute or Municipal By-laws.
- 10.15 No person holding a licence or permit under this by-law shall persuade any person to employ him/her by either knowingly, wantonly or willfully misinforming, misleading or deceiving such person as to the time or place of arrival or departure of any railroad trains, bus or other public conveyance or the location or distance from any part of the Town, of any railway station, airport, hotel, public place, private residence or other place, nor shall he/she in any manner or form impose upon or deceive or in any way insult, abuse or ill-treat any person employing him/her.
- 10.16 No taxi broker or driver shall permit or have in their taxicab or on the premises where taxicabs are dispatched, any radio receiver which is capable of intercepting or receiving any radio communication for any taxi operation other than their own.

SECTION 11 - TARIFFS AND TARIFF CARDS

- 11.1 The rates of fares to be charged by the broker, agent/owner or drivers of taxicabs or limousines to which this by-law applies, for the conveyance of persons or goods, wholly within the Town of Hanover, shall be exactly as shown in Schedule "A" of this by-law. No higher amount than that contained in Schedule "A" shall be charged or payable except as provided by this by-law as may be amended from time to time.
- 11.2 The rates or fares to be charged may be varied from time to time by by-law of the Board.
- 11.3 No broker, agent/owner or driver licenced under this by-law shall be entitled to recover or receive any fare or charge from any person or persons from whom he/she shall have demanded any fare or charge greater than those authorized by this b-law, or to whom he/she had refused to show his/her card of tariff as provided in this by-law.

- 11.4 Any person employing any taxicab or limousine for hire may require the driver thereof to furnish a receipt for charges made and paid, and the driver shall promptly furnish such receipt upon request, together with his/her name and identification number of his/her cab.
- 11.5 No taxi broker, agent/owner or driver licenced under this by-law shall publish or use a tariff or demand or receive rates and charges other than those authorized by this by-law.
- 11.6 The tariff card furnished by the Chief of Police, showing the tariffs as set out in Schedule "A", shall be placed and kept by the person licenced in or upon his/her taxicab or limousine and no person licenced under this by-law shall use any tariff card or exhibit any tariff other than that shown on the tariff card and no person shall lend, exchange or otherwise dispose of his/her tariff cards.
- 11.7 Tariff cards and identification cards defaced, lost or destroyed may be replaced by the Chief of Police upon the original tariff card or identification card being satisfactorily accounted for and replacement costs being paid.
- 11.8 No licenced person shall make any charge under this by-law for time lost for defects or inefficiency of the taxicab or limousine or the incompetence of the driver thereof, or for the time consumed by the arrival of the taxicab or limousine in response to a call in advance of the time such taxicab or limousine has been requested by the person calling same.
- 11.9 No person employing any taxicab or limousine shall refuse upon demand, to pay the fare or charge authorized under this by-law.
- 11.10 Agents/owners of taxicabs shall place vehicle registration and identification information on the rear bumper of the taxicab and make available vehicle registration and identification information in an accessible format to persons with disabilities in accordance with Accessibility For Ontarians With Disabilities Act.

SECTION 12 - VALIDITY OF EXISTING LICENSING

- 12.1 All licences issued under by-law 1703-04-17-89, as amended will be deemed to be valid under this by-law provided the provisions of this by-law are otherwise complied with and shall remain valid until their normal renewal date or revocation. Any renewal of such licences shall require compliance with this by-law.

SECTION 13 – INSURANCE

- 13.1 Before a licence is granted under this by-law the applicant for such licence shall provide and maintain in full force and effect, a policy of insurance on each of his/her vehicles to be licenced, covering public liability and property damage and passenger hazard risk to at least the amount of two million dollars (\$2,000,000.00), inclusive, for any one accident. Before a licence is granted the applicant shall provide a copy of his/her insurance policy at the time of application. A copy of the insurance policy shall be retained by the Chief of Police, who nevertheless shall not, in any way, be responsible for seeing that such policy of insurance is kept in force, and such policy of insurance shall cover and include any vehicle used by the insured as a taxicab or limousine in substitution for the taxicab or limousine mentioned or described in the said policy, so long as the licence to be granted is in force and effect.
- 13.2 Insurance policies referred to in Section 13.1 shall be kept in force by the respective agent/owner or broker during such period for which a licence is issued to him/her or any renewal thereof in effect and should he/she fail to renew the policy from time to time and/or pay the premiums due therein, the Board may forthwith cancel such licence.
- 13.3 All such insurance policies must be maintained in good standing during such period for which a licence is issued to him/her or any renewal thereof in effect and if for any reason, licenced parties and/or insurance company intends to cancel or, in any way, change the insurance coverage or insurance company, including non-payment of premiums, immediate notification of this intention must be delivered personally or by registered mail to the Chief of Police at the Hanover Police Service.

SECTION 14 – PENALTIES

- 14.1 The licence of any person convicted of any breach or violation of any of the provisions, sections or sub-sections to this by-law may be revoked or cancelled by the Board.
- 14.2 Any licence issued under this by-law may include conditions as a requirement of obtaining, continuing to hold, or renewing a licence, and any breach of any of the conditions may result in prosecution, or in the revoking or refusal to renew any licence, or both.
- 14.3 Any applicant for a licence under this by-law may be required to sign an acknowledgment that the licence is issued subject to the conditions attached thereto or referred to therein as a requirement of obtaining, continuing to hold, or renewing the licence.
- 14.4 Every person who contravenes any section of the by-law is guilty of an offence and on conviction is liable to a fine as provided for by the *Provincial Offences Act, R.S.O. 1990, c.P. 33*.
- 14.5 Every person who contravenes this by-law, and every director or officer of a Corporation who concurs in such contravention by the Corporation, is guilty of an offence and on conviction is liable to a fine not exceeding \$25,000.00 pursuant to the provisions of the Municipal Act of Ontario.
- 14.6 Where a Corporation is convicted of an Offence under this by-law, the maximum penalty that may be imposed on the Corporation is \$50,000.00 pursuant to the provisions of the Municipal Act of Ontario.
- 14.7 Where an owner is convicted of knowingly carrying on or engaging in the taxi business, on, in, or in respect of any premises or part of any premises without a licence required by this by-law, the Court shall order that the premises or part of the premises be closed to any use for any period not exceeding two years.
- 14.7 Where a person is convicted of a contravention of this by-law, other than carrying on a taxi business without a licence to do so, and the Court decides that the owner or other person occupying the premises or part thereof in respect of which the conviction was made, knew or ought to have known of the conduct which formed the subject-matter of the conviction or of any pattern of similar conduct, the Court may order that the premises or part thereof be closed to any use for any period not exceeding two years.

SECTION 15 – SEVERABILITY

- 15.1 Where a court of competent jurisdiction declares any section or part of a section of this by-law invalid, the remainder of this by-law shall continue in force unless the court makes an order to the contrary.

SECTION 16 – SCHEDULES

- 16.1 Schedule “A” attached hereto and forming part of this by-law is the Licence Fees.
- 16.2 Schedule “B” attached hereto and forming part of this by-law is the Taxicab Tariffs.
- 16.3 Schedule “C” attached hereto and forming part of this by-law is the Application for Licence of a Taxicab or Limousine.
- 16.4 Schedule “D” attached hereto and forming part of this by-law is the Application for Taxicab or Limousine Driver’s Licence.
- 16.5 Schedule “E” attached hereto and forming part of this by-law is the Application for Licence as Taxi Broker Business.

SECTION 17 – BY-LAWS REPEALED

17.1 By-law Number 1703-04-17-89, as amended by By-law No. 2175-97 is hereby repealed.

SECTION 18 – EFFECTIVE DATE

18.1 This by-law, shall come into full force and effect upon the final passing thereof.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED this 18th day of November, 2013.

Kathi Maskell, Mayor

Mike Dunlop, CAO/Clerk

SCHEDULE "A" to By-law No. 2832-13**LICENCE FEES**

The licence fees to be paid under this by-law shall be as follows:

a) the annual fee for one taxicab	Taxicab	\$200.00
b) the annual fee for each additional taxicab owned by the same owners as in a) above	Additional Taxicab	\$150.00
c) the annual fee for one limousine	Limousine	\$300.00
d) the annual fee for each additional limousine owned by the same owner as in c) above	Additional Limousine	\$300.00
e) for each driver including an agent-driver for a one year period	Driver/Agent	\$100.00
f) for the renewal of a driver's licence for a one year period	Renewal Driver (1 Year)	\$100.00
g) the annual fee for a taxi broker's licence	Broker	\$500.00
h) the replacement fee for lost or destroyed taxicab driver's licence	Replacement D/L	\$50.00
i) replacement fee for lost or destroyed tariff card	Replacement Tariff Card	\$30.00

SCHEDULE "B" to By-law No. 2832-13

TAXICAB TARRIFFS

The taxicab tariffs to be charged under this by-law shall be as follows:

- a) For trips with not more than two (2) passengers, within Town limits, same destination, no more than eight dollars (\$8.00) per trip, H.S.T. included.
- b) For each additional passenger in excess of two (2), fifty cents (\$0.50) per trip, H.S.T. included.
- c) For senior citizens, no more than seven dollars and fifty cents (\$7.50) per trip, H.S.T. included.
- d) Without passengers, for the conveyance of groceries, baggage or parcels within the Town of Hanover, no more than eight dollars (\$8.00) per trip, H.S.T. included.

SCHEDULE "C" to By-law No. 2832-13**APPLICATION FOR LICENCE OF A TAXICAB OR LIMOUSINE**

Name of Agent/Owner:		
Mailing Address of Agent/Owner:		
Telephone No.:	Age:	DOB:
Name of Broker you are associated with:		
If a partnership, state the above in respect to all partners. If a lease vehicle, state Lessee's name and address: 		
Licence No. of Vehicle:		
Serial No. of Engine:		
Year:	Make:	Model:
Colour:	Odometer Reading (KM/miles):	
Insurer:		
Agency:		
Address of Agency:		
Expiry Date of Insurance:		
Agency Telephone No. :		
Safety Standards Certificate Number :		Issue Date:
Does the applicant operate a Taxi Brokerage?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Number of vehicles owned by applicant which are licenced or intend to be licenced under this By-law:		
Signature of Registered Owner		Date:
Signature of Chief of Police		Date:

SCHEDULE “D” to By-law No. 2832-13**APPLICATION FOR TAXICAB OR LIMOUSINE DRIVER’S LICENCE**

Name:		
Address:		
Telephone No.:		
Driver’s Licence No.:	Class:	DOB:
Conditions:		
Employer (If not self employed):		
Employer’s Address:		
Name of Immediate Supervisor:		
Telephone No.:		
<p>Have you ever been convicted under the Criminal Code, Controlled Drugs and Substances Act, Food and Drugs Act, Other Federal Statutes, the Highway Traffic Act or Liquor Licence Act?</p> <p>Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p>If yes, please specify offences/dates/details:</p> <p>_____</p> <p>_____</p>		
<p>Does applicant own any vehicle(s) which are licenced or intended to be licenced under this By-law?</p> <p>Yes <input type="checkbox"/> No <input type="checkbox"/> Number: _____</p>		
<p>I understand that my criminal record, as well as any personal history, pertinent to this position and issue of a licence, may be investigated.</p>		
Signature of Applicant		Date:
Signature of Chief of Police		Date:

SCHEDULE “E” to By-law No. 2832-13**APPLICATION FOR LICENCE AS TAXI BROKER BUSINESS**

Name of Registered Broker:		
Mailing Address of Registered Broker:		
Permanent Address of Registered Broker:		
Telephone No.:	Age:	DOB:
Is the Taxi Brokerage a Partnership? If “Yes”, attach all of the above information in respect of all the partners.	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Is the applicant a Corporation?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Does applicant own any vehicle(s) which are licenced or intended to be licenced under this By-law? Yes <input type="checkbox"/> No <input type="checkbox"/> Number: _____		
Names and addresses of all vehicle agents, owners, or lessees for whom the applicant will act as Taxi Broker. (Attach separate sheet if necessary)		

Signature of Applicant		Date:
Signature of Chief of Police		Date:

INDEX

Section No.	Page No.
Section 1..... Short Title	1
Section 2..... Definitions.....	1
Section 3..... Duties of the Chief of Police.....	2
Section 4..... Qualifications	2
Section 5..... Applications	3
Section 6 Licences	3
Section 7..... Issue.....	4
Section 8..... Suspension or Revocation	5
Section 9 Equipment and Uses	5
Section 10..... General Provisions	6
Section 11..... Tariffs and Tariff Cards.....	8
Section 12..... Validity of Existing Licensing.....	8
Section 13 Insurance.....	8
Section 14..... Penalties.....	9
Section 15..... Severability	9
Section 16..... Schedules.....	9
Section 17..... By-laws Repealed.....	10
Section 18 Effective Date	10

SCHEDULES

Schedule "A" Licence Fees	11
Schedule "B" Taxicab Tariffs	12
Schedule "C" Application for Licence of a Taxicab or Limousine	13
Schedule "D" Application for Taxicab or Limousine Driver's Licence	14
Schedule "E" Application for Licence as Taxi Broker Business.....	15
Index.....	16