

Schedule 8
Relating to the Licensing, Regulation and
Governing of Private Transportation Companies and Drivers

1.0 LICENSING REQUIREMENTS FOR PRIVATE TRANSPORTATION COMPANIES (P.T.C.) AND DRIVERS

1.1 In addition to the general requirements for licensing established in the City's Mobile Business Licensing By-law, every Applicant for a P.T.C. Licence and for the renewal of a P.T.C. Licence shall produce with his application:

a) a complete listing of all PTC Drivers and Motor Vehicles that have used its Platform to pick up passengers in the City of Markham in the month previous to application.

(b) a description of the Platform used in the provision of services, including:

(i) the means by which customers interact with the Platform;

(ii) a complete listing of the types of data collected from customers;

(iii) a complete listing of the types of data provided to customers;

(iv) the means by which the customer is provided with the fare amount;

(v) the means by which payment is made through the Platform, if applicable;

(vi) any other information the Licensing Officer may request;

(c) proof, satisfactory to the Chief Licensing Officer, that the P.T.C. has appropriate general liability insurance in the amount of \$5,000,000 or more;

(d) either confirmation that the passenger, prior to commencing a trip, receives the full rate to be charged for the trip or a complete listing of all fares and/or basis upon which such fares are calculated, as well as any other fees that may be charged customers for the services provided.

1.2 For purposes of this section, any P.T.C. Driver who in the opinion of the Licensing Officer is satisfactorily licensed by another municipality shall be considered licensed by the City of Markham and may operate within the City's boundaries.

1.3 For purposes of complying with application and renewal provisions for P.T.C. Drivers, a P.T.C. holding a valid City of Markham licence may, on behalf of a P.T.C. Driver, submit and maintain the required documents and, under such circumstances, the P.T.C. Driver shall be required to consent to access to those

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documents by the City for purposes of the administration and enforcement of this By-law.

- 1.4 A vehicle may only be licensed as a P.T.C. if it is not older than ten model years old.
- 1.5 Despite section 1.4, a P.T.C. Driver may apply to continue to operate his vehicle for an additional year by making an application to the City. Such an application may not be made if the model year of the P.T.C. is more than eleven (11) years old or for an initial licensing application.
- 1.6 An application under section 1.5 must be made at the time of renewal and shall require an inspection and the approval of the Licensing Officer.
- 1.7 A PTC Driver's licence shall be deemed to continue as long as the associated Private Transportation Company pays its licensing fees in full and the PTC Driver complies with the provisions of this By-law.

2.0 P.T.C. DRIVER DUTIES

- 2.1 All PTC Drivers shall:
 - (a) provide Ride-Sharing Services only on a pre-arranged basis;
 - (b) charge for services only in accordance with the tariff rates filed under with the City;
 - (c) while providing Ride-Sharing Services, display in a conspicuous place that is readily and easily viewable by any potential passenger, the City-approved decal that identifies the Private Transportation Company;
 - (d) be civil, courteous, and respectful;
 - (e) take the shortest possible route to the destination desired, unless the passenger designates another route;
 - (f) not carry a greater number of Persons, inclusive of the driver, than that indicated by the manufacturer's rating of seating capacity for the Motor Vehicle;
 - (g) while providing Ride-Sharing Services, not operate a Motor Vehicle with luggage or other material piled or placed in a manner that obstructs the driver's view; and

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(h) not dismiss or discharge any passenger at a point other than the destination without adequate cause.

3.0 P.T.C. DRIVER PROHIBITIONS

3.1 No PTC Driver shall operate, or permit or allow to be operated, a Motor Vehicle being used to provide Ride-Sharing Services unless it is in good mechanical condition and in good repair as to both its exterior and interior.

3.2 No PTC Driver shall provide Ride-Sharing Services using a Motor Vehicle that has been damaged in a collision, without such damage being fully repaired.

3.3 No PTC Driver shall operate on a Platform which is not licensed.

4.0 PRIVATE TRANSPORTATION COMPANY DUTIES

4.1 All P.T.C.'s shall ensure that;

(a) every Motor Vehicle used to provide Ride-Sharing Services is in good mechanical condition and in good repair as to both its exterior and interior;

(b) No Motor Vehicle is being used to provide Ride-Sharing Services that has been damaged in a collision, without such damage being fully repaired.

(c) every Motor Vehicle that is operating through its Platform is properly displaying a City-approved decal that identifies the PTC;

(d) every Motor Vehicle used to provide a Ride Sharing Service is only operated by the PTC Driver licensed to do so.

5.0 PRIVATE TRANSPORTATION COMPANY PROHIBITIONS

5.1 No Private Transportation Company shall:

(a) accept orders for, or in any way dispatch or direct orders to, a Person licensed under this section when doing so would be illegal under another municipal by-law or provincial statute;

(b) dispatch or direct orders to a Person other than a licensed PTC Driver;

(c) charge to a customer a tariff rate or other fee not filed with the City.

5.2 Every Private Transportation Company shall:

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- (a) provide the City on the first day of every third month with a count of the number of rides dispatched through its Platform originating in the City and shall concurrently, and in accordance with the City's Licensing Service Fee By-law, submit the corresponding quarterly fee.
 - (b) provide the Licensing Officer on the first day of every third calendar month with a list of PTC Drivers and Motor Vehicles (including plate numbers) that are using its Platform in the City;
 - (c) keep for a minimum of six (6) months a record of every Motor Vehicle dispatched on a trip, the date and time of dispatch, the place of pick-up and destination of such trip;
 - (d) submit, upon request, any such document deemed relevant by the Licensing Officer to any Person authorized to administer or enforce the provisions of this By-law;
 - (e) carry on business only in the name in which the licence has been issued;
 - (f) prior to accepting a customer's request for service, provide in writing to the customer the full fare to be charged for the service;
 - (g) notify the City, at least 72 hours before the effective date, of any changes to its tariff rates or other fees.
- 5.3 No owner, director, officer or employee of a Private Transportation Company shall refuse to provide information requested by the City for the purposes of an investigation pertaining to the administration or enforcement of this By-law.
- 5.4 No owner, director, officer or employee of a Private Transportation Company shall refuse to cancel the access to its Platform to any PTC Driver whose licence has been refused, suspended or revoked by the City