

Authority: City of Toronto Municipal Code Chapter 169, Officials, City, § 169-26A
Enacted by Council: March 5, 2008

CITY OF TORONTO

BY-LAW No. 230-2008

To amend City of Toronto Municipal Code Chapter 545, Licensing, to clarify sections requiring the provision of certain information to the Municipal Licensing and Standards Division by taxi and limousine owners and drivers after refusing a customer service.

WHEREAS the *City of Toronto Act, 2006* grants the City of Toronto the authority to enact by-laws for the licensing, regulating and governing of businesses wholly or partly carried on in the City of Toronto; and

WHEREAS, pursuant to that authority, the City of Toronto licenses, regulates and governs cabs and limousines operating in the City of Toronto under Article VIII, Owners and Drivers of Cabs, and Article XXXIX, Owners and Drivers of Limousines, of Chapter 545, Licensing, of The City of Toronto Municipal Code; and

WHEREAS section 545-148K(5) of The City of Toronto Municipal Code provides that a cab owner or driver who refuses to provide service to a person requesting the service of his or her cab is guilty of an offence if the basis for the refusal is that they had a previous engagement and they fail to provide specific information in support, including the name and address of their customer; and

WHEREAS section 545-488L(3) of The City of Toronto Municipal Code provides that a limousine driver or owner who refuses to provide service to a person who has pre-arranged the service of his or her limousine is guilty of an offence if the basis for the refusal is that they had a previous engagement and they fail to provide specific information in support, including the name and address of their customer; and

WHEREAS section 545-148K(5)(c) and 545-488L(3)(c) were not intended to require taxicab or limousine owners or drivers to provide information as to the name and address of a customer to another member of the public to whom they have refused service; and

WHEREAS section 545-148K(5)(c) and 545-488L(3)(c) require technical amendments to clarify that one of the constituent elements of the offence is the failure to provide the specified customer information in support of their refusal to provide service to the Municipal Licensing and Standards Division when requested to do so;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. Subsection 545-148K(5) of Article VIII, Owners and Drivers of Cabs, Chapter 545, Licensing, is amended by deleting subsection (5)(c) and replacing it with the following:
 - (c) Does not give the name and address of the person to whom he or she is so engaged, together with the time and place of such engagement, to the Municipal Licensing and Standards Division when requested by them to do so.”

2. Subsection 545-488L(3) of Article XXXIX, Owners and Drivers of Limousines and Limousine Service Companies, Chapter 545, Licensing, is amended by deleting subsection (3)(c) and replacing it with the following:

- (c) Does not give the name and address of the person to whom he or she is so engaged, together with the time and place of such engagement, to the Municipal Licensing and Standards Division when requested by them to do so.”

ENACTED AND PASSED this 5th day of March, A.D. 2008.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)