



## STAFF REPORT ACTION REQUIRED

### 2007 Annual Report of Toronto Licensing Tribunal

<b>Date:</b>	May 5, 2008
<b>To:</b>	Licensing and Standards Committee
<b>From:</b>	Richard Butts, Deputy City Manager
<b>Wards:</b>	All
<b>Reference Number:</b>	p:\2008\Cluster B\MLS\ls08001

#### **SUMMARY**

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The Relationship Framework governing the Toronto Licensing Tribunal sets out the matters to be discussed in the Annual Report from the Toronto Licensing Tribunal to Council.

Attached as Appendix “A” is the 2007 Annual Report of Toronto Licensing Tribunal, adopted at its Business Meeting held on November 22, 2007.

#### **RECOMMENDATIONS**

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**The Deputy City Manager responsible for Municipal Licensing and Standards Division recommends that:**

1. The 2007 Annual Report of Toronto Licensing Tribunal, adopted at its Business Meeting held on November 22, 2007, be forwarded to City Council for information.

#### **Financial Impact**

This report will have **no** financial impact beyond what has already been approved in the current year’s budget.

## ISSUE BACKGROUND

In accordance with the Relationship Framework for the Toronto Licensing Tribunal, as approved by Council, the Deputy City Manager responsible for licensing issues was designated the Program Liaison to the Toronto Licensing Tribunal, and is responsible for the review of the Tribunal's Annual Report. The Deputy City Manager shall also ensure the onward transmittal of the Tribunal's Annual Report to City Council, along with any relevant comments from civic officials.

## COMMENTS

Section 12.1.3 of the Relationship Framework states:

**“12.1.3 The Annual Report shall be submitted to the Deputy City Manager for transmittal to Council along with any comments from City staff.”**

The Relationship Framework governing the Toronto Licensing Tribunal sets out the matters to be discussed in the Annual Report from the Toronto Licensing Tribunal to Council.

Attached as Appendix “A” is the 2007 Annual Report of Toronto Licensing Tribunal, adopted at its Business Meeting held on November 22, 2007.

## CONTACT

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## SIGNATURE

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Richard Butts  
Deputy City Manager

## ATTACHMENTS

Appendix “A” - 2007 Annual Report of Toronto Licensing Tribunal

Appendix A – 2007 Annual Report of Toronto Licensing Tribunal

December 4, 2007

To: Richard Butts, Deputy City Manager  
From: Nirmal Bahal, Committee Secretary, Toronto Licensing Tribunal  
**Subject: Toronto Licensing Tribunal Annual Report**

The Toronto Licensing Tribunal at its Business Meeting held on November 22, 2007, unanimously approved the enclosed Annual Report prepared by the Chair.

In accordance with the Relationship Framework approved by Council for the Tribunal, the Annual Report is being forwarded to you for transmittal to the Licensing and Standards Committee and Council, along with any comments from City staff.

Also enclosed, for your information, is a copy of a document entitled “Guidelines for Content of the Annual Report”, which has been linked to the Tribunal’s web pages on the City’s web site at: <http://www.toronto.ca/licensing-tribunal/members-info.htm>

This document contains extracts of the Toronto Municipal Code and the Relationship Framework governing the Toronto Licensing Tribunal, which set out the matters to be discussed in the Annual Report from the Toronto Licensing Tribunal to Council. You will note that section 12.1.3 of the Relationship Framework states:

**“12.1.3 The Annual Report shall be submitted to the Deputy City Manager for transmittal to Council along with any comments from City staff.”**

If you have any questions about the Relationship Framework, please contact either:

Nancy Autton, Manager, Governance Structures and Corporate Performance  
Tel: 397-0306, e-mail: [nautton@toronto.ca](mailto:nautton@toronto.ca) or

Joanne Hamill, Senior Corporate and Policy Consultant  
Tel: 392-4499, e-mail: [jhamill@toronto.ca](mailto:jhamill@toronto.ca)

Nirmal Bahal  
Committee Secretary

c: Lenna Bradburn, Executive Director, Municipal Licensing & Standards  
Bruce Robertson, Director, Licensing Services, Municipal Licensing & Standards

Terry Howes, Manager, Court Operations – East, Court Services  
Albert Cohen, Director, Litigation, Legal Services  
Nancy Autton, Manager, Governance Structures and Corporate Performance  
Joanne Hamill, Sr Corp. Manager & Policy Consultant, City Manager’s Office

## **Guidelines for Content of Annual Report Toronto Licensing Tribunal**

This document contains extracts of the Toronto Municipal Code and the Relationship Framework governing the Toronto Licensing Tribunal, which set out the matters to be discussed in the Annual Report from the Toronto Licensing Tribunal to Council.

### **Extract of Toronto Municipal Code, Chapter 545-3, Licensing:**

**B. Mandate of the Toronto Licensing Tribunal.**

- (3) Chapter 545 of the Municipal Code sets out City Council's objectives with respect to licensing matters, and the Toronto Licensing Tribunal, through its independent adjudicative powers, shall:
  - (e) Report on its activities through the Annual Report required by Subsection E.

**E. Annual report.**

The Chair of the Toronto Licensing Tribunal shall report annually to the Planning and Transportation Committee or its successor, and the report shall include:

- (1) A summary of the activities of the Toronto Licensing Tribunal, including the number of hearings and hearing days, the types of hearings, and any changes made to the hearing process during the past year;
- (2) Any recommended changes to the policies and procedures of the Toronto Licensing Tribunal and any educational training proposed for the members of the Toronto Licensing Tribunal for the upcoming year;
- (3) Emerging licensing issues and observations that, in the Toronto Licensing Tribunal's opinion, should be reviewed by the City of Toronto; and
- (4) Any other matters that, in the Toronto Licensing Tribunal's opinion, impact the effective operation of the Toronto Licensing Tribunal.

### **Extract of Relationship Framework Governing the Toronto Licensing Tribunal As Amended by Council in June 2005:**

7.2 The key duties of the Chair are outlined below and include:

- (c) presenting the Annual Report to City Council;

11.1 The Chair of the Toronto Licensing Tribunal shall convene a Business meeting of all members at least twice per year to review the operation of the Tribunal in conjunction with the Tribunal Administrator, to make decisions on administrative matters and procedural policies and **the**

**content of the Annual Report**, to discuss emerging issues relating to Tribunal hearings, and any other matter pertinent to the effective operation of the Tribunal.

12.1.1 The Annual Report from the Toronto Licensing Tribunal to City Council shall be the primary means of communication with City Council. The Annual Report shall discuss matters such as the:

- (i) activities of the Tribunal during the past year;
- (ii) performance statistics for the past year;
- (iii) improvements made to the hearing process, including new procedural policies implemented;
- (iv) identification of improvements to the hearing process desired for the upcoming year;
- (v) any new training initiatives proposed for members;
- (vi) emerging licensing regulatory policy issues that should be considered and reported on by City Staff; and
- (vii) any other matters pertinent to the effective functioning of the Licensing Tribunal.

and for clarity, it is not recommended that the Tribunal be expected or encouraged to submit to City Council recommended changes to the Licensing By-law since this is the role of staff and the Tribunal can describe in its Annual Report any issues that may ultimately require By-law amendment after staff review and comment on implication.

12.1.2 The Chair, in preparing recommendations in the Annual Report regarding improvements to the hearing process, shall consult with the Administrator on the proposed improvements, including in respect to the potential impacts on the work processes and resource requirements of the City support staff. The Chair shall take the comments into account when recommending changes to the hearing process.

**12.1.3 The Annual Report shall be submitted to the Deputy City Manager for transmittal to Council along with any comments from City staff.**

12.3 Policies to be Developed

12.3.1 The Licensing Tribunal has the discretion of developing procedural policies for the hearings process that support the principles of the adjudicative process and municipal requirements.

12.3.2 The Licensing Tribunal's administrative practices and procedures for the conduct of business meetings must comply with City directives.

12.3.3 The Toronto Licensing Tribunal shall create, implement and from time to time review and, if appropriate, amend a Practice Direction, Procedure By-law, Code of Conduct, Conflict of Interest Policy, a Media Communications Policy, and a Lobbyist Disclosure Policy.

12.3.4 These policies shall be submitted as **part of the Annual Report** of the Licensing Tribunal.

14.3 Toronto Licensing Tribunal members are accountable for:

(ii) maintaining a regular and constructive reporting relationship with City Council through the Annual Report;

(15) Amendments:

From time to time, after consultation with the Tribunal, City Council may implement changes to this Relationship Framework and, **as part of the Annual Reporting** to City Council on the operations of the Tribunal, the Chair of the Licensing Tribunal may request that City Council consider changes to this Framework.

## **CHAIR'S REPORT**

November 22, 2007

To: The Deputy City Manager

From: Carol Shirliff-Hinds BA, LL.B  
Chair, Toronto Licensing Tribunal

### **Re: Toronto License Tribunal Report.**

I became Chair of the Toronto Licensing Tribunal ("Tribunal") effective June 1, 2007. I am pleased to welcome back with me our previous members: Ms. Carole Cushnie and Mr. Angelo Amenta. Also effective June 1, 2007 Council added four new members to our tribunal: Ms. Moira Calderwood, Mr. Joel Dick, Ms. Marlene Thomas and Mr. Ed Shiller. A mini-biography of all of the Tribunal members are now on the City of Toronto, Toronto Licensing Tribunal website. I have also attached a copy of the biographies for your convenience as exhibit "A".

Upon the arrival of our new Tribunal members, I ensured that they were paired up with the previously appointed members in order that they could learn from and be mentored by them. This approach had paid off handsomely. We now have a highly effective team which has learned the procedures of the Tribunal in a remarkable short turnaround time. I have complete confidence in all of the Tribunal members.

All new members have taken the Society of Ontario Arbitrators and Regulators training which is mandated. This training took place September 24<sup>th</sup> to September 28<sup>th</sup> 2007. It is proposed that on-going training of Tribunal members be undertaken with respect to their Tribunal duties to ensure that their knowledge of administrative law remains current and they have an opportunity to hone their adjudicative skills.

In order that all Tribunal members benefit from training that has been paid for through the Tribunal's training budget, I have requested that all materials received in the training be placed in the Tribunal room so that all members may have access. This request does not apply to the mandatory SOARS training that all members have already received.

We have had one decision of the Tribunal appealed this year. It was the case of the *Cantonese Stir Fry Restaurant et al*, released March 28, 2007, copy enclosed as Appendix "B". In that case, the superior court of Justice dismissed the judicial review brought by the City and held that there was no breach of natural justice in the manner in which the Tribunal had conducted the hearings.



Given the challenges that arose when the *Cantonese Stir Fry* case was appealed, it was recommended by the previous Tribunal that the relationship framework for the Tribunal contain a provision for the retention of independent outside legal counsel when needed to provide legal services to the Tribunal. This is common in many Tribunals and it was felt that the Toronto Licensing Tribunal could also benefit from independent legal advice. This recommendation was previously submitted in the Chair's Report of July 25, 2006.

In 2006 there were 189 reports processed, broken down as follows:

- 15 reports were withdrawn;
- 76 reports finalized by joint settlement;
- 60 reports finalized by full hearing;
- 17 reports finalized at pre-hearing and approved by the Tribunal;
- 61 reports were adjourned.

From January 11 2007 to May 2007 there were 149 reports processed. As can be seen if the trend stays in 2007 there will be a marked increase in the number of cases for 2007. I have enclosed as Appendix "C" the statistics for 2006 and the statistics from January to May (inclusive) for 2007.

I am pleased to report that for the 2007 year we have made improvements to our procedural by-law number 18 with respect to motions brought before the Tribunal. At the business meeting on March 29, 2007 the Tribunal unanimously approved paragraph 18 of the *Rules of Procedure*. There is now a clear procedure in place for the parties to follow to ensure that the effective running of the Tribunal may continue.

As Chair of the Tribunal I have ensured that the documentation on the *Code of Conduct* has been forwarded to the new Tribunal members. They now all have a copy of expected behaviours. I have also reviewed the decisions being released by the Tribunal in contested matters to ensure that they are consistent and clearly outline the facts at the hearing, the rationale for the decision and references to the by-law being applied.

I have reviewed the assignment of the panels for the scheduled hearings to ensure that there is a fair distribution of workload and adequate rotation of all tribunal members.

In addition, I ensured with the valuable and able assistance of the Tribunal administration staff, that an orientation session for the new members was scheduled. I also attended the orientation session which took place on June 4, 2007. At the session, the members heard presentations from Ms. Nancy Autton, Mr. Lance Alexander, Mr. Richard Mucha, Mr. Terry Howes and Ms. Teresa Leich on, among other things, the operation of the taxi industry and the role of the Tribunal. I believe that all in attendance benefited from the orientation and I

was very impressed by the number of people who took time out of their busy schedules to make the training a success.

In the short 5 months that I have been Chair I am pleased by the progress that has been made to date and the ease with which the new members, thanks to their training and mentoring, have assumed their responsibilities. I am also in debt to the more seasoned members who gave generously of their time to mentor the newer members.

Respectfully submitted,

Carol Shirliff-Hinds, B.A. LL.B  
Chair, Toronto Licensing Tribunal.

## **APPENDIX “A” - Biographies of the current Tribunal Members**

**Can be located electronically  
on the intranet under the following:**

**Accessing City Hall  
Committees / Task Forces  
Directory of Committees/Task Forces  
A – Z directory  
L  
Licensing Tribunal  
seven citizen members**

**APPENDIX “B” - Judicial Review (Chinese Restaurants)**

**is currently available in hard copy only (contact Tribunal Office: 416-392-3072)**

HEARING DATENO. OF AGENDA ITEMS PER HEARING**JANUARY 12, 2006****3 items**

2 adjourned (1 threshold)

[1 taxicab driver]

1 report for full hearing by Tribunal (threshold):

*1 building renovator's licence granted.***JANUARY 19, 2006****3 items**

3 adjourned (3 threshold) [taxicab driver; taxicab owner; food store + refreshment vehicle owner]

**JANUARY 26, 2006****5 items**

3 adjourned [taxicab drivers]

1 withdrawn by applicant [limousine driver]

1 finalized by joint submission (threshold) [taxicab driver]

**HEARING DATE**

**NO. OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**FEBRUARY 2, 2006**

**7 items**

3 adjourned [driving instructor; tow truck owner; tow truck driver]

2 finalized by joint settlement (1 threshold) [taxicab driver\*; hawker pedlar on foot]

2 reports for full hearing by Tribunal:

*1 taxicab driver's licence refused;*

*1 taxicab driver's licence renewed, suspended 7 days, conditions.*

**FEBRUARY 16, 2006**

**5 items**

3 adjourned (1 threshold) [variety store\*; taxicab driver; adult entertainment parlour]

2 reports for full hearing by Tribunal (1 threshold):

*1 adult entertainment parlour licence and restaurant licence renewal refused (threshold);*

*1 taxicab driver's licence refused.*

**FEBRUARY 23, 2006**

**8 items**

4 adjourned (2 threshold) [food store + refreshment vehicle owner\*; tow truck owner\*; taxicab driver; refreshment vehicle driver]

1 withdrawn by City [taxicab driver]

3 finalized by joint settlement (1 threshold) [3 taxicab drivers]

**HEARING DATE**

**NO. OF AGENDA ITEMS PER HEARING**

**MARCH 2, 2006**

**9 items**

1 adjourned (threshold) [driving instructor]

3 finalized by joint settlement (2 threshold) [taxicab drivers]

5 reports for full hearing by Tribunal (3 threshold):

*1 Ambassador owner's licence renewed, suspended 7 days, probation, conditions (threshold);*

*1 taxicab driver's licence granted, suspended 10 days, probation, conditions (threshold);*

*1 tow truck driver's licence granted, probation, conditions;*

*1 taxicab driver's licence renewed, suspended 10 days, probation, conditions (threshold);*

*1 taxicab driver's licence suspended 10 days, probation, and name stricken from Drivers' List.*

**MARCH 16, 2006**

**5 items**

2 adjourned (2 threshold) [taxicab driver; tow truck driver]

3 finalized by joint settlement (3 threshold) [taxicab driver; burlesque entertainer; food store + refreshment vehicle owner]

(\* denotes the threshold case)

**MARCH 23, 2006**

**9 items**

3 adjourned (1 threshold) [body rub attendant\*; Ambassador owner; refreshment vehicle driver]

1 withdrawn by City (threshold) [tow truck driver]

1 finalized by pre-hearing [2 taxicab owners (plate removal)]

1 finalized by joint settlement (threshold) [taxicab driver]

3 reports for full hearing by Tribunal (1 threshold):

*1 adult entertainment parlour sales agreement approved;*

*1 taxicab driver's licence refused (threshold);*

*1 tow truck driver's licence renewed, suspended 3 months, probation, conditions.*

**MARCH 30, 2006**

**9 items**

4 adjourned (3 threshold) [refreshment vehicle owner\*; livery driver\*; taxicab driver (2 reports (1\*))]

3 finalized by pre-hearing [3 taxicab owners (plate removal); 2 taxicab owners (plate removal);

2 taxicab owners & 1 taxicab driver (plate removal)]

1 finalized by joint settlement (threshold) [taxicab driver]

1 report for full hearing by Tribunal (threshold):

*1 tow truck driver's licence refused.*





**HEARING DATE**

**NO. OF AGENDA ITEMS PER HEARING**

**APRIL 6, 2006**

**11 items**

1 adjourned (threshold) [taxicab driver]

1 withdrawn by City [taxicab owner]

8 finalized by joint settlement (8 threshold) [2 Ambassador owners; 3 taxicab drivers; driving instructor; refreshment vehicle owner; tow truck owner]

1 report for full hearing by Tribunal:

*1 driving instructor's licence renewal refused.*

(\* denotes the threshold case)

**APRIL 20, 2006**

**8 items**

3 adjourned (2 threshold) [taxicab owner\*; tow truck owner\*; accessible taxicab owner]

3 finalized by joint settlement (2 threshold) [variety store\*; taxicab driver\*; tow truck driver]

2 reports for full hearing by Tribunal (2 threshold):

*1 driving instructor's licence renewed, suspended 30 days, to be revoked if fines not paid by July 30/06 (threshold);*

*1 taxicab driver's licence refused (threshold).*

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

**MAY 4, 2006**

**11 items**

3 adjourned (3 threshold) [tow truck driver; body rub attendant; burlesque entertainer]  
 2 finalized by joint settlement (2 threshold) [refreshment vehicle owner; taxicab driver]  
 4 finalized by pre-hearing [refreshment vehicle owner; food store + refreshment vehicle owner; limousine owner; 1 report re: plate removal = taxicab owner & taxicab driver]

2 reports for full hearing by Tribunal:

*1 taxicab owner's licence extended in the Estate;*

*1 refreshment vehicle driver's licence granted, suspended, probation, conditions.*

**MAY 11, 2006**

**8 items**

2 adjourned [taxicab driver; tow truck owner]

6 reports for full hearing by Tribunal (1 threshold):

*1 taxicab owner's licence extended in the Estate;*

*2 restaurant licences granted, probation, conditions (1 threshold);*

*1 taxicab driver's licence granted, suspended, conditions;*

*1 electrical contractor's licence granted, suspended, probation, conditions;*

*1 burlesque entertainer's licence renewed, probation, conditions.*

(\* denotes the threshold case)

**MAY 18, 2006**

**8 items**

2 adjourned [tow truck driver/owner; place of amusements + public garage]

4 finalized by joint settlement (1 threshold) [burlesque entertainer\*; driving instructor; taxicab driver; tow truck owner]

2 reports for full hearing by Tribunal:

*1 taxicab owner's licence extended in the Estate;*

*1 taxicab driver's licence renewal refused.*

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**JUNE 8, 2006**

**8 items**

- 2 adjourned (2 threshold) [taxicab owner; building renovator]
- 6 finalized by joint settlement (5 threshold) [taxicab owner\*; 5 taxicab drivers (4\*)]

**JUNE 15, 2006**

**8 items**

- 2 adjourned (1 threshold) [tow truck driver\*; food store]
  - 1 withdrawn by City [hairstylist]
  - 2 finalized by joint settlement (1 threshold) [body rub parlour owner/operator\*; taxicab driver]
- 3 reports for full hearing by Tribunal (3 threshold):
- 1 driving school instructor's licence granted, probation (threshold);*
  - 1 tow truck driver's licence granted, probation, conditions (threshold);*
  - 1 holistic practitioner's licence granted, probation, conditions (threshold).*

**JUNE 22, 2006**

**11 items**

- 1 to set a date [taxicab driver]
  - 2 adjourned [taxicab drivers]
  - 1 withdrawn by City [tow truck driver]
  - 1 withdrawn by applicant [taxicab driver]
  - 4 finalized by joint settlement (2 threshold) [2 taxicab drivers (1\*); taxicab owner\*; tow truck driver]
- 2 reports for full hearing by Tribunal (2 threshold):
- 1 building renovator's licence refused (threshold);*
  - 1 body rub attendant's licence refused (threshold).*

**JUNE 29, 2006**

**3 items**

- 3 adjourned [livery driver; tow truck driver; place of amusements + public garage]

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

**JULY 6 & 13, 2006**

**1 item**

1 report for full hearing by Tribunal (1 threshold):  
*1 taxicab driver's licence renewed, suspended, conditions (threshold).*

**JULY 20, 2006**

**1 item**

1 adjourned (hearing begun, adjourned to continue) [taxicab driver]

(\* denotes the threshold case)

**JULY 27, 2006**

**12 items**

6 adjourned (3 threshold) [4 taxicab drivers (2\*); livery driver\*; tow truck driver]  
1 withdrawn by City [taxicab driver]  
1 finalized by pre-hearing [refreshment vehicle owner]  
4 finalized by joint settlement (3 threshold) [2 taxicab drivers\*; limo owner\*; tow truck driver]

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**AUGUST 3, 2006**

**10 items**

3 adjourned (1 threshold) [Ambassador owner; taxicab driver; hairstylist\*]  
4 finalized by joint settlement (3 threshold) [limo driver\*; tow truck driver\*; refreshment vehicle driver\*; taxicab driver]

3 reports for full hearing by Tribunal:

*1 taxicab driver's licence renewed, suspended, conditions;*

*1 taxicab driver's licence granted, suspended, conditions;*

*1 tow truck driver's licence granted, conditions.*

**AUGUST 10, 2006**

**5 items**

1 adjourned (threshold) [tow truck driver]  
3 withdrawn by City (2 threshold) [taxicab driver\*; Ambassador owner\*; refreshment vehicle driver]  
1 finalized by joint settlement [tow truck driver]

**AUGUST 17, 2006**

**9 items**

4 adjourned (2 threshold) [3 taxicab drivers (2\*); building renovator]  
1 finalized by joint settlement [taxicab driver]

4 reports for full hearing by Tribunal (1 threshold)

*1 taxicab driver's licence renewed, conditions;*

*1 tow truck driver's licence granted, conditions (threshold);*

*1 hairstylist's licence granted, conditions;*

*1 body rub parlour sales agreement approved.*

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**SEPT. 7, 2006**

**7 item**

2 adjourned (1 threshold) [taxicab driver\*; Ambassador owner]

1 finalized by joint settlement (threshold) [Ambassador owner]

4 reports for full hearing by Tribunal (2 threshold):

*1 taxicab owner's {total of ten} licences renewed (threshold);*

*1 taxicab owner's licence placed on probation;*

*1 taxicab driver's licence renewal refused;*

*1 tow truck driver's licence renewed with conditions (threshold).*

**SEPT 14, 2006**

**10 items**

5 finalized by joint settlement (5 threshold) [3 taxicab drivers; livery driver; tow truck driver]

5 reports for full hearing by Tribunal (2 thresholds):

*1 taxicab driver's licence refused;*

*1 drain layer's licence granted, conditions (threshold);*

*1 limousine driver's licence granted, conditions (threshold);*

*1 taxicab owner's licence extended in the Estate;*

*1 body rub parlour sales agreement approved.*

**SEPT. 21, 2006**

**5 items**

3 adjourned (1 threshold) [taxicab driver; limousine owner; tow truck driver\*]

2 reports for full hearing by Tribunal (1 threshold):

*1 taxicab driver's licence renewed, conditions;*

*1 taxicab driver's licence renewed, suspended (threshold).*

**SEPT. 28, 2006**

**1 item**

1 adjourned (hearing commenced, continuing) [taxicab driver]

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**OCTOBER 5, 2006**

**5 items**

- 1 adjourned [place of amusements + public garage]
- 2 finalized by joint settlement (1 threshold) [taxicab driver\*; Ambassador owner]

2 reports for full hearing by Tribunal:

- 1 body rub parlour sales agreement approved;*
- 1 taxicab owner's licence extended in the Estate.*

**OCTOBER 12, 2006**

**7 items**

- 4 adjourned (2 threshold) [livery driver\*; tow truck driver\*; taxicab owner; limousine owner]
- 3 finalized by joint settlement (2 threshold) [tow truck driver\*; 2 taxicab drivers (1\*)]

**OCTOBER 19, 2006**

**9 items**

- 2 withdrawn by City [taxicab driver; restaurant]
- 1 withdrawn by applicant (threshold) [tow truck driver]
- 6 finalized by joint settlement (5 threshold) [2 taxicab drivers\*; 2 tow truck drivers\*; drain layer\*; Ambassador owner]

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

**NOVEMBER 9, 2006**

**5 items**

- 1 adjourned [variety store]
- 1 withdrawn by City [refreshment vehicle owner]
- 3 finalized by joint settlement [2 tow truck drivers; taxicab driver]

(\* denotes the threshold case)

**NOVEMBER 23, 2006**

**8 items**

- 3 adjourned (2 threshold) [2 tow truck drivers\*; restaurant]
- 1 finalized by joint settlement [limousine owner]
  
- 4 reports for full hearing by Tribunal (2 threshold):
  - 1 taxicab driver's licence refused (threshold);*
  - 1 tow truck driver's licence granted, conditions (threshold);*
  - 1 report re: plate removal = 2 taxicab owner's licences suspended;*
  - 1 holistic practitioner's licence renewed, conditions.*



**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**DECEMBER 7, 2006**

**11 items**

- 4 adjourned (2 threshold) [2 taxicab drivers\*; holistic centre; place of amusements + public garage]
- 5 finalized by pre-hearing [4 taxicab drivers; 1 report re: plate removal = 2 taxicab owners]
- 1 finalized by joint settlement [taxicab driver]

1 report for full hearing by Tribunal (threshold):  
*1 tow truck driver's licence granted, conditions (threshold).*

**DECEMBER 14, 2006**

**9 items**

- 3 adjourned [taxicab drivers]
- 3 finalized by pre-hearing [2 taxicab drivers; refreshment vehicle driver]
- 2 finalized by joint settlement (1 threshold) [tow truck driver\*; limousine owner]

1 report for full hearing by Tribunal:  
*1 tow truck driver's licence renewal refused.*



**TOTALS:**    254 minutes for 2006

- 189 reports processed
- 61 reports adjourned (81 adjournments)
  - 1 report to 'set a hearing date' only
- 15 reports withdrawn
- 76 reports finalized by joint settlement
- 60 reports finalized by full hearing (Tribunal decision)
- 17 reports finalized at pre-hearing & approved by Tribunal

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

**JANUARY 11, 2007**

**1 item**

1 adjourned (to continue) [taxicab driver]  
(Motion heard and decision rendered Jan 22/07)

**JANUARY 18, 2007**

**11 items**

1 withdrawn [holistic centre]  
2 adjourned [taxicab driver, Ambassador driver]  
5 finalized by pre-hearing [5 reports re: 8 taxicab owners; 2 taxicab drivers]  
2 finalized by joint settlement [2 body rub parlour sales]

1 for full hearing by Tribunal (threshold):  
*1 application for livery driver's licence denied.*

**JANUARY 22, 2007**

**1 item**

1 adjourned (to continue) [taxicab driver]  
(continued from Jan 11/07; Motion heard Jan 11/07; decision rendered today)

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**FEBRUARY 1, 2007**

**7 items**

4 adjourned [tow truck driver; place of amusement/public garage; taxicab driver; Ambassador owner]

2 finalized by joint settlement (1 threshold) [Ambassador owner\*; taxicab driver]

1 report for full hearing by Tribunal:

*1 application for taxicab driver's licence denied.*

**FEBRUARY 8/9, 2007**

**1 item**

1 adjourned (to continue)

[taxicab driver]

(continued from Jan 22/07)

**FEBRUARY 15, 2007**

**8 items**

1 matter to set a date only [taxicab driver]

5 adjourned (3 threshold) [2 taxicab drivers\*; tow truck driver\*; taxicab owner + taxicab driver; building renovator]

1 finalized by joint settlement (threshold) [tow truck driver]

1 report for full hearing by Tribunal (threshold):

*1 applicant for a tow truck driver's licence approved.*

**FEBRUARY 16, 2007**

**1 item**

1 adjourned (to continue)

[taxicab driver]

(continued from Feb 8-9/07)

**FEBRUARY 22, 2007**

**13 items**

2 withdrawn by City [taxicab driver; limousine owner]

3 adjourned (1 threshold) [body rub parlour\*; 2 taxicab drivers]

5 finalized by pre-hearing [5 reports re: 3 taxicab owners; 2 taxicab drivers; limousine owner; building renovator]

3 finalized by joint settlement [Ambassador owner; taxicab driver; taxicab owner]

1 matter for full hearing by Tribunal (part of taxicab owner report above finalized by JS):

*1 matter regarding plate removal dismissed by Tribunal (taxicab driver).*



**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**MARCH 1, 2007**

**6 items**

2 adjourned [public garage; refreshment vehicle]

4 finalized by joint settlement (2 threshold) [3 taxicab owners\*; building renovator]

**MARCH 8, 2007**

**9 items**

1 adjourned [taxicab driver]

4 finalized by joint settlement (4 threshold) [2 tow truck drivers; taxicab driver; refreshment vehicle]

4 reports for full hearing by Tribunal (1 threshold):

*1 tow truck owner's licence renewed, suspended, probation, conditions (threshold);*

*1 taxicab driver permitted to remain on Drivers' List, condition imposed;*

*1 taxicab driver's licence continued with probation, conditions;*

*1 adult entertainment parlour owner/operator licence issued on condition.*

**MARCH 9, 2007**

**1 item**

1 adjourned (to continue)

[taxicab driver]

(continued from Feb 16/07)

**MARCH 15, 2007**

**7 items**

1 withdrawn by City [Ambassador owner]

3 adjourned (2 threshold) [taxicab driver\*; tow truck driver\* ; taxicab driver]

2 finalized by joint settlement (1 threshold) [refreshment vehicle\*; heating contractor]

1 report for full hearing by Tribunal:

*1 Estate extension granted.*

**MARCH 22, 2007**

**8 items**

2 withdrawn by City [2 taxicab drivers]

2 adjourned (1 threshold) [tow truck driver\*; taxicab driver]

2 finalized by pre-hearing [tow truck driver; Ambassador owner]

2 finalized by joint settlement (2 threshold) [taxicab driver; public garage]

**MARCH 29, 2007**

**1 item**

1 adjourned (to continue)

[taxicab driver]

(continued from Mar 9/07)

**HEARING DATE**

**NUMBER OF AGENDA ITEMS PER HEARING**

**APRIL 5, 2007**

**9 items**

- 1 withdrawn by City [taxicab owner]
- 1 adjourned [taxicab driver]
- 2 finalized by joint settlement [taxicab driver; tow truck driver]

- 5 reports for full hearing by Tribunal: (1 threshold)
- 1 application for tow truck driver's licence denied [threshold];*
- 3 body rub parlour sales agreements approved;*
- 1 taxicab sales agreement approved with conditions.*

(\* denotes the threshold case)

**APRIL 12, 2007**

**8 items**

- 2 adjourned (1 threshold) [2 tow truck drivers]
- 2 to set a date (1 threshold) [taxicab driver\*; place of amusement/public garage]
- 2 finalized by joint settlement (2 threshold) [taxicab driver; tow truck driver]

- 2 reports for full hearing by Tribunal:
- 1 application for adult entertainment parlour owner/operator approved;*
- 1 building renovator renewed, conditions.*

**APRIL 13, 2007**

**1 item**

- 1 adjourned (to continue) [taxicab driver]

**APRIL 19, 2007**

**6 items**

- 2 withdrawn by applicants [second hand dealer; tow truck driver]
- 2 adjourned (1 threshold) [tow truck owner & driver\*; taxicab driver]
- 1 finalized by joint settlement (threshold) [tow truck driver]

- 1 report for full hearing by Tribunal:
- 1 application for restaurant licence dismissed*

**APRIL 26, 2007**

**6 items**

- 1 adjourned [taxicab driver]
- 4 finalized by joint settlement (4 threshold) [2 taxicab driver; limo driver; tow truck driver]

- 1 report for full hearing by Tribunal:

*1 taxicab driver renewal refused*

**STATISTICS - 2007****Page 5 of 5****HEARING DATE****NUMBER OF AGENDA ITEMS PER HEARING**

(\* denotes the threshold case)

**MAY 3, 2007****5 items**

- 1 withdrawn by MLS (threshold) [taxicab driver]
- 2 adjourned (threshold) [tow truck driver; motorized refreshment vehicle owner\*]
- 2 finalized by joint settlement (2 threshold) [tow truck driver; tow truck owner & driver]

**MAY 10, 2007****9 items**

- 3 adjourned (1 threshold) [tow truck owner\*; taxicab driver; pre-hearing (limousine owner)]
- 3 finalized by pre-hearing [3 reports re: Ambassador taxicab owner; 4 taxicab owners; taxicab driver]
- 3 finalized by joint settlement (1 threshold) [taxicab driver\*; taxicab driver; body rub parlour]

**MAY 17, 2007****5 items**

- 1 adjourned [taxicab driver]
- 1 finalized by pre-hearing [limousine owner]
- 2 finalized by joint settlement (1 threshold) [tow truck driver\*; limousine owner]

1 report for full hearing by Tribunal:

*1 tow truck driver granted 15 days to comply with licensing requirements.*

**MAY 24, 2007****13 items**

- 1 withdrawn by applicant [taxicab driver]
- 7 adjourned (1 threshold) [building renovator\*; taxicab driver; public garage; restaurant;
- 2 limousine owner; tow truck driver]
- 5 finalized by joint settlement (3 threshold) [2 taxicab owners\*; taxicab driver\* Ambassador taxicab owner; taxicab driver]

**MAY 31, 2007****12 items**

- 1 dismissed (threshold) [tow truck driver]

4 adjourned (1 threshold) [tow truck driver\*; 2 taxicab drivers; taxicab owner]  
7 finalized by joint settlement (3 threshold) [restaurant\*; hair salon\*; taxicab & limousine driver\*; restaurant; 2 taxicab drivers)



**TOTAL OF** 149 minutes January to end May 2007