

ABRIDGED VERSION OF THE TORONTO MUNICIPAL CODE, CHAPTER 545



Abridged Version of Municipal Code, Chapter 545
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TORONTO MUNICIPAL CODE
LICENSING

ARTICLE I
General Licensing Provisions

§ 545-1. Definitions.

For the purposes of this chapter, the following terms shall have the meanings indicated:

CAB — A taxicab. When used in reference to a cab, “owner” includes:
[Amended 2005-07-21 by By-Law No. 706-2005]

- A. The owner of a cab licensed as such or required to be licensed as such under this chapter; and
- B. The holder of the plate portion of a permit issued by the Ministry of Transportation, and, where the records of the Ministry of Transportation indicate that the motor vehicle is leased, the lessee, who is registered as such with the Ministry of Transportation.

CITY COUNCIL — The Council of the City of Toronto.

CITY OF TORONTO — The urban area defined as such in the *City of Toronto Act, 1997 (No.1)*.

ENDORSEMENT — The additional consent provided to the holder of a licence under this chapter to carry on a related business activity which would otherwise require a licence under this chapter. **[Added 2004-07-22 by By-law No. 657-2004]**

EXECUTIVE DIRECTOR — The Executive Director of the Municipal Licensing and Standards Division, of the City of Toronto.

LIMOUSINE — Any automobile, other than a taxicab as defined by this chapter, used for hire for the conveyance of passengers in the City of Toronto, and formerly referred to in this chapter as a “livery cab.” **[Added 2005-07-21 by By-law No.706-2005]**



LIMOUSINE SERVICE COMPANY — Any person or entity which accepts calls in any manner for booking, arranging or providing limousine transportation. **[Added 2005-07-21 by By-law No. 706-2005]**

MEDICAL OFFICER OF HEALTH — The Medical Officer of Health for the City of Toronto Health Unit as defined in the *Health Protection and Promotion Act*, or his or her designate.

MINOR — Any person under the age of 18 years. **[Added 2005-07-21 by By-law No. 671-2005]**

MUNICIPAL LAW ENFORCEMENT OFFICER — A person appointed as a municipal law enforcement officer in accordance with Chapter 150 of the City of Toronto Municipal Code, as amended.

MUNICIPAL LICENSING AND STANDARDS DIVISION — The Municipal Licensing and Standards Division, of the City of Toronto, and includes employees thereof.

PERSON — Includes a firm or corporation to whom the context can apply.

TAXICAB — An ambassador taxicab, a standard taxicab and an accessible taxicab.

TAXICAB BROKER — Any person who accepts calls in any manner for taxicabs used for hire and which are owned by persons other than himself or herself, his or her immediate family or his or her employer.

TORONTO LICENSING TRIBUNAL — The Toronto Licensing Tribunal, renamed as such by this chapter under the authority of O.Reg. 214/96, made under the *Municipal Act*, as amended.

VEHICLE — A motor vehicle, trailer, traction engine, farm tractor, road-building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle or a street car.



§ 545-2. Licence requirement.

A. There shall be taken out by the following persons a licence from the Municipal Licensing and Standards Division authorizing them respectively to carry on their several trades, businesses, and occupations in the City of Toronto for which licence the person obtaining the same shall pay to the Municipal Licensing and Standards Division at the time of taking out such licence the fee fixed by this chapter, and no person shall, within the City of Toronto, carry on or engage in any of the said trades, businesses or occupations until he or she has procured such licence so to do:

(9) Every owner and every driver of a cab.

(44) Every taxicab broker.

B. Applicability to owners and drivers of cabs.

(1) Subject to Subsection B(2) of this section, Subsection A(9) shall apply to every owner and every driver of a cab engaged in the conveyance of goods or passengers from any point within the City of Toronto to any point outside the City of Toronto.
[Amended 2008-01-02 by By-law No. 1425-2007]

(2) Persons with disabilities; school children.

(a) In this subsection, a “person with a disability” is a person who has a persistent physical, mental, psychiatric or sensory impairment.

(b) Subsection B(1) does not apply to the owner or driver of a cab engaged in the conveyance of:

[1] Children taking the cab both to and from nursery school, school or other full-time education institution; or

[2] Persons with disabilities from any point within the City of Toronto to any point outside of the City of



Toronto, provided that the conveyance is made pursuant to a written contract for the use of the cab, a copy of which contract has been filed with the Municipal Licensing and Standards Division at least 30 days before the day upon which the conveyance is made; and the conveyance is made by a cab with respect to which there is a valid and subsisting licence issued under a by-law passed by a municipality under paragraph 1 of section 232 of the *Municipal Act*, as amended.

§ 545-3. Toronto Licensing Tribunal.

[Amended 2003-09-25 by By-law No. 1012-2003; 2005-06-16 by By-law No. 590-2005]

A. Name.

The Toronto Licensing Commission is renamed the Toronto Licensing Tribunal in English and Tribunal de Delivrance de Permis de Toronto in French.

B. Mandate of the Toronto Licensing Tribunal.

- (1) The Toronto Licensing Tribunal shall conduct the hearings and perform the duties that are assigned to it under this chapter.
- (2) City Council has delegated its decision-making powers to the Toronto Licensing Tribunal as a quasi-judicial adjudicative body to hear evidence and submissions and make independent decisions after a hearing respecting whether a licence should be issued, refused, suspended, revoked or have conditions placed upon it.
- (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:
 - (a) Uphold the spirit and intent of the Municipal Code;



- (b) Determine the extent to which an applicant's or licensee's individual circumstances and qualifications meet the requirements of the Municipal Code;
- (c) Have regard for the need to balance the protection of the public interest with the need for licensees to make a livelihood;
- (d) Ensure the hearing process is accessible and transparent and that hearings are conducted in a timely manner with due process; and
- (e) Report on its activities through the Annual Report required by Subsection E.

C. Relationship Framework.

The Chair and members of the Toronto Licensing Tribunal shall be guided by the Relationship Framework for the Toronto Licensing Tribunal, as amended from time to time by City Council, which outlines the roles and responsibilities of the stakeholders in the licensing hearing process.

D. Business meetings.

- (1) The Chair of the Toronto Licensing Tribunal shall convene at least two business meetings of the Toronto Licensing Tribunal every year for the purposes of:
 - (a) Reviewing the operation of the Toronto Licensing Tribunal;
 - (b) Making decisions regarding administrative matters, procedural policies and the content of the Annual Report required by Subsection E;
 - (c) Discussing emerging policy issues relating to Toronto Licensing Tribunal hearings; and



- (d) Discussing any other matters pertinent to the effective operation of the Toronto Licensing Tribunal.
- (2) All business meetings shall have a formal agenda, be recorded via meeting minutes and be open to the public.
- (3) Public notice of the Toronto Licensing Tribunal's business meetings shall be given by posting the notice on the notices page of the City of Toronto's web site for at least 10 days immediately preceding the business meeting.
- (4) A notice given under Subsection D(3) is sufficient even if there are times during the minimum notice period when the City of Toronto's web site is not accessible.
- (5) A notice given under Subsection D(3) shall contain the following information:
 - (a) A general description of the matters to be discussed at the meeting;
 - (b) The date, time and location of the meeting; and
 - (c) Instructions on obtaining additional information or attending the meeting.
- (6) Quorum for a business meeting of the Toronto Licensing Tribunal shall be four members.

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.

F. Appointments of members and Chair; vacancies.

- (1) The Toronto Licensing Tribunal shall be composed of no more than six members appointed by City Council and one Chair appointed by City Council.
- (2) No member of City Council or a person who was a member of Council within three years of an appointment may be appointed as a member of the Toronto Licensing Tribunal.
- (3) If a member of the Toronto Licensing Tribunal is unable to fulfil his or her duties for any reason, the Chair of the Toronto Licensing Tribunal shall notify the City Manager as soon as possible of the vacancy and, if known to the Chair, the reason for the vacancy.
- (4) The City Manager may initiate a search process to appoint a new member, and City Council may appoint a new member to fill the vacancy.
- (5) If the Chair is unable to fulfill his or her duties on a short-term basis, the Chair shall designate a current member as the Acting Chair, who, during his or her tenure as Acting Chair, shall have the powers and duties of the Chair.



- (6) If the Chair permanently vacates his or her position for any reason:
 - (a) The Toronto Licensing Tribunal shall select a Temporary Chair from among its members;
 - (b) The Temporary Chair shall notify the City Manager as soon as possible that the position of Chair has been vacated; and
 - (c) The City Manager may request City Council to initiate a search process to appoint a new Chair, and City Council may appoint a new Chair to fill the vacancy.

G. Terms.

- (1) Members of the Toronto Licensing Tribunal shall be appointed by and at the pleasure of City Council for terms coinciding with the term of City Council, and shall serve until their successors are appointed.
- (2) The Chair shall be appointed by and at the pleasure of City Council for a term coinciding with the term of City Council, and shall serve until his or her successor is appointed.
- (3) Any person appointed to replace a member or the Chair of the Toronto Licensing Tribunal before the member's or Chair's term expires shall hold office for the remainder of that term.
- (4) Members of the Toronto Licensing Tribunal are eligible for reappointment, subject to any policies adopted by City Council regarding citizen reappointments or term limits to the City of Toronto's Agencies, Boards, Commissions and Corporations.

H. Remuneration.

- (1) The members and Chair of the Toronto Licensing Tribunal shall be paid such remuneration and expenses as may be fixed by City Council from time to time.



- (2) For greater certainty, the members and Chair of the Toronto Licensing Tribunal are not employees of the City of Toronto and are not eligible for any employee benefits or deductions.

I. Role of the Chair.

- (1) The Chair of the Toronto Licensing Tribunal shall oversee the effective and efficient operation of the Toronto Licensing Tribunal.
- (2) The duties of the Chair shall include, but are not limited to:
 - (a) Overseeing the hearing process;
 - (b) Developing procedural policies related to the hearing process and the conduct of the Toronto Licensing Tribunal members;
 - (c) Ensuring that the content of the Toronto Licensing Tribunal's web site is current, public-friendly and clear;
 - (d) Mentoring members of the Toronto Licensing Tribunal, especially new members;
 - (e) Retaining and co-ordinating the work of outside consultants that have been retained to give the Toronto Licensing Tribunal legal or other professional advice under Subsection K(1).
 - (f) Liaising with City Council, the public and the media as required;
 - (g) Preparing the annual report required by Subsection E;
 - (h) Reviewing the written decisions of the Toronto Licensing Tribunal for clarity only, but, for greater certainty, the Chair shall not review the rationale or outcome of any decision;



- (i) Chairing the business meetings of the Toronto Licensing Tribunal required under Subsection D; and
- (j) Occasionally participating in hearing panels as required or desirable.

J. Panels.

- (1) A proceeding before the Toronto Licensing Tribunal shall be considered and determined by a panel of the Toronto Licensing Tribunal.
- (2) The composition of hearing panels shall be set out in the Procedure By-law of the Toronto Licensing Tribunal.
- (3) If a member is unable to serve on the panel after having been appointed to do so but before the proceeding has commenced, the Chair or another member appointed by the Chair may serve on the panel in place of such member.
- (4) A Hearing Panel Chair shall be designated for each hearing.
- (5) Membership in a hearing panel shall be randomly assigned to maximize the rotation of members.

K. Support to the Tribunal.

- (1) The Toronto Licensing Tribunal may, in addition to the support provided by City of Toronto staff, retain persons who are not employees of the City of Toronto to provide legal or other professional advice in connection to a hearing, to assist in developing procedures or policies, or to provide adjudicative training for members.
- (2) Any person or people retained under Subsection K(1) to provide legal or other professional advice in connection to a hearing shall be independent of the parties to the hearing.
- (3) Any legal or other professional advice provided in connection to a hearing by a person or people retained under subsection



(1) shall be made known to the parties to the hearing, and the Toronto Licensing Tribunal shall provide the parties with the opportunity to make submissions on the advice.

- (4) The Toronto Licensing Tribunal shall follow any and all relevant City of Toronto procurement practices or policies when retaining any person or people under Subsection K(1).
- (5) Administrative support to the Toronto Licensing Tribunal shall be provided by staff of the City of Toronto.

L. Written reasons.

- (1) The Toronto Licensing Tribunal shall provide brief written reasons setting out the salient evidence and the reasons for each of its decisions.
- (2) The written reasons shall be made available to the public at no more than a nominal cost.

§ 545-4. Licences, applications and renewals.

B. Issuance or denial of licence; hearing.

- (1) The Municipal Licensing and Standards Division shall, upon receipt of an application for a licence, or the renewal thereof, make or cause to be made such investigations as may be necessary with respect to such application and shall:
 - (a) If the investigation or any other information available to the Municipal Licensing and Standards Division discloses reasonable grounds to believe that the applicant may not be entitled to the issuance or renewal of a licence on the grounds referred to in Subsections C and C.1, or by reason of any other provision of this chapter, forthwith cause notice of this fact to be sent by prepaid mail to the applicant at the address as shown on the application form; or **[Amended 2004-01-29 by By-law No. 1172004]**



- (b) Subject to the provisions of this chapter, direct that the licence be issued or renewed.
- (2) A notice sent pursuant to Subsection B(1)(a) shall include:
 - (a) A statement that the applicant may request a hearing of the application by the Toronto Licensing Tribunal by delivering a written request for a hearing to the Municipal Licensing and Standards Division within 30 days of the date of the notice sent pursuant to Subsection B(1)(a); and
 - (b) A statement that if no request for a hearing is delivered by the applicant in accordance with Subsection B(2)(a) of this section, the application will not be granted.
 - (3) Where the Municipal Licensing and Standards Division receives a request for a hearing from an applicant for a licence in accordance with Subsection B(2)(a), the application for a licence shall be referred forthwith to the Toronto Licensing Tribunal for a hearing.
 - (4) Subject to § 545-4G(4), if the applicant has applied for renewal of the licence and has remitted the prescribed fee, the licence shall be deemed to continue: **[Amended 2005-06-16 by By-law No. 513-2005]**
 - (a) Until the renewal is granted; or
 - (b) If the licensee is served with a notice under Subsection B(1)(a), until the time for requesting a hearing has expired or, where a hearing has been requested, until the Toronto Licensing Tribunal has made a disposition of such application.
- C. Grounds for denial of licence.
- (1) An applicant for a licence, or for the renewal of a licence, is,



subject to the provisions of this chapter, entitled to be issued the licence or renewal, except where:

- (a) The conduct of the applicant affords reasonable grounds for belief that the applicant has not carried on, or will not carry on, his or her trade, business or occupation in accordance with law and with integrity and honesty; or
 - (b) There are reasonable grounds for belief that the carrying on of the trade, business or occupation by the applicant has resulted, or will result, in a breach of this chapter or any other law; or
 - (c) The applicant is a corporation and its conduct or the conduct of its officers, directors, employees or agents affords reasonable grounds for belief that its trade, business or occupation has not been, or will not be, carried on in accordance with law and with integrity and honesty; or
 - (d) There are reasonable grounds for belief that the premises, accommodation, equipment or facilities in respect of which the licence is required have not complied, or will not comply, with the provisions of this chapter or any other law; or
 - (e) The conduct of the applicant or other circumstances afford reasonable grounds for belief that the carrying on of the business by the applicant has infringed, or would infringe, the rights of other members of the public, or has endangered, or would endanger, the health or safety of other members of the public.
- (2) Despite § 545-8A of this chapter, subsection 11(1) of By-law No. 20-85 of the former Municipality of Metropolitan Toronto shall continue to apply to proceedings commenced before February 3, 2000.



- C.1. Administrative thresholds for denial of licence. **[Added 2004-01-29 by By-law No. 117-2004; amended 2004-06-24 by By-law No. 483-2004]**
- (1) In addition to the grounds set out in Subsection C of this section, the Municipal Licensing and Standards Division shall, with respect to applications received on or after July 1, 2004, refuse the issuance or renewal of a licence where an applicant has not met the business licensing thresholds as set out in Appendix K to this chapter.
 - (2) Where an applicant is a corporation or a partnership, the requirements of § 545-4C.1(1) shall apply to any of the officers or directors of the corporation or partners in the partnership. **[Amended 2005-09-30 by By-law No. 754- 2005]**
- D. Notwithstanding any decision of, or statement by, the Toronto Licensing Tribunal, the Commissioner, the Executive Director, or any employee of the Municipal Licensing and Standards Division, respecting the granting of a licence or application therefor, no person shall be deemed to be licensed to carry on or engage in the trade, business or occupation for which such licence is required until he or she has paid the fee required by this chapter to be paid with respect to such licence and has received the physical licence, plate, or other evidence of the granting of such licence provided for in this chapter.
- E. The Executive Director or his or her designate shall sign all licences issued pursuant to this chapter, and his or her signature may be printed or mechanically reproduced upon each licence issued, and such licence shall be in such form as the Executive Director may from time to time approve.
- F. Validation stickers.
- (1) Where provision is made in this chapter for supplying or issuing a plate bearing an identifying number for use on a vehicle in respect of any class of licence, the Executive Director may authorize the issuance and use of an approved form of validation sticker on such plate in respect of any period for which a licence of such class is issued.



- (2) A plate with a validation sticker affixed thereto in accordance with the provisions of this section is valid for the licence period for which the sticker was issued.
- (3) Where the Executive Director has authorized the issuance and use of a validation sticker under Subsection F(1) in respect of any class of licence for any licence period:
 - (a) Every person to whom a renewal licence of such class issued shall:
 - [1] Obtain such sticker from the Municipal Licensing and Standards Division at the time such licence is issued;
 - [2] Affix the sticker to the top right-hand corner of the plate issued by the Municipal Licensing and Standards Division for the vehicle in respect of which the licence is issued; and
 - [3] Maintain the sticker on the plate throughout the period for which the licence is valid.
 - (b) The use of a plate not validated in respect of any licence period for which such validation is required by this section shall be deemed not to constitute compliance with any provision of this chapter requiring a plate to be affixed to or maintained on a vehicle.

G. Renewal of licences.

- (1) A person holding a licence issued pursuant to this chapter may make application for the renewal of such licence by completing and mailing to the Municipal Licensing and Standards Division by prepaid regular mail a renewal application on such form as the Executive Director may from time to time approve.
- (2) Notwithstanding that a licence has been renewed, the Municipal Licensing and Standards Division may require the



holder of a licence to file with the Municipal Licensing and Standards Division such certificates or other documentary evidence as may be required as evidence that such applicant satisfies the requirements of this chapter.

- (3) Effective July 1, 2004, all licences issued under this chapter shall be renewed on the anniversary of the date upon which the licence was first issued (the “new renewal date”), provided that the applicable licence fees for renewal in 2005 shall be phased-in on a pro-rated basis as follows: **[Added 2004-07-22 by By-law No. 657-2004]**
- (a) Where the period from the previous renewal date in 2004 as set out in Appendix A to this chapter prior to July 1, 2004 (the “old renewal date”) to the new renewal date is more than three calendar months, licence holders renewing their licences after July 1, 2004, will be required to renew their licence on the old renewal date, at which time they shall pay on a pro-rated basis for the period from the old renewal date to the new renewal date, and every year thereafter on the new renewal date; or
- (b) Where the period from the old renewal date to the new renewal date is three calendar months or less, licence holders renewing their licenses after July 1, 2004, will be required to renew their licence on the old renewal date, at which time they shall pay on a pro-rated basis for the period from the old renewal date to the first anniversary of the new renewal date, and every year thereafter on the new renewal date.
- (4) Effective January 1, 2005, where persons holding a licence issued under this chapter fail to renew their licence by the renewal date as defined under § 545- 4G(3), they shall, upon submitting an application for renewal after the renewal date, be subject to a late renewal administration fee, which shall be payable in addition to the annual licence fee as follows: **[Added 2004-07-22 by By-law No. 657-2004]**



- (a) Application for renewal within the first 30 days: \$8.00;
 - (b) Application for renewal from 31 to 60 days: \$59.00; and
 - (c) Application for renewal from 61 to 90 days: \$114.00.
- (5) Effective January 1, 2005, where a person holding a licence issued under this chapter fails to renew his or her licence within 90 days of the specified renewal date, the person shall no longer be entitled to renew the licence and shall be required to apply for a new licence under this chapter, subject to the payment of such fees as may be required. **[Added 2004-07-22 by By-law No. 657-2004]**
- H. Where a person licensed under this chapter fails to renew his or her licence in accordance with the provisions of this chapter, any plate issued or supplied under this chapter in respect of such licence shall be returned to the Municipal Licensing and Standards Division, and the plate shall remain with the Municipal Licensing and Standards Division until such time as the licence is renewed.
- I. Licence to be posted on premises or carried by licensee.
- (1) Every person obtaining a licence under this chapter, where the same applies to premises, shall keep his or her licence posted up in some conspicuous place on the premises in respect of which the licence is issued, and every person so licensed shall, when so requested by the Municipal Licensing and Standards Division, produce the licence for inspection.
 - (2) Every person obtaining a licence under this chapter, where the same applies to the occupation of such person, shall carry such licence with him or her when engaged in the occupation for which the licence is issued, and every person so licensed shall, when so requested by the Municipal Licensing and Standards Division, produce the licence for inspection.
- J. Where two or more persons carry on or engage in partnership in any of the trades, businesses or occupations set out in § 545-2, the licence may be issued in the name of one partner only, but when the application for licence is made, the name and address of each



member of the partnership shall be set out therein.

- K. Licences non-transferable; advertisement of alternate business name prohibited.
- (1) No person shall enjoy a vested right in the continuance of a licence, and upon the issuance, renewal, transfer, cancellation or suspension thereof, the value of a licence shall be the property of City Council.
 - (2) No licence shall be transferred except in accordance with this chapter.
 - (3) No person licensed to carry on business under this chapter shall advertise or promote or carry on such business under any name other than the name endorsed upon the licence.
- L. The licences for the several trades, businesses and occupations set out in Appendix A at the end of this chapter shall be from the period commencing on the date of issuance or renewal of such licences and, unless they are sooner forfeited or revoked, shall, in each case, expire in each year on the date as set out in § 545-4G(3). **[Amended 2004-07-22 by By-law No. 657-2004]**
- M. The sums of money set out in Appendix A at the end of this chapter for each fee class are, effective July 1, 2004, the current amounts of the fee for such licences, and these amounts shall be updated on a yearly basis in accordance with § 545-4N. **[Amended 2003-09-24 by By-law No. 905-2003; 2004-07-22 by By-law No. 657-2004]**
- N. The licence fees set out in Appendix A at the end of this chapter shall automatically increase on the first day of January in each year, commencing January 1, 2004, by the percentage increase in the All Items Index of the Consumer Price Index (not seasonally adjusted) for the Toronto Census Area, published by Statistics Canada, during the twelve-month period ending on September 30th of each previous year. **[Added 2003-09-24 by By-law No. 905-2003]**



- O. Amendments to licence. **[Added 2004-07-22 by By-law No. 657-2004]** Effective July 1, 2004, where any person holding a licence under this chapter applies for an amendment to the licence at any time other than renewal of the licence, he or she shall pay an amendment fee of \$54.00.
- P. Validity of endorsements. **[Added 2004-07-22 by By-law No. 657-2004]**
- (1) Where a person holding a licence under this chapter is issued an endorsement to permit additional business activity under the license, the business activity permitted under the endorsement shall be commenced within 60 days of the issuance of the endorsement and carried on continuously thereafter.
 - (2) In the event that the relevant business activity is not commenced as required under § 545-4P(1) or is discontinued for a continuous period of time of at least 30 days, the endorsement shall be deemed to be expired and the licensee shall be required to pay a fee to amend the licence as required under § 545-4O.
 - (3) No person shall obtain or use an endorsement except as required under this § 545-4P.

§ 545-5. General provisions

- A. Every person applying for or holding a licence under this chapter shall, in such application or in carrying on or engaging in the trade, business or occupation in respect of which the licence is issued, observe, comply with, and be governed by the regulations set out in the respective articles in this chapter which relate to such person, and the said articles shall form part of this chapter.
- B. The Municipal Licensing and Standards Division and any person authorized by the Commissioner may at all reasonable times inspect as much of any house, place or premises as is used for the carrying on of any trade, business or occupation in respect of which any person has or is required to have a licence under this chapter, and



may inspect any goods, articles, books, records and other documents of or relating to any such trade, business or occupation, and no person who has or is required to have a licence under this chapter shall obstruct or hinder the making of the inspection aforesaid, or cause or permit the same to be obstructed or hindered.

- C. No person licensed under this chapter shall, because of race, colour, or creed, discriminate against any member of the public in the carrying on of the trade, business or occupation in respect of which the licence is issued.
- D. No person licensed under this chapter shall, in respect of any blind person being guided or led by a dog, by reason only of the presence of the said dog:
 - (1) Refuse to serve such person;
 - (2) Refuse to permit such person to enter with such dog into or upon any place, premises, vehicle or thing to which the licence relates; or
 - (3) Refuse to permit such person and such dog to remain in or upon such place, premises, vehicle or thing.
- E. No person licensed under this chapter shall, in respect of any person with a disability, by reason only of the presence of such disability:
 - (1) Refuse to serve such person;
 - (2) Refuse to permit such person to enter into or upon any place, premises, vehicle or thing to which the licence relates; or
 - (3) Refuse to permit such person to remain in or upon such place, premises, vehicle or thing.
- I. Threats or reprisals.
 - (1) For the purposes of this section, “any action by way of threat or reprisal” means:



- (a) Terminating or purporting to terminate any employment other business relationship governed by the provisions of this chapter; and
 - (b) Causing or purporting to cause pecuniary harm in respect of any business governed by the provisions of this chapter.
- (2) No person licensed under this chapter shall, by any means whatsoever in respect of the licensed business carried on by such person, take any action by way of threat or reprisal against any other person licensed under this chapter by reason only of such person's participation in proceedings instituted under this chapter.
- (3) No person licensed under this chapter shall, by any means whatsoever in respect of the licensed business carried on by such person, take any action by way of threat or reprisal against any other person licensed under this chapter by reason only of such person's participation in the exercise of the authority of City Council to enact by-laws for the licensing, regulating and governing of businesses in the City of Toronto.
- K. If what is known as "daylight saving time" has been generally adopted in the City of Toronto for any period of the year under any statute, order in Council, by-law, resolution or proclamation, whether the same is effective in law or not, such time shall be held to be the time referred to during such period in any reference to time in this chapter.
- L. In this chapter, unless the context otherwise requires, words importing the singular number shall include the plural, and words importing the masculine gender shall include the feminine.
- M. Where any licensee, or where the licensee is a corporation or partnership, any officer or director of the corporation or partner in the partnership, in the course of the tenure of the licence ceases to comply with the business licensing thresholds contained in Appendix K to this chapter, the licensee shall immediately contact and advise



the Municipal Licensing and Standards Division of the nature and extent of the violation, and failure to provide such notice may independently result in the suspension of the licence-holder's licence. **[Added 2004-01-29 by By-law No. 117-2004; amended 2004-06-24 by By-law No. 483-2004; 2005-09-30 by By-law No. 754-2005]**

§ 545-6. Toronto Licensing Tribunal hearings.

- A. The Toronto Licensing Tribunal shall consider at a public hearing all applications for licences or renewal of licences referred to it pursuant to § 545-4B(3) of this chapter, and the Toronto Licensing Tribunal may, subject to this chapter, grant the licence applied for or may refuse to grant such licence, or may grant the licence to the applicant upon such conditions as the Toronto Licensing Tribunal considers appropriate and as are authorized by law. For greater certainty, the Toronto Licensing Tribunal shall not be bound by the business licensing thresholds as set out in Appendix K to this chapter, provided that the Toronto Licensing Tribunal shall be required to report, within a reasonable period of time, to the appropriate community council with respect to stationary licenses, or to the Planning and Transportation Committee with respect to mobile or trades licences, setting out the basis for: **[Amended 2004-01-29 by By-law No. 117-2004]**
- (1) A decision to issue or renew a licence refused by the Municipal Standards and Licensing Division for failure to comply with § 545-4C.1; or
 - (2) A decision not to attach conditions, revoke or suspend a licence as recommended by Municipal Standards and Licensing Division for failure to comply with the business licensing thresholds as set out in Appendix K to this chapter.
- B. The Municipal Licensing and Standards Division may refer to the Toronto Licensing Tribunal for a hearing any matter in respect of which a licence may be refused, suspended, revoked or have conditions imposed on it pursuant to this chapter, which shall include the failure by a licensee, or where the licensee is a corporation or



partnership, any officer, director, employee or agent of the corporation or partner in the partnership, to comply with the business licensing thresholds as set out in Appendix K to this chapter.

[Amended 2004-01-29 by Bylaw No. 117-2004; 2004-06-24 by By-law No. 483-2004]

C. The Toronto Licensing Tribunal may, for any of the reasons set out in § 545-4C of this chapter:

- (1) Suspend or revoke any licence issued under this chapter;
- (2) Impose such conditions upon a licence as it considers appropriate and as are authorized by law; and
- (3) Suspend a licence or continue the suspension of a licence where a hearing which has been commenced is for any reason adjourned, pending final disposition of the hearing.

D. Conditions on licences.

- (1) Despite Subsection C of this section, the Toronto Licensing Tribunal may, having regard to the conduct of the business by the licensee, suspend the passing of penalty and direct that the licence continue on such conditions as the Toronto Licensing Tribunal considers just and as are authorized by law.
- (2) Where a licensee who is bound by conditions issued in accordance with Subsection D(1) of this section is found to have contravened those conditions or any provision of this chapter, in addition to any penalty that the Toronto Licensing Tribunal may impose in respect of that contravention, the Toronto Licensing Tribunal may: **[Amended 2009-30-04 by By-Law 495-2009]**
 - (a) Impose any suspension or revocation of the licence that could have been imposed had the passing of penalty not been suspended; and



- (b) Impose such further conditions as the Toronto Licensing Tribunal considers just and as are authorized by law.
- E. Upon suspension or revocation of a licence issued under this chapter, the licensee shall return to the Municipal Licensing and Standards Division the licence, and any plate or plates or any other evidence of such licence issued under this chapter, and the Municipal Licensing and Standards Division shall have access to any premises, vehicle or other property of the licensee for the purpose of receiving or taking the licence, plate, or other evidence of such license, and no person shall refuse to deliver the licence, plate, or other evidence of such licence to the Municipal Licensing and Standards Division or shall in any way prevent or hinder the receiving or taking of same.
- F. Notice of the revocation of any licence may be given by the Municipal Licensing and Standards Division by registered letter, mailed to the address given by the licensee in his or her application for the licence, or by communication to the licensee in any manner whatsoever, and upon such notice, the licence revoked shall cease and terminate and be of no further effect.
- G. Prior notice of hearing; recording of proceedings.
 - (1) The Municipal Licensing and Standards Division shall, prior to the commencement of any hearing before the Toronto Licensing Tribunal, give to the licensee or applicant at least seven days' notice of such hearing, mailed or delivered to the address last known to the Municipal Licensing and Standards Division.
 - (2) The proceedings of the Toronto Licensing Tribunal shall be taken down and recorded by a court reporter.

§ 545-7. Offences.

- A. Every person who contravenes any of the provisions of this chapter is guilty of an offence and on conviction is liable to a fine not exceeding \$25,000.



- B. Where a corporation is convicted of an offence under Subsection A, the maximum penalty that may be imposed on the corporation is \$50,000.
- C. Where a corporation contravenes any of the provisions of this chapter, every director or officer who concurs in such contravention is guilty of an offence and on conviction is liable to a fine not exceeding \$25,000.
- D. Every person who contravenes the provisions of § 545-2A(7) or (55) 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 or to imprisonment for a term not exceeding one year or to both.
- E. Where a corporation is convicted of an offence under Subsection D, the maximum penalty that may be imposed on the corporation is \$50,000.

§ 545-8. Transitional provisions.

- A. By-law No. 20-85 of the former Municipality of Metropolitan Toronto, being a Bylaw “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area,” as amended, is repealed.
- B. Notwithstanding Subsection A, all licences heretofore issued pursuant to the said By-law No. 20-85, as amended, shall, during the period for which the same have been issued, remain in full force and effect unless for some other reason the same are terminated, suspended, forfeited or revoked, and Subsection A shall not affect any offence committed against the said By-law No. 20-85, nor any penalty incurred in respect thereof, nor any investigation, legal proceeding or remedy thereunder.
- C. Subject to § 545-4C(2) of this chapter, any investigation or legal proceeding commenced under or in respect of the said By-law No. 20-85 prior to the enactment of this chapter shall be taken up and continued under and in conformity with this chapter.



ARTICLE VII Taxicab Brokers

§ 545-123. Records of trips to be kept.

Every taxicab broker shall keep a record of every car dispatched on a trip, the date and time of dispatch, the place of pick-up and destination of such trip and shall retain such record for a period of at least 12 months and shall, at the request of the Municipal Licensing and Standards Division, produce such records for inspection.

§ 545-124. Information to be obtained by taxicab brokers.

- A. Every taxicab broker shall give to the Municipal Licensing and Standards Division a list of all cabs in respect of which he or she has any arrangement or agreement for the accepting of calls for service, identifying such cab by the name of the owner and the number of the plate issued by the Municipal Licensing and Standards Division, and shall, within 48 hours of any addition to or deletion from such list, advise the Municipal Licensing and Standards Division in writing thereof.
- B. Every taxicab broker shall ascertain the name of every driver driving a taxicab in respect of which the said taxicab broker has any arrangement or agreement for the accepting of calls for service, and shall, within 72 hours of the time when such driver first drives such taxicab pursuant to a contract, agreement or arrangement, provide to the Municipal Licensing and Standards Division in writing the driver's said name and the time when he or she commenced to drive the said taxicab.
- C. When a driver described in Subsection B ceases to drive a taxicab due to termination of any contract, agreement or arrangement as described in Subsection B, the taxicab broker shall, within 72 hours of the said termination, notify the Municipal Licensing and Standards Division in writing of the said termination.



- D. Subject to Subsection F hereof, every taxicab broker shall keep a record showing, in respect of his or her brokerage, the following information:
- (1) The number of calls for taxicab service received;
 - (2) The number of such calls which are not serviced and the reason therefor;
 - (3) A continuous account of the number of taxicabs in active operation having the right to accept calls for service from the said taxicab broker, including the times at which each such taxicab went on the road each day, any time or times thereafter during that day when it was off duty, and the time at which it was last available for service to the public on that day;
 - (4) The number of dispatched calls serviced by each taxicab referred to in Subsection D(3); and
 - (5) A list of all complaints and compliments received concerning taxicab service provided by that broker or his or her brokerage or by taxicabs having the right to accept calls for service from such broker, including, with respect to each complaint or compliment, the following information:
 - (a) The name and taxicab driver's licence number of the driver involved;
 - (b) The name of the person from whom it was received; and
 - (c) A brief description of the allegations contained therein.
- E. Subject to Subsection F hereof, every taxicab broker shall, within seven days of the end of each month, deliver to the Municipal Licensing and Standards Division a copy of the records required to be kept by him or her in accordance with Subsection D of this section in respect of the operation of the said taxicab broker's brokerage during that month.
- F. For the purpose of Subsections D and E of this section, "taxicab" does not include a taxicab belonging to an owner who does not own



any other taxicab licensed or required to be licensed under this chapter.

- G. Every taxicab broker shall register with the Municipal Licensing and Standards Division a record showing the amounts of all brokerage fees charged by the taxicab broker.

§ 545-125. Licences held by corporations; notification of transfer of shares.

- A. Where a corporation is the holder of a taxicab broker's licence or licences, the corporation shall forthwith advise the Municipal Licensing and Standards Division of all transfers of shares of the capital stock thereof.
- B. Where, as a result of the transfer of shares of a corporation, the Municipal Licensing and Standards Division has reasonable grounds to believe that the corporation may not be entitled to the continuation of its licence in accordance with this chapter, the Toronto Licensing Tribunal may determine whether the licence or licences shall be revoked or have conditions placed on it.

§ 545-126. Annual return to be filed.

Every limited liability taxicab broker company shall file, with the Municipal Licensing and Standards Division, an annual return on a form supplied by the Municipal Licensing and Standards Division, on or before February 28 of each year.

§ 545-127. Previous engagements to be kept.

Every taxicab broker licensed under this chapter shall serve the first person requiring the service of his or her brokerage at any place within the City of Toronto at any specified time by day or night, and, if he or she plead some previous engagement, he or she shall upon demand 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. He or she shall punctually keep all his or her appointments or engagements and shall not accept any engagement that a previous appointment would prevent him or her from fulfilling; provided, however, that he or she shall not be compelled to accept any order from a person who owes him or her for a previous fare or service, unless and until the same be paid.



§ 545-128. Interference with incoming calls.

No taxicab broker shall, having as his or her sole intent the prevention of the reception of incoming calls from the public for taxicab service, remove or permit the removal of the receiver from the hook of any telephone normally used by him or her for the accepting of such calls, and no taxicab broker shall with such intent agree to arrange with any other person to prevent or interfere in any way with the reception of such calls.

§ 545-129. Exclusive concession agreements.

- A. For the purpose of this section, “exclusive concession agreement” includes any agreement, whether or not for valuable consideration, which has for its purpose or effect the granting to any person of a right or licence to provide taxicab service to any public transportation terminal, subway station, hotel, motel, taxicab stand, or to any other place to the exclusion of one or more other taxicabs.
- B. No broker shall enter into or become a party to an exclusive concession agreement.
- C. No broker shall pay, agree to pay, accept, or agree to accept a fee or consideration, or do any other act or thing, pursuant to an exclusive concession agreement.

§ 545-129.1. Flat rates.

[Added 2003-04-16 by By-law No. 214-2003]

- A. A taxicab broker may enter into flat rate arrangements with charge account customers, provided that the taxicab broker shall not pay any taxicab driver who services a flat rate any less or significantly more than the meter rate for that call. **[added 2008-02-02 by By-law No. 1082-2007]**
- B. Any flat rate arrangements entered into by a taxicab broker with charge account customers must, for trips originating within the City of Toronto, excluding the area bounded by Kipling Avenue on the east, Finch Avenue on the north, Eglinton Avenue on the south and the western boundary of the City of Toronto, and terminating at Lester B.



Pearson International Airport, be in accordance with Appendix M,
Taxi Tariffs from the City of Toronto to Lester B. Pearson
International Airport. **[added 2008-01-02 by By-law No. 1082-2007]**

ARTICLE VIII
Owners and Drivers of Cabs

§ 545-130. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ACCESSIBLE TAXICAB — A taxicab used exclusively for the provision of taxicab services to persons with disabilities.

ACCESSIBLE TAXICAB TRAINING COURSE — The accessible taxicab training course approved by the Executive Director.

AMBASSADOR TAXICAB — A taxicab in respect of which a licence is first issued after July 29, 1999, but does not include a taxicab in respect of which a licence is issued as a result of a sale of a standard taxicab.

AMBASSADOR TAXICAB TRAINING COURSE — The ambassador taxicab training course approved by the Executive Director.

DRIVER — A driver of a cab who is licensed as such or required to be licensed as such under this chapter, and includes an owner who drives a cab.

DRIVERS' LIST — The list maintained by the Municipal Licensing and Standards Division in accordance with § 545-133 of this article.

FLEET — Any number of standard taxicabs or livery cabs in excess of one owned by the same owner.

HIS OR HER CAB and HIS OR HER TAXICAB:

- A. When used in reference to an owner, refers to a cab in respect of which such owner is licensed under this chapter.



- B. When used in reference to a driver, refers to a cab driven or otherwise operated by such driver.
- C. When used in reference to a person operating or exercising rights over a taxicab pursuant to a notice of designated custodian, a notice of designated agent, or a lease, refers to the relationship between such person and such taxicab.

INDIVIDUAL PERSON — A natural person.

NOTICE OF DESIGNATED AGENT — A notice filed with the Municipal Licensing and Standards Division in accordance with § 545-144, and “designated agent” means a person designated under such notice.

NOTICE OF DESIGNATED CUSTODIAN — A notice filed with the Municipal Licensing and Standards Division in accordance with § 545-143, and “designated custodian” means a person designated under such notice.

OWNER — Owner of a cab or of cabs licensed as such or required to be licensed as such under this chapter.

PASSENGER — Any person in a cab other than the driver.

SALE — The sale of one or more standard taxicabs or livery cabs in respect of which licences are issued under this chapter, accompanied by an application to the Municipal Licensing and Standards Division for the issue of new licences.

SALE OF A STANDARD TAXICAB — Includes the sale or transfer, by one or more transactions, of the controlling interest in a corporation referred to in § 545-151 of this article and any transaction or transactions by which such controlling interest is acquired.

STANDARD TAXICAB — A taxicab in respect of which a taxicab owner’s licence was issued prior to July 29, 1999, and includes all taxicabs in respect of which licences are issued as a result of a sale of a standard taxicab, regardless of when such licences are issued.



TO OPERATE — When used in reference to a cab, includes to drive a cab, and to make a vehicle available to the public for use as a cab but does not include the services performed by a taxicab broker licensed under this chapter.

YEAR DATE — The figures appearing under the heading “year” in the description of motor vehicle portion of the current Ontario Ministry of Transportation passenger motor vehicle permit for any vehicle.

§ 545-131. Issuance and renewal of cab driver’s licences.

- A. Additional information to be filed with application for driver’s licence; temporary cab driver’s licence.
- (1) In addition to any information required to be furnished under this chapter, every applicant for a licence as a driver:
 - (a) Shall produce a valid driver’s licence with his or her application;
 - (b) Shall submit with his or her application three photographs of himself or herself, one of such photographs to be attached to the licence and the other two to be filed with the Municipal Licensing and Standards Division, and, upon application for renewal of any licence, shall furnish new photographs if required so to do by the Municipal Licensing and Standards Division;
 - (c) Shall be examined by the Municipal Licensing and Standards Division as to his or her knowledge of skills relating to taxicab driving as set out in a curriculum approved by the Executive Director or his or her designate; and
 - (d) Before being examined, shall pay to the Municipal Licensing and Standards Division the prescribed examination fee.



- (2) Except as provided in this section, no owner shall be granted a cab driver's licence.
- (3) An owner who has complied with the provision of Subsection A (1) of this section and whose licence has been so endorsed by the Municipal Licensing and Standards Division may act as driver of:
 - (a) Any cab of which he or she is the owner; and
 - (b) Any other cab unless he or she has not completed the five year term of probation attached to an owner's licence issued to a person on the drivers' list referred to in § 545-133B of this article.
- (4) Notwithstanding Subsection A(3)(b) of this section, an owner who has not completed the five-year term of probation referred to therein, who ordinarily drives his or her cab on a regular shift basis, and whose cab is temporarily out of operation due to damage caused by an accident or due to mechanical breakdown, may, upon application to the Municipal Licensing and Standards Division, be issued a temporary cab driver's licence authorizing him or her to drive a cab not owned by him or her until his or her own cab can be returned to service, provided that the applicant:
 - (a) Attends at the office of the Municipal Licensing and Standards Division, completes the prescribed form of application for such licence and pays the prescribed fee therefor;
 - (b) Provides proof, in a form satisfactory to the Municipal Licensing and Standards Division, that his or her cab cannot be operated, together with the reasons therefor; and



- (c) Subject to § 545-137B of this article, turns in the cab owner's licence, picture card and taxicab plate issued to him or her by the Municipal Licensing and Standards Division.

 - (5) Every owner to whom a temporary driver's licence is issued under this section shall, forthwith upon his or her cab being repaired and operable as a taxicab, reattend with the cab at the Municipal Licensing and Standards Division office, and provide to the Municipal Licensing and Standards Division a certificate of mechanical fitness, at which time his or her temporary cab driver's licence issued to him or her under this subsection shall expire and his or her licence, picture card and plate may be returned to him or her.

 - (6) A cab owner who has been issued a temporary cab driver's licence under Subsection A(4) may, during the subsistence of such licence, drive any taxicab in respect of which the owner is licensed by the Municipal Licensing and Standards Division, and any motor vehicle for which spare plates have been issued to him or her under § 545-137B of this article.

 - (7) The Toronto Licensing Tribunal may revoke a temporary driver's licence for failure by the licensee to comply with the provisions of this section or for any other cause authorized by law.
- B. Training courses required prior to renewal of driver's licences.
- (1) Every applicant for the renewal of a licence as a driver shall:
[Amended 2003-02-07 by By-law No. 93-2003]
 - (a) Attend and successfully complete the taxicab driver's refresher training course provided by the Municipal Licensing and Standards Division once every four consecutive years, which course shall address skills relating to taxicab driving as set out in a curriculum approved by the Executive Director or his or her designate; and



- (a.1) Until the end of 2007, where an applicant for renewal of a licence as a driver that is endorsed with an accessible taxicab licence is required to attend the taxicab driver's refresher training course under Subsection B(1)(a), he or she must also attend an additional day of training to review accessible operator best practices. **[Added 2005-10-28 by Bylaw No. 903-2005]**
- (b) Subject to Subsection B(2) of this section, successfully complete a one-day first aid and cardiopulmonary resuscitation course provided by the Ambulance Services Division of the City of Toronto's Works and Emergency Services Department, or by such other agency as may be approved by the Executive Director, once every four consecutive years.
- (2) Subsection B(1)(b) of this section does not apply to any driver who is unable to attend the course prescribed therein due to health reasons and who files with the Municipal Licensing and Standards Division a medical certificate or report from a qualified medical practitioner stating that such driver is unable to attend the course due to health reasons.
- C. Examination requirements prior to licence renewal.
- (1) Where a person previously licensed as a driver fails to renew his or her licence for more than three consecutive years, such person shall be examined in accordance with Subsection A(1)(c) and (d) of this section.
- (2) Where a person previously licensed as a driver fails to renew his or her licence for any period up to and including three years, such person shall be examined in accordance with Subsection A(1)(c) and (d) of this section but shall not be required to attend any classes or courses in relation to such examination.



- (3) Despite Subsection C(1) and (2) of this section, the Executive Director or his or her designate may, for compassionate reasons only:
 - (a) Exempt any person from Subsection C(1) and (2) of this section; or
 - (b) Direct that the licence be renewed on the condition that the applicant comply with Subsection C(1) or (2) of this section as soon as possible.

§ 545-131.1. Training courses required prior to renewal of owner's licences.

[Added 2003-02-07 by By-law No. 93-2003]

- A. Every applicant for the renewal of an owner's licence shall attend and successfully complete the taxicab owner's refresher training course once every four consecutive years, which course shall address knowledge relating to taxicab management as set out in a curriculum approved by the Executive Director or his or her designate.
- B. Subsection A does not apply to any owner who is unable to attend the course prescribed therein due to health reasons and who files with the Municipal Licensing and Standards Division a medical certificate or report from a qualified medical practitioner stating that such owner is unable to attend the course due to health reasons.

§ 545-132. Issuance of taxicab owner's licences.

- A. No taxicab owner's licence may be issued except in accordance with §§ 545-132B and M, 545-142A and B and 545-151 of this article.
- B. Subject to this article, ambassador taxicab licences may be issued to:
 - (1) Persons on the drivers' list; and



- (2) An owner of a standard taxicab who wishes to obtain the issuance of an ambassador taxicab licence by converting his or her standard taxicab licence to an ambassador taxicab licence in accordance with Subsection C of this section.
- C. Issuance of ambassador taxicab licence to owner of standard taxicab licence.
- (1) An owner of a standard taxicab who has met the requirements of § 545-131A(1) of this article and whose licence has been endorsed to permit him or her to drive a taxicab may, upon application to the Municipal Licensing and Standards Division, be issued an ambassador taxicab licence, and upon the issuance of such ambassador taxicab licence, such owner's standard taxicab licence shall be terminated.
 - (2) An owner of a standard taxicab licence shall not be issued an ambassador taxicab licence unless such owner complies with all other provisions of this chapter applicable to the operation of an ambassador taxicab and successfully completes the ambassador taxicab training course within the three-year period immediately prior to the issuance of the said ambassador taxicab licence.
 - (3) An owner whose standard taxicab licence has been terminated in accordance with Subsection C(1) of this section may, upon application to the Municipal Licensing and Standards Division, be issued a standard taxicab licence, and upon the issuance of such standard taxicab licence, such owner's ambassador taxicab licence shall be terminated.
- D. Limitation on number of ambassador taxicab licences issued to qualified persons.
- (1) In this section "qualified persons" means persons who:
 - (a) Successfully complete the ambassador taxicab training course;



- (b) Pay the prescribed fee for attendance at the ambassador taxicab training course, plus any applicable taxes;
 - (c) Comply with all provisions of this chapter applicable to the operation of an ambassador taxicab; and
 - (d) Are entitled to the issuance of a licence in accordance with this chapter.
- (2) The Municipal Licensing and Standards Division shall issue no more than 1,403 ambassador taxicab licences to qualified persons on the drivers' list. **[Amended 2003-04-16 by By-law No. 215-2003]**
- (3) Despite Subsection D(2), in 2003 the Municipal Licensing and Standards Division shall issue no more than 420 ambassador taxicab licences to qualified persons on the drivers' list. **[Added 2003-04-16 by By-law No. 215-2003]**
- (4) Despite Subsection D(2), in 2004 the Municipal Licensing and Standards Division shall issue no more than 208 ambassador taxicab licences to qualified persons on the drivers' list. **[Added 2003-04-16 by By-law No. 215-2003]**
- (5) Despite Subsection D(2), in 2005 the Municipal Licensing and Standards Division shall issue no more than 213 ambassador taxicab licences to qualified persons on the drivers' list. **[Added 2003-04-16 by By-law No. 215-2003]**
- E. Notice of election.
- (1) In this section, "notice of election" means a notice of election form approved by the Executive Director, describing the elections available under Subsection F of this section.
 - (2) When a person on the drivers' list is eligible for the issuance of an ambassador taxicab licence or an accessible taxicab licence by reason of such person's position on the drivers' list, the Municipal Licensing and Standards Division shall notify



such person of such eligibility by a notice in writing sent by regular pre-paid mail to such person's last known address on file with the Municipal Licensing and Standards Division.

- (3) The notice referred to in Subsection E(2) of this section shall include:
 - (a) The date of the next available ambassador taxicab training course; and
 - (b) A notice of election.
- F. A person on the drivers' list who is eligible for the issuance of an ambassador taxicab licence or accessible taxicab licence by reason of such person's position on the drivers' list shall, within 30 days of the date of the notice prescribed by Subsection E(2) of this section, elect to attend the next available ambassador taxicab training course, or elect to defer attendance at the ambassador taxicab training course for a period of one year, or elect not to attend the ambassador taxicab training course by completing a notice of election and filing it with the Municipal Licensing and Standards Division.
- G. Election to defer attendance at the ambassador taxicab training course.
 - (1) A person who fails to make the election referred to in Subsection F of this section shall be deemed to have elected to defer attendance at the ambassador taxicab training course for a period of one year.
 - (2) A person who has elected to defer attendance at the ambassador taxicab training course shall retain his or her position on the drivers' list unless such person has deferred attendance more than twice, in which case such person shall be repositioned to the bottom of the drivers' list.
 - (3) A person who has elected not to attend the ambassador taxicab training course shall be struck from the drivers' list.



- (4) A person who elects to attend the next available ambassador taxicab training course shall, prior to registering for the said course, attend in person at the offices of the Municipal Licensing and Standards Division and shall complete the prescribed forms.
 - (5) A person who elects to attend the next available ambassador taxicab training course but does not register for the said course or does not meet the minimum attendance requirement of the said course shall be deemed to have elected to defer attendance at the ambassador taxicab training course for a period of one year.
- H. Failure of ambassador taxicab training course.
- (1) A person on the drivers' list who fails the ambassador taxicab training course shall retain his or her position on the drivers' list and may re-attend at the next available ambassador taxicab training course or, if eligible to do so, may retake the ambassador taxicab training course examinations at the next available Ambassador taxicab training course.
 - (2) Despite Subsection H(1) of this section, a person on the drivers' list who fails the ambassador taxicab training course more than once, or who does not re-attend at the said course or re-take the examinations in accordance with Subsection H (1) of this section, shall be struck from the drivers' list.
- I. Time limit to start operation of ambassador taxicab after completing training course.
- (1) An applicant on the drivers' list shall, within 90 days of completing the ambassador taxicab training course, comply with all other provisions of this chapter pertaining to the operation of an ambassador taxicab and shall commence operating his or her ambassador taxicab.
 - (2) Subject to Subsection I(3) of this section, an applicant who fails to commence operating his or her ambassador taxicab



within the ninety-day period prescribed by Subsection I(1) of this section shall be re-positioned to the bottom of the drivers' list.

- (3) An applicant may, prior to the expiry of the ninety-day period prescribed by Subsection I(1) of this section, apply to the Toronto Licensing Tribunal for an extension of such ninety-day period, which extension shall not be granted unless the applicant satisfies the Toronto Licensing Tribunal that his or her failure to comply fully with the provisions of Subsection I(1) of this section is the result of illness, injury or pregnancy.

J. Ambassador taxicab licence non-transferable.

- (1) Notwithstanding any other provision of this chapter, the owner of an ambassador taxicab licence shall not lease, transfer, or sell his or her ambassador taxicab or give up possession, custody or control of such taxicab or allow any other person to manage or operate such ambassador taxicab.
- (2) Notwithstanding any other provision of this chapter, no owner or driver shall have possession, custody or control of an ambassador taxicab or manage or operate an ambassador taxicab not owned by such owner or driver.

K. The number of standard taxicab owners' licences which may be issued under this chapter shall not exceed the number issued as of July 29, 1999.

L. Subject to §§ 545-132C(3), 545-142A and B and 545-151 of this article, when a standard taxicab owner's licence is revoked, cancelled or otherwise terminated, such licence shall not be re-issued.

M. Restriction on number of accessible taxicab licences issued.

- (1) Definitions. As used in this section, the following terms shall have the meanings indicated:



QUALIFIED PERSONS — Persons who:

- (a) Successfully complete the accessible taxicab training course;
- (b) Pay the prescribed fee for attendance at the accessible taxicab training course, plus any applicable taxes;
- (c) Comply with all provisions of this chapter applicable to the operation of an accessible taxicab;
- (d) Provide proof, satisfactory to the Municipal Licensing and Standards Division, that his or her accessible taxicab will be used exclusively for the provision of taxicab services to persons with disabilities; and
- (e) Are otherwise entitled to the issuance of a licence in accordance with this chapter.

QUALIFIED TAXICAB BROKERAGES — Taxicab brokerages which:

- (a) Are licensed as taxicab brokerages pursuant to this chapter;
 - (b) Are approved by the Toronto Transit Commission for the operation of accessible taxicabs pursuant to a contract with the Toronto Transit Commission; and
 - (c) Are otherwise entitled to the issuance of a licence in accordance with this chapter.
- (2) The Municipal Licensing and Standards Division shall issue no more than 50 accessible taxicab licences in the year 2000 and no more than 25 accessible taxicab licences in the year 2001 to qualified persons on the drivers' list.
- (3) In the event that the maximum number of accessible taxicab licences which may be issued pursuant to Subsection M(2) of this section is not issued to qualified persons on the drivers'



list, the Municipal Licensing and Standards Division shall issue the remaining licences to qualified taxicab brokerages.

- (4) The Municipal Licensing and Standards Division shall not issue any licence pursuant to Subsection M(3) of this section unless the application for same was made prior to May 30, 2001, and unless the applicant qualified for the issuance of the licence and paid the applicable licence fee prior to May 30, 2001.
- (5) The Municipal Licensing and Standards Division shall issue no more than 10 accessible taxicab licences in each of the years 2005, 2006 and 2007. **[Added 2005-05-19 by By-law No. 373-2005]**

N. Leasing accessible taxicabs.

- (1) Subject to Subsection N(2) of this section, notwithstanding any other provision of this chapter, the owner of an accessible taxicab shall not lease, transfer, or sell his or her accessible taxicab, or give up possession, custody or control of such taxicab, or allow any other person to manage or operate such accessible taxicab.
- (2) Despite Subsection N(1) of this section, the owner of an accessible taxicab may permit up to three licensed taxicab drivers who have successfully completed the accessible taxicab training course to drive such owner's taxicab on a shift basis, subject to the following conditions:
 - (a) Every owner who was granted a licence pursuant to Subsection M(2) of this article shall drive his or her taxicab on a full-time basis;
 - (b) Every owner shall ensure that every driver engaged to drive his or her accessible taxicab returns such taxicab to such owner at the conclusion of each shift;
 - (c) Every owner shall keep and maintain a list of all persons driving his or her accessible taxicab; and



- (d) Every owner shall ensure that every driver of his or her accessible taxicab is properly licensed under this chapter.

O. Standard taxicabs endorsed as accessible taxicabs.

- (1) An owner of a standard taxicab who, as of the date of the enactment of this chapter, operates his or her standard taxicab as an accessible taxicab may continue to operate such standard taxicab as an accessible taxicab if the vehicle used for such taxicab meets the standards prescribed by § 545-140E of this article, and his or her licence has been so endorsed by the Municipal Licensing and Standards Division.
- (2) Every driver of a standard taxicab in respect of which the owner's licence has been endorsed as an accessible taxicab in accordance with Subsection O(1) of this section shall, within six months of the date of the enactment of this chapter, successfully complete the accessible taxicab training course.
- (3) No owner of a standard taxicab whose licence has been endorsed as an accessible taxicab shall permit any driver to operate his or her taxicab unless such driver successfully completes the accessible taxicab training course in accordance with Subsection O(2) of this section.
- (4) Except as provided in this section, an owner of a standard taxicab whose licence has been endorsed as an accessible taxicab shall be deemed to be the owner of a standard taxicab for the purposes of this chapter.

§ 545-133. Drivers' list.

A. Procedures.

- (1) The Municipal Licensing and Standards Division shall keep a list of the taxicab drivers desiring to obtain an ambassador taxicab licence or an accessible taxicab licence, and such



drivers' list shall be open and accessible to the public, and, subject to all other conditions and qualifications set out elsewhere in this chapter, when the number of ambassador taxicab licences or accessible taxicab licences is to be increased amongst the persons on the drivers' list, priority shall be given by order of seniority of application.

- (2) No person shall be placed on the drivers' list unless and until the following qualifications are met:
 - (a) The applicant is not at the time of the application licensed as an owner and has not been so licensed for a period of five years immediately preceding the application;
 - (b) The applicant is not, and has not been during the period of five years immediately preceding the application, a shareholder or partner in any company or firm having an interest, whether direct or indirect, in an owner's licence; and
 - (c) Neither the applicant, nor any corporation in which he or she holds or has ever held a controlling interest, nor any partnership in which he or she is or ever has been a partner, has been granted a taxicab owner's licence from any list established pursuant to this chapter or any predecessor thereof;
 - (d) Subject to Subsection A(8) of this section, the applicant is and has been licensed as a driver continuously by the Municipal Licensing and Standards Division without revocation, lapse, or suspension for at least three years immediately preceding the application, and has been continuously, and is presently, earning a living in the City of Toronto (on a full-time basis and not on a part-time basis) as a driver during the whole of such three-year period.



- (3) Every person applying to be placed on the drivers' list shall, at the time of application, file with the Municipal Licensing and Standards Division a statutory declaration on a form supplied by the Municipal Licensing and Standards Division setting out:
 - (a) The name of every employer of the applicant during the three years immediately preceding the application; and
 - (b) The amount of income earned from employment as a driver during the three years immediately preceding the application, and the amount of income from all other sources during such period.
- (4) Every person on the drivers' list shall on or before the 30th day of April in every year thereafter file with the Municipal Licensing and Standards Division a statutory declaration on a form supplied by the Municipal Licensing and Standards Division setting out the information referred to in Subsection A(3)(a) and (b) of this section, with respect to the preceding year.
- (5) Information concerning employers and tax returns to be supplied annually.
 - (a) Every person on the drivers' list shall:
 - [1] On or before the 30th day of April in every year thereafter, file with the Municipal Licensing and Standards Division a statement in writing signed by every person by whom he or she was employed, or provided service to, as a taxicab driver, indicating the period of such employment or during which such services were provided; and
 - [2] Upon request, in writing, from the Municipal Licensing and Standards Division, file with the Municipal Licensing and Standards Division a copy of part of his or her income tax return for the



preceding year in the form in which it was submitted to the federal government. The required part shall be restricted to name, address, date of birth, employer, those lines related to sources of income and, if submitted to the federal government, the statement of income and expenditure for the year.

- (b) No owner, broker, dispatcher or other person shall fail or refuse to comply with a request by a driver for a written statement referred to in Subsection A(5)(a)[1] of this section.
 - (c) Requests made under Subsection A(5)(a)[2] of this section shall be limited to conduct an audit of no more than 10 percent of all statutory declarations, as referred to in Subsection A(3) and (4) of this section, filed with the Municipal Licensing and Standards Division in any given year.
- (6) Reasons for removal from drivers' list.
- (a) An applicant on the drivers' list shall cease to continue to be eligible for an ambassador taxicab licence or an accessible taxicab licence and shall be struck off the drivers' list if at any time thereafter but before an ambassador taxicab licence or accessible taxicab licence has been issued:
 - [1] The applicant acquires, by purchase or otherwise, an owner's licence or an interest of any kind, whether direct or indirect, in an owner's licence or becomes or remains a shareholder in, or a partner in, or acquires or retains some other interest in, a company or firm which holds or acquires an owner's licence; or
 - [2] Subject to Subsection A(9) of this section, the applicant's licence as a driver lapses or is revoked;



or

- [3] Subject to Subsection A(8) of this section, the applicant ceases to earn a living in the City of Toronto on a full-time basis as a driver, provided that a driver whose licence has been suspended under this chapter shall be deemed not to cease to earn a living on a full-time basis as a driver during the period of suspension; or
- [4] The applicant fails to file with the Municipal Licensing and Standards Division any of the documents required by Subsection A(4) or (5) of this section.
 - (a.1) For the purposes of this section, the pecuniary interests of a spouse or same-sex partner of an applicant shall be deemed to also be the pecuniary interests of the applicant. **[Added 2003-05-23 by By-law No. 369-2003]**
 - (b) An applicant who has been struck off the drivers' list shall be notified of such action forthwith by the Municipal Licensing and Standards Division by letter addressed to the applicant at the last address of record furnished by the applicant to the Municipal Licensing and Standards Division.
- (7) Notwithstanding Subsection A(1), where the licence of a taxicab driver on the drivers' list is suspended under this chapter, the seniority of his or her application for an ambassador taxicab licence or an accessible taxicab licence shall be reduced by a period of time equivalent to the period of the suspension imposed by the Toronto Licensing Tribunal under this chapter, or one year if the suspension is under § 545-134A(2) of this article; and the provisions of this section shall apply, mutatis mutandis, to any subsequent suspension.



- (8) Excusable interruption in service.
- (a) Where an applicant satisfies the Toronto Licensing Tribunal that his or her failure to comply fully with the provisions of Subsection A(5) or A(6)(a)[3] of this section is the result of illness or injury and is entirely beyond the control of the applicant and that the interruption in service is not in all the circumstances excessive, the Toronto Licensing Tribunal may deem the employment service of the applicant to be uninterrupted.
 - (b) Subject to Subsection A(8)(c) of this section, where an applicant satisfies the Toronto Licensing Tribunal that failure to comply fully with the provisions of Subsection A(5) or A(6)(a)[3] of this section is the result of the applicant's pregnancy and that the interruption in service is not more than six consecutive months, the Toronto Licensing Tribunal may deem the employment service of the applicant to be uninterrupted.
 - (c) For the purposes of Subsection A(8)(b) of this section, an applicant shall, within 30 days of returning to earning a living on a full-time basis as a driver, file with the Municipal Licensing and Standards Division a written statement signed by a duly qualified medical practitioner, confirming the period of time during which the applicant was pregnant.
- (9) The Toronto Licensing Tribunal may, if it deems the employment service of an applicant to be uninterrupted for or during a particular period of time under Subsection A(8) of this section, deem, for the purpose of permitting such applicant to remain on the drivers' list, that his or her licence as a driver has not lapsed during the said period.
- (10) Notwithstanding the enactment of By-law No. 478-1999 on July 29, 1999, the drivers' list established pursuant to section 65 of Schedule 8 to By-law No.20-85 in force prior to the enactment of By-law No. 478-1999 shall be taken up and



continued under and in conformity with this Subsection A of this section.

(11) Applicability of prior by-laws to fleet managers and dispatchers.

(a) Notwithstanding the enactment of By-law Nos. 77-87 and 478-1999, and subject to Subsection A(11)(b) of this section, the provisions of sections 65 and 66 of Schedule 8 to By-law No. 20-85, as amended, in force prior to the enactment of By-law No. 77-87, shall remain applicable to every person licensed as a driver under this chapter who is employed as a dispatcher or fleet manager as of the date of the enactment of By-law No. 77-87.

(b) For the purposes of this subsection only:

[1] Any reference in section 65 of Schedule 8 to By-law No. 20-85, as amended, to fleet manager for a corporate owner shall be deemed to include reference to a fleet manager.

[2] Reference in paragraph 66(1)(b) of Schedule 8 to By-law No. 20-85, as amended, to dispatcher is deemed to include reference to a fleet manager.

B. Notwithstanding the enactment of By-law No. 478-1999 on July 29, 1999, the provisions of subsections 66(1) and (2) and section 69 of Schedule 8 to By-law No. 20-85, as amended, in force prior to the enactment of the said by-law, shall remain applicable to every person to whom a taxicab owner's licence was issued on a probationary basis.

§ 545-134. General provisions respecting licences and licence applications.

A. Command of English language; passenger vehicle driver's licence to be maintained.

(1) Every owner not being a corporation and every driver shall be



able to speak, read and write the English language.

- (2) Every driver, every owner of an ambassador taxicab and every other owner driving his or her own cab shall have and maintain in good standing at all times an unrestricted and fully privileged passenger vehicle driver's licence issued by the Province of Ontario, and the cab driver's licence, ambassador taxicab licence, and the driving privileges of an owner conferred under this chapter shall, for all purposes of this chapter, be conclusively deemed suspended during any period in which such driver's licence is under suspension.
- B. Every owner who drives his or her cab and every driver shall be of the full age of 18 years or over.
- C. Owners and drivers to be licensed.
- (1) No driver shall drive or act as driver of any cab unless the owner of such cab is licensed under this chapter as a cab owner with respect to such a cab.
 - (2) Subject to § 545-131B of this article, no owner of a livery cab or a standard taxicab shall permit or allow any person other than a licensed driver to operate his or her cab.
 - (3) No driver, while having the care and control of a livery cab or a standard taxicab, shall permit any person other than the owner or an employee of the owner of such cab to drive it.
- D. Every owner of more than one cab required to be licensed under this chapter shall take out a separate licence for each cab.
- E. Every driver and owner shall carry his or her licence with him or her at all times while operating a cab and shall produce same for inspection when requested to do so by the Municipal Licensing and Standards Division or a police officer.



- F. No owner shall by any arrangement or agreement permit any cab not owned by him or her to be driven under the authority of an owner's licence issued to him or her.
- G. Every limited liability taxicab company shall file with the Municipal Licensing and Standards Division an annual return on a form supplied by the Municipal Licensing and Standards Division, on or before February 28 of each year.
- H. Medical examination of owner or driver.
 - (1) Where there are reasonable grounds to believe that, by reason of illness, injury or any other physical or mental impairment, the conduct of an owner or driver may not be in accordance with this chapter, or may endanger the health or safety of other persons, the Municipal Licensing and Standards Division and the Toronto Licensing Tribunal may require such owner or driver to be medically examined by a duly qualified medical practitioner, and such medical practitioner may make a report of such examination to the Municipal Licensing and Standards Division or the Toronto Licensing Tribunal, as the case may be.
 - (2) Every driver and every owner who drives his or her own cab shall produce to the Municipal Licensing and Standards Division, prior to his or her licence being issued or renewed, a certificate on a form supplied by the Municipal Licensing and Standards Division, signed by a duly qualified medical practitioner, certifying that such licensee is fit to drive a cab, provided that, subject to Subsection H(1) hereof, no such certificate shall be required by the Municipal Licensing and Standards Division pursuant to this section more than once every three years.

§ 545-135. Taximeters.

- A. Every owner shall have affixed to each taxicab in respect of which such owner is licensed a taximeter which shall register distances travelled, record trips and units, and compute fares to be paid, and each taximeter shall be:



- (1) Submitted for the testing, inspection and sealing by a person designated by the Executive Director at the times required by such person for such purpose;
 - (2) Illuminated between sunset and sunrise;
 - (3) In a raised position in plain view of the passengers and approved by the Executive Director or his or her designate;
 - (4) Adjusted in accordance with the rates prescribed by Appendix C at the end of this chapter, "Tariff A";
 - (5) Tested by running the cab to which it is attached over a measured track or distance before being sealed, or by such mechanical means as the Executive Director or his or her designate may approve;
 - (6) Used only when the seal thereon is intact;
 - (7) Kept in good working condition at all times and not used when defective in any way;
 - (8) Numbered and, subject to the provisions of this chapter, shall be of a make and model approved by the Executive Director or his or her designate;
 - (9) Equipped with a luminous yellow or illuminated metal plate or flag attached to the top thereof or a light on the top thereof clearly visible from any direction outside the cab, which plate, flag or light shall be approved by the Executive Director or by his or her designate; and
 - (10) (Reserved)
 - (11) Programmed to record the income of each driver of the taxicab.
- B. The taximeter referred to in Subsection A of this section shall be set up in such a manner that:



- (1) When the said taximeter is in operation:
 - (a) If it is equipped with a plate or flag, such plate or flag shall be in a lowered position; or
 - (b) If it is equipped with a light on the top thereof, such light shall be illuminated; and
 - (c) The electric sign referred to in § 545-136E(1)(e) of this section shall be extinguished.
- (2) When the said taximeter is not in operation:
 - (a) If it is equipped with a plate or flag, such a plate or flag shall be in a raised position clearly visible from any direction outside the cab; or
 - (b) If it is equipped with a light on top thereof, such light shall be extinguished; and
 - (c) The electric sign referred to in § 545-136E(1)(e) of this section shall be illuminated.

C. Taximeter to be operational and tested.

- (1) No driver or owner of a cab equipped with a taximeter shall operate or permit to be operated any such cab:
 - (a) Unless and until the taximeter has been tested and sealed by a person designated by the Executive Director, hereinafter called the “meter tester”;
 - (b) When the taximeter or the taximeter seal has been changed, repaired, altered, adjusted or broken, unless and until the taximeter has been subsequently tested and sealed by the meter tester;
 - (c) When any object within the cab obstructs the view from any direction outside the cab of the light referred to in



Subsection A(9) of this section or of the metal plate or flag referred to in the same subsection while such plate or flag is in the raised position;

- (d) Unless the electric sign referred to in § 545-136E(1)(e) of this section is operating in the manner prescribed in Subsection B of this section; or
 - (e) Unless the taximeter is illuminated between sunset and sunrise.
 - (f) (Reserved)
- (2) If a taximeter is repaired or altered when the meter tester is off duty, the cab to which such taximeter is affixed may be operated without the taximeter having been tested or sealed, until the meter tester is again on duty, but only if the owner or driver of such cab has in his or her possession a certificate from the person who made the repairs or alteration stating the time, date and nature thereof and the place where the work was done and such certificate has been countersigned by the officer in charge of the police station nearest to such place.

§ 545-136. Signs, advertising, equipment and markings.

- A. Every driver and every owner shall at all times when driving a cab have his or her photograph and name affixed in a place in the cab approved by the Executive Director or his or her designate in such manner that the same is plainly visible to and readable by passengers in the back seat.
- B. Every owner shall submit to the Municipal Licensing and Standards Division every plate, poster, handbill, card, novelty or other matter used to advertise his or her cab business, and no such advertising matter shall be used or published until approved by the Municipal Licensing and Standards Division.
- C. No owner or driver shall permit his or her services or the services of his or her cab to be advertised in any way, except by himself or



herself, or by some licensed owner with whom he or she is associated.

- D. Application for approval of form of advertising. **[Amended 2005-05-19 by By-law No. 374-2005]**
- (1) No owner of a taxicab shall display or permit the display of advertisements on or in his or her taxicab until an application for approval of that form of advertising has been granted approved by the Executive Director or his or her designate.
 - (2) The Executive Director or his or her designate shall grant applications for approval of a form of advertising on a taxicab unless, in the opinion of the Executive Director or his or her designate, the advertisement or advertisements:
 - (a) Are not safe for the driver, passengers and general public;
 - (b) Are not or cannot be safely attached to the vehicle;
 - (c) Extend beyond the dimensions of the vehicle, with the exception of rooftop signs in accordance § 545-136E(1) (e);or
 - (d) Any taxicab markings and identifications required by this chapter are not visible.
 - (3) If, in the opinion of the Executive Director or his or her designate, an application for approval of a form of advertising on a taxicab should not be granted on the basis of the criteria in § 545-136D(2) the Municipal Licensing and Standards Division shall send notice of this fact to the applicant by prepaid mail at the address as shown on the application form.
 - (4) The notice sent pursuant to § 545-136D(3) shall include:
 - (a) A statement that the applicant may request that the matter be referred to the Planning and Transportation Committee for review and disposition by delivering a



written request to the Municipal Licensing and Standards Division within 30 days of the notice sent pursuant to § 545-136D(3); and

- (b) A statement that if no request for a hearing is delivered by the applicant in accordance with § 545-136D(4)(a), the application will not be granted.
 - (5) Where the Municipal Licensing and Standards Division receives a request for a hearing in accordance with § 545-136D(4)(a), the application for approval of a form of advertising on a taxicab shall be referred to the Planning and Transportation Committee forthwith.
- E. Required equipment and markings; prohibitions.
- (1) Every owner shall for each taxicab for which he or she holds a licence provide and maintain therein and thereon while such vehicle is operated as a cab the following equipment and markings:
 - (a) A plate supplied by the Municipal Licensing and Standards Division and bearing an identifying number, securely affixed to the back of the cab, and such plate shall be affixed in a position approved by the Municipal Licensing and Standards Division;
 - (b) The number on the plate referred to in Subsection E(1)(a) of this subsection painted on the sides of the cab on the outside in numbers at least 15 centimetres high and of contrasting colour, all to the approval of the Municipal Licensing and Standards Division;
 - (c) A tariff card supplied by the Municipal Licensing and Standards Division and bearing the name of the owner of the cab and the number referred to in Subsection E(1)(a) and (b) affixed in a place in the cab approved by the Municipal Licensing and Standards Division in such a manner that the same is plainly readable by passengers



- in the back seat;
- (d) A holder for the tariff card and photograph and name of the driver or owner in a place in the cab approved by the Municipal Licensing and Standards Division as required by §§ 545-136A and 545-150J of this article;
 - (e) On the top of the cab an electric sign, permanently and securely affixed, approved by the Municipal Licensing and Standards Division, indicating that the vehicle is a taxicab, such sign to be co-ordinated with the operation of the taximeter in the manner provided in § 545-135A(9) of this article. The electric sign shall not show a name or telephone number of any person, firm or corporation other than the name and telephone number of the person, firm or corporation presently holding the licence as owner of the cab, or of a taxicab broker with whom the said cab is associated. The electric sign shall be maintained by the cab owner in good repair and be clearly readable by persons outside the cab;
 - (f) A centre, rear high-mounted stop lamp installed in accordance with the specifications embodied in section 108 of Schedule IV to the Motor Vehicle Safety Regulations, as amended, enacted pursuant to the Motor Vehicle Safety Act (Canada), R.S.C. 1985, c.M-10, as amended;
 - (g) A sign or signs, as approved by the Municipal Licensing and Standards Division, affixed in a manner and in a location satisfactory to the Municipal Licensing and Standards Division to indicate clearly to any passenger upon entering or intending to enter or while seated in the said vehicle that smoking is not permitted unless the driver of the said taxicab consents thereto.
 - (h) Three “Watch for Bikes” stickers, in a form approved by the Executive Director or his or her delegate, one affixed to the driver’s side mirror, one affixed to the right rear side window and one affixed to the left rear side window,



affixed in manner that will not obstruct the driver's view.
[Added 2002-10-03 by By-law No. 739-2002]

- (2) Save as provided in Subsection E(1) of this section and in Subsection D of this section, no owner or driver shall exhibit on or about his or her cab any number, sign or card other than those approved or issued under this chapter, except his or her motor vehicle plates.
 - (3) No owner shall use or permit to be used any cab owned by him or her which simulates a colour scheme or emblem which has been or is being used by any other owner or taxicab broker, unless the approval of the Municipal Licensing and Standards Division is first obtained.
- F. Every owner of an ambassador taxicab shall, in addition to the markings required under Subsection E of this section, provide and maintain on his or her ambassador taxicab such signs or markings as may be approved by the Executive Director, identifying such taxicab as an ambassador taxicab.
- G. Every owner of an accessible taxicab shall, in addition to the markings required under Subsection E of this section, provide and maintain on his or her accessible taxicab such signs or markings as may be approved by the Executive Director, identifying such taxicab as an accessible taxicab.
- H. Taxicab passenger bill of rights.
- (1) Every owner shall securely affix to the back of the front passenger seat of his or her taxicab a taxicab passenger bill of rights in a form provided by the Commissioner or his or her designate, which form shall state that taxicab passengers have a right to:
 - (a) Direct the driver on the route to be taken;
 - (b) An effective complaints process;



- (c) A free ride if the meter is not in a recording position;
 - (d) A quality taxicab which:
 - [1] Is in good mechanical and physical condition;
 - [2] Has a clean passenger area and trunk;
 - [3] Is heated or air-conditioned on demand;
 - [4] Has easy access to seatbelts; and
 - [5] Is a smoke-free environment.
 - [6] (Reserved)
 - (e) A professional driver who:
 - [1] Is licensed and knowledgeable;
 - [2] Knows the major routes and destinations in the City of Toronto;
 - [3] Speaks and understands English;
 - [4] Is courteous and provides assistance;
 - [5] Provides a safe ride;
 - [6] Knows and obeys the by-laws and all traffic laws;
 - [7] Offers a silent ride if desired; and
 - [8] Provides a receipt noting the date and time of the trip, the distance travelled, the taxicab licence number and the fare charged. **[Added 2003-06-26 by By-law No. 523-2003]**
- (2) The taxicab passenger bill of rights shall also state that drivers may not recommend hotel accommodations or restaurants



unless requested by the passenger.

- (3) No owner or driver shall operate, or permit to be operated, his or her taxicab unless a taxicab passenger bill of rights, as prescribed by this section, is displayed therein in accordance with Subsection H(1) of this section.

I. Emergency lights system; camera system; global positioning system.

- (1) Definitions.

As used in this subsection, the following terms shall have the meanings indicated:

CAMERA SYSTEM — A camera system, approved by the Municipal Licensing and Standards Division, capable of recording images of persons in a taxicab, such that access to such images is limited to law enforcement personnel authorized by the Executive Director for law enforcement purposes only.

EMERGENCY LIGHTS SYSTEM — A system of lights, approved by the Municipal Licensing and Standards Division, which may be activated by a driver of a taxicab in emergency situations.

GLOBAL POSITIONING SYSTEM — A system, approved by the Municipal Licensing and Standards Division, capable of tracking and locating the position of a taxicab and includes a vehicle location system.

- (2) Every owner shall, for each taxicab for which he or she holds a licence, provide and maintain thereon and therein:
[Amended 2005-05-19 by By-law No. 375-2005]
 - (a) A fully functioning emergency lights system; and
 - (b) A fully functioning camera system installed and serviced by the manufacturer or the manufacturer's authorized agent.



- (2.1) Every owner may provide a fully functioning global positioning system in each taxicab for which he or she holds a licence, and where a global positioning system is provided, the owner shall maintain it in good working condition. **[Added 2005-05-19 by By-law No. 375-2005]**
- (3) No owner shall operate, or permit to be operated, his or her taxicab unless it is equipped in accordance with this section.
- (4) No driver shall operate a taxicab unless the systems and equipment installed therein in accordance with Subsection I(2) of this section are fully functioning.
- (5) No owner or driver shall operate, or permit to be operated, a taxicab equipped with a camera system unless such taxicab has affixed thereon, in a location and manner approved by the Commissioner, a decal approved by the Commissioner stating that photographic images of passengers in the taxicab are being recorded.

§ 545-137. Duplicate tariff cards and plates.

A. Replacement of tariff cards and number plates; interim plates.

- (1) Tariff cards or number plates, defaced, lost or destroyed, may be replaced by the Municipal Licensing and Standards Division upon the original tariff card or plate being satisfactorily accounted for and, in the case of a plate, upon payment of the cost of a duplicate plate.
- (2) The duplicate plate shall bear the number of the original plate, together with the letter "D" identifying it as a duplicate plate.
- (3) The Municipal Licensing and Standards Division may issue a special interim plate.
- (4) The interim plate shall be issued during the period required to obtain the duplicate plate, and such interim plate shall be returned to the Municipal Licensing and Standards Division



forthwith upon demand or immediately upon receipt of a duplicate plate.

- (5) No person shall use a number plate in place of which a duplicate has been issued.
- (6) No duplicate plate shall be replaced except upon the approval of the Executive Director.

B. Use of spare plate while taxicab being repaired; unlawful affixing of plates.

- (1) In addition to the plates referred to in § 545-136E and Subsection A of this section, the Municipal Licensing and Standards Division may, in its discretion, issue one or more spare plates to an owner permitting him or her to operate a motor vehicle as a taxicab during such period as a cab owned by him or her is being repaired, provided that:
 - (a) The spare plate and the plate, or its duplicate, supplied by the Municipal Licensing and Standards Division for the cab being repaired, are securely affixed to such motor vehicle as provided in § 545-136E(1)(a) of this article;
 - (b) Such motor vehicle is equipped, inspected, approved and registered as required by this article; and
 - (c) The owner provides proof of insurance in respect of such motor vehicle as required by this article.
- (2) Every owner who permits a plate supplied to him or her to be affixed to a motor vehicle other than in accordance with this article shall be required to attend before the Toronto Licensing Tribunal for a hearing to determine whether or not his or her licence should be suspended, revoked or have conditions placed on it.



§ 545-138. Condition of vehicles.

- A. No owner shall use or permit to be used any cab until:
- (1) He or she has submitted such motor vehicle for approval in accordance with this chapter; and
 - (2) He or she has attended at the offices of the Municipal Licensing and Standards Division and produced the Provincial motor vehicle permit issued with respect to such motor vehicle.
- B. Every owner who uses or permits to be used any motor vehicle as a taxicab without submitting the motor vehicle for approval in accordance with this chapter and producing to the Municipal Licensing and Standards Division the Provincial motor vehicle permit with respect to such vehicle and who is found, by the Municipal Licensing and Standards Division, to be operating more motor vehicles as taxicabs than he or she has taxicab licences, except as provided in this chapter, shall be required to attend before the Toronto Licensing Tribunal for a hearing to determine whether or not his or her licence should be suspended, revoked or have conditions placed on it.
- C. No driver or owner shall operate or permit to be operated any cab unless it is:
- (1) Equipped with an extra tire and wheel ready for use;
 - (2) Clean as to its exterior;
 - (3) In good repair as to its exterior;
 - (4) Clean as to its interior;
 - (5) In good repair as to its interior;
 - (6) Free from mechanical defects; and
 - (7) Equipped with a plate supplied by the Municipal Licensing and Standards Division securely affixed as required by § 545-136E (1)(a) of this article.



D. Seat belts.

- (1) Every owner who permits the operation of his or her taxicab, and every driver who operates a taxicab, which is not equipped with seat belts is guilty of an offence.
- (2) Every owner who permits the operation of his or her taxicab and every driver who operates a taxicab that is equipped with seat belts and who does not ensure that such seat belts are plainly visible to or may be conveniently used by a passenger is guilty of an offence.

E. Child safety locks.

- (1) Definitions. As used in this subsection, the following terms shall have the meanings indicated:

CHILD SAFETY LOCK — A locking mechanism or device which, when activated, locks the passenger doors of a taxicab such that the doors cannot be opened from within the taxicab but can be opened by persons outside of the taxicab by use of the external door handles.

PERSON UNDER A DISABILITY:

- (a) A minor; or
 - (b) A person who is mentally incapable within the meaning of section 45 of the *Substitute Decisions Act, 1992*, as amended.
- (2) Subject to Subsection E(3) of this section, no taxicab may be equipped with any mechanism or device by which a passenger in the taxicab is not able to unlock and open the doors of the taxicab.
 - (3) Where a taxicab is equipped with a child safety lock, signs stating that the taxicab is so equipped shall be affixed to the windows of the taxicab in a prominent position immediately above the door handles of the taxicab such that the signs are



plainly visible to persons entering the taxicab or seated in the taxicab.

- (4) No driver of a taxicab shall use or activate a child safety lock while a passenger is in the taxicab except where the passenger is a person under a disability and the driver has received written authorization from the parent or guardian of such person to activate the child safety lock, or from such other persons with authority in law to provide such written authorization.

F. Air-conditioning and heating systems.

- (1) No owner or driver shall operate or permit to be operated his or her taxicab unless such taxicab is equipped with fully functional air-conditioning and heating systems.
- (2) Every owner and driver shall, upon the request of a passenger, activate the air conditioning or heating systems in such owner or driver's taxicab.

§ 545-139. Vehicle examinations.

A. Examination by designated mechanic; written report.

- (1) Every owner shall submit his or her cab for examination by a designated mechanic before a licence is issued therefor, and twice a year thereafter as scheduled by the Executive Director, in the case of a cab required by this chapter to be equipped with a taximeter, at the same time as he or she submits his or her taximeter for examination pursuant to § 545-135A(1) of this article. **[Amended 2004-09-30 by By-law No. 825-2004]**
- (2) Where there are reasonable and probable grounds to believe that a cab or its equipment is mechanically defective, the owner or driver shall be given written notice by the Municipal Licensing and Standards Division requiring such owner or driver to submit his or her cab for examination by a designated mechanic in such notice within 24 hours.



- (3) Where there are reasonable and probable grounds to believe that a cab is dangerous or unsafe, the cab number plate supplied by the Municipal Licensing and Standards Division may be removed, and the owner or driver shall submit his or her cab for examination by a designated mechanic by the Executive Director forthwith.
- (4) An owner or driver who fails to submit his or her cab for examination by a mechanic as required by this section is guilty of an offence.
- (5) Mechanically defective cabs; major mechanical defects.
 - (a) Subject to Subsection A(5)(b) of this section, when a cab is examined by a designated mechanic pursuant to this section who reports in writing that the cab is mechanically defective, the owner shall not operate or permit to be operated such cab until such mechanic certifies in writing that the mechanical defects so reported are corrected.
 - (b) The Municipal Licensing and Standards Division shall immediately remove the taxicab licence plate supplied by the Municipal Licensing and Standards Division if a designated mechanic reports in writing that the cab referred to in Subsection A(5)(a) hereof failed such examination on two occasions due to major mechanical defects in any one of the periods designated for mechanical examinations referred to in Subsection A(1) hereof, or on one occasion due to major mechanical defects in each of two consecutive periods designated for mechanical examinations referred to in Subsection A(1) hereof; and such plate shall remain removed until such time as a designated mechanic designated certifies in writing that the major mechanical defects so reported are corrected.
 - (c) For the purpose of this subsection, “major mechanical defect” means mechanical defects directly or indirectly related to any part or parts of the motor vehicle involving



or affecting:

- [1] Its brakes or braking system;
 - [2] Its steering system;
 - [3] Its suspension system; or
 - [4] Its underbody.
- (6) When a cab is examined by a designated mechanic who reports in writing that the cab is dangerous or unsafe and his or her reasons therefor, the Municipal Licensing and Standards Division shall immediately remove the taxicab license plate supplied by the Municipal Licensing and Standards Division, and such plate shall remain removed until such time as the mechanic certifies in writing that the taxicab is no longer dangerous or unsafe.
- (7) Except when an owner submits his or her cab for examination by a designated mechanic before a licence is issued therefor, every owner whose cab is reported by such mechanic as dangerous or unsafe pursuant to Subsection A(6) hereof, or whose cab is reported by such mechanic to have major mechanical defects on the occasions referred to in Subsection A(5)(b) hereof, may be required to attend before the Toronto Licensing Tribunal to determine whether or not his or her licence should be suspended, revoked or have conditions imposed on it.
- (8) For the purpose of this section, “designated mechanic” means a mechanic designated by the Executive Director to conduct examinations of cabs under this chapter.
- (9) The Executive Director or his or her designate may prescribe the form of report and certification used by a designated mechanic.



- B. Owner to attend mechanical examination.
- (1) Except when an owner submits his or her taxicab for examination before a licence is issued therefor, every owner shall attend in person, and not by an agent, at each scheduled or rescheduled mechanical examination of his or her taxicab conducted pursuant to Subsection A(1) of this section.
 - (2) Where an owner fails to attend in person at a mechanical examination in accordance with Subsection B(1) of this section, the taxicab shall not be inspected and the owner shall reschedule the mechanical examination within three days of the original examination date.
 - (3) Where an owner fails to reschedule a mechanical examination and attend in person at such rescheduled mechanical examination in accordance with Subsections B(1) and (2) of this section, the Municipal Licensing and Standards Division shall remove such owner's plate from the taxicab, and the plate shall not be returned until such time as the owner submits his or her taxicab for examination and attends in person at such examination.
- C. Where an appointment has been made for the inspection of a taxicab pursuant to Subsection A hereof and if such taxicab is not produced at the time and place appointed for such inspection, the Executive Director or his or her designate may, notwithstanding anything else contained in this chapter, suspend the taxicab licence in respect of such taxicab until such time as the taxicab has been tested, inspected and approved.
- D. Examination of cab before and after shifts; cabs not in good mechanical condition not to be operated.
- (1) Every owner and driver shall, on each work shift before commencing driving, examine for mechanical defects any cab which he or she is to drive during the shift, and shall similarly examine the same at the end of each shift, and if he or she is not the owner of the cab shall report forthwith to such owner



any mechanical defects of which he or she is or becomes aware.

- (2) Every owner shall check immediately any mechanical defect in his or her cab reported to him or her by a driver and shall not in any case operate or permit to be operated as a cab any vehicle not in good mechanical condition.

§ 545-140. Age of vehicles.

[Amended 2004-09-30 by By-law No. 793-2004; 2004-10-28 by By-law No. 1004-2004; 2009-04-30 by By-Law No. 496-2009]

A. Definition.

In this section the following term shall have the meaning indicated:

NEW VEHICLE — A motor vehicle that has not been previously bought, sold or leased by a licensed vehicle dealer.

B. Standard taxicabs age restrictions.

A motor vehicle that by year date is more than five model years old shall not be used as a standard taxicab.

C. Exception, owner-operated standard taxicabs.

- (1) Despite Subsection B, a standard taxicab that is operated exclusively by the owner of the taxicab shall not be more than six model years old by year date.
- (2) Despite Subsection C(1), a standard taxicab that is operated exclusively by the owner of the taxicab may be seven model years old by year date provided that it was a new vehicle when it became registered as a taxicab.

D. Ambassador taxicabs age restrictions.

- (1) The holder of an ambassador taxicab licence shall provide a



motor vehicle that by year date is no more than two model years old for use as that owner's ambassador taxicab.

- (2) A motor vehicle that by year date is more than six model years old shall not be used as an ambassador taxicab.
- (3) Despite Subsection D(2), an ambassador taxicab may be seven model years old by year date provided that it was a new vehicle when it became registered as a taxicab.

E. Exception, standard, owner-operated standard and ambassador age restrictions.

A motor vehicle that, by year date, is one or two model years older than the year date prescribed by Subsections B, C and D, up to a maximum of seven years, may be used as a taxicab if such motor vehicle: **[Amended 2004-12-02 by By-law No.1118-2004]**

- (1) Is equipped as a physically disabled passenger vehicle in accordance with R.R.O. 1990, Reg. 629, as amended, made under the *Highway Traffic Act*, as amended; or
- (2) Is fuelled by natural gas, provided that vehicles acquired after 2004 have been converted to natural gas within 180 days of the acquisition of the vehicle.

F. Accessible taxicabs.

Every owner of an accessible taxicab shall ensure that the vehicle used as his or her accessible taxicab:

- (1) Is equipped as a physically disabled passenger vehicle in accordance with R.R.O. 1990, Reg. 629, as amended, made under the *Highway Traffic Act*, as amended;
- (2) Complies with the Canadian Standards Association CAN3-D409-M84 vehicle standards, as amended; and
- (3) Is equipped with a fully functioning two-way communications device.



G. Accessible taxicab age restrictions.

- (1) The holder of an accessible taxicab licence shall provide a motor vehicle that by year date is no more than two model years old for use as that owner's accessible taxicab.
- (2) A motor vehicle that by year date is more than seven model years old shall not be used as an accessible taxicab.

H. Replacement vehicles.

- (1) A vehicle shall not be used as a replacement vehicle for a taxicab, unless it is registered as a taxicab or has been registered as a taxicab in the forty-five-day period immediately preceding the date of application to use the vehicle as a replacement vehicle, where the vehicle is:
 - (a) More than three model years old by year date; or
 - (b) Branded by the Ontario Ministry of Transportation as a rebuilt vehicle.
- (2) Despite any other provision in this article, a taxicab shall not be replaced with a motor vehicle that has been used as a police vehicle in any jurisdiction or as a taxicab in any jurisdiction except the City of Toronto.
- (3) Effective June 24, 2008, the forty-five-day time limit contained in Subsection 545-140H(1) shall not apply to vehicles in the event of the cancellation of a lease of the taxicab.

I. Vehicles that were purchased or leased as new or replacement vehicles since January 1999 may continue to operate as taxicabs in accordance with this chapter.

J. Where a taxicab is required to be replaced in the last inspection period of 2004, the vehicle may be replaced in the first inspection period of 2005.



§ 545-141. Taxicab Operator Log.
[Amended 2008-04-16 by By-law 126-2008]

A. Information to be recorded by driver

(1) A driver or owner who drives a cab shall keep a record in the form attached hereto as Appendix D at the end of this chapter (referred to as an “Operator Log”) of the operation of the cab, and the Operator Log shall contain the following information for each shift or working period that the taxicab is operated:

- a. The number of the taxicab;
- b. The provincial plate of the vehicle;
- c. The date and time on which the driver or owner started and finished work;
- d. The taxicab driver or owner’s licence number;
- e. The signature of the taxicab driver or owner; and
- f. The details of any incidents as per subsection 545-148K(3)

[Amended 2008-04-23 by By-law 126-2008]

(2) A driver or owner who is driving a cab shall record the starting information required in the Operator Log prior to the commencement of any shift or continuous working period and shall record the ending information required on the Operator Log at the conclusion of any shift or continuous working period they work. **[Amended 2008-04-23 by By-law 126-2008]**

(3) An owner shall ensure that the driver operating his or her cab completes the Operator Log as required by (A) above and provides the Operator Log to the owner, or his or her designated custodian, within 7 days of the conclusion of a shift. **[Amended 2008-04-23 by By-law 126-2008]**

B. Operating Logs shall be kept by a designated custodian, who may be the owner, a designated agent or lessee who is responsible for the taxicab or otherwise rents out the taxicab to a taxicab driver, for a period of at least 12 months and shall be open to inspection by the Municipal Licensing and Standards Division which may remove such



records and retain the same for a reasonable period of time.
[Amended 2008-04-23 by By-law 126-2008]

§ 545-142. Sales and transfers.

A. Sale of a taxicab; issuance of new licence to purchaser.

- (1) No owner's licence shall be transferred, but, subject to any other provisions of this chapter, an owner may sell his or her livery cab and its equipment to any person and an owner may sell his or her standard taxicab and its equipment to any individual person licensed as a taxicab driver under this chapter, and upon such sale the owner's licence issued in respect of such cab shall be terminated. **[Amended 2003-05-23 by By-law No. 386-2003; 2003-09-24 by By-law No.906-2003; 2004-09-30 by By-law No. 752-2004]**
- (2) For the purpose of Appendix A, Annual Fees for Licences, at the end of this chapter, "sale of a taxicab" includes the sale or transfer, by one or more transactions, of the controlling interest in a corporation referred to in § 545-151 of this article and any transaction or transactions by which such controlling interest is acquired, and "purchaser" includes any person purchasing or otherwise acquiring such interest.
- (3) (Reserved)
- (4) Subject to Subsection A(5) hereof, the Municipal Licensing and Standards Division may, in its discretion, issue a new licence to the purchaser of such taxicab or livery vehicle and equipment subject to the following conditions:
 - (a) That the new applicant qualifies under all other provisions of this chapter and is a resident of the City of Toronto;
 - (b) That the applicant and the vendor file with the Municipal Licensing and Standards Division an executed copy of a written agreement between the parties containing all the



details of the dealings between the parties in respect of such taxicab and its equipment;

- (c) The agreement must contain a statutory declaration in a form supplied by the Municipal Licensing and Standards Division by both the parties and a further statutory declaration by the solicitor for the purchaser in a form supplied by the Municipal Licensing and Standards Division;
- (d) The agreement shall provide for the vendor to receive the total consideration for the transaction in cash or by certified cheque at the time that the transaction is completed;
- (e) There shall be attached to the agreement a statutory declaration, in a form to be furnished by the Municipal Licensing and Standards Division, to be taken by any person or persons financing the transaction or holding any chattel mortgage, conditional sale contract, lien or charge of any type or description, whether equitable or legal and whether written or verbal, upon or relating to the taxicab or its equipment;
- (f) The making of a false or intentionally misleading recital of fact, statement or representation in any such agreement or statutory declaration required to be attached thereto shall be deemed a violation of the provisions of this chapter; and
- (g) An agreement may pertain to more than one taxicab vehicle and its equipment, but the vendor in such agreement shall not be permitted, notwithstanding anything else in this chapter, to purchase or otherwise acquire any additional taxicab owner's licences by any means for a period of five years following the date of the transaction.



- (h) The purchaser of a standard taxicab is an individual person licensed as a taxicab driver under this chapter.
[Added 2003-05-23 by By-law No.386-2003; amended 2003-09-24 by By-law No. 906-2003]
- (5) Notwithstanding Subsections A(1) and (4) hereof, the Toronto Licensing Tribunal may, in its discretion, refuse to issue a new licence or licences to a purchaser in a transaction under this section when the Toronto Licensing Tribunal is of the opinion that it is not in the public interest, as determined by the Toronto Licensing Tribunal, that such new licence or licences should be issued, and the Toronto Licensing Tribunal shall, upon demand from any party to the transaction, deliver written reasons for such decision.

B. Death of owner.

- (1) Upon the death of the owner of a cab, the owner's licence issued in respect of such cab shall be terminated.
 - (a) In this section, "owner" includes any person who directly or indirectly owns the controlling interest in a corporation holding one or more cab owner's licences, and "cab" includes the shares in such corporation owned or controlled by such owner.
- (2) Upon receiving notice of the death of the owner of a standard taxicab or a livery cab, the Municipal Licensing and Standards Division may re-issue the licence for its unexpired term or may issue a new licence in the name of the estate of the said deceased owner pending disposition of the said cab by the personal representative or representatives of such deceased owner.
- (3) Where a licence has been issued to the estate of a deceased cab owner in accordance with Subsection B(2), his or her personal representative or representatives shall be deemed to be the owner of the cab for the purposes of this chapter.



- (4) Where a licence has been issued to the estate of the deceased cab owner in accordance with Subsection B(2), the licence shall terminate one year from the date of death of the deceased cab owner.
- (5) The Toronto Licensing Tribunal may, in its discretion, extend the one-year period referred to in Subsection B(4) either before or after its expiry.
- (6) Upon the sale, transfer or other disposition of a standard taxicab or a livery cab by the personal representative or representatives of a deceased cab owner, the licence issued in respect of such cab shall be terminated, and the Licensing and Municipal Standards Division may, in its discretion, issue a new licence to the person purchasing or otherwise obtaining such cab, and the provisions of Subsection A of this section and the provisions of this chapter requiring a fee to be paid upon the issue of a licence to a purchaser of a taxicab on a sale approved by the Toronto Licensing Tribunal shall apply *mutatis mutandis* to such person and to such transaction.

§ 545-143. Custody of taxicabs.

- A. Subject to §§ 545-144, 545-145 and 545-146, this section applies to every person licensed as the owner of a standard taxicab.
- B. Every owner who is an individual person shall maintain custody and control over his or her taxicab and shall not delegate this responsibility.
- C. Every owner which is a partnership shall designate one of the partners who is an individual person to be responsible for maintaining custody and control over its taxicab on behalf of the partnership, and such partner shall not delegate this responsibility.
- D. Every owner which is a corporation shall designate one of its officers or employees to be responsible for maintaining custody and control over the said taxicab on behalf of the corporation, and such officer or employee shall not delegate this responsibility.



- E. Every owner required by this section to designate any person to be responsible for maintaining custody and control over a taxicab shall make such designation by means of a notice of designated custodian, signed by or on behalf of the said licensed owner and by the person so designated, showing the business address of each of them, on a form provided by the Municipal Licensing and Standards Division.
- F. Every notice of designated custodian shall be executed in the case of a partnership or a corporation licensed as an owner of a taxicab, on the date this section comes into force, within 30 days of such date; and in the case of every partnership or corporation receiving a licence as an owner after the date this section comes into force, within 10 days after the issuance of such licence; and every owner shall file such notice of designated custodian with the Municipal Licensing and Standards Division within three days after the last date upon which such notice may be executed pursuant to this subsection.
- G. When any person designated by an owner, as shown on a notice of designated custodian filed with the Municipal Licensing and Standards Division under this section, ceases to have custody or control over the taxicab, the owner shall file with the Municipal Licensing and Standards Division a new notice of designated custodian within three days of the date upon which the cessation of custody or control occurred.

§ 545-144. Designated agents.

- A. An owner of a standard taxicab licensed as such under this chapter may, by filing with the Municipal Licensing and Standards Division a notice in writing, designate an individual person who is licensed as a driver, owner or taxicab broker under this chapter, as his or her agent in respect of such owner's taxicab, together with a written consent by such person to act in such capacity.
- B. A notice of designated agent shall include:
 - (1) The full name of the owner;



- (2) The number of the licence and plate for the taxicab to which such designation relates;
 - (3) The term for which the person designated therein is granted authority by the owner in respect of the taxicab; and
 - (4) The terms of the agency agreement, including any consideration paid therefor.
- C. If the authority of an agent designated under this section terminates before the end of the term set out in the notice, the owner shall forthwith file a written notice thereof with the Municipal Licensing and Standards Division and, for the purposes of this chapter, the obligations and requirements applicable to such authorized agent shall cease upon the filing of such notice.
- D. No person shall act as an agent for an owner in respect of a taxicab except as permitted by this section.
- E. The designation of an agent by an owner pursuant to this section shall not be deemed to be a lease for the purposes of this chapter unless the agent operates the taxicab, in which case the provisions of § 545-145 shall apply.

§ 545-145. Taxicab leasing.

- A. Definitions. As used in this section, the following terms shall have the meanings indicated:

LEASE:

- (1) Any contract, agreement, understanding or other arrangement whereby an owner or a designated agent permits another person to manage, operate, control, have custody of, or otherwise employ his or her taxicab, other than permitting a driver to drive the taxicab for one normal driver's shift where the taxicab is returned to the owner or such person so designated at the end of such shift, and "to lease a taxicab" includes the act of any owner in entering into or becoming a



party to such a contract, agreement, understanding or other arrangement.

- (2) Without limiting the generality of Subsection (1) of this definition, “lease” includes a power of attorney, management contract, “cash-in” agreement, and any other arrangement or agreement whereby any person other than an owner or designated custodian is allowed to exercise or does exercise any of the rights set out in Subsection (1) of this definition.

LESSEE — When used in reference to a taxicab or to a lease of a taxicab, means any person who is permitted to exercise or does exercise any of the rights set out in Subsection (1) of the definition of “lease” pursuant to a lease.

LESSOR — When used in reference to a taxicab or to the lease of a taxicab, means an owner who enters into or is a party to a lease of his or her taxicab.

- B. Except as provided in this section, no owner shall lease his or her taxicab.
- C. An owner or his or her designated agent may lease his or her standard taxicab, provided that:
 - (1) The lessee is an individual person licensed as a taxicab driver under this chapter, or is an individual person licensed as a taxicab owner and is authorized to drive a taxicab in accordance with § 545-131A of this article;
 - (2) Under the terms of the lease, the owner provides a motor vehicle equipped, inspected, approved and registered in accordance with this article;
 - (3) The owner leases a taxicab equipped with a two-way radio;
 - (4) The lease provides that the owner is responsible for maintenance of and insurance on the taxicab;



- (5) The amount charged under the lease is a fair fee and no additional charges are to be made against the lessee except charges for fuel and parking and traffic violations committed by the lessee in the operation of the taxicab and charged against the owner;
 - (6) The plate issued to such owner by the Municipal Licensing and Standards Division is affixed to the taxicab which is the subject matter of the lease, and remains affixed thereto throughout the term of the lease;
 - (7) The lease pertains to one vehicle and expires upon the sale or other disposition of such vehicle;
 - (8) If the lease is for a period longer than seven days, it provides that it may be terminated by either party on giving the other party thereto one week's notice in writing;
 - (9) The lease is reduced to writing and signed by the parties thereto;
 - (10) A written lease is filed with the Municipal Licensing and Standards Division within 10 days of the date at which the lease, or the exercise of any rights or obligations pursuant thereto, becomes effective, whichever occurs first;
 - (11) No person may lease more than one taxicab;
 - (12) Every lessee shall drive the taxicab for which he or she is lessee on a full-time basis; and
 - (13) Subject to Subsection C(12) of this subsection, a lessee may permit up to three persons licensed as taxicab drivers to drive his or her taxicab.
- D. The written lease may be in a form approved by the Municipal Licensing and Standards Division or may be in any form agreed to by the parties thereto, provided that it discloses and gives full particulars of:



- (1) The date of its execution;
- (2) The names and business addresses of all parties thereto;
- (3) Its effective date;
- (4) Its termination date or, in the case of a periodic lease, particulars as to whether the lease is on a daily, weekly, monthly, yearly or other basis;
- (5) Full particulars of the consideration given by each party to the lease, including the amount of the leasing fee or rental and a breakdown of all other amounts to be paid by the lessee to the lessor arising out of the lease, together with a list of all services, rights or other consideration given to the lessee by the lessor in return therefor;
- (6) Full particulars as to the responsibility of the parties for the maintenance, repairs, gas and oil for the taxicab, and any requirements as to where and how any such repairs or purchases are to be made and as to payment therefor; and
- (7) A full description of the taxicab which is the subject of the lease and all equipment appurtenant thereto, including serial numbers, where applicable, and the Provincial plate number, and the number of the licence and plate granted by the Municipal Licensing and Standards Division in respect of such cab.

E. Subleasing.

- (1) No lessee of a taxicab shall sublease or purport to sublease or lease to any person a taxicab which is the subject matter of a lease to such lessee.
- (2) No owner shall, by a term in a lease or otherwise, permit any lessee or other person to lease or sublease or purport to lease or sublease the taxicab which is the subject matter of a lease.



- (3) No person shall be a party to a lease or purported lease of a taxicab to which neither the owner nor an agent, designated by him or her under § 545-144 of this article, is a party.
- F. Any person licensed under this chapter who enters into or purports to enter into any lease or purported lease of a taxicab, other than in accordance with this section, may, in addition to any other penalty to which such person may be liable under this chapter, be required to attend before the Toronto Licensing Tribunal for a hearing to determine whether or not his or her licence should be suspended, revoked or have conditions imposed on it.
- G. Every owner shall notify the Municipal Licensing and Standards Division in writing of the expiration or other sooner termination of any lease to which he or she is a party or of any change in custody and control over his or her taxicab, within 10 days thereof. Such notice shall include any notice of designation or new lease entered into by the owner with respect to his or her taxicab, and a statement as to the identity of the party having custody and control over the taxicab at that time, and of any person managing or operating the taxicab.

§ 545-146. General provisions relating to custody and leasing of taxicabs.

- A. Every owner shall:
- (1) Ensure that every driver, lessee, designated custodian, designated agent and every other person involved in the operation of his or her taxicab complies in full with the requirements imposed by this chapter in respect of such taxicab;
 - (2) Maintain knowledge at all times of the identity of any person having custody of or control over his or her taxicab; and
 - (3) Provide full information to the Municipal Licensing and Standards Division as to any of the facts or records required to be maintained or provided by him or her pursuant to this article, forthwith upon a request therefor by the Municipal Licensing



and Standards Division.

- B. Every owner of a standard taxicab shall ensure that every lease, notice of designated custodian and notice of designated agent filed with the Municipal Licensing and Standards Division sets out fully and accurately all of the facts and terms required by this chapter.
- C. No owner of a standard taxicab shall have more than one designated agent with respect to his or her taxicab at any one time.
- D. No owner of a standard taxicab shall enter into or be a party to more than one lease at any one time with respect to his or her taxicab.
- E. In addition to any penalty provided by this chapter or any other law, where it appears that any person licensed under this chapter has contravened any of the provisions of §§ 545-143, 545-144, 545-145 and 545-146 of this article, such person may be required to attend before the Toronto Licensing Tribunal for a hearing to determine whether or not his or her licence should be suspended, revoked or have conditions imposed on it.
- F. No person shall enter into or be a party to any agreement or transaction purporting to transfer, assign, lease or otherwise convey rights over a taxicab licence or plate, or give or receive any consideration or remuneration therefor, except as part of a transaction permitted by this chapter.

§ 545-147. Cab stands.

- A. No driver or owner who is driving a cab shall take on any passenger within 30 metres of a public cab stand when there are one or more cabs upon the stand, except where an arrangement has been previously made with the passenger to take him or her on at that location.
- B. A driver or owner who wishes to enter a public cab stand with his or her cab shall do so by taking his or her position at the end of any line formed by cabs already on the stand, and when a driver or owner is either first or second in line at a public cab stand, he or she shall



remain in the driver's seat of his or her vehicle ready to be hired.

- C. No owner or driver shall overcrowd a public cab stand, nor push any cab already on the stand.
- D. No owner or driver of a taxicab shall, while waiting for hire or engagement, park on any highway except at a stand authorized and assigned for taxicabs and marked as a taxicab stand by an authorized sign.
- E. No owner or driver shall wash, clean or make repairs to his or her cab while upon any public cab stand unless such repairs are immediately required to render the cab operable.
- F. Use of cab stands by cab owners; operation of livery cabs from cab stands.
 - (1) No person driving a cab shall operate such cab from any of the following public cab stands authorized and assigned by by-law, unless he or she is the owner of such cab in his or her own personal right and has no contract, agreement or arrangement with a taxicab broker for the obtaining of fares:
 - (a) Colborne Street, north side, between Victoria Street and Leader Lane.
 - (b) King Street East, south side, between Victoria Street and King Edward Hotel entrance.
 - (c) Victoria Street, east side, between Colborne Street and King Edward Hotel entrance.
 - (d) Victoria Street, east side, immediately south of King Street East.
 - (e) James Street, west side, north of Queen Street West.
 - (f) Front Street West, south side, west door Union Station to 15.24 metres east of York Street.



- (g) Front Street West, north side, east of entrance to Royal York Hotel.
- (2) No person licensed under this chapter shall operate or permit to be operated a livery cab from a public cab stand authorized and assigned by by-law.

§ 545-148. General provisions respecting the operation of taxicabs.

- A. No person licensed under this chapter shall carry in any cab used for hire a greater number of occupants or persons than the manufacturer's rating of seating capacity of such cab inclusive of the driver.
- B. No owner or driver shall drive a cab with luggage or other material piled or placed in a manner that obstructs his or her view.
- C. Smoking.
 - (1) No owner driving his or her own taxicab or driver of a taxicab carrying a passenger or passengers shall smoke any cigar, cigarette, pipe or any other lighted smoking equipment in the said vehicle unless the passenger or passengers consent thereto.
 - (2) Notwithstanding Subsection K of this section, an owner who drives his or her taxicab or a driver may refuse to serve any persons requesting the service of his or her cab who smoke or to continue to serve any passengers in his or her cab where one or more of such passengers smoke any cigar, cigarette, pipe or any other lighted smoking equipment in the said vehicle unless the driver thereof or the owner driving his or her own taxicab consents thereto.
 - (3) In this section, "smoke" or "smoking" includes the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment.



- D. Subject to Subsection L of this section, every driver and every owner driving his or her own taxicab shall turn off any radio, tape player or any other sound-producing mechanical device in his or her taxicab upon being requested so to do by any passenger, and having done so pursuant to such a request shall leave such device or devices in the off position until that passenger's trip has been completed.
- E. Exclusive concession agreements.
- (1) For the purpose of this section, "exclusive concession agreement" includes any agreement, whether or not for valuable consideration, which has for its purpose or effect the granting to any person of a right or licence to provide cab service to any public transportation terminal, subway station, hotel, motel, cab stand, or any other place, to the exclusion of one or more other cabs.
 - (2) No owner or driver shall enter into or become a party to an exclusive concession agreement.
 - (3) No owner or driver shall pay, agree to pay, accept, or agree to accept a fee or consideration, or do any other act or thing, pursuant to an exclusive concession agreement.
 - (4) No owner or driver of a cab shall pay or agree to pay any consideration to any person in return for or as a result of any act by such person done for the purpose of soliciting business for such cab or directing or encouraging any person to use such cab at any of the places referred to in Subsection E(1).
- F. No owner shall pay any female driver in his or her employ wages at a lesser rate than he or she pays to male drivers in his or her employ, or if such owner only employs female drivers, at a lesser rate than the prevailing rate paid by other owners to their male drivers.
- G. No owner or driver shall take, consume or have in his or her possession any liquor while he or she is in charge of his or her cab, nor shall the use of liquor by him or her be apparent while he or she is in charge of any such cab.



- H. Every driver licensed under this chapter and every owner, while driving or operating a cab, shall be properly dressed, neat and clean in person, and be civil and well-behaved, and while on any public cab stand shall sit or stand sufficiently close to his or her cab so as to have it constantly under close observation, and such drivers or owners shall not in any way obstruct the use of the sidewalk, or make any loud noise or disturbance.
- I. Any owner or driver who changes his or her address shall, within two days after such change, attend at the offices of the Municipal Licensing and Standards Division and notify the Municipal Licensing and Standards Division of such change of address and produce his or her licence for the change to be entered thereon.
- J. No person licensed under this chapter shall solicit or employ or allow any runner or other person to assist or act in concert with him or her in soliciting any person to take or use his or her cab on any public highway, lane, street, common, park or square.
- K. Right to refuse service to certain passengers; indication of being on duty or off duty.
- (1) Except as provided in Subsection K(3), an owner who drives his or her cab or a driver who refuses to serve the first person requesting the service of his or her cab at any place within the City of Toronto at any time of day or night is guilty of an offence.
 - (2) Notwithstanding any provision in this section, nothing herein permits any owner or driver to contravene the provisions of § 545-147A of this article.
 - (3) An owner who drives his or her cab, or a driver, may refuse to serve the first person requesting the service of his or her cab, provided that such owner or driver immediately records his or her reasons for such refusal on his or her taxicab operator log, if such person requiring the service: **[Amended 2008-04-23 by By-law 126-2008]**



- (a) Owes such owner or driver for a previous fare or service;
 - (b) Upon being requested by such owner or driver, refuses to disclose his or her final destination before or immediately after entering the cab;
 - (c) Asks to be driven to a remote place in circumstances which such owner or driver reasonably believes to be unsafe; or
 - (d) Is unduly obnoxious or abusive.
- (4) An owner who drives his or her cab, or a driver, may seek police assistance to have removed from his or her taxicab a person to whom he or she has a right to refuse service.
- (5) An owner who drives his or her cab, or a driver, is guilty of an offence who:
- (a) Refuses to serve a person requesting the services of his or her cab;
 - (b) Pleads some previous engagement; and
 - (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.” **[Amended 2008-04-16 by By-law 230-2008].**
- (6) Subject to Subsection K(1), (3) and (5) of this section, any driver or owner driving his or her own taxicab, who has accepted an engagement for the provision of service by his or her taxicab from a person requesting such service, and who is proceeding directly to fulfil such engagement, may display a card or sign in a form supplied by the Municipal Licensing and Standards Division indicating that this taxicab is on call.



- (7) Subject to the provisions of this article, any driver or owner driving his or her own taxicab, who is off duty or whose taxicab is otherwise not available for service to the public, may display a card or sign in a form supplied by the Municipal Licensing and Standards Division indicating he or she is off duty.
 - (8) No owner or driver shall exhibit on or about his or her taxicab any card, sign or other notice indicating or suggesting that his or her taxicab is on call or off duty except as permitted by this section.
- L. Every driver and every owner driving his or her own taxicab, whose taxicab is equipped with a two-way radio pursuant to a contract, agreement or arrangement with a taxicab broker for the obtaining of fares, shall activate the said radio when he or she first enters the said taxicab and maintain it in full operation so as to permit him or her to receive calls from the said broker throughout the period in which he or she is operating the said taxicab in the City of Toronto.
- M. The Municipal Licensing and Standards Division may, upon receiving information which indicates that a standard taxicab has not been actively operated in providing taxicab service to the public for two full shifts daily for at least five days during any seven-day period, require that the owner of that standard taxicab attend before the Toronto Licensing Tribunal for a hearing to determine whether the licence should be suspended, revoked or have conditions placed on it.
- N. Maximum hours in a shift.
- (1) No driver shall operate a taxicab for more than 12 hours during any period of 24 consecutive hours.
 - (2) No owner shall permit any driver to operate such owner's taxicab for any period in excess of the hours prescribed by this section.
- N.1. Every owner of an ambassador taxicab licence shall operate his or her cab for a minimum of 36 hours during any seven-day period.
[Added 2003-05-23 by By-law No. 369-2003]



- N.2. Despite Subsection N.1, the Executive Director, or his or her designate, may exempt an owner of an ambassador taxicab licence from the minimum hours of operation required by Subsection N.1 where he or she is satisfied that: **[Added 2003-05-23 by By-law No. 369-2003]**
- (1) The owner is unable to operate his or her cab for the minimum required hours by reason of illness or vacation; and
 - (2) The illness or vacation has been reported to the Municipal Licensing and Standards Division within two weeks of the vacation or illness.
- O. Every owner and driver shall take due care of all property delivered or entrusted to him or her for conveyance or safekeeping. Every driver, immediately upon the termination of any hiring or engagement, shall carefully search his or her cab for any property lost or left therein, and all property or money left in his or her cab shall be forthwith delivered over to the person owning the same, or if the owner cannot at once be found, then to the nearest police station, with all information in his or her possession regarding the same.
- P. No driver or owner shall knowingly drive or permit to be driven about the streets in his or her cab any person for the purpose of soliciting from the cab for acts of prostitution.
- Q. No owner or driver shall induce any person to employ his or her cab by knowingly misleading or deceiving such person as to the location or distance of any place or by making any false representation to such person.
- R. No person licensed under this chapter who is operating a cab, other than a cab which is actually being used for the transportation of children to and from school or for the transportation of one or more persons with disabilities pursuant to an agreement between any owner or taxicab broker and the Toronto Transit Commission, shall take on any additional passenger after the cab has departed with one or more passengers from any starting point except at the request of a



passenger already in the cab or with the approval of the Municipal Licensing and Standards Division due to special emergency conditions.

S. Every driver shall:

- (1) Report forthwith to his or her employer any accident in which he or she was involved while operating his or her employer's cab; and
- (2) At the expiration of his or her work period return the cab to his or her employer and shall not at any time abandon the cab or permit any other person to drive same.

T. Transportation of children to or from school.

- (1) The owner or driver of a cab shall, while such cab is being used for the transportation of children to or from school, observe and comply with the following regulations:
 - (a) Not more than six children shall be at any one time carried in a standard five-passenger cab, and not more than eight children shall be carried at any one time in a standard seven-passenger cab.
 - (b) No child shall be permitted to stand while the cab is in motion.
 - (c) The cab shall carry on the front and at the rear thereof signs not less than 27 centimetres by 35 centimetres in size clearly and visibly displaying the words "School Vehicle" in black letters on a white or yellow background.
 - (d) The signs referred to in Subsection T(1)(c) shall be carried only when the cab is actually engaged in transporting children to or from school and shall be removed when the cab is engaged in any other business.



- (2) The rates contained in Appendix C, Tariff A, at the end of this chapter shall not apply to cabs being used for the transportation of children to or from school.
- U. A driver or owner driving his or her own cab may carry parcels, letters or documents without carrying a passenger at the same time, provided that:
- (1) The driver or owner driving his or her own cab maintains the taximeter in the taxicab driven by him or her in operation throughout the trip;
 - (2) The driver or owner driving his or her own cab takes the shortest possible route to the destination;
 - (3) The driver or owner driving his or her own cab charges the amount of the fare registered on the meter; and
 - (4) No passenger is accepted by the driver after he or she has been engaged to deliver such parcel, letter or document.
- V. Name of owner of cab to appear on driver's licence; information to be provided by driver to broker.
- (1) No driver shall operate, and no owner shall permit any driver to operate, any cab unless the name of the owner of such cab has been endorsed on such driver's Toronto taxicab driver's licence by the Municipal Licensing and Standards Division not later than the next business day after the driver commenced employment with such owner.
 - (2) In Subsection V(1) of this section, "business day" means any day on which the offices of the Municipal Licensing and Standards Division are open for business.
 - (3) Every owner and every lessee of a taxicab, in respect of whose taxicab there is a contract, agreement or arrangement with a taxicab broker for the accepting of calls for service, shall, forthwith after the commencement by every driver of a contract, agreement or arrangement pursuant to which the said driver is



to drive the said taxicab, provide to the said taxicab broker the name and Toronto taxicab driver's licence number of the said driver and the time when he or she first commenced to drive the said taxicab pursuant to the said contract, agreement or arrangement.

- (4) Upon the termination of a contract, agreement or arrangement as described in Subsection V(3), the said owner or lessee shall forthwith notify the taxicab broker of the said termination.

W. Use of cellular telephones. **[Added 2003-05-23 by By-law No. 368-2003]**

- (1) Definition. As used in this subsection, the following term shall have the meaning indicated:

EMERGENCY — In the case of an outgoing call, situations including the medical distress of a passenger, traffic accidents, fires and the commission of crimes which are observed by a driver or owner driving his or her taxicab; and in the case of incoming calls, includes family crises such as a medical emergency.

- (2) No driver or owner driving his or her taxicab shall use a cellular telephone while the taxicab is for hire, passengers are in the vehicle and the taxicab is engaged in transporting passengers, except in an emergency.

X. Operation of accessible taxicabs. **[Added 2005-10-28 by By-law No. 903-2005]**

Every owner and every driver of an accessible taxicab shall:

- (1) Notify the passenger that he or she has arrived at the pick up point;
- (2) Provide appropriate assistance to the passenger when requested; and
- (3) Properly and safely handle customer mobility aides.



§ 545-149. Insurance.

- A. Policy of insurance; certified copy or certificate.
- (1) Every owner shall, in respect of each cab for which he or she holds a licence, procure a policy of insurance endorsed to the effect that the Municipal Licensing and Standards Division will be given at least 10 days' notice in writing of any cancellation, expiration or variation in the amount of the policy, and insuring, in at least the amount of \$2,000,000 (exclusive of interest and costs) comprehensive against loss or damage resulting from bodily injury to or the death of one or more persons, or from loss or damage to property resulting from any one accident; and the said policy shall make provision for passenger hazard in an amount not less than the foregoing. A certified copy or certificate of such policy shall be deposited with the Municipal Licensing and Standards Division. **[Amended 2003-04-16 by By-law No. 248-2003]**
 - (2) The policy of insurance and the certified copy or certificates referred to in Subsection A(1) shall include the name of every person having an interest in the taxicab, including any lessee of the taxicab under § 545-145.
- B. The Executive Director or his or her designate may, notwithstanding anything else contained in this chapter, suspend a taxicab owner's licence in respect of any cab as to which there has been a failure to comply with Subsection A or where there has been a cancellation of a policy of insurance filed under Subsection A; and such suspension shall continue until there has been satisfactory compliance with Subsection A.

§ 545-150. Rates and fares.

- A. Subject to the provisions of Subsection E(3), (4) and (4.1) of this section, the rates or fares to be charged by the owners or drivers of taxicabs shall be exactly as shown in Appendix C, Tariff A, at the end of this chapter, and no greater or lesser amount shall be demanded or received, provided that owners or drivers may charge a lesser



amount to passengers in need who are over 65 years of age or are persons with disabilities. **[Amended 2003-04-16 by By-law No. 214-2003]**

- B. When operating on a meter basis, the rate of fare charged shall be exactly as shown by the taximeter, together with any additional charges authorized by Appendix C, Tariff A, at the end of this chapter.
- C. No owner or driver shall publish or use a tariff or demand or receive rates and charges other than those authorized by this chapter, whether such rates and charges are determined by distance or by time.
- D. No owner or driver shall be entitled to recover or receive any fare or charge from any person or persons from whom he or she shall have demanded any fare or charge greater or less than those authorized by this chapter, or to whom he or she has refused to show his or her tariff card as provided in this chapter.
- E. Taximeters to be placed in operation; flat rates.
 - (1) When a passenger first enters a taxicab which is equipped with a taximeter, the driver of the taxicab shall immediately place the said taximeter in an operating position and maintain it in operation throughout the trip.
 - (2) Every driver and every owner driving his or her own taxicab, providing taxicab service to a passenger, shall take the shortest possible route to the destination desired unless the passenger designates another route.
 - (3) If a call extends more than five kilometres beyond the limits of the City of Toronto, the driver and passenger may agree before the start of the trip to a flat rate, but the driver shall maintain the taximeter in operation at all times within the limits of the City of Toronto or within five kilometres therefrom.



- (4) Where a trip originates within the City of Toronto, excluding the area bounded by Kipling Avenue on the east, Finch Avenue on the north, Eglinton Avenue on the south and the western boundary of the City of Toronto, and terminates at Lester B. Pearson International Airport, the passenger may be charged a flat rate equal to the rate applicable in Appendix M, Taxi Tariffs from the City of Toronto to Lester B. Pearson International Airport, for that trip or the passenger may elect to pay the metre rate, whichever is lower. **[Added 2008-01-02 by By-law No. 1082-2007]**
- (a) If the meter rate is less than the flat rate, the meter rate shall apply; or
- (b) If the flat rate is less than the meter rate, the flat rate shall apply.
- (4.1) Where a taxicab brokerage has entered into a flat rate arrangement in accordance with § 545-129.1(a) of this chapter, the driver who services the call shall place and maintain in operation the taximeter in the taxicab that he or she is driving, and the rate or fare to be charged to the customer for the trip shall be the flat rate. **[Added 2003-04-16 by By-law No. 214-2003]**
- (5) Every driver or owner who drives his or her own taxicab shall place the taximeter in the taxicab which he or she is driving in operation when a passenger is in the said taxicab within the City of Toronto or within five kilometres therefrom.
- (6) Every driver or owner who drives his or her own taxicab, who fails to place his or her taximeter in operation as required by this section or who fails to maintain it in operation as required by this section and who charges a passenger for a fare for a trip during which such failure occurs is guilty of an offence.
- F. At the conclusion of the trip, the driver or owner driving his or her own cab shall call the passenger's attention to the amount of fare registered on the taximeter and place the taximeter in a non-



operating position.

- G. No licensed person shall make any charge under this chapter for time lost through defects or inefficiency of the cab or incompetency of the driver thereof or for time consumed by the arrival of the cab in response to a call in advance of the time such cab has been requested by the person calling same.
- H. The tariff or rates herein authorized shall be computed from the time when or place at which the passenger or passengers first enter the cab to the time when or place at which the passenger or passengers finally discharge the cab.
- I. Every driver and owner, while operating a taxicab, shall keep and maintain at all times in such taxicab at least \$20 in bills and coins of denominations less than \$20, such that change may be provided to passengers of such taxicab.
- J. No owner shall allow to be operated and no driver shall operate any cab without having the tariff card supplied by the Municipal Licensing and Standards Division with respect to that cab displayed in the holder provided for in § 545-136E(1)(d) of this article.
- K. No owner shall allow to be operated and no driver shall operate any cab without a sign, as approved by the Executive Director or his or her designate, to indicate clearly that the fare as shown on the taximeter includes the goods and services tax.
- L. Receipts.
 - (1) A driver or owner shall give a passenger a receipt showing the driver's or owner's name and identification number, when requested or whenever there is a dispute over the fare.
 - (2) Despite Subsection L(1) of this section, every owner and driver shall at the conclusion of each trip give each passenger a receipt stating the date, the time of the commencement and conclusion of the trip, the distance traveled, the plate number of the taxicab, the total fare charged and the Municipal Licensing and Standards Division taxicab customer service telephone number. **[Amended 2003-06-26 by By-law No. 523-2003]**



- M. When a dispute arises with a passenger as to the fare, the driver or owner in charge of the cab may, if the passenger agrees, refer the dispute to the officer in charge of the nearest police station, and if the driver or owner was correct in the demand for fare made by him or her, he or she may add thereto an amount equal to the proper charge under Appendix C, Tariff A, at the end of this chapter for the distance traveled from the place where the dispute arose to the police station, and any reasonable waiting time while the dispute was being investigated.
- N. (Reserved)
- O. Subsections A and F of this section do not apply to taxicab service provided to one or more persons with disabilities pursuant to an agreement between any owner or taxicab broker and the Toronto Transit Commission.
- P. No owner shall allow to be operated and no driver shall operate any cab without having multiple copies of an airport flat fee map to be supplied by the Municipal Licensing and Standards Division and every driver shall, upon request, provide copies of the map to passengers.

§ 545-151. Corporations; share transfers.

- A. Transfer of existing shares and issuance of new shares; review of licence.
 - (1) Where a corporation is the holder of a cab owner's licence or licences, the corporation shall forthwith notify the Municipal Licensing and Standards Division in writing of all transfers of existing shares and of the issue of all new shares of the capital stock of the corporation.
 - (2) Where, as a result of the transfer of existing shares or by the issue of new shares of a corporation, the Municipal Licensing and Standards Division has reasonable grounds to believe that the corporation may not be entitled to the continuation of its licence in accordance with this chapter, the Toronto Licensing Tribunal may determine whether the licence or licences shall be revoked or have conditions placed on it.



- B. Termination of licence upon transfer of controlling interest in corporation; review of licence.
- (1) Where, by the transfer or sale of issued shares in, or by the issuance of new shares of, a corporation holding one or more cab owner's licences, the controlling interest in such corporation is sold, transferred or acquired, such licence or licences shall be terminated forthwith, and the Municipal Licensing and Standards Division may issue a new licence or new licences upon payment of the prescribed fee.
 - (2) The Toronto Licensing Tribunal may, in its discretion, refuse to issue a new licence or licences to a purchaser in a transaction under this section if it determines that it is not in the public interest so to do or for any other reason which it is authorized by law to consider upon such application.
- C. Where an individual or individuals related to each other, or not operating at arms length, holds or hold the controlling interest in two or more corporations, or has or have at any time within the previous five years held the controlling interest in any one or more of such corporations, no new licence shall be issued to any such corporations if any one of them has within the previous five years been a vendor in a taxicab transaction under the provisions of this chapter.
- D. Where the shares in a corporate owner are held in whole or in part by another corporation, such other corporation shall file with the Municipal Licensing and Standards Division, at the same time as the owner, an annual return as provided in § 545-134G of this article, and in such return disclose that the shares in such other corporation are in turn held in whole or in part by a third corporation, then such third corporation shall likewise file an annual return under § 545-134G, and so on until the names of living persons not being corporations are shown and identified as the shareholders of any and all corporations having an interest, direct or indirect, in any owner's licence.



APPENDIX A TO CHAPTER 545 ANNUAL FEES FOR LICENCES

Fee Class 11 (Taxicab Driver)

Includes licences for every person whose primary business activity is to drive a taxicab (and is not an owner of the taxicab).

For initial licence	\$590.95
For renewal	\$294.10

Fee Class 13 (Standard Taxicab Owner)

Includes licences for every person whose primary business activity is to own a standard taxicab.

For initial licence (acquired through the sale of a taxicab)	\$4,354.75
For renewal	\$1,113.62

Fee Class 14 (Ambassador Taxicab Owner)

Includes licences for every person whose primary business activity is to own and operate an ambassador taxicab.

For initial licence	\$960.99
For renewal	\$704.95

Fee Class 14.1 (Accessible Taxicab)

Includes licences for every person whose primary business activity is to own an accessible taxicab.

For initial licence	\$462.64
For renewal	\$364.59



NOTES



**APPENDIX C TO CHAPTER 545
TARIFF A, TAXICAB RATES AND FARES**

**[Amended 2003-04-16 by By-law No. 249-2003; 2003-07-24 by
By-law No. 715-2003]**

Service	Rate or Fare
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One to Four Passengers:

For the first 0.155 Km or part thereof	\$4.00
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For each additional 0.155 Km or part thereof	\$0.25
--	--------

For waiting time while under engagement, for each 31 seconds	\$0.25
--	--------

For each Additional Passenger in excess of four	\$2.00
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Wheelchairs, including loading and unloading by driver	No charge
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Charges for trunks and other items not covered by this tariff shall be agreed upon before commencement of the trip

Document or Parcel Delivery:

For deliver of any parcel, document or	\$10.00
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Thing where no passenger is carried — minimum charge per trip	
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NOTES



TAXICAB OPERATOR LOG
(Sample)

Taxicab No. _____

Prov. Plate No. _____

Date			Time	Licence No.	Name	Signature
dd	mmm	yy				
			In:			
			Out:			
			In:			
			Out:			
			In:			
			Out:			
			In:			
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			Out:			
			In:			
			Out:			
			In:			
			Out:			



TAXICAB OPERATOR LOG
(Incident Log)

Date			Time	Driver Lic. No.: D01							Location
dd	mm	yy									
Particulars <i>(attach a separate sheet, if necessary):</i>											

Date			Time	Driver Lic. No.: D01							Location
dd	mm	yy									
Particulars <i>(attach a separate sheet, if necessary):</i>											

Date			Time	Driver Lic. No.: D01							Location
dd	mm	yy									
Particulars <i>(attach a separate sheet, if necessary):</i>											



**APPENDIX K TO CHAPTER 545
BUSINESS LICENSING THRESHOLDS**

**[Added 2004-01-29 by By-law No. 117-2004; amended 2004-06-24 by
By-law No.483-2004; 2005-07-21 by By-law No. 671-2005]**

As used in this Appendix, the following term shall have the meaning indicated:

CONVICTION — Without restricting the generality of the definition, includes any convictions registered against:

- A. The applicant, and where the applicant is a corporation or partnership, against any officers, directors or partners;
- B. Any other businesses of the applicant that are currently licensed or required to be licensed; and
- C. Any prior businesses of the applicant that were licensed or required to be licensed.

Group No. 1

Licences: Any business, trade or calling for which a vehicle and its driver are licensed or required to be licensed by the City under this chapter, and for which a licensee is required to hold a valid provincial driver's licence under this chapter.

1-A. The Municipal Licensing and Standards Division shall not issue or renew a licence and may recommend that the Toronto Licensing Tribunal not issue or renew a licence if, at the time of an application for a licence or renewal, an applicant has:

- (i) any restriction code 01 convictions;
- (ii) any restriction code 02 convictions within the last 10 years;
- (iii) any restriction code 03 convictions within the last five years;
- (iv) two or more restriction code 03 convictions within the last 10 years;
- (v) any restriction code 04 convictions within the last three years;



- (vi) two or more restriction code 04 convictions within the last five years;
- (vii) any restriction code 05 or 07 convictions within the last year;
- (viii) any restriction code 06 convictions within the last three years;
- (ix) seven or more by-law demerit points within the last 12 months;
[Amended 2008-04-16 by By-law No. 126-2008]
- (x) **[Repealed 2008-04-16 by By-law no. 126-2008].**
- (xi) overdue by-law fines, unless the applicant or licensee provides proof that such fines have been subsequently paid; or
- (xii) five or six by-law demerit points within the 12 months immediately preceding the date of application for a licence or renewal, plus a suspension of a licence held by the individual or corporation as a result of any violation of the business licensing thresholds in the 12 month period immediately preceding the previous date of licence issuance or renewal;" **[Amended 2008-04-16 by By-law No. 126-2008]**

1-B. The Municipal Licensing and Standards Division shall bring forward a report and may recommend to the Toronto Licensing Tribunal that a licence be revoked if an investigation of a licensee during the tenure of a licence discloses that, on the first day of the investigation, the licensee is in contravention of any of the business licensing thresholds listed in 1-A.

1-C. The Municipal Licensing and Standards Division shall not issue or renew a licence but may recommend that the Toronto Licensing Tribunal issue or renew a licence on conditions if, at the time of an application for a licence or renewal, an applicant has:

- (i) any restriction code 02 conviction that is more than 10 years old;
- (ii) any restriction code 03 conviction that is more than five years old, but not more than 10 years old;
- (iii) two or more restriction code 03 convictions that are more than 10 years old, but not more than 20 years old;
- (iv) any restriction code 04 conviction that is more than three years old, but not more than five years old;
- (v) two or more restriction code 04 convictions that are more than five years old, but not more than 10 years old;



- (vi) any restriction code 05 conviction that is more than a year old, but not more than three years old;
- (vii) any restriction code 06 conviction that is more than three years old, but not more than five years old;
- (viii) two or more restriction code 06 convictions that are more than five years old, but not more than 10 years old;
- (ix) any restriction code 07 conviction that is more than one year old, but not more than three years old;
- (x) nine or more demerit points, as defined in the *Highway Traffic Act*, on the driver's abstract provided to Municipal Licensing and Standards; or
- (xi) seven or more by-law demerit points that are than 12 months old, but not more than three years old. **[Amended 2008-04-24 by By-law No. 126-2008]**

1-D. The Municipal Licensing and Standards Division shall bring forward a report and may recommend to the Toronto Licensing Tribunal conditions be placed on a licence if an investigation of a licensee during the tenure of a licence discloses that, on the first day of the investigation, the licensee is in contravention of any of the business licensing thresholds listed in 1-C.

1-E. The Municipal Licensing and Standards Division may send an advisory letter to an applicant if, at the time of an application for a licence or renewal, the applicant has:

- (i) five or six by-law demerit points concerning the licensed business or individual, or any other of the individual or corporation's businesses that are licensed or are required to be licensed, or any of the individual or corporation's prior businesses that were licensed or required to be licensed, within the 12 months immediately preceding the date of application for a licence or renewal. **[Amended 2008-04-24 by By-law No. 126-2008]**

1-F. The Municipal Licensing and Standards Division may send an advisory letter to a licensee if an investigation of a licensee during the tenure of a licence discloses that, on the first day of the investigation, the applicant is in contravention of the business



licensing thresholds listed in 1-E.

- 1-G.** The Municipal Licensing and Standards Division shall not issue or renew a licence but may recommend that the Toronto Licensing Tribunal issue or renew a licence subject to a suspension if, at the time of an application for a licence or renewal, an applicant has:
- (i) five or six by-law demerit points concerning the licensed business or individual, or any other of the individual or corporation's businesses that are licensed or are required to be licensed or required to be licensed, within the 12 months immediately preceding the date of application for a licence or renewal. **[Amended 2008-04-24 by By-law No. 126-2008]**
 - (ii) been issued an advisory letter pursuant to 1-E or 1-F for the 12 months immediately preceding the twelve-month period referred to in (i).
- 1-H.** The Municipal Licensing and Standards Division shall bring forward a report and may recommend to the Toronto Licensing Tribunal that a licence be suspended if an investigation of a licensee during the tenure of a licence discloses that, on the first day of the investigation, the applicant is in contravention of the business licensing thresholds listed in 1-G.
- 1-I.** Despite the requirements under 1-A, 1-B, 1-C, 1-D, 1-E, 1-F, 1-G, and 1-H, if a licence has been issued with or without conditions or suspensions and if the applicant's or licensee's record discloses no new convictions or other circumstances, the licence may be issued and no additional recommendations are required to be made to the Toronto Licensing Tribunal.

Group No. 2

Licences: All businesses required to be licensed under this chapter and that are not covered in Group No. 1 of this Schedule.

- 2-A.** The Municipal Licensing and Standards Division shall not issue or renew a licence and may recommend that the Toronto Licensing Tribunal not issue or renew a licence if, at the time of an application



for a licence or renewal, an applicant has:

- (i) any restriction code 01 convictions;
- (ii) any restriction code 02 convictions within the last 10 years;
- (iii) any restriction code 03 convictions within the last five years;
- (iv) two or more restriction code 03 convictions within the last 10 years;
- (v) any restriction code 04 convictions within the last three years;
- (vi) two or more restriction code 04 convictions within the last five years;
- (vii) any restriction code 05 convictions within the last year;
- (viii) seven or more by-law demerit points within the last 12 months; **[Amended 2008-04-24 by By-law No. 126-2008]**
- (ix) **[Repealed 2008-04-24 by By-law No. 126-2008]**
- (x) overdue by-law fines, unless the applicant or licensee provides proof that such fines have been subsequently paid; or
- (xi) five or six by-law demerit points within the 12 months immediately preceding the date of application for a licence or renewal, plus a suspension of a licence held by the individual or corporation as a result of any violation of the business licensing thresholds in the 12 month period immediately preceding the previous date of licence issuance or renewal. **[Amended 2008-04-24 by By-law No. 126-2008]**

2-B. The Municipal Licensing and Standards Division shall bring forward a report and may recommend to the Toronto Licensing Tribunal that a licence be revoked if an investigation of a licensee during the tenure of a licence discloses that, on the first day of the investigation, the licensee is in contravention of any of the business licensing thresholds listed in 2-A.

2-C. The Municipal Licensing and Standards Division shall not issue or renew a licence but may recommend that the Toronto Licensing Tribunal issue or renew a licence on conditions if, at the time of an application for a licence or renewal, an applicant has:

- (i) any restriction code 02 conviction that is more than 10 years old;
- (ii) any restriction code 03 conviction that is more than five years



- old, but not more than 10 years old;
- (iii) two or more restriction code 03 convictions that are more than 10 years old, but not more than 20 years old;
- (iv) any restriction code 04 conviction that is more than three years old, but not more than five years old;
- (v) two or more restriction code 04 convictions that are more than five years old, but not more than 10 years old; or
- (vi) seven or more by-law demerit points that are more than a year old, but not more than three years old. **[Amended 2008-04-24 by By-law No. 126-2008]**

2-D. The Municipal Licensing and Standards Division shall bring forward a report and may recommend to the Toronto Licensing Tribunal that conditions be placed on a licence if an investigation of a licensee during the tenure of a licence discloses that, on the first day of the investigation, the licensee is in contravention of any of the business licensing thresholds listed in 2-C.

2-E. The Municipal Licensing and Standards Division may send an advisory letter to an applicant if, at the time of an application for a licence or renewal, the applicant has:

- (i) five or six by-law demerit points concerning the licensed business or individual, or any other of the individual or corporation's businesses that are licensed or are required to be licensed, or any of the individual or corporation's prior businesses that were licensed or required to be licensed, within the 12 months immediately preceding the date of application for a licence or renewal; and **[Amended 2008-04-24 by By-law No. 126-2008]**
- (ii) not been issued an advisory letter pursuant to 2-E or 2-F for the 12 months immediately preceding the twelve-month period referred to in (i).

2-F. The Municipal Licensing and Standards Division may send an advisory letter to a licensee if an investigation of a licensee during the tenure of a licence discloses that, on the first day of the investigation, the applicant is in contravention of the business licensing thresholds listed in 2-E.



- 2-G.** The Municipal Licensing and Standards Division shall not issue or renew a licence but may recommend that the Toronto Licensing Tribunal issue or renew a licence subject to a suspension if, at the time of an application for a licence or renewal, an applicant has:
- (i) five or six demerit points concerning the licensed business or individual, or any other of the individual or corporation's businesses that are licensed or are required to be licensed, or any of the individual or corporation's prior businesses that were licensed or required to be licensed, within the 12 months immediately preceding the date of application for a licence or renewal; and **[Amended 2008-04-24 by By-law No. 126-2008]**
 - (ii) been issued an advisory letter pursuant to 2-E or 2-F for the 12 months immediately preceding the twelve-month period referred to in (i).
- 2-H.** The Municipal Licensing and Standards Division shall bring forward a report and may recommend to the Toronto Licensing Tribunal that a licence be suspended if an investigation of a licensee during the tenure of a licence discloses that, on the first day of the investigation, the applicant is in contravention of the business licensing thresholds listed in 2-G.
- 2-I.** Despite the requirements under 2-A, 2-B, 2-C, 2-D, 2-E, 2-F, 2-G, and 2-H, if a licence has been issued with or without conditions or suspensions and if the applicant's or licensee's record discloses no new convictions or other circumstances, the licence may be issued and no additional recommendations are required to be made to the Toronto Licensing Tribunal.

NOTES:

- (1)** Pursuant to § 545-5M of this chapter, where any licensee, or where the licensee is a corporation or partnership, any officer or director of the corporation or partner in the partnership, in the course of the tenure of the licence ceases to comply with the business licensing thresholds contained in Appendix K to this chapter, the licensee shall



immediately contact and advise the Municipal Licensing and standards Division of the nature and extent of the violation, and failure to provide such notice may independently result in the suspension of the licence-holder's licence. **[Amended 2005-09-30 by By-law No. 754-2005]**

- (2) Pursuant to § 545-4C.1 of this chapter, where an applicant is a corporation or a partnership, the business licensing thresholds contained in this Appendix apply to any officer or director of the corporation or partner in the partnership.



Offences and Corresponding Restriction Codes:

Criminal Code Offences	Description*	Restriction Code
Explosives	Using explosives, Possession	04
Terrorism	Providing or collecting property for certain activities; Providing or making available property or services for terrorist purposes; Using or possessing property for terrorist purposes; Participation in activity of terrorist group; Facilitating terrorist activity; Instructing to carry out activity for terrorist group; Instructing to carry out terrorist activity	02
Firearms and weapons	Using firearms (including imitation) in commission of offence; Careless use of firearm; Pointing a firearm; Possession of weapon for dangerous purposes; Carrying weapon while attending public meeting; Carrying concealed weapon; Unauthorised possession of firearm; Possession of firearm knowing its possession is unauthorised; Possession at unauthorised place; Unauthorised possession in motor vehicle; Possession of prohibited or restricted firearm with ammunition; Possession of weapon obtained by commission of offence; Breaking and entering to steal firearm; Robbery to steal firearm; Weapons trafficking; Possession for purpose of weapons trafficking; Transfer without authority; Making automatic firearm; Discharging firearm with intent; Causing bodily harm with intent — air gun or pistol	04
Mischief	Public mischief, Mischief	05



Criminal Code Offences	Description*	Restriction Code
Sexual Offences against minors	Sexual interference; Invitation to sexual touching; Sexual exploitation; Sexual exploitation of person with disability; Incest; Making child pornography; Parent or guardian procuring sexual activity; Householder permitting sexual activity; Corrupting children; Luring a child; Prostitution of person under eighteen	01
Sexual offences against persons other than minors	Sexual exploitation of person with disability; Incest; Indecent acts; Sexual assault; Sexual assault with a weapon, threats to a third party or causing bodily harm; Aggravated sexual assault	03
Bawdy houses and prostitution	Keeping common bawdy house; Transporting person to bawdy-house; Procuring; Offence in relation to prostitution	05
Criminal negligence	Causing death by criminal negligence; Causing bodily harm by criminal negligence	04
Murder	Murder; Manslaughter; Infanticide; Attempt to commit murder; Accessory to murder	02
Administering noxious thing	Administering noxious thing	04
Traps	Traps likely to cause bodily harm	05
Operation of vehicles, vessels, or aircraft	Dangerous operation of motor vehicles, vessels and aircraft; Flight; Causing death by criminal negligence (street racing); Causing bodily harm by criminal negligence (street racing); Dangerous operation of motor vehicle while street racing; Failure to stop at scene of accident; Operation while Impaired; Operation while disqualified	06



Criminal Code Offences	Description*	Restriction Code
Harassment and threats	Criminal harassment; Uttering threats; Intimidation	04
Assault	Assault; Assault with a weapon or causing bodily harm; Aggravated assault; Unlawfully causing bodily harm; Assaulting a peace officer	04
Confinement	Kidnapping; Trafficking in persons; Hostage taking; Abduction of person under sixteen; Abduction of person under fourteen; Abduction in contravention of custody order; Abduction;	03
Hate propaganda	Advocating genocide; Public incitement of hatred	03
Theft, forgery and fraud	Theft; Destroying documents of title; Fraudulent concealment; Theft and forgery of credit card; Theft from mail; Forgery; Uttering forged document; Drawing document without authority; Fraud; Using mails to defraud; Arson for fraudulent purpose	04
Robbery and extortion	Robbery; Extortion	03
Breaking and entering	Breaking and entering	04
Possession of property obtained by crime	Possession of property obtained by crime; Possession of property obtained by excise offences	04
Arson	Arson	04



Criminal Code Offences	Description*	Restriction Code
Counterfeit money	Making counterfeit money; Uttering counterfeit money	04
Proceeds of crime	Making counterfeit money; Uttering counterfeit money	04
Participation in criminal organisation	Participation in criminal organisation; Commission of offence for criminal organisation; (instructing commission of offence for criminal organisation)	03
Controlled Drug and Substances Act Offences	Description*	Restriction Code
Possession	Possession of substance	05
Trafficking	Trafficking in substance - Schedule I or II - Schedule III - Schedule IV	03 04 05
Importing and exporting	Importing and exporting - Schedule I or II - Schedule III - Schedule IV	03 04 05
Production	Production of substance - Schedule I or II (except marihuana) - Schedule III - Schedule IV	04 04 05



Highway Traffic Act	Description*	Restriction Code
Driving prohibited while licence suspended	Driving prohibited while licence suspended	07
	Suspension while prohibited from driving	06
Rate of speed	Rate of speed – where the court has determined that the person convicted was driving at a rate of speed of 50 or more kilometres per hour greater than the speed limit	06
Careless driving	Careless driving	06
Fail to remain	Fail to remain at the scene of accident	06
Fail to stop	Fail to stop when signaled or requested by a police officer	06
Racing	Racing	06
Fail to stop	Fail to stop for a school bus	06

** The descriptions herein are inserted for convenience of reference and a guide to interpretation only and do not form part of the threshold.



**SCHEDULE B
DEMERIT POINT SYSTEM**

Type	Short-form Wording	Section	Points
Taxicab Driver	Taxicab Driver – No licence	545-2A(9)	2
Taxicab Driver	Cab Dr – Drive while under suspension	545-134A (2)	2
Taxicab Driver	Cab Dr – Drive unlicensed cab	545-134C (1)	2
Taxicab Driver	Cab Dr – Permit unauth. person to drive cab	545-134C (3)	2
Taxicab Driver	Cab Dr – Drive cab not free from mech defects	545-138C (6)	2
Taxicab Driver	Cab Dr – Operate cab with mech. defects (Agt)	545-138C (6)	2
Taxicab Driver	Cab Dr – Cab not equipped with seat belts	545-138D (1)	2
Taxicab Driver	Cab Dr – Use child safety lock without authorization	545-138E (4)	2
Taxicab Driver	Cab Dr – Smoke while carrying passenger	545-148C (1)	2
Taxicab Driver	Cab Dr – Consume liquor – in charge of cab	545-148G	2
Taxicab Driver	Cab Dr – Use of liquor apparent	545-148G	2
Taxicab Driver	Cab Dr – Refuse to serve first person	545-148K (1)	2
Taxicab Driver	Cab Dr - Solicit cab acts of prostitution	545-148P	2
Taxicab Driver	Cab Dr – Overloading vehicle re: children	545-148T (1)(a)	2
Taxicab Driver	Cab Dr – No licence	545-2A (9)	2
Taxicab Driver	Cab Dr – Wait for hire on highway	400-43A (1)	1



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Type	Short-form Wording	Section	Points
Taxicab Driver	Cab Dr – Fail to complete access. Training Crs.	545-132O (2)	1
Taxicab Driver	Cab Dr – No valid provincial driver's licence	545-134A (2)	1
Taxicab Driver	Cab Dr – Fail to produce licence	545-134E	1
Taxicab Driver	Cab Dr – Unsealed taximeter	545-135C (1)(b)	1
Taxicab Driver	Cab Dr – Taximeter not connected to rooflight	545-135C (1)(d)	1
Taxicab Driver	Cab Dr – Taximeter not illuminated	545-135C (1)(e)	1
Taxicab Driver	Cab Dr – Operate cab without fully func. els	545-136I (4)	1
Taxicab Driver	Cab Dr – Operate cab without fully func. camera	545-136I (4)	1
Taxicab Driver	Cab Dr – Operate cab without fully func. gps	545-136I (4)	1
Taxicab Driver	Cab Dr – No spare tire	545-138C (1)	1
Taxicab Driver	Cab Dr – Cab not clean (ext)	545-138C (2)	1
Taxicab Driver	Cab Dr – Cab not good repair (ext)	545-138C (3)	1
Taxicab Driver	Cab Dr – Cab not clean (int)	545-138C (4)	1
Taxicab Driver	Cab Dr – Cab not in good repair (int)	545-138C (5)	1
Taxicab Driver	Cab Dr – Charge fare while meter not engaged	545-150E (6)	1
Taxicab Driver	Cab Dr – Fail to call attention to meter	545-150F	1
Taxicab Driver	Cab Dr – Make charge for drivers incompetency	545-150G	1
Taxicab Driver	Cab Dr – Fail to keep change	545-150I	1



Type	Short-form Wording	Section	Points
Taxicab Driver	Cab Dr – Poor driving habits		1
Taxicab Driver	Cab Dr – No fully functioning receipt dispenser	545-135C (1)(f)	
Taxicab Driver	Cab Dr – No photograph	545-136A	
Taxicab Driver	Cab Dr – Photograph not in approved location	545-136A	
Taxicab Driver	Cab Dr – Fail to affix “smoking not permitted”	545-136E (1)(g)	
Taxicab Driver	Cab Dr – Exhibit no., sign, card other than appr.	545-136D (2)	
Taxicab Driver	Cab Dr – No bill of rights	545-136H (3)	
Taxicab Driver	Cab Dr – Bill of rights not in approved location	545-136H (3)	
Taxicab Driver	Cab Dr – Operate cab w/out camera decal	545-136I(5)	
Taxicab Driver	Cab Dr –No operator log	545-141A (1)	
Taxicab Driver	Cab Dr – Improper operator log	545-141A (1)	
Taxicab Driver	Cab Dr – Fail to record start/end information	545-141A (2)	
Taxicab Driver	Cab Dr – Fail to take proper care of goods	514-148O	
Taxicab Driver	Cab Dr – No owner’s name endorsed on dr. lic.	545-148V (1)	
Taxicab Driver	Cab Dr – No tariff card	545-150J	
Taxicab Driver	Cab Dr – Fail to have tariff card holder	545-150J	
Taxicab Driver	Cab Dr – Fail to give receipt	545-150L(2)	
Taxicab Owner	Cab Own – (Accessible) Employ unlicensed dr.	545-132N (2)(d)	2



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Type	Short-form Wording	Section	Points
Taxicab Owner	Cab Own – Permit untrained accessible cab dr.	545-132O (3)	2
Taxicab Owner	Cab Own – Drive while under suspension	545-134A (2)	2
Taxicab Owner	Cab Own – No valid provincial drivers' licence	545-134A (2)	2
Taxicab Owner	Cab Own – Hire unlicensed cab driver	545-134C (2)	2
Taxicab Owner	Cab Own – Cab not free from mech. defects	545-138C (6)	2
Taxicab Owner	Cab Own – Not free from mech. defects (agent)	545-138C (6)	2
Taxicab Owner	Cab Own – Cab not equipped with seat belts	545-138D (1)	2
Taxicab Owner	Cab Own – Use child safety lock w/o authoriz.	545-138E (4)	2
Taxicab Owner	Cab Own – Smoke while carrying passenger	545-148C (1)	2
Taxicab Owner	Cab Own – Consume liquor in charge of cab	545-148G	2
Taxicab Owner	Cab Own – Use of liquor apparent	545-148G	2
Taxicab Owner	Cab Own – Refuse to serve first person	545-148K (1)	2
Taxicab Owner	Cab Own – Soliciting acts of prostitution	545-148P	2
Taxicab Owner	Cab Own – Overload vehicle re: children	545-148P	2
Taxicab Owner	Cab Own – No licence	545-2A(9)	2
Taxicab Owner	Cab Own – Wait for hire on highway	400-43A(1)	1
Taxicab Owner	Cab Own – (Access) Fail to drive cab full time	545-132N (2)(A)	1
Taxicab Owner	Cab Own – (Access) Fail to keep list of drivers	545-132N (2)(C)	1



Type	Short-form Wording	Section	Points
Taxicab Owner	Cab Own – Fail to produce licence	545-134E	1
Taxicab Owner	Cab Own – Permit cab used when not owned by him	545-134F	1
Taxicab Owner	Cab Own – No automatic receipt dispenser	545-135A (10)	1
Taxicab Owner	Cab Own – Unsealed taximeter	545-135A (6)	1
Taxicab Owner	Cab Own – Operate cab with defective meter	545-135A (7)	1
Taxicab Owner	Cab Own – Taximeter no approved	545-135A (8)	1
Taxicab Owner	Cab Own – Taximeter light not visible	545-135A (9)	1
Taxicab Owner	Cab Own – Post light not illuminated	545-135B (1)(b)	1
Taxicab Owner	Cab Own – Post light illuminated	545-135B (2)(b)	1
Taxicab Owner	Cab Own – Meter not connected to roof light	545-135C (1)(d)	1
Taxicab Owner	Cab Own – Luggage, etc. obstructing view	545-148B	1
Taxicab Owner	Cab Own – Fail to turn off radio on request	545-148D	1
Taxicab Owner	Cab Own – In possession of liquor	545-148G	1
Taxicab Owner	Cab Own – Cab unattended	545-148H	1
Taxicab Owner	Cab Own – Not neat & clean in appearance	545-148H	1
Taxicab Owner	Cab Own – Obstruct sidewalk	545-148H	1
Taxicab Owner	Cab Own – Fail to be civil & well behaved	545-148H	1
Taxicab Owner	Cab Own – Make loud noise	545-148H	1



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Type	Short-form Wording	Section	Points
Taxicab Owner	Cab Own – Cause disturbance	545-148H	1
Taxicab Owner	Cab Own – Fail to notify change of address	545-148I	1
Taxicab Owner	Cab Own – Solicit fares	545-148J	1
Taxicab Owner	Cab Own – Permit dr. to oper. more than 12hrs in 24hrs	545-148N (2)	1
Taxicab Owner	Cab Own – Fail to take proper care of goods	545-148O	1
Taxicab Owner	Cab Own – Fail to search cab after fare	545-148O	1
Taxicab Owner	Cab Own – Fail to return lost property	545-148O	1
Taxicab Owner	Cab Own – Multiple loading	545-148R	1
Taxicab Owner	Cab Own – Take additional passenger w/o permission	545-148R	1
Taxicab Owner	Cab Own – School vehicle (cab) – no signs	545-148T(1) (c)	1
Taxicab Owner	Cab Own – Fail to operate meter – parcels	545-148U (4)	1
Taxicab Owner	Cab Own – Fail to take shortest route – parcel	545-148U (2)	1
Taxicab Owner	Cab Own – Take passenger – engaged to deliver parcel	545-148U (4)	1
Taxicab Owner	Cab Own—Cab owner name not endorsed on dr licence	545-148V (1)	1
Taxicab Owner	Cab Own— Use cell phone while for hire	545-148W (2)	1
Taxicab Owner	Cab Own – driver photo card obscured by advertising	545-136D (2)	1
Taxicab Owner	Cab Own – Fail to display plate	545-136E (1)(a)	1
Taxicab Owner	Cab Own – No cab number(s) on side of vehicle	545-136E (1)(b)	1



Type	Short-form Wording	Section	Points
Taxicab Owner	Cab Own – No roof light	545-136E (1)(e)	1
Taxicab Owner	Cab Own – Roof sign not in good repair	545-136E (1)(e)	1
Taxicab Owner	Cab Own – Roof sign indicate brokerage not with	545-136E (1)(e)	1
Taxicab Owner	Cab Own – No cyclops light	545-136E (1)(f)	1
Taxicab Owner	Cab Own – Exhibit unapproved number, sign or card	545-136E (2)	1
Taxicab Owner	Cab Own – Unapproved colour scheme	545-136E (3)	1
Taxicab Owner	Cab Own – Fail to maintain Ambassador cab markings	545-136F	1
Taxicab Owner	Cab Own – Fail to maintain accessible cab markings	545-136G	1
Taxicab Owner	Cab Own – Fail provide/maintain functioning els	545-136I(2) (a)	1
Taxicab Owner	Cab Own – Fail provide/maintain functioning camera	545-136I(2) (b)	1
Taxicab Owner	Cab Own – Fail provide/maintain functioning gps	545-136I(2) (c)	1
Taxicab Owner	Cab Own – Permit vehicle operate no according 136I(2)	545-136I(3)	1
Taxicab Owner	Cab Own – Operate/permit cab w/ o camera decal	545-136I(5)	1
Taxicab Owner	Cab Own – Vehicle not submitted for approval	545-138A (1)	1
Taxicab Owner	Cab Own – Vehicle not registered with ML&S	545-138A (2)	1
Taxicab Owner	Cab Own – No spare tire	545-138C (1)	1
Taxicab Owner	Cab Own – Cab not clean (ext)	545-138C (2)	1
Taxicab Owner	Cab Own – Cab not in good repair (ext)	545-138C (3)	1



Type	Short-form Wording	Section	Points
Taxicab Owner	Cab Own – Cab not clean (interior)	545-138C (4)	1
Taxicab Owner	Cab Own – Cab not in good repair (interior)	545-138C (5)	1
Taxicab Owner	Cab Own – Cab plate not affixed to vehicle	545-138C (7)	1
Taxicab Owner	Cab Own – Fail ensure seat belts visible/convenient	545-138D (2)	1
Taxicab Owner	Cab Own – Operate cab without air-conditioning	545-138F(1)	1
Taxicab Owner	Cab Own – Operate cab without heating system	545-138F(1)	1
Taxicab Owner	Cab Own – Fail to activate air conditioning	545-138F(2)	1
Taxicab Owner	Cab Own – Fail to activate heating system	545-138F(2)	1
Taxicab Owner	Cab Own – Fail to submit cab for examination	545-139A (4)	1
Taxicab Owner	Cab Own – Use cab before re-examination	545-139A (5)(a)	1
Taxicab Owner	Cab Own – (Accessible) Fail to have 2-way commun.	545-140E (3)	1
Taxicab Owner	Cab Own – Permit dr. who hasn't provided operator log	515-141A (3)	1
Taxicab Owner	Cab Own – Fail to keep operator log	545-141B	1
Taxicab Owner	Cab Own – Fail to keep operator log 12 months	545-141B	1
Taxicab Owner	Cab Own – Fail to maintain custody and control	545-143B	1
Taxicab Owner	Cab Own – Act as agent without permission	545-144D	1
Taxicab Owner	Cab Own – Fail to file lease (agent)	545-145C (10)	1
Taxicab Owner	Cab Own – Sub-lease cab	545-145E (1)	1



Type	Short-form Wording	Section	Points
Taxicab Owner	Cab Own – Be party to sub-lease of cab	545-145E (2)	1
Taxicab Owner	Cab Own – Enter into lease not according with By-law	545-146F	1
Taxicab Owner	Cab Own – Unauthorized lease remuneration	545-146F	1
Taxicab Owner	Cab Own – Pick fare within 30m of public cab stand	545-147A	1
Taxicab Owner	Cab Own – Overcrowd public cab stand	545-147C	1
Taxicab Owner	Cab Own – Park other than designated cab stand	545-147D	1
Taxicab Owner	Cab Own – Use unauthorized cab stand	545-147F(1)	1
Taxicab Owner	Cab Own – Overloading vehicles	545-148A	1
Taxicab Owner	Cab Own – Receipt dispenser not fully functioning	545-135C (1)(f)	1
Taxicab Owner	Cab Own – Unauthorized advertising	545-136D	1
Taxicab Owner	Cab Own – Plate obscured by advertising	545-136D (1)	1
Taxicab Owner	Cab Own – Fail to charge rate on meter	545-150B	1
Taxicab Owner	Cab Own – Fail to compute proper tariff	545-150C	1
Taxicab Owner	Cab Own – Unauthorized rates	545-150C	1
Taxicab Owner	Cab Own – Fail to turn meter on	545-150E (1)	1
Taxicab Owner	Cab Own – Fail to take shortest possible route	545-150E (2)	1



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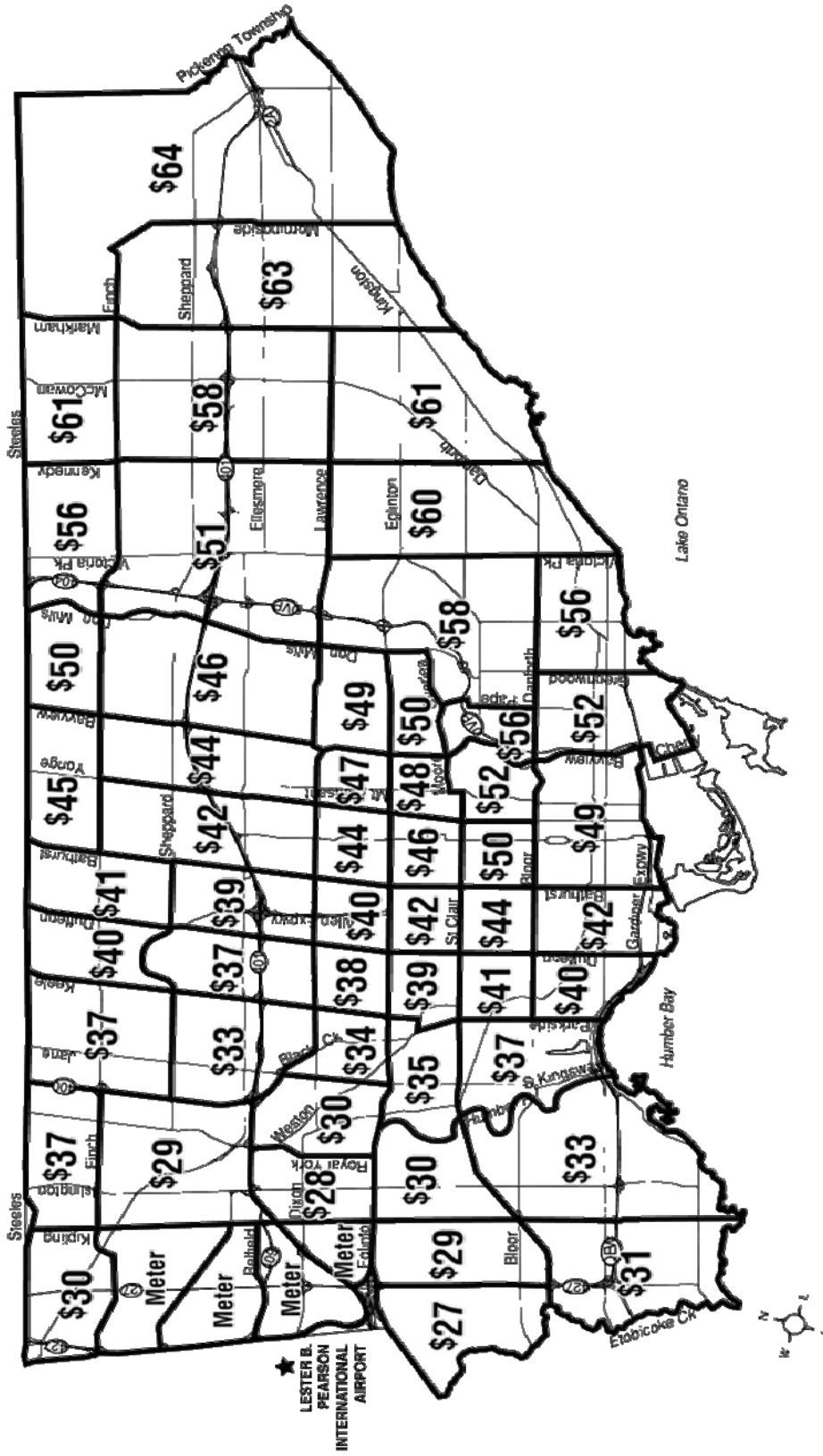
Type	Short-form Wording	Section	Points
Taxicab Owner	Cab Own – Fail to take route desire by passenger	545-150E (2)	1
Taxicab Owner	Cab Own – Fail to turn on meter beyond city	545-150E (3)	1
Taxicab Owner	Cab Own – Fail to turn on meter (airport run)	545-150E (4)	1
Taxicab Owner	Cab Own – Fail to turn on meter 5km within city	545-150E (5)	1
Taxicab Owner	Cab Own – Charge fare while meter not engaged	545-150E (6)	1
Taxicab Owner	Cab Own – Fail to call passengers attention to meter	545-150F	1
Taxicab Owner	Cab Own – Make charge for drivers incompetency	545-150G	1
Taxicab Owner	Cab Own – Fail to keep change for \$20	545-150I	1
Taxicab Owner	Cab Own – Fail to sign letter of employment	545-133A (5)(b)	
Taxicab Owner	Cab Own – Improper receipts dispensed	545-135A (10)	
Taxicab Owner	Cab Own – Taximeter – fail to record income	545-135A (11)	
Taxicab Owner	Cab Own – No photograph	545-136A	
Taxicab Owner	Cab Own – Photograph not in approved location	545-136A	
Taxicab Owner	Cab Own – Tariff card not in approved location	545-136E (1)(c)	
Taxicab Owner	Cab Own – No tariff card	545-136E (1)(c)	
Taxicab Owner	Cab Own – No tariff card holder	545-136E (1)(d)	
Taxicab Owner	Cab Own – No photo card holder	545-136E (1)(d)	
Taxicab Owner	Cab Own – Fail to affix “smoking not permitted”	545-136E (1)(g)	



Type	Short-form Wording	Section	Points
Taxicab Owner	Cab Own – Bill of rights not in approved location	545-136H (3)	
Taxicab Owner	Cab Own – No bill of rights	545-136H (3)	
Taxicab Owner	Cab Own – No operator log	545-141A (1)	
Taxicab Owner	Cab Own – Improper operator log	545-141A (1)	
Taxicab Owner	Cab Own – Fail to record start/end information	545-141A (2)	
Taxicab Owner	Cab Own – Fail to record the meter reading	545-141C	
Taxicab Owner	Cab Own – Permit cab to be operated w/out tariff card	545-150J	
Taxicab Owner	Cab Own – Fail to give receipt	545-150L(2)	



Appendix M to Chapter 545
Taxi Tariffs from the City of Toronto to Lester B. Pearson International Airport



THE CITY OF TORONTO MUNICIPAL CODE

CHAPTER 441 FEES AND CHARGES

- APPENDIX C, ALL OTHER FEES**
- SCHEDULE 15, MUNICIPAL LICENSING AND STANDARDS**

CHAPTER 442, FEES AND CHARGES, ADMINISTRATION OF



(ABRIDGED VERSION)

ABRIDGED VERSION OF THE
TORONTO MUNICIPAL CODE, CHAPTER 441 FEES

Chapter 441

FEES AND CHARGES

§ 441-1. Definitions.

§ 441-2. Fees and charges set out in appendices.

§ 441-3. Taxes.

§ 441-4. Annual adjustment.

§ 441-5. Late payment charges.

§ 441-6. Dishonoured cheque processing fee.

§ 441-7. Payment of fees and charges.

§ 441-8. Unpaid fees and charges are debt.

§ 441-10. Conflict with other by-laws.

Appendix C to Ch. 441, All Other Fees

GENERAL REFERENCES

Administration of fees and charges — See Ch. 442.

§ 441-1. Definitions.

As used in this chapter and in the Appendices to this chapter, the following terms shall have the meanings indicated, and all terms defined in Chapter 442 shall have the same meaning in this chapter:

ACT — *The Municipal Act, 2001.2*

CONSUMER PRICE INDEX — The All Item Index of the Consumer Price Index (not seasonally adjusted) for the Toronto Census Metropolitan Area, published by Statistics Canada, during the twelve-month period ending on October 1 in the year immediately preceding the year.

25. This by-law also repealed former Ch. 441, Fees.

FORMER MUNICIPALITIES — The Municipality of Metropolitan Toronto and its area municipalities.

§ 441-2. Fees and charges set out in appendices.

The City shall impose the fees and charges set out Column IV of the Appendices to this chapter on the basis set out in Column III of the Appendices to this chapter for the information, service, activity or use of City property set out in Column II of the Appendices to this chapter, for the purpose of recovering all or part of the costs to the City in providing such

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information, service, activity or use of property.

§ 441-3. Taxes.

The fees and charges set out in Column IV of the Appendices to this chapter do not include provincial sales tax (“PST”) and goods and services tax (“GST”), and will be subject to PST and GST where applicable.

§ 441-4. Annual adjustment.

[Amended 2007-03-07 by By-law No. 267-20073]

Unless otherwise noted in this chapter or Chapter 442 of the Municipal Code, all fees for which an annual adjustment is indicated in Column V of the Appendices to this chapter may be adjusted annually, effective January 1, by the Consumer Price Index from the previous year, and in the event that a fee is not adjusted by the Consumer Price Index, the cumulative adjustment for past years may be made in future years.

§ 441-5. Late payment charges.

Late payment charges shall be added to all or any portion of any fees and charges imposed by this chapter that are due and payable, at the rate of 1.25 percent on the first day of default, and every 30 days thereafter on the principal amount owing during such time as the default continues (15 percent per annum), and such late payment charges shall form part of the fees or charges owing.

§ 441-6. Dishonoured cheque processing fee.

A dishonoured cheque processing fee of \$35 shall be added to any fee or charge paid by cheque, which cheque was returned by a bank or other financial institution for reasons such as insufficient funds being available in the account upon which the cheque was drawn, and the dishonoured cheque processing fee shall form part of the fees or charges owing.

§ 441-7. Payment of fees and charges.

Subject to the provisions of any other chapter of The City of Toronto Municipal Code, to any other City by-law, and to any by-law of a former municipality, the following apply to all fees and charges imposed under § 441-2:

- A. Subject to Subsection C, no request by any person for any information, service, activity, or use of City property described in the

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Appendices to this chapter will be processed or provided until the person requesting the information, service, activity or use of City property has paid the applicable fee or charge in the prescribed amount as set out in the applicable Appendix.

- B. The following methods of payment will be accepted for the payment of fees and charges imposed by this chapter:
- (1) Cash;
 - (2) Cheque;
 - (3) Money order;
 - (4) Credit card; or
 - (5) Debit card where payment is made in person
- C. (1) Where a fee or charge described in the Appendices to this chapter is not collected prior to any information, services, activity or use of City property being provided, an invoice will be sent by the City by personal service, regular letter mail, e-mail or fax.
- (2) Service shall be deemed to have been made on:
- (a) The third day after the day of mailing by regular letter mail; or
 - (b) The first day after the day of transmission by e-mail or by fax.
- (3) An invoice shall describe:
- (a) The information, service, activity or use of City property provided;
 - (b) When and where it was provided, if applicable;
 - (c) The fee or charge payable;
 - (d) The terms of payment and the date on which payment is due:
and
 - (e) Any applicable late payment fees, or dishonoured cheque processing fee as set out in §§ 441-5 and 441-6.

§ 441-8. Unpaid fees and charges are debt.

All unpaid fees or charges imposed by this chapter are a debt due to the City and the City may take such action as it considers necessary and as permitted by law to collect the debt.

§ 441-10. Conflict with other by-laws.

A. Conflict with Appendices.

To the extent of any conflict between the Appendices to this chapter and any other chapter of The City of Toronto Municipal Code, any

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other City by-law, or any bylaw of any of the former municipalities, the Appendices to this chapter shall prevail.

B. Conflict with § 441-7.

To the extent of any conflict between § 441-7 and any other chapter of The City of Toronto Municipal Code, any other City by-law or any by-law of any of the former municipalities, such other chapter of The City of Toronto Municipal Code, City bylaw, or by-law of any of the former municipalities shall prevail.

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TORONTO MUNICIPAL CODE
FEES AND CHARGES

APPENDIX C
ALL OTHER FEES

SCHEDULE 15
MUNICIPAL LICENSING & STANDARDS

[Amended 2007-04-24 by By-law No. 442-2007; 2007-09-27 by By-law No. 1077-2007]

APPENDIX C • SCHEDULE 15, MUNICIPAL LICENSING & STANDARDS

	I	II	III	IV	V
	Category	Activity	Fee Basis	Fee	Annual Adjustment
1	Services	Photocopies of documents	Per page	\$0.50	No
2	Services	Certification of documents	Per page	\$10.00	No
3	Services	Copies of documents - Computer generated reports: Minimum	Base fee	\$100.00	No
4	Services	Copies of documents - Computer generated reports: For each half-hour of programming time	Plus per half hour programming time	\$33.00	No
5	Services	Copies of documents - Computer generated reports: Per Page	Plus per page	\$1.50	No
6	Services	Duplicates - paper licence	Per item	\$11.00	No
7	Services	Duplicates - License renewal sticker	Per item	\$5.00	No
8	Services	Duplicates - plate	Per plate	\$25.00	No
9	Services	Duplicates - decal	Per decal	\$11.00	No
10	Services	Duplicate - photo card	Per photo card	\$5.00	No
11	Services	NSF Cheque processing	Per cheque	\$35.00	No
12	Services	Filing of Documents: Lease agreement	Per document	\$62.00	No
13	Services	Filing of Documents: Notice of designated agent	Per document	\$62.00	No
14	Services	Filing of Documents: Notice of designated custodian	Per document	\$62.00	No

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TORONTO MUNICIPAL CODE
FEES AND CHARGES

APPENDIX C • SCHEDULE 15, MUNICIPAL LICENSING & STANDARDS

	I	II	III	IV	V
	Category	Activity	Fee Basis	Fee	Annual Adjustment
15	Services	Mechanical inspection: Vehicle to be registered as a cab or driving school vehicle	Per vehicle	\$131.00	No
16	Services	Mechanical inspection: Vehicle, as part of a regularly scheduled inspection	Per vehicle	\$81.00	No
17	Services	Rescheduling of inspection: Non attendance for a scheduled inspection	Per request	\$100.00	No
18	Services	Rescheduling of inspection: Non attendance for a scheduled re-inspection	Per vehicle	\$45.00	No
19	Services	Mechanical re-inspection: Re-inspection of cab/driving school vehicle	Per vehicle	\$45.00	No
20	Services	Rescheduling Taxicab Driver's Training Course (up to 60 days prior to the course date)	Per request	\$100.00	No
21	Services	Rescheduling Taxicab Driver's Training Course (less than 60 days prior to the course date)	Per request + taxicab driver training fee	\$100.00	No
22	Services	Rescheduling Taxicab Driver's Training Course (less than 60 days prior to the course date) based on compassionate or circumstances beyond the control of the applicant	Per request	\$100.00	No
23	Services	Rescheduling Taxicab Driver's Refresher Course	Per request	\$25.00	No

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	I	II	III	IV	V
	Category	Activity	Fee Basis	Fee	Annual Adjustment
24	Services	Rescheduling Taxicab Driver's Refresher Course-First Aid and Cardiopulmonary Resuscitation components only	Per request	\$25.00	No
25	Services	Accessible Taxicab Driver Training Course - Attendance and examinations	Per course	\$190.00	No
26	Services	Ambassador Taxicab Training Course: Attendance and examinations	Per course	\$697.00	No
27	Services	Ambassador Taxicab Training Course: Rewriting any course module	Per re-write	\$50.00	No
28	Services	Taxicab Driver's Training Course: Exams only	Per request	\$180.00	No
29	Services	Modules of Taxicab Driver's Training Course: Attendance at Customer Service Package	Per module	\$182.00	No
30	Services	Modules of Taxicab Driver's Training Course: Attendance at By-law Package	Per module	\$60.00	No
31	Services	Modules of Taxicab Driver's Training Course: Attendance at any other single module	Per module	\$21.00	No
32	Services	Modules of Taxicab Driver's Training Course: Attendance at Accessible Operator Best Practices	Per module	\$40.00	No
32.1	Services	Taxicab Owner's Refresher Training Course	Per Course	\$120.00	No
32.2	Services	Rescheduling Taxicab Owner's Refresher Training Course	Per Request	\$25.00	No
40	Services	Advertising on Taxicabs: Processing of an application	Per application	\$200.00	No
41	Services	Advertising on Taxicabs: Appeal of an application	Per application	\$200.00	No

**CHAPTER 442
FEES AND CHARGES, ADMINISTRATION OF**

§ 442-1 Definitions

ADMINISTRATION FEE — The fee charged to cover the costs associated with the administration of Municipal Code Chapter 545, Licensing, including by-law development, enforcement and administration.

APPLICATION FEE OR PROCESSING FEE — The fee charged to cover the costs associated with the intake and processing of a licence application.

BY-LAW PACKAGE — Those modules of the Taxicab Drivers' Training Course entitled By-law, Maintenance Standards and Business Management, includes the examination therein.

CUSTOMER SERVICE PACKAGE — Those modules of the Taxicab Drivers' Training Course entitled Customer Relations, Communications Skills Parts I and II, Dealing with Difficult Customers Parts I and II, Cultural Diversity/Human Rights/Women in Society, Stress Management, and Passengers with Disabilities, and includes the examination therein.

EXECUTIVE DIRECTOR — The Executive Director of the Municipal Licensing and Standards Division of the City of Toronto.

LICENCE FEE OR LICENSING FEE — The fee charged to cover all of the costs associated with Municipal Code Chapter 545, Licensing, including application, administration and training (where applicable.)

TRAINING FEE — The fee charged to cover the costs associated with any training and/or examinations provided in accordance with Municipal code Chapter 545, Licensing.

TRIBUNAL — The Toronto Licensing Tribunal exercising its statutory powers of decision pursuant to Code Chapter 545, Licensing and includes any successor to the Toronto Licensing Tribunal exercising such statutory powers of decision under the authority of by-laws enacted by the Council of the City of Toronto for the licensing, regulating and governing of trades,

businesses and occupations.

§ 442-6. Services by Municipal Licensing and Standards Division.

A. This section and Appendix C, Schedule 15 of Chapter 441 shall be interpreted in a manner consistent with Code Chapter 545, Licensing, and any successor thereto.

B. Full or partial exemption of certain fees resulting from adverse decision of Tribunal.

Where the filing of a lease agreement, notice of designated agent or notice of designated custodian arises from an adverse decision against a licensee by the Tribunal, the Tribunal may, in its discretion, exempt fully or partially such licensee from the payment of the fees described in Appendix C, Schedule 15 of Chapter 441.

C. Fee for rescheduling mechanical inspection of a cab or driving school vehicle; waiver of fee.

(1) The fee for rescheduling a mechanical inspection of a cab or a driving school vehicle payable under Appendix C, Schedule 15 of Chapter 441 may be waived at the discretion of the Executive Director, or his or her designate, for compassionate reasons, or when the rescheduling is a result of:

- (a) A motor vehicle accident resulting in damage to the cab or driving school vehicle within 14 days of prior to the inspection date;
- (b) A scheduling conflict, other than a conflict arising from a previously booked vacation, which prevents the licensee from being able to produce the vehicle or inspection on the date scheduled, if the licensee advises the Municipal Licensing and Standards Division of such scheduling conflict as soon as he or she is aware of such conflict.
- (c) A scheduling conflict arising from a previously booked vacation if the licensee notifies the Municipal Licensing

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and Standards Division of such scheduling conflict at least 30 days prior to the scheduled inspection date;

- (d) A request by a licensee who wishes to have two or more of his cabs or driving school vehicles inspected on the same day, if such request is made at least 30 days prior to the scheduled inspection date and if such request will not result in an unreasonable delay in the inspection of the vehicles having regard to the length of time which has elapsed since the vehicles were last inspected; or
- (e) A previously scheduled road test booked for a driving school student requiring the use of a driving school vehicle.

D. Rescheduling attendance at Taxicab Drivers' Training Course; refund entitlements.

- (1) The refund entitlements set out in Column 2 are established for the timeframes listed opposite under Column 1 respecting the fees for rescheduling the Taxicab Drivers' Training Course payable under Appendix C, Schedule 15 of Chapter 441.

Column 1

Column 2

Refund entitlement if request is made up to 60 days prior to the course date.

New application licensing fee less application fee.

Refund entitlement if request is made less than 60 days prior to the course date where extenuating circumstances are demonstrated to the satisfaction of the Executive Director or his or her designate.

New application licensing fee less application fee.

Rescheduling of cardiopulmonary resuscitation component of the Taxicab Drivers' Training Course

\$25.00

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- E. The fees payable under Appendix C, Schedule 15 of Chapter 441 for rescheduling attendance at the Taxicab Driver Refresher Training course or for rescheduling attendance at the First Aid and Cardiopulmonary component of the Taxicab Driver Refresher Training Course may be waived at the discretion of the Executive Director, or his or her designate, for compassionate reasons where the applicant provides supporting documentation of extenuating circumstances acceptable to the Executive Director or his or her designate.