

Supplementary Report - Large Multi-Passenger Pedalled Vehicles on City Streets and Provincial Pilot Project Regulation

Date: April 27, 2022
To: General Government and Licensing Committee
From: City Solicitor
Wards: All

REASON FOR CONFIDENTIAL INFORMATION

The attachment to this report contains advice or communications that are subject to solicitor-client privilege.

SUMMARY

This report is supplementary to Item GL30.11 regarding the licensing and regulation of pedal powered vehicles carrying multiple passengers (the "First Report").

On April 22, 2022, the Province published O.Reg. 411/22: Pilot Project - Large Quadricycles (the "Regulation") under the Highway Traffic Act. The Regulation governs the operation of large quadricycles, which are defined as a vehicle with four wheels, operate by pedalling, driven by a "large quadricycle chauffeur" and with 11 or more passengers.

This supplementary report provides updated legal advice that considers the implications of the Regulation.

RECOMMENDATIONS

The City Solicitor, recommends that:

1. City Council adopt recommendation 1 or 2 in Confidential Attachment 1,
2. City Council direct that the recommendation in Confidential Attachment 1 be made public if it is adopted by City Council, and

3. City Council direct that all information in Confidential Attachment 1 remain confidential as it contains advice which is subject to solicitor-client privilege, including recommendations 1 and 2 if they are not adopted by City Council.

FINANCIAL IMPACT

There are no current or known future year financial impacts arising from the recommendations contained in this report.

The Chief Financial Officer and Treasurer has reviewed this report and agrees with the financial implications as identified in the Financial Impact section.

DECISION HISTORY

In a report dated April 13, 2022, the Executive Director, Municipal Licensing and Standards, and the City Solicitor reported on the licensing and regulation of pedal powered vehicles carrying multiple passengers. The report is at: [Agenda Item History - 2022.GL30.11 \(toronto.ca\)](#)

COMMENTS

The Regulation states that it establishes a pilot project to evaluate the use of large quadricycles on highways.

Under the Regulation, a quadricycle is:

- a. a vehicle with 4 wheels;
- b. propelled by pedalling, with or without the assistance of an electric motor;
- c. designed to be driven by one "large quadricycle chauffeur"; and
- d. ridden by 11 or more persons.

A large quadricycle chauffeur is the driver of the large quadricycle. They control speed and braking, and steer the quadricycle. They are required to have a valid provincial driver's licence.

Section 4 of the Regulation states that no one is permitted to drive, operate or permit the operation of a large quadricycle on a highway unless:

- a. the quadricycle and its operation is in accordance with the Regulation; and
- b. where the highway is under the jurisdiction of a municipality, by and in accordance with any applicable municipal by-laws.

A quadricycle may not be operated:

- a. on roads where bicycles are prohibited,
- b. on controlled access highways, or
- c. where prohibited by any law, regulation, or municipal by-law.

The Regulation also sets out additional requirements relating to the safe operation of the vehicle and obligations of the owner to ensure the quadricycle is in good working order, among other things. It creates related offences for failure to comply with the requirements.

The Regulation will be in force for 10 years and, during this time, the Ministry of Transportation will evaluate the use of quadricycles on highways. The Regulation will be automatically revoked on April 22, 2032 unless some earlier action is taken.

The Executive Director, Municipal Licensing and Standards, was consulted in the preparation of this supplementary report.

CONTACT

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SIGNATURE

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ATTACHMENTS

Confidential Attachment 1 - Provincial Regulation of Large Quadricycles