

# Passenger Transportation Bulletin

October 6, 2004

The *Passenger Transportation Bulletin* is published weekly on the web site of the Passenger Transportation Board. Printed copies are available directly from the Passenger Transportation Board at the address above.

The *PT Bulletin* gives notice of the applications for special authorization that have been received by the Board, the determinations the Board makes on those applications, as well as appeals from enforcement orders of the Registrar of Passenger Transportation. Board Advisories may also be published in the *PT Bulletin* to update the public and commercial passenger transportation industry of Board initiatives and rules.

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## Part 1: Applications Received

Applications in which special authorization is sought are published in Part 1 of the *PT Bulletin*. To see a more detailed summary of the application, click on the application number.

<b>Application</b>	<b>Applicant</b>	<b>Brief Summary of Application</b>	<b>Deadline for Submissions</b>
<a href="#">572-04</a>	<b>Rockwood Resources Ltd.</b>  North Vancouver BC  dba Rockwood Adventures	<b>Continued Application—Amendment of Licence</b>  Add authority to operate 2 passenger-directed vehicles that can accommodate a driver and not less than 9 passengers and not more than 11 passengers.  Add a new service with <i>originating area</i> comprising Licence Districts 14, 14A, 15 and 9A, and <i>destination area</i> that is intra- and extra- provincial.	October 21, 2004
<a href="#">1298-04</a>	<b>SCHENDEL, Gary Charles</b>  Nanaimo BC	<b>New Special Authorization</b>  New special authorization to operate a non-emergency stretcher wheelchair transportation service, operating mainly in Nanaimo, with the ability to take people to locations on southern Vancouver Island and the Lower Mainland.	October 21, 2004

### ***Submissions:***

Any person may make a submission on an application to the Passenger Transportation Board. All submissions must be:

- in writing
- accompanied by a \$50 fee (cheques payable to the Minister of Finance)
- received at the Passenger Transportation Board office in Victoria by 4:30 p.m. within 15 days of the date the application is published.

The Passenger Transportation Act requires the Board to consider applications in light of the following considerations:

- (a) whether there is a public need for the service the applicant proposes to provide under any special authorization;*
- (b) whether the applicant is a fit and proper person to provide that service and is capable of providing that service; and*
- (c) whether the application, if granted, would promote sound economic conditions in the passenger transportation business in British Columbia.*

The Board will give more weight to submissions that relate to the above considerations. Submissions considered by the Board are forwarded to the applicant who may, within 10 days of the date sent by the Board, reply by providing comments to the Board.

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## Part 2: Application Decisions

Board decisions on applications for special authorization are published in Part 2 of the *PT Bulletin*. To see a more detailed summary of the application, click on the application number.

<b>Application</b>	<b>Applicant</b>	<b>Brief Summary of Application</b>	<b>Decision</b>
<a href="#">1438-04</a>	<b>Centre City Cabs Ltd</b> Prince George BC	Expedited Application	Approved
<a href="#">1445-04</a>	<b>SMITH, Gerald George</b> Summerland BC  dba Summerland Taxi	Expedited Application	Approved
<a href="#">1533-04</a>	<b>Houston Taxi Ltd.</b> Houston BC	Expedited Application	Approved
<a href="#">1594-04</a>	<b>THIND, Balbir Singh</b> Vernon BC  dba Hollywood Limousine	Expedited Application	Approved
<a href="#">1349-04</a>	<b>MARTLIN, Wayne Arthur</b> Brackendale BC  dba Alpine North Limousine/Van Service	Expedited Application	Approved

## Part 3: Hearing Notices

None

## Part 4: Appeal Determinations

None

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## Part 5: Decisions on Special Authorization Requirements

Part 5 of the *PT Bulletin* provides a summary of Board determinations under section 25(5) of the Passenger Transportation Act on whether a service proposed in an application for general authorization requires special authorization.

<b>Application</b>	<b>Applicant</b>	<b>Summary of Board Determination</b>
<b>1373-04</b>	<b>Halcon Crew Transport Ltd.</b>	The service proposed by Halcon Crew Transport Ltd. meets the definition of "passenger directed vehicle" and requires a special authorization.

### ***Legislation:***

Section 25 of the Passenger Transportation Act sets out the process for Board determinations in cases where the Registrar, Passenger Transportation, believes that an application for general authorization requires special authorization:

25(4) If the registrar receives an application referred to in subsection (1) but the registrar believes that the operation intended by the applicant requires special authorization, the registrar must forward the application to the board.

25 (5) After receiving an application under subsection (4), the board must determine whether a special authorization is required to authorize the operations intended by the applicant and,

(a) if the board determines that a special authorization is not required, the board must notify the registrar and the applicant of that determination and the registrar must treat the application as an application to which subsection (1) applies, or

(b) if the board determines that a special authorization is required, the board must notify the registrar and the applicant of that determination and the applicant must, if the applicant wishes to proceed with the application, amend the application to seek the necessary special authorizations.