THE CITY OF WINNIPEG

BY-LAW NO. 107/2018

A By-law of THE CITY OF WINNIPEG to make technical amendments to Schedule A of the Municipal By-law Enforcement Act (MBEA) Enabling By-law

Municipal By-law Enforcement Act (MBEA) Enabling By-law amended

1 Schedule A to the Municipal By-law Enforcement Act (MBEA) Enabling By-law No. 59/2016 is amended by this By-law.

Parking By-law table amended

2 The table applicable to the Winnipeg Parking By-law is amended by replacing "*s. 12(2)*" with "*s. 12(1)*".

Fire Prevention By-law table amended

3 The table applicable to the Fire Prevention By-law is amended by

(a) Replacing the reference to the "*Fire Prevention By-law No. 150/2004*" with "*Fire Prevention By-law No. 35/2017*";

(b) Replacing the reference to section "*50.1(2)(a)*" with "*64(2)(a)*";

(c) Replacing the reference to section "*50.1(2)(b)*" with "*64(2)(b)*".

Vehicles for Hire Table replaced

4 The table applicable to the Vehicles for Hire By-law is replaced by the table set out in Schedule A of this By-law.

DONE AND PASSED this day of , 2018.

Mayor

City Clerk

Legally reviewed and certified as to form:

for Director of Legal Services
and City Solicitor

THIS IS SCHEDULE A TO

BY-LAW NO. 107/2018

***Vehicle for Hire By-law*, By-Law No. 129/2017**		Administrative Penalty	
Provision	Contravention summary	Administrative Penalty ($)	Discounted Amount ($)
s.4(1)	Provide transportation services without a license	500	250
s.4(2)	Allow provision of transportation services without a license	1000	500
s.4(3)	Dispatch a vehicle without a license	1000	500
s.5	Failure to pay a fare	500	250
s.6	Dispatch or offer to dispatch vehicle for hire without a valid dispatcher license	1000	N/A
s.7	Dispatch an unlicensed or unregistered vehicle for hire or driver	1000	N/A
s.10(1)	Failure to establish or maintain approved data security measures	1000	N/A
s.10(2)	Make changes to data security measures without approval	1000	N/A
s.10(3)	Failure to comply with an order to make changes to data security measures	1000	500
s.11(1)	Failure to establish or maintain an approved property retrieval process	1000	N/A
s.11(2)	Make changes to property retrieval process without approval	500	250
s.11(3)	Failure to comply with an order to make changes to a property retrieval process	1000	500
s.12(1)	Failure to establish or maintain an approved complaints response process	1000	500
s.12(2)	Failure to maintain complaints response process records	1000	500
s.12(2)	Failure to make records available within required time	1000	500
s.12(3)	Make changes to a complaints response process without approval	500	250
s.12(4)	Failure to comply with an order to make changes to a complaints response process	1000	500
s.13(1)	Failure to maintain dispatch insurance	1000	N/A
s.13(4)	Failure to provide proof of insurance within required time	500	250
s.14(1)	Failure to maintain required vehicle and driver records	1000	500
s.14(1)(e)	Failure to maintain required driver records	1000	500
s.14(2)	Failure to retain required records for required period	1000	500
s.14(3)	Failure to provide records within approved time	500	250
s.14(4)	Failure to provide required records on license	1000	N/A

	suspension, invalidation or termination		
s.14(5)	Failure to make required records available for inspection	500	250
s.15(a)	Failure to report change in driver registration with dispatcher	500	250
s.15(b)	Failure to report information regarding convictions and charges	1000	N/A
s.16	Failure to provide required public information through a digital platform	1000	500
s.17	Failure to provide estimated time of arrival of requested vehicle	500	500
s.18	Failure to dispatch taxis in order of request	500	250
s.19(1)	Failure to immediately dispatch an accessible taxi for hire to passenger identifying a need for such a vehicle	500	N/A
s.19(3)	Offering to dispatch accessible taxis without accessible taxis available for service	1000	N/A
s.21	Unauthorized dispatch of a taxi	1000	500
s.22(a)	Dispatch or offer to dispatch a taxi by a non-digital platform	1000	500
s.22(b)	Dispatch of unregistered taxi or taxi driver	1000	500
s.23	Failure to preserve camera records for required time period	1000	N/A
s.23	Failure to turn over camera records on request	1000	N/A
s.24	Failure to provide 24/7 service	1000	N/A
s.25	Failure to ensure required information is correctly displayed in taxi registered to the dispatcher	1000	500
s.26	Failure by dispatcher to report refusal of service within 24 hours of receipt of report.	1000	500
s.26	Failure to report all required information regarding a refusal of service	1000	500
s.27	Failure to report change in eligibility of drivers registered with dispatcher	1000	500
s.28	Dispatch of PTP or limousine without authorization	1000	500
s.29	Dispatch of an uninsured vehicle	1000	500
s.30	Use of a non-digital platform to dispatch a PTP other than a limousine	1000	N/A
s.31	Failure to issue identification card to PTP driver registered with the dispatcher	500	250
s.32(1)	Failure to provide required information to prospective passenger at time of request for service	500	250
s.32(2)(a)	Failure to provide driver information to person requesting PTP service	500	250
s.32(2)(b)	Failure to provide vehicle information to person requesting PTP service	500	250
s.32(3)(a)	Failure to identify service limitations through digital platform	1000	500
s.32(3)(b)	Failure to identify that payment may only be made through the digital platform	500	250
s.32(3)(c)	Failure to outline the complaints process on the	500	250

	digital platform		
s.32(3)(d)	Failure to provide a process for a prospective passenger to accept or refuse the transportation service	1000	500
s.32(3)(d)	Failure to maintain records of acceptance and refusal of service	1000	500
s.32(3)(e)	Failure to provide a secure payment mechanism through the digital platform	1000	N/A
s.32(3)(f)	Failure to provide a receipt following the provision of service	1000	500
s.32(3)(f)	Failure to provide required information on the receipt	500	250
s.33(1)	Registration of PTP driver without required documentation	1000	N/A
s.33(2)	Registration of an ineligible driver (convictions)	1000	N/A
s.33(3)	Registration of an ineligible driver (child abuse registry)	1000	N/A
s.33(4)	Registration of an ineligible driver (major driving offence)	1000	N/A
s.33(5)	Failure to notify designated employee of charges against a prospective driver	500	N/A
s.33(5)	Registration of potentially ineligible driver without approval	1000	N/A
s.33(7)	Registration of driver without required consent regarding personal information release	1000	N/A
s.33(8)	Registration of a PTP driver without required training	500	250
s.34(1)	Failure to require updated driver eligibility documentation	1000	500
s.34(2)	Failure to terminate PTP driver registration if information not provided by driver	1000	500
s.34(3)	Failure to terminate an ineligible driver PTP registration.	1000	500
s.34(4)	Failure to comply with order to terminate PTP driver registration	1000	500
s.35(1)	Registration of accessible PTP driver without proof of required training	500	250
s.35(2)	Failure to terminate existing registration of accessible PTP driver without proof of required training	500	250
s.36(1)	Registration of an ineligible vehicle (PTP)	1000	500
s.36(2)	Failure to terminate PTP vehicle registration where required eligibility documentation is not provided	1000	500

s.36(3)	Failure to comply with order to terminate PTP vehicle registration	1000	N/A
s.37(a)	Provision or offer of transportation by means of a street hail without a licence and registration.	500	250
s.37(b)	Provision or offer of transportation by means of dispatch through a non-digital platform without a valid taxi licence	500	250
s.37(c)	Provision or offer of transportation in exchange for compensation by non-digital methods without a valid taxi licence	500	250
s.45(1)	Failure to ensure taxi meets qualifications for licensing while in operation	1000	500
s.45(2)	Failure to post required camera signage in taxi	1000	500
s.45(3)	Failure to comply with signage and marking requirements	1000	500
s.45(4)	Failure to have taxi inspected annually	1000	N/A
s.45(4)	Failure to submit vehicle for inspection as required	1000	500
s.46(1)(a)	Operating a vehicle for hire without registering with a licenced dispatcher	500	250
s.46(1)(b)	Operation of a vehicle for hire without valid driver's licence	1000	N/A
s.46(1)(c)	Operation of a vehicle for hire while ineligible (conviction)	1000	N/A
s.46(1)(d)	Operation of a vehicle for hire while ineligible (driving offences)	1000	N/A
s.46(2)	Failure of driver to notify dispatcher as required.	1000	500
s.47	Operation of a taxi without valid taxi driver licence	500	250
s.52	Failure to display taxi driver licence as required	250	125
s.53(a)	Failure to notify designated employee (convictions)	1000	N/A
s.53(b)	Failure to notify designated employee (charges)	1000	N/A
s.53(c)	Failure to notify designated employee (child abuse registry)	1000	N/A
s.53(d)	Failure to notify designated employee (licence suspension)	1000	N/A
s.53(e)	Failure to notify designated employee (medical condition)	1000	N/A
s.54(2)	Failure to provide dispatcher with information regarding street hails in required timeframe	250	125
s.56(a)	Failure to take most economical route	500	N/A
s.56(b)	Failure to provide reasonable assistance to a passenger	500	250
s.57(1)	Charge a fare not in accordance with the fare schedule	1000	500
s.57(2)	Negotiating a fare in excess of what would be charged under the fare schedule	1000	500
s.57(3)	Failure to operate the meter during service where a negotiated fare is in place.	1000	500

s.58(1)	Refusal to provide taxi service without reasonable grounds	1000	N/A
s.58(3)	Failure to notify dispatcher of notice of refusal of service	1000	500
s.59(2)	Failure to refund difference between fare as shown on meter and pre-payment	1000	500
s.60	Failure to comply with dispatcher's property retrieval policy	1000	500
s.61(1)	Refusal of service to eligible passenger by accessible taxi driver	1000	N/A
s.61(2)	Failure to respond to request for accessible taxi service	500	250
s.62(a)	Offering PTP services without registering with a PTP dispatcher	1000	500
s.62(b)	Offering PTP services in an unregistered vehicle	1000	500
s.62(c)	Offering PTP services without being dispatched by a licenced dispatcher	1000	500
s.64(a)	Holding out of ineligible vehicle as accessible	1000	500
s.64(b)	Holding out of ineligible driver as accessible PTP driver	500	250
s.65(a)(ii)	Charging a fare greater than the approved zone fare (limo)	1000	500
s.71(1)	Failure to comply with terms, restrictions or conditions of licence	1000	500
s.71(2)	Operation under licence during a period of suspension	1000	N/A