

**THE CITY OF CORNER BROOK
BUS REGULATION**

PURSUANT to the powers vested in it under Sections 225, 227 and 228 of the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended, and all other powers it enabling, the Corner Brook City Council, in a session convened on the 21st day of April, 02008, hereby passes and enacts the following regulations

1. This regulation may be cited as the *City of Corner Brook Bus Regulation*.

DEFINITIONS

2. For the purpose of this regulation:
 - (a) "Agreement" means an agreement granting to a person an exclusive right to establish and operate a public transportation system within the City in accordance with s. 227 of the *City of Corner Brook Act*;
 - (b) "Bus" means a motor vehicle, designed or used for the transportation of passengers with a seating capacity of 8 or more in addition to the driver, but excluding those motor vehicles when used for personal transportation by the owner or with the owner's permission but does not include a school bus;
 - (c) "City" means the City of Corner Brook;
 - (d) "Council" means Corner Brook City Council;
 - (e) "Director" means the Director of Operational Services;
 - (f) "Driver" means a person who drives or is in actual physical control of a vehicle
 - (g) "Owner" means
 - i) the person who holds the legal title to a vehicle,
 - (ii) in the case of a vehicle that is registered under the *Highway Traffic Act*, the person in whose name it is registered,
 - (iii) in the case of a vehicle that is the subject of a mortgage, the mortgagor if the mortgagor is entitled to possession of the vehicle,

- (iv) in the case of a vehicle that is the subject of a hire-purchase agreement, the person in possession of the vehicle under the agreement, or
- (v) in the case of a vehicle that is the subject of a conditional sale contract, the buyer under the conditional sale contract if the buyer is entitled to possession of the vehicle;

Agreement

3. Council may enter into an Agreement on such terms and conditions as Council deems appropriate and any such agreement in place at the time of the passing of this Regulation shall continue in full force and effect for the remainder of its term.

Application

4. This Regulation does not apply to school buses.
5. This Regulation does not apply to buses employed solely in the transport of persons from a point inside the City to a point outside of it, or from a point outside the City to a point inside it, or both, or to buses chartered on an occasional basis, save and except that the prohibition in section 8 shall apply to such buses.

Prohibitions

6. While Council has an Agreement in effect no person other than the person granted the right to do so under the Agreement shall operate within the City a public transit system, including a bus service.
7. Council or the Director or his or her designate may designate and establish public waiting areas including bus stops for public transportation.
8. No person operating a bus service wholly within the City shall pick up or discharge passengers other than at a public waiting area or bus stop designated for such purpose by the Director.
9. No driver other than a driver authorized by a person granted the right to establish and operate a public transportation system within the City by an Agreement shall pick up or discharge passengers at a public waiting area or bus stop established under these Regulations. No owner of a vehicle other than one authorized by a person granted the right to establish and operate a public transportation system within the City shall permit their vehicle to pick up or

discharge passengers at a public waiting area or bus stop established under these Regulations,

Offence and Penalty

10. Where any person contravenes any of the provisions of this regulation such person is guilty of an offence and liable on summary conviction to a fine or to a period of imprisonment or both in accordance with s. 438 of the *City of Corner Brook Act*.

Repeal

11. These regulations shall come into force as of the date enacted by Council and the "Bus By-law of the City of Corner Brook" passed in or about 1972 and all amendments thereto are hereby repealed upon the coming into force of these Regulations.

IN WITNESS WHEREOF these Regulations are sealed with the Common Seal of the City of Corner Brook and subscribed by and on behalf of the Council by the Mayor and City Clerk at Corner Brook, in the Province of Newfoundland and Labrador, this 5th day of May, 2008.



Mayor



City Clerk



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