

B I L L

No. 24

An Act to amend *The Vehicles for Hire Act*

(Assented to _____)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Vehicles for Hire Amendment Act, 2020*.

SS 2018, c V-3.2 amended

2 *The Vehicles for Hire Act* is amended in the manner set forth in this Act.

Section 2 amended

3 **Section 2 is amended:**

(a) **by adding the following definitions in alphabetical order:**

“**board**” means the Highway Traffic Board continued pursuant to *The Traffic Safety Act*;

“**certificate of insurance**” means a certificate of insurance issued pursuant to *The Automobile Accident Insurance Act*”; **and**

(b) **by repealing the definition of “registration permit”.**

Section 3 amended

4 **Section 3 is amended by striking out the portion preceding clause (a) and substituting the following:**

“Subject to section 5, no transportation network company shall operate or facilitate the operation of vehicle-for-hire services in a municipality unless:”.

New section 6

5 **Section 6 is repealed and the following substituted:**

“Driver requirements

6(1) No transportation network company, taxi service or limousine service shall permit or facilitate the operation of a vehicle as part of a vehicle-for-hire service, taxi service or limousine service and no affiliated driver or driver, as the case may be, shall operate a vehicle as part of a vehicle-for-hire service, taxi service or limousine service unless:

(a) the affiliated driver or driver, as the case may be, of the vehicle has a valid and subsisting prescribed class of driver’s licence;

(b) the transportation network company, taxi service or limousine service meets the requirements of this Act and the regulations; and

(c) the affiliated driver or driver, as the case may be, of a vehicle that is operated as part of a vehicle-for-hire service, taxi service or limousine service meets the requirements of this Act and the regulations.

(2) No transportation network company, taxi service or limousine service shall authorize any affiliated driver or driver, as the case may be, to provide vehicle-for-hire service, taxi service or limousine service and no affiliated driver or driver, as the case may be, shall operate a vehicle as part of a vehicle-for-hire service, taxi service or limousine service if, during a prescribed period, that driver was convicted of any prescribed offence”.

Section 7 amended

6(1) Subsection 7(1) is repealed and the following substituted:

“(1) No person shall use, approve the use of or facilitate the use of a vehicle as part of a vehicle-for-hire service, taxi service or limousine service unless:

(a) the vehicle is registered with the administrator pursuant to *The Traffic Safety Act* as a vehicle that may be used to provide vehicle-for-hire service, taxi service or limousine service; and

(b) the vehicle meets the prescribed requirements for operation as part of a vehicle-for-hire service, taxi service or limousine service”.

(2) Subsection 7(2) is amended in the portion preceding clause (a) by striking out “transportation company” and substituting “transportation network company”.

Section 8 amended

7 Subsection 8(1) is repealed and the following substituted:

“(1) No person shall operate a transportation network company unless every vehicle used by that transportation network company’s affiliated drivers to provide vehicle-for-hire service is insured pursuant to *The Automobile Accident Insurance Act*”.

Section 9 amended

8(1) Subsection 9(1) is amended by striking out the portion preceding clause (a) and substituting the following:

“No transportation network company shall fail to provide the following prescribed information to the insurer in a form and manner and within the period acceptable to the insurer:”.

(2) Subsection 9(2) is repealed.

New section 10

9 Section 10 is repealed and the following substituted:

“Powers of administrator

10 Subject to this Act and the regulations, if a transportation network company, taxi service, limousine service, or affiliated driver or driver, as the case may be, who operates a vehicle with a transportation network company, taxi service or limousine service fails to comply with this Act or the regulations, the administrator may suspend, cancel or refuse to issue:

(a) a certificate of registration indicating that a vehicle may be used to provide vehicle-for-hire service, taxi service or limousine service; or

(b) a certificate of insurance for a transportation network company required pursuant to section 8”.

New section 10.1

10 The following section is added after section 10:

“Immunity

10.1(1) No action or other proceeding for damages lies or shall be instituted against the minister, the insurer, the administrator, the board, the Crown in right of Saskatchewan or any agent or employee or any of them if the person is acting pursuant to the authority of this Act, *The Traffic Safety Act*, *The Automobile Accident Insurance Act* or the regulations made pursuant to this Act or those Acts, for any loss or damage suffered by reason of anything in good faith done, caused, permitted or authorized to be done, attempted to be done or omitted to be done, by that person, pursuant to or in the exercise or supposed exercise of any power conferred by this Act, *The Traffic Safety Act*, *The Automobile Accident Insurance Act* or the regulations made pursuant to this Act or those Acts or in the carrying out or supposed carrying out of any responsibility imposed by this Act, *The Traffic Safety Act*, *The Automobile Accident Insurance Act* or the regulations made pursuant to this Act or those Acts.

(2) A decision made by the minister in the exercise of a discretionary power given pursuant to this Act, *The Traffic Safety Act* or *The Automobile Accident Insurance Act* or the regulations made pursuant to this Act or those Acts to do or not to do a thing does not constitute negligence”.

Section 11 amended

11 Section 11 is amended:

(a) by repealing clause (n) and substituting the following:

“(n) for the purposes of section 9, prescribing additional information to be filed with the insurer by a transportation network company”; **and**

(b) in clause (o) by striking out “certificate of registration or registration permit” and substituting “certificate of registration or certificate of insurance”.

Coming into force

12 This Act comes into force by order of the Lieutenant Governor in Council.

FIRST SESSION

Twenty-ninth Legislature

SASKATCHEWAN

B I L L

No. 24

An Act to amend *The Vehicles for Hire Act*

Received and read the

First time

Second time

Third time

And passed

Honourable Don Morgan
