

M.O., 2019**Order number 2019-02 of the Minister of Transport dated 18 January 2019**

An Act respecting transportation services by taxi (chapter S-6.01)

Amendment to the Pilot project concerning remunerated passenger transportation services requested exclusively using a mobile application

THE MINISTER OF TRANSPORT,

CONSIDERING the first paragraph of section 89.1 of the Act respecting transportation services by taxi (chapter S-6.01), which provides that the Minister of Transport, Sustainable Mobility and Transport Electrification may, by order, authorize pilot projects designed to experiment or innovate in the area of taxi transportation services or to study, improve or define standards applicable to that area;

CONSIDERING the first paragraph of section 89.1 of the Act, which provides that the Minister may also, within the scope of pilot projects, authorize any person or body that is a holder of a taxi owner's permit or a taxi transportation service intermediary's permit issued under the Act, or a business partner of such a holder, to offer or provide taxi transportation services in compliance with standards and rules prescribed by the Minister that differ from those set out in the Act and the regulations or any other Act or regulation whose administration falls under the Minister's responsibility, for the purpose of increasing the safety of users, improving the quality of the services offered, ensuring supply management of taxi transportation services that takes into consideration the public's needs or fostering the development of the taxi transportation services industry, all in compliance with the principle of equity toward holders operating under any permit at the time the pilot project is implemented and with the applicable privacy protection rules;

CONSIDERING the Pilot project concerning remunerated passenger transportation services requested exclusively using a mobile application (chapter S-6.01, r. 2.3), which came into force on 15 October 2016;

CONSIDERING that the Minister may modify a pilot project at any time;

CONSIDERING the fourth paragraph of section 89.1 of the Act respecting transportation services by taxi, which provides that the publication requirement set out in section 8 of the Regulations Act (chapter R-18.1) does not apply to a pilot project established under that section;

Considering that it is expedient to amend the Pilot project concerning remunerated passenger transportation services requested exclusively using a mobile application:

ORDERS AS FOLLOWS:

1. The Pilot project concerning remunerated passenger transportation services requested exclusively using a mobile application (chapter S-6.01, r. 2.3) is amended by replacing the second paragraph of section 1 by the following:

“Pursuant to the Pilot project, a holder of a taxi transportation service intermediary's permit issued by the Commission des transports du Québec or the Bureau de taxi de Montréal and referred to in Schedule I is authorized, as of the date of issue of the transportation service intermediary's permit, to provide using exclusively a mobile application publicity services and request distribution services for remunerated passenger transportation services by automobile to the permit holder's partners-drivers.”.

2. Section 3 is amended by striking out “; Sustainable Mobility and Transport Electrification” in the first paragraph.

3. The following is inserted after section 4:

“4.1 Despite section 4, the first quarterly instalment to be paid to the Minister by a holder referred to in Schedule I may be \$100,000. The holder may also pay that same amount as an instalment for the following quarters. However, the provisions of this paragraph cease to apply to holders who make more than 125,000 trips in the same quarter.

Despite section 3, when the quarterly instalment paid to the Minister is \$100,000, the duties payable per trip begun during one of the weekly intervals where the mobile application is available are as follows:

- (1) 0 to 50,000 hours: \$1.17 per trip;
- (2) 50,000 to 100,000 hours: \$1.37 per trip;
- (3) more than 100,000 hours: \$1.53 per trip.

A holder to whom the provisions of the first and second paragraphs apply may, on its own initiative, pay the Minister a quarterly instalment equivalent to the amount provided for in section 4. In that case, the duties payable to make the mobile application available for a week are those provided for in section 3.

4. Schedule I is amended:

- (1) by replacing “HOLDER” by “HOLDERS”;
- (2) by adding “Coop de solidarité Eva” at the end.

5. This Order comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

FRANÇOIS BONNARDEL,
Minister of Transport

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