



Container Trucking Act and Regulation Consultation

Call for Submissions

Background

In 2014, the Government of British Columbia enacted the *Container Trucking Act* (“Act”) and *Container Trucking Regulation* (“Regulation”). The legislation created the position of Container Trucking Commissioner (the “Commissioner”), who is tasked with overseeing the industry and enforcing the rate structure established in the *Regulation* (Part 4, Rates and Remuneration).

The BC Minister of Transportation and Infrastructure has directed the Container Trucking Commissioner to undertake a comprehensive consultation with the Lower Mainland container trucking sector on the *Act* and *Regulation*. In particular, the Commissioner has been asked to focus on the current rates and remuneration structure in the *Regulation* and make recommendations to the Minister on possible changes to the rates, rate structure and any other relevant issues.

A final report identifying areas for improvement to the *Regulation* and/or *Act* and the Commissioner’s recommendations is to be submitted to the Minister by October 2018.

Terms of Reference

The Commissioner is reviewing Part 4 (Rates and Remuneration) of the *Regulation* as well as other issues which fall outside the scope of Part 4, potentially involving changes to the *Act* or *Regulation* and is calling for written submissions from all interested parties, including drivers, which consider one or more of the following terms of reference:

Rates and Remuneration

- The use of a mix of hourly and trip rates in the *Regulation*;
- The implementation of minimum hourly rates for all drivers at licenced companies with consideration given to the appropriate minimum level of hourly compensation for employee drivers and Independent Operators based on operating costs for drayage companies and Independent Operators and other relevant factors;
- The current on-dock trip rates and the on-dock trip rate schedule;
- The current off-dock trip rates and the off-dock rate schedule including:
 - Assessment of the current Origin and Destination Areas in the off-dock rate schedule with consideration of their geographic description and boundaries, the corresponding rate and/or the current geographic location/concentration of off-dock facilities in the Lower Mainland;

- The inclusion of benefits in the calculation of the base hourly rate;
- Minimum call out rate for Independent Operators;
- The existing fuel surcharge formula including alternate calculation options;
- Introduction of a mechanism to provide certainty on future rate changes; and
- Any other recommendations or consideration related to rates/remuneration.

Other

- Any other issues that may fall outside the scope of Part 4 of the *Regulation*.

The closing date for written submissions is June 29, 2018.

Please provide your written submission to the OBCCTC at the following email address:

Registrar@obcctc.ca

Zip files will not be accepted. For larger files please consider submitting a paper copy to the OBCCTC at:

Office of the BC Container Trucking Commissioner
1085 Cambie Street
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