



August 21, 2018

GO Transport Ltd.
9975 199B Street
Langley, BC V1M 3G4

GO Transport Ltd. (CTC Decision No. 22/2018) – Decision Notice

In July of 2017 the Commissioner directed an auditor to audit GO Transport Ltd.'s ("GO") records to determine if its directly employed operators ("company drivers") and independent owner operators ("I/Os") were being paid the minimum rates required under the *Container Trucking Regulation* (the "*Regulation*"). The auditor was directed to audit the periods November 1-30, 2014 and March 1-31, 2017.

The auditor determined that GO did not pay its company drivers and I/Os the minimum rates required under the *Regulation* and failed to provide required records for the months of June, September, October and December 2014 in contravention of Appendix D to Schedule 1 of its Container Trucking Services Licence. The auditor concluded that GO owed three I/Os and three company drivers adjustments totaling \$17,422.62. GO accepted that it failed to pay the correct rates and it paid the adjustment amounts calculated to be owing.

In CTC Decision No. 22/2018, I determined that this was an appropriate case to issue a penalty for the reasons set out in paragraph 17. I proposed to impose an administrative fine against GO in the amount of \$500.00. Consistent with s. 34(2) of the *Container Trucking Act* I advised GO that I would consider its written response to the proposed penalty if it was received within 7 days.

GO has not provided a written response within the time specified in the notice.

In the result, I hereby order GO to pay an administrative fine in the amount of \$500.00. Section 35(2) of the *Container Trucking Act* requires that this fine be paid within 30 days of the issuance of this Notice. Payment should be made by delivering to the Office of the BC Container Trucking Commissioner ("OBCCTC") a cheque in the amount of \$500.00 payable to the Minister of Finance.

Finally, I note that GO may request a reconsideration of the Commissioner's Decision by filing a Notice of Reconsideration with the Commissioner not more than 30 days after GO's receipt of this Decision Notice. A Notice of Reconsideration must be:

- a. made in writing,
- b. identify the decision for which a reconsideration is requested,
- c. state why the decision should be changed,
- d. state the outcome requested,

- e. include the name, an address for delivery, and telephone number of the applicant and, if the applicant is represented by counsel, include the full name, address for delivery and telephone number of the applicant's counsel,
- f. signed by the applicant or the applicant's counsel.

Despite the filing of a Notice of Reconsideration, the above orders remain in effect until the reconsideration application is determined. This Order will be published on the Commissioner's website.

Dated at Vancouver, B.C., this 21st day of August, 2018.

A handwritten signature in blue ink, appearing to read "Michael Crawford", written over a horizontal line.

Michael Crawford, Commissioner