



June 20, 2019

## Payment for Driver Training

The Office of the BC Container Trucking Commissioner is aware that some drivers at licenced companies have not received pay, or the correct pay, for training.

This Bulletin is confirmation that licensees are required to pay all drivers for training. Section 23 of the *Container Trucking Act* (the "Act") makes clear that licensees cannot offer or pay any less than the s. 22 rates when seeking to employ or retain a trucker. Under the *Act*, a trucker is defined as either an independent operator, an employee as defined in the *Employment Standards Act*, or an indirectly employed operator.

On this basis, among others, the mandatory minimum rates apply to employees, independent operators and indirectly employed operators while they are training.

Sincerely,

**OFFICE OF THE BC CONTAINER TRUCKING COMMISSIONER**

Michael Crawford  
Commissioner