

March 31, 2020

Rate Order of Commissioner - Updated

Pursuant to section 22 of the *Container Trucking Act*, the attached Order sets the minimum rates which must be paid by all Container Trucking Services Licence holders effective April 1, 2020. The attached Order includes the introduction of new rate zones and corresponding trip rates.

A map of the new zones can be found on the OBCCTC website as well as a pamphlet that includes the map, zone descriptions and corresponding rates:

<https://obcctc.ca/rates/>

Sincerely,

OFFICE OF THE BC CONTAINER TRUCKING COMMISSIONER



Michael Crawford
Commissioner



Sheryl Kozyniak
Deputy Commissioner



OFFICE OF THE
BRITISH COLUMBIA CONTAINER
TRUCKING COMMISSIONER

MINIMUM RATES FOR DRIVERS

Order of the Container Trucking Commissioner pursuant to section 22
of the *Container Trucking Act*

Effective **April 1, 2020**



Photo courtesy of Port of Vancouver

OFFICE OF THE BRITISH COLUMBIA CONTAINER TRUCKING COMMISSIONER

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NOTE: Rates in force prior to July 1, 2019 are set out in Part 4, Divisions 1-3, of the *Container Trucking Regulation*, as those divisions existed prior to repeal.

Unless defined in this Order, the terms used in this Order have the meanings set out in the *Container Trucking Act* and *Container Trucking Regulation*.

INDEPENDENT OPERATORS (I/Os)

INDEPENDENT OPERATORS PAID HOURLY
MINIMUM RATES
<p>Hourly Rate \$57.71 per hour if an I/O has performed less than, and \$59.03 per hour if an I/O has performed more than (or equal to), 2340 collective hours of container trucking services for any licensee or licensees (hourly rates are inclusive of benefits)</p> <p>(If an independent operator performs container trucking services by employing an indirectly employed operator, the amount owed by the licensee to the independent operator is reduced by the amount that licensee pays the indirectly employed operator)</p>
<p>Callout \$300 or the applicable hourly rate, whichever is greater, if an independent operator agrees, at the request of a licensee, to be available to perform container trucking services for 4 or more continuous hours in a 24-hour period</p>
<p>Fuel Surcharge See fuel surcharge section below</p>

INDEPENDENT OPERATORS PAID BY THE TRIP
MINIMUM RATES
<p>On-Dock Trip Rate* See On-Dock rate schedule – Appendix II</p>
<p>Off-Dock Trip Rate* See Off-Dock rate schedule – Appendix III**</p> <p>**The amount set out in the applicable destination area (column 2) opposite the applicable origin area (column 1) if the I/O moves one container, and 1.5 times the same amount if the I/O moves two containers</p> <p>(If an independent operator performs container trucking services by employing an indirectly employed operator, the amount the licensee must pay the independent operator is reduced by the amount, if any, that the licensee pays the indirectly employed operator)</p>
<p>Positioning Movement Rate \$25 per on or off-dock trip rate payment if the I/O moves 1 container on a single chassis, and 1.5 times the same amount if the I/O moves 2 containers using multiple chassis. (Licensees are required to identify and separately account for the positioning movement rate payment on all eligible driver pay statements)</p>
<p>Callout \$300 or the applicable rate per trip, whichever is greater, if an independent operator agrees, at the request of a licensee, to be available to perform container trucking services for 4 or more continuous hours in a 24-hour period</p>
<p>Fuel Surcharge See fuel surcharge section below</p>

**See Appendix I for origin/destination (zone) descriptions*

DIRECTLY EMPLOYED OPERATORS

MINIMUM RATES
Hourly Rate \$26.30 per hour if a directly employed operator has performed less than, and \$27.50 per hour if a directly employed operator has performed more than (or equal to), 2340 collective hours of container trucking services for any licensee or licensees (hourly rates are inclusive of benefits)
Callout No less than 4x the applicable hourly rate if a directly employed operator agrees, at the request of a licensee, to be available to perform container trucking services for 4 or more continuous hours in a 24-hour period

INDIRECTLY EMPLOYED OPERATORS

MINIMUM RATES

Hourly Rate

The difference, if any, between the amount paid by the I/O to the indirectly employed operator and the applicable hourly rates for directly employed operators if an I/O employs an indirectly employed operator to perform container trucking services on behalf of a licensee

Callout

The difference, if any, between no less than 4x the applicable hourly rate and the amount paid by the I/O to the indirectly employed operator, if an indirectly employed operator agrees, at the request of a licensee or an independent operator performing container trucking services on behalf of a licensee, to be available to perform container trucking services for 4 or more continuous hours in a 24 hour period

FUEL SURCHARGE

“reference price of diesel” means the lower of the following:

- a) the average retail price per litre, including taxes, of diesel in Vancouver as reported by the Kent Group for the month immediately before the date on which a fuel surcharge is calculated, rounded down to the nearest \$0.05;
- b) if an independent operator obtains diesel at a discount from the ordinary retail price for the purposes of providing container trucking services, the amount paid per litre by the independent operator, rounded down to the nearest \$0.05.

Fuel surcharge formula:

In each calendar month, if the reference price of diesel for an independent operator is more than \$1.05, a licensee must pay the independent operator a fuel surcharge, calculated in accordance with the following formula:

$$\frac{(A - \$1.05)}{\$0.05} \times B \times 2\%$$

where:

A = the reference price of diesel, in dollars;

B = the minimum compensation payable by the licensee to the independent operator in that month, as determined by the required rate payment (exclusive of the positioning movement rate), in dollars.

APPENDIX I

ORIGIN/DESTINATION AREA DESCRIPTIONS			
Item	Column 1 Origin/Destination Area	Column 2 Description	Column 3 Column/Row Letter in Off-Dock Table
1	Abbotsford East	That part of City of Abbotsford east of Highway 11	A
2	Abbotsford West	That part of City of Abbotsford west of Highway 11	B
3	Burnaby North	That part of City of Burnaby north of Highway 1	C
4	Burnaby South	That part of City of Burnaby south of Highway 1 and north of Marine Way	D
5	Chilliwack	City of Chilliwack	E
6	Cloverdale	That part of the City of Surrey south of Highway 1, east of 176 St and north of 40 Ave (eastern boundary is 196 St)	F
7	Annacis	That part of the City of Delta in the south arm of the Fraser River, and That part of the City of New Westminster south of the north arm of the Fraser River, and That part of the City of Richmond east of No. 9 Road, and That part of the City of Burnaby south of Marine Way	G
8	Delta	City of Delta including Tsawwassen, Tsawwassen First Nation and Westham Island, not including Annacis Island (G)	H
9	Tri Cities North	Those parts of the Cities of Coquitlam, Port Coquitlam, and Port Moody north of Highway 7A (Barnet Highway) / Highway 7 (Lougheed Highway)	I
10	Maple Ridge	City of Maple Ridge	J
11	Langley West	City of Langley and that part of the Township of Langley that is west of 240 St, not including that part that is north of Highway 1 and west of 208 St (Port Kells). Western boundary is 196 St	K
12	Langley East	That part of the Township of Langley that is east of 240 St, including Aldergrove	L
13	Mission	District of Mission	M
14	New Westminster	City of New Westminster excluding that part south of the north arm of the Fraser River	N
15	North Vancouver	City and North Vancouver and District of North Vancouver	O
16	Pacific Highway	City of White Rock and that part of the City of Surrey south of 40 Ave	P
17	Pitt Meadows	City of Pitt Meadows	Q
18	Port Kells	That part of the City of Surrey and Township of Langley north of Highway 1, east of 176 St and west of 208 St, including the CN Vancouver Intermodal Terminal.	R

19	Tri Cities South	Those parts of the Cities of Coquitlam, Port Coquitlam, and Port Moody south of Highway 7A (Barnet Highway) / Highway 7 (Lougheed Highway)	S
20	Richmond North	That part of City of Richmond north of Westminster Highway and west of No. 9 Road	T
21	Richmond South	That part of City of Richmond south of Westminster Highway and west of No. 9 Road	U
22	Surrey North	That part of Surrey north of Nordel Way / 88 Ave and west of 176 St including the Fraser Heights regions	V
23	Surrey Central	That part of Surrey south of Nordel Way / 88 Ave and west of 176 St and north of 40 Ave	W
24	Vancouver North	That part of City of Vancouver north of Grandview Highway / 12 th Ave / 10 th Ave	X
25	Vancouver South	That part of City of Vancouver south of Grandview Highway / 12 th Ave / 10 th Ave	Y
26	West Vancouver	District of West Vancouver	Z

APPENDIX II*

ON-DOCK TRIP RATES (INDEPENDENT OPERATORS)				
Item	Column 1	Column 2	Column 3	Column 4
	Origin/Destination Area (same description as in Appendix I)	Trip to or from Centerm or Vanterm (\$)	Trip to or from Deltaport (\$)	Trip to or from Fraser Surrey Docks (\$)
1	Abbotsford East	240.20	240.20	210.90
2	Abbotsford West	205.10	205.10	187.60
3	Burnaby North	123.10	164.10	128.90
4	Burnaby South	128.90	158.20	123.10
5	Chilliwack	263.50	263.50	228.50
6	Cloverdale	158.20	158.20	140.70
7	Annacis	140.70	140.70	117.20
8	Delta	158.20	117.20	117.20
9	Tri Cities North	146.50	175.80	140.70
10	Maple Ridge	187.60	193.40	158.20
11	Langley West	181.70	181.70	140.70
12	Langley East	193.40	193.40	158.20
13	Mission	216.90	222.70	193.40
14	New Westminster	134.80	158.20	123.10
15	North Vancouver	123.10	169.90	158.20
16	Pacific Highway	193.40	158.20	140.70
17	Pitt Meadows	158.20	175.80	140.70
18	Port Kells	158.20	169.90	128.90
19	Tri Cities South	140.70	169.90	134.80
20	Richmond North	123.10	140.70	123.10
21	Richmond South	128.90	128.90	123.10
22	Surrey North	140.70	140.70	117.20
23	Surrey Central	158.20	140.70	140.70
24	Vancouver North	117.20	164.10	146.50
25	Vancouver South	117.20	158.20	140.70
25	West Vancouver	128.90	175.80	164.10

**For an on-dock trip that begins or ends at any other marine terminal not specified in Appendix II, above, a licensee must pay a rate determined by the Commissioner.*

APPENDIX III

OFF-DOCK TRIP RATES (INDEPENDENT OPERATORS)																										
Column 1	Column 2																									
Origin Area	Destination Area (see Column 3 in Appendix I Table)																									
Area	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z
A	105	115	171	171	115	146	166	166	171	141	136	125	115	166	182	146	166	146	166	176	171	156	151	182	176	187
B	115	105	156	156	125	131	151	151	156	131	125	115	115	151	166	136	156	136	151	161	156	141	136	166	161	171
C	171	156	105	115	187	125	125	136	120	141	136	146	166	120	120	141	125	125	120	120	125	120	125	115	115	125
D	171	156	115	105	187	125	120	125	120	141	136	141	166	115	120	136	125	125	120	120	125	120	125	115	115	125
E	115	125	187	187	105	156	182	182	187	151	146	136	125	182	197	156	176	161	182	192	187	171	166	197	192	202
F	146	131	125	125	156	105	125	120	131	136	115	120	141	120	136	115	131	115	125	131	131	115	115	136	131	141
G	166	151	125	120	182	125	105	115	131	151	131	136	166	115	125	125	136	125	125	115	120	120	120	125	120	131
H	166	151	136	125	182	120	115	105	136	151	131	136	171	120	131	120	136	125	131	120	115	115	115	131	125	136
I	171	156	120	120	187	131	131	136	105	125	136	141	141	125	131	136	120	131	115	131	136	120	131	131	131	136
J	141	131	141	141	151	136	151	151	125	105	131	136	115	131	146	141	115	136	125	156	156	136	136	146	151	151
K	136	125	136	136	146	115	131	131	136	131	105	115	136	131	146	120	141	115	131	141	136	120	120	141	141	151
L	125	115	146	141	136	120	136	136	141	136	115	105	131	136	151	125	146	120	136	146	141	125	125	146	146	156
M	115	115	166	166	125	141	166	171	141	115	136	131	105	161	176	146	131	141	141	182	176	146	146	182	182	182
N	166	151	120	115	182	120	115	120	125	131	131	136	161	105	125	125	125	120	120	115	120	115	120	120	120	131
O	182	166	120	120	197	136	125	131	131	146	146	151	176	125	105	146	136	136	131	120	125	131	136	115	120	115
P	146	136	141	136	156	115	125	120	136	141	120	125	146	125	146	105	136	125	131	131	125	120	115	141	136	146
Q	166	156	125	125	176	131	136	136	120	115	141	146	131	125	136	136	105	131	120	136	141	125	131	131	136	141
R	146	136	125	125	161	115	125	125	131	136	115	120	141	120	136	125	131	105	125	131	131	115	120	136	131	141
S	166	151	120	120	182	125	125	131	115	125	131	136	141	120	131	131	120	125	105	125	131	115	125	125	125	136
T	176	161	120	120	192	131	115	120	131	156	141	146	182	115	120	131	136	131	125	105	115	120	125	115	115	125
U	171	156	125	125	187	131	120	115	136	156	136	141	176	120	125	125	141	131	131	115	105	120	120	120	120	131
V	156	141	120	120	171	115	120	115	120	136	120	125	146	115	131	120	125	115	115	120	120	105	115	131	125	131
W	151	136	125	125	166	115	120	115	131	136	120	125	146	120	136	115	131	120	125	125	120	115	105	136	131	141
X	182	166	115	115	197	136	125	131	131	146	141	146	182	120	115	141	131	136	125	115	120	131	136	105	105	120
Y	176	161	115	115	192	131	120	125	131	151	141	146	182	120	120	136	136	131	125	115	120	125	131	105	105	125
Z	187	171	125	125	202	141	131	136	136	151	151	156	182	131	115	146	141	141	136	125	131	131	141	120	125	105