



April 21, 2021

2020 CTS Licence Bulletin #4 – Prohibited Practices

This is the Office of the BC Container Trucking Commissioner's (OBCCTC) fourth bulletin in its 2020 CTS Licence Bulletin series. In this Bulletin, licensees are reminded of prohibited practices listed in Appendix A of the CTS Licence.

Sale of trucks or equipment

The sale of trucks or trucking equipment to drivers by licensees is prohibited and is a violation of the CTS Licence (Appendix A, section 1(a)).

In Gulzar Transport Inc. and Jet Speed Transport Inc. (CTC Decision No. 12/2019), the licensees were found to have sold company trucks to company drivers, which is a violation of the Licence and resulted in a penalty.

Employees becoming I/Os

Licensees cannot require employees to become I/Os (Appendix A, section 1(e)).

In Gulzar Transport Inc. and Jet Speed Transport Inc. (CTC Decision No. 12/2019), the company drivers who were sold trucks were treated as I/Os, which is also a violation of the Licence that resulted in a penalty.

Hybrid payments

Licensees are reminded that they are prohibited from using hybrid payment systems that pay both hourly rates and per trip rates (Appendix A, section 1(g)). Drivers must be paid either hourly or per trip according to the Commissioner's Rate Order.

In Aheer Transportation Ltd. (CTC Decision No.1/2021), the licensee paid its I/Os a hybrid of hourly and per trip rates, which is a violation of the Licence.



Driver Mistreatment

Section 1(h) of Appendix A protects drivers from forms of threats, harassment, coercion or attempts to influence drivers and their right to retain their compensation.

Drivers have the right to submit complaints of this nature via the ConfidenceLine and must not be refused dispatch due to an investigation.

Licensees are also reminded that cash back practices are strictly prohibited. It is important to note that cash back practices are a violation of section 24 of the *Container Trucking Act*.

Breaches of the 2020 CTS Licence conditions, such as the ones noted in this Bulletin, may result in an administrative penalty.

Sincerely,

OFFICE OF THE BC CONTAINER TRUCKING COMMISSIONER

Michael Crawford
Commissioner

Sheryl Kozyniak
Deputy Commissioner