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May 27, 2022

Michael Crawford
BC Container Trucking Commissioner
1085 Cambie Street
Vancouver, BC, V6B 5L7

Via email: registrar@obcctc.ca

Dear Mr. Crawford:

Re: Unifor Response to CTS License and Rate Order Amendments

As you are aware, Unifor represents the largest number of unionized container truckers operating in the lower mainland with certifications under both the BC Labour Relations Code and the Canada Labour Code.

Unifor welcomes the opportunity to submit our views in response to the April 2022 call by your office for submissions relating to opportunities to respond to the consultation guide around CTS licence amendments.

CTS Licence Term Extension

The OBCCTC proposes to extend the term of the current 2020 CTS Licence by two years.

Unifor does not oppose the proposed extension based on reasoning provided for in your report and in person consultation.

We do maintain that when the new licence term is Unifor's long-standing position that the total number of CTS Licensees and number of registered vehicles should not be expanded unless and until it is conclusively shown that all trucks in the fleet are fully utilized over a significant period of time.

Off-dock Amendments - Unlicensed Companies

The prohibition on subcontracting with unlicensed parties for off-dock CTS with a particular focus on discussing the amount of transition time required to adapt to the new prohibition.

Concurrently, we believe that there should be swift and comprehensive enforcement as outlined under the Act to punish offenders who are not licensees if they are found to be

conducting container trucking services captured by the Container Truck Act ('the Act') and Regulation, whether or not they can be shown to be affiliated or related. Section 42 of the Container Trucking Act makes it an offence with fines up to \$10,000 for a person to hold themselves out as a licensee or a trucker authorized to carry out container trucking services to or on behalf of a licensee. Once it is clear that any movement of defined containers within the prescribed area is covered under this section, enforcement can begin. If the OBCCTC budget needs to be increased to allow for enforcement in this manner, additional funds should be allocated as required.

In line with this position, we agree with the proposed amendment to the CTS License to prohibit the Licence Holder from contracting with unrelated, unlicensed persons for the provision of container trucking services. Further to that we believe that 30 days' notice to stake holders regarding this change is reasonable based on the amount of time companies have had to review this consultation paper and provide feedback at your offices request.

CN and CP Trip Rates

We note that the 2018 Rate Review report called for inclusion of the CN and CP zones are part of the on-dock rates if jurisdictional concerns were resolved. We have seen no action on this and again call for the clear terms of the 2014 Joint Action Plan to be upheld on this issue.

We look forward to continuing our discussion during this consultation process and ultimately resolving the many serious issues facing container truckers.

Please contact us if you require any further information or have any questions or concerns.

Sincerely,



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Mining Director
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cc: Barry Kennedy, National Representatives
Len Prior, Assistant to the President, Unifor