



October 25, 2023

Gantry Trucking Ltd.  
11634 130 Street  
Surrey, BC V3R 2Y3

TSD Holdings Inc.  
11634 130 Street  
Surrey, BC V3R 2Y3

### **Gantry Trucking Ltd. and TSD Holding Inc. (CTC Decision No. 13/2023) – Decision Notice**

In Gantry Trucking Ltd. and TSD Holding Inc. (CTC Decision No. 13/2023), (“Commissioner’s Decision”) I determined that this was an appropriate case to issue a penalty against Gantry Trucking Ltd. (“Gantry”) and TSD Holding Inc. (“TSD”) (together the “Companies”) for the reasons set out in paragraphs 22-35. I proposed to impose an administrative fine against Gantry in the amount of \$5,000.00 and TSD in the amount of \$5,000.00. Consistent with s. 34(2) of the *Container Trucking Act* I advised the Companies that I would consider its written response to the proposed penalty if it was received within 7 days of the Commissioner’s Decision issued on October 12, 2023.

On October 19, 2023, the Companies advised the Office of the BC Container Trucking Commissioner (“OBCCTC”) that it had mailed cheques in the amounts proposed in the Commissioner’s Decision but provided no substantive response to the proposed penalties by the deadline.

In the result, I hereby order Gantry to pay an administrative fine in the amount of \$5,000.00 and I hereby order TSD to pay an administrative fine in the amount of \$5,000.00. Section 35(2) of the *Container Trucking Act* requires that these fines be paid within 30 days of the issuance of this Notice. Payment should be made by delivering to the OBCCTC a cheque in the amount of \$5,000.00 each payable to the Minister of Finance.

Finally, I note that the Companies may request a reconsideration of the Commissioner’s Decision by filing a Notice of Reconsideration with the Commissioner not more than 30 days after the Companies 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 Decision Notice along with the Commissioner's Decision will be published on the OBCCTC's website.

Dated at Vancouver, B.C., this 25<sup>th</sup> day of October 2023.

A handwritten signature in blue ink, reading "Glen MacInnes". The signature is written in a cursive style with a large initial "G" and "M".

Glen MacInnes  
Commissioner