



United Truckers Association

PO Box 71114 Scott Road
Delta, B.C. V4C 6P6
T. 604.499.8400 E. uta@unitedtruckers.ca

February 26, 2024

Office of the British Columbia
Container Trucking Commissioner
1085 Cambie Street
Vancouver, BC V6B 5L7
Attention: Glen MacInnes, BC Container Trucking Commissioner

Sent via email: Glen.MacInnes@obcctc.ca

Re: Submission on 2024 CTS Licence Reform Proposed Changes

Dear Commissioner MacInnes:

Please find attached comments and suggestions from the United Truckers Association ("UTA") in response to your 2024 CTS Licence Reform Proposed Changes report.

- 1) **Off-Dock Enforcement** - Your off-dock enforcement efforts to date have been unsuccessful in curbing the use of illegal fleets. Therefore, the UTA is suggesting the following:
 - a) A three-strike enforcement deterrent where licensees caught using illegal off-dock fleets face the following consequences:

First Strike – A significant fine
Second Strike – Licence suspension
Third Strike – Licence cancellation
 - b) Request that Section 41 of the Act be repealed in advance of the new licenses coming into effect so that enforcement can actually take place.
 - c) OBCCTC stickers must be displayed on both sides of the truck, with the second sticker making the serial number for the tag much larger and easily visible in transit.

- 2) **Sponsorship Agreement** – The sponsorship agreement is full of holes in terms of labour mobility, absences, replacement drivers and pay requirements.

Under Schedule 2, Section 17 needs to have to following edits made:

- a) This must be changed to 90 days, as particularly within the South Asian community, family obligations or trips to India can last well in excess of 45 days;
- b) Further clarification on what options the IO has to find new work must be specified;
- c) The different circumstances that would lead to the removal of an IO from the IO list must be included;
- d) Once again, the different circumstances that could lead to a port-pass cancellation must be included;
- g) This must be eliminated, as short-term work that can be offered by a another licence holder is an important measure that mitigates slow period for sponsor companies – the UTA completely opposes this proposed clause.

Further, there must be a specific position on the minimum standards for work that a company must ensure a sponsored IO (the UTA is suggesting \$20,000 gross per month) that they must maintain, or risk losing their tag to a company can provide consistent adequate work. The steps as to how the OBCCTC can facilitate such a move, and what happens to the tag that is not being properly utilized by the original sponsor company, must also be specified.

Lastly, all nominations from unions for the IO list must be strictly prohibited, particularly because of the recent spate of nominations from illegal fleets.

- 3) **Terms and Conditions of Employment and Retainer of Truckers** – There must be further specified terms and conditions for the use of IEOs:

- a) IOs using IEOs must be responsible for standard deductions/contributions for any employee, including CPP, EI, etc.;
- b) A maximum amount of days that an IEO can work within the aforementioned suggestion of 90-days for an IO absence must be set and codified in the licence;
- c) The minimum call out for I/O's must include the number of minimum hours too.
- d) GPS data must be solely used only for transactions monitoring not to monitor privacy of I/O.

- e) There must be minimum amount of work equivalent to \$60,000 for consecutive 6 months, elsewhere the IO must have right to move tag anywhere without exceptions and tag left must be cancelled.

This document and your proposed changes to the CTS licence has generated immense interest from our membership. Therefore, we are requesting that the OBCCTC makes a

trip out to Surrey to meet our membership as part of your scheduled consultations in March. This will allow our members to ask specific questions as well as share any additional suggestions/considerations that will be helpful in your deliberations.

Yours sincerely,



Gagan Singh
Spokesperson for the UTA
(604) 349-3333