



March 15, 2024

A-Can Transport Ltd.
13160 English Place
Surrey, BC V3W 5X2

A-Can Transport Ltd. (CTC Decision No 05/2024) – Decision Notice

In A-Can Transport Ltd. (CTC Decision No. 05/2024), (“Commissioner’s Decision”) I determined that this was an appropriate case to issue a penalty against A-Can Transport Ltd. (“A-Can”) for the reasons set out paragraphs 26 – 48. I proposed to impose an administrative fine against A-Can in the amount of \$30,000. Consistent with s. 34(2) of the Container Trucking Act, I advised A-Can 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 March 7, 2024. No written response was received from A-Can.

In the result, I hereby order A-Can to pay an administrative fine in the amount of \$30,000.00. Section 35(2) of the *Container Trucking Act* requires that this fine be paid within 30 days of the issuance of this Notice. Payment should be made by delivering to the Office of the BC Container Trucking Commissioner (“OBCCTC”) a cheque in the amount of \$30,000.00 payable to the Minister of Finance.

Finally, I note that A-Can may request a reconsideration of the Commissioner’s Decision by filing a Notice of Reconsideration with the Commissioner not more than 30 days after A-Can 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 15th day of March 2024

Glen MacInnes
Commissioner