

Certified to be a true copy of an Order of his Honour the

Lieutenant Governor of Nova Scotia in Council made the

6th day of September A. D. 1961.

EXECUTIVE COUNCIL



NOVA SCOTIA

N. S. Regulation

32/61

FILED

Date: March 31 1978

Patricia A. Lyland  
REGISTRAR OF REGULATION

The Governor in Council on the report and recommendation of the Provincial Secretary dated the 10th day of August, A.D. 1961, and pursuant to the provisions of the Public Utilities Act, is pleased to approve Regulations governing bus operations which are public utilities, made by the Board of Commissioners of Public Utilities on the 10th day of August, A. D. 1961, and attached to and forming part of the said report and recommendation.

A handwritten signature in cursive script, appearing to read 'H. F. G. Stevens', written over a horizontal line.

H. F. G. STEVENS, Q. C.,  
CLERK OF THE EXECUTIVE COUNCIL

NOVA SCOTIA BOARD OF COMMISSIONERS OF PUBLIC UTILITIES

IN THE MATTER OF THE PUBLIC UTILITIES ACT

and

IN THE MATTER OF THE REGULATIONS GOVERNING  
BUS OPERATIONS WHICH ARE PUBLIC UTILITIES

At a meeting of the Board held at its offices on the 10th day of August, 1961 it is ordered that subject to approval by the Governor in Council, the existing regulations governing bus operations which are public utilities, approved by the Board on the 11th day of March, 1955 and by the Lieutenant Governor of Nova Scotia in Council on the 29th day of March, 1955 be and they are hereby revoked and annulled and that the following be the regulations governing bus operations which are public utilities:

REGULATIONS

GOVERNING BUS OPERATIONS WHICH ARE PUBLIC UTILITIES

(Approved by the Board August 10th, 1961)

In these Regulations

- (a) The expression "Board" shall mean the Board of Commissioners of Public Utilities of Nova Scotia.
- (b) The expression "Person" includes any body corporate or politic or party and their heirs, successors, executors, administrators, or other legal representatives of such person to whom the context can apply according to law.
- (c) The expression "public utility" shall mean and include any person that may now or hereafter own, operate, manage or control:

"Any trolley bus or motor vehicle (other than one being operated as a Taxi) for the conveyance of passengers from any point within a city or incorporated town to any other point within such city or town, including any such person who also operates any trolley bus or motor vehicle for the conveyance of passengers to or between points outside such city or town, but not including any such person whose revenue from the operation of any trolley bus or motor vehicle for the conveyance of passengers between points within any city or town, does not, in

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the opinion of the Board, exceed ten per cent of the gross revenue of such person from the operation of trolley buses or motor vehicles;

(d) The expression "public vehicle" means a motor vehicle operated by or on behalf of any person carrying on, upon any highway, the business of a public carrier of passengers, or passengers and freight, for gain.

1. No person shall operate any public vehicle of a public utility unless such person is in possession of a Public Vehicle Chauffeur's License, Nova Scotia, for the current year.
2. No person shall operate any public vehicle of a public utility unless and until the public utility has obtained from the Board a public utility plate for such vehicle for the current calendar year.
3. The public utility plate assigned by the Board to any vehicle of a public utility shall be attached to the right side of the said public vehicle as near the driver's seat as practicable and shall not be attached to any vehicle other than the one to which it has been assigned.
4. No driver or driver's helper of a public vehicle, occupied or about to be occupied by passengers, shall smoke in such vehicle.
5. No person shall drive any public vehicle for more than a maximum of ten hours in any 24-hour period. Nor shall any person, after being employed in any other capacity, drive a public vehicle, when, by so doing, the total period of employment or work exceeds ten hours in any 24-hour period.
6. The operator of a public vehicle, before crossing a track or tracks of any railway at grade, shall bring his vehicle to a full stop and open the door, proceeding with the vehicle in low gear when satisfied that no cars or trains are approaching.
7. The driver of a public vehicle, shall not, outside of a city or town, follow any other vehicle at a distance between such other vehicle and such public vehicle of less than one hundred feet.
8. No driver shall leave a public vehicle unattended upon the highway, unless the engine has been stopped, the parking brake has been set and all reasonable precautions have been taken to prevent the movement of such vehicle.
9. The fuelling of a public vehicle shall be reduced to the minimum number of times necessary during a run. In no event shall any public vehicle be fuelled in a closed building when passengers are in such vehicle.
10. No operator of a public vehicle shall collect fares, make change or take on or discharge passengers while such vehicle is in motion.
11. No driver of a public vehicle shall operate such vehicle when any person occupies any position on either the right or left of said driver.
12. No person shall operate any public vehicle of a public utility unless and until both the entrance and exit doors are closed.
13. Outside of a town or city, no public vehicle shall carry adult passengers in excess of 50% over the seating capacity of such vehicle.

14. A public utility shall keep, in Nova Scotia, a permanent record of:

- (a) The hours of employment of all drivers and the vehicle or vehicles driven by each during such hours;
- (b) The operation of each public vehicle, showing the number of trips operated and the points between which it was operated;
- (c) The operation of each public vehicle used for special or chartered trips, the seating capacity of the vehicle which was used and the termini of each trip;
- (d) The operating costs and the net revenue derived from all vehicles operated;
- (e) On or before the 1st day of February in each year, the public utility shall submit to the Board a complete statement of the operations of the preceding year, in such detail as the Board may require.

15. The Board may require such public utility to file with the Board a good and sufficient bond satisfactory to the Board and in such amount as the Board may determine, conditioned on the payment by such public utility of the taxes, tolls and charges under the Motor Carrier Act and regulations thereunder, and for the faithful performance by such public utility of any and all conditions made by the Board in connection with such public utility.

16. The public utility shall file with the Board a motor vehicle liability policy of insurance issued by a company duly authorized to issue the policy in the Province of Nova Scotia and in a form approved by the Superintendent of Insurance for the Province providing third party coverage in respect to liability for loss or damage resulting from bodily injury to or the death of persons other than passengers and for damage to property of others in amounts not less than the following, namely:

For each public vehicle used, against loss or damage, resulting from bodily injury to or the death of any one person so injured or killed, of at least ten thousand dollars (exclusive of interest and costs) and subject to such limit for any one person so injured or killed of at least twenty thousand dollars (exclusive of interest and costs) against loss or damage, resulting from bodily injury to or the death of two or more persons in any one accident and in case of property damage to the limit of at least five thousand dollars (exclusive of interest and costs) for damage to property resulting from any one accident or in the alternative for loss or damage resulting from bodily injury to or the death of persons and property damage to the limit of at least twenty-five thousand dollars (exclusive of interest and costs) under an inclusive coverage.

17. The public utility shall file with the Board a motor vehicle liability policy of insurance issued by a company duly authorized to issue the policy in the Province of Nova Scotia and in a form approved by the Superintendent of Insurance for the Province providing protection for passengers and property of passengers in standard form in amounts as follows:

(a) for each public vehicle used, the seating capacity of which is twelve passengers or less (excluding the driver) in case of bodily injury or death to the limit of at least ten thousand dollars (exclusive of interest and costs) against loss or damage resulting from bodily injury to or the death of any one person and subject to such limit for any one person so injured or killed of at least twenty thousand dollars (exclusive of interest and costs) against loss or damage resulting from bodily injury to or death of two or more persons in any one accident and in case of damage to the property of passengers carried in or upon the vehicle to the limit of at least two thousand dollars (exclusive of interest and costs) for damage to property resulting from any one accident or in the alternative for loss or damage resulting from bodily injury to or the death of persons and property damage to the limit of at least twenty-five thousand dollars (exclusive of interest and costs) under an inclusive coverage;

(b) for each public vehicle used, the seating capacity of which is not less than thirteen and not in excess of twenty-one (excluding the driver) in case of bodily injury or death to the limit of at least ten thousand dollars (exclusive of interest and costs) against loss or damage resulting from bodily injury to or the death of any one person and subject to such limit for any one person so injured or killed of at least thirty-five thousand dollars (exclusive of interest and costs) against loss or damage resulting from bodily injury to or death of two or more persons in any one accident and in case of damage to the property of passengers carried in or upon the vehicle to the limit of at least two thousand dollars (exclusive of interest and costs) for damage to property resulting from any one accident or in the alternative for loss or damage resulting from bodily injury to or the death of persons and property damage to the limit of at least forty thousand dollars (exclusive of interest and costs) under an inclusive coverage;

(c) for each public vehicle used, the seating capacity of which is not less than twenty-two and not in excess of twenty-nine (excluding the driver) in case of bodily injury or death to the limit of at least ten thousand dollars (exclusive of interest and costs) against loss or damage resulting from bodily injury to or the death of any one person and subject to such limit for any one person so injured or killed of at least fifty thousand dollars (exclusive of interest and costs) against loss or damage resulting from bodily injury to or death of two or more persons in any one accident and in case of damage to the property of passengers carried in or upon the vehicle to the limit of at least two thousand dollars (exclusive of interest and costs) for damage to property resulting from any one accident or in the alternative for loss or damage resulting from bodily injury to or the death of persons and property damage to the limit of at least fifty-five thousand dollars (exclusive of interest and costs) under and inclusive coverage;

(d) for each public vehicle used, the seating capacity of which is thirty or more (excluding the driver) in case of bodily injury or death to the limit of at least ten thousand dollars (exclusive of interest and costs) against loss or damage resulting from bodily injury to or the death of any one person and subject to such limit for any one person so injured or killed of at least sixty thousand dollars

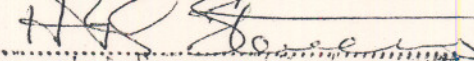
(exclusive of interest and costs) against loss or damage resulting from bodily injury to or death of two or more persons in any one accident and in case of damage to the property of passengers carried in or upon the vehicle to the limit of at least two thousand dollars (exclusive of interest and costs) for damage to property resulting from any one accident or in the alternative for loss or damage resulting from bodily injury to or the death of persons and property damage to the limit of at least sixty-five thousand dollars (exclusive of interest and costs) under an inclusive coverage.

(SGD.) W. D. OUTHIT

D. F. FILLEUL

Approved by the Lieutenant Governor  
of Nova Scotia in Council on the

6<sup>th</sup> day of September 19 61.

  
CLERK OF THE EXECUTIVE COUNCIL