

COMPLIANCE CIRCULAR

NO. 02/09

March 30, 2009

SUBJECT: Mobility Aid Accessible Taxi Standards

Managers, Victoria	Carrier Safety Inspectors	Driver Services Centres
Motor Vehicle Inspectors	Government Agents	MOT (Director, Chair
Passenger Transportation Board	Appointed Agents	Transportation Policy)
Deputy Director, CVSE	Trucking Industry	Supt of Motor Vehicles
Regional CVSE Managers	Law Enforcement Agencies	
Managers, Licensing	Commercial Transport Insp.	
ADM (Compliance and Consumer	(Inspection Stations)	
Services)	Passenger Transportation Branch	

PURPOSE OF CIRCULAR

Further to the compliance circular on Mobility Aid Accessible Taxi Standards issued September 8, 2003, this circular provides clarification for enforcement staff, wheel chair accessible taxi owners, operators and inspectors. This circular addresses the discrepancy between the versions of the Canadian Standards Association (CSA) standards required for wheel chair accessible taxis by the Motor Vehicle Act Regulation (MVAR) Division 44 and the most current versions of these standards published by the CSA. The standards referred to are:

- CSA-D409 on Motor Vehicles for the Transportation of Persons with Physical Disabilities; and
- CSA-Z605 on Mobility Aid Securement and Occupant Restraint Systems for Motor Vehicles.

BACKGROUND

Motor Vehicle Act Regulation Division 44 states all wheel chair accessible taxis placed into service after June 30, 2000, must comply with all the requirements of that division.

Grandfathering provisions allow for wheel chair accessible taxis in service prior to June 30, 2000 to be exempt from Division 44, only if the vehicle complies with MVAR Section 44.8 aid securement and occupant restraint. This exemption will expire on January 1, 2011. As of that date wheel chair accessible taxis must meet all Division 44 standards.

CSA-409-92 was revised in 2002 and reviewed with no changes made in 2007 and is now referred to as CSA-409-02 (R2007). Currently the MVAR Division 44 refers to CSA-D409-92. CSA-409-02 (R2007) has not yet been formally adopted by BC. Ministry of Transportation and Infrastructure anticipates a revision which will include an update to several federal regulations. This circular continues the 2003 circular on this subject, and confirms that, Commercial Vehicle Safety and Enforcement (CVSE) will accept taxis constructed to either the CSA-409 -92 or CSA-409-02 (R2007) standard.

CSA-Z605-95 was revised in 2003 and reviewed with no changes made in 2008 and is now referred to as CSA-Z605-03 (R2008). This standard is also anticipated to be part of an update to the MVAR in the future. In the meantime, CVSE will accept taxis adapted to either the CSA-Z605-95 or CSA-Z605-03 (R2008) standard.

Taxis modified prior to this circular's effective date, will continue to be assessed against the CSA-D409 and CSA-Z605 standard to which they were modified.

A handwritten signature in black ink, appearing to read "Greg Gilks". The signature is fluid and cursive, with a long horizontal stroke extending to the left.

Greg Gilks, P. Eng.,
Director, Commercial Vehicle Safety and Enforcement Branch
Ministry of Transportation and Infrastructure