

THE CORPORATION OF THE DISTRICT OF BURNABY

**BYLAW NO. 4418**

**A BYLAW to provide for the licensing of or  
exemption from licensing of commercial vehicles  
(Consolidated for convenience with Bylaws Nos. 4629,  
6786, 8171 and 8933)**

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The Council of The Corporation of the District of Burnaby, in Burnaby, in open meeting assembled, ENACTS as follows:

1. In this bylaw, unless the context otherwise requires:

"Act" means the Municipal Act, being Chapter 290 of the Revised Statutes of British Columbia 1979, as amended;

"Gross Vehicle Weight" means the weight at which a vehicle is licensed under the Department of Commercial Transport Act or the Motor Vehicle Act, as the case may be;

"License Inspector" means the person from time to time duly appointed as License Inspector for the municipality and also any person lawfully acting in that capacity;

"licence plate" means a decal for the current year;

"Owner" means, when used in reference to a vehicle, the person or persons duly registered from time to time under the Motor Vehicle Act or the Department of Commercial Transport Act as the owner or owners of the vehicle;.

"Registration Card" means the motor vehicle license for the motor vehicle issued pursuant to the Motor Vehicle Act or the Department of Commercial Transport Act.

2. The Corporation of the District of Burnaby is hereby declared to be a participating municipality with respect to the licensing of commercial vehicles, and the provisions of Division (2) of Part 11 of the Act apply to the municipality.
3. Repealed.

4. Except as may be otherwise provided by the Act, the owner of every vehicle shall, before it is used or operated on any highway in the municipality, cause the vehicle to be licensed or registered with the License Inspector and a licence plate obtained pursuant to the Act and this Bylaw.
5. The application for a license and license plate shall be in the form "A" shown as Schedule "A" hereto attached and forming part of this bylaw and shall be signed by the owner or his duly authorized agent, provided that In the case of partnerships or multiple owners anyone of such owners or partners may apply and such owner or partner applying shall be deemed to be duly authorized agent of all the owners or of the partnership.
6. Where the applicant for a license is an agent or co-owner, the owner or owners shall be deemed to have authorized all statements set forth in the application and shall be deemed to have made such statements on his own or their behalf and as his own or their statements.
7.
  - (1) The application form, together with the registration card for the vehicle, shall be delivered to the License Inspector and, in the case where a fee is applicable, shall be accompanied by the fee prescribed In the Act.
  - (2) Where the applicant for the licenses is one and same person, as many applications of the same kind as may conveniently be made on any one of the forms prescribed may be combined in one such form without the necessity for the completion of separate application forms for each vehicle for which a license and license plate is sought.
    - (3) Notwithstanding subsections (1) and (2) but not inconsistent with the Act or this bylaw, the License Inspector is hereby authorized to modify any of the forms prescribed, or any of the administrative procedures prescribed, deemed necessary by him when dealing with any owner applying for licenses and plates for more than one vehicle.
8. All fees collected by the License Inspector under this bylaw and in accordance with the Act shall be paid forthwith to the Treasurer of the municipality who shall deal with the said fees in the manner provided by the Act.
9. Upon receipt of the application for a license and upon being satisfied that the prescribed fee has been paid, the License Inspector shall cause to be issued and delivered a numbered license-plate and shall endorse on the registration card the number of such license plate, the date of issuance thereof, and the fee paid.
10. The license plate shall at all times be affixed to the front windshield or on a side window adjacent to the front windshield and shall be kept unobstructed and in a legible condition.

11. (1) Where a person ceases to be the owner of a vehicle licensed and authorized to carry a license plate, the registration thereof and the license plate therefor, are deemed to be cancelled and the new owner may make application to the License Inspector for the transfer of the license plate in accordance with the provisions of the Act.  
  
(2) The owner of a vehicle licensed and authorized to carry a license plate may apply to the License Inspector in accordance with the provisions of the Act for the transfer of the said license plate to another vehicle owned by him.  
  
(3) Notwithstanding subsection (1), the purchase of a vehicle by a dealer in vehicles for resale shall not require the license plate to be cancelled or transferred until the dealer sells the vehicle to a person other than another such dealer for resale.
12. Repealed
13. Repealed
14. Every person who violates any of the provisions of this bylaw is guilty of an offence punishable upon summary conviction and shall be liable on conviction to a fine not exceeding five hundred dollars (\$500.00).
15. This bylaw shall come into force and effect on the first day of January, A.D. 1976.
16. This bylaw may be cited as the "Burnaby Commercial Vehicle Licensing Bylaw 1962".

Read a second time this 13th day of November, 1962.

Read a third time this 13th day of November, 1962.

Reconsidered and adopted this 19th day of November, 1962.

"A.H. EMMOTT"  
REEVE

(Signed) "J.H. SHAW"  
CLERK

SCHEDULE "A"  
(BYLAW 8933)

<u>M.V.</u>	<u>Gross</u>	<u>Municipal Plate/</u>		
<u>Registration No.</u>	<u>Vehicle Weight</u>	<u>Fee</u>	<u>Decal No.</u>	
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

I (We) hereby make application for licences for \_\_\_\_\_ vehicles in accordance with

the particulars listed above, for the licence year 19\_\_\_\_ for which is tendered the fee of \$ \_\_\_\_\_.

Full Name of Registered Owner \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_ Signed \_\_\_\_\_  
(Owner/Agent)

The above mentioned person has paid the sum indicated by the cash register in respect of municipal vehicle licence(s) as indicated and is entitled to operate such vehicle(s) on any highway in the Municipality of Burnaby.

This licence is not valid unless dated and receipted by the Corporation of Burnaby cash register and is issued subject to all Bylaws of the Municipality and all other laws and Bylaws to come into force hereafter in the municipality.

APPENDIX "B" Repealed  
BYLAW 8171

APPENDIX "C" Repealed.  
BYLAW 6786