
APPENDIX A

REQUIREMENTS AND RESTRICTIONS ESTABLISHED UNDER THE MOTOR VEHICLE ACT FOR THE OPERATION OF COMMERCIAL VEHICLES

A vehicle is considered to be a commercial vehicle if it has the capacity to carry nine passengers (10 persons in total including the driver) or if it has a registered gross weight of or in excess of 4500 kg. As such, all motor vehicles classified as a bus under this guideline are considered to be commercial vehicles.

As commercial vehicles, any time a vehicle classified as a bus is used to transport students; the following rules governing the operation of commercial vehicles must be followed.

Drivers' Hours of On-Duty Time

As per the *Commercial Vehicle Drivers Hours of Service Regulation* (2007-39) established under the *Motor Vehicle Act* and the Federal *Commercial Vehicle Drivers Hours of Service Regulations* (Canada), (1) no motor carrier shall request, require or allow a driver to drive and no driver shall drive after the driver has accumulated 13 hours of driving time in a day and (2) no motor carrier shall request, require or allow a driver to drive and no driver shall drive after the driver has accumulated 14 hours of on-duty time in a day. The driver must take at least 8 consecutive hours of off-duty time before driving again.

The driver must have documentation in the commercial log book (see next section) of his/her on-duty time if traveling a distance in excess of 160 km (one-way) from the point of departure or participating in a trip which will not return to the point of departure at the end of the day (maximum of 14 hours of on-duty time) to begin a minimum of 8 consecutive hours of off-duty time. This would include most out-of-province and overnight trips.

It is important to note that "on duty" time includes all time that an individual works during a day including the time they spend driving. For example, if an individual came in to work at 8:00 a.m., worked until 4:00 p.m. and then drove a sports team to another area, coached behind the bench and then drove back, arriving home at 1:05 a.m., that individual would have more than 14 hours "on duty" time.

Commercial Log Book

The commercial log book is a record of the driver's actions and must be completed accurately whenever the commercial vehicle:

- a) is used for a trip out-of-province;
- b) travels more than 160 km (one-way) from its home terminal; or,
- c) is used on a trip of a duration of more than 14 hours (i.e., the driver does not return to the home terminal at the end of the day to begin a minimum of 8 consecutive hours of off-duty time).

For any trip meeting one or more of these criteria, the driver must complete the Driver's Daily Log and the Driver's Vehicle Inspection Report (found on the reverse side of the Daily Log).