

To: Board of Directors
From: Penny Wyger
Vice President, Business Services
Date: July 6, 2009
Re: Restated By-law No. 2A – Establishment of Fares Charged

EXECUTIVE SUMMARY

Pursuant to Section 8(3)(b) of the *Metrolinx Act, 2006*, the Board is required to pass a by-law in order to establish the fares charged for transit services. The attached by-law repeals the existing Greater Toronto Transit Authority By-law No. 2A and replaces it with a new Metrolinx By-law No. 2A. The new By-law does not change the rate of any existing fares. Section 2.14 of the By-law contains a minor wording change which provides increased flexibility to the Corporation by enabling it to introduce marketing programs to encourage increased ridership, or to promote special or seasonal events. This amendment reflects current practice. It is imperative that this By-law continue to retain the existing number (By-law No. 2A) as the By-law numbering is associated with the existing enforcement and ticketing process.

RECOMMENDATION

BE IT RESOLVED:

THAT the Board repeal By-law No. 2A of the former Greater Toronto Transit Authority (“GO Transit”);

AND THAT the Board approve a new By-law No. 2A regarding the fares that shall be charged for travel on the regional transit system and adjusting the wording of the by-law to enable the introduction of special marketing programs and special or seasonal events;

AND FURTHER THAT the Chair and Secretary be authorized and directed to sign restated By-law No. 2A of the Corporation.

BUDGET POSITION

As this is largely a housekeeping item, there is no budget impact.

ATTACHMENTS

Draft By-law 2A

Respectfully submitted,

Penny Wyger
Vice President, Business Services

Direct Dial: 416-869-3600 ext. 5532
Direct Fax: 416-869-1755
E-mail: Penny.Wyger@gotransit.com

BY-LAW NO. 2A

A by-law to establish the fares that shall be charged for transit services and establish the approximate routes, locations and frequencies of the transit services provided

METROLINX (the "Corporation")

BE IT ENACTED as a by-law of the Corporation as follows:

1. By-law No. 2A of the Greater Toronto Transit Authority is repealed and the by-laws contained herein shall become the by-laws of the Corporation with respect to the fares that shall be charged for transit services and establish the approximate routes, locations and frequencies of the transit services provided.

Definitions

- 1.1 In this by-law and in all other by-laws of the Corporation, unless the context otherwise requires:
- a) 'Table' means the Table of Fares attached hereto, dated July 13, 2009 with effect as of July 13, 2009;
 - b) "Tariff of Fares" means the Tariff of Fares No. 1 attached hereto, approved by the Board of Directors this 13th day of July, 2009 pursuant to subsection 8.1(3) of the *Metrolinx Act, 2006*.

2. FARES

FARES TO BE CHARGED

available to the public

2.1 The Tariff of Fares may be read by members of the public at the head office of the Corporation during regular business hours and at www.gotransit.com.

one-way ride

2.2 Except as otherwise provided in this By-law, the amount to be paid for a single one-way ride on a transit system operated by or for the Corporation is the applicable amount set out in the Tariff of Fares.

fares generally

2.3 The fare to be paid for:

- a) a adult ten-ride ticket;
- b) a student ten-ride ticket;

- c) a senior ten-ride ticket;
- d) an adult monthly pass;
- e) a student monthly pass;
- f) a senior monthly pass; or
- g) a group pass

is the amount in the appropriate column of the Table that is set out opposite the amount in the Single column of the Table that a passenger would pay under Section 2.2 for a single one-way ride.

*children under 5
years of age*

2.4 Children under the age five years may ride free of charge. No Child under the age of five years may ride on the transit system unaccompanied.

*children under 12
years of age*

2.5 Except as provided in section 2.8, the fare to be paid for a child under 12 years of age, but older than 5 years of age, is the amount in the half column of the Table set out opposite the amount in the Single column of the Table that a passenger would pay under Section 2.2 for a single one-way ride.

*more than one child
under 5 years of
age*

2.6 Notwithstanding Section 2.4, where an adult passenger is accompanied by more than one child who is not less than one year of age and has not reached his fifth birthday, the adult shall pay, in addition to his own fare, the fare prescribed in Section 2.5 on behalf of each additional child.

*child over 12 years
of age*

2.7 The fare payable by a child 12 years of age or over is the fare that would be payable by an adult passenger as determined under Section 2.2.

*children's group
pass*

2.8 Subject to 24 hours' notice and the confirmation that space is available, a children's group pass may be sold for the carriage of children as a group on the basis of half-fare of a one-way fare per child provided that,

- a) each child is under the age of 12 years or in full daytime attendance at an elementary school;
- b) the group consists of at least 20 children;
- c) the group is under adult supervision; and
- d) the group ticket is purchased at least 15 minutes prior to scheduled departure time;
- e) each adult accompanying the group will be required to pay the full adult fare as applicable.

*group pass
exception*

2.9 A group pass shall not be sold in conjunction with children's group fares.

day pass

2.10 A day pass shall be sold at a rate of two times the fare that would be payable by an adult, child or senior citizen, as the case may be, for a single one-way fare.

two-ride ticket

2.11 A two-ride ticket shall be sold at a rate of two times the fare that would be

payable by an adult, child or senior citizen, as the case may be, for a single one-way fare.

monthly passes

- 2.12 An adult monthly pass, a senior monthly pass or a student monthly pass shall be sold only at stations and agencies during their hours of operation.

group pass

- 2.13 A group pass is available to a group consisting of a maximum of five persons of whom at least one but not more than two are 18 years of age or over and is valid;
- a) on the date printed on the face of the pass for an unlimited number of rides on the transit system between the zones within the same transit corridor for which the pass is issued; and
 - b) for a trip that begins before 3:00 a.m. on the day after the date printed on the face of the pass to the originating point of the holder of the pass.

special fares

- 2.14 The Corporation may, from time to time, establish special fares for:
- a) package trips provided that the portion of the special fare applicable to transportation is not less than 77% of the regular fare otherwise provided in this by-law; ~~and~~ or
 - b) discounted marketing programs for the purpose of encouraging additional commuter ridership or promoting special or seasonal events.

*police officers
exempt*

- 2.15 No fare is required to be paid by a police officer as defined in Section 2 of the *Police Services Act* (Ontario) or a police officer of the Royal Canadian Mounted Police who is in possession of the official identification issued by the police services engaging such officer. For greater certainty, the benefit of this provision does not extend to any special constable, First Nations Constable, by-law enforcement officer, or any auxiliary or civilian member of a police force.

veteran's

- 2.16 On days that are for National or Provincial recognition of war veterans, no fare is required to be paid by: (i) a war veteran and any person accompanying him or her; or (ii) the immediate family of a deceased veteran, provided that such individual is carrying something that identifies his or her relation to the deceased veteran, including an identification card or service papers

*accessible
passengers*

- 2.17 If a proper authority is satisfied that a passenger has a disability that hinders his or her ability to travel alone, the passenger may purchase a ticket at the rate for that passenger as set out in the Tariff of Fares, that is endorsed by the proper authority as a party ticket for the carriage of both the passenger and an attendant accompanying him or her.

premium fare

- 2.18 Where more than one transit service is provided between two places by the Corporation, a local transit system, or a combination thereof, the Corporation may charge on any such service operated by it a premium fare and the amount of the premium fare shall be:
- a) for a single one-way fare, \$1.30 plus the amount of the fare set out in

the Tariff of Fares; and

- b) for a pass or 10 one-way tickets, the amount in the applicable column of the Table that corresponds to the amount in the Single column of the Table that is equal to 60 cents plus the single one-way fare payable under Section 2.2.

- refunds* 2.19 Except as provided by this By-law, no refund of fares shall be made.
- 10-ride refunds* 2.20 The amount of refund on the unused portion of a adult ten-ride ticket, senior ten-ride ticket or a student ten-ride ticket is determined by deducting from the amount paid for the ticket the product obtained by multiplying the greater of:
 - a) the number of rides machine cancelled and the number of rides punch cancelled, multiplied by;
 - b) the single one-way fare that would be payable for the same trip.
- monthly pass refunds* 2.21 Where a refund is claimed on a student monthly pass, a senior monthly pass, or an adult monthly pass, the pass shall be deemed to have been used up to and including,
 - a) the day the pass is returned in person to the offices of the Corporation; or
 - b) the date of the postmark on the envelope where the pass is mailed by the holder of the pass and received at the offices of the Corporation.
- calculating amount* 2.22 The amount of a refund on an adult monthly pass, a senior monthly pass and a student monthly pass shall be determined by deducting from the amount paid for the pass the amount obtained by multiplying:
 - a) the number of days the pass was deemed to have been used as determined by Section 52; multiplied by,
 - b) two rides per day; multiplied by,
 - c) the single one-way fare that would have been payable for the same trip.
- group or day pass advance sale* 2.23 An advance sale group pass or day pass shall be refunded at full value up to the date preceding the date printed on the face of the pass.
- labour disruption* 2.24 If a student monthly pass, a senior monthly pass, or an adult monthly pass has been issued for use during a period of time and during that period or any part of it a labour dispute occurs that prevents the use of the pass, the amount of refund shall be determined by dividing the amount paid for the pass by the number of days the pass was valid, multiplying that number by the number of days the pass could not be used, and rounding to the nearest five cents.
- administration fee* 2.25 Where a refund is eligible on any ticket or pass, an administration fee of 15% will be calculated and charged against the value of the refund.

3. Tariff of fares

3.1 Tariff of Fares is as appended to this by-law.

4. Table of fares

4.1 Table of Fares is as appended to this by-law.

5 ROUTES AND SCHEDULES

schedules

5.1 The Members of the Corporation may establish the approximate location, routes and frequencies of the transit services provided.

available on Internet

5.2 The approximate location, routes and frequencies of the transit services provided by the Corporation shall be as published in any schedule whether in paper or electronic form. The official version shall be the version as published on the Corporation's public web site from time to time. (www.gotransit.com)

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5.3 The Corporation reserves the right to change, modify or deviate from any posted schedule as necessary.

This by-law No. 2A is hereby consented to and passed by the Board of Directors of the Corporation, this the 13th day of July 2009 pursuant to Subsection 8.1(3) of the *Metrolinx Act, 2006*.

Chair

Secretary