



# COUNCIL QUESTIONS & ANSWERS

**Meeting date: July 24, 2017**

**Document date: July 31, 2017**

## **1. What is the legal rationale for revisions to the Business License Bylaw?**

In 2016, the Yukon Government (Scan) and First Nations (KDFN) made enquiries with the City about having Vehicle for Hire Company owners meet the same criminal records check as drivers in the industry had to meet.

Upon legal review, it was determined that the business LIC bylaw could be updated to require this level of criminal record check for the company owners. As well, there were other areas of the bylaw that could be updated as it relates to businesses that commonly require criminal records checks. It is common in other jurisdictions to regulate these other businesses with respect to criminal records. Those businesses being hawker peddlers and pawn shops/ second hand stores. As such, the Bylaw was amended accordingly to deal with all three groups.

During the review of the Business LIC bylaw, the Planning Department and the City Solicitor reviewed the legislation commonly in place in many other jurisdictions on this subject matter. Additionally, Bylaw Services provided letters to the VFH, hawker peddlers, and pawn shops/ second hand stores about the work being done on the bylaws. Prior to the bylaws coming forward into the bylaw process correspondence was again provided to all the companies on file and the Chamber of Commerce (re: the upcoming changes).

After the first reading, the Human Rights Commission (HRC) contacted administration after they heard a CBC comment about the business LIC bylaw. The HRC was promptly provided a copy of the proposed bylaw and they provided an opinion on what they felt could be tightened up on language and the case regarding refusing/revoking/or suspending a business LIC. As such, the City Solicitor reviewed those comments and adjusted some wording in the bylaw. This amended version of the bylaw was then brought forward to Council on the 24<sup>th</sup> for 1<sup>st</sup> and 2<sup>nd</sup> reading.