

M. C. 11 (2007)

1 **IN THE MATTER OF** the *Motor Carrier Act*
2 Chapter M-19, RSNL 1990 as amended (the “*Act*”), and
3 its subordinate regulations;

4
5 **AND**

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7 **IN THE MATTER OF** the application of
8 James Wiseman, o/a Gander Tours and Charters, (the “Applicant”)
9 for approval of an amendment to
10 Motor Carrier Certificate No. 6398.

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15 **WHEREAS** on August 27, 2007 the Board of Commissioners of Public Utilities (the “Board”) received
16 an application from the Applicant, completed in accordance with the said *Act* and Regulations, for approval of
17 an amendment to Motor Carrier Certificate No. 6398 to add the following service:

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19 REGULAR PUBLIC PASSENGER BUS SERVICE for the transportation of passengers and
20 their baggage at separate fares arriving and departing via charter aircraft from St. John’s,
21 Deer Lake and Gander to any point in the province of Newfoundland and Labrador and the
22 reverse thereof. This authority does not provide for the transportation of passengers and
23 their baggage on a regular basis between communities located on or accessed by the Trans
24 Canada Highway as restricted by the Motor Carrier Act;

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26 and

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28 **WHEREAS** after public notice, the Board received an objection to the granting of the application from
29 Dorman Roberts Limited; and

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31 **WHEREAS** the Board finds that a presumptive case against the granting of the application of the
32 Applicant has not been made, a public hearing is not necessary, and that the Applicant has met the
33 requirements of the *Act* and Regulations.

1 **IT IS THEREFORE ORDERED THAT:**

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1. The application of James Wiseman, o/a Gander Tours and Charters is approved.

DATED at St. John's, Newfoundland and Labrador, this 20th day of December 2007.

Robert Noseworthy
Chairperson & Chief Executive Officer

Darlene Whalen, P.Eng.
Vice-Chairperson

G. Cheryl Blundon,
Board Secretary