



# Technical Standards and Safety Authority

## Minutes of the Committee of Council Chairs Meeting

### September 7, 2017

Minutes of the Committee of Council Chairs (CCC) meeting of the Technical Standards and Safety Authority (TSSA) held at 9:00 a.m. on the 7<sup>th</sup> day of September 2017.

Teleconference: Brent Francis, Liquid Fuels Advisory Council, Lloyd Hall, Upholstered and Stuffed Articles Advisory Council, Bruce Haynes, Ski Lifts Advisory Council, Jane McCarthy, Consumers Advisory Council, Rod Philip, Operating Engineers Advisory Council, Steve Lawrence, Boilers and Pressure Vessels Advisory Council, Cindy Sypher, Amusement Devices Advisory Council.

Present: Dave Karn, Propane Advisory Council.

David Scriven, Acting President and CEO (Chair of Committee), Steve Robinson, Communications Manager, Kristian Kennedy, Sr. Policy Advisor, Stakeholder Relations, Supraja Sridharan, Advisor, Public Safety and Risk Management, Consuelo Esquivel, Council Coordinator.

Regrets: Kelly Leitch, Elevating Devices Advisory Council, Mike Shannon, Natural Gas Advisory Council, Peter Wong, VP Operations.

#### 1. Constitution of Meeting

D. Scriven called the meeting to order. He welcomed the Committee members, introduced new member, Brent Francis from the Liquid Fuels Advisory Council, and Lloyd Hall from the Upholstered and Stuffed Articles Advisory Council who had resumed the chairmanship. On the resignation of Jim Sanders from the Natural Gas Advisory Council, the chair has remained vacant. We will hold an election later this month.

For the Safety Moment, S. Robinson highlighted home safety preparations for the fall, and showed a Carbon Monoxide trailer for the Silent Killer campaign presently being shown at movie theatres.

#### 2. Approval of Agenda

The Committee approved the agenda of September 7, 2017 as presented.

#### 3. Approval of the Minutes

The Committee approved the minutes of January 12, 2017 as presented, as being a true and correct record of that meeting.

#### 4. Review of Action Items from Last Meeting

D. Scriven reported that there were no outstanding action items for this meeting.

#### 5. TSSA President & CEO's Report

In advance of the meeting, the Committee received the President and CEO's report, as well as the Bi-Annual Report of the Ministry of Government and Consumer Services under agenda item 5. These documents were treated as read.



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D. Scriven updated the Committee of key management positions both newly recruited (Kyoko Kobayashi, Chief Information Officer) and under recruitment (President and CEO, Director of Stakeholder Relations, and Director of Human Resources). He informed the Committee of Kristian Kennedy's promotion to Senior Policy Advisor of the Stakeholders Unit, and Supraja Sridharan's resignation from the Public Safety and Risk Management Department. He thanked Supraja for her significant contribution to risk management at TSSA and wished her well in her next employment.

D. Scriven spoke to the CEO report. He referred to TSSA's Board-approved Strategic Plan, now available on the website. He noted TSSA's commitment to cost-control efforts, which has enabled a fee freeze since 2013 and funding reserves for the 20/20 program. Following implementation of the 20/20 program, and consistent with the Strategic Plan, TSSA expects to conduct a more robust assessment of the business model supporting the fee schedule. In the interim, while the specific impacts of pending regulatory reviews on the financial position of TSSA will not be determined until later in the fiscal year, TSSA has determined that a fee review will be required to ensure all programs are cost recoverable within the current fee schedule structure. As a result, TSSA expects to commence engagement with stakeholders starting some time in fiscal year 2019 with an objective of completing the process and providing notice to enable a new fee schedule to take place starting in May 2019.

Early on, D. Scriven noted the government's decision to modernize the Upholstered and Stuffed Articles (USA) regulation, with a caveat of one more consultation. The government has proposed to reduce the scope of the USA regulation to bedding, mattresses and upholstered furniture. The USAAC did not hold meetings in the spring as the regulation was in limbo but is scheduled to meet on November 29.

D. Scriven briefly referred to MGCS' report, which had detailed the status of the regulatory review initiatives. The government intends to see through the final stages of the regulatory review, and is firmly invested in the work and interest of stakeholders. He noted a number of staff changes within the MGCS: Angela Coke, Deputy Minister has retired, replaced by Kevin French as Acting Deputy Minister; Glen Padassery, Assistant Deputy Minister, Hussein Lalani, Acting Director, and Nathan Fahey, Acting Manager, have all assumed new roles.

#### **6. Annual State of Public Safety**

S. Sridharan presented the slides which were shared with the Committee in advance. The Annual State of Public Safety Report (ASPR) will be available at the Annual General Meeting in October.

The safety results provided an overview of the 10-year period 2008-2017 and highlighted the top priority safety risks for TSSA for Fiscal Year 2017 and the process by which they are determined. S. Sridharan and D. Scriven responded to questions from Committee members.

At the upcoming Advisory Council meetings, an annotated version of the ASPR together with relevant compliance data particular to the council, will be presented.

#### **7. TSSA Website**

S. Robinson previewed the new TSSA website. It will have updated content management and design, more user-friendly navigation, A to Z drop down menus, etc. The new website will be launched in October.

#### **8. Roundtable Updates from Chairs**

Dave Karn said that the Propane Advisory Council held its meeting in April 2017. At that meeting, the Council received a proposal to change the acceptability threshold for the risk based scheduling. He noted that



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propane presents the lowest risk among fuels. Council fully supports the proposed permit approach to replace the current contractor audit program, noting that a regulatory review will be required before it can be formally considered. A good amount of information is discussed at the Risk Reduction Group.

Steve Lawrence announced his retirement. December 7, 2017 will be his final meeting of the Boilers and Pressure Vessels Advisory (BPV) Council. The Council is looking forward to wrapping up the regulatory review of BPV. In general, the stakeholders seem to be fine with the progress and believe that the regulatory review was long overdue. The outcome will solidify the industry as some BPV outfits have not been inspected. Council has drawn up a memorandum to TSSA and the Ministry of Government and Consumer Services outlining its concerns with the agriculture exemption. The memorandum includes data from insurance companies, such as size and scope of agricultural outfits.

Rod Philip stated that Council is keen on accelerating the review of the Operating Engineers regulation. From November 2016 to February 2017, various industry representatives met to discuss this topic with renewed focus on risk. The group came up with 25 recommendations. The document is available on the public registry through end of September 2017. The Task Group anticipates a final draft regulation before the end of the year. Council is expanding its membership matrix to add representation from the refrigeration industry.

Brent Francis said that the recent release of the Liquid Fuels Handling Code presents an excellent opportunity for a review/upgrade of training. Some stakeholders have raised concern about TSSA's audit attestation reporting guidelines, which form part of recent enhancements to the contractor audit program.

Cindy Sypher of the Amusement Devices Advisory Council said that the November 2017 Council meeting would focus on adopting the ASTM code, accessibility issues on waterslides, and the important topic of aging rides. Council awaits an update from the Ministry regarding code adoption.

Lloyd Hall reported that there have been several changes in the membership of the Upholstered Advisory Council. Following the government's decision on modernizing the USA regulation, Council would like to work with MGCS on responsible exemptions to the regulation. Some industries do not require regulation, whereas other industries must be regulated as they are importing into Ontario materials deemed unsafe. The government's intent to reduce burden on industry may in fact not be achieved in practice, as labeling will likely still be required in other Canadian jurisdictions that have licensing requirements for this program.

Bruce Haynes of the Ski Lifts Advisory Council spoke about the additional training for mechanics developed by OSRA. Originally planned in 2018, the training will take place in 2019 to allow TSSA to obtain required approvals. OSRA completed a review of the 2014 Z-98 Code Safety Checklist, which is under consideration by TSSA. TSSA needs to adopt the 2014 CSA code in Ontario as we are still using the 2007 CSA code. OSRA is working on a safety video called "Gravity" and anticipates funding from TSSA for this purpose. TSSA is also working on new signage "Look, Load and Lower." The Risk Reduction Group is discussing the subject of aging equipment as we have discovered the audit process may have to be revisited. Cindy Sypher commented that ADAC can benefit from SLAC regarding aging devices. Bruce Haynes offered to communicate with Cindy.

Jane McCarthy from the Consumers Advisory Council was pleased to report that the Skills Ontario competition was a success. The Council provides support from the Safety Education Fund for this event that places emphasis on encouraging young persons to consider a technical trade. The Council is also working on the recruitment of members for Council, and wants to find ways to support TSSA's Strategic Plan.

## 9. Information and Other Business

D. Scriven referred to the Information Item on NPSAC's draft strategic plan. He would welcome any questions members may have.



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Committee members proffered compliments on the Membership Guideline. They think that the document is a useful tool, and asked that it be circulated with Advisory Councils.

**Action:** C. Esquivel to include the Membership Guideline as an information item in Advisory Council meetings.

#### 10. Council Administration and Other Business

D. Scriven reminded Committee members of the Annual General Meeting in October. He encouraged Chairs or their designates to attend.

#### 11. In Camera

There was no in-camera session.

#### 12. Adjournment

The meeting adjourned at 10:58 a.m.