



# Technical Standards and Safety Authority

## Minutes of the Amusement Devices Advisory Council Meeting on October 22, 2014

Minutes of the Amusement Devices Advisory Council (ADAC) meeting of the Technical Standards and Safety Authority (TSSA) held in in Rooms 1433 and 1434 on the 14<sup>th</sup> Floor, Centre Tower, 3300 Bloor St. W., Toronto, Ontario at 10:00 a.m. on the 22<sup>nd</sup> day of October 2014.

**Present:** Virginia Ludy (Chair) Canadian National Exhibition, Mark Bingeman, Bingemans, Keith Brown, Ontario Place, Bill Carter, Jim Kong Amusements, Andrew Gidaro, , Peter Gismondi, Superior Events, Judi Smith (for Breckon Husband) Aon Risk Solutions, A to Z Fun Rentals, Bill Kane, North American Midway Entertainment, Ken Karns, West Fair District, Jane McCarthy (for Kathryn Woodcock), Consumers Advisory Council, Rick McMullen, 401 Mini-Indy Limited, Elaine Rennie, OAAS, Peter Switzer for Norm Pirtovshek, Canada's Wonderland, Cindy Sypher, Sypher & Associates Field Engineering Ltd., and Brendon Turner, Camp Quality Canada.

**In attendance:** Michael Beard, President and CEO (items 7 – 12 and 15, 17, 18), Erin Estok, Stakeholder Relations (all except item 16), Roland Hadaller, Director, Elevating and Amusement Devices (all items except item 16), Maram Khalif, Council Coordinator (all items except item 16), Josh Sorman, Advisor, Training and Certification (items 13), and Peter Wong, VP of Operations (all except item 16).

**Guests:** Richard Hustwick, Ministry of Government and Consumer Services (MCS) and Debbie Mann, Acting Executive Director of Festivals and Events Ontario.

### 1. Constitution of Meeting

V. Ludy, Chair, welcomed the Council members and called the meeting to order. The Chair introduced guests.

A roundtable introduction followed.

### 2. Approval of Agenda

Council members approved the agenda for October 22, 2014 meeting.

### 3. Approval of the Minutes

Council members approved the minutes of the March 12, 2014 ADAC meeting as drafted, as being a true and correct record of that meeting.

### 4. Review Action Items from Last Meeting

All action items were completed as highlighted except for one item regarding TSSA and Electrical and Safety Authority establishing a working group to focus on shared inspections and proper maintenance of devices.

A meeting will be held in November to address this action item. S. Silva is the lead for TSSA and Council were encouraged to contact him if they would like to participate in this working group.

### 5. Council Chair's Report

As part of the advanced materials for this meeting, Council received the Chair's annual report to TSSA's President and CEO, which was treated as read.



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

As part of the advanced materials for this meeting, members received TSSA's President and CEO's report regarding TSSA's key activities over the last quarter, which was treated as read.

M. Beard highlighted the establishment of the Ombudsman's Office, which was important development in support of transparency to the industry.

The establishment of safety awards was also highlighted. This initiative is to recognize a person or organization, which has demonstrated a commitment to public safety education and prevention. This initiative will engage both internal staff and external vendors. A communication launch detailing the criteria and the nomination process is underway.

Changes to TSSA's information systems were highlighted as a result change management initiative. Robert Pope, Chief Information Officer, will be lead for the change management initiative since most of the changes will affect information systems. One of its biggest components is TSSA 20/20, which will have considerable impact on the business in terms of efficiency and cost. This initiative has a timeline of two years.

TSSA is still in the process of recruiting a permanent Chief Financial Officer.

### 7. Priority Safety: Cost Compliance

This is one of the four priority issues identified for the next three years. An update for this item was deferred to the next meeting.

### 8. Priority Safety: Harmonization

J. Javier and C. Sypher reported to Council that the American Society for Testing and Materials (ASTM) and Canadian Standard Association (CSA) completed the harmonization of the Amusement Devices Safety Standard, which was published in both English and French in 2014. Canada's Wonderland was acknowledged for their contribution.

Further discussions ensued around the cost of membership and the benefits of ASTM's membership. An acknowledgment was also noted for Gord Kanani, a former employee of TSSA, who led the harmonization process. Without his leadership and dedication, harmonization would not have been possible.

The tentative timeline for adoption of the standard is within one year.

The publication of the standard document concludes this priority safety issue.

### 9. Annual State of Public Safety Report and Amusement Devices Safety Compliance Information

As part of the advanced materials for this meeting, members received the Annual State of Public Safety Report, which forms part of the record of the meeting and was treated as read.



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With the aid of a PowerPoint presentation, which forms part of the record of the meeting, P. Wong highlighted the composite safety status and R. Hadaller followed by providing a specific safety status for amusement devices industry.

The increase shown under the FY2012/2013 for occurrences was noted. Council requested detailed information to be provided at the next meeting around the occurrences increase that was provided in the presentation.

High-level discussion ensued around incident reporting and its impact on the data presented. In order to have an accurate data, the need to gather more information around the rides per year from the industry was also highlighted. This is an ongoing issue and an outstanding action item for this council.

Having a checklist of what to do when hiring a ride operator such as permits, licenses and/or insurance was discussed. D. Mann will follow up offline on how to accomplish a checklist for businesses hiring operators. TSSA was working on having the capacity to provide an online tool to confirm the registration and other standard information, such as, licenses as part of its TSSA 20/20 technology initiative.

Under risk of injury or fatality by cause, high-level discussion ensued around the impact of external factors on the data. The focal point of the data illustrated the need for improvement for safety and the use of public education.

### 10. Priority Safety: Public Education Seasonal Update

With the aid of a PowerPoint presentation, which forms part of the record of the meeting, R. Tombran-Jarvis presented amusement devices public education activities and an update on the ambassador's pilot program.

She illustrated to the Council how the onsite observation program worked and how it engaged with the targeted subjects by using wristbands and online contests. Some Council members were interested in learning more about the dialogue used at the onsite observation program. Sharing the findings with other media, such as, teen magazines was recommended.

Ambassador Program Pilot Update: The work conducted at waterparks was presented and the overall improvement of the program was highlighted.

Further discussions ensued around what were the next steps now that public education is found a major factor affecting safety at waterslides and go-karts sectors. Sustaining the program through the organizations was considered as a means to continue to modify the targeted subject's behavior. Some Council expressed interest in participation of the ambassador's program.

It was also noted that some parks had their own internal policies on safety. The sector is aware of the 90% rider error and some organizations were working on ways to reduce that number.

Council continued to support the efforts of the Research and Public Education Department and encouraged TSSA's management to provide the necessary budget to continue the program to find ways to influence rider behavior.

### 11. Ministry of Government and Consumer Services

R. Hustwick reported to Council the changes made to the Ministry since the provincial election in the summer including the appointments of the Honourable Minister David Oraziotti, and Deputy Minister, Wendy Tilford.



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TSSA and MGCS have undertaken a regulatory renewal project, in which a systematic regulation review process will be developed.

He also highlighted the status of other ongoing initiatives such as propane regulation review, Condominium Act review and Administrative Authorities monetary penalties to ensure compliances.

### **12. Introduction of TSSA's External Ombudsman**

As part of the advanced material for this meeting, which will be part of the record of the meeting, Council received the Ombudsman's charter, which was treated as read.

With the aid of a PowerPoint presentation, which forms part of the record of the meeting, S. Cooke presented the background information on how the Ombudsman's office was developed; examples of how the office can help the industry; and her contact information. She reassured the Council of the independence and confidentiality of this office.

She also encouraged Council to invite her to their association meetings to introduce the Ombudsman's office.

### **13. Training and Certification Advisory Board (TCAB) Update**

J. Sorman provided an overview of the TCAB activities. A subcommittee was established to focus on ways to reduce the Amusement Devices Mechanics (ADM) practical hours. In regards to waterslides' practical hours, J. Sorman will follow up offline with M. Bingeman to receive his feedback. In the meantime, R. Hadaller and J. Sorman developed an interpretation document (with the goal of developing an interpretation bulletin) of what tasks the regulations allowed uncertified worker to perform.

The other activities under TCAB were highlighted such a skill passport improvement and having a systematic review in place for TCAB related issues.

ACTION: J. Sorman will follow up on the practical hours for waterslides with M. Bingeman.

### **14. Engineering Review Process Task Group Update**

R. Kremer reported to Council that the amusement devices design review process was modified to be separate from ski lifts and elevating devices. The turnaround times have been reduced to two weeks and Council acknowledged the changes were working effectively.

TSSA is taking steps to address the industry's concerns around the engineering review process. Council was encouraged to be cognizant of being responsive to follow up questions in a timely manner.

### **15. Ministry of Labour (MOL) and TSSA's Pilot Program Update**

S. Silva provided an update regarding TSSA and MOL pilot project involving shared inspections in the Central West region of Ontario. The focus was on portable rides at fairs. He reported to Council the feedback of this project was positive and the MOL were pleased with the result.

Further discussion ensued around performing the coordinated inspections and the impact some of them had on business where they caused shutdowns during busy times. It was reiterated that operational inspections were required and the onus was on businesses to ensure they were compliant to avoid shutdowns.



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High-level discussion ensued around revising the amusement devices guideline for best practice, which was drafted by TSSA and MOL.

A brief discussion ensued around operational fees. It was noted that since the fee changes, the operational fee process has been made revised.

In light of the success of the pilot project by TSSA and MOL in Central West region, similar projects may be presented to other regions and update will be provided as information becomes available.

### 16. Questions on Information Items and Other Businesses

Council acknowledged the services of Marc Tevyaw and Roland Hadaller.

Council also noted the confusion of using acronyms when speaking at the meeting. The Chair requested to have first names spelled out on the agenda.

ACTION: First and last names will be spelled out on the agendas in the future.

### 17. In Camera

Council members met *in camera* without management and guests.

The Chair sent the following comments after the meeting and an update will be captured in the action plan at the next meeting.

*Condensed action items sent after the meeting:*

Sonny Silva-Council felt that Sonny Silva should be complimented on the way in which he has performed during the transition into his new position.

Public Education Ambassadors Program-Council continues to support the need for a public education program to help change rider behavior. Council would like a working group consisting of Council member reps and TSSA staff to be formed immediately to work collaboratively on enhancing the public education program in the hopes of making it more effective in driving the safety message to change user behavior.

Ombudsman-Council members wanted to express their support for the establishment of TSSA Ombudsman's office.

Annual State of Safety Report-Council would like TSSA to drill down in the data collected from industry to determine the reason for the spike in incidents in 2012/2013.

Reports Presented at Council-Council would like to review all reports and presentations prior to the meeting.

### 18. Termination

The meeting was terminated at 12:30 p.m. **The next meeting is scheduled for March 5, 2015.**