



Technical Standards and Safety Authority

Minutes of the Elevating Devices Advisory Council Meeting on April 12, 2018

Minutes of the Elevating Devices Advisory Council meeting of the Technical Standards and Safety Authority (TSSA) held in the Ontario Boardroom, 345 Carlingview Drive, Toronto, Ontario at 9:00 a.m. on the 12th day of April 2018.

Present: Kelly Leitch, KONE Inc. (Chair); Peter Beerli, Thyssenkrupp Elevator Ltd.; Stan Jones, Building Owners and Managers Association (BOMA); Rob Isabelle, KJA Consultants Inc.; Lisa Konnry, Schindler Elevator Corporation; Jane McCarthy, Consumers Advisory Council; Haroon Nuri, Toronto Transit Commission; Derek Petri, York Region District School Board; Michael Sentenai, Del Property Management/ACMO; Magdi Hannah for Rick Sokoloff, Quality Allied Elevator Inc; Dan Vinette, International Union of Elevator Constructors (IUEC); Phil Warne, Canadian Elevator Contractors Associations (CECA).

Bonnie Rose, President & CEO; David Scriven, Vice President, Safety and Strategy; Peter Wong, Vice President, Operations; Georgina Kossivas, Chief Financial Officer; Roger Neate, Director, Elevating and Amusement Devices; David LeVasseur, Member, Safety Awards Committee; Denis Caza, Public Safety Risk Analyst; Nameer Rahman, Policy Advisor, Stakeholder Relations, Lara Isiolaotan, Policy Research Advisor; Consuelo Esquivel, Council Coordinator.

Guests: Ministry of Government and Consumer Services (MGCS): Glen Padassery, Assistant Deputy Minister; Nathan Fahey, Sr. Program and Policy Analyst; Richard Hustwick, Sr. Policy Advisor.

Regrets: John Egan, Field Advisory Committee; TSSA: Dean McLellan, Incident Management Specialist; Joshua Sorman, Team Leader Certifications and Examinations.

1. Constitution of Meeting

K. Leitch, Chair, called the meeting to order at 9:00 a.m. The Chair welcomed Council members and TSSA's new President, Bonnie Rose.

For the safety moment, in response to safety hazards identified by the Fuels program, two films were presented on the dangers of grease fires in the kitchen. A member proffered compliments. Many elevator owners have the capability to put up promotional videos in elevator cars. R. Neate agreed that TSSA aims to do that and added that shorter videos are in production for YouTube and the social media platforms.

D. LeVasseur promoted the upcoming Safety Awards. He referred to information on the website and urged Council members to nominate persons deemed worthy of TSSA's Safety Award.

2. Approval of Agenda

Council members approved the agenda for the April 12, 2018 meeting as presented.

3. Approval of the Minutes

Council members approved the minutes of the October 25, 2017 meeting as drafted, as being a true and correct record of the meeting. The minutes had been shared with Council beforehand.

4. Review Action Items from Last Meeting

For the pending action, R. Neate noted that further discussion on electronic logs will take place in EDAC's meeting in the fall of 2019.



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For the other pending item, he had reached out to Council members who had expressed interest in discussing ways of implementing the Maintenance Control Program (MCP) but had not gotten confirmation. Council members Dan Vinette, Phil Warne, and Peter Beerli indicated their interest. They will inform Dean McLellan accordingly.

Action: Formation of a working group on MCP changes. D. McLellan to organize.

5. TSSA President & CEO's report

Bonnie Rose, newly designated President and CEO, expressed her enthusiasm in meeting with the Elevating Devices Advisory Council. She provided a little more information about her career as a brief background had been provided in advance. She would like to take on a listening tour of all advisory councils and looks forward to receiving feedback from all stakeholders. This was well received by the members of EDAC.

As part of the advanced materials for this meeting, members received the President and CEO's report regarding TSSA's key activities over the last quarter, which was treated as read. D. Scriven updated Council on the status of the Value for Money audit by the Auditor General of Ontario, and plans for engaging advisory council members on the design of a customer portal, which forms part of the 20/20 project.

6. FY 19 Fee Review

G. Kossivas elaborated on the presentation slides which were shared with Council in advance of the meeting. She provided the rationale for the fee review and stressed the guiding principles behind the process. There were a number of questions which G. Kossivas responded to.

All programs will undergo fee reviews in FY 19, except for BPV Certificate of Inspection fees and USA which have been completed as a result of recent regulatory changes. The aim is to reduce cross-subsidization of TSSA programs. The committee noted and discussed next steps with the "punitive" inspection fees, which are currently not being applied pending a review of their effectiveness. R. Neate reminded Council of the importance of scheduling inspections in a timely manner and of the Declaration of Compliance, a policy often overlooked by clients.

7. Safety and Compliance Report

D. Caza spoke to the presentation which was shared with Council beforehand. There were a couple of questions which he answered, such as definition of 'open occurrences' and the extent of data made available by insurance companies.

R. Neate confirmed that the issue of declining trends in compliance rates remains a concern to TSSA. As a result, he advised that TSSA will take action to restrict the licenses of contractors who continue to have low compliance rates.

Council members discussed some of the potential root causes of the levels of non-compliance, including the availability of skilled personnel, the respective roles of owners and contractors. In particular, Council members noted the contribution of MCP requirements, in particular related administrative requirements as a contributing factor. Council encouraged TSSA to continue to work collaboratively with the contractors and owners to identify opportunities to improve compliance.

8. Communication with Owners and Managers and Safety Issue (Seniors and Elevators)

R. Neate spoke to the item. He advised Council of TSSA's meeting with the Canadian Elevator Contractors Associations (CECA) and Retirement Homes Regulatory Authority (RHRA). TSSA continues



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to promote elevator and escalator safety through videos and vignettes on social media. R. Neate distributed the latest pamphlet "Keeping Seniors Safe."

9. Public Education/Awareness

The item was discussed in conjunction with item 8 above. R. Neate called on Council to share information about the Ontario Skills Competition scheduled in the next weeks at the Toronto Congress Centre. This is one means of raising awareness on the shortage of skilled labour in industry and enticing youth to enroll in technical colleges.

10. Ministry of Government and Consumer Services' update

Glen Padassery updated Council on the Elevator Availability Action Plan. In March, Bill 8 was introduced. Bill 8 will amend the Technical Standards and Safety Act to give the TSSA new powers around the ability to apply Administrative Monetary Penalties (AMPs) and specific data collection requirements, subject to supporting regulations.

G. Padassery detailed the process by which bills are considered for approval. Once Bill 8 is passed, the government plans on creating standards for repairs and prescribed timelines for resumption of service. It will appoint an authority to oversee and enforce requirements. The new regulation is expected to be introduced within the next two years. He added that the repair stipulation of 7-14 days, originally proposed in the Private Member's Bill, was not included in draft Bill 8. The elevator availability study concluded that data will need to be collected first in order to develop standards.

There were a number of comments from Council.

- The difference in cost of adopting MCP and delivering service remains unresolved.
- The impending changes come at an inopportune time when the change in Minimum Wage comes into effect, resulting in higher operational costs.
- A new Condominium Act will be released which will require condominium owners to receive training to alleviate problems in elevator reliability.
- The issue of aging elevator parts and equipment.
- Safety and Reliability should be tackled as separate issues.
- Labour: the lack of qualified mechanics and gaps in apprenticeship, along with modernization and changes in technology. The need to certify foreign-trained labourers, and the need to incorporate elevating devices in school study programs.
- The need for improved architectural design, and the need to engage architects and building developers in the conversation.

11. Open Data Initiative and MCP

The item was discussed at length under item 7.

12. B355 – Accessibility RRG update

R. Neate spoke to the item. The code restricts access to B355 Lifts to mitigate hazards such as misuse, overload, and crushing. MGCS has asked TSSA to explore ways of safely removing restricted access safety requirements. TSSA has organized an RRG to assess safety hazards and mitigations in connection with B355 lifts. The first meeting took place on February 8, 2018.

13. Field Advisory Committee update

J. Egan sent his regrets. He provided written updates from the Field Advisory Committee which were shared with Council at the time of the meeting. There were no comments from Council.



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14. Code Adoption Document (CAD) – Amendment Process

N. Rahman described the amendment process for CADs through presentation slides which were shared with Council in advance of the meeting. A member raised concerns about the one-way simplistic flow. N. Rahman clarified that the flowchart by no means intends to sidestep important stages. Today's presentation is a summary of the process.

Rob Kremer was asked when the CAD amendment is expected. It will be distributed to Council for their review within the next days.

15. Questions and Other Business

- The Chair introduced the topic about the changing labour landscape in the elevating industry and the need to secure skills now to keep abreast with modernization. S. Jones handed out a news article by Kevin Baker regarding the hidden costs of improving Ontario's elevator service. S. Jones added that it is essential to ensure the right skills are being developed and that the right training is incorporated in schools. For instance, he had discovered that the subject is not included in high school curricula. There are academic and apprenticeship gaps. There is also a lack of a clear directive for accrediting foreign-trained mechanics and how they can be allowed to enter the Ontario labour market.
- The Chair acknowledged the renewal of membership on Council by Stan Jones, Jane McCarthy, Derek Petri, Rick Sokoloff, Dan Vinette, Phil Warne, and himself – Kelly Leitch. He noted that new building developers and architects are not represented on Council, a fact that should probably be considered.

The Chair thanked Council for the lively debate at today's meeting. He encouraged members to participate actively and suggest agenda topics for the next meeting.

16. Adjournment

The meeting adjourned at around 12:15 p.m. Council met in camera without TSSA staff and guests.