

December 2006

Transitional Hours of Service Enforcement Policy

Communications Objective

To make industry stakeholders aware that there will be a period of educational enforcement of the new Canadian hours of service regulations to June 30, 2007.

Background

- The new federal Commercial Drivers Hours of Service Regulations, published in the Canada Gazette Part II on November 16, 2005, are set to come into force January 1, 2007. The regulations govern the operation of extraprovincial motor carriers (i.e. 'federal' carriers that operate between two or more Canadian jurisdictions or between Canada and the U.S.). All provinces and territories expect to enact local regulations in sync with the federal rule for intraprovincial undertakings.
- Jurisdictions are striving to meet the January 1, 2007 deadline for national implementation, although most have confirmed they will be delayed slightly in the implementation of their own regulations for intraprovincial transport (*please see appendix next page*).
- A period of educational enforcement of six months to June 30 has previously been agreed to, with full enforcement of the rule set to begin July 1, 2007.

Enforcement Policy

- All federally regulated carriers and drivers will be required to operate in compliance with the new federal regulations as of January 1, 2007.
- Intraprovincial carriers and drivers will be expected to comply with the new rule as soon as their respective new provincial/territorial regulations become effective in the new year (*please see appendix next page*).
- During the transition period to June 30, 2007, carriers will be provided at roadside with feedback and the required information to understand and comply with the new regulations.
- In cases of violations, enforcement action consisting of warnings up to and including out-of-service declarations will be taken at roadside and during facility audits to ensure road safety.
- Jurisdictions reserve the right to lay appropriate charges in the most serious cases and/or upon incidences of repeated violations and multiple warnings, and carriers and drivers will be tracked accordingly.

Targeted Intraprovincial Regulation Implementation

BC –	March 1, 2007
AB –	TBD, provincial consultations under way
SK –	April 1, 2007
MB –	March 1, 2007
ON –	January 1, 2007
QC –	March 1, 2007 ¹
NB –	March 1, 2007
NS –	February 1, 2007
PE –	January 1, 2007
NL –	January 1, 2007
NT –	April 1, 2007
YT –	February 1, 2007

Note:

Specific questions with respect to provincial enforcement of intraprovincial operations should be directed to provincial authorities.

¹ Quebec will apply the new regulations to its intraprovincial carrier and driver population by policy as of January 1, 2007.