



Technical Standards and Safety Authority

Minutes of the Plenary Meeting of the Amusement Devices, Elevating Devices and Ski Lift Plenary Advisory Council
Meeting on September 20, 2022

Minutes of the Amusement Devices, Elevating Devices, and Ski Lift Devices Advisory Councils plenary meeting of the Technical Standards and Safety Authority (TSSA) held by teleconference at 9:00 a.m. on the 20th day of September, 2022.

Present: ADAC: Vince Brennan, Ontario Association of Agricultural Societies (OAAS); Keith Brown, BOPS Inc.; Bill Carter, Jim Kong Amusements Inc.; Chris Clarke, Canadian Association of Amusement Operators; Mike Cruz, Canadian National Exhibition (CNE); Andrew Gidaro, A to Z Fun Rentals; Darryl Hore, Caliber Eng. Corp.; Janice Jeffreys, A.E. Jeffreys Insurance Brokerage House Inc.; Michelle Playfair, Bigemans Inc.; Peter Switzer, Canada's Wonderland; Cindy Sypher, Sypher & Associates Field Engineering Ltd.; Andreas Tanzer Proslide Technology Inc.; Kathryn Woodcock, TSSA's Consumers Advisory Council.

EDAC: Mack Csaszar, UCEL Inc.; Trevor Doell, Thyssenkrupp Elevator LTD; Ahmad Husseini, TSSA's Consumer Advisory Council; Rob Isabelle, KJA Consultants Inc.; Stan Jones, (Alt. Chair) BOMA & Northern Realty; Chris Kelesis for Haroon Nuri, Toronto Transit Commission; Lisa Konnry, Schindler Elevator Corporation; Jim Miller; Derek Petri, York Region District School Board; Hugh Richards for Patrick Yeung, Otis Elevator Inc.; Bogdan Rus, for Doug Guderian, CECA & Elevator One Inc.

SLAC: John Ball, Canadian Ski Instructor Alliance; Ward Bond, Bond Ski Lift Installation; Tom Cavers, Beaver Valley Ski Club; Brian Edwards, Edwards Insurance Brokers; Murray Frankcom, Leitner Canada; Dave Mathewson, Mount Pakenham Ski Area; Candice Micucci, Canadian Ski Patrol System; Kevin Nichol (Chair), Ontario Ski Resorts Association (OSRA); Mark Rutherford, Brimacombe; Robert Sheridan, Blue Mountain Resorts LP.; Sarah Simons, Kenny Engineering Inc., Christine Simpson, Consumers Advisory Council.

TSSA: Alexandra Campbell, VP, Communication & Stakeholder Relations; Viola Dessanti, Director, Strategic Analytics (item 08); Olga Dias-Sousa, Executive Assistant; Danielle Fernandes, Advisory Council Coordinator; Kelly Hart, Assistant General Counsel (item 06); Kristian Kennedy, Manager, Government Relations; Roger Neate, Director, Elevating and Amusement Devices Safety Program; Bonnie Rose, President & CEO.

Guests: Diana Bosnjak Technical Safety Unit, Ministry of Public and Business Service Delivery (MPBSD); John Egan, Schindler Elevator Corporation; Sahra Kassim, Senior Policy Advisory (Acting) MPBSD; Erik Lockhart, Smith School of Business, Queens University (item 05); Erick Morales, Manager (Acting), Technical Safety Unit, MGCS; Sheila Johnston, ASL-English interpreter; Roman Pizzacalla, ASL-English interpreter; Peter Richardson, Smith School of Business, Queen's University (item 05); Amanda Yang, Policy Development Intern, MPBSD.

Regrets: Cliff Ayling, PCL Constructors Canada Inc; Trevor Doell, TK Elevator (Canada) Ltd.; Kelly Leitch, Kone; Kevin Nichol, Ontario Snow Resorts Association (OSRA); Craig MacDonald, Caledon Ski Club; Dave Mathewson, Mount Pakenham Ski Area; Jay Millar, Main Events Fun & Games; Michael Sentenai, Del Property Management/ Association of Condominium Managers of Ontario (ACMO); Brendan Turner, Camp Quality Canada.

1. Welcome & Constitution of Meeting

S. Jones, filling in for the chair, called the meeting to order at 9:00 a.m.

Safety Moment

For the safety moment, Council was shown a short video with safety tips for autumn driving.

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2. Adoption of the September 20, 2022 agenda

The agenda was adopted as presented.

3. Approval of the March 2, 2022 meeting minutes

The minutes were approved as presented.

4. President and CEO Report

B. Rose spoke to this item referencing the material shared in advance of the meeting. She highlighted strategic milestones from the last fiscal year, the goals for Year 6 of the Strategic Plan and how these activities meet advisory council concerns, such as inspector consistency and requests for faster code adoption. B. Rose also provided an update on TSSA labour relations, noting that negotiations with the engineers' union are going well. The negotiations with the inspectors' union resulted in a strike. She explained that TSSA has a contingency plan to maintain public safety while reducing disruption for business.

A member asked an unrelated question about the shortage of skilled labour. Skilled tradespersons from Manitoba want to work in Ontario, and in some cases work for the same companies that are on the Ontario side of the provincial boundary, but cannot work in the province with ease. B. Rose suggested taking the matter offline and will follow-up with the member.

5. Strategic Planning

B. Rose introduced E. Lockhart and P. Richardson who undertook a consultation on TSSA strategic planning and shared an update on the consultation feedback and presented a draft of a proposed strategic plan. P. Richardson noted that the consultations were comprehensive, both with TSSA advisory councils and one-on-one with associations, companies and government.

A member asked how industry can help TSSA executive leadership understand or hold to account staff who are not making data-driven or outcome-based decisions. B. Rose replied that this is an issue that TSSA will have to take back and consider as part of the strategic planning process. Another member commented that the proposed strategic plan is very academic in its language. It needs to be broken down and drafted in plain language. B. Rose suggested that the basic buckets need to be conceptualized, then TSSA can provide more practical details. Another member agrees about the academic nature of the proposed strategic plan. He added that TSSA customers need to buy into the strategic plan from the grassroots so that it can get traction.

An online feedback questionnaire was provided to meeting participants. E. Lockhart verbally reviewed the feedback following the completion of the questionnaire.

6. Ministry of Public and Business Service Delivery Report

E. Morales provided a ministry update, highlighting the new ministry name, new minister and new memorandum of understanding with TSSA and policy projects currently underway in government, including Red Seal designation for fuels certificates and gas fitter harmonization with other provinces and territories.

There were no questions from the plenary.

7. Historic/Lapsed Authorizations Report



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K. Hart spoke to this item. She provided an overview of the lapsed authorization program and detailed the historic lapsed authorization process, which goes back five years to tackle older lapsed registrants. She clarified that the project applies to devices, not certificate-holders. She reported on progress in clearing up lapsed authorizations. She noted lapsed authorizations has now been incorporated into Operations and is no longer in project mode. TSSA Customer Management Supervisor Monifa Barnes oversees day-to-day operations now.

The Chair asked if there is a cost-recovery process for lapsed authorizations once an inspector is dispatched. K. Hart replied that the cost of the inspection is billed to the customer. He asked at what point lapsed authorizations affect the risk score of the device. K. Hart said they will affect risk scores, but TSSA has not yet determined how. Another member asked about the relationship between fatalities and incidents and lapsed authorizations. K. Hart commented that she does not have the data on hand, but anecdotally was aware that there have been injuries with elevating devices related to unauthorized devices. She added that this would be a larger matter than just lapsed authorizations and prosecutions would likely result in the event of a fatality or serious injury.

8. Safety & Compliance Report

V. Dessanti provided a safety and compliance update. She covered the state of safety for all TSSA-regulated sectors. She then provided an overview of safety and compliance data for elevating devices, amusement devices and ski lifts.

Questions were deferred to the end of agenda item #9.

9. Revised Risk Score

V. Dessanti spoke to this issue. She noted that changes are being considered this year so that the risk score is more rigorous and data-driven for classification of devices and operators in terms of their low-, medium- and high-risk status. A revised risk score is critical to an outcome-based regulatory model since the new business model and outcome-based regulatory activity is generating better quality data. Updates will be provided as the project rolls out.

A member asked if TSSA can show how many mechanics, devices and contractors are added/removed annually as part of the data presentation. V. Dessanti replied that she will look into the feasibility of incorporating this data. A member asked what constitutes non-permanent injuries for amusement devices. V. Dessanti indicated that examples include bumps, bruises, scratches, and jolts that cause bodily pain. A member asked if there are lists of injuries broken down by device type and is it available to stakeholders. V. Dessanti advised that it is in the data tables of the annual safety report and more detailed information can be shared. A member asked if TSSA reviews the data on a per unit basis to address the large volume of elevating devices added in the province each year. V. Dessanti clarified that the observed injury burden looks at the severity of incidents normalized by the overall population of Ontario. A member asked how risk is determined for ski lifts and how Ontario compares with other provinces as well as the United States. V. Dessanti explained that the risk of a device is influenced by the past three inspections plus any recent incidents and noted that jurisdictional benchmarking is difficult because of context, so it is not very helpful to simply compare Ontario and other jurisdictions. A member asked how orders issued by inspectors relate to injury and incident reduction. V. Dessanti explained the orders are risk-ranked ahead of time, before inspections take place. That in turn contributes to a device's risk score along with any incidents associated with the device. She noted the appendix to the presentation lists the most frequent high-risk orders on elevating devices.

Actions: V. Dessanti to share injuries per amusement device with Andreas Tanzer.



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10. OASIS Release 3 Update

D. Brazier provided a brief update on the OASIS program. Due to the labour disruption TSSA has had to adjust its schedule and is anticipating a March, 2023 release date for Release 3. The date for the release of Release 4 is being rescheduled too.

There were no questions or comments from the plenary.

11. Fee-related Updates

D. Brazier spoke to the new business model, noting it has performed as expected. A few adjustments were made to the fee model over the past year. He noted lapsed authorizations project brought in some additional revenue. He referenced the need for inflationary fee increases, noting that the increases are applying to Fuels and Boilers and Pressure Vessels and not anticipated for Elevating Devices, Amusement Devices and Ski Lifts.

A member asked if fewer inspections explains why these programs have savings. D. Brazier explained that savings were the result of training and employee development that happened remotely, staff meetings were all virtual so a number of areas resulted in savings. Money was saved on the vehicle fleet due to reduced travel time, but there were no savings on the overall number of staff or inspections. A member asked about the overall cost per device, and if there is a trend to be discerned with the addition of efficiencies and technologies. D. Brazier said TSSA does look at cost per device. It is a key performance indicator of government oversight of TSSA.

12. Stakeholder Engagement Update

12a) Customer Value Survey

K. Kennedy provided council with the results of the TSSA customer value survey, undertaken by Forum Research Inc. from February to April, 2022.

There were no questions or concerns from the plenary.

13. Industry Prioritization Cross-Sector Update

R. Neate presented an overview of the priorities raised by the Elevating Devices, Amusement Devices and Ski Lift Advisory Councils and provided TSSA's response and rationale for each priority. He mentioned two priorities. He noted P. Switzer submitted material for consideration on the AD Mechanic accreditation. The only other item was continuing education for the ski lift sector and that was complete. K. Kennedy indicated that he would update material related to issue prioritization.

Priority	TSSA's Response (Classification of priority)	Status
Amusement Device Mechanic Accreditation	Under Investigation	On Hold
Ski Lift Continuing Education	TSSA Priority (High)	Complete

K. Kennedy briefly enumerated priorities raised by the other advisory councils. He opened the floor to questions and/or comments.

There were no questions or comments from the plenary.



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Adjournment

The meeting adjourned at approximately 12:30 p.m. Council members held a council-only in-camera session with their respective councils followed by an in-camera session with B. Rose.