



Construction/Safety Standards for Small Craft

**Webinar Presentation
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Transport Canada

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RCC – The Way Forward

- An initial 29 item RCC Action Plan was announced in December 2011. We are now entering the final months of the initial Action Plan.
- In recent Canada Gazette and Federal Register consultations, PCO/OIRA received stakeholder submissions representing 160 organizations. Canada and the US are committed to another phase of work and PCO/OIRA are considering input received with Departments.
- Canada and the US will develop an outline of a forward plan for regulatory cooperation by the Spring, building on progress to date and lessons learned through the implementation of the initial Action Plan.
- Both governments plan to engage stakeholders in the development of the next phase of work.



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Overview of the Initiative

The Regulatory Cooperation (RCC) Council
Marine Transport Working Group:
Construction Safety Standards for Small Craft
includes four Action Items:

- 1) Align the regulations and standards for construction of pleasure craft/recreational boats;
- 2) Align the compliance monitoring program;
- 3) Develop a joint harmonized safety defects and recall program; and
- 4) Establish an ongoing alignment mechanism for standards, compliance monitoring, and safety recall program.



Action Item 1 – Align the regulations and standards for construction of pleasure craft/recreational boats

Progress Update

- Transport Canada Marine Safety and Security (TCMSS) has drafted an interim policy for acceptance of ABYC standards as an alternative to the Canadian Standards TP1332:
 - *The Policy is an interim solution until the regulations could be amended to incorporate the ABYC standards by reference.*
 - *The Policy was presented at the Transport Canada National CMAC Standing Committee on Construction and Equipment in November and at the NMMA compliance seminar in Nashville in December.*
 - *The Policy was well received by industry.*



Action Item 1 – Align the regulations and standards for construction of pleasure craft/recreational boats

Progress Update

- TCMSS should adopt the interim Policy in February 2014.
- TCMSS has drafted a Memorandum of Understanding between TCMSS and ABYC for collaboration on standard development and publication of standards in both official languages, to support the incorporation of ABYC standards in Canadian regulations.
- ABYC is reviewing the MOU for comments. Signature expected February or March 2014.



Action Item 2 – Align the compliance monitoring program

Progress Update

- Memorandum of Understanding between TCMSS and NMMA drafted which states:
 - *TCMSS will accept NMMA Certification as an alternative to TC's detailed Small Vessel Declaration of Conformity.*
 - *Manufacturers will have the choice of following the current Declaration of Conformity process or the alternative process.*
- Proposal presented and well received by industry at the November 2013 National CMAC Standing Committee on Construction and Equipment and at the December NMMA Compliance Seminar.



Action Item 2 – Align the compliance monitoring program

Progress Update

- NMMA is currently reviewing the MOU. Signature expected in February or March 2014.
- NMMA MOU should be effective on July 31, 2014.
- Memorandum of Understanding between TCMSS and USCG is being drafted by Transport Canada to coordinate monitoring and resolution of non-compliances.
- Proposed MOU to be presented to the USCG in January for comments.



Action Item 3 – Develop a joint harmonized safety defects and recall program

Progress Update

- Memorandum of Understanding between TCMSS and USCG is being drafted by Transport Canada.
- Proposed MOU to be presented to the USCG in January for comments.
- Memorandum will include provision that TCMSS will establish a voluntary safety defects and recall program for the Canadian manufacturing industry in conformity with the current US process:
 - *TCMSS will use the same procedure as the US system in order to reduce the administrative burden.*



Action Item 3 – Develop a joint harmonized safety defects and recall program

Progress Update

- Recall MOU (continued):
 - *TCMSS will be the first point of contact for Canadian manufacturers.*
 - *USCG will be the first point of contact for US manufacturers.*
 - *TCMSS and USCG will share information for coordination of the recall.*



Action Item 4 – Establish an ongoing alignment mechanism for standards, compliance monitoring, and safety recall program

Progress Update

- Memorandum between TCMSS and USCG Boating Safety Division will outline provisions for continued alignment, including:
 - Issue coordination and communication;
 - Continued Standards Alignment (Action Item 1);
 - Compliance monitoring (Action Item 2); and
 - Safety defects and recall program (Action Item 3);

- Objective will be to establish a framework for continued cooperation that is aligned with the goals of the RCC initiative.

- Memorandum is currently being drafted by TCMSS to be presented to USCG in January for review and comments.



Next Steps

- Policy on alternative standards (ABYC) to be submitted for approval of TC Marine Safety and Security Executive Committee in February 2014.
- Final draft of Memorandum of Understanding between TCMSS and ABYC to be signed February or March 2014, for signature.
- Final draft of Memorandum of Understanding between TCMSS and NMMA to be signed February or March 2014, for signature.
- Memorandum of Understanding between TCMSS and USCG to be presented to USCG in January for review.



QUESTIONS?

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