



The Best Place on Earth

October 30, 2007

HOURS OF SERVICE - INDUSTRY UPDATE

We are moving forward to enforce most aspects of the regulations. **Effective November 1, 2007**, the transitional enforcement period will end. Last week we met with Transport Canada at the Compliance and Regulatory Affairs Committee meetings but Transport Canada indicated that they are not prepared to make changes to the regulations at this time. We waited until after the meeting to determine our direction.

While we have worked to keep our regulations consistent with the federal regulations in most areas, we feel we must now move forward to address key issues which are important to BC based carriers. The strategy is as follows:

- We will focus enforcement on vehicles having a gross vehicle weight in excess of 11,794 kgs. A regulatory change is being requested to place this initiative into regulation.
- As all issues have not been addressed for vehicles operating in the oil and gas industry, we will extend transitional enforcement until December 31, 2007.
- Local drivers operating within 160 km radius of their home terminal and returning home every night are not required to retain the hours of service records in their vehicles. The record keeping is a **carrier responsibility**. The local record will not be required at roadside unless the officer has reasonable cause to believe the driver is non compliant with the allowable hours, in which case, the records must be produced. The record at the carrier's office must conform to the requirements set out in Division 37. Although Transport Canada has agreed to review this section of the regulation, it is not anticipated that the review will be completed prior to 2008 or 2009. The easiest way for a driver to provide the carrier with this information is by using a graph showing the off duty; driving and on duty portion.
- If drivers are using a device in place of a log book it must contain all information as required by the regulations for a paper log. Officers may require drivers to complete a paper log, fax the information to them, or down load by email to them for enforcement purposes. Please ensure that all drivers have a log book available.
- At this time, by policy, we are considering a "trip" to be the time that has elapsed since the driver last left his home terminal. (14 days or less)

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