

January 23, 2018

Honourable Premier Kathleen Wynne
Legislative Building
Queen's Park
Toronto, Ontario M7A 1A1

SENT VIA E-MAIL

Dear Honourable Premier:

SUBJECT: AMENDMENT TO ONTARIO REGULATION NO. 366/09

At its regular meeting held on January 16, 2018, Council for the Municipality of West Nipissing passed resolution **2018/024**, attached hereto, seeking an amendment to Ontario Regulation No. 366/09, through the Ministry of Transportation, pertaining to "Display Screens and Hand-Held Devices".

Council is seeking a permanent exemption for use of Hand-Held Devices for employees or persons contracted to a road authority while they are performing road patrols, repairs, maintenance and construction duties on Ontario roads.

Furthermore this resolution is being circulated to various associations and municipalities for their support.

We trust the enclosed is self-explanatory.

Respectfully,



Deputy Clerk / Assistant to the
Chief Administrative Officer

\Encl.

cc: Minister of Transportation
MP Nickel Belt
Federation of Northern Ontario Municipalities (FONOM)
Ontario Good Roads Association (OGRA)

MPP Timiskaming-Cochrane
Association of Municipality of Ontario (AMO)
Rural Ontario Municipality Association (ROMA)
Ontario Municipalities



**The Corporation of the Municipality of West Nipissing /
La Corporation de la Municipalité de Nipissing Ouest**

Resolution No.

2018 / 0 2 4**JANUARY 16, 2018**Moved by / *Proposé par :*

Seconded by / *Appuyé par :*

WHEREAS Ontario Regulation 366/09 under the *Highway Traffic Act (Ontario)* being a regulation to govern the use of Display Screens and Hand-Held Devices provided for a time limited exemption to the use of hand-held devices by employees of or persons contracted to a road authority while they are engaged in road patrol, repair, maintenance and construction;

AND WHEREAS Ontario Regulation 366/09 has been amended by Regulation(s) 253/12 and 475/17, which have extended the exemption for the use of hand-held devices by employees of or persons contracted to a road authority while they are engaged in road patrol, repair maintenance or construction activities to January 1, 2018 and then again to January 1, 2021;

AND WHEREAS the uncertainty concerning ongoing consultations and extensions of this regulation places undue stress on municipalities and contractors alike who must rely on hand-held radio communication for safe equipment operation while carrying out road patrol, repairs, maintenance or construction activities on Ontario roads;

BE IT THEREFORE RESOLVED THAT the Council for the Municipality of West Nipissing requests that the Province of Ontario, through the Minister of Transportation, amend Regulation 366/09 to provide for the permanent exemption for use of Hand-Held Devices to employees of or persons contracted to a road authority while they are engaged in road patrol, repair, maintenance and construction;

BE IT FURTHER RESOLVED THAT a copy of this resolution be forwarded to the Minister of Transportation, the MPP for Temiskaming-Cochrane, MP for Nickel Belt, Association of Municipalities of Ontario (AMO), Federation of Northern Ontario Municipalities (FONOM), Rural Ontario Municipal Association (ROMA) and Ontario Good Roads Association (OGRA)

BE IT FURTHER RESOLVED THAT a copy of this resolution be forwarded to all Ontario Municipalities for support.

	YEAS	NAYS
BRISSON, Denise		
DUHAIME, Yvon		
FORTIER, Guy		
LARABIE, Roland		
MALETTE, Léo		
RESTOULE, Jamie		
ROBERGE, Normand		
TESSIER, Guilles		
SAVAGE, Joanne (MAYOR)		

Carried:

Defeated: _____

Deferred or tabled: _____