

the federal government has reached a decision on its financial assistance for the enforcement program. Your Committee, noting that discussions with the province of Alberta involve issues of a constitutional nature, urges the federal government to pursue its negotiations. Needless to say that public safety, here again, will be enhanced when proper arrangements are made in this regard. Accordingly, your Committee recommends:

That the problem of enforcement personnel be given a very high priority.

Your Committee also takes note that a group made the suggestion that the Regulations be amended so that there would be a duty on truck operators and railway companies using water transportation services to disclose ahead of time to the master of the ship the contents of their cargoes. Your Committee would like to conduct a more in depth study of this and other points such as the relationship between the Regulations and statutes such as the *Motor Vehicle Transport Act*,⁽¹⁰⁾ and the *Canada Shipping Act*,⁽¹¹⁾ particularly with regard to limitation of liability under this latter statute (sections 647-655). Your Committee also intends to give the second set of proposed amendments published in the *Canada Gazette* Part I on June 11, 1985, the close attention they require; none of the witnesses who appeared before us had a knowledge of the text of those proposed amendments.

(1) SOR/85-77, *Canada Gazette*, 1985, Part II, p. 393.

(2) S.C. 1980-81-82-83, c.36.

(3) Parts I, X and XIII.

(4) Part IX, except sections 9.2 to 9.7, and Part XI.

(5) See *Canada Gazette*, Part I, May 31, 1985, and June 11, 1985.

(6) Canada, Senate, Standing Senate Committee on Transport and Communications, *Proceedings*, April 2, 1985, p. 2:14.

(7) Testimony of Mr. Monteith, *Ibid.*, p. 2:22.

(8) *Ibid.*, March 26, 1985, p. 1:12.

(9) Minister of Transport, *Ibid.*

(10) R.S.C. 1970, c. M-14.

(11) R.S.C. 1970, c. S-9, as amended.

Respectfully submitted,

LÉOPOLD LANGLOIS
Chairman

APPENDIX

Witnesses

From Transport Canada:

Mr. T.D. Ellison, General Director, Transport Dangerous Goods;

Mr. P. Monteith, Director Regulatory Requirements.

From Department of Highways and Transportation (Saskatchewan):

Mr. Jack Sutherland, Deputy Minister;

Mr. Terry Bloome, Transport Dangerous Goods Coordinator.

From Canadian Trucking Association:

Mr. A.K. Maclaren, Executive Director;

Mr. Louis-Paul Tardif, Assistant Executive Director;

Mr. John Kulczycki, Director of Research.

From The Canadian Manufacturers' Association:

Mr. G.L. Thibault, President;

Mr. T. Huxley, Legal Counsel;

Mr. Gordon Lloyd, Director of Legislation and Technical Group.

From Air Transport Association of Canada:

Mr. G.E. Lindsay, Vice-President, Government Affairs.

From C.P. Rail:

Mr. J.P. Kelsall, Vice-President, Operation and Maintenance;

Mr. E. Gemmell, Manager Dangerous Commodities.

From Canadian National:

Mr. Gerry Rath, System Coordinator, Commodity;

Mr. D. L. Fletcher, Vice-President, Operations.

From Dominion Marine Association:

Mr. T. Norman Hall, President; Capt. P.L. Bender, Manager, Marine Regulations.

From Canadian Association of Fire Chiefs:

Mr. B. Bonser, Past President, Toronto, Fire Chief;

Mr. W. Beattie, Calgary Fire Chief;

Mr. P. Clark, Past President, St-John, Fire Chief.

From Shipping Federation of Canada:

Mr. Francis Nicol, Manager;

Mr. Peter Davidson, Legal Counsel;

Mr. Michael Boyne, General Traffic Manager.

From Canadian Chiefs of Police:

Sergeant-major J.T. McCabe, O.P.P., Provincial Coordinator for handling of Dangerous Goods, C.A.C.P.;

Deputy Chief Thomas G. Flanagan S.C., Ottawa Police Force, and Chairman of Law Amendments Committee, C.A.C.P.;

Sergeant Fred Lemieux, Peel Regional Police Force, Chemical Expert in charge of explosive disposals and chemical response.