

RECONCILIATION AGREEMENT

Commercial Truck Driver Entry-level Training (Class 1)

Entered into force on:
September 1st, 2022

RCT Reconciliation Agreement: Entry-Level Training for Commercial Drivers

PREAMBLE

Under Chapter 4 (Regulatory Notification, Reconciliation and Cooperation) of the *Canadian Free Trade Agreement* (“**CFTA**”), the Provinces, Territories and the Federal Government agreed to reconcile regulatory measures, identified by a Party, that act as a barrier to trade, investment or labour mobility within Canada.

The signatories to this Agreement (“Parties”),

HAVE RESOLVED to:

ENHANCE the competitiveness of Canadian business;

PROMOTE reductions in compliance costs, cutting red tape, and speeding up time to market;

UPHOLD high levels of health, safety, environmental integrity, and security for the population;
and

RECOGNIZE common minimum standards for commercial truck driver entry level training (“**ELT**”) across Canada, while respecting the needs and circumstances of each government, through the implementation of Standard 16 to the National Safety Code to aid in the removal of regulatory differences across jurisdictions and promote road safety.

HAVE AGREED to enter into this Agreement pursuant to Chapter 4 of the CFTA as follows:

DEFINITIONS

1. For the purposes of this Agreement, except as otherwise provided:

Agreement means this *Reconciliation Agreement – Commercial Truck Driver Entry-level Training (Class 1)*;

Confidential Information means any confidential or proprietary information disclosed by one Party to the other Party, whether in electronic, written, graphic or other tangible form, that is clearly marked “Proprietary” or “Confidential”;

CFTA means the *Canadian Free Trade Agreement*;

ELT means commercial truck driver entry level training;

ITS means the Secretariat, as that term is defined in Chapter 13 of the CFTA;

Parties means, as the context requires, all or some of the Parties to this Agreement;

Party means any signatory to this Agreement; and

Working Group means the Canadian Council of Motor Transport Administrators.

2. Unless a contrary intention is clear, the definitions included in Chapter 13 of the CFTA apply to this agreement.

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PURPOSE

3. The purpose of this Agreement is to avoid regulatory divergences that may impair trade, investment, or labour mobility within Canada by:
 - a. cooperating on the implementation of Standard 16 of the National Safety Code, titled “Commercial Truck Driver Entry Level Training (Class 1)”;
 - b. ensuring the timely implementation of ELT standards; and
 - c. establishing procedures to address disputes arising from the implementation of this Agreement.

APPLICATION OF THE GENERAL AND SPECIFIC RULES OF THE CFTA

4. The Parties acknowledge that the general and specific obligations of the CFTA continue to apply to the subject matter of this Agreement.

SCOPE AND COVERAGE

5. This Agreement applies to the regulatory measures listed in Appendix A or successor regulatory measures that have the same objective.

EXTENT OF OBLIGATIONS

6. The Parties shall adopt minimum common standards as set out in Standard 16 of the National Safety Code, titled “Commercial Truck Driver Entry Level Training (Class 1)”, as approved by Ministers Responsible for Transportation and Highway Safety on February 12, 2021.
7. A Party that adopts minimum common standards as set out in Standard 16 of the National Safety Code, titled “Commercial Truck Driver Entry Level Training (class 1)” as amended, or a successor measure having similar objectives, is deemed to be in compliance with paragraph 6.

TIMELINE FOR IMPLEMENTATION

8. Each Party shall comply with paragraph 6 of this Agreement by the deadline specified for that Party in Appendix A.
9. Until the implementation of this Agreement is completed, the Working Group shall report annually or at the request of the Regulatory Reconciliation and Cooperation Table (“**RCT**”) on the progress of the implementation of this Agreement.

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AMENDMENT

10. Any Party may request an amendment to this Agreement, including its Appendices, to address a change in circumstance by giving written notice, through the Internal Trade Secretariat (“ITS”), to all Parties and the RCT. Each Party’s representative on the RCT will contact its respective Working Group members or its relevant officials within 10 days of receiving such notice to discuss next steps.
11. Any amendment to this Agreement must be in writing and signed by all Parties.
12. Notice of amendments to this Agreement will be provided to the Chair of the RCT and ITS.
13. Notwithstanding paragraphs 10 to 12, any Party may amend the Implementation Deadline in Appendix A by transmitting a notice of such amendment to the ITS. A Party may request an amendment pursuant to this paragraph no more than once and may not extend its Implementation Deadline by more than a year. Upon receipt of a notice of amendment pursuant to this paragraph, the ITS shall, at the direction of the RCT Chair, distribute the notice to all RCT representatives and update Appendix A accordingly.

ACCESSION, WITHDRAWAL AND TERMINATION

14. A Party to the CFTA that is not a Party may accede to this Agreement upon acceptance of its terms.
15. A Party may withdraw from this Agreement on 12 months written notice to the other Parties and the ITS. In such case, the Agreement will remain in effect for all other Parties.
16. This Agreement may be terminated upon mutual agreement of all Parties.

ENTRY INTO FORCE

17. This Agreement will enter into force on the first day of the second month following the date that at least two Parties have signed the Agreement.
18. For a Party that signs this Agreement after it enters into force, this Agreement enters into force on the date that Party signs this Agreement.

COMMUNICATION

19. This Agreement, and any amendments to this Agreement made pursuant to paragraphs 10, 11 and 13, shall be published on the CFTA website.
20. Parties shall use best efforts to make this Agreement and any amendments known to:
 - a. their employees, agents, officers, representatives and regulating authorities by way of internal policies and guidelines; and

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- b. individuals in their jurisdiction who are subject to, or who could be expected to be impacted by, this Agreement.

CONFIDENTIAL INFORMATION

21. The Parties acknowledge that Article 203 of the CFTA applies to regulatory measures within the scope of this Agreement.
22. The Parties acknowledge that confidential information may be subject to applicable federal, provincial and territorial legislation regarding access to information and privacy.
23. No Party shall disclose Confidential Information unless:
 - a. disclosure of that Confidential Information is required by law; or
 - b. written consent to disclose has been provided by the Party or Parties with an interest in the Confidential Information.
24. When a Party intends to disclose Confidential Information, it will use best efforts to notify the Party or Parties with an interest in the Confidential Information before that Confidential Information is disclosed, or otherwise as soon as practically possible.
25. Paragraphs 21 to 24 shall survive the expiry or termination of this Agreement or the withdrawal of a Party from this Agreement.

NOTICE

26. Any notice, information or document required under this Agreement may be delivered by mail or email. Any notice sent by email is deemed received one business day after it is sent, while any notice mailed is deemed received ten days after being mailed.
27. The Party sending the notice, information, or document must send such notice, information, or document to the ITS, which will distribute to the other Parties and the RCT.

LANGUAGE

28. This Agreement and any amendments have been made and executed in English and French, and both versions are equally authoritative.

CONTACT POINTS

29. Any notice, information or document provided to a Party pursuant to this Agreement shall be provided to the designated contact for that Party, as listed in Appendix B.

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DISPUTE RESOLUTION

30. If a Party considers that a measure of another Party is or would be inconsistent with that Party's obligations under this Agreement, it may initiate discussions with that Party by providing a written notice to the ITS which will distribute it to other Parties and the RCT. The written notice shall specify:

- a. the actual or proposed measure complained of;
- b. the relevant provisions of this Agreement; and
- c. a brief summary of the complaint.

31. A Party that considers itself to have a substantial interest in the matter, within the meaning of Article 1004.11 of the CFTA, may participate in the discussions by delivering written notice of its intention to participate to the other Parties and the ITS within 10 days of the delivery of the written notice referred to in paragraph 30.

32. If the Parties engaged in the discussions are unable to negotiate a mutually satisfactory resolution to the dispute within 30 days of the delivery of the written notice referred to in paragraph 30, any Party to those discussions may thereafter initiate dispute resolution processes under Chapter 10 of the CFTA.

COSTS

33. Any and all costs and expenses of a Party in relation to this Agreement shall be borne by the Party individually unless another arrangement between two or more Parties is agreed to in writing.

COUNTERPARTS

34. This Agreement may be executed in counterpart, in which case:

- a. the counterparts together shall constitute one Agreement, and
- b. communication of execution by email enclosing a PDF to the other Parties, the Chair of the RCT, and the ITS shall constitute good delivery.

SIGNATURES



**CANADIAN
FREE TRADE
AGREEMENT**
**ACCORD DE
LIBRE-ÉCHANGE
CANADIEN**

REGULATORY RECONCILIATION AND COOPERATION

As the duly authorized representative of:

Ontario Ministry of Transportation

Party

I hereby sign the:

ENTRY-LEVEL TRAINING FOR COMMERCIAL DRIVERS (CLASS 1) RECONCILIATION AGREEMENT

Signature

Doug Jones

Name

Deputy Minister, Ontario Ministry of Transportation

Title

July 26, 2022

Date



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CANADIEN**

REGULATORY RECONCILIATION AND COOPERATION

As the duly authorized representatives of:

Party

We hereby sign the:

**ENTRY-LEVEL TRAINING FOR COMMERCIAL DRIVERS (CLASS 1)
RECONCILIATION AGREEMENT**

Signature

Geneviève Guilbault

Name

Ministre des Transports
et de la Mobilité durable

Title

May 12, 2023

Date

Signature

Jean-François Roberge

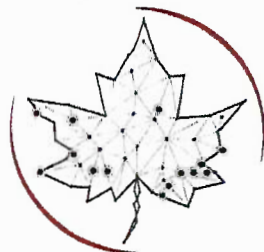
Name

Ministre des Relations canadiennes et
de la Francophonie canadienne

Title

18 mai 2023

Date



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CANADIEN

REGULATORY RECONCILIATION AND COOPERATION

As the duly authorized representative of:

PROVINCE OF MANITOBA

Party

I hereby sign the:

ENTRY-LEVEL TRAINING FOR COMMERCIAL DRIVERS (CLASS 1)
RECONCILIATION AGREEMENT



Signature

DOYLE PIWNIUK

Name

MINISTER OF TRANSPORTATION
AND INFRASTRUCTURE

Title

DECEMBER 14, 2022

Date



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LIBRE-ÉCHANGE
CANADIEN**

REGULATORY RECONCILIATION AND COOPERATION

As the duly authorized representative of:

British Columbia

I hereby sign the:

**ENTRY-LEVEL TRAINING FOR COMMERCIAL DRIVERS (CLASS 1)
RECONCILIATION AGREEMENT**

Brenda Bailey

Signature

Honourable Brenda Bailey

Minister of Jobs, Economic Development and Innovation

March 30, 2023

Date



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CANADIEN**

REGULATORY RECONCILIATION AND COOPERATION

As the duly authorized representative of:

Saskatchewan

Party

I hereby sign the:

**ENTRY-LEVEL TRAINING FOR COMMERCIAL DRIVERS (CLASS 1)
RECONCILIATION AGREEMENT**

Signature

Name

Title

October 19, 2022

Date



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REGULATORY RECONCILIATION AND COOPERATION

As the duly authorized representative of:

Government of the Northwest Territories

Party

I hereby sign the:

ENTRY-LEVEL TRAINING FOR COMMERCIAL DRIVERS (CLASS 1) RECONCILIATION AGREEMENT

Signature

Diane Archie

Name

Minister of Infrastructure

Title

April 04, 2023

Date



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CANADIEN

REGULATORY RECONCILIATION AND COOPERATION

As the duly authorized representative of:

Yukon Government
Party

I hereby sign the:

**ENTRY-LEVEL TRAINING FOR COMMERCIAL DRIVERS (CLASS 1)
RECONCILIATION AGREEMENT**

[Signature]
Signature

Nils Clarke
Name

Minister Highways and Public Works
Title

16/7/22
Date

REGULATORY MEASURE(S) BEING CHANGED TO IMPLEMENT THIS AGREEMENT BY PARTY AND THE CORRESPONDING IMPLEMENTATION DEADLINE

Party	Regulatory Measure(s)	Implementation Deadline*
Ontario	<i>Highway Traffic Act</i>	As at effective date
Québec	<i>Highway Safety Code Regulation Respecting Licences</i>	By the end of 2024
Nova Scotia	<i>Motor Vehicle Act Classification of Driver's Licences Regulations Driver Training Schools Regulations</i>	March 31, 2023
New Brunswick	<i>Motor Vehicle Act Motor Vehicle Act Regulations</i>	December 31, 2023
Manitoba	<i>The Drivers and Vehicles Act Driver Licensing Regulation</i>	As of effective date
British Columbia	<i>Motor Vehicle Act Motor Vehicle Act Regulations</i>	As of effective date
Prince Edward Island	<i>Highway Traffic Act</i>	June 1, 2023
Saskatchewan	<i>The Traffic Safety Act The Driver's Licence and Suspension Regulations The Driver Training Regulations</i>	As at effective date
Alberta	<i>The Traffic Safety Act The Operator Licensing and Vehicle Control Regulation</i>	As at effective date
Newfoundland and Labrador	<i>Highway Traffic Driver Regulations under the Highway Traffic Act</i>	December 2022
Northwest Territories	<i>Drivers Licence Regulations</i>	December 2021
Yukon	<i>Motor Vehicle Act</i>	December 2025

*Some jurisdictions have fully implemented the requirements of Standard 16 of the National Safety Code prior to the negotiation of this reconciliation agreement. The implementation dates for such jurisdictions are indicated with "as at effective date".

CONTACT POINTS

Party	Contact Points
<p>Ontario</p>	<p>Kim MacCarl, Manager, Driver Program Development Office Ministry of Transportation 416-459-4044 kim.maccarl@ontario.ca</p> <p>Web address for Class A Entry Level Training for the public: https://www.ontario.ca/page/new-mandatory-training-class-drivers-licence-applicants</p>
<p>Québec</p>	<p>Lyne Vézina, Directrice de la recherche et du développement en sécurité routière, Vice-présidence aux affaires publiques et à la stratégie de prévention routière Société de l'assurance automobile du Québec 418-528-4105 lyne.vezina@saaq.gouv.qc.ca</p> <p>No website available.</p>
<p>Nova Scotia</p>	<p>Christine Eisan, Senior Policy Advisor, Policy and Planning, Transportation and Infrastructure Renewal 902-424-5002 christine.eisan@novascotia.ca</p> <p>Andrea MacRae, Manager Driver Testing and Training Services, Transportation and Active Transit 902-424-1826 andrea.macrae@novascotia.ca</p> <p>No website available.</p>
<p>New Brunswick</p>	<p>Nicole Shorrock, Registrar of Motor Vehicles Motor Vehicle Branch 506-453-2410 nicole.shorrock@gnb.ca</p> <p>Cynthia Reese, Deputy Registrar of Motor Vehicles Motor Vehicle Branch 506-453-2410 cynthia.reese@gnb.ca</p> <p>No website available.</p>

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Party	Contact Points
Manitoba	<p>Patrick Sarginson, Registrar Manitoba Public Insurance 204-799-9762 psarginson@mpi.mb.ca</p> <p>Erin Russell, Director of Policy, Program and Regulations Manitoba Infrastructure 204-794-0619 erin.russell@gov.mb.ca</p> <p>Website: https://www.mpi.mb.ca/Pages/mandatory-entry-level-training.aspx</p>
British Columbia	<p>Samantha Eburne, Director, Commercial Vehicle Safety and Enforcement Ministry of Transportation and Infrastructure 778-974-5365 samantha.eburne@gov.bc.ca</p> <p>Website: https://www.icbc.com/driver-licensing/types-licences/Documents/melt-faqs.pdf</p>
Prince Edward Island	<p>John Flood, Registrar of Motor Vehicles, Highway Safety Ministry of Transportation and Infrastructure 902-368-5228 jblood@gov.pe.ca</p> <p>No website available.</p>
Saskatchewan	<p>Paul Dawson, Director of Driver Education and Training Saskatchewan Government Insurance 306-751-3554 pdawson@sgi.sk.ca</p> <p>Kelly Klassen, Manager of Driver Education and Training Saskatchewan Government Insurance 306-683-5487 kklassen@sgi.sk.ca</p> <p>Website: https://www.sgi.sk.ca/news?title=information-about-mandatory-class-1-driver-training</p>
Alberta	<p>Kelley Merilees, Director, Driver Fitness and Monitoring Alberta Transportation 780-427-6783 kelley.merilees@gov.ab.ca</p> <p>Website: https://www.alberta.ca/transportation.aspx</p>

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Party	Contact Points
Newfoundland and Labrador	Kelli Penney, Registrar of Motor Vehicles, Motor Registration Division Digital Government and Service NL 709-729-4175 kellipenney@gov.nl.ca No website available.
Northwest Territories	Andy Tereposky, Director, Compliance and Licensing Division Department of Infrastructure 867-767-9088, ext. 31165 andy_tereposky@gov.nt.ca Keith Bonnetrouge, Manager, Transport Compliance, Compliance and Licensing Division Department of Infrastructure 867-797-9088, ext. 31181 keith_bonnetrouge@gov.nt.ca No website available.
Yukon	Ryan Parry, Director, Transport Services & Registrar of Motor Vehicles, Highways & Public Works Transportation Division 867-667-5833 ryan.parry@yukon.ca No website available.