

OGCA Member Bulletin
Mobile Cranes and Concrete Pumps
Hours of Service and Inspection Stickers Issue

As a continuation of the OGCA's efforts to keep our members abreast of issues that may affect the progress of work on ICI construction projects, the OGCA would like to remind our members of legislated changes that either come into effect or exemptions that expire on July 1, 2022.

Hours of Service

As part of the changes related to the definition of road-building machine under the *Highway Traffic Act* that came into force on July 1, 2017, **temporary hours of service exemption certificates** have been available to eligible vehicles to help support a smooth transition toward operating as a commercial motor vehicle.

These temporary exemption certificates issued by the Ministry of Transportation will expire on **June 30, 2022**.

Beginning July 1, 2022, operators and drivers of former road-building machines and crane support vehicles currently operating under a temporary exemption certificate **will be required** to comply with the hours of service requirements under the [HTA](#) and [Ontario Regulation 555/06](#).

The impact to OGCA members is the amount of time that the mobile crane or concrete pump operator can actually work on site is now directly affected by the daily maximum hours of service that operator/driver can work. This maximum threshold is equivalent to the working time on site coupled with the driving time to and from the site, or "on-duty time."

Annual Sticker Requirement

A legislated requirement that was enacted in 2017 that reclassified some Road Building Machines to Commercial Motor Vehicles (Highway/Road Vehicles), specifically the requirement for an annual inspection and certification of the vehicle portion of mobile cranes, concrete pumps and all other such vehicles. [Regulation 611](#) (Safety Inspections) under the [Highway Traffic Act](#).

The requirement to display an annual inspection sticker as outlined in [Section 85](#) of the Highway Traffic Act will come into force on **July 1, 2021** for all mobile cranes and concrete pumps.

The OGCA strongly recommends that members insist that all mobile cranes, concrete pumps and any like vehicles entering their construction sites hold a valid annual inspection sticker, as outlined in [Section 85](#) of the Highway Traffic Act for the following reasons:

1. Contractors should ensure that they perform all of their due diligence and obtain the necessary Commercial Vehicle Operators Registration (CVOR) from vehicles prior to entering their sites for construction activities.
2. Contractors are recommended to contact their insurance providers to ensure that they have the proper coverage in their current policies that this change creates.
3. For further due diligence, OGCA members may want to include a clause in contracts noting that mobile crane, concrete pumps and all other such vehicles must have an up-to-date annual inspection decal/sticker prior to arriving on site.

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4. The position of the OGCA is that this inspection requirement is directly linked to the overall health and safety of the general public as well as the safety of workers on site.

Based on the issues highlighted above, the OGCA strongly recommends that all members closely review the timing of mobile cranes and concrete pumps on site to be compliant with the maximum “on-duty time” allowable as per the [Ontario Regulation 555/06](#).

Additionally, the OGCA recommends that members should only be using rental mobile cranes, concrete pumps and all other such vehicles that can satisfy the new government annual sticker regulation by sending the contractor the vehicle inspection clearance and CVOR prior to being allowed access to any construction site. Members have a contractual responsibility for those they hire and should ensure that any contractor providing such equipment is cleared for such operation.

Ministry of Transportation

Transportation Safety Division

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DATE: April 14, 2022

SUBJECT: Temporary Hours of Service Exemption Certificates

As you are aware, as part of the changes related to the definition of road-building machine (RBM) under the *Highway Traffic Act* (HTA) that came into force on July 1, 2017, temporary hours of service exemption certificates have been available to eligible vehicles to help support a smooth transition toward operating as a commercial motor vehicle.

These temporary exemption certificates issued by the Ministry of Transportation will expire on **June 30, 2022**.

Beginning July 1, 2022, operators and drivers of former RBMs and crane support vehicles currently operating under a temporary exemption certificate **will be required** to comply with the hours of service requirements under the [HTA](#) and [Ontario Regulation 555/06](#).

Helpful information about the hours of service requirements applicable to commercial motor vehicles is available on the ministry's website:

- [The Official Ministry of Transportation \(MTO\) Truck Handbook](#)
- [Commercial Vehicle Operators' Safety Manual](#)

Additionally, as you may be aware, amendments to [Ontario Regulation 555/06](#) will come into force on June 12, 2022 that will mandate the use of Electronic Logging Devices (ELDs) for commercial motor vehicles. To support operators in complying with requirements and align with the Canadian Council of Motor Transport Administrator's recommended approach to the enforcement of the federal ELD mandate, Ontario will provide an education and awareness period until **January 1, 2023**, for drivers of commercial vehicles (without penalties). For information and updates related to ELDs, please visit the ministry's website: [Electronic Logging Devices](#).

Questions about hours of service may be directed to the Ministry of Transportation at CVOR@ontario.ca or by phone at 1-800-387-7736 (within Ontario) or 1-416-246-7166.

Questions specific to ELDs can be directed to cpdo@ontario.ca.

Please share this information with members of your organization. Thank you for your support and assistance in sharing this important information.

Sincerely,

A handwritten signature in blue ink that reads "Ramneet Aujla".

Ramneet Aujla
Assistant Deputy Minister
Transportation Safety Division