

Date: 2022-11-28

Subject: Update regarding the Towing and Storage Safety and Enforcement Act (TSSEA)

Contact: James Bisson, Manager, Licensing Enforcement, Enforcement & By-law Services, Legislative Services, james.bisson@brampton.ca , (905) 458-3424 ext. 63222

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Recommendations:

That the report from James Bisson, Manager, Licensing Enforcement, Legislative Services, dated November 28, 2022, to the Committee of Council meeting of December 7, 2022, re: Update regarding the Towing and Storage Safety and Enforcement Act (TSSEA) ALL WARDS, be received.

Overview:

- The Towing and Storage Safety and Enforcement Act (TSSEA) received Royal Assent on June 3, 2021.
- Timelines for implementation of the Provincial regulations:
 - January 1, 2023: Enhanced Commercial Vehicle Operator Record (CVOR) requirement for tow trucks.
 - July 1, 2023: Provincial registration of tow truck owners, tow truck drivers and vehicle storage operators.
 - January 1, 2024: Introduction of new Provincial standards of practice and customer protections and municipal oversight ends.
- On November 24, 2022, Enforcement and By-law Services staff participated in a consultation regarding the vehicle towing and storage sector's transition to provincial oversight. The province reaffirmed the timelines and were seeking input on the municipal oversight exit.
- At this time, municipal oversight of the towing and storage sector is scheduled to end in January 2024.
- The current municipal licences for vehicle pounds, tow truck owners and drivers will expire in 2023. As a result, adjustments to the 2023 licence renewal costs may be required as we transition to the new provincial

oversight. Staff will report back to Council with recommendations for the fees in the first quarter of 2023.

Background:

The Towing and Storage Safety and Enforcement Act (TSSEA) received Royal Assent on June 3, 2021.

Brampton Enforcement and By-law Services staff participated in the consultation process for municipal stakeholders on September 24, 2020 and February 5, 2021 where comments were provided to the province.

Some of the administrative provisions of the TSSEA were approved to come into effect on July 1, 2022, while the main sections related to registration were approved to come into effect July 1, 2023, along with TSSEA regulation, O.Reg. 417/22 (general).

Some additional timelines for the proposed Provincial regulations coming into effect:

- January 1, 2023: Enhanced Commercial Vehicle Operator Record (CVOR) requirement for tow trucks
- July 1, 2023: Provincial registration of tow truck owners, tow truck drivers and vehicle storage operators
- January 1, 2024: Introduction of new Provincial standards of practice and customer protections and municipal oversight ends.

Current Situation:

On November 24, 2022, Enforcement and By-law Services staff participated in a consultation regarding the vehicle towing and storage sector's transition to provincial oversight. The province reaffirmed the timelines and were seeking input on the municipal oversight exit. This legislation will have a direct impact on the City's ability to regulate the towing industry within the City of Brampton.

A second meeting for municipal consultation will focus on the proposed regulatory requirements under the Towing and Storage Safety and Enforcement Act and will be arranged in the near future.

At this time, municipal oversight of the towing and storage sector is set to end in 2024. The licensing expiry dates are as follows:

Licences	Current Expiry Date	Number of Licences
Vehicle Pound Facilities	January 31, 2023	31
Tow Truck Owner	June 30, 2023	385
Tow Truck Driver	Date of Birth (2023)	312

Since the province is scheduled to assume all responsibilities and regulatory oversight of the towing industry in 2024, adjustments to the 2023 municipal licence renewal costs may be required. Staff from Enforcement and By-Law Services will continue to liaise with the representatives from the towing industry and the province and will provide an update report regarding licence renewal in the first quarter of 2023.

Corporate Implications:

Financial Implications:

There are no immediate financial implications

Term of Council Priorities:

Brampton is a Well-Run City: Continuously improving the day-to-day operation of the Corporation by streamlining service delivery while providing a safe and functional licensing experience to the small business operators providing service to the residents in the City.

Conclusion:

As the municipal oversight of the towing and storage industry is schedule to end in 2024, consideration will need to be made to determine the renewal costs of the licences expiring in 2023. Staff continue to monitor and review the Towing and Storage Safety and Enforcement Act (TSSEA) and related regulations.

Authored by:

Reviewed by:

James Bisson, Manager, Licensing
Enforcement

Jean Pierre Maurice, Director, Enforcement
and By-law Services

Approved by:

Paul Morrison, Commissioner, Legislative
Services