

**THE CORPORATION OF THE TOWNSHIP OF LAKE OF BAYS  
REPORT**

**TO:** Mayor and Council  
**FROM:** Director of Public Works  
**DATE:** January 13th, 2009  
**SUBJECT:** Hours of Work Regulation

**RECOMMENDATION:**

Be it resolved that the Council of the Corporation of the Township of Lake of Bays designate the Director of Public Works and the Public Works Supervisor the authority to define a significant event, but not one of major proportions as defined in the municipal emergency plan.

**ORIGIN:**

**BACKGROUND:**

A report was submitted to Council on July 25th, 2006 in regards to changes in the Highway Traffic Act and Regulation #555/06. This regulation deals with hours of driving and limits the amount of time a driver can be on duty. In basic terms a municipal driver can be on duty for 13 hours and must be off duty for eight hours before he/she can be called back to work.

In March 2005, amendments to the Employment Standards Act and Regulation #285/01 came into effect that deal with hours of work and the elimination of the 60 hour work week. Written clarification from the Ministry of Labour to the Ontario Good Roads Association states that municipal and contract workers performing winter operations are exempt from the Employment Standards Act and Regulation #285/01 for hours of work.

On July 27th, 2007 the Highway Traffic Act; Regulation #555/06 was amended for the applicable legislation for winter maintenance operations. The amended act provides drivers, working for or on behalf of a municipality, an exemption to Regulation #555/06. This exemption is also available to the municipality in emergency situations at any time of year.

Exemptions from the regulation are as follows:

- a) A vehicle engaged in providing relief in an emergency, being a situation or impending situation that constitutes a danger of major proportions to life, property or the environment, whether caused by forces of nature, an accident, an intentional act or otherwise.

Examples would be:

- Floods.
- Summer storms.
- Or any event that could cause the municipality to declare an emergency.

- b) A vehicle operated by or on behalf of a municipality, road authority, or public utility while responding to a situation or impending situation that constitutes an imminent danger, though not one of major proportions, to life, property or the environment, whether caused by forces of nature, an accident, an intentional act or otherwise.

Examples would be;

- Short term snow storms.
- Major road washouts.
- Trees down on roadways.



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Tom Brown  
Director of Public works



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Don Chevalier  
C.A.O./Treasurer