

**REPORT OF THE
STANDING COMMITTEE ON MARINE SECURITY**

Agenda

1. Opening Remarks (Fulvio Fracassi, TC).
2. Regulatory Update:
 - Introduction to the proposed amendments to the *Marine Transportation Security Regulations* (Dean Fuller, TC).
 - Proposed Amendments to the *Marine Transportation Security Regulations* (Elisabeth Bertrand, TC).
3. Operations Update (Marc Mes, TC):
 - Ship User Guard – Update.
 - 2010 Olympics – Operations Update.
 - Automated Emergency Notification Fan-Out System (AENFOS).
 - Electronic Pre-Arrival Information Reporting System (E-PAIRS).
4. Policy Update (Allan Bartley, TC):
 - Maritime Commerce Resumption Update.
 - Small Vessel Security Strategy Update.
 - IMO Update.
5. Update on the Evaluation of the Marine Security Contribution Program (Wendy Nixon, TC).
6. Other Business.
7. Tentative agenda items for the next CMAC meeting.
8. Closing Remarks.

The meeting of the Standing Committee on Marine Security was held on Monday, April 26, 2010. The meeting was chaired by Marc Mes, Director of Marine Security Operations.

1. OPENING REMARKS

Marc Mes, Director of Marine Security Operations, welcomed participants and introduced the panel members: Dean Fuller, Director of Marine Security Regulatory Affairs; Dr. Allan Bartley, Director of Marine Security Policy; and Wendy Nixon, Director of the Marine Security Contribution Program.

Marc Mes indicated that since our last meeting in the fall of 2009, much of the focus was on the marine security planning development and implementation for the 2010 Winter Olympics and Paralympics. The Royal Canadian Mounted Police (RCMP) had the overall lead for security at the 2010 games, however, Transport Canada played a key marine security role within the Vancouver 2010 Integrated Security Unit. This Unit, along with Transport Canada, developed comprehensive marine security plans.

As with the 2010 Winter Olympics and Paralympics, there is a significant amount of work being done to prepare for the G8 and G20 Summits to be held in Toronto in June 2010.

2. REGULATORY UPDATE

Dean Fuller presented the regulatory update. The update began with information on the status of the *Domestic Ferries Security Regulations*, the proposed *Marine Security Administrative Monetary Penalties Regulations* and the streamlining of the proposed amendments to the *Marine Transportation Security Regulations*.

Stakeholders were informed that the *Domestic Ferries Security Regulations* received approval and were published in Part II of the *Canada Gazette* on December 23, 2009. The Regulation was implemented in the Pacific Region on January 15, 2010 to support the Vancouver 2010 Olympic Games. The implementation date for the remainder of Canada was April 1, 2010.

The proposed *Marine Security Administrative Monetary Penalties Regulations* are being developed and will include administrative penalties associated with the *Domestic Ferries Security Regulations* and the proposed amendments to the *Marine Transportation Security Regulations*.

An update on the proposed amendments to the *Marine Transportation Security Regulations* was also provided. These proposed amendments will address identified gaps, correct ambiguities and omissions, clarify interpretation issues and give an opportunity for us to better harmonize with international partners. Preliminary consultations with industry occurred in the fall and winter of 2009 and identified areas that would benefit from further clarification or restructuring. A new draft has been prepared and a round of Canada-wide consultations began this winter and will continue with sessions to be held in Iqaluit next week at the Prairie and Northern CMAC meeting, Nanaimo on May 14th, Prince Rupert on May 17th, Vancouver on May 19th, Halifax on June 8th and Montreal on June 11th. An additional consultation session was held on Thursday, April 29, 2010 at the National CMAC meeting. Pending a working group review of all the consultation comments, a revised draft of the *Marine Transportation Security Regulations* will be distributed for your comments.

3. OPERATIONS UPDATE

The Operations Update included information on the Ship User Guard, 2010 Olympic Operations, Automated Emergency Notification Fan-Out Service (AENFOS) and the Electronic Pre-Arrival information Reporting System (E-PAIRS).

The update on the Ship User Guard advised that the pilot project developed in partnership with Snyder Marine Services, Transport Canada, and Seaway Marine Transport has been put in place at Snyder Docks in the Ontario Region. Shipping companies and operators are encouraged to participate in this project.

Marc Mes further reported on the 2010 Winter Olympic and Paralympic Games. During the games, Marine Security:

- contributed to RCMP co-ordination and information sharing through participation in modal operations centres;
- oversaw and enforced enhanced security measures that were put in place to respond to Olympic-specific risks; and
- activated and shared information, as required, re modal specific procedures and/or measures responding to changes in a threat or an incident.

The Automated Emergency Notification and Fan-Out Service (AENFOS) provides an efficient, all-year, 24/7 messaging service to Transport Canada's marine transportation stakeholders through the use of multiple means of communications including internet, telephone (voice and data), and wireless technologies (voice and data). This service provides timely dissemination of emergency and event-based notifications to stakeholders.

The Electronic Pre-Arrival Information Report has been designed to simplify the current PAIR process. Currently a vessel e-mails or faxes their 96-hour application. The inspector receives this information and then manually enters it into the system. The new E-PAIR allows for vessels to log in to a website and file their 96 hour reports. The United States Coast Guard has implemented this type of reporting system and has seen 96% compliance from vessels.

4. POLICY UPDATE

Dr. Allan Bartley gave the policy update to the Standing Committee. This update included information on the Maritime Commerce Resumption Project, the Small Vessel and Facility Security Strategy and a brief update on the International Maritime Organization.

In the fall of 2008, Transport Canada began a pilot project to develop a Maritime Commerce Resumption Plan in the Pacific Region. Work in the Pacific Region is near completion and we are currently preparing to roll out Maritime Commerce Resumption planning in Eastern Canada.

Information was also provided on the Small Vessel and Facility Security Strategy. Transport Canada has several security initiatives underway for short-sea shipping, small commercial vessels, fishing vessels, pleasure craft, and related facilities.

The next meeting of the Maritime Safety Committee at IMO is scheduled for May 12 to 21, 2010. Canada will continue to support the timely and effective implementation of Long Range Identification and Tracking (LRIT), as well as the review and revision of guidance material related to the prevention and suppression of piracy and armed robbery against vessels.

5. CONTRIBUTION PROGRAM UPDATE

The Marine Security Contributions Program was a 5-year program that provided \$112 million in funding for marine security enhancements and had a sunset date of November 30, 2009. All program funding has now been allocated.

An evaluation of the program and any remaining marine security gaps is required before a decision can be made regarding a future program. The department has interviewed some recipients, labour groups, and other key stakeholders to ascertain the security results that have been achieved to date. A web-based survey for a more detailed analysis is being developed and will be sent out to stakeholders in May or June of 2010. As a lead-up to the Program's final evaluation, an assessment will be completed in the summer of 2010.

In order to ensure that our stakeholder list is up to date, you will be receiving an electronic notice over the next few weeks asking you to complete an information form. Alternatively, a hard copy of the form was available at the meeting and could have been dropped off in the anteroom of the Government Conference Centre. The stakeholder list helps ensure that we can reach you with unclassified information including program reports, bulletins about upcoming stakeholder consultation sessions, or seek your feedback on certain program elements.

6. OTHER BUSINESS

The meeting was opened to the floor for questions and discussion.

The main issue brought to the table by both industry and labour representatives was the status of discussions between Canadian and United States officials on the issue of a bilateral arrangement that would facilitate Canadian seafarer access to United States ports. Senior management acknowledged the continued frustration of industry and advised that the United States has set-up a comparability board. It was suggested that a representative from Transport Canada Security Programs be invited to make a presentation and answer questions at the Standing Committee on Marine Security during the National CMAC meeting in November 2010 on the progress of a bilateral agreement.

The Shipping Federation of Canada confirmed to the Standing Committee their support for section 161 of the proposed amendments to the *Marine Transportation Security Regulations*, which states that an accredited seafarer labour organization shall be allowed access to a vessel by the operator of a marine facility or port in order to perform their duties.

Industry and labour were anxious to hear about any future contribution programs that would assist them with funds for security training programs, equipment, etc. They were encouraged to write to Transport Canada to provide information on the areas that required funding.

Approved by:

Marc Mes, Marine Security, TC, Standing Committee Chair