



### Transport Canada Publishes Final ELD Rule

On June 13, 2019, Transport Canada announced its long-awaited electronic logging device (ELD) rule—a change that will impact federally regulated commercial truck and bus operators. The mandate— [Regulations Amending the Commercial Vehicle Drivers Hours of Service Regulations \(Electronic Logging Devices and Other Amendments\)](#)—will come into force June 12, 2021.

The basic purpose of ELDs is to allow truck and bus drivers to track their hours of service, automating the process and making it easier for safety inspectors to spot violations. ELDs can also monitor hours driven, vehicle movement, kilometres driven and location information for even more consistent, accurate metrics. The government has said the new ELD mandate will improve road safety and address issues of commercial driver fatigue, which causes about 20 per cent of all collisions.

The new requirements are based on similar U.S. regulations, collaborations with industry leaders as well as a proposal that was published in Canada Gazette, Part I in 2017. The following are some key highlights from the mandate:

- By June 2021, truck drivers currently required to maintain a logbook must use third-party-certified ELDs. In the U.S., ELDs are self-certified, which has created modification and tampering issues. As it stands, it is not clear who will provide third-party certification of ELDs.

- Hours-of-service rules will not change. Drivers will simply have to record hours of service using an ELD.
- Unlike the ELD mandate in the U.S., existing, onboard recording devices will not be grandfathered into the regulation. This could be a setback for fleets who implemented ELDs prior to the mandate, as employers will need to check if existing devices can be third-party certified or easily replaced.
- The final rule accelerates the implementation time frame from four years to two. The government believes this is enough time for employers to set up and install compliant devices.

*There are about 9,400 hours-of-service-related convictions per year in Canada. Experts believe the introduction of certified ELDs will help reduce these cases.*

The government believes the implementation of tamper-proof, third-party ELD devices will further enhance safety and ensure drivers and fleets are held to the highest levels of compliance.

To read the mandate in its entirety, click [here](#). Lloyd Sadd Insurance Brokers Ltd will provide any relevant updates as they are announced.