

Nando Iannicca
Regional Chair & CEO

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RECEIVED

June 21, 2021

REGION OF PEEL
OFFICE OF THE REGIONAL CLERK

June 21, 2021

Hon. Caroline Mulroney
Minister of Transportation
Caroline.mulroney@pc.ola.org

Hon. Kinga Surma
Associate Minister of Transportation
Kinga.surmaco@pc.la.org

Motion Regarding Administrative Monetary Penalties System

Dear Ministers Mulroney and Surma,

As you know, the *Getting Ontario Moving Act, Bill 107*, once proclaimed, will allow for a future Administrative Monetary Penalties System (AMPS) to be developed in the Province of Ontario to reduce the current burden that automated enforcement programs have on the local court systems. The Region of Peel appreciates the framework that the Province continues to build for automated enforcement programs, such as Automated Speed Enforcement, Red Light Camera Enforcement, and Automated School Bus Camera Enforcement, especially the direction the Province is taking towards a transition to AMPS.

On behalf of Regional Council, I am requesting that the Province address the current regulatory challenges that are preventing the Region of Peel from realizing the full safety benefits of our automated enforcement programs. This includes challenges related to Automated Speed Enforcement programs in Ontario that currently requires provincial offence tickets issued under the provincial Highway Traffic Act to be prosecuted by the local court system. Due to limited local court and penalty processing capacity under this current system, the effectiveness of Automated Speed Enforcement programs are severely diminished.

Implementation of Automated Speed Enforcement cameras in select school and community safety zones is a critical part of the Region's Vision Zero Road Safety Strategic Plan. In addition, as permitted by the Province, the Region is establishing a Red Light Camera program for enforcement of Red Light Signal violations at select intersections. Further, as part of its Vision Zero objectives, the Region is eager to initiate an Automated School Bus Camera Enforcement programs as outlined in Ontario Regulation 424/20.

In order to ensure that these automated enforcement programs are effective in helping to keep Peel's roads safe, on May 27, 2021, Regional Council passed a motion (attached) requesting that the Province expeditiously enact legislation to allow the use of AMPS to process automated enforcement violations. This includes the implementation of all necessary legislative amendments and supporting regulations that would direct the net revenue from automated enforcement penalties to municipalities.

REFERRAL TO _____
RECOMMENDED _____
DIRECTION REQUIRED _____
RECEIPT RECOMMENDED ☒

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To ensure the Region is able to effectively implement an Automated School Bus Camera Enforcement program in advance of AMPS, the completion of the 'Certificate of Offence' and 'Offence Notice' forms is absolutely necessary. As indicated in a previous October 15, 2020 correspondence, this program would complement our traditional police enforcement to help make the roads safer for more than 68,000 students, and their families, that travel across Peel every day.

The Region of Peel appreciates that the Province has initiated consultations with various stakeholders, such as the Association of Municipalities of Ontario (AMO) and the Ontario Traffic Council (OTC), in order to begin the necessary legislative changes to allow AMPS to be used for various electronic enforcement programs in Ontario. We would be delighted to participate in future discussions either directly or through our partners in the AMO and OTC. As the Region implements its Vision Zero road safety initiatives, through the attached motion, the Region is also requesting that the Province draw to a close the pilot phase of their Automated Speed Enforcement Project and consider expanding applicability outside the currently stipulated Community Safety Zones and School Zones.

In addition, as we continue to seek opportunities to increase roadway safety for all road users, I would like to invite you to be part of a roundtable along with your ministry colleagues and community partner to discuss this critical priority. We will contact your office with more details about this roundtable in the near future. We look forward to continuing to work with you and your ministry to support the development of effective safety-focused automated enforcement programs.

Kindest personal regards,



Nando Iannicca
Regional Chair & Chief Executive Officer

**Resolution
Regional Council Meeting**

Agenda Number: 23.2

Date: Thursday, May 27, 2021

Moved by Councillor Saito

Seconded by Councillor Downey

Whereas Automated Speed Enforcement programs in Ontario currently require the issuing of provincial offence tickets under the provincial *Highway Traffic Act* prosecuted by the local court system;

And whereas, the *Getting Ontario Moving Act*, Bill 107, once proclaimed, will allow for a future Administrative Monetary Penalties System (AMPS) to be developed which will help reduce the burden on the local court system;

And whereas, Regional Council has endorsed the implementation of Automated Speed Enforcement cameras in select school and community safety zones of Peel as part of the Vision Zero Road Safety Strategic Plan through Resolution 2020-435;

And whereas, Ontario Regulation 277/99, Red Light Camera System Evidence gave municipalities the option of establishing a Red Light Camera program for enforcement of the Red Light Signal violations;

And whereas, Regional Council approved the implementation of the Red Light Cameras within the Region of Peel at the Regional intersections through Resolution 1999-1365;

And whereas, Ontario Regulation 424/20, which came into effect September 1st, 2020, introduced a regulatory framework which sets out evidentiary rules to govern automated school bus stop arm camera programs enforced through the *Provincial Offences Act* and prosecuted by the local court system;

And whereas, Council directed the Regional Chair to write to the Minister of Transportation on October 15, 2020 to advocate for changes that would allow municipalities to create automated school bus stop arm camera programs and a Central Processing Center in Peel Region that can effectively and efficiently process all Automated Traffic Enforcement Programs through an Administrative Monetary Penalty System and to allow revenue from penalties to be directed to municipalities, as recommended by the Automated School Bus Camera Working Group and endorsed through Resolution 2020-446;

And whereas, the *Moving Ontarians More Safely Act, 2021* includes a proposal to introduce Administrative Monetary Penalties for Automated Speed Enforcement, Red Light Camera and Street Car Camera infractions in the extended summary list of proposals;


Therefore be it resolved, that the Council of The Regional Municipality of Peel requests the Province to enact legislation to allow the use of Administrative Monetary Penalties System to process Automated Enforcement violations, including the implementation of all necessary legislative amendments and supporting regulations that would direct the net revenue from Automated Enforcement penalties to municipalities as soon as possible and that Council directs the Regional Chair, on behalf of Regional Council, to send this request to the Minister of Transportation and the Associate Minister of Transportation;

And further, that Council directs the Regional Chair, on behalf of Regional Council, to write to the Minister of Transportation and the Associate Minister of Transportation requesting that the Province draw to a close the pilot phase of their Automated Speed Enforcement (ASE) Project and consider expanding applicability outside the currently stipulated Community Safety Zones and School Zones to further increase roadway safety for all road users;

And further, that the Regional Chair host a round table on road safety in the Region of Peel with appropriate ministries and stakeholders;

And further, that a copy of this resolution be forwarded to the local municipalities, the Association of Municipalities of Ontario, Peel-area MPPs, the Attorney General and the Solicitor General for their awareness and support.

Carried



Regional Chair