



TO: Chair and Members of the Board of Health

FROM: Bryna Warshawsky, Acting Medical Officer of Health

DATE: 2013 April 18

OPEN ONTARIO COMPLIANCE INITIATIVE – LONDON PILOT PROJECT

Recommendations

It is recommended that Report No. 057-13 re “Open Ontario Compliance Initiative – London Pilot Project” be received for information.

Key Points

- The Middlesex-London Health Unit is involved in the “Open Ontario Compliance Initiative – London Pilot”, which is being led by the Ministry of Community Safety and Correction Services.
- The project, which will run from December 2012 to December 2013, is funded under the Ontario Government’s “Open for Business” initiative.
- The initiative’s goals are to help implement Ontario’s Modern Compliance Framework and Modern Regulator initiatives by creating greater coordination and collaboration between regulators and supporting effective risk-based compliance activities and a less burdensome inspection process for businesses.
- Results of the pilot will be shared with the Board of Health in early 2014.

Background

In December 2012, the Health Unit received an invitation from the Ministry of Community Safety and Correction Services to participate in the “Open Ontario Compliance Initiative – London Pilot”. This pilot project will run from December 2012 to December 2013.

This project is being funded under the Ontario Government’s “Open for Business” initiative, which intends to create faster, smarter and streamlined government-to-business services and to establish a modern government. Twenty ministries with regulatory responsibilities are currently working to implement the “Framework for Modernizing Ontario’s Regulatory Compliance System.” A key element of this framework is the Regulator’s Code of Practice, which aims to improve compliance work by focused efforts on education, support and guidance, and by promoting a transparent, fair, consistent and streamlined regulatory environment for businesses.

The objectives of the “Open Ontario Compliance Initiative – London Pilot” project are to help implement Ontario’s Modern Compliance Framework and Modern Regulator initiatives by:

- Creating greater coordination and collaboration between regulators;
- Achieving compliance through public education and supportive business practices; and,
- Supporting effective risk-based compliance activities and less burdensome inspection processes for business.

The London Pilot Project

The Ministry of Community Safety and Correctional Services is engaging local jurisdictions that have compliance/enforcement responsibilities regarding provincial statute/regulations, focusing on:

- Restaurants and bars;
- Lottery and gaming kiosks, and break-open tickets; and,
- Tobacco retailers.

The City of London was specifically selected for this pilot project given the mature compliance and enforcement regime that is already instituted within the city, the strong collaborative relationships that already exist between the local and provincial regulatory and enforcement agencies, and the number of premises identified for the pilot within city limits.

Provincial and Local Enforcement/Regulatory Agencies Involved

Provincial Ministries/Provincial	Local Enforcement/Regulatory Agency
Ministry of Community Safety and Correction Services <i>Private Security and Investigative Services Act</i>	Middlesex-London Health Unit <i>Smoke-Free Ontario Act & Health Protection and Promotion Act Food Premises Regulation</i>
Ministry of Finance <i>Tobacco Tax Act</i>	London Fire Department <i>Fire Protection and Prevention Act</i>
Ministry of Labour <i>Employment Standards Act & Occupational Health and Safety Act/Regulations</i>	London Police Services <i>The Criminal Code</i>
Office of the Fire Marshall	City of London <i>Building Code, Zoning, Licensing Services/Bylaw</i>
	Alcohol and Gaming Commission and OPP <i>Liquor License Act and Regulations</i>

Project Phases and Next Steps

Phase 1 – December 2012 to March 31, 2013

During the assessment/planning phase, agencies assessed their current inspection activities to identify opportunities for information-sharing and for cross-learning about their respective jurisdictional priorities. In addition, the agencies planned collaborative compliance activities based on assessments of both the risk and the educational opportunities for the candidate establishments.

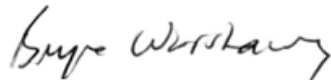
Phase 2 – April to September 30, 2013

This is the action phase where contributing agencies are undertaking collaborative multi-agency compliance activity, focused on the identified higher risk establishments.

Phase 3 – October to December 31, 2013

The initiative will conclude with a three-month evaluation phase that will identify longer term continuous improvement strategies and explore opportunities for continued collaboration and cooperation.

At the conclusion of the project, the results of the project will be brought to the Board of Health for information. This report was prepared by Ms. Linda Stobo, Manager, Chronic Disease Prevention and Tobacco Control Team.



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Acting Medical Officer of Health

This report addresses the following requirement(s) of the Ontario Public Health Standards: Foundations: Principles 1, 2; Comprehensive Tobacco Control: 1, 5, 7, 11, and 13; Sections 1(a) (b) (h) & (i) and 2(b) & (d) of the *Food Safety Protocol* under the *Food Safety Standard, Environmental Health Program Standards*