



May 15 2017

**Safer skies for all: An open letter to the Honourable Marc Garneau, Minister of Transport**

The Hon. Marc Garneau, MP, PC  
Minister of Transport  
330 Sparks Street  
Ottawa, ON  
K1A 0N5

Dear Minister,

Four Canadian pilots' unions have spent a large amount of money to create a colourful website with many fine graphics, bullet points and an earnest call for support from the public. Boiled down, it's got a clear message that the current fatigue regulations are unsafe, and must be changed.

Canadians and Parliamentarians alike are being steamrollered. And it's time that all the facts came out.

We are a coalition of nine regional and national aviation associations, representing commercial air operators from across the country who are trying to push back against the biased information propagated by the airline pilots' unions.

We represent the aircraft operators who get lost in the noise – commercial aircraft operators flying where scheduled service does not, regional and northern services providing lifelines to hundreds of communities and hamlets, search and rescue, medevac and more. We land on gravel, ice and water, as well as paved runways, with our turboprops, helicopters and jets. We go where people need us, when they need us. We are part of the infrastructure that makes Canada, with its vast size and small population, a major trading nation and the envy of the world.

We are not ultra long-haul scheduled airlines.

The pilots' unions have lost sight of this. In order to make a point with dubious facts they have tried to convince you that any commercial flight requires the same type of fatigue rules as long-haul international flights, with their oft-repeated mantra "a pilot is a pilot is a pilot". But, repetition doesn't make it true.

The truth is that anyone flying an aircraft for a purpose other than touring around with friends and family needs a commercial pilot's license – even if it's someone who takes people into a seasonal fly-in fishing site in northern Ontario, supplies a northern hamlet or fights fires.

Just as there are specialized licenses for different vehicle drivers, there are many types of pilot's license. Transport Canada recognizes that a "pilot is *not* a pilot is *not* a pilot", providing nine different types of licenses, with nine additional ratings. If the simplistic refrain of "a pilot is a pilot is a pilot" were valid, your department officials could save themselves a lot of time by simply issuing a single one-size-fits-all airline transport pilot licence to everyone.

Of course, that would be absurd, like forcing a car driver to certify to drive semis, school busses and tow trucks. But it is no more absurd than where we are today with the proposed new fatigue management regulations. These rules are designed to manage fatigue on flights that can last 12 hours or more, but Transport Canada wants to impose the exact same rules on the fly-in fishing camp pilot.

Transport Canada's direction is even more inexplicable because this one-size-fits-all regulatory approach defies its own entrenched policies in the Canadian Aviation Regulations, which consist of regulations tailored for different aviation segments. Transport Canada has also turned a blind eye to the measured and well-received Canada Transportation Act Review panel recommendations of 2016 which state that regulations should be developed to fit different segments of the aviation community.

Transport Canada has refused to step back from this blunt instrument approach and released its intended regulations at the end of March 2017. Ironically, even the unions are unhappy with what Transport has proposed.

This is the inevitable outcome of a one-size-fits-all approach: it is a compromise that, at the end of the day, fits no one. Not the small businesses and communities who would be hurt by unnecessary over-regulation, and not the unions which are now demanding more regulation. The only thing this approach seems to accomplish is to simplify the amount of internal work for regulators, who only have to produce one single set of regulations.

But, as everyone knows, there is no such thing as simple answers to complex questions. Is our safety being compromised because Transport Canada does not have the motivation to get it right? Canada already has one of the safest commercial aviation systems in the world – but these proposed new regulations will not make it any safer for anyone – only more complicated for pilots and costlier for the traveling public.

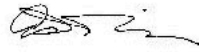
Minister, we have a solution: press "pause" and then when really ready, "restart". Yes, this process has been going on for seven years and everyone is fatigued-with-fatigue. But it was a flawed process from the start, with weak or false assumptions leading to even worse proposals and decisions. It is difficult to admit that we've been heading down a wrong path, but that is what we have done. If nothing changes, the result will be something that no one wants: one regulation that doesn't fit our diverse Canadian commercial aviation needs; fewer flights and costlier service to many small communities, and a shortage of pilots.

The unions don't have a monopoly on safety. Lives are precious to all of us. Safety is the first priority for all of our associations, and the primary concern of every aircraft operator, many of whom are pilots themselves, flying their own aircraft. To suggest otherwise is deliberately misleading. Canadians deserve better than that – they deserve the whole truth. They deserve to fly safe, with appropriate regulations on fatigue.

Minister, we stand ready to continue to work with your officials until we can all be sure we have it right.



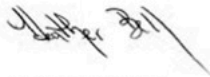
Les Aalders, Executive Vice President  
Air Transport Association of Canada



A.D. (Bram) Tilroe, Director  
Alberta Aviation Council



Jean-Marc Dufour, President & CEO  
Association Québécoise du transport aérien



Heather Bell, Chair  
British Columbia Aviation Council



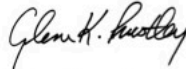
Rudy Toering, President & CEO  
Canadian Business Aviation Association



Fred Jones, President & CEO  
Helicopter Association of Canada



Ed Ratzlaff, Executive Director  
Manitoba Aviation Council



Glenn Priestley, Executive Director  
Northern Air Transport Association



Janet Keim, President  
Saskatchewan Aviation Council