

## ABANDONED VESSELS: IMPROVING OVERSIGHT AND ACCOUNTABILITY

In response to more than a decade of calls from the Union of British Columbia Municipalities in May 2017 Transport Canada announced an Abandoned Boats Program (ABP) to assist in the assessment, removal and disposal of abandoned and/or wrecked small boats that pose a hazard in Canadian waters.

The objectives of the ABP are to:

- Reduce the number of abandoned and/or wrecked boats in Canadian waterways and the hazards they pose
- Contribute to the protection and preservation of the environment
- Reduce the impacts of these boats on Canadian coastal communities
- Enhance economic opportunities
- Increase awareness of the boat owners' responsibilities.

The ABP has multiple components, such as helping educate small vessel owners about how to responsibly manage their vessels and supporting research on vessel recycling and environmentally friendly vessel design. The assessment and removals component of the program funds vessel removal assessments and the permanent removal and disposal of abandoned small wrecked vessels<sup>3</sup>.

Eligibility for funding include recipients such as;

- Provinces, territories, municipalities and local governments
- Indigenous groups, communities and organizations
- Private ports and/or marinas
- Canadian port authorities
- For-profit and not-for-profit organizations

The second call for proposals from the federal government for the assessment and removal of abandoned vessels closed March 15, 2018. Eligible activities for cost reimbursement include conducting vessel removal assessments and removal and disposition of abandoned vessels. Overall, the ABP has pledged that it will provide up to \$5.6M over 5 years to projects that must be completed by March 31, 2022.<sup>4</sup>

The federal government committed \$260K<sup>6</sup> and \$300K for assessments and removals under the ABP in 2017. In comparison, it cost \$1.2M to remove the Viki Lyne II from Ladysmith Harbour.

On March 12, 2018 Transport Minister Garneau announced \$240K for 21 vessel removals in Canada as part of the first round of ABP funding.

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<sup>3</sup> <http://www.tc.gc.ca/en/programs/abandoned-boats-programs.html>

<sup>4</sup> [Tc.gc.ca/eng/apply-abp-ar-r-funding.html](http://www.tc.gc.ca/eng/apply-abp-ar-r-funding.html)

<sup>6</sup> \$260K in 2017 is for abandoned and/or wrecked vessels in federally-owned small craft harbours

The Chamber of Commerce supports these measures and their continuation.

Several bills have been introduced in parliament to further address the issue of abandoned vessels, however, there remains no comprehensive strategy and jurisdiction that requires the removal and/or recycling of abandoned vessels before they become serious environmental or navigational hazards.

Bill C-64 *An Act respecting wrecks, abandoned, dilapidated or hazardous vessels and salvage operations* focuses on restoring and protecting marine ecosystems and habitats, using new tools and research, as well as taking measures to address abandoned boats and wrecks. The Bill which went to a first reading in the House of Commons on October 30, 2017, enacts the Wrecked, Abandoned or Hazardous Vessels Act, which is legislation that promotes the protection of the public, of the environment, including coastlines and shorelines, and of infrastructure by regulating abandoned or hazardous vessels and wrecks in Canadian waters and by recognizing the responsibility and liability of owners for their vessels<sup>7</sup>.

The proposed legislation includes, but is not limited to<sup>8</sup>:

- Prohibiting the leaving/disposal of a dilapidated vessel in the same place for more than 60 days without authorization and;
- Establishing an administration and enforcement scheme, including administrative monetary penalties.

Bill C-64 does not adequately address jurisdictional gaps and may continue to leave coastal communities and taxpayers with the burden of dealing with abandoned vessels unless it is amended.

Recommendations to address these jurisdictional gaps include designating the Canadian Coast Guard as the agency responsible for directing the removal and recycling of abandoned vessels, improving the vessel registration system, and creating a fee to help cover the cost of vessel disposal, as was implemented in Washington state in 2003. These recommendations have been discussed at length by the Standing Committee on Transport, Infrastructure and Communities<sup>11</sup>.

The Washington State model for fee collection to cover the cost of disposal is considered to be a successful example by the Islands Trust Council, Islands Trust and many others<sup>13</sup>.

In addition, the creation of a pilot “turn-in program” via a safe recycling facility will assist with preventing vessels from becoming hazards in the future and will support the creation of good green jobs by supporting local marine salvage businesses as Oregon and Washington State have done<sup>14</sup>.

<sup>7</sup> <http://www.parl.ca/DocumentViewer/en/42-1/bill/C-64/first-reading>

<sup>8</sup> <http://www.parl.ca/DocumentViewer/en/42-1/bill/C-64/first-reading>

<sup>11</sup> [www.ourcommons.ca/documentviewer/en/42-1/TRAN/meeting-90/evidence#Int-9967391](http://www.ourcommons.ca/documentviewer/en/42-1/TRAN/meeting-90/evidence#Int-9967391)

<sup>13</sup> [www.ourcommons.ca/documentviewer/en/42-1/TRAN/meeting-90/evidence#Int-9967391](http://www.ourcommons.ca/documentviewer/en/42-1/TRAN/meeting-90/evidence#Int-9967391)

<sup>14</sup> [www.dnr.wa.gov/programs-and-services/aquatics/derelict-vessels/legal-authorities-and-how-program-works](http://www.dnr.wa.gov/programs-and-services/aquatics/derelict-vessels/legal-authorities-and-how-program-works)

The probability of pollution and debris from any abandoned vessel in Canada’s waterways has the potential to negatively impact local fishing, tourism and industry in our communities and should not be underestimated.

On April 29, 2017 the BC NDP announced that if elected, that the Province will show leadership to help clean up and protect our waterways and strike a working group comprised of First Nations, federal, provincial and local government representatives, along with other key stakeholders, with a mandate to develop and recommend a regulatory and funding framework by May of 2018<sup>15</sup>.

To date, local governments, First Nations, marinas, port operators, taxpayers, and businesses are still calling for action.

The Chamber recommends that the Provincial government;

1. Work with the Federal Government in the development of a West Coast wide strategy in cooperation with First Nations and local governments to build a comprehensive strategy and regulatory framework for addressing the financial and environmental risks of abandoned vessels.
2. Fund a study and financial review of the Washington State model of fee collection for the costs of disposal of abandoned and wrecked vessels on the West Coast.

The Chamber recommends that the Federal government;

3. Designate Coast Guard as the agency responsible for directing the removal and recycling of abandoned vessels.
4. Improve vessel registration system information and enforcement by vetting and streamlining data collection
5. Create a pilot “turn-in” program for safe disposal and recycling of abandoned vessels on Vancouver Island.

### **Submitted By**

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<sup>15</sup> <https://mailchi.mp/bcndp/bc-ndp-to-announce-strong-measures-to-clean-up-and-protect-our-waterways?e=%5bUNIQID%5d>