



Treasury Board of Canada
Secrétariat

Secrétariat du Conseil du Trésor
du Canada

Canada

Good Regulatory Practices as the Basis for International Regulatory Cooperation



TBT Side Event on International Regulatory
Cooperation
March 19, 2018

Purpose

1

Regulation in Canada

2

How can GRP enable regulatory cooperation?

3

Canada-United States Regulatory Cooperation Council (RCC)

Regulation in Canada



Legislation

The Parliament of Canada passes legislation which enable regulations



Regulatory proposals

Departments and agencies develop regulatory proposals



Central challenge function

The Treasury Board of Canada Secretariat challenges regulatory proposals

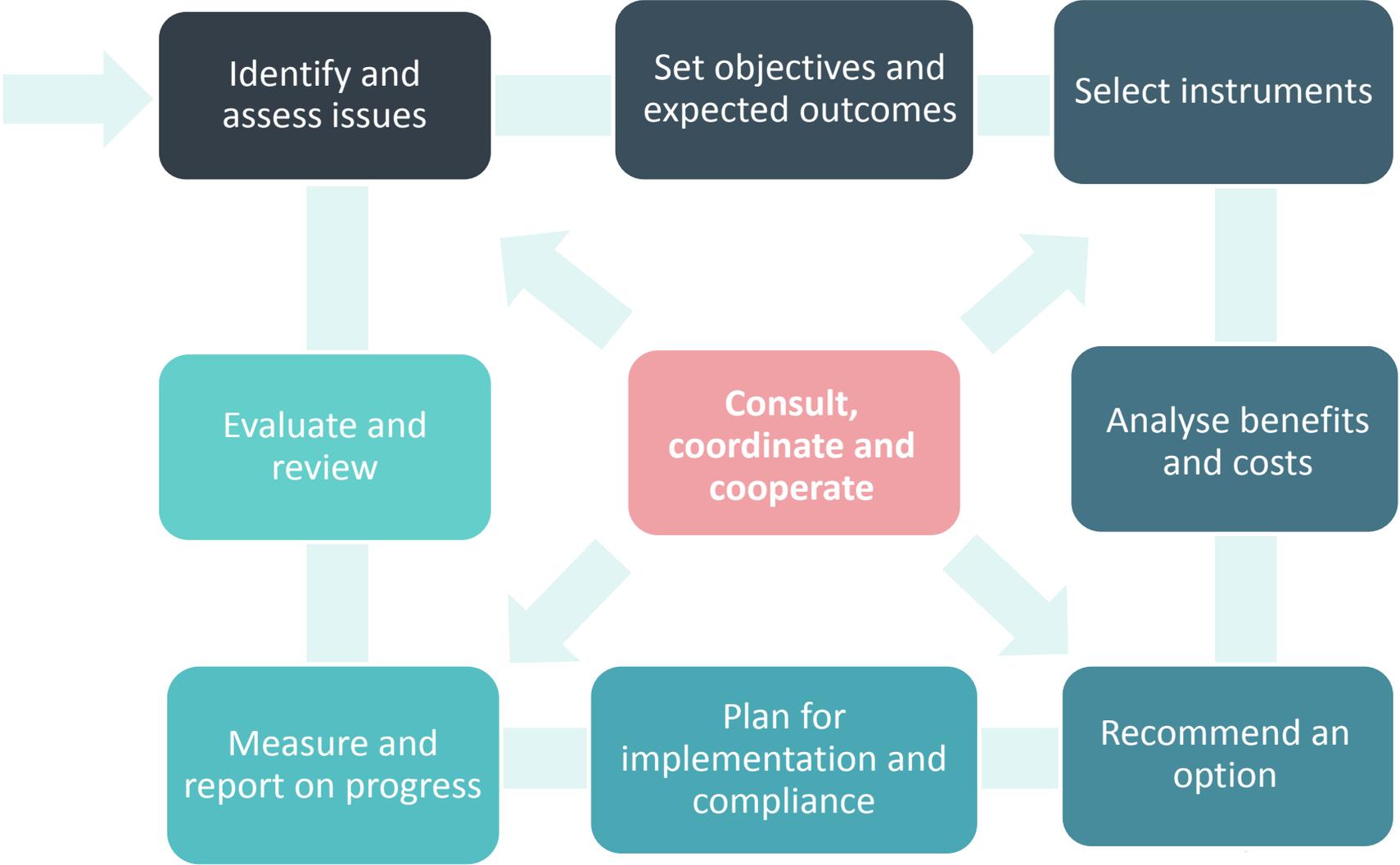


Cabinet review and approval

The Treasury Board considers and approves proposals

FINISH

The life-cycle approach



What is Good Regulatory Practice?

Good regulatory practices are internationally recognizes processes, systems, tools and methods for improving the quality of regulations

2012 OECD Recommendation of the Council on Regulatory Policy and Governance

1. Commit to whole-of-government policy for regulatory quality

2. Adhere to principles of open government

3. Provide oversight of regulatory policy

4. Integrate Regulatory Impact Assessment

5. Conduct systematic programme reviews of regulatory stock

6. Regularly publish reports on performance of regulatory policy

7. Develop a consistent policy covering the role of regulatory agencies

8. Ensure effectiveness of systems for review of legality and procedural fairness

9. As appropriate apply risk assessment, risk management, and risk communication strategies

10. Where appropriate promote regulatory coherence through coordination mechanisms between all levels of government

11. Foster the development of regulatory management capacity at sub-national levels of government

12. Give consideration to all relevant international standards and frameworks for cooperation

Canada's approach to Good Regulatory Practice

Treasury Board of Canada Secretariat

Central oversight body:

- Source of expertise for GRP
- Performs challenge function
- Coordinates Government of Canada regulatory cooperation



Cabinet Directive on Regulatory Management

Outlines requirements for RIA, consultation, evaluation, regulatory cooperation



Administrative burden reduction initiatives

- One-for-One Rule
- Small business lens
- Forward Regulatory Plans
- Service Standards
- Administrative burden baselines
- Interpretation policies



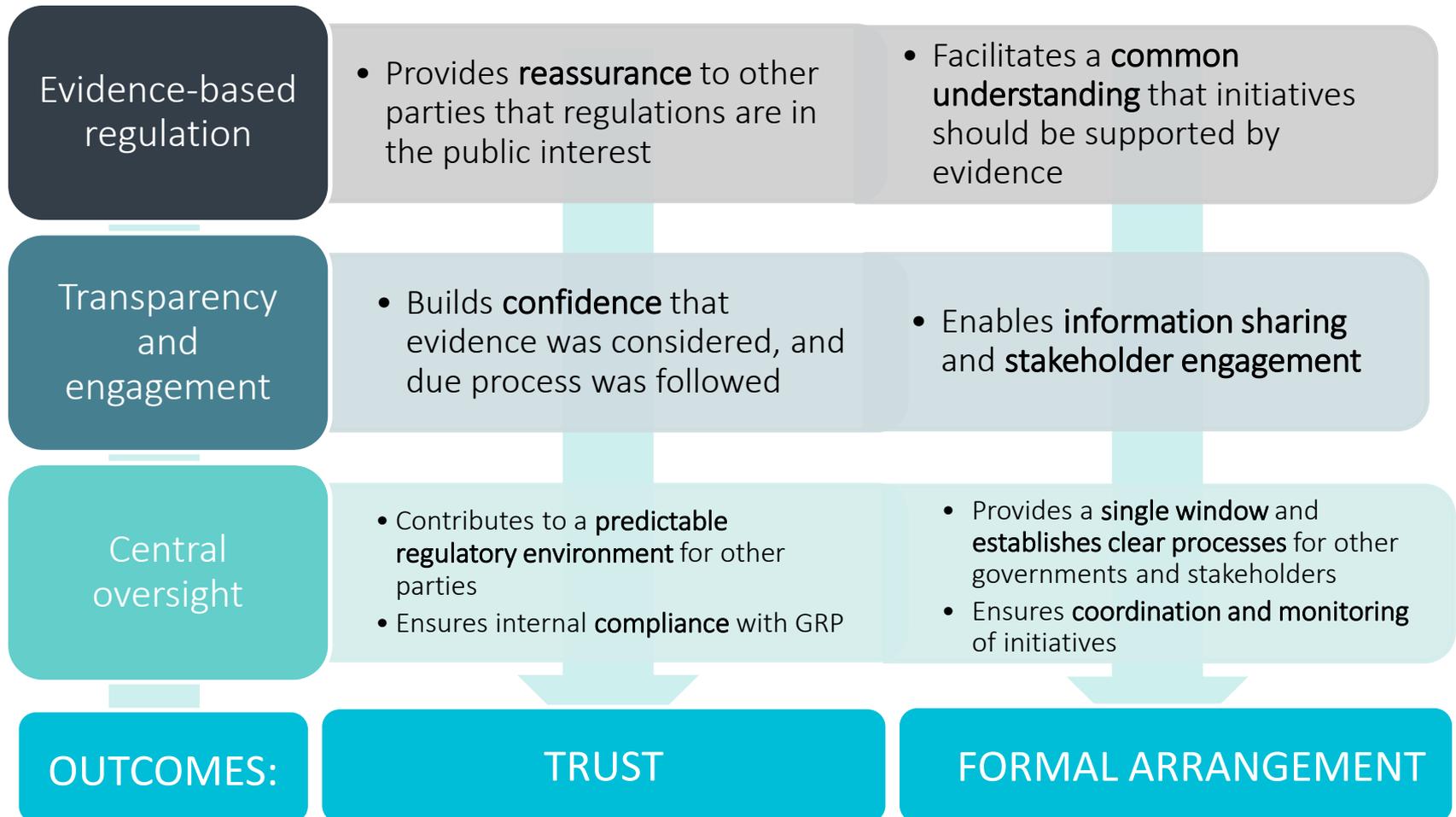
Regulatory cooperation initiatives

- Canada – United States Regulatory Cooperation Council
- Canada-European Union Regulatory Cooperation Forum
 - Canadian Free Trade Agreement Regulatory Reconciliation and Cooperation Table



How can GRP enable regulatory cooperation?

A foundation in GRP builds trust in the quality of regulations and enables formal regulatory cooperation arrangements



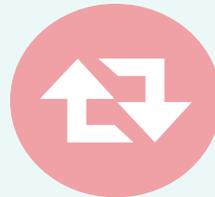
RCC: Trust in quality of regulations

A shared foundation in GRP helps make Canada and the United States comfortable working together



Leadership support

Joint commitment at highest level of government to pursue shared regulatory outcomes



Trust between regulators

Practical approach to regulator-to-regulator cooperation



Stakeholder engagement

Bi-national groups of stakeholders **working together** on mutually beneficial opportunities

TRANSPARENCY (e.g. consultation, online publication)

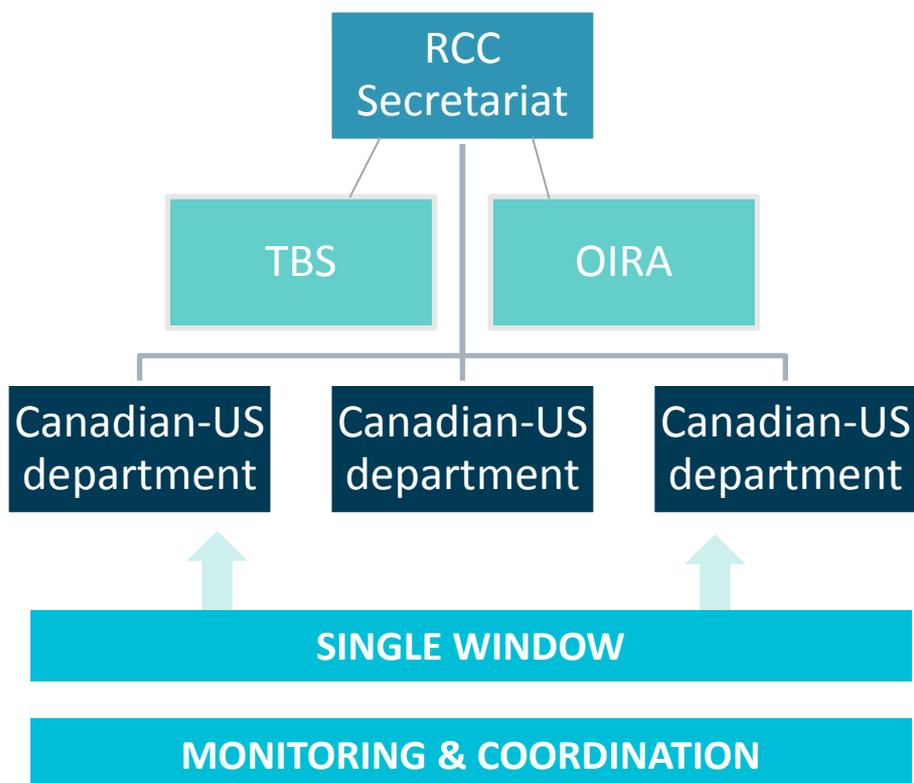
EVIDENCE (e.g. RIA)

OVERSIGHT (TBS, OIRA)

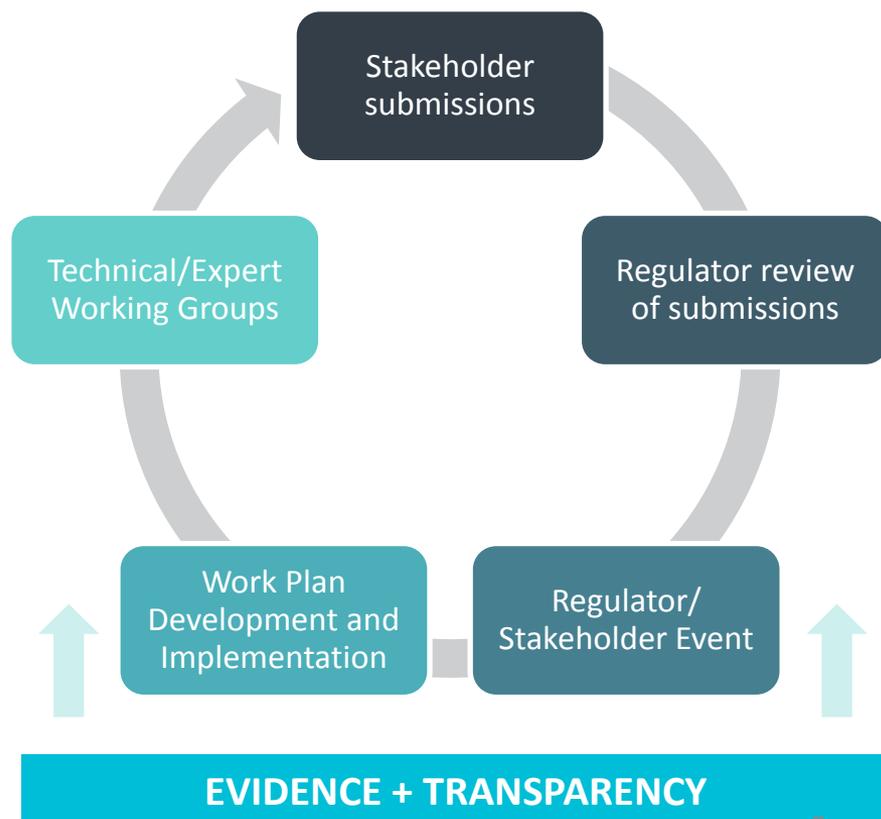
RCC: Formal regulatory cooperation

GRP underpins the RCC's approach to regulatory cooperation

Central oversight body



Life-cycle approach



RCC: Results

Trust in regulatory processes and the RCC's adoption of GRP has contributed to concrete benefits to both Canadians and Americans

Common Electronic Submission Gateway



What: Companies can submit information about a health product market authorization once for both countries

Benefit: \$22 million of savings for the pharmaceutical industry over 10 years

Sunscreen Inspection Pilot



What: U.S. sunscreens enter into Canada without being quarantined and tested for a second time at the border

Benefit: \$100,000 annually of savings per sunscreen for the consumer health product industry

Energy efficiency standards



What: Harmonized standards for products such as refrigerators and air conditioners

Benefit: \$1.8 billion of savings in energy costs by 2030 for Canadian consumers, and \$1.5 million per year for manufacturers

Next-steps for Canada

Canada-United States
Regulatory Cooperation
Council (2011)



Status: Identifying opportunities
for new initiatives (41
stakeholder submissions)

Canadian Free Trade
Agreement- Regulatory
Reconciliation and
Cooperation Table (2017)



Status: Identifying potential
barriers for reconciliation (26
federal submissions)

Canada - European Union
Comprehensive Economic
and Trade Agreement-
Regulatory Cooperation
Forum (2017)



Status: Consulting
stakeholders

Draft Cabinet Directive on Regulation (2018)

Trade negotiations (e.g. NAFTA, Pacific Alliance)
and global discussions (e.g. OECD, APEC)

Thank you

For more information, visit...



rcd-dcrm@tbs-sct.gc.ca



www.canada.ca/regulatory-cooperation



@TBS_Canada #cdnregcoop



Treasury Board of Canada Secretariat



Your Government at Work