
The Canadian Boiler and Machinery Underwriters' Association

L'Association Canadienne des Assureurs Bris des Machines

To all Executive Committee Members of the CB&MUA

MINUTES OF THE ANNUAL GENERAL MEETING

The Annual General Meeting of The Canadian Boiler & Machinery Underwriters' Association was held on Wednesday, February 14th, 2018, at the office of Chubb Insurance Canada, 199 Bay Street, Suite 2500, Toronto, Ontario, M5L 1E2, to consider the following agenda:

Attending:

AVIVA (Jeff Soobramanie)

BI&I (Brian Storey)

Chubb (Suet Chan)

Northbridge (Fred Muldowney-Brooks))

RSA (Brian Wallace)

Sovereign (Michel Rivard, Chairperson)

Travelers (Rob West - phoned in)

Absent: Allianz, FM Global, Gen Re, Intact, XL Catlin and Zurich.

ITEM 1. Welcome and Meeting Call to order:

The Chairperson (Michel Rivard) welcomed all the attendees in the meeting room and on the phone. The meeting was called to order at 9:40 a.m.

ITEM 2. Attendance & Confirmation of Quorum:

With seven (7) Executive Committee Members attending, a quorum was confirmed in accordance with the Association's Constitution & By-Laws.

ITEM 3. Reading a/o Acknowledgement of the Antitrust Statement:

The Antitrust Statement was acknowledged by all the Members in the meeting room and on the phone. The form was then duly signed by all the attendees in the meeting room and by the Executive Secretary on the behalf of Travelers (Rob West). (See attached).



CB&MUA - Antitrust
Statement - AGM - Fe

ITEM 4. Approval of the Notice of Meeting/Agenda:

A motion was made by Fred Muldowney-Brooks and seconded by Brian Wallace to approve the Notice of Meeting/Agenda, as presented. All in favour, the motion carried unanimously. (See attached).



CB&MUA - Annual
General Meeting - Nol

ITEM 5. Approval of the Minutes of the Annual General Meeting held on February 13th, 2017:

A motion was made by Brian Wallace and seconded by Fred Muldowney-Brooks to approve the Minutes of the Annual General Meeting held on February 17th, 2017, as presented. All in favour, the motion carried unanimously. (See attached).



CB&MUA - Annual
General Meeting - Mo

ITEM 6. Report of the Auditor for the 2017 fiscal year (Suet Chan):

A copy of the "Statement of Receipts and Disbursements" for the year ended December 31, 2017, was given to all the attendees. Suet Chan, Treasurer, provided an outline on "Receipts and Disbursements" between the years ended December 31, 2016 and December 31, 2017. An Auditor's Report, duly signed by Susan Edwards, CMA, CPA and dated February 2nd, 2018, was presented at this meeting. This year's report also included a "Statement of Receipts & Disbursements" for the "Annual Engineering Insurance Conference" (AEIC). A motion was made by Brian Storey and seconded by Michel Rivard to approve the "Statements of Receipts and Disbursements", as presented. All in favour, the motion carried unanimously. (See attached).



CB&MUA - Auditor's
Report @ Dec 31, 20

ITEM 7. Reports from the various Sub-Committees, limited to 10 minutes each, as follows:**Reference Sub-Committee (Julie Grenier, Chairperson):**

See attached summary report, as submitted by the Chairperson of the Reference Committee (Julie Grenier), on their meeting activities for 2017. A great deal of focus was put on updating the CB&MUA Policy wording, which was in a great need to be brought up to today's standards. However, a bare bones wording was the first step and a Wording Working Group (WWG) Sub-Committee was created to produce these bare bones wordings, in accordance with the Executive Committee Members' directives. The Executive Committee Members thanked Julie Grenier and her group for all their accomplishments since the last AGM.



CB&MUA - Reference
Committee 2017 Annu

Engineering Sub-Committee (Jacques O'Brien):

See attached Annual Report of activities since the last AGM, as submitted by the Chairperson of the Engineering Sub-Committee (Jacques O'Brien). Jacques was out of the country and was unable to attend. His report details the various meetings that took place in the last year. Many of these meetings involved the TSSA. Mike Adams, Director BPV & Operating Engineers provided updates on TSSA's proposed changes to the Ontario Boiler & Pressure Vessels Act. The Engineering Sub-Committee will continue to have Mike Adams, as a guest, at their quarterly meetings. The Engineering Sub-Committee will first finish with their agenda and fully adjourn their meetings, before inviting Mike Adams in, for his updates on what is happening between the "Ministry Government of Consumer Services" and the TSSA.



CB&MUA Engineering
Sub-Committee 2017

Minutes of Meeting

- **Liaison with Provincial Chief Inspectors, B51 & B52 Meetings (Nordia Brown):**

Nordia Brown, the new CB&MUA Liaison to the Association of Chief Inspectors (ACI) and the B51 & B52, attended their meetings held from August 21 to 24, 2017, in Moose Jaw, Saskatchewan. (See attached notes).



CB&MUA - ACI, B51
& B52 Presentation -

The Association of Chief Inspectors is comprised of the chief boiler inspectors from every Canadian Province and Territory, and representatives from the Government of Canada, the Canadian Nuclear Safety Commission, and the National Board of Boiler and Pressure Vessel Inspectors. The purpose of these meetings is to share information and to promote a harmonized approach to the application of adopted codes and standards across Canada.

The CSA B51 and B52 technical committees are made up of subject matter experts from industry and regulatory organizations. They work together to manage ongoing development and revision of the CSA B51 Boiler, Pressure Vessel, and Pressure Piping Code, and the CSA B52 Mechanical Refrigeration Code. Both technical committees' business included the review of ballots for proposed changes to these codes. Each of these codes is on a five-year publication schedule, with a new edition of CSA B52 due to be published in 2018, and a new edition of CSA B51 due in 2019. Interested parties may wish to monitor CSA Group's public review website found at "<http://publicreview.csa.ca>". Their next meetings will be held in Montréal, Québec from August 20 to 23, 2018. The Executive Committee thanked Nordia Brown for her presentation and for taking over the Liaison position from Paul Sterescu.

- **TSSA Advisory Council (Kavita Ramcharan):**

Kavita Ramcharan, BI&I, is the CB&MUA Liaison to the TSSA. Kavita made reference to the two letters dated February 2nd, 2018, sent by Mike Adams, Director Boilers & Pressure Vessels and Operating Engineers Safety Program, with respect to amendments to the Ontario's BPV's Regulation. The first one was sent to all the Insurers licensed to underwrite BPV's, and to all Third-Party Inspection Providers and interested parties. The second one was addressed to all Owners of BPV's regulated under the Ontario's Boiler & Pressure Vessels Regulation. (See copies attached).



CB&MUA - BPV
Regulation Change N



CB&MUA - BPV
Regulation Amendme

Minutes of Meeting

Moving forward and effective July 1, 2018, the object owners will have to contact the TSSA directly in order to obtain their Certificate of Inspection (COI), based on the Record of Inspection (ROI) produced by the Insurer or an Authorized Inspection Agency (AIA). The COI's fee is still to be determined, but is estimated to be \$75.00 annual fee per BPV. This annual fee is expected to drop substantially, as soon as the TSSA has received all the data and a full list of all certifiable BPV's in Ontario, along with their frequency (i.e. every year, every two years or every three years). Stay tuned for the final cost of a COI's. Please visit the TSSA website (TSSA.ORG) for more information on this topic. The Executive Committee thanked Kavita Ramcharan for her presentation and for taking over the CB&MUA Liaison position with the TSSA, from Paul Sterescu.

Annual Engineering Insurance Conference (Amanda Sorsak):

The Annual Engineering Insurance Conference (AEIC) was held on Thursday, October 5th, 2017, at St. Andrew's Club in Toronto. It was another sold out event with a great selection of topics on the agenda and excellent guest speakers. Please refer to the Auditor's Report attached under Item 6, with respect to their Statement of Receipts and Disbursements at December 31, 2017. The next AEIC is scheduled for Thursday, October 4th, 2018, at the Vantage Venues, 150 King Street West in Toronto. The AEIC Committee is still open for sponsorship over and above the ones from 2017. The AEIC Committee is always looking for feedbacks from the attendees. Last, but not least, attached you will find an updated list of the AEIC Committee Members for 2018. The Executive Committee thanked Amanda Sorsak and her group members for another very successful annual conference, notwithstanding the attendance fee increase to \$250.00.



CB&MUA - AEIC
Committee Members (

- **Liaison with the Insurance Bureau of Canada (Mark Rolfe):**

Mark Rolfe, Northbridge, is the CB&MUA Liaison with the Insurance Bureau of Canada (IBC). He is presently the Chair of the Insurance Advisory Group. This Committee strictly works on Habitational wordings (Personal Lines), Liability wordings and Commercial Property wordings. Mark commented on the eight meetings held in 2017. He provided a power point presentation on the following topics (see copy attached):

- IBC Wording Advisory Group:
- IBC Commercial Property Task Force:
- IBC Commercial Property Task Force's "Parking Lot": and
- IBC Commercial Property Task Force's outstanding "Parking Lot" issues.



CB&MUA - Mark
Rolfe IBC Presentatio

Mark also talked about the "Oxford comma" (see article attached). This court case gained international notoriety last year, when the U.S. Court of

Minutes of Meeting

Appeals for the 1st Circuit ruled that the missing comma created enough uncertainty to side with the drivers in this case. This took place in Portland, Maine, USA. Mark asked the IBC to look into this issue, which should be addressed at their next meeting. The WWG will keep in mind this court case when working on Phase 2 of the Boiler policy wording.



CB&MUA - Oxford
Coma Case @ Feb 13

Mark mentioned some topics that could apply to a boiler policy. He made reference to the word "derangement", which is not defined under a boiler policy. A judge said that "derangement" applies to human beings only, thus the need perhaps, to define this word in a boiler policy. Another topic was a turbine with a crack in it, which was still within tolerances. Coverage was placed. The turbine was no longer in tolerance and a huge loss developed for both physical damage and business interruption. Also mentioned was whether the war exclusion excludes cyber risks. Cyber did not exist when the war exclusion was written, so it could be argued that the war exclusion does not apply. Should we be amending the war exclusion to address cyber risks? IBC is looking into this topic.

- **Golf Tournament (Jean-Guy Turmel):**

Jean-Guy confirmed that our 19th Annual CB&MUA Golf Tournament is booked with ClubLink and will be held, once again, at Hidden Lake Golf Club (HLGC) in Burlington, Ontario, on August 16th, 2018. Please mark your calendars accordingly.

After a long discussion with John Cormier at HLGC, we finally managed to get confirmation from ClubLink to a 10:00 am shotgun start, and this is stated in our contract signed with ClubLink. It has always been 9:00 am in the contract, but John Cormier allowed us to start at 10:00 am. He also confirmed that we can also add to last year's number of golfers, and that he will extend the number of holes allocated to our tournament. As you probably remember, Hidden Lake blocked the back nine for us, making the flow very challenging. This year, if we have the same amount of players or more, he will open up a few holes in the front nine for us. He will call the day a maintenance day, thus the course will be closed to their membership. For this to happen, we need a firm number of golfers, at least nine (9) days prior to our tournament. Again this year, we will make sure that all the attendees walk away with an individual prize. Any donated or sponsored prizes will be used for our door prizes draws.

In early June, Jean-Guy will send to all the Executive Committee Members our Annual Golf Tournament Notice. Stay tuned. Thank you for your continued support of our annual golf event. See you all at Hidden Lake Golf Club on August 16th, 2018.

- ITEM 9. Election of new members of the Executive, Reference and Engineering Committees (if any), and confirmation of the Representatives and Alternates:** The list of Representatives and Alternates (if any) on the Executive Committee and the Sub-Committees was circulated and updated, as needed. The emphasis was put on making sure that all the Committee Members, shown on the various Committee lists (either the Representatives or their Alternates), are willing to attend the scheduled meetings.

ITEM 10. Any other business that may come before the Association:
There was no other business put forward to the Executive Committee.

ITEM 11. Closing Remarks and Adjournment:
Michel Rivard concluded by thanking everyone for attending this AGM.
Brian Wallace made a motion to adjourn, seconded by Fred Muldowney-Brooks.
The meeting adjourned at 12:00 noon.

NOTE: These minutes of meeting will be approved at the next AGM in 2019.

Michel Rivard
Chairperson of the Canadian Boiler & Machinery Underwriters' Association

Jean-Guy Turmel
Executive Secretary of the CB&MUA

February 14th, 2018.