



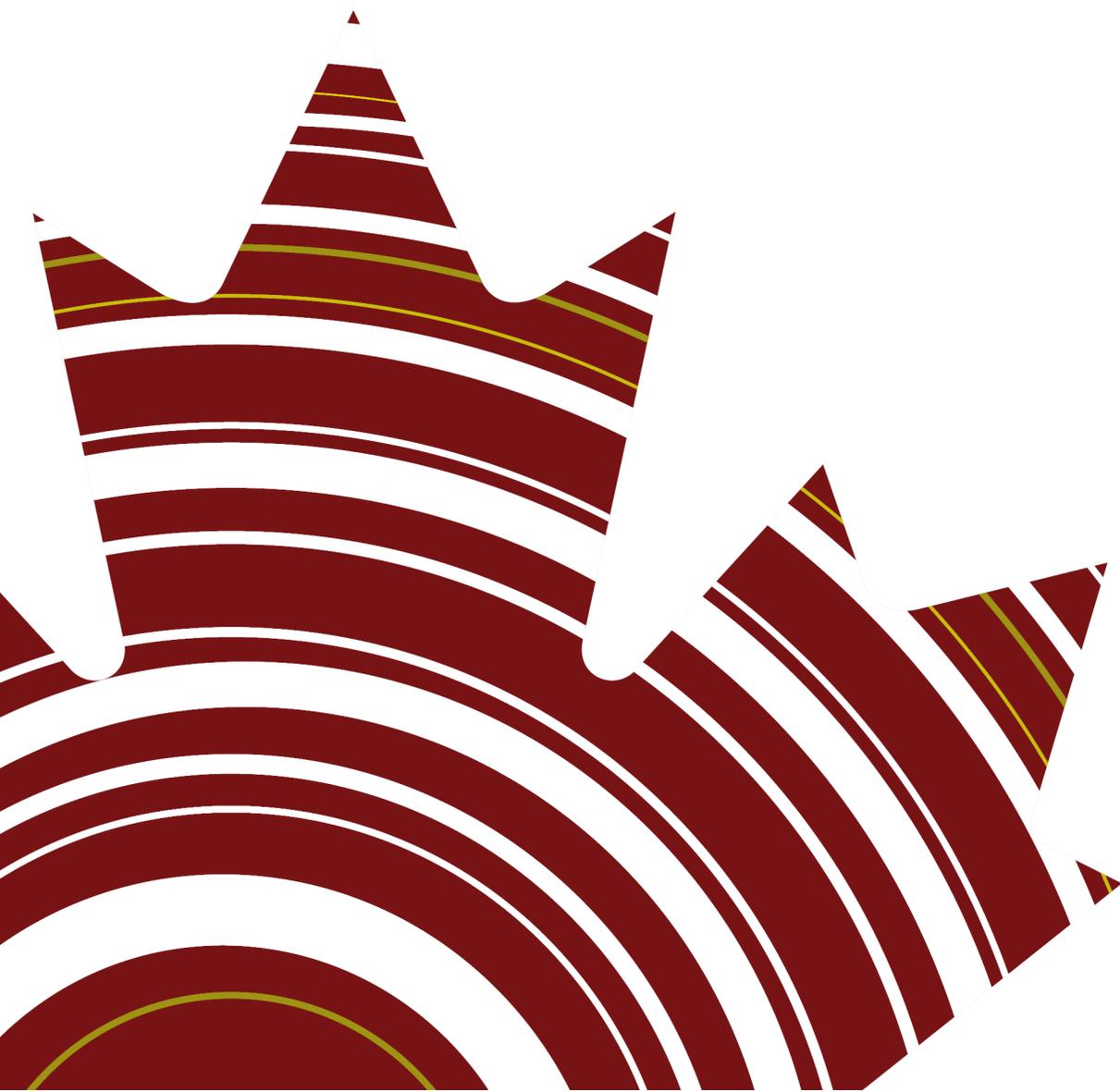
Canadian  
Transportation  
Agency

Office  
des transports  
du Canada

# Accessible transportation — Service dogs: A Guide

Canadian Transportation Agency

**(Draft)**



Canada 

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This is a **draft** guide in support of Phase I of the *Accessible Transportation for Persons with Disabilities Regulations* (ATDPR) which will start to come into effect on June 25, 2020.

Comments can be sent to [OTC.CETA-CEAT.CTA@otc-cta.gc.ca](mailto:OTC.CETA-CEAT.CTA@otc-cta.gc.ca) before the end of April, 2020.

# 1. Purpose

This guide explains the obligations of transportation service providers covered by the *Accessible Transportation for Persons with Disabilities Regulations* (ATPDR), to accommodate persons who travel with a service dog. In particular, this guide explains:

- What is considered to be a service dog;
- What kind of assistance transportation service providers must give to persons who travel with a service dog;
- What are the conditions associated with travelling with a service dog; and
- Travel tips for persons who travel with a service dog.

Transportation service providers not covered by the ATPDR may still have obligations regarding the transportation of service dogs. For more information consult *Accessible Transportation Guides — Introduction*, available soon on the [CTA website](#).

This is not a legal document. The explanations and definitions it provides are for general guidance purposes only. The obligations for providing services to persons with disabilities travelling with a service dog are established in the [ATPDR](#) and reflected in Annex A of this guide.

In case of differences between this guide and legislation or regulations, the legislation or regulations prevail.

## 2. What is considered to be a service dog

The ATPDR define a **service dog** as a dog that

- has been individually trained by an organization or person specializing in service dog training; and
- performs a task to assist a person with a disability with a need related to their disability.

### **Tasks performed by service dogs and proof of training:**

Service dogs perform a variety of tasks to provide support in activities of daily living for a wide range of disabilities, including guiding persons who are blind; alerting persons who have hearing impairments to the presence of people or sounds, such as an alarm or telephone; pulling a wheelchair; recognizing specific changes that happen before a seizure and alerting a person; and providing assistance to a person with post traumatic stress disorder by providing a barrier against other people crowding too close to the person.

There are a variety of organizations and persons that specialize in the training of service dogs according to the disability-related tasks they perform — for example, schools for guide dogs for persons who are blind. Many of these are well-established and have information on their web sites relating to their experience, types of training offered and, in some cases, their membership in, or accreditation by, service dog associations. Carriers can use this information, or ask the person who uses a service dog, when this is needed to clarify the training provided to the dog.

## 3. Assistance provided by transportation service providers

People who rely on service dogs to provide disability-related assistance during their daily living need to be able to travel with their dogs and keep them within their control at all times in order to have as much independence as possible in their travels. A person's service dog is essential for maintaining this independence and must be accepted for carriage under terms which recognize their importance to the person.

The ATPDR require carriers, terminal operators and CATSA (transportation service providers) to offer the following services to a persons travelling with a service dog. Providing these services, in some cases, depends on a person who wishes to travel with their service dog fulfilling certain requirements (see Section 4).

### Accept service dogs for transportation

**All carriers** must accept, subject to the conditions in Section 4, a service dog for transport and allow the dog to accompany the passenger on board.

**Note:** The ATPDR do not address the transportation of items needed at destination, such as medical supplies needed by a passenger with a disability and food and other supplies needed by a service dog. These may be subject to a carrier's usual baggage fee policy, however, passengers may wish to contact their carrier in advance of travel to get information on the carrier's applicable policies.

## Provide appropriate seating and sufficient space for service dogs

**All carriers** must ensure that the seat of a passenger travelling with a service dog provides sufficient floor space for the service dog to lie down at the passenger's feet in a manner that ensures the safety and well-being of the passenger and the service dog.

The floor space must be large enough for the passenger's feet and their service dog and avoid causing either of them injury while ensuring that they can travel in reasonable comfort. Inadequate space and objects, such as baggage restraint bars and seat fasteners located under the seat in front of the passenger, can injure the service dog and hinder its ability to provide the disability-related assistance that the passenger needs. This can also mean that the passenger needs to either place their feet on top of their dog or position them on either side of their dog, which can cause significant discomfort to both.

### **Recommendation:**

There are many factors a carrier needs to consider when determining how much floor space will be sufficient for a service dog. Carriers should obtain information on physical characteristics of the passenger — such as long legs or the inability to bend a knee — and the size and other characteristics of the dog — such as its ability to maintain a curled position — through a dialogue with the passenger.

The CTA's *Accessible Transportation — Space for Service Dogs onboard transportation equipment: A Guide*, available soon on the [CTA website](#), provides information on sizes of dogs and the space recommended for each size, which can be used by carriers to establish a process to ensure that sufficient space is provided to a person with a disability and their service dog.

In some cases, obstructions in the floor space will necessitate the use of floor space at an adjacent seat to ensure that the passenger and their service dog can share the space safely and in reasonable comfort.

**All carriers**, with the exception of ferries that do not offer assigned seating, must provide adjacent seating needed to provide sufficient floor space for the service dog, if the dog is too large to lie down at the passenger's feet in a manner which protects the safety and well-being of the passenger and the dog.

**Canadian carriers** must provide the adjacent seating needed without imposing additional fares or any other charges, when travel is within Canada.

**Exception:** The ATPDR do not prohibit carriers from imposing an additional fare or any other charge for an additional seat needed to accommodate a service dog when travel is between Canada and a foreign country.

**Note:** Carriers cannot charge a seat selection fee for any additional adjacent seat required by a passenger to accommodate their service dog while travelling on a domestic trip.

Where a passenger travelling on an international trip purchases additional seating to accommodate their service dog, the carrier must ensure that it is adjacent to the passenger's seat. The CTA expects that carriers will not charge seat selection fees for these additional seats.

## Permit the use of any washroom in an aircraft

The ATPDR recognize that an aircraft often has washrooms which are larger — for example, washrooms in premium classes of service — and that regular washrooms may be too small for both a passenger and their service dog.

**Air carriers** must permit a passenger who needs the assistance of their service dog to use a washroom, to use the washroom that has the most space, regardless of where the washroom is located.

## Provide service dog relief areas

**Terminal Operators** must provide a designated service dog relief area located outside the terminal.

**Terminal Operators** must also provide a designated service dog relief area on the secure side of the terminal, which can be reached without having to leave the secure area and re-enter it.

**Domestic Ferry Operators** must have a designated service dog relief area onboard a ferry on which passengers are travelling for four or more consecutive hours.

Relief areas in terminals and onboard ferries must be accessible to travellers with disabilities, identified by tactile and Braille signage, and regularly cleaned and maintained.

**Note:** Terminal Operators must publish on their website the location of the service dog relief areas.

Ferry operators are encouraged to let their passengers know where they can find a relief area on the ferry (applicable on trips of four or more consecutive hours).

## Ensure accessible ground transportation from terminals

The ATPDR recognize that, like many passengers, those with disabilities often rely on ground transportation to be able to complete their trip.

**Terminal Operators** that have an agreement with a service provider for the provision of ground transportation from the terminal, including by taxi, limousine, bus or rental vehicle, must ensure that the transportation is accessible to a person travelling with a service dog.

**Recommendation:**

A terminal operator should emphasize the importance of accessible transportation for persons travelling with service dogs with service providers contracted to provide ground transportation from the terminal. This includes emphasizing that a driver of a ground transportation vehicle should never refuse to accept a service dog, including by failing to stop to pick up the passenger and their dog.

## Simultaneously screen a person and their service dog

**CATSA** must, when screening a person who is travelling with a service dog, make every reasonable effort to simultaneously screen the person's service dog.

**Note:** The screening of passengers travelling with service dogs may involve special procedures for service dogs. For example, carrying bags for service dogs must go through the X-ray and may be required to be swabbed for explosive trace detection. More information on the screening of service dogs can be found on [CASTA's website](#).

## Train personnel

Transportation service providers must ensure that their personnel who interact with the public or participate in making decisions or developing policies and procedures that affect passengers with disabilities, including passengers who

travel with service dogs, receive training that provides them with adequate knowledge in respect of the role and needs of a service dog.

## Retain information and documents for future trips

If a carrier requests information or documents from a person who wants to travel with a service dog, the carrier must offer to retain an electronic copy for at least three years.

This avoids a person having to provide the same information or documents each time they travel with the carrier.

**Note:** A carrier may ask a person to confirm, at the time of a new reservation, if information or documents already on file about the person's service dog have changed since they were provided.

### Recommended practice for carriers

Carriers should establish a clear, written policy regarding the transportation of service dogs, including a policy that addresses conflicting disability-related needs — for example, the seating needs of a passenger travelling with a service dog and those of a passenger who has a severe allergy to dogs — and communicate the policy to all relevant personnel.

Carriers should communicate with passengers travelling with a service dog before departure and during travel to ensure they understand the services they will receive and the related requirements, such as providing information or documents regarding their service dog. More information on Communication requirements for persons travelling with service dogs can be found in *Accessible transportation — Communicating with Persons with Disabilities: A Guide*, available soon on the [CTA website](#).

## 4. Responsibilities of persons who travel with a service dog

The ATPDR recognize that carriers are responsible for the safety of their passengers and personnel and that this can require them to impose travel conditions, including on persons who travel with a service dog.

### Provide advance notice

A carrier may require a person who wants to travel with a service dog to provide it with advance notice. This is usually 48 hours notice in advance of departure but it can be as much as 96 hours if the carrier needs information or documentation relating to their service dog.

**Note:** If the person with a disability gives advance notice but the information or documents provided are insufficient or the notice period includes a day that is a weekend day or holiday, the carrier may not be able to complete its assessment of the request. In these cases, the carrier may not be required to provide the service. For this reason, it is important that travellers provide the requested documents or information and make every effort to give advance notice that includes two full business days.

A carrier is required to make a reasonable effort to transport a service dog even if the person is unable to provide advance notice or the information or documents that are requested by the carrier.

Reasonable efforts may mean, for example, asking a passenger to move to a different seat in order that a person and their service dog can occupy adjacent seats.

## Why is it important to provide advance notice

Providing a carrier with adequate advance notice about the need to travel with a service dog will allow the carrier to ensure sufficient space is provided for the dog and that both the passenger and the dog will travel safely and in reasonable comfort.

Where additional seating is required to accommodate a larger service dog, advance notice provides a carrier with a better opportunity to assign appropriate adjacent seats.

Advance notice will also help a carrier to provide both appropriate seating for a passenger travelling with a service dog and a buffer zone for any passenger with a severe allergy to dogs.

## Provide information and documents

**At the time of reservation,** carriers may require a person who wants to travel with a service dog to provide a declaration attesting that the dog has been individually trained by an organization or person specializing in service dog training to perform a task to assist the person with a need related to their disability.

**Before departure,** carriers may require a person who wants to travel with a service dog to provide an identification card or other document that is issued by an organization or person specializing in service dog training. The document would need to identify the person and attest that their service dog has been individually trained by the organization or person to perform a task related to a person's disability.

**Note:** A person who is unable to provide a copy of an identification card or other document in support of their service dog's training when they contact a carrier to make a reservation — for example, because they do not have access to a computer to send an electronic copy — can ask the carrier whether they can make a verbal declaration and follow up with a copy of the required document.

Documentation can be useful to mitigate health and safety risks to passengers, staff and other service dogs. At the same time, persons with disabilities have the right to travel with a legitimate service dog and should not be required to prove, at every step of their travel, that their dog is a service dog. To avoid this, carriers should provide a person with confirmation that their service dog has been approved for travel, for example, by noting this on the person's boarding pass.

## Controlling the service dog

Carriers can require a person travelling with a service dog to control the dog with a leash, tether or harness during travel.

## 5. Travel tips for persons who travel with a service dog

There are things a person who wants to travel with their service dog can do to help avoid problems during their trip:

- Contact the carrier as soon as possible (a carrier may require between 48 and 96 hours advance notice) to find out what information or documents are required. The carrier may already have this in an electronic file if it was provided for a previous trip and the passenger asked that it be kept for future reference (up to 3 years);
- Provide information to the carrier on the size of the dog to ensure that the passenger and their service dog can travel safely and in reasonable comfort;
- Find out the location of relief areas at the terminal (this must be indicated on its website). If travelling on a ferry for 4 or more consecutive hours, ask the ferry operator where the relief area is located;
- Get information on rules and restrictions related to travel with a service dog outside of Canada, including quarantine and permit requirements that may apply in the destination country;
- Find out whether an international health certificate and/or proof of vaccination is required for the service dog;
- Carry certification documents for the service dog, such as a training certificate and, for international travel, vaccination records; and
- Find out whether the security screening process involves any special steps for the service dog.

**Note:** The ATPDR only apply to service dogs and do not address travelling with pets or emotional support animals. Carriers should be contacted for information on the transportation of these other types of animals, including any conditions that may apply.

## 6. We're here to help

For more information and guidance about accessible travel and the CTA's dispute resolution services, please contact us at [info@otc-cta.gc.ca](mailto:info@otc-cta.gc.ca).

# Annex A: Transportation of a service dog — obligations in the *Accessible Transportation for Persons with Disabilities Regulations*

Provisions in the *Accessible Transportation for Persons with Disabilities Regulations* applicable to assistance provided to persons travelling with a service dog are set out in Part 1 (*Personnel Training for the Assistance of Persons with Disabilities*); Part 2 (*Service Requirements Applicable to Carriers*); Part 3, Division 3 (*Technical requirements applicable to Marine Carriers*); Part 4, Division 2 (*Technical Requirements Applicable to Terminal Operators*); and Part 5 (*Requirements applicable to CATSA*).

## Part 1: Personnel training for the assistance of persons with disabilities

**16 (1)** If a member of personnel may be required to interact with the public or to participate in making decisions or in developing policies or procedures in relation to the requirements of these Regulations, they must receive training that provides an adequate level of knowledge and skills to carry out those functions, including training with respect to the requirements of these Regulations and the policies and procedures of the transportation service provider with respect to persons with disabilities.

### Contents of training

**(2)** The training referred to in subsection (1) must provide an adequate level of knowledge in respect of

... **(f)** the role and needs of a service dog.

**Note:** The training obligations do not apply to foreign carriers.

## Part 2: All carriers

### Service requirements applicable to transportation of service dogs

#### Duty to transport

**51 (1)** A carrier must, on the request of a person with a disability who needs to travel with a service dog, accept the service dog for transport and permit the animal to accompany the person on board, subject to subsection (2).

#### Requirements

**(2)** A carrier may require a person with a disability who requests to travel with a service dog to control the dog with a leash, tether or harness during travel and to provide

- (a)** at the time that the person with a disability makes the reservation with the carrier, a declaration attesting that the service dog has been individually trained by an organization or person specializing in service dog training to perform a task to assist the person with a disability with a need related to their disability; and
- (b)** before departure, an identification card or other document that is issued by an organization or person specializing in service dog training that identifies the person with a disability and attests that the service dog has been individually trained by the organization or person to perform a task to assist the person with a disability with a need related to their disability.

## **Electronic copy**

**(3)** The condition in paragraph (2)(b) is met if the person has provided the card or other document referred to in that paragraph to the carrier for the purpose of a previous request for a service and the carrier has retained an electronic copy of it.

## **Additional space for service dog**

**(4)** If, because of the size of the service dog, the passenger seat of the person with a disability does not provide sufficient floor space for the service dog to lie down at the person's feet in a manner that ensures the safety and well-being of the dog and the person, the carrier must provide to the person any passenger seat adjacent to their passenger seat that is needed to provide sufficient floor space for the service dog.

## **Additional passenger seat**

### **Duty to provide additional seating space**

**51 (4)** If, because of the size of the service dog, the passenger seat of the person with a disability does not provide sufficient floor space for the service dog to lie down at the person's feet in a manner that ensures the safety and well-being of the dog and the person, the carrier must provide to the person any passenger seat adjacent to their passenger seat that is needed to provide sufficient floor space for the service dog.

**Note 1:** The obligation to provide additional seating space, where required, without imposing a fare or any other charge, does not apply when the transportation service is provided between Canada and a foreign country.

**Note 2:** If a marine carrier does not offer assigned passenger seats to passengers on a ferry, it is not obligated to provide adjacent seating.

## **Retention of electronic copies**

**59** If, on the request of a carrier, a person with a disability provides the carrier with information, including personal health information, in relation to a request for a service referred to in this Part, the carrier must offer to retain an electronic copy of that information for a period of at least three years for the purpose of permitting the carrier to use that information if the person makes another request for a service.

## **Part 3: Marine carriers**

### **Division 3: Technical requirements applicable to transportation of service dogs**

#### **Designated relief areas**

**178 (1)** A ferry on which passengers are travelling for four consecutive hours or more must have a designated area for service dogs to relieve themselves that a person with a disability may reach by means of a path of travel that is accessible to persons with disabilities and that is

(a) identified by tactile and Braille signage; and

(b) cleaned and maintained on a regular basis.

#### **Signage**

**(2)** The ferry must have signage that indicates the direction to follow in order to access a designated relief area.

## Part 4: Terminal operators

### Division 1: Service requirements applicable to transportation of service dogs

#### Communication of information

**215** A terminal operator must publish, including on its website, information about the services or facilities available at the terminal for persons with disabilities, including information about

... **(c)** the location of designated areas for service dogs to relieve themselves

#### Service provider for ground transportation

**217 (1)** If a terminal operator enters into an agreement or arrangement with any service provider for the provision of ground transportation from the terminal, including by taxi, limousine, bus or rental vehicle, the terminal operator must ensure that the service provider provides transportation that is accessible to persons who are travelling with a mobility aid or any other assistive device or with a service dog, including transportation with vehicles that are capable of carrying non-folding or non-collapsible mobility aids.

### Division 2: Technical requirements applicable to transportation of service dogs

#### Designated relief area

**227 (1)** A designated area for service dogs to relieve themselves must

**(a)** be identified by tactile and Braille signage; and

**(b)** be cleaned and maintained on a regular basis.

## **Signage**

**(2)** The terminal must have signage that indicates the direction to follow in order to access a designated relief area for service dogs.

## **Designated relief area outside terminal**

**(3)** A terminal must have a designated area for service dogs to relieve themselves that is located outside of the terminal and that a person with a disability may reach from the terminal by means of a path of travel that is accessible to persons with disabilities.

## **Direct access from restricted area**

**(4)** A terminal must have a designated area for service dogs to relieve themselves that a person with a disability may reach, from the area of the terminal into which access is strictly controlled, by means of a path of travel that is accessible to persons with disabilities and that does not require the person to exit and re-enter that area.

# **Part 5: CATSA**

## **Requirements applicable to security screening of service dogs and handlers**

### **Assistive device, support person or service dog**

**233 (1)** CATSA must, when screening a person with a disability who uses an assistive device or who is travelling with a support person or a service dog, make a reasonable effort to carry out the screening simultaneously with the screening of the person's assistive device, support person or service dog, as the case may be.