

# Inside Scoop @ EAC

## Upcoming Workshops

- **Return To Work:**  
Jan. 26 - Mississauga  
Feb. 10 - Burlington  
Feb. 19 - Naughton  
Feb. 24 - Ottawa
- **Electrical:**  
Feb. 18 - Kitchener
- **NEER:**  
Jan. 26 - Hamilton
- **Machine Safety:**  
Feb. 10 - Mississauga
- **Ministry of Labour:**  
Jan. 21 - Mississauga  
Feb. 9 - Hamilton
- **Ergonomics:**  
Feb. 11 - Kitchener
- **Appeals:**  
Feb. 2 - Windsor  
Feb. 25 - Scarborough
- **WSIA:**  
Jan. 28 - Scarborough  
Feb. 11 - Hamilton  
Feb. 18 - Naughton

For more info on the above workshops as well as many others or to register [click here](#)

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January 12th, 2010

Your BI-WEEKLY update on:

What's **new**, what's **changing** and what you can do to **enhance your workplace environment...**

## New Year's Message

To our Valued Members:

**Best wishes for a healthy, safe and prosperous 2010**

The EAC is pleased to announce its 25<sup>th</sup> anniversary year:

Helping YOU protect your most valuable assets, your people!

### Advocacy:

The EAC will continue to lobby diligently on your behalf and represent your interests at the table with government. In 2010, some of the EAC's advocacy initiatives include: WSIB Experience Rating (NEER) Review, WSIB New Service Delivery Model Adjustment, Health & Safety Associations (HSAs) Realignment, Joint Health and Safety Committee Certification Program Consultation Paper and a Leadership Role in the Ontario Business Coalition (OBC).

We welcome new members to participate in our Policy & Legislative committee that meets four times a year; excellent opportunity for networking. If you are interested in having your voice heard, please send an email to [info@eacforemployers.org](mailto:info@eacforemployers.org).

### Education:

In 2009 the EAC modified the original Practical Tools Workshop to include more training on the Return to Work and Case Management process; a complimentary CD-ROM with templates is now included (valued at \$49.99). If you have not already registered for this "revised" workshop, or for additional information, please [click here](#).

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## New Year's Message - Continued from page 1

### Education Cont'd:

The EAC is also pleased to announce the addition of a **new** workshop, the **Workplace Safety & Insurance Act (WSIA)**, what you must know. This is a full day workshop and was launched in early December 2009. The goal of this workshop is to provide participants with an introduction to the critical elements of the WSIA and WSIB Operational Policy Manual as well as their application in the workplace. If you have not already registered for this “new” workshop, or for additional information, please [click here](#).

In addition, the EAC is pleased to now offer **Training on Demand** and the **3-Step Elite Training Program**. EAC's training consultants will customize an insurance and compensation and/or health and safety program for your workplace, on demand. If you have not already booked your “time slot” for a customized training program with the EAC, or for more information, please [click here](#).

### Safety Groups:

As one of the founding members of the **WSIB Safety Group program**, the EAC continues to take the lead and help members incorporate prevention measures into their daily business; participation in the Safety Group program provides participants with the potential of receiving up to 6% premium rebate, a reduction in lost time injury frequency and severity rates and the sharing of best practices with other organizations. The deadline for the 2010 Safety Group program is February 5, 2010. For more information please [click here](#).

**If you would like to talk to us, please call us at 1-888-663-4929.**

**We would love to hear from you!**

## Windsor Utilities Commission v. Skara

Please find listed below a link to a recent Divisional Court decision which upholds a **WSIAT decision in favour of a worker**. [More](#)

In brief, the worker was injured in a motor vehicle accident on his way home after returning a backhoe to the employer's premises. The worker returned home late, and fell asleep while at the wheel. The issue was whether the worker was on an emergency call under the **WSIB's Travelling Policy, 15-03.05**.

### **Responding to an emergency call:**

- ◆ Workers travelling to answer an emergency call from the employer, requiring immediate action on the worker's part, are in the course of their employment.
- ◆ Coverage starts from the time the telephone call is received, and while travelling by reasonable and direct route to the employer's premises or work site from the time and point of departure.
- ◆ Coverage also applies on the return trip to the worker's own property or the point of departure.

The WSIAT overturned the WSIB decision denying benefits, and the employer sought judicial review after an unsuccessful reconsideration attempt.

The Divisional Court held that the WSIAT properly applied the Travelling Policy as it was required to do under the legislation. The employer's lawyer argued in Court that the Travelling Policy was in conflict with the Act. The Court made it clear that this argument should be made at the WSIAT first.

**“OEA - January 5, 2010”**

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## Medium-Sized Employers Wanted

### What costs are you incurring to return injured workers back to work?

CREIDO, the Centre of Research Expertise in improved Disability Outcomes, is looking for medium-sized employers who are interested in discussing the costs they incur when returning an injured worker back to work.

If you are interested in participating in an interview with an approximate duration period of 1.5 hours, please send an email to [info@EACforEmployers.org](mailto:info@EACforEmployers.org)

## Employees Gone Wild - Or Have They?



Complimentary

### Joint Presentation:

Keyser Mason Ball LLP & the Employers' Advocacy Council

### Why Employees Defeat Safeguards and What Employers Should Do About It?

February 10, 2010 - Mississauga - 8:00 a.m. to 9:30 a.m.

#### Some of the topics to be covered include:

- ◆ Why workers defeat equipment/machine safeguards
- ◆ Disciplining employees and supervisors/managers for failing to ensure that all safeguards are being used
- ◆ Potential fines, penalties and other consequences of non-compliance with OHSA

For more information and to Register for this complimentary workshop, [click here](#)

## Suspended Work Platform

Safe Use, Maintenance & Inspection

Released January 5, 2010 - MoL

The purpose of this alert is to provide information about the safe use, maintenance and inspection of suspended work platforms and control measures to minimize the risks associated with using this equipment.

This alert is intended to increase awareness of the safety requirements for using suspended work platforms but does not replace the need to fully evaluate the nature of the equipment being used and the work being performed in order to comply with the *Occupational Health and Safety Act* (OHSA) and its regulations. [More](#)



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## Revised Employer Classification Policies

Released January 5, 2010 - WSIB

The WSIB has revised 28 documents in the Employer Classification Manual. For additional information please [click here](#).

## Updated Operational Policies

Released January 5, 2010 - WSIB

The WSIB has released some updates to the following operating policies:

- 13-01-02, Workwell Program
- 15-01-02, Employers' Initial Accident-Reporting Obligations
- 18-01-05, Table of Rates
- 18-01-06, Redirected Benefit Payments
- 24-01-01, Hearing Fees and Expenses

These updates were published on January 5, 2010.

Please [click here](#) for additional information.

## Stronger Protection For Workers

Released December 22, 2009 - MoL

Ontario is strengthening worker protection by updating occupational exposure limits (OELS) for 36 hazardous chemical substances. [More](#)

## Ontario Updating Hazardous Chemical Substance Regulations

Released December 22, 2009 - MoL

The McGuinty government is strengthening protection for workers by updating occupational exposure limits (OELs) for 36 hazardous substances. [More](#)

## Focus on Fall Hazards at Construction Sites

Released January 6, 2010 - MoL

Ontario Ministry of Labour inspectors will check for hazards involving suspended platforms at construction sites during an enforcement blitz starting in mid-January. [More](#)

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