

# The Employers' Adviser



Employers' Advisers

A newsletter by the Employers' Advisers Office, Ministry of Jobs, Tourism and Skills Training and Responsible for Labour, B.C. Government.  
The Employers' Advisers Office provides advice, assistance, representation and training on all aspects of workers' compensation.

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EAO Website: [www.gov.bc.ca/employersadvisers](http://www.gov.bc.ca/employersadvisers)

## Did you know?

### Investigations

WorkSafeBC is now using the old reference for the Employer Incident Investigation Report (EIIR), [52E40](#).

Also, we have had a few inquiries as to who is responsible for completing a workplace investigation when a worker is injured on another employer's worksite. WorkSafeBC is contemplating providing some direction on this issue. However, in the interim, the best answer is: both the owner and the worker's employer have this obligation. For more information, please contact our office.



### BC Court of Appeal Decision re: OHS In [Workers' Compensation Board of British Columbia v. Seattle Environmental Consulting Ltd.](#)

the BC Court of Appeal overturned the lower court finding that the *Workers Compensation Act* and OHS Regulation were too voluminous and difficult to understand. The BC Supreme Court had declined to find an asbestos-removal contractor in contempt for violating a 2012 court order on this basis. The contempt of court issue was sent back to the BC Supreme Court for a decision.

### [Western Conference on Safety](#) April 3 & 4, Hyatt Regency, Vancouver



This year, the Western Conference on Safety boasts 28 learning sessions and post-conference courses, in addition to 80 exhibit displays. Here is the exciting [program](#)! As in past years, the EAO will have a tradeshow booth. Please drop by and say hello!



### [Proposed Policy Amendments regarding The Partners in Injury and Disability Prevention Program \(Partners Program\)](#) – COR.

A voluntary certification program designed to encourage a proactive approach to OHS, certification can lead to financial incentives for employers. WorkSafeBC is inviting feedback on draft policy amendments to the COR program. Included is consideration for when an employer may be disentitled to receive the incentive. **Feedback is DUE June 2, 2017.**

### Joint Health and Safety Committees and Training

As set out in our January [Law and Policy Bulletin](#), WorkSafeBC has approved three new regulations pertaining to Joint Health and Safety Committees (JHSC) and Worker Representatives, all **effective April 3**. Regulation 3.26 requires an annual evaluation of the effectiveness of the JHSC. Regulation 3.27 requires mandatory training for JHSC members and worker representatives. The EAO is working with WorkSafeBC to create four 90-minute webinars to assist employers in meeting the training requirements for JHSC members, including conducting the effectiveness evaluation. Stay tuned!



### Approved Regulations

The Board of Directors has approved various amendments to the OHS Regulation. Included are amendments to: guards and handrails; environmental tobacco smoke; asbestos inventory requirements; lead; cranes and hoists and several more. The amendments are **effective May 1, 2017**.

