



YUKON WORKERS'
COMPENSATION
HEALTH AND
SAFETY BOARD

SUBJECT: Claims and Benefits

POLICY NO.: CL-39

BOARD APPROVAL:

APPROVAL DATE: December 12, 2006

BOARD ORDER NO.

EFFECTIVE DATE: January 1, 2007

POLICY STATEMENT

POLICY: COMPENSATION FOR LOSS OF PERSONAL PROPERTY

APPLICATION

This policy applies to the Board of Directors, President/CEO, staff of the Yukon Workers' Compensation Health and Safety Board (YWCHSB), service providers, employers and workers covered by the *Workers' Compensation Act R.S.Y., 2002* (or predecessor *Workers' Compensation Acts*) and the *Occupational Health & Safety Act R.S.Y. 2002* (or predecessor *Occupational Health & Safety Acts*), collectively, "the Acts".

SECTION REFERENCE

Section 35, 36 of the *Workers' Compensation Act R.S.Y. 2002*.

GENERAL INFORMATION

If a worker has suffered a work-related disability for which compensation is payable, and has suffered a loss or damage to personal property in the incident, the board may pay compensation to that worker. This compensation for loss or damage shall be up to a maximum amount fixed by way of a Board Order.

POLICY

A. Personal Property (other than Personal Clothing)

Personal property includes:

- | | |
|------------------------|----------------|
| a) protective clothing | e) eyewear |
| b) adaptive devices | f) dental aids |
| c) mobility aids | g) pacemakers |
| d) hearing aids | |

Other types of personal property damaged in the course of a work-related incident - for which compensation for loss of earning is payable - will be considered based on whether it is required by the worker for working.

The YWCHSB shall pay the worker for the loss or damage of personal property to the lesser of:

- a) the cost of repair to a like condition, or
- b) the cost of replacement to a like quality.

No maximum replacement amount is applied to the repair or replacement of personal property. The maximum is the lesser of the cost of repairing or replacing the damaged personal property.

B. Personal Clothing

“Personal clothing” is clothing that workers in the industry or workplace would normally wear in the course of their employment.

The YWCHSB shall pay the worker for loss of personal clothing to the lesser of:

- a) the cost of repair to a like condition to a maximum amount set by Board Order¹, or
- b) the cost of replacement to a like quality to a maximum amount set by Board Order.

¹ As of the effective date of this policy, the maximum for the replacement of personal clothing as set by Board Order is \$1,500.

This maximum applies to each accepted claim for which compensation is payable; for all personal clothing affected by the incident and does not apply to each specific article of clothing that may have been damaged in the incident.

The worker must provide receipts, in accordance with standard claim file procedures.

REFERENCES

Policy GC – 13, “Release of Information”

Policy GC – 06, “Fraud”

