



**YUKON WORKERS'
COMPENSATION
HEALTH AND
SAFETY BOARD**

SUBJECT: CLAIMS & BENEFITS POLICY NO.: CL - 41
 BOARD APPROVAL: [Signature]
 APPROVAL DATE: 93-11-10
 BOARD ORDER NO.: _____
 EFFECTIVE DATE: 93-11-10

POLICY STATEMENT

*Revoked March 8, 1994
replaced by CL-46
Permanent Impairment
effective March 8, 1994*

SECTION REFERENCE: **101**

POLICY: **PERMANENT IMPAIRMENT**

GENERAL INFORMATION

The Yukon workers' compensation system is a "dual award" system. If a worker suffers an injury or illness that arose out of and in the course of their employment, they are entitled to compensation. This includes wage loss benefits if the injury/illness has caused them to miss work, and a lump sum payment if they have experienced a permanent impairment as a result of the injury/illness.

Permanent impairment is a medical concept, and should be understood as a deterioration in the physical and/or mental health status of an individual resulting from anatomical, physiological, chemical or psychiatric abnormalities.

Under the Act, an individual who has suffered a work-related permanent impairment is entitled to a lump sum payment, based on the degree of impairment and the age of the worker.

POLICY

A. IMPAIRMENT

Impairment is the loss of, loss of use of, or derangement of any body part, system or function.

B. PERMANENT IMPAIRMENT

Permanent impairment is impairment that has become static or well stabilized with or without medical treatment, or that is not likely to remit despite medical treatment of the impairing condition.

C. ASSESSMENT OF PERMANENT IMPAIRMENT

Permanent impairment, in relation to an injured worker, will be assessed according to the **Guides to the Evaluation of Permanent Impairment (1988)** set by the American Medical Association.

D. CALCULATION OF THE LUMP SUM PAYMENT

A worker who suffers a work-related permanent impairment is entitled, for the year that the permanent impairment arose, to a payment, equal to the product of the percentage of the worker's permanent impairment, as determined by the board, that is work-related, and

- (a) \$80,000 for 1993, or
- (b) for each year after 1993, an amount equal to the product of
 - (i) \$80,000, and
 - (ii) the quotient obtained when the average wage or the year is divided by the average wage for 1993.
 - (iii) increased by two percent for each year of age of the worker under 45 years at the time the permanent impairment arose, to a maximum increase of 40 percent, or
 - (iv) decreased by two percent for each year of age of the worker over 45 years at the time permanent impairment arose, to a maximum decrease of 40 percent.