



YUKON WORKERS'
COMPENSATION
HEALTH AND
SAFETY BOARD

SUBJECT: _____ POLICY NO.: CL-38
BOARD APPROVAL: _____
APPROVAL DATE: AUG 29/95
BOARD ORDER NO.: _____
EFFECTIVE DATE: OCT. 1/95

POLICY STATEMENT

SECTION
REFERENCE: 14, 16

REVOKED

JUL 01 2008

POLICY: **MEDICAL EXAMINATION OR EVALUATION**

GENERAL INFORMATION

The WCA states the board may require a medical examination, medical evaluation or independent medical examination of a worker who has suffered a work-related disability. The purpose of the examinations and/or evaluation is to provide the board with information required to ensure appropriate adjudication of a claim. Examinations or evaluations should respect the worker's privacy and be minimally intrusive.

The board shall inform and involve the worker in treatment decisions.

All claims decisions are appealable to the Workers' Compensation Health and Safety Board.

POLICY

A. DEFINITIONS

(a) MEDICAL EXAMINATION

Medical examination means the act or process of personally inspecting, testing, or otherwise performing an assessment of the disabled worker.

(b) EVALUATION

Evaluation means the process of establishing a medical or other judgement after consideration of existing information in respect to a work-related disability.

B. THE BOARD MAY CALL FOR A REQUIRED MEDICAL EXAMINATION OR EVALUATION

The board may, under **Section 14** of the **WCA**, require a medical examination or evaluation. A Claims Adjudicator, the Internal Review Committee or the Appeal Panel of the Board may call for a medical examination or evaluation for the purpose of gathering facts and information to aid in adjudication, case management or other decision making.

C. ONLY AN APPEAL PANEL OF THE BOARD MAY CALL FOR AN INDEPENDENT MEDICAL EXAMINATION

The board may, under **Section 16** of the **WCA**, require a worker to submit to an independent medical examination. An independent medical examination is a mechanism used to aid in the resolution of a dispute. Only an appeal panel of the Board may call for an independent medical examination. A formal consultation, which follows the procedure laid out in **Section 16** of the **WCA**, shall be carried out when an independent medical examination is required.

A certificate provided to the board as a result of an Independent Medical Examination is conclusive of the matters certified therein, unless the Board otherwise directs.

REFERENCES

Yukon Workers' Compensation Health and Safety Board:

Release of Claims Information to Employers Policy Statement.
Disability Policy Statement
Permanent Impairment Policy Statement
Pre-existing Conditions Policy Statement
Rehabilitation Policy Statement

HISTORY

1. **Worker's Compensation Act, Chapter 16**, in force January 1st, 1993.
2. Policy statement CL-38, Required & Independent Medical Exams and Other Evaluations, effective January 2nd, 1993.
3. Policy statement CL-38, Medical Examinations and Evaluations, amended August 29, 1995.