



YUKON WORKERS'
COMPENSATION
HEALTH AND
SAFETY BOARD

SUBJECT: CLAIMS & BENEFITS POLICY NO.: CL - 27
BOARD APPROVAL: UNDER REVIEW
APPROVAL DATE: _____
BOARD ORDER NO.: _____
EFFECTIVE DATE: January 01, 1993

POLICY STATEMENT

SECTION
REFERENCE:

POLICY:

ACCIDENTS ARISING OUT OF TRAVEL

Where a worker is required as a condition of employment to travel to and from places away from the employer's premises, coverage, while so travelling, shall be extended on a continuous basis except where the worker departs, for personal reasons, from the most reasonably direct route.

Routine Commuting

A worker injured while routinely travelling to and from the place of employment is not covered for the purposes of compensation except where:

- (a) the injury occurs while the worker is being transported to or from the employer's premises or job site in a vehicle under the supervision and control of the employer or,
- (b) the injury occurs in circumstances under which the worker is obliged, for the purposes of employment, to drive a company vehicle, by a reasonably direct route, between the worker's home and the employer's premises or job site. In such cases, the vehicle must not, in any sense, be considered either a convenience or a "fringe benefit".

Travel Resulting from Temporary Assignments

Where a worker is temporarily assigned to perform work at a location other than the worker's regular place of employment, that worker is entitled to the protection of the Act while travelling directly to and from the location of the temporary assignment. This shall apply whether the worker uses his/her home or, regular place of employment as the point of origin.

Travel Resulting from Emergency Situations

Where a worker is called from home by an employer to deal with an emergency (i.e., a fire, flood, robbery, etc.) coverage shall be continuous from the time the worker first becomes aware of the emergency until the time the worker returns home, having dealt with the situation. However, this continuity of coverage would be interrupted should the worker engage in actions of a distinctly personal nature.

REVOKED

effective OCT 01 2007

*replaced by CL-42
effective Oct 1/07*

Travel Resulting from Special Assignments

Where a worker is called from home to deal with an unusual, though not an emergency situation, coverage shall be continuous while the worker is travelling directly to and from the place of employment.

Non-Routine Travelling

Where worker accepts an offer of employment at a work site distant from the home, and such an offer is accompanied by a commitment on the part of the employer to pay travel time regarding travelling expenses, the journey to and from the distant work site shall be considered to constitute part of the employment relationship. In such cases entitlement will be extended to cover the worker while proceeding directly to and from the distant work site on a on-routine basis.

Overnight Accommodation

Where the conditions of employment require a worker to stay overnight in places such as hotels, entitlement under the Act shall extend to cover accidents which might result from the reasonable use of the hotel facilities (i.e., restaurant, washroom, etc.). Should the worker decide to dine at a restaurant within reasonable distance of the hotel, the protection of Act shall apply while the worker is so dining. Coverage under such circumstances is limited to accidents resulting from a hazard of the premises not introduced by the worker.

Transportation from Scene of Accident to Initial Medical Treatment

Where a worker sustains further injury while being transported for treatment from the scene of the compensable accident, that further injury will be considered to have arisen out of and during the course of employment. This will apply to whatever the means of transportation and whether the injured worker is driving the vehicle or being transported as a passenger.



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