

Workers' Safety and Compensation Act
February 2022 Policy Engagement
Stakeholder Feedback Summary Reports

This is a summary of all the stakeholder feedback received throughout February 2022. Comments of a similar nature are compiled into a single statement on the following policy amendment proposals:

- Prevention Statement
- EA-03 Optional Coverage
- EN-09 Adjudicating Psychological Injuries
- FA-06 Retirement Benefit
- GN-06 Third Party Action

Other feedback not pertaining to these policy amendment proposals is contained in a separate section entitled 'Other Feedback Received' at the end of this document.

Prevention Statement

- No feedback received

Workers' Safety and Compensation Act
February 2022 Policy Engagement
Stakeholder Feedback Summary Reports

EA-03 Optional Coverage

General Comments

- This policy is wordy and not user friendly to read

Gaps in the Policy Proposal

- Section 7 - Cancellation of Optional Coverage:
 - The last bullet is very broad; consideration should be given to including criteria to clarify this statement or whether this bullet is actually needed
 - Suggest providing examples of when a cancellation would occur
- The coverage date change is not acceptable:
 - The way this policy is written Optional coverage takes effect when the application is approved by the board or the date specified in the application, whichever is latest; as an employer, there can be delays in processing the application that create gaps in coverage
 - Delays in processing applications are out of the control of employers; this change is unfair to employers

Additional Comments

- If the coverage amount is changed or cancelled, the policy says it is dated as to the date the change request was received by the board; but the original coverage is only in effect after it is approved. These two processes should match. It should be that the original application and any changes to coverage should take effect as of the date they are received, not date by which it is approved
- Consideration should be given to automatic renewals for coverage. Car insurance, commercial liability insurance, etc. all automatically renew. As a business owner not having to fill out a new application every year would save time and eliminate any gaps in coverage

Workers' Safety and Compensation Act

February 2022 Policy Engagement

Stakeholder Feedback Summary Reports

EN-09 Adjudicating Psychological Injuries

General Comments

- Overall this is a good policy and the specific examples are helpful
- Definition of 'traumatic events' – consider whether to include sexual violence/sexual trauma
- Positive feedback about this policy and appreciation for the work that has gone into it

Gaps in the Policy Proposal

- No feedback received

Additional Comments

- No feedback received

Workers' Safety and Compensation Act

February 2022 Policy Engagement

Stakeholder Feedback Summary Reports

FA-06 Retirement Benefit

General Comments

- Definition of 'Appeal Tribunal' – consider including an explanation that this definition is the same as in the Act; confusing with the term 'continued'
- Section 1 – General:
 - Suggest adding the wording “for the purposes of these calculations” for clarity
- Section 5 - Death of a Worker Before Payment:
 - Paragraph b. – suggest clarifying the wording and removing the word 'may'
- Section 7 – Reporting:
 - Suggest including information that workers may be entitled to retirement benefits just so that it emphasizes the board's responsibility to educate and inform the workers and employers

Gaps in the Policy Proposal

- No feedback received

Additional Comments

- No feedback received

Workers' Safety and Compensation Act

February 2022 Policy Engagement

Stakeholder Feedback Summary Reports

GN-06 Third Party Actions

General Comments

- There are a lot of pieces to this issue that need explanation; industries would appreciate any materials or question and answer documents to assist with understanding this policy

Gaps in the Policy Proposal

- Section 4. No Right to Choose Whether to Sue or Claim Compensation:
 - The wording could be a little clearer concerning the 'application of the Act'; it sounds like there can never be a claim

Additional Comments

- No feedback received

Workers' Safety and Compensation Act
February 2022 Policy Engagement
Stakeholder Feedback Summary Reports

Other Feedback Received

During the engagement additional feedback was received on aspects of the legislation and it is summarized here.

- Consistent feedback is that this policy does not address the challenges of the placer mining industry:
 - The exceptions for vehicles is problematic because many placer miners have small planes that are used in the operation of the mine