



## 3 Important Changes to WCB Regulation EFFECTIVE APRIL 2017

### Establish minimum mandatory training and education for joint committee members (Lakeland Inquest recommendation #20).

#### 3.27 Minimum training requirements for new joint committee members

- (2) The employer must ensure that each member of the employer's joint committees who was selected on or after April 3, 2017 to be a member receives, as soon as practicable but no more than 6 months after becoming a member, a total of at least 8 hours of instruction and training, as set out in subsection (4).
- (6) Subsection (2) does not apply in respect of a person who is a member of a joint committee if (a) 2 years or less before becoming a member of the joint committee, the person was a member of that joint committee or a different joint committee, and (b) the person received at least 8 hours of instruction and training on the topics described in subsection (4).
- (7) For greater certainty, the instruction and training required under subsection (2) or (3) of this regulation is not educational leave as set out in section 41 of the Workers Compensation Act.

4) The instruction and training referred to in subsection (2) must include the following topics:

- (a) the duties and functions of a joint committee under section 36 of the Workers Compensation Act;
- (b) the rules of procedure of the joint committee as established under or set out in section 37 of the Workers Compensation Act;
- (c) the requirements respecting investigations under sections 68 to 73 of the Workers Compensation Act;
- (d) the requirements respecting inspections under sections 3.5, 3.7 and 3.8 of this regulation and how to make regular inspections under section 3.5 of the regulation;
- (e) the requirements respecting refusal of unsafe work under section 3.12 of this regulation;
- (f) the requirements respecting the evaluation of joint committees under section 3.26 of this regulation.

OUR **OHS COMMITTEE PART 1** COURSE FULFILLS REQUIREMENTS FOR THIS NEW TRAINING.

## PLEASE NOTE:

The eight-hour mandatory training (3.27 OHSR) "new joint committee members must receive the instruction and training required under section 3.27 of the Occupational Health & Safety Regulation (OHSR)" - is separate from the existing annual eight-hour educational leave assigned by section 41 of the Workers Compensation Act (WCA) "Each member of a joint committee is entitled to an annual educational leave totaling 8 hours [...]".

New committee members are eligible to receive 16 hours of education in their first year.

**BCFED Health & Safety Centre** is available to help your workplace comply with these amendments. We are the largest training provider of Joint Occupational Health & Safety education in BC. Since 2001 the Centre has developed training by utilizing adult-oriented learning techniques aimed at preparing workplace parties to play a proactive role in the prevention of injuries and diseases.



## Require an evaluation tool to measure the effectiveness of joint health and safety committees (Lakeland Inquest recommendation #17).

### 3.26 Evaluation of joint committees

- (2) An employer must ensure that, with respect to each of the employer's joint committees, a written evaluation is conducted annually by
- the co-chairs of the joint committee or, with respect to each co-chair, the member or members of the joint committee designated by the co-chair, or
  - the employer or a person retained by the employer.

OUR **IMPROVING COMMITTEE EFFECTIVENESS** COURSE ASSISTS WORKPLACE PARTIES UNDERSTAND AND MEET THEIR LEGAL OBLIGATIONS.

## Clarify the meaning of “participation” in section 70(2)(c) of the Act by providing additional examples of what participation by worker representatives incident investigation includes (Section 7 of Bill 35; Lakeland Inquest recommendation #9).

### 3.28 Participation in Investigations

For the purposes of section 70(2)(c) of the Act, the following activities are prescribed:

- assisting the persons carrying out the investigation with gathering information relating to the investigation;
- assisting the persons carrying out the investigation with analyzing the information gathered during the investigation;
- assisting the persons carrying out the investigation with identifying any corrective actions necessary to prevent recurrence of similar incidents.

OUR **INCIDENT INVESTIGATIONS** COURSE ASSISTS WORKPLACE PARTIES TO UNDERSTAND AND MEET THEIR LEGAL OBLIGATIONS.