

## Report for the Labour-Management Network June 2023

### Monthly Statistics

Reporting Month	Fatalities	Critical Injuries	Total
April 1 – 30, 2023	0	24	24
April 1 – 30, 2022	2	31	33

### Fatality & Critical Injury Year-to-Date Overview – Construction

Reporting Months	Fatalities	Critical Injuries	Total
2023 Jan. 1 – April 30	4	94	98
2022 Jan. 1 – April 30	5	116	121

*Helping you achieve compliance on construction projects and window cleaning operations*

[General requirements](#)

[Access to and egress from a work area](#)

[Excavations](#)

[Fall protection and roofing](#)

[Equipment](#)

[Electrical hazards](#)

[Hygiene](#)

[Forms, formwork, falsework, and re-shoring](#)

[Housekeeping, fire protection, public way protection, traffic control, and hot tar or bitumen tankers or kettles](#)

[Asbestos on construction projects](#)

[Diving operations](#)

[Window cleaning operations](#)

**Disclaimer:** This information has been prepared to assist workplace parties in understanding their rights and duties under the Occupational Health and Safety Act (OHSA) and its regulations. This information does not constitute legal advice. To determine your rights and duties under the OHSA, please contact your legal counsel or refer to the legislation.

## Section 2 – What's New

### [Ontario Expanding Safety Training and Resources to Keep Workers Safe](#)

The Ontario government is investing an additional \$12.5 million in Ontario's six health and safety associations, which provide safety training and resources to businesses and workers across the province. The investment will support organizations like Workplace Safety North, which helped rescue 39 miners trapped underground in Sudbury in September 2021, and strengthen worker safety in critical industries from manufacturing to forestry.

[Learn more](#)

### [Updated working at heights training standards](#)

Enhancements to the working at heights [training program standard](#) and [training provider standard](#) will help keep Ontario workers safe when they work at heights on construction projects. The standards will now require:

- an enhanced ladder section
- increased participant awareness of the hazards associated with skylights
- more participant engagement and interactive learning
- demonstration and use of more types of personal protective equipment and damaged equipment
- accommodation of different body types
- inclusion of anti-racist practices in the learning environment

Approved training providers have until April 1, 2024, to update their training programs and prepare their instructors to meet the revised standards. The ministry will begin accepting updated training programs for approval on August 1, 2023.

A record of all changes to the standards is available on Ontario's [Regulatory Registry](#).

If you have any questions, contact [WAH.Inquiryline@Ontario.ca](mailto:WAH.Inquiryline@Ontario.ca)

## [Supporting Ontario's Safe Employers: An opportunity for leaders in occupational health and safety](#)

This program to promote occupational health and safety leaders in all sectors is the first of its kind in Canada. For employers who qualify, this program may:

- lower worker's compensation premiums
- help retain the best workers
- lower lost-time injury and illness rates
- attract more business opportunities through a good safety reputation

The Supporting Ontario's Safe Employers Program (SOSE) has two parts: [accreditation](#) of an occupational health and safety management system (OHSMS) and [recognition](#) of employers who have successfully implemented an accredited OHSMS and met other criteria set by the Chief Prevention Officer.

[Learn more and apply](#)

## [Become a workplace health and safety inspector](#)

Joining the ministry is a unique opportunity to play a role in promoting the laws that facilitate health, safety, fairness and stability within Ontario workplaces. We have many opportunities for you to grow and develop your career, along with new and challenging work experiences. We strive to be one of the best employers and attract exceptional individuals.

This is your chance to be a part of an enforcement team to help protect the workers of Ontario. If you are interested in making a positive impact in the lives of Ontario workers, we want to hear from you!

[Learn more](#)

For the latest what's **new** – MLITSD articles, see: [What's New!](#)

## Section 3 – Court Bulletins

### ***Chatham Demolition and Excavating Company Fined \$70,000 After Workplace Fatality***

May 16, 2023

**Convicted:** James Curran Expert Removal & Excavating Limited, 35 Curran Crescent, Chatham, Ontario, a demolition and excavating company.

**Location of Workplace:** 97 Centre Street, Chatham, Ontario

**Description of Offence:** A worker died after falling from the upper level of a building that was being demolished. James Curran Expert Removal & Excavating Limited failed to ensure that the worker was adequately protected by a method of fall protection when exposed to a fall of more than three metres, contrary to section 25(1)(c) of the [Occupational Health and Safety Act](#).

**Date of Offence:** July 19, 2021

**Date of Conviction:** April 3, 2023

#### **Penalty Imposed:**

- Following a guilty plea in the Chatham-Kent Provincial Offences Court in Blenheim, James Curran Expert Removal & Excavating Limited was fined \$70,000 by Justice of the Peace Susan Hoffman.
- The court also imposed a 25 per cent victim fine surcharge as required by the [Provincial Offences Act](#). The surcharge is credited to a special provincial government fund to assist victims of crime.

#### **Background:**

- On July 19, 2021, James Curran Expert Removal & Excavating Limited was engaged in the demolition of an old building previously used as a grain silo.

- The building was a two-storey steel framed building with metal cladding. The structural steel skeleton consisted of several different platforms at various heights. The upper-most platform contained two old hoppers, various pipes and structural walls, all of which needed to be removed.
- At the time of the incident, the worker was on a platform that had holes in the floor and unguarded openings around three sides, approximately 7.62 metres above the ground.
- The worker was using an oxy-acetylene torch to cut pieces of structural steel components that would then be rigged to a crane, which would lower the pieces.
- The worker was in the process of removing an old hopper, working off a ladder placed beside the hopper on the platform. While making a cut, one half of the hopper dropped suddenly and fell to the platform, causing the worker to fall off the ladder, over the edge of the platform, to the ground below. The worker, who was not protected by any method of fall protection, suffered fatal injuries.
- James Curran Expert Removal & Excavating Limited failed, as an employer, to ensure that where a worker is exposed to a fall of over three metres, and it is not practicable to install a guardrail, the worker shall be adequately protected by a method of fall protection, as required by [section 26.1\(2\) of Ontario Regulation 213/91](#) and contrary to section 25(1)(c) of the [Occupational Health and Safety Act](#).

## ***Workplace Fatality Results in \$115,000 Fine for Ottawa Company***

**May 09, 2023**

**Convicted:** Bacic Forming Concrete Ltd., 21 Pritchard Avenue, Ottawa, Ontario

**Location of Workplace:** 100 Westar Farm Way, Ashton, Ontario

**Description of Offence:** A worker sustained fatal injuries during the demolition of foundation walls at a construction project for a new single-storey residential dwelling. Bacic Forming Concrete Ltd. failed to take precautions to prevent injury to a person on or near a project that may result from the demolition of a building or structure, as prescribed by [section 214\(2\) of Ontario Regulation 213/91](#): Construction Projects.

**Date of Offence:** January 25, 2021

**Date of Conviction:** May 1, 2023

### **Penalty Imposed:**

- Following a guilty plea in the Ontario Court of Justice, Ottawa, Bacic Forming Concrete Ltd., was fined \$115,000 by Justice of the Peace Andrew Seymour. Crown Counsel were Alessandra Hollands and William Robinson.
- The court also imposed a 25 per cent victim fine surcharge as required by the *Provincial Offences Act*. The surcharge is credited to a special provincial government fund to assist victims of crime.

### **Background:**

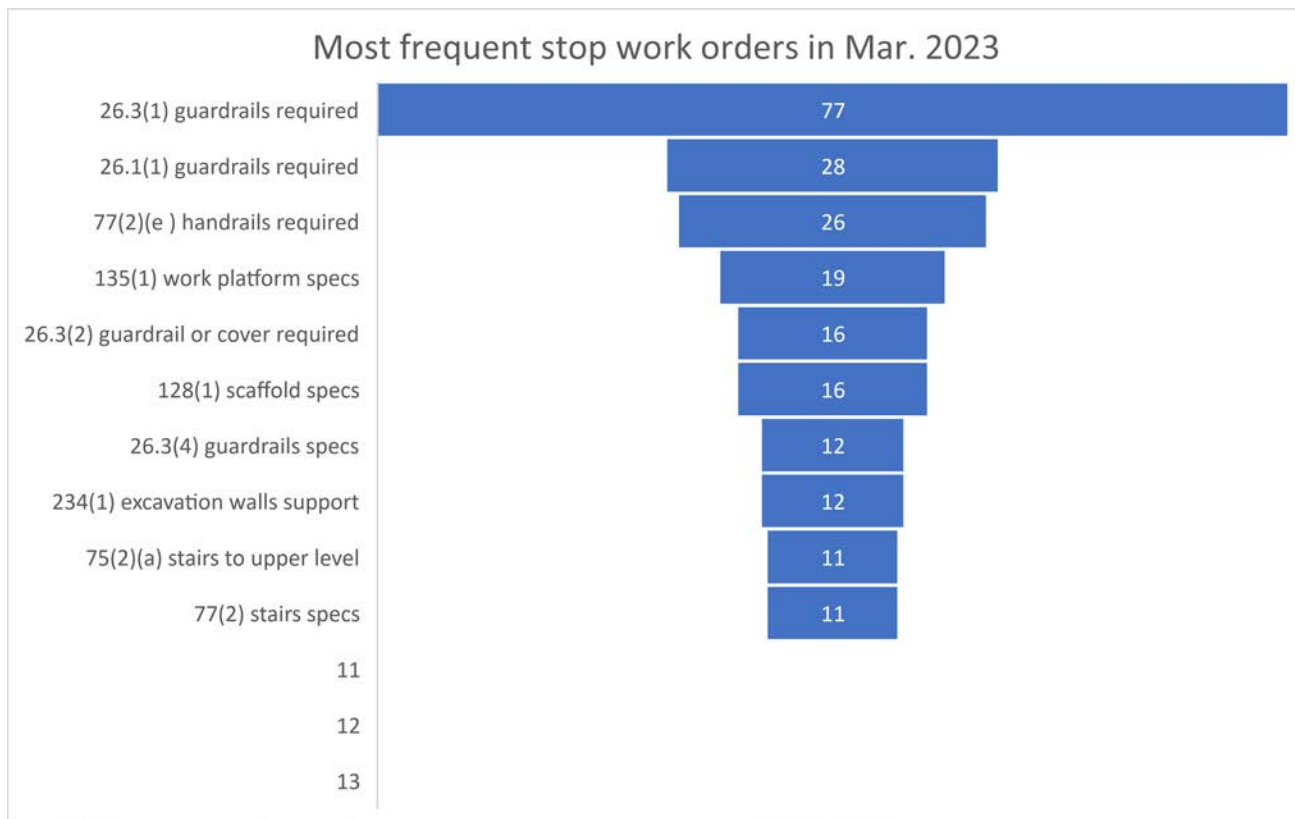
- Bacic Forming Concrete Ltd. was subcontracted by a home building company to perform foundation work for a new residential dwelling.
- After the work was completed, the home builder noticed that the foundation was off measurement and notified the sub-contractor.
- After inspecting the issue, the sub-contractor and the home builder determined that at least three foundation walls needed to be removed to fix the problem.

- Following this, the sub-contractor directed two of its workers to use a saw to make cuts in the foundation in order to remove the problematic sections of the wall.
- The subcontractor also directed an excavator operator employed by the home builder to knock down the cut sections of wall using the excavator.
- During the cutting process, the belt on the saw broke and the owner of Basic Forming Concrete left the job site to get it repaired.
- Prior to leaving the project, the owner directed the two workers to use crowbars and hammers to loosen concrete around the window to remove and salvage the window frame.
- The workers determined that a more effective method would be to ask the excavator operator to tap the wall with the excavator bucket to loosen the concrete or crack the seal around the window.
- Believing that the two workers were clear of the wall after repositioning the excavator cab, boom and bucket, the operator tapped the interior of the wall with the excavator bucket, causing the entire wall to collapse.
- Unbeknownst to the operator, one of the workers was still in the excavation and sustained fatal injuries from the collapsing wall.
- At no time did the employer designate a signaler, or a person with a clear view of the area near the wall, to communicate hazards to the excavator operator, whose visibility was reduced by physical obstructions and the glare of the sun.
- Basic Forming Concrete Ltd. failed, as an employer, to ensure that the measures and procedures prescribed by section [214\(2\) of Ontario Regulation 213/91](#), were carried out, contrary to section 25(1)(c) of the [Occupational Health and Safety Act](#).

Court Bulletins can be found here: <https://news.ontario.ca/en>

## Section 4 – Enforcement Trends – April 2023

MLITSD Construction Inspectors conducted 1,478 field visits at 1,205 workplaces during the month of April 2023. They responded to 387 **events\*** throughout the province during that month and issued **349 Stop Work Orders\*\***. Of those, 215 were issued during a pro-active inspection and 134 were issued during an investigation stemming from an event.



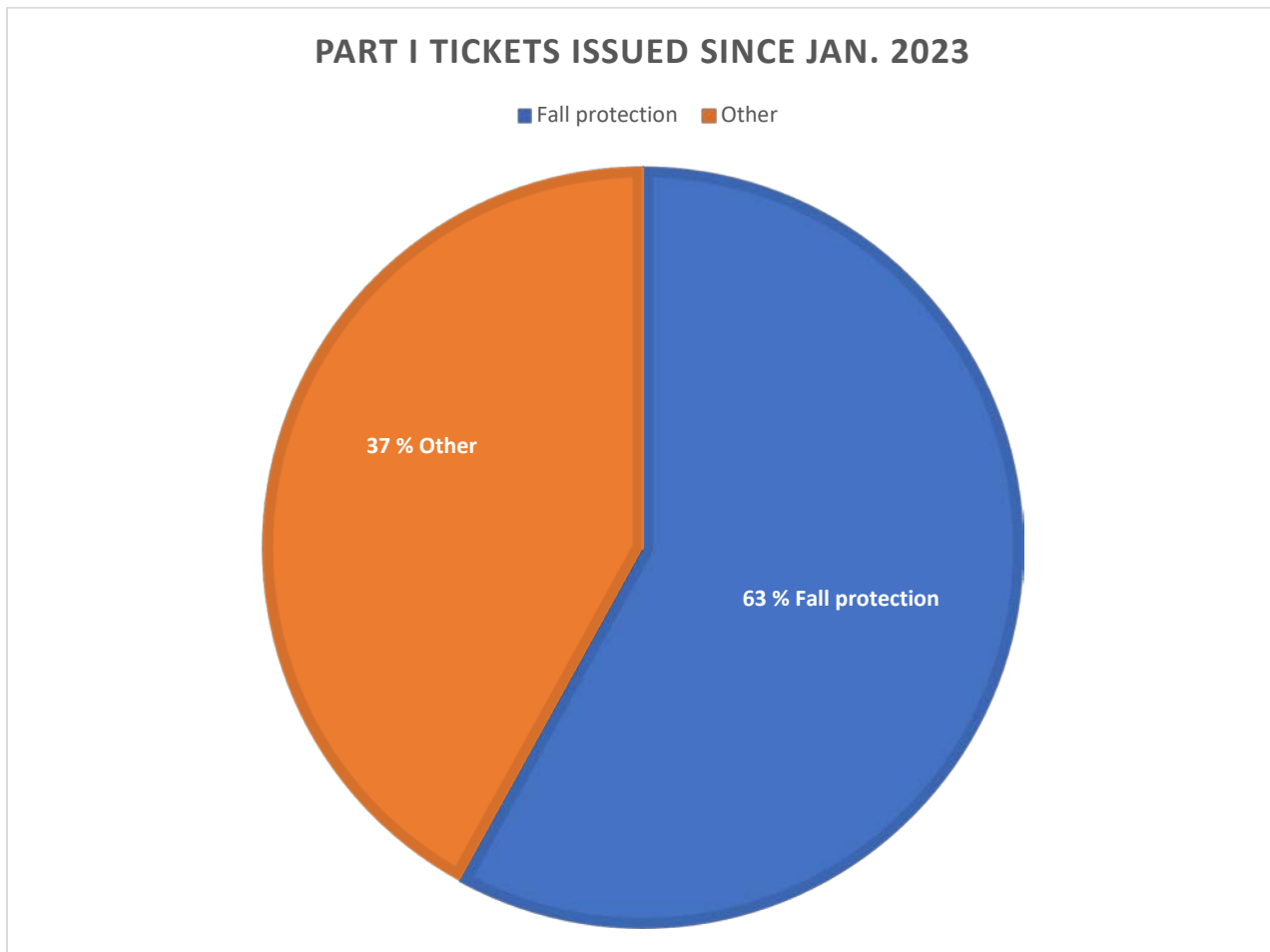
\*Events consist of complaints, work refusals, critical injury, fatality, an occurrence, or injury as prescribed

\*\*A stop work order is issued by an inspector where a hazardous condition to workers is presently observed and the workplace was not able to correct the condition prior to the inspector leaving the site.



59 % of all Part 1 tickets issued by MLITSD Construction Inspectors in April 2023, were in relation to either a **lack, or inadequate use, of fall protection equipment.**

Since Jan. 1, 2023, and up till April 30, 2023, 63 % of all Part 1 Tickets issued by construction inspectors have been for these same fall hazard related contraventions.



*\*\*Other contraventions where Part 1 Tickets were issued include all other requirements within O. Reg 213/91\*\**

# Ministry of Labour, Immigration, Training and Skills Development

## Occupational Health and Safety Branch Construction Health and Safety Program



### Section 5 – Critical Injuries

#### Year-to-Date Overview and Comparison - Construction Sector

Injury Type	2023 April	2023 January 1 – April 30
<b>Critical</b>	<b>24</b>	<b>94</b>

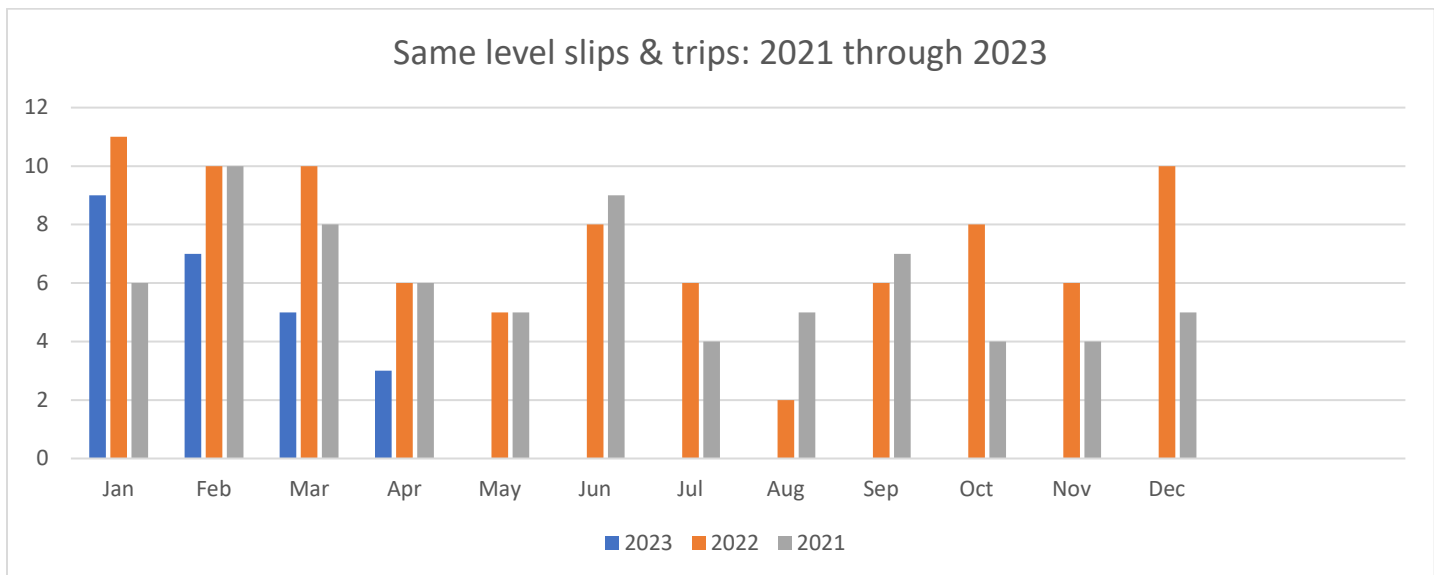
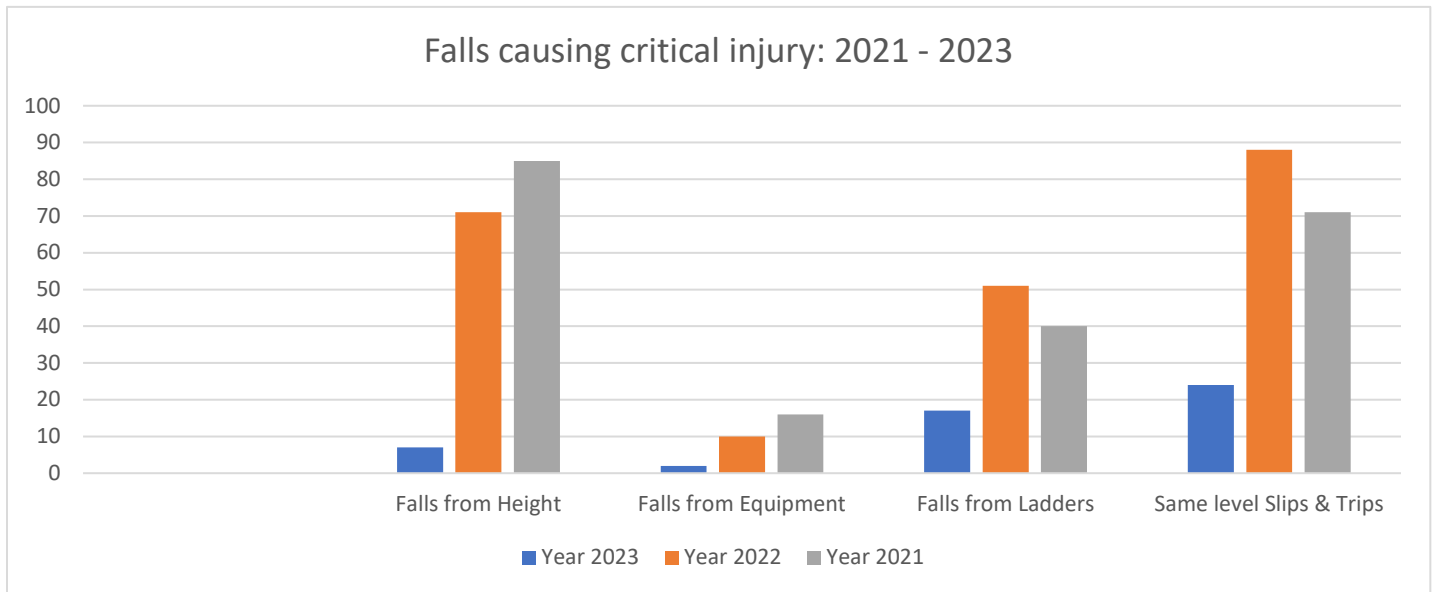
Injury Type	2022 April	2022 January 1 – April 30
<b>Critical</b>	<b>31</b>	<b>116</b>

NOTE: These figures represent preliminary data and are not to be considered official statistics from the Ministry of Labour, Immigration, Training and Skills Development. Official statistics will be issued quarterly by the Program Analysis, Evaluation and Outcomes Unit of the Occupational Health and Safety Branch of the Ministry of Labour, Immigration, Training and Skills Development. Data are subject to change due to updates in the enforcement database. Only events reported to the ministry are included here. Except for fatalities, event categories in the ministry's data set are based on what was assigned at the time of the initial report to the ministry. The reported event category may not represent what occurred at the workplace

#### Total Year-to-Date (Apr. 30th) Critical Injuries 2023:

2023 JAN 1 TO APR 30 CRITICAL INCIDENTS	RESS	INST	RESM	INDU	ROAD	EXCA	COMM	NECC	RAIL	POWF	ETTL	HYDR	SEWM	BRID	TUNN	TELE	WIND	MARE	PAVE	GAS	MINP	PIPE	CAIS	TOTAL
Falls from Heights	4	0	2	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	7
Falls From Equipment	0	1	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2
Falls from Ladders	7	1	6	0	0	0	2	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	17
Same level slips and trips	3	1	9	2	0	0	4	0	0	0	1	2	0	0	0	0	0	0	0	1	0	0	1	24
Struck by equipment	3	0	2	1	0	0	1	0	0	0	0	1	0	0	2	0	0	0	0	0	0	0	0	10
Struck by material	2	0	6	0	0	1	3	0	1	0	1	0	1	0	0	0	0	0	0	0	0	0	0	15
collapse of structure	2	1	4	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	7
Electrical Contact	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Excavation Collapse	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Other, including multiple factors, i.e. fall resulting from scaffold being struck by equipment.	4	2	2	0	0	0	2	0	1	0	0	0	0	0	1	0	0	0	0	0	0	0	0	12
<b>TOTAL</b>	<b>25</b>	<b>6</b>	<b>32</b>	<b>4</b>	<b>0</b>	<b>1</b>	<b>12</b>	<b>0</b>	<b>2</b>	<b>0</b>	<b>2</b>	<b>3</b>	<b>2</b>	<b>0</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>94</b>

Focus on Falls: Emerging Trends



# Ministry of Labour, Immigration, Training and Skills Development

Occupational Health and Safety Branch  
Construction Health and Safety Program



## Critical Injuries Total for April 2023: 24

	Date of Incident	Municipality	Sector	Occupation	Age	Details (As reported to MLITSD)	Reported Cause
1	3-Apr-23	Toronto	TUNN	Worker		Worker critically injured sustaining crush injuries to their right arm when their arm was trapped in a conveyor belt.	STRUCK BY EQUIPMENT
2	3-Apr-23	Ottawa	RESM	Worker		Worker slipped backwards while coming down a ladder sustaining an elbow fracture.	FALL
3	4-Apr-23	North York	COMM	Worker		Worker suffered a fractured left arm as they were struck by a piece of plywood that came loose from a wall form the worker was prying with a crowbar.	STRUCK BY
4	4-Apr-23	North York	RESS	Worker		<b>Two workers</b> critically injured due to carbon monoxide poisoning while cutting concrete with a gas saw in a house basement under renovation.	OTHE
6	4-Apr-23	Toronto	RESS	Worker		Worker sustained a fracture to their right foot when they stepped down from a stool	FALL

# Ministry of Labour, Immigration, Training and Skills Development

## Occupational Health and Safety Branch Construction Health and Safety Program



	Date of Incident	Municipality	Sector	Occupation	Age	Details (As reported to MLITSD)	Reported Cause
7	6-Apr-23	Hamilton	RESM	Worker		Worker suffered a fractured right hip when they fell off the roof of a house.	FALL
8	7-Apr-23	St. Thomas	COMM	Worker		Worker fell off ladder sustaining a broken wrist.	FALL
9	10-Apr-23	Simcoe	GAS	Worker		Worker sustained a fracture to their right ankle when they fell into a hydrovac hole while removing the fencing around the hole.	FALL
10	10-Apr-23	Ottawa	RESM	Worker		Worker fell off ladder sustaining a broken wrist.	FALL
11	11-Apr-23	Baxter	RESS	Worker		Worker fell about 10 meters from top of building when they removed the wood that was holding it up.	OTHE
12	13-Apr-23	Nepean	RESS	Worker		Worker critically injured (punctured lung) when accidentally bumped a nail gun into their own chest causing two 16 gauge nails to enter it.	STRUCK BY

# Ministry of Labour, Immigration, Training and Skills Development

## Occupational Health and Safety Branch Construction Health and Safety Program



	Date of Incident	Municipality	Sector	Occupation	Age	Details (As reported to MLITSD)	Reported Cause
13	14-Apr-23	Mississauga	SEWW	Worker		Worker fell off a ladder sustaining a fracture to their left leg when the ladder slipped.	FALL
14	17-Apr-23	Burlington	ETTL	Worker		Worker suffered a broken foot when a piece of trimmed cable landed on it.	STRUCK BY
15	17-Apr-23	Vaughan	RESS	Worker		Worker suffered bone fractures in their foot when a garbage bin came off the forks of a backhoe and landed on it.	STRUCK BY
16	19-Apr-23	Kingston	SEWW	Worker		Worker suffered fractured left foot when the piece of plywood they were carrying dropped on it.	STRUCK BY
17	19-Apr-23	Toronto	COMM	Worker		Worker fractured their left wrist when they fell after tripping over a beam joist.	FALL
18	20 Apr-23	Ottawa	RAIL	Worker		Worker critically injured when the scaffold they were disassembling	OTHE

# Ministry of Labour, Immigration, Training and Skills Development

## Occupational Health and Safety Branch Construction Health and Safety Program



	Date of Incident	Municipality	Sector	Occupation	Age	Details (As reported to MLITSD)	Reported Cause
						collapsed causing them to fall 9 to 12 feet to the ground.	
19	20 Apr-23	Kleinburg	COMM	Worker		Worker critically injured when they fell off a ladder resulting in substantial bleeding and LOC.	FALL
20	21 Apr-23	Pickering	RESM	Worker		Worker suffered fractured wrist when their hand got stuck between a wall and the form they were laying down.	STRUCK BY
21	24 Apr-23	Dundas	RESS	Worker		Worker fell from second floor to concrete basement while preparing to put in safety railing. They sustained LOC and head injuries.	FALL
22	25 Apr-23	London	EXCA	Worker		Worker suffered a fractured left leg when the scaffold that was being erected fell onto it.	STRUCK BY
23	25 Apr-23	Kleinburg	RESS	Worker		Worker stepped on a loose piece of wood on the floor, lost their balance, and	FALL

# Ministry of Labour, Immigration, Training and Skills Development

Occupational Health and Safety Branch  
Construction Health and Safety Program



	Date of Incident	Municipality	Sector	Occupation	Age	Details (As reported to MLITSD)	Reported Cause
						fell fracturing their left wrist.	
24	28 Apr-23	Cambridge	RESS	Worker		Worker sustained crush injuries to their pelvis and lower half of their body when a tile weighing 400-500 lbs fell on them.	STRUCK BY



## Section 6 – Fatal Injuries

Year-to-Date Overview and Comparison - Construction Sector

Injury Type	2023 April	2023 January 1 – April 30
Fatal	0	4

Injury Type	2022 April	2022 January 1 – April 30
Fatal	2	5

Monthly Summary Report – Fatal April 2023: 0

**Ministry of Labour, Immigration, Training and Skills Development**  
**Occupational Health and Safety Branch**  
**Construction Health and Safety Program**



**Total Year-to-Date (Apr. 30th) Fatal Injuries 2023: 0**

2023 JAN1 TO APR 30 FATAL INCIDENTS	RESS	INST	RESM	INDU	ROAD	EXCA	COMN	NECC	RAIL	POWF	ETTL	HYDR	SEWV	BRID	TUNN	TELE	WIND	MARE	PAVE	GAS	MINP	PIPE	CAIS	TOTAL	
Falls from Heights	1	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2	
Falls From Equipment	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Falls from Ladders	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Same level slips and trips	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
																								0	
Struck by equipment	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1
Struck by material	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1
collapse of structure	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
																									0
Electrical Contact	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
																									0
Excavation Collapse	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
																									0
Other, including multiple factors, i.e. fall resulting from scaffold being struck by equipment.	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
																									0
<b>TOTAL</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>4</b>	

# Ministry of Labour, Immigration, Training and Skills Development

## Occupational Health and Safety Branch Construction Health and Safety Program



	Date of Incident	Municipality	Project Sector	Employer Sector (NAICS)	Occupation	Age	Details (As reported to MLITSD)
1	14-Jan-23	Belleville	COMM	Construction of Buildings (236)	Labourer	37	Worker was working on the roof (installing metal deck) of a new building when they fell and succumbed to their injuries. They were wearing a fall protection system.
2	10-Feb-23	Brampton	INDU	Construction of Buildings (236)	Labourer	27	Worker sustained fatal injuries when the equipment they were working on fell on them.
3	22-Feb-23	Town of the Blue Mountains	RESS	Construction of Buildings (236)	Labourer	32	Worker sustained critical injuries from a fall from heights on February 22, 2023. They succumbed to their injuries on March 2, 2023.

# Ministry of Labour, Immigration, Training and Skills Development

## Occupational Health and Safety Branch Construction Health and Safety Program



4	21-Mar-23	Bowmanville	INDU	Construction of Buildings (236)	Labourer	20	Worker suffered fatal injuries when they were struck and pinned by a metal grate
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All new entries (current month and reconciled data) appear in **bold**.

NOTE: Some detail will inevitably be missing from the PLMHSC Report. The document is intended to provide an initial overview, not a comprehensive report. Annual data reporting approved by the Director should be used by stakeholders if they wish to see all data available to the Ministry related to an event.

[MLITSD Data: Occupational health and safety field visits, workplaces visited, and orders issued](#)

# Ministry of Labour, Immigration, Training and Skills Development

## Occupational Health and Safety Branch Construction Health and Safety Program



SECTOR DESCRIPTION	SHORT DESC
Asbestos Removal - Type 1	ASB1
Asbestos Removal - Type 2	ASB2
Asbestos Removal - Type 3	ASB3
Bridge Construction	BRID
Cable	CABL
Caisson	CAIS
Cofferdam	COFF
Commercial Building Construction	COMM
Diving Construction	DCON
Diving Environmental	DENV
Diving Industrial	DIND
Diving Mining	DMIN
Electrical Towers & Transmission Lines	ETTL
Excavation	EXCA
Gas Service Connection	GAS
Excavation - Grading	GRAD
Hydro	HYDR
Industrial Building Construction	INDU
Institutional Building Construction	INST
Marine Construction	MARE
Mining Plant Construction	MINP
Moving of a Building/Structure	MOVE
NEC – Construction (NEC: not elsewhere captured)	NECC
NEC – Diving (NEC: not elsewhere captured)	NECD
Asphalt Paving	PAVE
Pipeline	PIPE
Hydroelectric Power Plants & Rel	POWP
Railway	RAIL
Apartment & Other Multiple Housing	RESM
Single Family Housing	RESS
Highway & Road Construction	ROAD
Sewer/Watermain Construction	SEWW
Shaft Construction	SHAF
Shipbuilding & Repair	SHIP
Subway	SUBW
Telephone	TELE
Trenching	TREN
Tunnel	TUNN

**Ministry of Labour, Immigration, Training and Skills Development**

**Occupational Health and Safety Branch**

**Construction Health and Safety Program**

**Ontario** 

Well Drilling	WELL
Window Cleaning Services	WIND