

December 2002 – Update #8

TO HOLDERS OF THE *PREVENTION MANUAL*

This update consists of a revised Appendix 1 - Index of Retired Decisions from Volumes 1 – 6 (Decisions No. 1 – 423) of the *Workers' Compensation Reporter*, for insertion in your *Prevention Manual*. A summary of the amendments is attached.

If you have any questions regarding this update, or the *Prevention Manual*, please call the Publications and Videos section of the WCB at (604) 276-3068.

MAUREEN NICHOLLS
Chair, Panel of Administrators

Attachment

SUMMARY OF AMENDMENTS TO THE *PREVENTION MANUAL*

December 2002 - Update #8

Appendix 1 Appendix 1 was first issued in August 2000. It consists of an Index of retired Decisions from the *Workers' Compensation Reporter* Decisions 1 – 423. The Appendix is updated from time to time as Decisions are reviewed in the context of policy projects and retired.

At the November 19, 2002 Panel of Administrators meeting, the Panel approved a new *Assessment Manual*. Twenty-nine Decisions from *Workers' Compensation Reporter* Volumes 1 – 6 have now been consolidated into the new *Manual*.

The Index has been updated to reflect the retirement of these Decisions. The effective date of retirement is January 1, 2003.

PREVENTION MANUAL

Instructions for Update #8 – (December 2002)

**Check
As
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Remove Old Pages Numbered/Titled:

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Appendix 1
Index of Retired Decisions from Volumes 1 –
6 (Decisions No. 1 – 423) of the *Workers’
Compensation Reporter*

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APPENDIX 1

**INDEX OF RETIRED DECISIONS FROM
VOLUMES 1 – 6 (DECISIONS NO. 1 – 423) OF THE
*WORKERS' COMPENSATION REPORTER***

EXPLANATORY NOTE:

Bylaw No. 4 (10 WCR 781) lists the policy manuals and other documents that are “published policy of the governors” for purposes of the *Workers Compensation Act*.¹ Included in the list are Decisions No. 1 – 423 in volumes 1 – 6 of the *Workers' Compensation Reporter*. These Decisions consist, for the most part, of decisions made by the former commissioners on various matters between 1973 and 1991.

In order to reduce the number of sources of “published policy”, the Panel of Administrators has approved a strategy for consolidating Decisions No. 1 – 423 into the various policy manuals, as appropriate, and “retiring” the Decisions over time.

“Retire” for this purpose means that, as of the “retirement date”, the Decision is no longer current policy or current published policy of the Governors under Bylaw No. 4.

“Retiring” does not affect a Decision’s status as policy prior to the date it was “retired”. A “retired” Decision therefore applies in decision-making on historical issues to the extent it was applicable prior to the “retirement date”. “Retiring” also does not affect the disposition of any individual matters dealt with in a Decision.

¹ The *Prevention Manual* does not appear on this list. The *Prevention Manual* was adopted by the Panel of Administrators as “published policy of the governors” in 1999.

This Index sets out the Decisions from volumes 1 - 6 that have been “retired” and the “retirement date”. It will be updated as further Decisions are “retired” in the future.²

² Decisions that do not appear in the Index should not necessarily be considered current policy. Decisions or parts of Decisions may have been replaced, either expressly or impliedly, by subsequent policies in the policy manuals or other policy documents. Under Bylaw No. 4, where there is a conflict between policy in Decisions No. 1 - 423 and policy in a policy manual listed in the Bylaw, the policy in the manual is paramount. In the event of any other conflict between policies, the most recently approved policy is paramount.

DECISION No.	TITLE	RETIREMENT DATE
1	Publication of Decisions	May 1, 2000
8	The Measurement of Partial Disability	May 1, 2000
14	Rehabilitation and Re-training	May 1, 2000
22	The Measurement of Partial Disability	May 1, 2000
24	The Revision of Appeal Procedures	May 1, 2000
26	Coverage of Workmen's Compensation	January 1, 2003
28	Oral Enquiries on Appeals to the Commissioners	May 1, 2000
32	The Employment Relationship (Taxis)	January 1, 2003
33	The Measurement of Partial Disability and Proportionate Entitlements	May 1, 2000
43	The Workmen's Compensation Amendment Act	May 1, 2000
46	The Consumer Price Index	May 1, 2000
49	The Coverage of Workers' Compensation	January 1, 2003
55	Rehabilitation and Re-training	May 1, 2000
58	Industries and Classifications	January 1, 2003
67	The Commutation of Pensions	May 1, 2000
68	The Maximum Wage Rate	May 1, 2000
73	Transcripts of Interviews	May 1, 2000
79	Time Limit on Appeals	May 1, 2000
82	The Consumer Price Index	May 1, 2000
89	Personal Care Allowances	May 1, 2000
91	Boards of Review and the Pension Plan	May 1, 2000

DECISION No.	TITLE	RETIREMENT DATE
92	Allowances to Claimants	May 1, 2000
94	Industrial Diseases	May 1, 2000
98	Remarriage Allowances	May 1, 2000
106	A One-Man Company	May 1, 2000
111	A Penalty for Non-Registration	January 1, 2003
112	The Consumer Price Index	May 1, 2000
116	The Coverage of Independent Operators	January 1, 2003
117	Adjustments According to the Consumer Price Index	May 1, 2000
118	Remarriages Allowances	May 1, 2000
119	Medical Information	May 1, 2000
123	Changes in the <i>Workers Compensation Act</i>	May 1, 2000
125	The Commencement of <i>Workers Compensation Amendment Act, 1975</i>	May 1, 2000
136	Compensation for Hearing Loss	May 1, 2000
138	The Employment Relationship	January 1, 2003
141	A One-Man Company	May 1, 2000
143	The Maximum Wage Rate	May 1, 2000
149	Commercial Stock Audits	January 1, 2003
153	Compensation Coverage for Volunteers	May 1, 2000
154	Legal Services for Rehabilitation Purposes	May 1, 2000
155	The Commutation of Pensions	May 1, 2000
159	The Consumer Price Index	May 1, 2000

DECISION No.	TITLE	RETIREMENT DATE
160	The Calculation of Projected Loss of Earnings	May 1, 2000
161	Compensation Coverage for Volunteers	January 1, 2003
163	The Fishing Industry	January 1, 2003
165	Compensation Coverage for Trainees	January 1, 2003
166	Adjustments According to the Consumer Price Index	May 1, 2000
168	The Disclosure of Information on Claim Files	May 1, 2000
169	An Employer or Independent Operator	January 1, 2003
170	The Fishing Industry	January 1, 2003
171	Allowances to Claimants	May 1, 2000
174	Time for Appeals	May 1, 2000
175	The Reimbursement of Expenses	May 1, 2000
183	An Employer or an Independent Operator	January 1, 2003
184	Application of the Dual System	May 1, 2000
187	The Fishing Industry	January 1, 2003
191	The Consumer Price Index	May 1, 2000
193	Adjustments According to the Consumer Price Index	May 1, 2000
196	Boards of Review	May 1, 2000
201	Payments of Claims Pending Appeals to the Commissioners	May 1, 2000
202	Dual System of Measuring Disability	May 1, 2000
204	The Maximum Wage Rate	May 1, 2000

DECISION No.	TITLE	RETIREMENT DATE
211	The Reimbursement of Expenses	May 1, 2000
212	Commutation of Pensions	May 1, 2000
215	Consulting Firms	January 1, 2003
216	The Consumer Price Index	May 1, 2000
217	Adjustments According to the Consumer Price Index	May 1, 2000
218	Commutation of Pensions	May 1, 2000
220	Proportionate Entitlement and the Dual System	May 1, 2000
223	The Fishing Industry	January 1, 2003
224	The Fishing Industry	January 1, 2003
225	The Fishing Industry	January 1, 2003
226	The Fishing Industry	January 1, 2003
229	Industries and Employment	January 1, 2003
233	Security and Investigation Services	May 1, 2000
235	Manpower Supply Agencies	January 1, 2003
237	Complaints to the Commissioners in Respect of Compensation Claims	May 1, 2000
241	Inmates on Work Release Programmes	January 1, 2003
244	The Consumer Price Index	May 1, 2000
245	Adjustments According to the Consumer Price Index	May 1, 2000
248	Class 11	May 1, 2000
249	Recurrence of Disability	May 1, 2000

DECISION No.	TITLE	RETIREMENT DATE
254	Payment of Claims Pending Appeals to the Commissioners	May 1, 2000
255	Registration of Labour Contractors as Employers	January 1, 2003
257	The Maximum Wage Rate	May 1, 2000
258	The Reimbursement of Expenses	May 1, 2000
264	Compensation Payable when Company Unregistered	May 1, 2000
265	The Consumer Price Index	May 1, 2000
266	Adjustments According to the Consumer Price Index	May 1, 2000
272	Commutations	May 1, 2000
277	The Consumer Price Index	May 1, 2000
278	Adjustments According to the Consumer Price Index	May 1, 2000
280	Appeals & Referrals to the Commissioners	May 1, 2000
284	The Maximum Wage Rate	May 1, 2000
285	The Reimbursement of Expenses	May 1, 2000
287	Proportionate Entitlement and Dual System	May 1, 2000
290	The Consumer Price Index	May 1, 2000
291	Adjustments According to the Consumer Price Index	May 1, 2000
297	Dual System and Non-Spinal Injuries	May 1, 2000
300	Section 52 - "Special Circumstances"	May 1, 2000
303	Access to Claim Files	May 1, 2000

DECISION No.	TITLE	RETIREMENT DATE
304	The Consumer Price Index	May 1, 2000
305	Adjustments According to the Consumer Price Index	May 1, 2000
307	The Fishing Industry	January 1, 2003
308	The Maximum Wage Rate	May 1, 2000
309	The Reimbursement of Expenses	May 1, 2000
310	Commutation of Hearing Loss Pensions	May 1, 2000
311	Commutation of Pensions	May 1, 2000
314	The Consumer Price Index	May 1, 2000
315	Adjustments According to the Consumer Price Index	May 1, 2000
319	Clothing Allowances	May 1, 2000
321	Workers Compensation Act	May 1, 2000
322	The Consumer Price Index	May 1, 2000
323	Adjustments According to the Consumer Price Index	May 1, 2000
327	The Maximum Wage Rate	May 1, 2000
328	The Reimbursement of Expenses	May 1, 2000
331	The Consumer Price Index	May 1, 2000
332	Adjustments According to the Consumer Price Index	May 1, 2000
335	Principals of Limited Companies	January 1, 2003
336	The Consumer Price Index	May 1, 2000
337	Adjustments According to the Consumer Price Index	May 1, 2000

DECISION No.	TITLE	RETIREMENT DATE
338	Disclosure of Claim Files	May 1, 2000
339	The Maximum Wage Rate	May 1, 2000
340	The Reimbursement of Expenses	May 1, 2000
342	Assessment of Employers	May 1, 2000
344	The Consumer Price Index	May 1, 2000
345	Adjustments According to the Consumer Price Index	May 1, 2000
346	Payment of Interest	May 1, 2000
347	Oral Hearings on Appeals to the Commissioners	May 1, 2000
350	Commissioners' Decisions	May 1, 2000
351	Assessment of Employers	January 1, 2003
352	The Consumer Price Index	May 1, 2000
353	Adjustments According to the Consumer Price Index	May 1, 2000
358	The Maximum Wage Rate	May 1, 2000
359	The Reimbursement of Expenses	May 1, 2000
361	Coverage of the Farming Industry	May 1, 2000
362	The Maximum Wage Rate	May 1, 2000
364	Retraining of Surviving Spouses	May 1, 2000
365	The Consumer Price Index	May 1, 2000
366	Adjustments According to the Consumer Price Index	May 1, 2000
370	Disclosure of Board Files	May 1, 2000

DECISION No.	TITLE	RETIREMENT DATE
371	Publication of Board Manuals	January 1, 2003
372	The Consumer Price Index	May 1, 2000
373	Adjustments According to the Consumer Price Index	May 1, 2000
374	Appeals to the Commissioners	May 1, 2000
375	The Maximum Wage Rate	May 1, 2000
376	The Reimbursement of Expenses	May 1, 2000
380	The Consumer Price Index	May 1, 2000
381	Adjustments According to the Consumer Price Index	May 1, 2000
385	The Consumer Price Index	May 1, 2000
386	Adjustments According to the Consumer Price Index	May 1, 2000
389	Refusals of Certificates of Fitness Under the Mines Act	May 1, 2000
390	The Maximum Wage Rate	May 1, 2000
391	The Reimbursement of Expenses	May 1, 2000
392	The Consumer Price Index	May 1, 2000
393	Appeals	May 1, 2000
396	The Consumer Price Index	May 1, 2000
397	The Maximum Wage Rate	May 1, 2000
398	The Consumer Price Index	May 1, 2000
400	The Consumer Price Index	May 1, 2000
401	Experience Rating	January 1, 2003

DECISION No.	TITLE	RETIREMENT DATE
402	Adjustments According to the Consumer Price Index	May 1, 2000
403	Appeals to Workers' Compensation Review Board	May 1, 2000
404	The Maximum Wage Rate	May 1, 2000
405	The Consumer Price Index	May 1, 2000
408	The Consumer Price Index	May 1, 2000
409	The Maximum Wage Rate	May 1, 2000
410	Disclosure of Board Files	May 1, 2000
411	The Consumer Price Index	May 1, 2000
412	The Consumer Price Index	May 1, 2000
413	The Maximum Wage Rate	May 1, 2000
414	The Consumer Price Index	May 1, 2000
415	The Consumer Price Index	May 1, 2000
416	The Maximum Wage Rate	May 1, 2000
417	Adjustments According to the Consumer Price Index	May 1, 2000
418	The Consumer Price Index	May 1, 2000
420	The Consumer Price Index	May 1, 2000
421	The Maximum Wage Rate	May 1, 2000
422	The Consumer Price Index	May 1, 2000
423	Adjustments According to the Consumer Price Index	May 1, 2000