

2020/03/25-03**WORKERS' COMPENSATION BOARD****RESOLUTION OF THE BOARD OF DIRECTORS****RE: Changes to Policy Consequential to Implementing the Revised
*Workers Compensation Act*****WHEREAS:**

Pursuant to section 82 of the *Workers Compensation Act*, R.S.B.C. 1996, c. 492 ("Act"), the Board of Directors of the Workers' Compensation Board ("WorkSafeBC") must set and revise as necessary the policies of the Board of Directors, including policies respecting compensation, assessment, rehabilitation, and occupational health and safety;

AND WHEREAS:

Pursuant to Resolution 2003/02/11-04, the Board of Directors' Bylaw dated February 11, 2003 defines the policies of the Board of Directors, which include the *Rehabilitation Services & Claims Manual*, Volume II ("RS&CM Vol. II"), the *Prevention Manual*, and the *Assessment Manual*;

AND WHEREAS:

Pursuant to the *Statute Revision Act*, R.S.B.C. 1996, c. 440, the British Columbia Office of Legislative Counsel has made editorial revisions to the language and renumbered the part, division, and section numbers of the *Act*, which will come into force on April 6, 2020;

AND WHEREAS:

To reflect the statutory revisions to the *Act*, WorkSafeBC has developed consequential changes to policies in the *RS&CM Vol. II*, the *Prevention Manual*, and the *Assessment Manual* ("Consequential Policy Changes");

AND WHEREAS:

Pursuant to Resolution 2016/07/13-04, the Board of Directors authorized the Senior Executive member responsible for policy development to make housekeeping changes to the Board of Directors' policy documents;

AND WHEREAS:

The Consequential Policy Changes include changes to policies in the *RS&CM Vol. II*, the *Prevention Manual*, and the *Assessment Manual*, to address the statutory revisions;

AND WHEREAS:

The Consequential Policy Changes also include changes to policies in the *RS&CM Vol. II*, the *Prevention Manual*, and the *Assessment Manual*, identified in the course of reviewing the policies for the purpose of the statutory revisions, to revise outdated information, correct small errors, clarify existing policy consistent with the Board of Directors' original decision, and generally bring the policies up to date;

AND WHEREAS:

The Consequential Policy Changes do not change the substance of the policies, except for the changes regarding the following *RS&CM Vol. II* policies:

The addition of policy item #1.04, *Statute Revision 2019*,

The deletion of spent policy items #46.10 through #46.15, inclusive;

AND WHEREAS:

WorkSafeBC's Policy, Regulation and Research Division has undertaken stakeholder consultation on this issue and has advised the Board of Directors on the results of the consultation;

THE BOARD OF DIRECTORS RESOLVES THAT:

1. The changes to policies in the *Prevention Manual*, as set out in Appendix 1 attached to this resolution, are approved effective April 6, 2020.
2. The changes to policies in the *Assessment Manual*, as set out in Appendix 2 attached to this resolution, are approved effective April 6, 2020.
3. The changes to the policies in the *Prevention Manual* and *Assessment Manual* approved herein are housekeeping changes that do not change the application of the policies.
4. The changes to policies in the *RS&CM Vol. II*, as set out in Appendix 3 attached to this resolution, are approved effective April 6, 2020.
5. The changes to the policies in the *RS&CM Vol. II* approved herein referred to in column 1 of the table set out in Appendix 4 attached to this resolution apply as set out in column 2 of the table.

6. The changes to the policies in the *RS&CM* Vol. II approved herein not included in column 1 of the table set out in Appendix 4 attached to this resolution are housekeeping changes that do not change the application of the policies.
7. The following policies in the *RS&CM* Vol. II are deleted in their entirety, as set out in Appendix 5 attached to this resolution, effective April 6, 2020:

Policy item #39.31, *Injury Prior to March 18, 1943*

Policy item #46.10, *Reinstatement of Commuted Pensions under Section 26*

Policy item #46.11, *Computation of Twelve Per Cent Disability*

Policy item #46.12, *Purpose of Section 26 Already Achieved*

Policy item #46.13, *Term Pensions*

Policy item #46.14, *Rate of New Periodic Payments*

Policy item #46.15, *Cost of Living Adjustment After Reinstatement*

Item C8-61.10, *Compensation on Death of a Worker – Interest Payment Arising from the Application of Section 19(2)*

Policy item #100.13, *Medical Review Panels*

Item C14-105.01, *Changing Previous Decisions – Reviews.*

8. This resolution is effective April 6, 2020.
9. This resolution constitutes a policy decision of the Board of Directors.

I, Ralph McGinn, hereby certify for and on behalf of the Board of Directors of WorkSafeBC that the above resolutions were duly passed at a meeting of the Board of Directors held in Richmond, British Columbia, on March 25, 2020.

RALPH MCGINN, P. ENG
Chair, Board of Directors
Workers' Compensation Board