

Ticketable offences

Occupational health and safety

Ticketing

As of January 1, 2014 workers and employers in contravention of specific provisions of the Occupational Health and Safety Code (OHS Code) can be issued tickets by OHS officers. OHS tickets are similar to a traffic ticket. They are an on-the-spot penalty given out following an infraction of the law.

Details of ticketable items are contained in the Procedures Regulation under the *Provincial Offences Procedures Act*. For convenience, the following table provides a summary of OHS ticketable provisions. Please be aware that the law is constantly changing and this listing is subject to change. If in doubt with respect to any information contained within this table, or for confirmation of the official legal information, please refer to the current edition of the *Provincial Offences Procedures Act* and Procedures Regulation. Further, if there is any inconsistency or conflict between any of the information contained in the table below and the applicable legislation, the legislation shall prevail.

OHS ticketable offences

OHS Code Section	Summary of Offence (brief description on ticket)	Category	Fine Amount
<i>Part 1 General</i>			
3.2	Employer fail to ensure worker use/wear required equipment or personal protective equipment	Employer/ Supervisor	\$500
<i>Part 4 Chemical Hazards, Biological Hazards and Harmful Substances</i>			
24	Employer fail to ensure worker has immediate access to emergency wash equipment.	Employer	\$500
26(1)	Employer fail to have required code of practice	Employer	\$300
<i>Part 5 Confined Spaces</i>			
47(1)	Person fail to have valid entry permit when enter confined space	Worker (Person)	\$100
<i>Part 6 Cranes, Hoists and Lifting Devices</i>			
62(1)	Employer fail to ensure lift device has required load cap plate/label	Employer	\$300
62(2)	Employer fail ensure non-comm. manufactured lift device has required load cap plate/label	Employer	\$300
82(1)	Person rides on material hoist	Worker (Person)	\$100
82(2)	Employer fail to ensure worker does not ride on material hoist	Employer	\$300

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90	Employer fail to ensure mobile crane/boom truck outrigs extended and supported	Employer	\$500
97(2)	Person uses roofing materials as counterweight	Worker (Person)	\$200
Part 8 Entrances, Walkways, Stairways and Ladders			
122(2)	Employer fail to ensure stairway /w five or more risers has handrail	Employer	\$500
122(3)	Employer fail to ensure temporary stairs are at least 600 mm wide	Employer	\$300
133(1)	Worker works from top two rungs/steps/cleats of portable ladder	Worker	\$200
136	Worker fail to secure/position ladder as required	Worker	\$200
Part 9 Fall Protection			
139(8)	Worker fail to use/wear fall protection system required by employer	Worker	\$200
142(2)	Worker fail to use/wear required full body harness	Worker	\$200
155(3)	Worker climbs onto load that is not secured	Worker	\$200
161(1)	Employer fail to use control zone as specified	Employer	\$500
Part 10 Fire and Explosion Hazards			
162(3)	Person fail to not smoke where flammable substance present	Worker (Person)	\$200
170.1(5)	Employer fail to provide nozzle guard for airless spray machinery	Employer	\$300
170.1(6)	Worker fail to ensure nozzle guard of airless spray machinery in place	Worker	\$100
Part 12 General Safety Precautions			
185	Employer fail to keep work site clean/free of slip/trip hazards	Employer	\$500
187.1(1)	Employer fail ensure roofing materials not < 2 m from residential building roof edge	Employer	\$300
194(2)	Employer fail to ensure worker exposed to traffic wear required high vis safety apparel	Employer	\$500
194(3)	Worker fail to wear required high vis safety apparel when exposed to traffic	Worker	\$200
Part 18 Personal Protective Equipment			
229(1)	Employer fail to ensure worker wears personal protective equip to protect the eyes	Employer	\$300
233(1)	Employer fail to ensure worker uses required protective footwear	Employer	\$300
235(1)	Employer fail to ensure worker wears protective headwear (bikes/skates)	Employer	\$300

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236(1)	Employer fail to ensure worker wears protective headwear (ATV/snow vehicle./motorcycle)	Employer	\$300
255	Employer fail to ensure worker wear required personal protective equip specifically designed for abrasive blasting while abrasive blasting	Employer	\$500
Part 19 Powered Mobile Equipment			
256(3)	Operator of powered mobile equip fail to use seat belts/other safety equip	Worker (Operator)	\$200
276	Person rides on top of load that is moving	Worker (Person)	\$200
279(1)	Employer fail to ensure ignition source not present while vehicle refueling	Employer	\$500
279(2)	Person fail to ensure ignition source not present while vehicle refueling	Worker (Person)	\$200
Part 21 Rigging			
305(1)	Employer fail to remove damaged/worn synthetic fibre web sling from service	Employer	\$500
305(2)	Employer fail to remove damaged/worn synthetic fibre web sling from service	Employer	\$500
306(2)	Employer fail to remove damaged/worn running wire rope from service	Employer	\$500
306(3)	Employer fail to remove damaged/worn stationary wire rope from service	Employer	\$500
307	Employer fail to remove damaged/worn metal mesh sling from service	Employer	\$500
Part 22 Safeguards			
313(2)	Employer fail to ensure building shaft w/o work platform enclosed as required	Employer	\$500
314(2)	Employer fail to ensure temporary cover placed on prev. protected hole	Employer	\$500
318(1)	Employer fail to ensure workers protected from falling objects	Employer	\$500
Part 23 Scaffolds and Temporary Work Platforms			
324(4)	Employer fail to ensure hoarded masonry scaffold anchored as required	Employer	\$500
327(1)	Employer fail to ensure worker only use vertical ladder on scaffold as permitted	Employer	\$500
327(2)	Worker fail to use vertical ladder on scaffold as required	Worker	\$200

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328(1)	Employer fail to ensure no worker work from access ladder of scaffold	Employer	\$500
328(2)	Worker works from access ladder of scaffold	Worker	\$200
334(2)	Worker remains on moving rolling scaffold when not permitted	Worker	\$200
334(3)	Worker fail to lock/block rolling scaffold against movement that worker is on	Worker	\$200
349(3)	Employer fail ensure operator at controls while worker on fork-mounted platform	Employer	\$500
349(4)	Persons on fork-mounted platform while platform moving horizontally	Worker (Person)	\$100
Part 25 Tools, Equipment and Machinery			
367(2)	Operator fail to operate machine w/o endangering operator/other workers	Worker (Operator)	\$200
374	Worker permits trigger of actuated fastening tool be mechanically held "ON"	Worker	\$100
375(2)	Employer fail to ensure guard of hand-held grinder covers required area	Employer	\$500
Part 29 Workplace Hazardous Materials Information System (WHMIS)			
407	Employer fail to ensure required MSDS readily available at work site	Employer	\$500
466(2)	Person fail to not smoke/burn material w/i 15 m of explosive	Worker (Person)	\$200
Part 34 Forestry			
523	Employer fail to ensure partially cut tree not left standing	Employer	\$500
Part 35 Healthcare and Industries with Biological Hazards			
526(1)	Employer fail to provide sharps container	Employer	\$300
526(2)	Worker fail to use provided sharps container	Worker	\$100
Part 36 Mining			
621	Worker smokes/has open flame w/i 8 m of vehicle w/explosives	Worker	\$500
648(3)	Worker smokes/allows sources of ignition w/i 8 m of blast area	Worker	\$200
693(2)	Worker has smoking materials/means of ignition in mine.	Worker	\$200
693(3)	Worker uses smoking materials/means of ignition in mine	Worker	\$200
Part 37 Oil and Gas Wells			
755(2)	Employer fail to ensure a derrick/mast log book available at work site	Employer	\$300

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<i>Part 39 Tree Care Operations</i>			
794(2)	Worker fail to use/wear work positioning/fall protection system required by employer	Worker	\$200
<i>Part 41 Work Requiring Rope Access</i>			
810	Employer fail to ensure rope access safe work plan available before work begins	Employer	\$300
827(4)	Worker fail to ensure rope access logbook current and available at work site	Worker	\$100

Superseded