Human Resources Legislative Update

OHSA Regulations Amended to Ensure Compliance with Ontario *Colleges of Trades and Apprenticeship Act, 2009*

Date: March 6, 2013

On March 1, 2013, a number of amendments to regulations made under the Occupational Health and Safety Act were filed to bring those regulations into compliance with the *Ontario College of Trades and Apprenticeship Act, 2009* ("Act"). The Act will be proclaimed in force, in part, on April 8, 2013. On that date, section 103 of the Act will repeal *The Apprenticeship and Certification Act, 1998* and *The Trades Qualification and Apprenticeship Act*.

O. Reg. 87/13, Training Requirements for Certain Compulsory Trades, revoking O. Reg. 572/99, was filed on March 1, 2013. Among other things, O. Reg. 87/13 requires workers who perform work in the construction sector or motive power sector compulsory trades to hold the specified certificate of qualification issued under the Act (subject to certain exceptions). No employer of those workers shall permit them to perform work if they do not hold the certificates of qualification. O. Reg. 87/13 should be consulted for coming into force information.

O. Reg. 88/13, amending O. Reg. 213/91, Construction Projects, was filed on March 1, 2013. Among other things, O. Reg. 88/13 requires workers who operate a crane or similar hoisting device to hold the specified certificate of qualification issued under the Act. It also sets out specific qualification requirements for workers who connect, maintain or modify electrical equipment or installations. O. Reg. 88/13 comes into force on April 8, 2013.

O. Reg. 89/13, amending O. Reg. 67/93, Health Care Residential Facilities, was filed on March 1, 2013. Among other things, O. Reg. 89/13 requires that workers who perform specified electrical work shall hold the required certificate of qualification issued under the Act. O. Reg. 89/13 comes into force on April 8, 2013.

O. Reg. 90/13, amending O. Reg. 414/05, Farming Operations, was filed on March 1, 2013. O. Reg. 90/13 adds O. Reg. 87/13, Training Requirements for Certain Compulsory Trades, as a regulation which applies to farming operations. O. Reg. 90/13 comes into force on April 8, 2013, and will be revoked on the first anniversary of its coming into force.

O. Reg. 92/13, amending Regulation 854 of R.R.O. 1990, Mines and Mining Plants, was filed on March 1, 2013. Among other things, O. Reg. 92/13 requires that workers of mobile cranes, shovels and boom trucks, or similar equipment, whereby rope is wound onto a drum driven by an engine for the purpose of raising, lowering or swinging materials, shall hold the specified certificate of qualification under the Act. O. Reg. 92/13 comes into force on April 8, 2013.