

Notes for Open Data – FV-WP-Orders Issued

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About this Document

This document outlines terms of use, notes and caveats associated with this dataset. It is important to review this disclaimer as well as the data description before using this dataset.

Terms of use

This dataset contains information about employers and other regulated persons who have been inspected by the Ministry under the Occupational Health and Safety Act between January 1, 2012 and December 31, 2018, including names and addresses of employers, dates of field visits by Occupational Health and Safety Inspectors, and orders issued for all closed Occupational Health and Safety cases in the Occupational Health and Safety Case Management System.

The information does not reflect any qualitative assessment of a regulated person's compliance/non-compliance with the OHSA.

Important Information about this dataset:

- a) The Ministry of Labour collected this data primarily for enforcement of Occupation Health and Safety Act (OHSA) and related Regulations.
- b) This dataset updated annually from the Occupational Health and Safety Case Management System, which are subject to change as investigation evolves or circumstances change. Therefore, this data should not be used to measure current compliance status of regulated persons.
- c) This dataset will only include employers which have had interactions with the Ontario Ministry of Labour through Occupational Health and Safety Field Visits since 2012, and Cases that have been closed by Occupational Health and Safety Inspectors - i.e. inspections/investigations in respect of which all orders have either been withdrawn or complied with. Therefore, Field Visits, Workplaces Visited and Orders relevant to ongoing or open investigations will not be available in this dataset.
- d) Employer search results by name may return multiple instances of the same employers due to variations in the spellings in the name and/or address entered in the case management system.

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- e) Occupational Health and Safety inspectors enforce the Occupational Health and Safety Act (OHSA) and its regulations. If there is no contravention of the OHSA/regulations found, then no enforcement action is taken. If a contravention is found, then an inspector may issue an order for compliance which can be time-based or even immediately stop all work. Workplace is a place where the work or activity took place. That could be a construction project, an industrial establishment, a hospital or a mining facility, etc. The contravener was the entity found to be in contravention with OHSA (and regulations), and it could be the same as the employer that owns or operates the workplace, or it can be different. In short, Employer names appearing under the Workplace name may not necessarily be the contravener.

It is important to note that there are missing values in this dataset because the information was not available or collected at the time of the inspection/investigation.

Terminology

This dataset includes different order types.

1. Plan Order: A contravention to the OHS Act or one of its Regulations was identified, and the contravener must submit a plan; by a certain date; to the ministry outlining how they will correct the contravention.
2. Forthwith Order: A contravention to the OHS Act or one of its Regulations was identified and was corrected at the time of the field visit.
3. Requirement Forthwith: A “requirement” is a legal direction issued under the Occupational Health and Safety Act to workplace parties notifying them of their obligation to co-operate with an inspector and to provide information as specified by that inspector. The requirement is satisfied at the time of the field visit.
4. Requirement Time Based: A “requirement” is a legal direction issued under the Occupational Health and Safety Act to workplace parties notifying them of their obligation to co-operate with an inspector and to provide information as specified by that inspector. The requirement is to be satisfied by a specified date.
5. Requirement Time Unknown: A “requirement” is a legal direction issued under the Occupational Health and Safety Act to workplace parties notifying them of their obligation to co-operate with an inspector and to provide information as specified by that inspector. The requirement is to be satisfied as by a date that is unknown at the time of issuance.
6. Stop Orders (Stop Use/Stop Work): OHSA provides inspectors with enforcement tools to obtain compliance with health and safety requirements. A compliance order describes

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actions the employer is obliged to take in order to comply with specific legal requirements. Where there is immediate risk of injury to a worker, a Stop Use/Stop Work order is issued to prevent work from continuing until compliance is achieved.

7. Time Based Order: A contravention to the OHS Act or one of its Regulations was identified and needs to be corrected by a specific date.
8. Time Unknown Order: A contravention to the OHS Act or one of its Regulations was identified and needs to be corrected. The date to be corrected was unknown at the time of issuing the order. A time unknown order will also have a related Stop Order or Plan Order.