


ONTARIO COURT OF JUSTICE

PROVINCIAL OFFENCES ACT

IT IS ORDERED, pursuant to the provisions of the *Provincial Offences Act* and the rules for the Ontario Court of Justice, that the amount set opposite the offence in the attached Items of Schedule 68 under the Provincial Statutes and Regulations thereunder is the Set Fine.

This Order comes into effect on the 1st day of October 2016.

DATED AT TORONTO this 9th day of SEPTEMBER 2016.


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Lise Maisonneuve, Chief Justice
Ontario Court of Justice

SCHEDULE 68

Regulation 854 of Revised Regulations of Ontario, 1990 under the
Occupational Health and Safety Act

Item	Offence	Section	Set Fine
1.	Worker failing to use a fall arrest system as required by subsection 14 (1) of Reg. 854	28 (1) (a)	\$350.00
2.	Supervisor failing to ensure worker uses a fall arrest system as required by subsection 14 (1) of Reg. 854	27 (1) (a)	\$450.00
3.	Supervisor failing to ensure hazardous opening on a surface is guarded or covered as required by subsection 54 (2) of Reg. 854	27 (1) (a)	\$450.00
4.	Employer failing to ensure hazardous opening on a surface is guarded or covered as required by subsection 54 (2) of Reg. 854	25 (1) (c)	\$550.00
5.	Worker failing to use a fall arrest system when working on top of bulk material as required by clause 60 (2) (a) of Reg. 854	28 (1) (a)	\$350.00
6.	Supervisor failing to ensure worker uses a fall arrest system when working on top of bulk material as required by clause 60 (2) (a) of Reg. 854	27 (1) (a)	\$450.00
7.	Worker failing to examine and make safe ground conditions in underground mine as required by subsection 66 (1) of Reg. 854	28 (1) (a)	\$350.00
8.	Supervisor failing to ensure worker examines and makes safe ground conditions in underground mine as required by subsection 66 (1) of Reg. 854	27 (1) (a)	\$450.00
9.	Worker failing to securely cover opening in an underground mine as required by section 74 of Reg. 854	28 (1) (a)	\$350.00
10.	Supervisor failing to ensure opening in an underground mine securely covered as required by section 74 of Reg. 854	27 (1) (a)	\$450.00
11.	Worker failing to work in accordance with subsection 88 (1) of Reg. 854 where powered equipment used	28 (1) (a)	\$250.00
12.	Supervisor failing to ensure worker works in accordance with subsection 88 (1) of Reg. 854 where powered equipment used	27 (1) (a)	\$450.00

13.	Worker failing to work in accordance with subsection 88 (2) of Reg. 854 where powered equipment not used	28 (1) (a)	\$250.00
14.	Supervisor failing to ensure worker works in accordance with subsection 88 (2) of Reg. 854 where powered equipment not used	27 (1) (a)	\$450.00
15.	Worker undercutting working face contrary to subsection 88 (3) of Reg. 854	28 (1) (a)	\$350.00
16.	Supervisor failing to ensure no undercutting of working face contrary to subsection 88 (3) of Reg. 854	27 (1) (a)	\$450.00
17.	Worker failing to remove materials near rim of surface mine as required by subsection 91 (1) of Reg. 854	28 (1) (a)	\$250.00
18.	Supervisor failing to ensure removal of materials near rim of surface mine as required by subsection 91 (1) of Reg. 854	27 (1) (a)	\$450.00
19.	Worker failing to sound warning of motor vehicle running on rails as required by clause 103 (1) (d) of Reg. 854	28 (1) (a)	\$250.00
20.	Supervisor failing to ensure worker sounds warning of motor vehicle running on rails as required by clause 103 (1) (d) of Reg. 854	27 (1) (a)	\$450.00
21.	Worker failing to wash or examine face before drilling or sampling in an underground mine as required by subsection 136 (1) of Reg. 854	28 (1) (a)	\$350.00
22.	Supervisor failing to ensure worker washes or examines face before drilling or sampling in an underground mine as required by subsection 136 (1) of Reg. 854	27 (1) (a)	\$450.00
23.	Worker drilling or sampling near a blasted hole contrary to subsection 136 (4) of Reg. 854	28 (1) (a)	\$350.00
24.	Supervisor failing to ensure no drilling or sampling near a blasted hole contrary to subsection 136 (4) of Reg. 854	27 (1) (a)	\$450.00
25.	Worker failing to work in accordance with subsection 158 (3) of Reg. 854 when working on electrical equipment or conductors	28 (1) (a)	\$350.00

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26.	Supervisor failing to ensure worker works in accordance with subsection 158 (3) of Reg. 854 when working on electrical equipment or conductors	27 (1) (a)	\$450.00
27.	Employer failing to ensure flow of air where diesel-powered equipment is operating as required by section 183.1 of Reg. 854	25 (1) (c)	\$550.00
28.	Worker failing to guard moving part of machinery as required by subsection 185 (2) of Reg. 854	28 (1) (a)	\$350.00
29.	Supervisor failing to ensure moving part of machinery is guarded as required by subsection 185 (2) of Reg. 854	27 (1) (a)	\$450.00
30.	Worker failing to ensure machine has an automatic protection device as required by subsection 185 (3) of Reg. 854	28 (1) (a)	\$350.00
31.	Supervisor failing to ensure a machine has an automatic protection device as required by subsection 185 (3) of Reg. 854	27 (1) (a)	\$450.00
32.	Worker failing to use a conveyor pulley with guarding as required by clause 196 (2) (d) of Reg. 854	28 (1) (a)	N.S.F.
33.	Supervisor failing to ensure worker uses a conveyor pulley with guarding as required by clause 196 (2) (d) of Reg. 854	27 (1) (a)	N.S.F.

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