

TO: Chair and Members of the Board of Health

FROM: Christopher Mackie, Medical Officer of Health / CEO

DATE: 2020 February 27

CRITICAL INJURY INVESTIGATION RESULTS AND FOLLOW-UP

Recommendation

It is recommended that Report No. 010-20 re: “Critical Injury Investigation Results and Follow-Up” be received for information.

Key Points

- A critical injury of a worker occurred on January 29, 2020, at Citi Plaza, which required an investigation and notification of the Ministry of Labour, Skills and Training Development.
- The Board of Health is accountable for ensuring that the *Occupational Health and Safety Act (OHSA)* requirements, in regard to notification and investigation of critical injuries, are conducted.
- The Ministry of Labour, Skills and Training Development conducted a field visit at Citi Plaza on February 6, 2020, to review the investigation documentation and the actions taken by MLHU to prevent a recurrence. The inspector issued no orders to MLHU.

Background

On the evening of January 29, 2020, a worker slipped, tripped, and fell outside of Entrance Five at Citi Plaza, while ending their workday and returning to their vehicle. The worker sustained a fractured elbow in the fall, meeting the threshold for a critical injury as defined by the *Occupational Health and Safety Act, Regulation 834: Critical Injury – Defined*. In response to the written notification of the critical injury, a Ministry of Labour, Skills and Training Development inspector attended the Citi Plaza offices to conduct a field visit to review the investigation documentation. The inspector completed their investigation, praised the work that had been completed in preparation for the field visit, and issued no orders (see [Appendix A](#)).

Incident Investigation and Follow-Up

A critical injury must be reported under section 51 of the *Occupational Health and Safety Act* if there is a connection between the hazard that gave rise to the injury and worker health and safety. Per Administrative Policy 8-040, as well as requirements under the *Occupational Health and Safety Act*, the following parties were notified of the incident: Board of Health, Senior Leadership Team, Joint Occupational Health and Safety Committee (JOHSC), and the trade unions.

After being notified of the incident, the management representative from JOHSC investigated, which included discussing the event with the injured worker, reviewing training and other awareness records associated with slips, trips, and falls, and taking photos of the incident site.

The incident was also reported to the City of London as well as Avison Young, the Citi Plaza building management company. The City of London made repairs to the incident site by filling cracks with concrete on February 3, 2020.

Due to the nature of the injury, the worker received medical attention and missed time from work, requiring further reporting to the Workplace Safety and Insurance Board (WSIB). MLHU has since been notified that the claim for WSIB coverage was denied as the injury was not sustained during work time or in the workplace.

Following the incident, a communiqué was sent to all employees to notify them of the present hazard to prevent a recurrence and to remind them of precautions for preventing slips, trips, and falls.

MLHU continues to monitor the workplace health and safety conditions, making recommendations and changes where necessary to ensure the employer is taking every reasonable precaution to protect workers.

This report was prepared by the Human Resources team, Healthy Organization Division.

A handwritten signature in black ink, appearing to read 'C. Mackie'.

Christopher Mackie, MD, MHSc, CCFP, FRCPC
Medical Officer of Health / CEO