

Manitoba has a new Safety and Health Regulation!

Manitoba Labour and Immigration – Workplace Safety and Health Division announced its new Occupational Safety and Health Regulation on November 1, 2006 – **The Workplace Safety and Health Regulation 217/2006** made under The Workplace Safety and Health Act (C.C.S.M. c. W210).

By introducing this new legislation, Manitoba Labour is progressing on the mandate to make Manitoba workplaces safer as initiated in 2001 by Bill 27 – The Safer Workplaces Act that amended the Workplace Safety and Health Act. The Workplace Safety and Health Regulation takes effect on February 1, 2007 and is the result of a four-year consultation and review process. The grace period for compliance started on October 31, 2006 and ends on February 1, 2007. The review process included input from employers, employees and technical representatives. The new regulation includes input from this review process but also makes changes to remain consistent with other regulatory agencies in the western provinces.

The new regulation is divided into forty-four parts, each addressing a stand-alone issue. Many of the parts have been addressed by previous regulations and/or guidelines. There are a number of entirely new parts that have not been addressed in Manitoba workplaces to date. Below is a list of the parts included in the regulation. We have also provided additional information beside each part indicating whether the part is new or part of an existing regulation.

Pinchin will be providing additional information on many of the parts and requirements of this new regulation. A series of seminars will be scheduled to discuss specific parts such as:

- **Parts 1 through 4**
Definitions, General Duties, Workplace Safety & Health Committees and General Workplace Requirements;
- **Part 12**
Hearing Conservation and Noise;
- **Part 15**
Confined Spaces;
- **Part 35**
Workplace Hazardous Materials Information System (WHMIS);
- **Part 36**
Chemical and Biological; and
- **Part 37**
Asbestos.

The table on the following pages is a Pinchin summary of the Workplace Safety and Health Regulation 217/2006. To obtain the full copy please visit <http://web2.gov.mb.ca/laws/statutes/ccsm/w210e.php>



Part #	Name of Part	Comment
1	Definitions and General Matters	NEW
2	General Duties	NEW – but previously enforced under 108/88R 8, 24 & 189/85 28-31
3	Workplace Safety and Health Committees and Representatives	REPLACES MR 106/88R & Code of Practice
4	General Workplace Requirements	NEW – replaces parts of 104/88R; 108/88R 20, 36 & 189/85 60, 69-72, 160
5	First Aid	REPLACES 140/98 & 189/85 159
7	Storage of Materials, Equipment, Machines and Tools	NEW – but previously enforced by 189/85 33, 38-41
8	Musculoskeletal Injuries	NEW
9	Working Alone Or In Isolation	REPLACES MR 105/88R
10	Harassment	NEW
11	Violence in the Workplace	NEW
12	Hearing Conservation and Noise Control	REPLACES MR 227/94
13	Entrances, Exits, Stairways and Ladders	NEW – but previously enforced by 108/88R 23, 26-27 & 189/85 42-44, 74-86
14	Fall Protection	NEW – previously enforced by 108/88R 102-103 & 189/85 15-27
15	Confined Spaces	NEW – previously enforced through 108/88R 48 and guideline
16	Machines, Tools and Robots	REPLACES PARTS OF 108/88; 102/88R 11-23; 108/88R 9-10, 14.1, 15-18, 43-44, 75-88 & 189/85 51-52
17	Welding and Allied Processes	NEW – previously enforced by WSH Act; W210 4
18	Radiation	NEW – previously enforced by 108/88R 21
19	Fire and Explosive Hazards	NEW – previously enforced by 108/88R 30-33 & 189/85 46-48, 62-68, 161
20	Vehicular and Pedestrian Traffic	NEW – previously enforced by 108/88R 19, 71-74
21	Emergency Washing Facilities	NEW – previously enforced by 189/85 160 & Bulletin
22	Powered Mobile Equipment (PME)	NEW – previously enforced by 102/88R 52-73; 108/88R 45-47 & 189/85 232-236
23	Cranes and Hoists	REPLACES MR 99/88 & 108/88R 49-70



Part #	Name of Part	Comment
24	Pile Driving	NEW
25	Work in the Vicinity of Overhead Electrical Lines	REPLACES PARTS OF 108/88R 149-151
26	Excavation and Tunnels	NEW – previously enforced by 189/85 73 & 107-164
27	Work in a Compressed Air Environment	NEW
28	Scaffolds and Other Elevated Work Platforms	REPLACES PARTS OF MR 189/85, 165-187, 191-231
29	Falsework and Flyforms	REPLACES PARTS OF MR 189/85, 89-98
30	Temporary Structures	REPLACES PARTS OF MR 189/85, 87-88, 99-106
31	Roof Work	REPLACES PARTS OF MR 189/85 & 188-190
32	Precast Concrete	REPLACES PARTS OF MR 189/85
33	Demolition Work	REPLACES PARTS OF MR 189/85 32 & 108/88R 89-104
34	Explosives	REPLACES PARTS OF MR 108/88R, 108-148 & 189/85 125
35	Workplace Hazardous Materials Information Systems	REPLACES MR 52/88R
36	Chemical and Biological Substances	REPLACES MR 53/88R & 189/85 14, 35, 45
37	Asbestos	NEW – previously enforced by guidelines
38	Electrical Safety	NEW – previously enforced by 189/85 49-59
39	Health Care Facilities	NEW – previously enforced by WSH Act & W210 4
40	Forestry and Aboriculture	NEW – previously enforced by 102/88R
41	Oil and Gas	NEW
42	Firefighters	NEW
43	Diving Operations	NEW
44	Repeal & Coming into Force	NEW



As noted on the previous pages, the new regulation totally re-works the existing legislation. A number of new parts not previously addressed are included (such as musculoskeletal injuries, Oil and Gas and Firefighters). However, there are some changes to the existing legislation. For example, the noise exposure trigger to implement control measures is reduced from 90 dBA to 85 dBA.

We hope to see you at the free regulatory seminars early in 2007.

To be added to the mailing list for the above noted sessions and future newsletters, contact rconnelly@pinchin.com



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