Bilateral Work Stoppage

Certified Member has reason to believe that dangerous circumstances exist.

Advise the supervisor.

The supervisor conducts an investigation in the presence of the certified member.

Does the supervisor agree that dangerous circumstances exist?

Stop work until corrective action is taken.

Notify opposite certified member.

Does the certified member agree that dangerous circumstances exist?

No

Corrective action taken.

Certified members cancel the stop work order.

Yes

Stop work.

Advise ORM; Ministry of Labour Inspector is called.

Written decision by Ministry of Labour.

Corrective action taken; if ordered.

Do both certified members agree that dangerous circumstances exist?

Yes

No

Definitions:

Certified Member – means a committee member who is certified under section 7.6 of the Ontario Occupational Health and Safety Act; either representing workers or management.

Dangerous Circumstances – means a situation where:
(i) a provision of the Occupational Health & Safety Act or one of its regulations is being contravened;
(ii) that contravention poses a danger or hazard to a worker; and
(iii) the danger or hazard is such that any delay in controlling it may seriously endanger a worker.

Inspector – means an Officer from the Ministry of Labour.

Opposite certified member – means one certified member’s counterpart (either worker or management).

ORM – Office of Risk Management.

Supervisor – means a person who has charge of a workplace or authority over a worker. Depending on the workplace relation, a Supervisor may include, for example, the President, Vice-Presidents, Directors, Deans, Manager, or Principle Investigator. The determination as to whether a person is a Supervisor is not dependant on that person’s job title. The determination depends on whether the person has charge of a location (for example, an office or laboratory) where the work is done on a paid or unpaid basis or when they give direction over the work done by Workers, Students, Visitors, Volunteers, or Learners.

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