

1960

## c 36 Blind Workmen's Compensation Act

Ontario

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### Bibliographic Citation

*Blind Workmen's Compensation Act*, RSO 1960, c 36

### Repository Citation

Ontario (1960) "c 36 Blind Workmen's Compensation Act," *Ontario: Revised Statutes*: Vol. 1960: Iss. 1, Article 39.

Available at: <http://digitalcommons.osgoode.yorku.ca/rso/vol1960/iss1/39>

## CHAPTER 36

**The Blind Workmen's Compensation Act****1. In this Act,**

- (a) "blind workman" means a workman as defined by *The Workmen's Compensation Act* who has a central visual acuity in his better eye reading 6-60 or 20-200 or less; Interpretation R.S.O. 1960, c. 437
- (b) "Board" means The Workmen's Compensation Board;
- (c) "Department" means the Department of the Provincial Treasurer;
- (d) "employer" means an employer as defined by *The Workmen's Compensation Act* who has in his employ a blind workman;
- (e) "full cost of compensation" means the compensation, burial expenses, cost of furnishing medical aid and all other amounts payable under or by virtue of Part I of *The Workmen's Compensation Act* by reason of a blind workman meeting with an accident for which he would be entitled to compensation under such Act, and includes the capitalized sum or present value of the sum required as determined by the Board to provide for future payments of compensation to the pensioner or his dependants;
- (f) "Institute" means The Canadian National Institute for the Blind. R.S.O. 1950, c. 37, s. 1.

**2.** Where the full cost of compensation exceeds \$50, the Department shall, in the case of industries coming under Schedule 1 of the regulations under *The Workmen's Compensation Act*, pay the compensation to the Board by way of reimbursement to the accident fund as defined by such Act, and, in the case of industries coming under Schedule 2, pay the compensation to the employer, such payment or payments to be made out of the Consolidated Revenue Fund upon receiving from the Board a certificate of the full cost of compensation, which certificate may be accepted by the Department without further proof. R.S.O. 1950, c. 37, s. 2. Reimbursement to employers

Prior  
awards  
R.S.O. 1960,  
c. 437

**3.** In making any award to a blind workman for injury by accident under *The Workmen's Compensation Act*, the Board may have regard to any previous awards made to him for injury under such Act. R.S.O. 1950, c. 37, s. 3.

Assessments

**4.** The assessment on an employer to be levied by the Board on the wages of a blind workman may be fixed by the Board at such an amount as may be deemed fair, having regard to *The Workmen's Compensation Act*. R.S.O. 1950, c. 37, s. 4.

Proper  
placement

**5.—(1)** Subject to subsection 2, the Institute has exclusive jurisdiction as to the nature of the work a blind workman shall do and as to the proper placement of such workman.

Assignment  
of powers  
and duties  
of the  
Institute

**(2)** Upon the recommendation of the Board, the Lieutenant Governor in Council may designate any other organization or institution to execute the powers and perform the duties assigned to the Institute under this Act and thereupon this Act shall be read as though the name of the organization or institution was substituted for the Institute. R.S.O. 1950, c. 37, s. 5.

Waiver of  
rights in  
case of  
improper  
placement

**6.** An employer giving employment to a blind workman without the consent or approval of the Institute, or changing the nature of such employment once approved by the Institute without the consent or approval of the Institute, shall be deemed to have waived all right to the benefit of this Act in respect to injury to such blind workman. R.S.O. 1950, c. 37, s. 6.

Access to  
blind  
workman

**7.** Officers of the Institute shall have access at all times to the place of employment of a blind workman with the knowledge and consent of the superintendent or foreman. R.S.O. 1950, c. 37, s. 7.

Certificates  
or other  
requisitions

**8.** The Institute shall provide the Board, upon request, with all such certificates or other material as may be required by the Board in the fulfilment of its duties. R.S.O. 1950, c. 37, s. 8.

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