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c 438 Workmen's Compensation Insurance Act

Ontario

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CHAPTER 438

The Workmen's Compensation Insurance Act

1. In this Act, "workman" includes the dependants of a workman entitled to recover damages under *The Fatal Accidents Act*. R.S.O. 1950, c. 431, s. 1.

Interpretation
R.S.O. 1960,
c. 138

2. Where an employer is insured against his liability for damages to a workman under any Act of the Legislature, the insurance shall be deemed to be for and shall enure to the benefit of the workman, and if a workman has suffered injury in respect of which he is entitled to recover damages from his employer, the insurer shall not, without the consent of the workman, pay to the employer the amount for which the insurer is liable to him in respect of such injury, until the claim of the workman has been satisfied, and the workman if and when his right to recover the damages has been determined as against the employer is entitled to demand and recover from the insurer the amount of the damages and costs to the extent to which, but no further than, the employer is entitled to recover the same from the insurer. R.S.O. 1950, c. 431, s. 2.

Claim of
workman on
insurance
moneys
payable to
employer

3. This Act does not apply to a workman who is entitled to compensation under Part I of *The Workmen's Compensation Act*. R.S.O. 1950, c. 431, s. 3.

Where Act
not to
apply
R.S.O. 1960,
c. 437