

**KILL A WORKER,**

**GO TO JAIL**

**APRIL 28**

*Day of Mourning for Workers Killed or Injured on the Job*



**KEY MESSAGE FOR THE DAY OF MOURNING:**

The WSIB consistently refuses to provide timely statistics on workplace deaths and injuries.

The most recent data available, [2013 WSIB Statistical Report](#), demonstrates an alarming **36 percent** increase in traumatic on-the-job fatalities over the past **five years**, bringing them back up to peak 2004 levels.

In 2008, 64 workers lost their lives in traumatic incidents at work, but that number climbed to 87 in 2013.

The grim reality is that, each year:

- More than **80** workers die in traumatic workplace accidents;
- **300** more workers die a slow and agonizing death from occupational disease; and
- over **200,000** are maimed or seriously injured.

Every April 28 each year, workers across the country pay tribute to their fallen co-workers at solemn ceremonies to commemorate the "Day of Mourning for Workers Killed or Injured on the Job." This day was officially recognized in Canada almost 30 years ago, yet today workers' deaths continue to go largely unrecognized — except by the surviving family, friends and colleagues.

It isn't enough to mourn for the dead; we must also fight for the living.

It has been 11 years since labour unions won historic changes to the Criminal Code that made it possible to convict employers for criminal negligence causing workplace tragedies and, to date, not one has served a prison sentence.

To add insult to injury, an audit of Ontario Workplace Safety and Insurance Board payouts last year revealed that the employer-subsidized agency is rebating millions of dollars in premiums every year to companies that have been found guilty of fatal safety violations.

The labour movement is seeking to find justice for these fallen workers.

The labour movement will not stop campaigning until employers learn that they cannot chalk government fines for workers' deaths up as the cost of doing business.

The OFL will fight to ensure that every Boss, Manager or CEO who found responsible for criminal negligence causing a workplace fatality ends up behind bars.

**Our message to bosses simple: *If you kill a worker, you go to jail!***

**WSIB DEATH AND INJURY STATISTICS**

At the time this document was prepared the WSIB refused to provide the OFL with any death and injury statistics for 2014.

<b>YEAR</b>	<b>DEATHS</b>	<b>TOTAL CLAIMS</b>	<b>TOTAL LOST-TIME CLAIMS</b>
1980	325	444,674	165,221
1981	292	415,044	163,366
1982	244	349,747	148,713
1983	256	344,758	147,666
1984	262	388,845	172,002
1985	213	426,880	188,461
1986	225	442,080	203,241
1987	258	469,681	209,255
1988*	332	489,819	215,184
1989	307	474,543	208,324
1990	269	479,731	191,345
1991	332	418,590	160,499
1992	275	382,426	141,364
1993†	292	373,050	129,930
1994	247	374,243	129,773
1995	262	376,185	122,577
1996	245	348,999	108,227
1997	234	344,142	105,588
1998	276	345,831	100,742
1999	292	367,399	105,784
2000	314	382,518	108,142
2001	304	374,826	103,858
2002	367	365,469	99,855
2003	363	359,353	98,487
2004	389	357,115	95,168
2005	380	357,555	94,082
2006	363	341,437	87,490
2007	420	333,938	84,996
2008	374	317,031	82,311
2009	384	253,761	67,393
2010	398	242,371	62,654
2011	349	240,341	58,479
2012	298	238,373	54,030
2013	349	232,249	54,4306

## **STATISTICAL NOTES**

These fatality figures still do not reflect the true toll taken by occupational diseases, estimated to be as high as 6,000 Ontario workers every year by a study entitled "Occupational Disease and Workers' Compensation" prepared by Dr. Annalee Yassi for Paul Weiler's inquiry into the Ontario compensation system. The health care costs of these work related illnesses are in the hundreds of millions of dollars. Much of this money would be reimbursed to the Ontario health care system by the WSIB but few workers make the connection between their ill health and exposures they have had over the years. Just 273 fatal occupational disease claims were made to the WSIB in 2012.

These statistics do not include the injuries, illnesses and deaths suffered by approximately 38% of the workers in Ontario whose employers do not have compensation coverage by the WSIB.

Currently 40% of the lost-time injuries allowed by the WSIB are for musculoskeletal disorders (MSD) resulting from poor ergonomic controls in the workplace.

Much of this human suffering could be averted if the government would shift its approach to workplace hazards by adopting the very first recommendation from the recently released final report of the SARS Commission. That recommendation reads as follows:

"That the precautionary principle, which states that action to reduce risk need not await scientific certainty, be expressly adopted as a guiding principle throughout Ontario's health, public health and worker safety systems by way of policy statement, by explicit reference in all relevant operational standards and directions, and by way of inclusion, through preamble, statement of principle, or otherwise, in the *Occupational Health and Safety Act*, the *Health Protection and Promotion Act*, and all relevant health statutes and regulations."

In 1988, an NDP resolution introduced into the Ontario legislature, passed unanimously recognizing April 28 as a Provincial Day of Mourning. In 1991, a Private Member's Bill sponsored by the NDP was passed which now proclaims April 28 of each year as a National Day of Mourning. According to the International Confederation of Free Trade Unions (ICFTU), commemoration activities are now held in more than 100 countries. The Day of Mourning is now truly a Global event.

April 28th allows all Canadians and people throughout the world to pay respect to those working people who have died or suffered injuries and diseases on the job. While we mourn the dead, labour and all people must dedicate themselves to fight for the living and prevent this terrible and unnecessary toll.

\* The total deaths include 69 miners who died of lung cancer and were recognized in 1988, but did not necessarily die that year.

† In May of 1993, the Workers' Compensation Board changed the method used to report fatalities. Previously, fatalities were reported based on when the claim was allowed by the Board regardless of the year in which the claim was registered. The new method reports only those fatality claims registered and allowed in the same year. The 1993 fatality figure listed here reflects the total fatalities based on the previous method of reporting. The fatalities after 1993 are being tabulated by the OFL based on the new method of reporting.