Workplace Safety and Insurance Act, 1997  
Loi de 1997 sur la sécurité professionnelle et l’assurance contre les accidents du travail

ONTARIO REGULATION 175/98

GENERAL

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This Regulation is made in English only.

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Definitions

**1.**In this Regulation,

“business activity” means an operation that relates to the production of a product or the provision of a service and includes the work done by domestic workers;

“farm” means premises the whole or part of which are used for agricultural purposes and, without limiting the generality of the foregoing, includes premises used for,

(a) the production of plants for the purpose of the sale of such plants, or any part thereof, and

(b) the production, including breeding, rearing or fattening of animals for the purpose of the sale of such animals, or any part thereof, or for the purpose of racing or exhibiting such animals;

“manufacturing” includes making, preparing, altering, repairing, ornamenting, printing, finishing, packing, packaging, inspecting, testing, assembling the parts of and adapting for use or sale any article, commodity or raw material;

“office building” means a building used or occupied, wholly or partly, for office purposes;

“properly segregated” in relation to a business activity or operation of an employer means that,

(a) the wage records for the payroll for the business activity or operation are segregated from the payroll for the employer’s other business activities and operations, and

(b) the segregated wage records can be verified by records of the employer kept for a reason other than for verifying those segregated wage records;

“restaurant” means a cafe, cafeteria, dining room, tea room or coffee room or any place where meals or refreshments are served on order to the public. O. Reg. 175/98, s. 1; O. Reg. 444/01, s. 1.

Note: On January 1, 2020, section 1 of the Regulation is revoked. (See: O. Reg. 470/16, s. 1 and O. Reg. 349/17, s. 1)

Schedules Established

**2.**Schedules 1, 2, 3 and 4 to this Regulation are established as Schedules 1, 2, 3 and 4 for the purposes of the Act. O. Reg. 175/98, s. 2.

Note: On January 1, 2020, section 2 of the Regulation is revoked and the following substituted: (See: O. Reg. 470/16, s. 2 and O. Reg. 349/17, s. 1)

Schedules

**2.**(1)  Schedules 1, 2, 3 and 4 to this Regulation are established as Schedules 1, 2, 3 and 4 for the purposes of the Act. O. Reg. 470/16, s. 2.

(2)  Employers in the classes of industries described in Part I of Schedule 1 are included in Schedule 1, unless they are an employer in an industry listed in Part II of Schedule 1. O. Reg. 470/16, s. 2.

(3)  Employers in the industries listed in Part II of Schedule 1 are not included in Schedule 1 unless they apply and are deemed to be a Schedule 1 employer under section 74 of the Act. O. Reg. 470/16, s. 2.

(4)  The following rules apply with respect to an employer who supplies workers to perform work for another employer on a temporary basis for a fee:

1. If the other employer is in an industry listed in Part I of Schedule 1 and is not in an industry listed in Part II of Schedule 1, the employer who supplies the workers is, in respect of those workers, included in Schedule 1 in the class and subclass, if applicable, of industry that the other employer is included in.

2. If the other employer is in an industry listed in Part II of Schedule 1, the employer who supplies the workers is, in respect of those workers, included in Part I of Schedule 1 in the class and subclass, if applicable, of industry that the other employer would be included in if the industry that the other employer is in were not listed in Part II of Schedule 1.

3. If the other employer is included in Schedule 2, the employer who supplies the workers is, in respect of those workers, included in Part I of Schedule 1 in the class and subclass, if applicable, of industry that the other employer would be included in if the other employer were not included in Schedule 2. O. Reg. 470/16, s. 2.

Industries Excluded from Schedules 1 and 2

**3.**The following industries are excluded from Schedules 1 and 2:

1. Barbering and shoe-shining establishments.

2. Educational work, veterinary work and dentistry.

3. Funeral directing and embalming.

4. The business of a photographer.

5. Taxidermy. O. Reg. 175/98, s. 3.

Note: On January 1, 2020, section 3 of the Regulation is revoked and the following substituted: (See: O. Reg. 470/16, s. 2 and O. Reg. 349/17, s. 1)

Exclusions for the Purposes of the Insurance Plan

**3.**For the purposes of the insurance plan, the following trades, employments, occupations, callings, avocations and services are excluded from the industry that they would otherwise be included in:

1. Foreign diplomat.

2. Competitor in individual or team sports.

3. Stunt performer.

4. Circus performer. O. Reg. 470/16, s. 2.

**4.**Schedules 1 and 2 of the Act do not include the permanent workers of the fire department of the City of Toronto who are under The Toronto Fire Department Superannuation and Benefit Fund. O. Reg. 175/98, s. 4.

**5.**Subject to section 13, anything not itself done by the employer as a business or trade or for profit or gain if, but for this section, it would be an industry included in Schedule 1, is excluded from Schedules 1 and 2, except where it is done as a part of or process in or incidentally to or for or for the purpose of an industry included in Schedule 1. O. Reg. 175/98, s. 5.

Calculation of Employer’s Premiums

**6.**(1)  For the purposes of calculating an employer’s premiums, an operation of the employer that is ancillary to a business activity of the employer shall be deemed to be part of that business activity. O. Reg. 175/98, s. 6 (1).

(2)  If an operation is ancillary to more than one business activity, those portions of the ancillary operation that relate to each business activity shall be deemed to be part of that business activity. O. Reg. 175/98, s. 6 (2).

(3)  An operation is ancillary to a business activity if it supports or is incidental to the business activity and it falls within any one of the following paragraphs:

1. Design, including drafting and engineering, research and development related to goods produced or services provided, or intended to be produced or provided, by the employer.

2. The operation of a plant to produce power or heat for the employer’s use.

3. The operation of maintenance or repair shops for the purpose of servicing or repairing the employer’s vehicles or equipment.

4. Inventory control.

5. The manufacture of packaging or packing materials to be used in the packaging of goods produced by the employer.

6. Printing or lithography directly onto, or for use on, goods produced or sold by the employer.

7. The warehousing or distribution of goods produced or sold by the employer.

8. The transportation of an employer’s personnel or of goods produced or sold by the employer.

9. Wholesaling of goods produced by the employer.

10. The maintaining of security at the employer’s premises.

11. Administration related to the employer’s operations.

12. Warranty repairs carried out on goods produced or sold by the employer.

13. Marketing, promotion or communication related to goods sold or produced or services provided, or intended to be sold, produced or provided, by the employer.

14. Training of personnel relating to the employer’s business activities.

15. The operation of any of the following carried out for the employer’s personnel: cafeterias, commissaries, parking lots or health, recreational or day-care facilities. O. Reg. 175/98, s. 6 (3).

(4)  If part of an operation of an employer is ancillary to one or more business activities of the employer and part of the operation is carried on as a business activity then the following rules shall apply:

1. If the part of the operation that is carried on as a business activity is properly segregated from the part that is ancillary, this section applies only to that ancillary part and the premiums for the part that is carried on as a business activity shall be calculated separately.

2. If the part of the operation that is carried on as a business activity is not properly segregated from the part that is ancillary, the premiums for the entire operation shall be calculated using the highest of the premium rate for the operation and the premium rate or rates of the business activity or activities to which the operation is partly ancillary.

3. The operation shall not be considered to be a business activity for the purposes of section 9. O. Reg. 175/98, s. 6 (4).

Note: On January 1, 2020, section 6 of the Regulation is revoked. (See: O. Reg. 470/16, s. 3 and O. Reg. 349/17, s. 1)

**7.**(1)  For the purposes of calculating premiums, an operation that is undertaken by an employer so that the employer can commence a business activity shall be deemed to be part of that business activity. O. Reg. 175/98, s. 7 (1).

(2)  If an operation is undertaken so that the employer can commence more than one business activity, those portions of the operation that relate to each business activity shall be deemed to be part of that business activity. O. Reg. 175/98, s. 7 (2).

(3)  This section does not apply with respect to operations set out in subsection 8 (1). O. Reg. 175/98, s. 7 (3).

Note: On January 1, 2020, section 7 of the Regulation is revoked. (See: O. Reg. 470/16, s. 3 and O. Reg. 349/17, s. 1)

**8.**(1)  This section applies with respect to the following operations if they form part of a business activity:

1. High rise forming.

2. Structural steel erection and steel reinforcing.

3. Demolition.

4. Construction of a bridge that has a span between abutments of at least 6.1 metres and a height, at some point, of at least 3.1 metres to the top of the bridge floor.

5. Construction, excluding repairs relating to ordinary wear and tear, performed by employers who are not in the construction industry.

6. Logging performed by employers who are not in the logging industry.

7. Millwright and rigging work performed by employers who are not engaged in a millwright and rigging industry.

8. Any of the following operated as part of a retail operation: garages for servicing and repairing motor vehicles, restaurants or home improvements and renovations. O. Reg. 175/98, s. 8 (1).

(2)  If the operation is properly segregated from the business activity, the premiums for the operation shall be calculated separately. O. Reg. 175/98, s. 8 (2).

(3)  If the operation is not properly segregated from the business activity, the premiums for the business activity and the operation shall be calculated using the highest of the premium rate for the operation and the premium rate for the business activity. O. Reg. 175/98, s. 8 (3).

(4)  This section does not apply to a small employer within the meaning of paragraph 3 of section 9. O. Reg. 175/98, s. 8 (4).

Note: On January 1, 2020, section 8 of the Regulation is revoked. (See: O. Reg. 470/16, s. 3 and O. Reg. 349/17, s. 1)

**9.**If an employer has more than one business activity, the employer’s premiums shall be calculated using the highest of the premium rates for the employer’s business activities subject to the following rules:

1. If a business activity of an employer is properly segregated from the employer’s other operations, the premiums with respect to that segregated business activity shall be calculated separately.

2. Subject to paragraph 1, the premiums for a small employer shall be calculated using the premium rate for the employer’s predominate business activity during the year for which the employer premiums are calculated.

3. An employer is a small employer if the employer’s annual payroll upon which premiums are payable is less than five times the amount described in subsection 54 (1) of the Act for a one-year period.

4. A small employer’s predominate business activity is the business activity for which the largest percentage of the small employer’s annual payroll is paid.  In this paragraph, “payroll” means the payroll upon which premiums are payable. O. Reg. 175/98, s. 9.

Note: On January 1, 2020, section 9 of the Regulation is revoked. (See: O. Reg. 470/16, s. 3 and O. Reg. 349/17, s. 1)

**10.**If an employer contracts with another person to have that person carry out an operation that would be a business activity or part of a business activity if the employer carried out the operation, the employer shall, for the purposes of determining what premium rates should apply to the employer, be deemed to be directly carrying out that activity. O. Reg. 175/98, s. 10.

Note: On January 1, 2020, section 10 of the Regulation is revoked. (See: O. Reg. 470/16, s. 3 and O. Reg. 349/17, s. 1)

**11.**(1)  If two or more employers are associated and an operation of one would be ancillary to an operation of another if the operations were carried on by a single employer, the premiums for each employer shall be calculated with respect to that employer’s operations using the premium rate that would be used to calculate the premiums for those operations if all the operations of the associated employers were carried out by a single employer. O. Reg. 175/98, s. 11 (1).

(2)  Two employers are associated if any of the following apply:

1. The employers are individuals who are related to each other.

2. One employer is a corporation and the other employer is,

i. a person who controls the corporation,

ii. a member of a related group that controls the corporation,

iii. an individual who is related to a person described in subparagraph i or a member described in subparagraph ii, or

iv. a partnership that controls the corporation.

3. The employers are corporations and,

i. the corporations are controlled by the same person,

ii. the corporations are controlled by individuals who are related to each other,

iii. one corporation is controlled by an individual who is related to a member of a related group that controls the other corporation, or

iv. the corporations are controlled by related groups and a member of one of the related groups is related to a member of the other related group.

4. The employers are partnerships and there are persons who are general partners of both partnerships and those persons are entitled to share in at least 50 per cent of the profits of each partnership. O. Reg. 175/98, s. 11 (2).

(3)  For the purposes of this section,

(a) a person or partnership controls a corporation if enough shares to elect a majority of the board of directors are held, other than as security, by or for the benefit of the person or partnership;

(b) an individual is related to,

(i) the individual’s spouse, as defined in Part III of the Family Law Act,

(ii) the individual’s parents,

(iii) the individual’s siblings,

(iv) the individual’s children;

(c) a related group is a group of individuals each of whom is related to all the other members of the group;

(d) an employer is associated with other employers that are associated with each other if the employer is associated with any one of the others. O. Reg. 175/98, s. 11 (3); O. Reg. 561/99, s. 1; O. Reg. 336/05, s. 1.

Note: On January 1, 2020, section 11 of the Regulation is revoked. (See: O. Reg. 470/16, s. 3 and O. Reg. 349/17, s. 1)

Operations Carried on Partly as a Business

**12.**The payroll of workers engaged in operations carried on partly as an industry under Schedule 1 and partly as an industry not under Schedule 1 shall be rated and dealt with by the Board as if all the operations were under Schedule 1. O. Reg. 175/98, s. 12.

Speculative Building

**13.**The construction of,

(a) a house or any part of it by an employer who, within three years before the commencement of the house, has completed or has had completed for the employer the building of another house; and

(b) any building or any part of it to sell or rent in whole or in part,

whether or not it is done or carried on as a business or trade for profit or gain and, if not included in Schedule 2, is included in the class or classes of industries in Schedule 1 to which according to the nature of the work it should belong. O. Reg. 175/98, s. 13.

Bankruptcy, Winding-up Proceedings, etc.

**14.**(1)  Any of the following operations carried out in bankruptcy or winding-up proceedings or under receivership shall be deemed, for the purposes of calculating premiums, to be part of the business activity to which they relate: continuation of a business activity, repairs relating to ordinary wear and tear and taking care of a plant or property used for a business activity or making it ready for sale. O. Reg. 175/98, s. 14 (1).

(2)  If an operation set out in subsection (1) relates to more than one business activity, those portions of the operation that relate to each business activity shall be deemed to be part of that business activity. O. Reg. 175/98, s. 14 (2).

Note: On January 1, 2020, section 14 of the Regulation is revoked. (See: O. Reg. 470/16, s. 3 and O. Reg. 349/17, s. 1)

Penalty Amounts

**15.**The amount under subsection 21 (3) of the Act that an employer shall pay is,

(a) $250; or

(b) if the employer’s failure to notify the Board as required exceeds 30 days in duration, $1,000. O. Reg. 470/16, s. 4.

**15.1**  (1)  The amount under subsection 22.1 (3) of the Act that an employer shall pay is,

(a) $5,000 for each of the first, second and third contraventions that the Board determines occurred;

(b) $7,500 for each of the fourth, fifth and sixth contraventions that the Board determines occurred; and

(c) $10,000 for each subsequent contravention that that Board determines occurred. O. Reg. 470/16, s. 4.

(2)  If an employer has not been found to have contravened subsection 22.1 (1) of the Act during a five year period, the first contravention that the Board determines occurred after that period is the first contravention for the purposes of subsection (1). O. Reg. 470/16, s. 4.

(3)  If the Board determines that the amount of a penalty that an employer is required to pay under subsection (1) is, by its magnitude, punitive in nature having regard to all the circumstances, then the amount under subsection 22.1 (3) of the Act that the employer shall pay is such lower amount as the Board determines is consistent with the purposes of section 22.1 of the Act but is not punitive in nature. O. Reg. 470/16, s. 4.

Average Earnings of Apprentices, Learners and Students

**16.**(1)  For the purpose of subsection 53 (4) of the Act, the criteria for determining the average earnings of a worker who is an apprentice, learner or full-time or part-time student are as set out in this section. O. Reg. 175/98, s. 16 (1).

(2)  The average earnings of a worker who is an apprentice shall be determined with reference to the average earnings of a journeyperson employed by the employer in the same trade as that in which the worker was working when injured. O. Reg. 175/98, s. 16 (2).

(3)  If the employer did not employ a journeyperson in the same trade as that in which the worker was working when injured, the average earnings of the worker shall be determined with reference to the average earnings of a journeyperson employed in the employer’s locality in the same trade. O. Reg. 175/98, s. 16 (3).

(4)  The average earnings of a worker who is a learner shall be determined as follows:

1. If the worker was, on the date of injury, receiving any income, including training allowances, social assistance benefits, insurance benefits and employment insurance benefits, that would terminate on the worker’s receipt of payments for loss of earnings under the Act, the worker’s average earnings shall be determined with reference to the total amount of that income.

2. If the worker was not, on the date of injury, receiving any income described in paragraph 1, the worker’s average earnings shall be determined with reference to the minimum wage in effect in Ontario on the date of injury.

3. In making a determination as to average earnings under paragraph 1 or 2, if the worker was employed under a contract of service concurrent with the probationary work program or training program, the Board shall also take into account earnings from the employment.

4. Despite paragraphs 1 and 2, if the worker had accepted an offer of employment that was to begin at the completion of the probationary work program, the training program or a session of such a program, the worker’s average earnings shall be determined with reference to the average earnings the worker would earn in that employment. O. Reg. 175/98, s. 16 (4).

(5)  The average earnings of a worker who is a learner shall be recalculated,

(a) when the worker has completed the training program or probationary work; or

(b) if the worker is unable to complete the training program or probationary work as a result of the injury, when the worker would have completed the training program or probationary work if the injury had not occurred. O. Reg. 175/98, s. 16 (5).

(6)  The average earnings of a worker recalculated under subsection (5) shall be determined with reference to,

(a) the average earnings of a worker employed by the employer in the same trade as that in which the worker was working when injured;

(b) if the employer does not employ a worker in the same trade as that in which the worker was working when injured, the average earnings of a worker employed in the employer’s locality in the same trade; or

(c) if there is no worker employed in the employer’s locality in the same trade, the average earnings of a worker employed in the closest analogous employment with the employer or others in the locality. O. Reg. 175/98, s. 16 (6).

(7)  In making a determination under clause (6) (c), the Board shall consider what the worker’s level of education, aptitude and skills would likely have been at the completion of the training program. O. Reg. 175/98, s. 16 (7).

(8)  The average earnings of a worker who is a student shall be determined following the date of injury taking into account,

(a) the rate per week at which the worker was remunerated by each of the employers for whom he or she worked when the worker was injured;

(b) any pattern of employment that resulted in a variation in the worker’s earnings; and

(c) such other information as it considers appropriate. O. Reg. 175/98, s. 16 (8).

(9)  The average earnings of a worker who is a student shall be recalculated,

(a) if the worker is unable to complete his or her education as a result of the injury, when the worker would have completed his or her education if the injury had not occurred; or

(b) in any other case, when the worker has ended his or her education. O. Reg. 175/98, s. 16 (9).

(10)  The average earnings of a worker recalculated under subsection (9) shall be determined with reference to the average earnings of a worker employed in a job in which the injured worker would likely be employed if the injury had not occurred. O. Reg. 175/98, s. 16 (10).

(11)  A determination under subsection (10) shall be based upon the average industrial wage for the year in which the worker’s injury occurred, and upon the worker’s level of education and his or her aptitude and skills at the time of the injury. O. Reg. 175/98, s. 16 (11).

(12)  For the purpose of subsection (11), the average industrial wage for a year is the amount determined under subsection 54 (2) of the Act. O. Reg. 175/98, s. 16 (12).

Training Agencies

**17.**The following classes are prescribed for the purposes of clause (b) of the definition of “training agency” in subsection 69 (1) of the Act:

1. Educational institutions.

2. Persons, partnerships, organizations, trade unions and other entities that arrange vocational training or provide vocational services. O. Reg. 175/98, s. 17.

Rating Schedule

**18.**(1)  The American Medical Association Guides to the Evaluation of Permanent Impairment (third edition revised) as it read on January 14, 1991 is prescribed as the rating schedule for the purposes of subsection 47 (2) of the Act. O. Reg. 175/98, s. 18 (1).

(2)  The criteria prescribed for the purposes of subsection 47 (2), for impairments not provided for in the rating schedule, are the criteria in the listings in the rating schedule for those body parts, systems or functions which are most analogous to the conditions of the worker. O. Reg. 175/98, s. 18 (2).

Posting up Information Regarding Act

**19.**Every Schedule 1 employer and every Schedule 2 employer shall post up and keep posted up in conspicuous places within easy access of the workers such card, pamphlet or other information concerning the Act or this Regulation as is supplied to the employer by the Board. O. Reg. 175/98, s. 19.

Note: For greater certainty, the revocation of Regulation 1102 of the Revised Regulations of Ontario, 1990 by subsection 20 (1) of Ontario Regulation 175/98 does not affect its application under section 102 of the Act. See: O. Reg. 175/98, s. 20 (2).

Schedule 1  
Industries the Employers in Which are liable to Contribute to the Insurance Fund

Class A — Forest Products

1. i. Lumbering.

ii. Bark peeling.

iii. Booming.

iv. Cord-wood cutting.

v. Logging.

vi. Rafting.

vii. River driving.

2. i. Manufacturing,

A. cooperage stock,

B. headings,

C. staves,

D. spokes,

E. veneer,

F. veneer articles, and

G. plywood.

ii. Operating,

A. lath mills,

B. sawmills,

C. shingle mills, and

D. lumber yards in connection with sawmills.

iii. Rossing.

3. i. Creosoting of timbers.

ii. Kiln drying.

4. i. Manufacturing,

A. corrugated-paper boxes and corrugated-paper cases,

B. fibre-board, and

C. fibre-board boxes and fibre-board cases.

ii. Operating,

A. paper mills,

B. pulp mills,

C. pulp mills and paper mills and pulp and paper mills,

D. planing mills, and

E. lumber yards in connection with planing mills.

Class B — Mining And Related Industries

1. Mining.

2. Diamond drilling.

3. Reduction of ores.

4. Treatment of ores or minerals.

5. i. Shaft sinking in or for mines.

ii. Cross cutting and drifting in or for mines.

6. Prospecting and development work.

7. Line cutting.

8. i. Operating oil wells.

ii. Operating gas wells.

iii. Well boring and drilling.

9. i. Operating sand pits, shale pits, or gravel pits.

ii. Stone crushing.

iii. Quarrying (including on-site stone cutting and stone dressing).

10. Operating marble-works.

11. Manufacturing peat fuel.

12. Milling of gypsum, lime, limestone or other stone.

Class C — Other Primary Industries

1. Operation of a tobacco farm, mushroom farm, fur farm, fruit farm, other than tree fruits, chicken farm, turkey farm, chick hatchery, apiary, nursery, market garden, mechanical cultivator, and the production of flowers for sale.

2. Operation of a general farm, tree fruit farm, Christmas tree farm, dairy farm, stock farm, horse farm, ensilage cutter, hay baling machine, threshing machine, farm drainage contractor, and the production of cash crops that are mechanically harvested.

3. Seed cleaning, not as part of a country grain elevator service.

4. Well digging.

5. Landscaping or sodding.

6. Fishing.

Class D — Manufacturing

1. i. Manufacturing,

A. artificial limbs,

B. bed springs,

C. canoes,

D. coffins,

E. cork articles,

F. cork carpets,

G. fixtures of wood,

H. furniture,

I. linoleum,

J. mattresses,

K. organs,

L. phonographs,

M. pianos,

N. piano actions or piano keys,

O. skiffs,

P. small boats, and

Q. wicker and rattan ware.

ii. Installing pipe organs.

iii. Upholstering.

2. i. Manufacturing,

A. excelsior,

B. hardwood flooring, and

C. wooden packing cases or wooden boxes.

ii. Operating,

A. moulding mills,

B. sash factories or door factories, and sash and door factories, and

C. lumber yards in connection with sash factories or door factories, and sash and door factories.

3. i. Manufacturing,

A. basket bottoms,

B. baskets,

C. cheese boxes,

D. churns,

E. spokes and hubs for wooden vehicles,

F. toys and novelties,

G. turned and shaped goods, and

H. wooden barrels or kegs.

4. i. Manufacturing,

A. brooms,

B. brushes,

C. carpet sweepers,

D. door screens,

E. dusters,

F. grilles,

G. hockey sticks,

H. lacrosse sticks,

I. ladders,

J. lead pencils,

K. matches,

L. mops,

M. musical instruments,

N. picture frames,

O. pressed-wood pulleys,

P. pumps,

Q. screens or window shades,

R. shade roller,

S. skis,

T. sport racquets,

U. toboggans, and

V. venetian blinds made of wood and other articles made of wood.

ii. Carpenter work, joiner work or cabinet work, in a shop.

iii. Hand carving.

5. Manufacturing cement.

6. Manufacturing,

i. bricks, including the operation of clay pits,

ii. fire proofing,

iii. foundry facings,

iv. porcelain,

v. pottery,

vi. roof tile,

vii. sewer pipe,

viii. terra-cotta, and

ix. tile.

7. i. Manufacturing glass or glass products.

ii. Glass cutting.

8. i. Stone cutting and stone dressing (not on quarry site).

ii. Monument making.

9. i. Manufacturing,

A. artificial brick and artificial stone,

B. cement blocks or cement tile,

C. plaster board, plaster blocks or plaster casts,

D. slate, and

E. stone paving blocks or artificial stone paving blocks.

ii. Operating lime kilns.

iii. Lime burning.

iv. Manufacturing coal briquettes.

10. i. Manufacturing heavy forgings.

ii. Operating,

A. rolling mills, and

B. steel works.

iii. Smelting of iron, with blast furnace.

11. Smelting of ores, not including iron.

12. Manufacturing,

i. abrasives,

ii. alundum,

iii. artificial abrasives and artificial graphite,

iv. carbon electrodes,

v. carborundum,

vi. ferro alloys, and

vii. metal pipe and metal tube.

13. i. Manufacturing,

A. a babbitt metal,

B. cast hot-water boilers and cast radiators,

C. metal sanitary ware,

D. metal water fixtures,

E. metal bedsteads,

F. pipe fittings,

G. wrought iron pipe or wrought iron tubing, and

H. patterns.

ii. Operating,

A. foundries, and

B. lead works.

14. Fabrication of structural,

i. iron,

ii. metal, and

iii. steel.

15. i. Ship building or ship repairing.

ii. Operation of dry docks.

16. i. Manufacturing,

A. ammunition shells, without explosives,

B. carriage mountings,

C. chains,

D. cream separators,

E. cutlery,

F. electric apparatus, appliances or motors,

G. electric fixtures,

H. firearms,

I. furnaces,

J. gas fixtures,

K. hardware,

L. light forgings,

M. machinery,

N. metal,

1. axles, springs or vehicle parts,

2. awnings,

3. doors,

4. instruments,

5. refrigerators,

6. screens,

7. toys,

8. utensils,

9. wares, and

10. window frames,

O. ranges,

P. sheet-metal wares or articles,

Q. sheet-metal enamelled wares or articles,

R. sporting goods,

S. steel bedsteads,

T. tools,

U. tin-ware articles,

V. washing machines, and

W. other metal articles.

ii. Operating,

A. machine shops,

B. automotive machine shops, and

C. metal-stamping works.

iii. Heat treating.

17. Manufacturing,

i. boilers,

ii. cranes,

iii. engines,

iv. freight or passenger elevators or escalators, including erection, installation, repair and maintenance,

v. iron stairs,

vi. metal,

A. ceiling,

B. roofing,

C. shingles, and

D. siding,

vii. other metal sheets,

viii. ornamental iron for buildings or fences,

ix. safes, and

x. steel,

A. barrels,

B. drums, and

C. tanks.

18. i. Manufacturing,

A. bolts,

B. cables,

C. cold-drawn shafting,

D. lightning rods,

E. metal flag staffs,

F. nails,

G. nuts,

H. screws,

I. windmills, and

J. wires.

ii. Manufacturing,

A. screens, and

B. wire baskets, cages, cloth, fencing and other wire goods.

19. i. Manufacturing,

1. adding machines,

2. batteries, dry and storage,

3. buttons of metal, pearl, ivory or horn,

4. cameras,

5. cash registers,

6. celluloid articles,

7. clocks,

8. electric shavers,

9. gold, silver and plated ware,

10. incandescent lamps,

11. ivory articles,

12. jewellery,

13. machine needles,

14. musical instruments,

15. neon-tube lights,

16. optical goods,

17. phonograph records,

18. photographic supplies,

19. plaster statuary,

20. articles made from plastics,

21. radios and television sets, including servicing,

22. radio tubes,

23. rubber stamps or stencils,

24. scales,

25. sewing machines,

26. typewriters,

27. vacuum cleaners, and

28. watches and watch cases.

ii. Operating a storage battery business.

iii. Operating dental laboratories.

iv. Plating.

v. Polishing and buffing.

vi. Vacuum metallizing.

vii. Galvanizing.

viii. Metal enamelling.

ix. Tinning.

x. Die-casting.

20. Manufacturing,

i. agricultural implements,

ii. carriages,

iii. farm tractors,

iv. motor truck bodies,

v. sleighs,

vi. threshing machines, and

vii. vehicles, other than self-propelled vehicles.

21. i. Manufacturing,

A. automobiles,

B. automobile bodies,

C. aeroplanes,

D. baby carriages,

E. bicycles,

F. locomotives,

G. motorcycles,

H. motor trucks,

I. toy wagons or toy sleighs, and

J. tricycles.

ii. Painting vehicles or vehicle parts, by the manufacturer or as a business other than by autobody repair shops.

iii. Automobile trimming or automobile painting, by the manufacturer.

iv. Operating spray painting shops other than by autobody repair shops.

v. Manufacturing gun carriages.

vi. Operating car shops.

22. i. Manufacturing,

A. gasoline, petroleum and petroleum products, and

B. gas.

ii. Operating by-product coke ovens.

iii. Manufacturing,

A. asphalted, pitched or tarred paper,

B. dry colour,

C. japan and other driers,

D. oil,

E. paint,

F. printing ink,

G. printers’ rollers,

H. salt,

I. soap,

J. tar,

K. turpentine, and

L. varnish.

23. Manufacturing,

i. ammonia,

ii. celluloid,

iii. charcoal,

iv. corrosive acids or corrosive chemicals,

v. plastic compounds,

vi. salts, and

vii. wood alcohol.

24. Manufacturing,

i. baking powder,

ii. candles,

iii. drugs,

iv. dyes,

v. extracts,

vi. medicines,

vii. mucilage,

viii. non-corrosive acids or non-corrosive chemical preparations,

ix. non-hazardous chemical preparations,

x. perfumes,

xi. pharmaceutical or toilet preparations,

xii. shoe polish or shoe blacking,

xiii. wax crayons,

xiv. writing ink, and

xv. yeast.

25. Manufacturing,

i. cartridges,

ii. cordite or other high explosives,

iii. dynamite,

iv. fireworks,

v. fuses,

vi. gunpowder,

vii. guncotton,

viii. nitroglycerine, and

ix. torpedoes.

26. i. Manufacturing,

A. cattle foods, and

B. fertilizers.

ii. Milling.

iii. Operating clover mills.

27. i. Manufacturing,

A. glue, and

B. meat products.

ii. Butchering.

iii. Operating,

A. abattoirs, and

B. packing houses.

iv. Preparation of meats.

28. Manufacturing,

i. butter,

ii. cheese, and

iii. dairy products.

29. i. Manufacturing,

A. biscuits,

B. cereals or cereal products,

C. chewing gum,

D. chocolate,

E. cocoa,

F. confectionery, and

G. macaroni.

ii. Operating bakeries.

30. i. Manufacturing,

A. cider,

B. condensed milk or condensed cream,

C. fruit juices,

D. jam,

E. spices and condiments, and

F. vinegar.

ii. Canning or preparation of fish, fruit, vegetables or other foodstuff.

iii. Operating pickle factories.

iv. Roasting and grinding coffee and roasting nuts.

v. Blending or packaging of tea.

31. i. Manufacturing,

A. glucose,

B. malt or malt products, and

C. starch.

ii. Operating sugar refineries.

32. i. Manufacturing,

A. alcohol,

B. malt liquors,

C. methylated spirits,

D. mineral waters,

E. soda-water,

F. spirituous liquors, and

G. wine.

ii. Operating,

A. breweries, including distribution, and

B. distilleries, including distribution.

33. Manufacturing,

A. cigarettes,

B. cigars, and

C. tobacco or tobacco products.

34. i. Embossing leather.

ii. Japanning patent leather.

iii. Operating tanneries.

iv. Preparation of furs or hides.

v. Wool pulling.

35. i. Manufacturing,

A. belting,

B. harness,

C. saddlery,

D. trusses, and

E. other goods and products of leather.

ii. Manufacturing,

A. footwear,

B. purses,

C. suitcases,

D. trunks,

E. valises, and

F. whips.

36. Manufacturing,

A. belting,

B. gloves,

C. golf balls,

D. hose,

E. imitation leather,

F. tires,

G. tubing, and

H. other goods and products of rubber.

37. i. Manufacturing,

A. bags,

B. binder twine,

C. blankets,

D. braids,

E. canvas,

F. carpets,

G. cloth,

H. cordage,

I. cotton waste,

J. fabrics,

K. felt,

L. felt hats,

M. fibre or asbestos goods,

N. haircloth or goods,

O. hosiery,

P. manila or hemp goods or manila or hemp products,

Q. ropes,

R. rugs,

S. shoddy,

T. shoe laces,

U. textiles,

V. thread, and

W. yarn.

ii. Bleaching, dyeing or finishing fabrics.

iii. Operating,

A. flax-mills, and

B. weaving mills.

iv. Knitting and spinning.

v. Wool scouring.

38. i. Manufacturing,

A. articles from leather or fabric,

B. artificial Christmas trees,

C. artificial feathers and artificial flowers,

D. awnings, canvas goods, tarpaulins or tents,

E. caps,

F. clothing pads,

G. collars,

H. corsets,

I. embroidery,

J. furs,

K. gloves,

L. hats, other than felt,

M. labels or crests,

N. lamp shades, including assembling electric lamps,

O. men’s clothing,

P. mittens,

Q. neck ties,

R. quilts,

S. robes,

T. shirts,

U. stuffed dolls,

V. white wear,

W. window drapes,

X. window shades, and

Y. women’s clothing.

ii. Covering umbrellas.

39. i. Printing and publishing, including job work.

ii. Publishing.

40. i. Manufacturing,

A. cardboard boxes,

B. jewellery cases,

C. paper bags or other articles of paper,

D. papier-mâché articles,

E. playing cards, including printing,

F. stationery, and

G. wallpaper.

ii. Blueprinting.

iii. Book binding.

iv. Coating and finishing of paper.

v. Embossing.

vi. Engraving or photoengraving, not including printing.

vii. Job printing.

viii. Lithographing, including mounting and finishing.

ix. Multigraphing.

x. Multilithing.

xi. Operating tape-setting foundries and tape foundries.

xii. Paper oiling and paper waxing.

xiii. Printing and gumming paper tape.

xiv. Silk screen printing.

xv. Steel plate bank note engraving and printing.

xvi. Stereotyping and electrotyping.

41. i. Manufacture and erection of signs.

ii. Sign painting or lettering.

42. Mixing and delivering ready-mixed concrete.

43. i. Manufacturing artificial ice, including handling and delivering.

ii. Cutting, storing, handling and delivering natural ice.

44. Manufacturing,

A. asphalt, and

B. paving material.

Class E — Transportation and Storage

1. Hauling or loading logs on cars, trucks or vessels.

2. Operating grain elevators.

3. i. Carting, teaming and trucking.

ii. Loading or unloading cars or other vehicles.

iii. Stevedoring.

iv. Operation of aeroplanes, airships or other flying machines.

v. Operations of forwarding companies or persons engaged in the business of transportation by canoes, scows or sleighs.

vi. Operation of wharves or work upon wharves.

vii. Sanding streets or roads.

viii. Scavengering.

ix. Street cleaning or removal of snow or ice.

x. Warehousing or storage, with carting, teaming or trucking.

xi. Warehousing or storage, without carting, teaming or trucking.

xii. Business of supplying truck drivers.

xiii. Conveying passengers by automobile or trolley coach.

xiv. Operating a taxicab business.

4. Operation of railways, not included in Schedule 2.

Class F — Retail and Wholesale Trades

1. i. Operation of the business of selling, servicing or repairing machinery and equipment with its warehousing or distributing.

ii. Operation of the business of selling, renting, servicing or repairing boats, outboard motors and related equipment with its warehousing or distributing.

iii. Operation of marinas and boat rentals.

2. i. Automobile slip-cover installation.

ii. Operating,

A. service stations,

B. garages, and

C. autobody repair shops, including painting or trimming vehicles, other than by the manufacturer.

iii. Salvaging automobile parts.

iv. Wrecking automobiles.

v. New and used automobile-sales business.

vi. New and used trailer sales or rental business.

vii. Operating auto rental agencies.

viii. Operating auto laundries.

ix. Auto and marine upholstering.

3. Operation of tire sales and tire service business.

4. i. Transmitting and distributing gasoline, petroleum and petroleum products.

ii. Distributing and transmitting propane gas.

iii. Distributing and transmitting bulk acids.

5. i. Warehousing or handling of grain.

ii. Seed cleaning, as part of a country grain elevator service.

iii. Buying and selling, with handling, of seed, feed, flour and grain.

6. i. Distribution of brewery or distillery products.

ii. Brewers’ warehouses, including distribution.

7. Buying and selling, with handling, of,

A. builders’ supplies,

B. coal,

C. ice,

D. lumber,

E. metals other than scrap metals,

F. scrap metals, other than motor vehicles,

G. second hand materials, and

H. wood.

8. Picture framing.

9. Operation of a wholesale mercantile business.

10. Operation of a retail mercantile business.

Class G — Construction

1. Construction and repair of dams, camps, buildings and roads.

2. Erecting wire fences.

3. i. Construction of,

A. airports,

B. bridges,

C. culverts or small bridges,

D. high rise concrete forming,

E. roads,

F. sewers,

G. sidewalks, and

H. waterworks systems, including operation and maintenance.

ii. Blasting work.

iii. Bulldozer operations.

iv. Business of,

A. land clearing or land cleaning,

B. stumping or grubbing, and

C. rental and operation of construction equipment or machinery with operator.

v. Excavating.

vi. Laying of mains and connections.

vii. Pipe-line construction.

viii. Shaftsinking, not related to mining.

ix. Trenching.

x. Tunnelling.

xi. Test boring and earth sampling.

xii. Installation or erection of reinforcing steel.

xiii. Subway construction.

4. i. Erection of,

A. prefabricated structural steel or concrete by a manufacturer, a general contractor or as a business,

B. steel bridges or prefabricated concrete bridges by the manufacturer or as a business.

ii. Erection, installation and repair of,

A. chimneys,

B. fire escapes,

C. stacks (high metal),

D. stand pipes,

E. water towers, and

F. windmills.

iii. Erection and installation, by the manufacturer or as a business, of,

A. boilers,

B. engines,

C. heavy machinery,

D. iron stairs,

E. ornamental metal work on buildings, and

F. tanks.

iv. Wrecking of machinery.

v. Gas or electric welding.

vi. Revoked: O. Reg. 348/17, s. 1 (3).

5. i. Construction of,

A. breakwaters,

B. canals,

C. dams,

D. dry docks,

E. harbour improvements,

F. piers,

G. railways not included in Schedule 2, not including bridge construction, and

H. wharves.

ii. Canal or dam maintenance.

iii. Dredging.

iv. Pile driving.

v. Sand sucking.

vi. Subaqueous construction.

vii. Revoked: O. Reg. 348/17, s. 1 (4).

viii. Caisson work.

6. i. Construction or erection of,

A. blast furnaces,

B. chimney stacks,

C. coke ovens,

D. filtration plants,

E. grain elevators,

F. power plants,

G. pulp mills,

H. pumping stations,

I. sewage disposal plants, and

J. other high structures.

ii. Bricklaying.

iii. Cement work or concrete work.

iv. Construction of buildings or construction in respect of buildings.

v. Moving of houses or other buildings.

vi. Lathing.

vii. Mason work.

viii. Plastering.

ix. Pointing.

x. Roofing.

xi. Sand blasting.

xii. Revoked: O. Reg. 348/17, s. 1 (5).

xiii. Stone setting.

xiv. Structural carpentry.

xv. Revoked: O. Reg. 348/17, s. 1 (5).

xvi. Wrecking of buildings by a general contractor or as a business.

xvii. Business of supplying labour for the wrecking of buildings.

7. i. Installation of,

A. lighting fixtures, and

B. marble, mosaic or tile in interior of buildings.

ii. Electric wiring of buildings.

iii. Erection of,

A. radio aerials and television aerials, and

B. lightning rods.

iv. Floor laying.

v. Gas fitting or steam fitting.

vi. Plumbing, heating or sanitary engineering.

vii. Sheet-metal work.

viii. Inspection or testing of construction projects and operating installations.

ix. Inspection by radiation devices.

8. i. Caulking.

ii. Glazing or installation of plate glass or leaded glass.

iii. Installation, including sale of,

A. air conditioning,

B. commercial refrigeration,

C. furnaces, oil burners and other heating appliances,

D. metal ceiling, metal siding and other metal sheets, and

E. metal window frames, metal screens, metal doors and metal awnings.

iv. Insulating, including pipe covering.

v. Painting or decorating.

vi. Steeple-jack work.

vii. Weather stripping.

Class H — Government and Related Services

1. Distributing and transmitting natural gas.

2. i. Construction, installation or operation of,

A. electric power lines, and

B. electric power-transmission lines, not included in Schedule 2.

ii. Construction or operation when performed as part of the business of,

A. electric-light systems,

B. electric-light works, and

C. electric power plants, not included in Schedule 2.

iii. Construction, installation or maintenance of telephone or telegraph lines and works as a business.

iv. Construction, installation or maintenance of cable television lines and works as a business.

3. Operation of hospitals, regional and independent schools of nursing financed through public hospitals, sanatoria, convalescent homes, long-term care homes and visiting nursing associations.

4. Operation of medical research laboratories, including inspecting or testing.

Class I — Other Services

1. Mining consultants, mining engineers, mining geologists, mining geochemists, mining geophysicists.

2. Photographic finishing.

3. i. Photostatting.

ii. Mimeographing.

4. Operating parking stations or parking lots.

5. Steam-cleaning other than buildings.

6. i. Bleaching, dyeing or cleaning.

ii. Operating laundries.

iii. Pressing.

iv. Towel and toilet supply business.

7. Advertising display work.

8. i. Operation of the business of renting machinery and equipment with its warehousing or distributing, excluding boats, outboard motors and related equipment.

ii. Operation of the business of servicing or repairing electric motors, machinery and equipment, excluding boats, outboard motors and related equipment.

iii. Cleaning of industrial equipment and machinery.

iv. Custom welding services, except in construction.

9. Business of supplying labour other than clerical.

10. Operation of a telephone or telegraph service, not included in Schedule 2, including construction, installation or maintenance of telephone or telegraph lines and works when performed as part of the business of a telephone or telegraph service.

11. Operation of a cable television service, including construction, installation or maintenance of cable television lines and works when performed as part of the business of a cable television service.

12. Operation of hotels, motels, cottage sites, camp sites and trailer sites, where not operated in or for another industry included in this Schedule or Schedule 2.

13. i. Operation of an office building whether operated as a business or by the operator for own use.

ii. Building caretaking and janitorial service as a business.

iii. Window cleaning.

iv. Removal of asbestos and other toxic insulation material.

14. Operation of a building rented wholly or partly for manufacturing, retailing, wholesaling or warehousing.

15. Operation of a restaurant business, where not operated in or for another industry included in this Schedule or Schedule 2.

16. Catering, including the operation of boarding cars, canteens and commissary work.

17. Catering by or in connection with the logging industry or its contractors.

18. Operation of theatres and places for exhibition of moving pictures or television.

19. Business of supplying clerical employees and business of accountants, architects, drafters or engineers.

20. Operation of an apartment building.

21. Packaging as a business.

22. Paper pattern making.

23. Commissionaires.

24. Security guards.

25. Land surveying.

26. Operation of research laboratories, including inspecting or testing (other than medical).

27. Full-time domestics.

28. Home inspection.

29. Commercial diving.

O. Reg. 175/98, Sched. 1; O. Reg. 551/05, s. 1; O. Reg. 80/10, s. 1; O. Reg. 348/17, s. 1.

Note: On January 1, 2020, Schedule 1 to the Regulation is revoked and the following substituted: (See: O. Reg. 470/16, s. 5 and O. Reg. 349/17, s. 1)

Schedule 1  
Industries

Part I  
Classes of Industries

Class A — Agriculture

Industries engaged in growing crops, raising animals, harvesting timber, harvesting fish and providing related support activities.

Class B — Mining, Quarrying and Oil and Gas Extraction

Industries engaged in exploring and extracting naturally occurring minerals, developing mineral properties and mining operations, and contracting to perform work for the mining industry.

Class C — Utilities

Industries engaged in generating, transmitting or distributing utility services such as electricity, natural gas and water.

Class D — Governmental and Related Services

Industries engaged in providing educational services or public administration, and hospitals.

Subclass 1. Educational services.

Subclass 2. Public administration.

Subclass 3. Hospitals.

Class E — Manufacturing

Industries engaged in the chemical, mechanical or physical transformation of materials or substances into new finished or semi-finished products.

Subclass 1. Food, textiles and related manufacturing.

Subclass 2. Non-metallic and mineral manufacturing.

Subclass 3. Printing, petroleum and chemical manufacturing.

Subclass 4. Metal transportation equipment and furniture manufacturing.

Subclass 5. Machinery, electrical equipment and miscellaneous manufacturing.

Subclass 6. Computer and electronic manufacturing.

Class F — Transportation and Warehousing

Industries engaged in transporting passengers or goods, warehousing or storing goods, and providing services incidental to transportation.

Subclass 1. Rail, water, truck transportation and postal service.

Subclass 2. Air, transit, ground passenger, recreational and pipeline transportation, courier services and warehousing.

Class G — Construction

Industries engaged in building, repairing and renovating buildings and engineering works, and in subdividing and developing land.

Subclass 1. Building construction.

Subclass 2. Infrastructure construction.

Subclass 3. Foundation, structure and building exterior construction.

Subclass 4. Building equipment construction.

Subclass 5. Specialty trades construction.

Class H — Wholesale

Industries engaged in wholesaling merchandise.

Subclass 1. Petroleum, food, motor vehicle and miscellaneous wholesale.

Subclass 2. Personal and household goods, building materials and machinery wholesale.

Class I — Retail

Industries engaged in retailing merchandise.

Subclass 1. Motor vehicles, building materials and food and beverage retail.

Subclass 2. Furniture, home furnishings, clothing and clothing accessories retail.

Subclass 3. Electronics, appliances, health and personal care retail.

Subclass 4. Specialized retail and department stores.

Class J — Information and Culture

Industries engaged in producing information and cultural products.

Class K — Finance, Management and Leasing

Industries engaged in providing financial services, the management of companies and real estate, rental and leasing services.

Class L — Professional, Scientific and Technical

Industries engaged in providing professional, scientific or technical expertise generally requiring post-secondary education.

Class M — Administration, Services to Buildings, Dwellings and Open Spaces

Industries engaged in providing support for the regular operations of other organizations, including corps of commissionaires, services to buildings, dwellings and open spaces, and waste management and remediation services.

Class N — Non-Hospital Health Care and Social Assistance

Industries engaged in providing health care services to ambulatory patients, residential care and supervisory or other types of care as required by residents, and social assistance services to clients.

Subclass 1. Ambulatory health care.

Subclass 2. Nursing and residential care facilities.

Subclass 3. Social assistance.

Class O — Leisure and Hospitality

Industries engaged in providing services to meet the cultural, entertainment and recreational interests of their patrons, including preparing meals, snacks and beverages and providing short-term lodging and complementary services.

Class P — Other Services

Industries engaged in providing any services not included in the industries described in Classes A to O.

Part II  
Excluded Industries

Class A — Agriculture

1. Finfish hatcheries.

2. Raising of fingerlings.

3. Fish and shellfish breeding and propagation services.

4. Fishery inspection and protection services.

5. Breeding of animals as pets or for laboratories.

6. Earth worm and silk worm production, and earth worm gathering.

7. Gathering of forest products.

8. Hunting and trapping.

9. Animal husbandry services.

10. Animal semen collection, production and storage.

11. Artificial insemination for animal specialties and livestock.

12. Agricultural embryo transplant services.

13. Farm animal and livestock breeding services.

14. Stud services.

15. Animal vaccination services.

16. Animal judging and pedigree services.

17. Livestock registration services.

18. Sheep dipping and shearing services.

19. Horse training and boarding services, other than for the purpose of horseracing.

20. Cattle dehorning and hoof trimming services.

21. Farriering.

22. Milk testing for butterfat.

23. Poultry farm services, including caponizing, chick sexing, chicken catching, de-beaking and poultry breeding.

24. Tree measuring, timber valuation and timber cruising.

Class D — Governmental and Related Services

1. All industries in educational services.

2. All industries in public administration.

Class F — Transportation and Warehousing

1. Scenic and sightseeing operations by water that do not serve food or beverages.

2. Private operation and maintenance of non-military airports.

3. Air traffic control.

4. Cleaning of rail cars.

5. Cleaning of railway ballasts.

6. Railway container loading or unloading services.

7. Railway car grain levelling and trimming services.

8. Maintenance of railway rights-of-way and structures.

9. Railway terminal operation.

10. Railway switching services.

11. Marine shipping agencies.

12. Ship piloting and harbour navigational operations.

13. Marine cargo surveying, inspection and weighing services in connection with water transportation.

14. Private operation of a provincial toll road.

15. Customs brokering and clearance.

16. Transport brokering, unless operated in conjunction with freight forwarding, transportation or warehousing.

17. Drive-a-way service for which the driver does not receive remuneration.

Class H — Wholesale

1. Live animal merchant wholesale.

2. Agent or broker services, where the agent or broker does not take title to the goods and does not contract for delivery or transportation of the goods.

Class I — Retail

1. The purchase, hauling, sale and delivery of topsoil as an integrated operation.

2. Party plan merchandising.

Class J — Information and Culture

1. The design and development of computer software for the purpose of mass market reproduction.

2. Motion picture and video production.

3. Motion picture and video production booking agencies.

4. Film, motion picture and video libraries.

5. Record production.

6. Sound recording studios.

7. Studio recording of meetings and conferences.

8. Production of radio programs.

9. Audio book recording.

10. Broadcasting.

11. Web search portals.

12. Data hosting and processing services.

13. News syndicates.

14. Private libraries and archives.

15. News and press clipping services.

16. Stock photo agencies and libraries.

17. Telephone-based recorded information services.

18. Customized research and information services.

19. Closed circuit television services not for security purposes.

20. Paging services.

21. Internet services.

Class K — Finance, Management and Leasing

1. Central banks and monetary authorities.

2. Financial intermediaries, funds and other financial vehicles.

3. Financial investment and related activities.

4. Insurance.

5. Holding companies.

6. Head offices located in Ontario for operations that are otherwise exclusively out-of-province.

7. Renting, buying or selling real estate for others on a fee or commission basis.

8. Leasing of residential and non-residential buildings, without engaging in the operating of the building.

9. Leasing of real property, except for self-serve storage facilities.

10. Operation of arenas, stadiums and other recreational buildings.

11. Property management services.

12. Real estate appraisal services.

13. Escrow agency services.

14. Real estate fiduciaries.

15. Land agencies.

16. Real estate listing services.

17. Real estate advisory and consulting services.

18. Rental accommodation referral services.

19. Costume rental for theatrical and staged entertainment.

20. Railway car leasing.

21. Brand name ownership.

22. Intellectual property holding.

23. Selling and leasing of mineral rights.

24. Oil royalty holding.

25. Patent buying and licensing.

26. Patent holding, ownership and leasing.

27. Trademark licensing.

28. Trademark holding, ownership or leasing.

Class L — Professional, Scientific and Technical

1. Legal services.

2. Interior design.

3. Graphic design.

4. Clothing design.

5. Fashion design.

6. Float design.

7. Set design.

8. Shoe design.

9. Textile design.

10. Video game design and development services.

11. Application software programming services.

12. Computer services.

13. Software services.

14. Computer or data processing facilities management services.

15. Information technology consulting services.

16. Internet page design services.

17. Local area network systems design and integration services.

18. Office automation system design and integration services.

19. Management consulting services.

20. Agrology, agronomy, agricultural, livestock breeding and dairy herd consulting services.

21. Consulting services in the following areas:

i. Aboriginal affairs.

ii. Art.

iii. Audio equipment.

iv. Beer making.

v. Defence.

vi. Economics.

vii. Energy.

viii. Fishing.

ix. Forestry.

x. Health and health risk management.

xi. Import and export trade.

xii. Labour relations.

xiii. Legal information.

xiv. Mine lighting.

xv. Motion picture.

xvi. Occupational health and well-being.

xvii. Paramedical.

xviii. Personal growth.

xix. Professional career advancement.

xx. Radio.

xxi. Security.

xxii. Technical safety.

22. Agriculture research and development laboratories.

23. Experimental farming.

24. Fishery research and development laboratories.

25. Livestock research and development.

26. Veterinary research and development laboratories.

27. Health care research agencies.

28. Advertising and related services, except for display and billboard advertising.

29. Photography.

30. Translation services.

31. Veterinary services.

32. Non-government arbitration and conciliation services.

33. Bankruptcy trustee services.

34. Debt counselling.

35. Electronic communication verification content services.

36. Estate assessment and appraisal.

37. Handwriting expert and analysis services.

38. Home economist services.

39. Marine surveyor and ship appraisal services.

40. Monitoring the treatment of laboratory animals.

41. Pipeline and power line inspection or patrol services.

42. Quantity surveyor services.

43. Receivership services.

44. Bankruptcy consumer credit referee services.

45. Consumer credit counselling services.

46. Credit repair services.

47. Appraising services, except for insurance or real estate.

48. Jewellery appraisal and evaluation services.

49. Patent broker services.

Class M — Administration, Services to Buildings, Dwellings and Open Spaces

1. Office administrative services.

2. Placement agencies.

3. Custom typing services and document preparation services not offered through a business service centre.

4. Telephone answering services and call centres.

5. Collection agencies.

6. Credit bureaus.

7. Travel arrangement and reservation services.

8. Investigation services.

9. Extermination and pest control services.

10. Convention and trade show services.

11. Labelling services, except if in conjunction with a packaging service.

12. Tree trimming, tree surgery, tree removal and orchard pruning, except tree work on a power line right-of-way.

13. Auctioneering services.

14. Bartering services.

15. Correct time services.

16. Coupon redemption services.

17. Inventory and record management services.

18. Management and administration of loyalty programs.

19. Registries services.

20. Print brokering.

21. Recruiting medical employees.

22. Recruiting sales employees.

23. Salvaging of damaged merchandise.

24. Styling wigs for the trade.

25. Grading lumber services.

26. Paper shredding without disposal.

27. Contracted permit or license issuing.

28. Court reporting services.

29. Contracted fundraising services.

30. Address bar coding service.

31. Assembling flyers in plastic bags for delivery.

32. Automobile repossession services.

33. Employee relocation services.

34. Mail consolidation and pre-sorting services.

35. Stenography.

36. Part-time personal body guard services provided to a private household.

Class N — Non-Hospital Health Care and Social Assistance

1. Health care services provided in a private practice, except for in a practice that employs non-ancillary health care workers, or workers to perform laboratory work, or that engages in a retailing activity.

2. Outpatient care centre services and non-institutional health care services that do not involve laboratory or testing work.

3. Residential care facilities operated by a private employer.

4. Group homes.

5. Homes for palliative care.

6. Non-residential individual and family social assistance services.

7. Community food and housing services, including emergency and relief services.

8. Vocational and rehabilitation services.

9. Child day care services.

Class O — Leisure and Hospitality

1. Live theatrical productions, staged entertainment and related activities.

2. Museums and historical sites.

3. Botanical and zoological gardens.

4. Amusement and recreational services, except for the operation of marinas.

5. Art and artisanry, except for the production of ornamental or decorative items individually handcrafted in small quantities of wood, ceramic, clay, glass or wax.

6. Lodging or residences for members only.

Class P — Other Services

1. Personal care services.

2. Funeral services.

3. Dry cleaning depots or services that receive items from the public, which are picked up and delivered by non-associated cleaning firms or their contractors.

4. Pet care services.

5. Bail bonding services.

6. Balloon-o-gram services.

7. Bondspersons services.

8. Bronzing baby shoes.

9. Check room services.

10. Coin operated, but not food vending, machines.

11. Consumer buying service.

12. Credit card notification services.

13. Dating services.

14. Discount buying services.

15. Social escort services.

16. Onsite do-it-yourself meal preparation.

17. Genealogical services.

18. House sitting services.

19. Identity theft protection services.

20. Marriage bureau.

21. Party and wedding planning or consulting services.

22. Pay telephone equipment concession operations.

23. Personal organizer services.

24. Personal physical fitness training services.

25. Personal shopping services.

26. Porter services.

27. Psychic services.

28. Shared accommodation registry services.

29. Shoeshine services.

30. Singing telegram services.

31. Special occasion greeting services.

32. Wedding chapel services.

33. Membership organizations.

34. Civic and social advocacy organizations.

35. Non-governmental charitable and grant-making organizations.

36. Domestic services provided in foreign government embassies or diplomatic residences located in Ontario.

37. Part-time domestic services.

O. Reg. 470/16, s. 5.

Schedule 2  
Industries the Employers in Which are Individually Liable to Pay Benefits Under the Insurance Plan

1. Any trade or business within the meaning of section 68 of the Act.

2. The construction or operation of railways operated by steam, electric or other motive power, street railways and incline railways, but not their construction when constructed by any person other than the company that owns or operates the railway.

3. The construction or operation of car shops, machine shops, steam plants and power plants and other works for the purposes of any railway mentioned in paragraph 2 or used or to be used in connection with it when constructed or operated by the company that owns or operates the railway.

4. The construction or operation of telephone lines and works within the legislative authority of the Parliament of Canada, for the purposes of the business of a telephone company or used or to be used in connection with its business when constructed or operated by the company.

5. The construction or operation of telegraph lines and works for the purpose of the business of a telegraph company or used or to be used in connection with its business when constructed or operated by the company.

6. The construction or operation of boats, ships, vessels and works for the purposes of the business of a navigation company, corporation or person carrying on a navigation business or used or to be used in connection with the business when constructed or operated by the company, corporation or person, and all other navigation, towing and marine wrecking carried on as a business.

7. The operation of the business of an express company that operates on or in conjunction with a railway, or of sleeping cars, parlour cars or dining cars, whether operated by the railway company or by an express, sleeping car, parlour car or dining car company.

8. The construction or operation of a bridge connecting Ontario with an adjacent province or state, but not its construction when constructed by any person or company other than the person or company owning or operating the bridge.

9. Any employment by or under the Crown in right of Ontario and any employment by a permanent board or commission appointed by the Crown in right of Ontario.

10. An airline that has a regularly scheduled international passenger service and works constructed or operated by the airline and used or intended to be used for or in connection with the business of the airline.

11. Revoked: O. Reg. 444/01, s. 2.

12. Revoked: O. Reg. 444/01, s. 2.

13. The implementation, administration and enforcement of electrical safety standards by a corporation without share capital whose members include persons who may only be admitted as members with the prior approval of a Minister of the Crown in right of Ontario.

14. The regulation of the electricity market carried out by a corporation without share capital the members of whose Board of Directors, with the exception of the chief executive officer, are appointed by a Minister of the Crown in right of Ontario.

O. Reg. 175/98, Sched. 2; O. Reg. 561/99, s. 2; O. Reg. 444/01, s. 2.

Schedule 3  
OCCUPATIONAL DISEASES

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| --- | --- | --- |
|  | Column 1  Description of Disease | Column 2  Process |
| 1. | Poisoning and its Sequelae — by arsenic | Any process involving exposure to or the use of arsenic, arsenic preparations or arsenic compounds |
| 2. | Poisoning and its Sequelae — by benzene | Any process involving exposure to or the use of benzene |
| 3. | Poisoning and its Sequelae — by beryllium | Any process involving exposure to or the use of beryllium, beryllium preparations or beryllium compounds |
| 4. | Poisoning and its Sequelae — by brass, nickel or zinc | Any melting or smelting process involving exposure to brass, nickel or zinc |
| 5. | Poisoning and its Sequelae — by cadmium | Any process involving exposure to or the use of cadmium, cadmium preparations or cadmium compounds |
| 6. | Poisoning and its Sequelae — by carbon dioxide | Any process involving exposure to carbon dioxide |
| 7. | Poisoning and its Sequelae — by carbon disulphide | Any process involving exposure to carbon disulphide |
| 8. | Poisoning and its Sequelae — by carbon monoxide | Any process involving exposure to carbon monoxide |
| 9. | Poisoning and its Sequelae — by chlorinated hydrocarbons | Any process in the manufacture of, or the use of, or involving exposure to chlorinated hydrocarbons |
| 10. | Poisoning and its Sequelae — by chromium | Any process involving exposure to or the use of chromium or chromium compounds |
| 11. | Poisoning and its Sequelae — by lead | Any process involving exposure to or the use of lead, lead preparations or lead compounds |
| 12. | Poisoning and its Sequelae — by mercury | Any process involving exposure to or the use of mercury, mercury preparations or mercury compounds |
| 13. | Poisoning and its Sequelae — by nitro- or amino- derivatives of benzene, phenol or their homologues | Any process involving manufacture, handling, use or exposure to nitro- or amino- derivatives of benzene, phenol or their homologues |
| 14. | Poisoning and its Sequelae — by oxides of nitrogen | Any process involving exposure to oxides of nitrogen |
| 15. | Poisoning and its Sequelae — by phosphorous | Any process involving exposure to or the use of phosphorus |
| 16. | Diseases from Biological Agents — Anthrax | Handling of animals and animal parts, or any other process that results in exposure to a source of anthrax infection |
| 17. | Diseases from Biological Agents — Tuberculosis | Any employment in a health care facility, a laboratory as defined in the Laboratory and Specimen Collection Centre Licensing Act or a reform institution, any employment in providing health care services or health care support services or any other employment in which there is a known risk of exposure to tuberculosis or to the tubercle bacillus |
| 18. | Diseases from Physical Agents — Bursitis | Any process involving constant or prolonged friction to or pressure on the bursae |
| 19. | Diseases from Physical Agents — Infected blisters | Any process involving friction to the skin that creates opportunity for infection |
| 20. | Diseases from Physical Agents — Tenosynovitis | Any process involving continual or repetitive injury to tendons of the limbs |
| 21. | Diseases from Physical Agents — Dysbarism: decompression sickness including caisson disease | Any process involving work in compressed or decompressed air |
| 22. | Any disease due to exposure to X-rays, radium or other radioactive substances |  |
| 23. | Respiratory Diseases — Asthma | Any process involving exposure to allergenic non-offset sprays in the printing industry |
| 24. | Respiratory Diseases — Silicosis | Any process involving exposure to crystalline silica |
| 25. | Respiratory Diseases — Pneumoconioses other than silicosis or asbestosis | Any process involving exposure to the relevant dust |
| 26. | Skin and Eye Diseases — Allergic contact dermatitis | Any process involving exposure to a skin allergen |
| 27. | Skin and Eye Diseases — Ulceration of the skin or cornea | Any process involving use, handling, or exposure to tar, pitch, bitumen, mineral oil or paraffin or any compound, product or residue of these substances |
| 28. | Skin and Eye Diseases — Photo keratoconjunctivitis and photo retinitis | Any process involving prolonged or intense ultra-violet or infra-red exposure, including gas or arc welding or use of lasers |
| 29. | Cancer — Epitheliomatous (skin) cancer | Any process involving use or handling of tar pitch, bitumen, mineral oil or paraffin or any compound, product or residue of these substances |
| 30. | Cancer — Primary cancer of the nasal cavities or of paranasal sinuses | Concentrating, smelting or refining in the nickel producing industry |

O. Reg. 470/16, s. 6.

Schedule 4  
Occupational Diseases (Deemed Under subsection 15 (4) of the Act)

|  |  |  |
| --- | --- | --- |
|  | Column 1 | Column 2 |
|  | Description of Disease | Process |
| 1. | Asbestosis | Any mining, milling, manufacturing, assembling, construction, repair, alteration, maintenance or demolition process involving the generation of airborne asbestos fibres |
| 2. | Primary malignant neoplasm of the mesothelium of the pleura of peritoneum | Any mining, milling, manufacturing, assembling, construction, repair, alteration, maintenance or demolition process involving the generation of airborne asbestos fibres |
| 3. | Primary cancer of the nasal cavities or of paranasal sinuses | Any process at the Copper Cliff sinter plant of Inco Limited |
| 4. | Primary cancer of the nasal cavities or of paranasal sinuses | Any process in the Port Colborne leaching, calcining and sintering department of Inco Limited that was practised before January 1, 1966 |

O. Reg. 175/98, Sched. 4.

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