

**POLICY NUMBER: POL-127**

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**Chapter:  
CLAIMS**

**Subject:  
EMERGENCY CALLOUT OF WORKERS**

**Effective Date:  
January 26, 2006**

**Last Updated:  
July 28, 2011**

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**REFERENCE:**

*Workers Compensation Act R.S.P.E.I. 1988, Cap. W-7.1, Sections 1(1)(z), 6(1).*  
Workers Compensation Board Policy, POL-71, Arising Out Of And In The Course Of Employment.

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**DEFINITION:**

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**POLICY:**

**General**

1. Compensation is payable to a worker when personal injury by accident arising out of and in the course of employment is caused to the worker. For further clarification, see Workers Compensation Board policy, POL-71, "Arising Out Of And In The Course Of Employment".

**Volunteer Firefighters**

2. A volunteer firefighter is considered to be in the course of employment while:
    - in the act of responding to an emergency, which begins when the firefighter first becomes aware of the emergency;
    - at the site of the emergency;
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- in the act of returning from the site of the emergency to the place where the call was received, the worker's regular place of employment, or any place for refreshment or recreation, whichever is reached first;
- participating in required or authorized firefighter training;
- participating in required or mandatory fire drills;
- involved in the repair and maintenance of the fire department's property and equipment;
- participating in required or authorized meetings related to the provision of firefighting services;
- participating in parades or similar public events on behalf of the fire department, when authorized to do so by the appropriate official.

**Workers Called Out For Emergencies**

3. A worker is not considered to be in the course of employment while routinely travelling to and from work. However, as part of their contract of employment, the worker might be called out at a time which is outside his/her normal working hours to deal with an emergency situation connected with his/her employment.

A worker is considered to be in the course of employment when the worker first becomes aware of the emergency and is required to travel to his/her employer's workplace or to some other place where the job has to be done. The worker continues to be in the course of employment until the worker returns home, to the place where the call was received, or any place for refreshment or recreation, whichever is reached first.

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**HISTORY:**

July 28, 2011 - The policy was reviewed as a result of the 60 month policy review process. Changes were made to provide clarity about when coverage begins and ends for workers who are called out for emergencies.

Board of Directors Approval Date: January 26, 2006