

## Demand

### Occupational Health and Safety

Occupational Health and Safety Contact Centre 1-866-415-8690 (24 hrs)

<b>Legal Name:</b> MOUNT ROYAL UNIVERSITY operating as MOUNT ROYAL UNIVERSITY	<b>Employer Representative/Title:</b> Robert Siklodi / Health and Safety Manager
<b>Work Site Party Name Provided:</b> Mount Royal University	<b>Phone Number:</b> (403) 463-6631
<b>Work Site Address:</b> 4625 MOUNT ROYAL GATE SW, CALGARY, ALBERTA, T3E 6K6	<b>Email Address:</b> rsiklodi@mtroyal.ca
<b>Site Name / Description:</b> Mount Royal University/Cougars Athletic Recreation Pool	<b>Completed By:</b> Daniela Zachiu

### Contact Activities

Item	Details	Date
Investigation	<p>On August 8, 2023, at about 1945 hours (hrs.) an incident occurred where a worker working for Mount Royal University was exposed to hydrochloric acid while moving a barrel containing it; worker had difficulty breathing which led to the worker being transported to a hospital, and to the employer having reasons to believe that the worker has been admitted to a hospital beyond treatment in an emergency room or urgent care facility.</p> <p>On August 9, 2023, at about 1626 hrs. the employer's Mount Royal University Health and Safety Manager reported the incident to Alberta's Occupational Health and Safety (OHS).</p> <p>On August 9, 2023, OHS initiated an investigation by making intake and triage inquiries necessary to determine the best course of action given the circumstances related to the incident.</p>	August 09, 2023
Continuation of Investigation	OHS officer continues the investigation by issuing this demand for a copy of the employer's Mount Royal University investigation report.	August 10, 2023

### Demand Issued

DEMANDS ARE ISSUED UNDER THE AUTHORITY OF THE OCCUPATIONAL HEALTH AND SAFETY ACT AND TAKE EFFECT IMMEDIATELY ON ISSUANCE.

Item	Details	Date
Demand Open 01	<p><b>OBSERVATION(S)/FINDING(S):</b> A worker employed by the employer Mount Royal University sustained an injury/illness while at work leading to him being transported to a hospital, and to the employer having reasons to believe that the worker has been admitted to a hospital beyond treatment in an emergency room or urgent care facility.</p> <p><b>REQUIREMENT:</b> As an officer authorized by the Alberta Occupational Health and Safety Act, and in relation to the incident referenced above, I hereby demand that as a regulated party responsible for the work site noted above, the employer Mount Royal University shall:</p> <ul style="list-style-type: none"><li>• Carry out an investigation into the circumstances surrounding the incident noted above;</li><li>• Prepare a report outlining the circumstances of the incident and the corrective actions, if any, undertaken to prevent a recurrence of the incident noted above; and</li><li>• Provide a copy of the report.</li></ul>	<b>Compliance Date</b> August 17, 2023

**APPLICABLE OHS LEGISLATION:**

**Compliance and Enforcement - Serious injuries, illnesses, incidents and worker exposure to radiation**

**33**

33(1) When an injury or incident described in subsection (2) occurs at a work site or an illness described in subsection (2) occurs in connection with a work site, the prime contractor or, if there is no prime contractor, the employer shall report the time, place and nature of the injury, illness or incident to a Director as soon as possible.

(2) The injuries, illnesses and incidents to be reported under subsection (1) are

- (a) an injury, illness or incident that results in the death of a worker,
- (b) an injury, illness or incident in which there is reason to believe the worker has been or will be admitted to a hospital beyond treatment in an emergency room or urgent care facility,
- (c) an unplanned or uncontrolled explosion, fire or flood that causes a serious injury or illness or that has the potential of causing a serious injury or illness,
- (d) the collapse or upset of a crane, derrick or hoist, and
- (e) the collapse or failure of any component of a building or structure necessary for the structural integrity of the building or structure.

(3) If an incident specified in the OHS Code occurs at a mine or mine site, the prime contractor or, if there is no prime contractor, the employer shall make a report to a Director of the time, place and nature of the incident as soon as possible.

(4) The prime contractor or, if there is no prime contractor, the employer shall make a report as soon as possible to a Director of the time, place and nature of any worker exposure to radiation in excess of the maximum limits prescribed in the OHS Code.

(5) If an incident occurs where

- (a) the incident had a likelihood of causing a serious injury or illness, and
- (b) there is reasonable cause to believe that corrective action may need to be taken to prevent recurrence, the prime contractor or, if there is no prime contractor, the employer shall conduct an investigation in accordance with subsection (6).

(6) If an injury, illness or incident referred to in subsection (2) or (3) or worker exposure referred to in subsection (4) occurs at a work site, the prime contractor or, if there is no prime contractor, the employer shall

- (a) carry out an investigation into the circumstances surrounding the injury, illness, incident or worker exposure,
- (b) prepare a report outlining the circumstances of the injury, illness, incident or worker exposure and the corrective action, if any, undertaken to prevent a recurrence of the injury, illness, incident or worker exposure,
- (c) ensure that a copy of the report is readily available and provided to an officer on demand, and
- (d) provide a copy of the report to a Director, the joint health and safety committee, if there is one, or health and safety representative, if there is one, or, if there is no committee or representative, make it available to workers once the investigation is complete.

(7) The prime contractor or employer who prepared the report referred to in subsection (6)(b) shall retain the report for at least 2 years after the injury, illness, incident or worker exposure at the work site.

(8) A report prepared under this section is not admissible as evidence for any purpose in a trial arising out of the injury, illness, incident or worker exposure, an investigation or public inquiry under the Fatality Inquiries Act or any other action as defined in the Alberta

Evidence Act, except in a prosecution for perjury or for the giving of contradictory evidence.

(9) Except as otherwise directed by a Director, an occupational health and safety officer or a police officer, a person shall not disturb or conduct work at the scene of an injury, illness or incident required to be reported under subsection (1), including the immediate area where the injury, illness or incident occurred, or alter, move or remove equipment, documents or other information that may be related to the injury, illness or incident, except insofar as is necessary in

- (a) attending to persons that are ill, injured or killed,
- (b) preventing further injuries, illnesses or incidents, and
- (c) protecting property that is endangered as a result of the injury, illness or incident.

This Demand was delivered electronically to: Robert Siklodi on August 10, 2023

Issued by Occupational Health and Safety

Government of Alberta is committed to ensuring that the OHS Code is regularly reviewed and updated to address health and safety in modern workplaces. For more information on the OHS Code updates, visit [alberta.ca/ohs-code-review.aspx](http://alberta.ca/ohs-code-review.aspx) or email [sfhwimploffice@gov.ab.ca](mailto:sfhwimploffice@gov.ab.ca).

**A Demand is not subject to a director review under Section 41 or an appeal under Section 45.**

To obtain a copy of Alberta's Occupational Health and Safety legislation, visit: [www.alberta.ca/alberta-kings-printer.aspx](http://www.alberta.ca/alberta-kings-printer.aspx)