Ministry of Labour, Immigration, Training and Skills Development

Safe At Work



Operations

Division

Occupational

Health and Safety

Field Visit Report

Page 1 of 2

OHS Case ID: 04379RWFM264

Field Visit no: 04379RWFM265 Visit Date: 2022-DEC-09

2200 UPPER JAMES STREET, HAMILTON, ON, CANADA LOR 1WO

Field Visit Type: INITIAL

Workplace Identification: HAMILTON STREET RAILWAY CO. THE

Notice ID:

Telephone:

JHSC Status:

Work Force #:

Completed %:

(905) 528-4200

Active

700

Persons Contacted: ANDREW WESTENBERG - SUPERINTENDENT; WORKER REPRESENTATIVE OF THE JHSC WAS NOT IN THE WORKPLACE AT

THE TIME OF THE VISIT: STEVEN ROBERTS - UNION REPRESENTATIVE - VIA PHONE.

Visit Purpose:

COMPLAINT

Visit Location:

OFFICE

Visit Summary:

NO ORDERS ISSUED.

Detailed Narrative:

The Ministry of Labour, Immigration, Training and Skills Development attended the workplace today in response to a complaint. The complainant alleaes:

1) A vibration study was conducted on the buses, started in the presence of the Joint Health and Safety Committee in July 2022. The Joint Health and Safety Committee has not been provided the results of this study.

INSPECTOR FINDINGS:

1) Section 9(18)(e) states that the committee has the power to: obtain information from the constructor or employer concerning the conducting or taking of tests of any equipment, machine, device, article, thing, material or biological, chemical or physical agent in or about a workplace for the purpose of occupational health and safety.

The workplace parties confirmed that the vibration study has been completed and that the employer is in possession of the results of the study. The workplace parties confirmed that a request has previously been made to have the results provided to the committee and it has not been received as of the time of this visit. See order issued.

No additional action is required at this time.

Reci	oient	Inspector Data		Worker Representative
•		Sherry Simo		
Name		O.H.S.A. & B.O.S.T.A. INSPECTOR PROVINCIAL OFFENCES OFFICER	Name _	
		119 King St W. 14th Flr., Hamilton, ON, L8P 4Y7		
Title		MOLIHSHAMILTONEAST@ontario.ca	Title	
		Tel: (905) 481-2746	_	
		Fax: (905) 577-1324		
Signature		Signature	Signature	

Ministry of Labour, Immigration, Training and Skills Development

Safe At Work Ontario



Operations Division

Occupational Health and Safety

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Page 2 of 2

OHS Case ID:	04379RWFM264

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Field Visit Type: INITIAL

Notice ID:

Workplace Identification: HAMILTON STREET RAILWAY CO, THE

2200 UPPER JAMES STREET, HAMILTON, ON, CANADA LOR 1WO

Order(s) /Requirement(s) Issued To:

Org/Ind Role

Primary Employer

Mailing Address:

CITY OF HAMILTON

71 MAIN ST W, HAMILTON, ON, CA L8P 4Y5

Order(s) /Requirement(s) Description: You are required to comply with the order(s) /requirement(s) by the dates listed below.

No Type Code ActReg Year

Sub Clause Sec.

Text of Order/Requirement

Comply by Date

2022-DEC-16

Time 04379RWFN266 **OHSA 1990** 25

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The employer shall provide to the committee the results of the vibration study report initiated in July 2022, respecting occupational health and safety that is in the employer's possession and, if that report is in writing, a copy of the portions of the report that concern occupational health and safety. At the time of the visit, the workplace parties advised that the employer has received the results of the vibration study and they have not been provided to the committee upon request as of the time of this visit.

F	Recipient	Inspector Data		Worker Representative
		Sherry Simo		
Name		O.H.S.A. & B.O.S.T.A. INSPECTOR	Name	
Nume		PROVINCIAL OFFENCES OFFICER		V
		119 King St W, 14th Flr., Hamilton, ON, L8P 4Y7		
Title		MOLIHSHAMILTONEAST@ontario.ca	Title	
		Tel: (905) 481-2746	_	
		Fax: (905) 577-1324		
Signature		Signature / «	Signature)

Ministry of Labour, Immigration, **Training and Skills Development**

Safe At Work Untario

Operations Division

Occupational Health and Safety

For / on behalf of

Return To: **Sherry Simo**

O.H.S.A. & B.O.S.T.A. INSPECTOR PROVINCIAL OFFENCES OFFICER

119 King St W, 14th Flr., Hamilton, ON, L8P 4Y7 MOLIHSHAMILTONEAST@ontario.ca

Tel: (905) 481-2746



Notice of Compliance

or Worker Representative agrees or disagrees that compliance has been achieved with all the Order(s) as indicated above.

Name: ___

Signature:

OHS Case ID: 04379RWFM264 Field Visit No: 04379RWFM265 Visit Date: 2022-DEC-09 Workplace Identification: HAMILTON STREET RAILWAY CO, THE 2200 UPPER JAMES STREET, HAMILTON, ON, CANADA LOR TWO Take Notice Orders were issued under the authority of the Occupational Health and Safety Act or Regulations made there under. A notice of compliance shall be submitted to the Ministry of Lobour within three days after the Constructor or Employer believes that compliance with the Order(s) / Requirement(s) have been achieved. Order(s) / Requirement(s) Issued: To: Role CITY OF HAMILTON, ON, CA L8P 4Y5 Order(s) / Requirement(s) Description: You are required to comply with the Order(s) / Requirement(s) by the Comply by Dates listed below. No. Type ActReg Year Sec. Sub Clause Compliance Details / JHSC Worker Member / Comply by Date: 1 Time OHSA 1990 25 2 I Agree 2022-DEC-1 Disagree 1 Time OHSA 1990 25 2 I Agree 2022-DEC-1 04379RWFN266						Fax: (905) 577-1324	Page 1 of
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Time OHSA 1990 25 2 I Agree 2022-DEC-1 Disagree (Signature)						virement(s) by the Comply by Dat	es listed below.
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		OHSA 1990	25	2	I		
							(Signature)
Form completed by: Joint Health and Safety Committee Member representing workers		L	MACA MANAGEMENT AND	y and the second se	ing managan kang managan kang di		d Cafety Committee Many to the Committee of the Committee

Signature: