

Changes/Additions to Mining Regulation 262 & 263 - July 1, 2016

Any questions please contact me at the Thunder Bay office contact numbers listed below.

Note: On July 1, 2016, subsection 262 (2) of the Regulation is revoked and the following substituted: (See: O. Reg. 265/15, s. 18)

(2) Every worker in an underground mine shall wear retroreflective material on headgear and outer clothing. O. Reg. 174/01, s. 7.

Note: On July 1, 2016, subsection 262 (2) of the Regulation is revoked and the following substituted: (See: O. Reg. 265/15, s. 18)

(2) Every worker in an underground mine shall wear,

(a) high visibility safety apparel that makes the worker visible to others in the workplace and that meets the requirements set out in subsection (3); and

(b) retro-reflective material applied to the front, back and sides of head gear. O. Reg. 265/15, s. 18.

(3) High visibility safety apparel must meet the following requirements:

1. It shall be made of fluorescent or bright-coloured background material.

2. It shall have retro-reflective striping that,

i. is located on the outside of the garment,

ii. measures at least 50 mm in width,

iii. completely encircles the waist, each arm and each leg below the knee,

iv. is arranged in two vertical lines on the front of the garment, extending over the shoulders and down to the waist, and

v. is arranged in the form of an "X" on the back of the garment, extending from the shoulders and down to the waist. O. Reg. 265/15, s. 18.

(4) All high visibility safety apparel and all retro-reflective material on head gear must be maintained in good condition so that they adequately visually identify a worker. O. Reg. 265/15, s. 18.

263 2a, needs to follow the underground standard after sun set.

263. (1) Effective illumination appropriate for the task shall be provided at all workplaces on the surface, including,

(a) in those areas adjacent to the workplace where workers are required to travel; and

(b) in those circumstances where the nature of the equipment or the operation may create a hazard to a worker due to insufficient lighting. O. Reg. 174/01, s. 8.

(2) Subject to subsection (3), between sunset and sunrise, every worker shall wear retroreflective material on headgear and outer clothing that enables the worker to be seen. O. Reg. 291/02, s. 8.

Note: On July 1, 2016, subsection 263 (2) of the Regulation is revoked and the following substituted: (See: O. Reg. 265/15, s. 19 (1))

(2) Subject to subsection (3), between sunset and sunrise, every worker on the surface shall wear,

(a) high visibility safety apparel that makes the worker visible to others in the workplace and that meets the requirements set out in subsection 262 (3); and

(b) retro-reflective material applied to the front, back and sides of head gear. O. Reg. 265/15, s. 19 (1).

(3) A worker is not required to comply with subsection (2) if the worker is in a booth, vehicle cab or another protective enclosure or if a work area is provided with fixed lighting that enables the worker to be seen. O. Reg. 291/02, s. 8.

Note: On July 1, 2016, section 263 of the Regulation is amended by adding the following subsection: (See: O. Reg. 265/15, s. 19 (2))

(4) All high visibility safety apparel and all retro-reflective material on head gear must be maintained in good condition so that they adequately visually identify a worker. O. Reg. 265/15, s. 19 (2).

Andres Johannesson

Occupational Health & Safety Inspector

Mining Program

435 James Street South, Suite 222

Thunder Bay ON P7E 6S7

[807 - 475 - 1643](tel:8074751643)

Toll Free - [1 - 800 - 465 - 5016](tel:18004655016)

NEW number! Please call the Ministry of Labour Health and Safety Contact Centre at [1-877-202-0008](tel:18772020008) to report an incident, workplace fatality, work refusal, unsafe working condition under the Occupational Health and Safety Act.

