



PRIME CONTRACTOR SCHEDULE - D

Contract No.: _____

Location: West Francois FSR – Openings: 93E099-553,545, 93E089-512,514, 516

Terms such as “employer”, “independent operator”, “multiple employer workplace”, “owner”, “prime contractor”, and “worker” have the meanings given those terms by Part 3 of the *Workers’ Compensation Act (WC Act)*.

The Contractor acknowledges, agrees, and warrants that:

1. The Contractor will be the Prime Contractor for the Place of Work or the Work Area of the Agreement for the purposes of Section 118 of the *WC Act* and the Occupational Health and Safety Regulation (Regulation), and
2. The Contractor has the required knowledge and control of the Place of Work or Work Area to execute the responsibilities of a Prime Contractor as described in the *WC Act* and its Regulations.
3. The Contractor shall:
 - (a) Establish and maintain a system or process that will ensure compliance with Part 3 of the *WC Act* and its Regulations.
 - (b) When requested, co-operate with contract monitoring by the Company Representative, by providing up-to-date information to the Company Representative including but not limited to:
 - i. the Contractor’s safety program;
 - ii. a system for first aid coordination;
 - iii. emergency transportation provisions for injured workers;
 - iv. workplace inspection results for Contractor’s own workers and for Subcontractors and the Company’s other contractors and their subcontractors (“Other Contractors”);
 - v. safety meeting minutes from the Contractor, the Contractor’s Subcontractors, Other Contractors and all accident investigations.
 - (c) Immediately notify the Company Representative should there be any circumstance arising which another party claims or purports to be the prime contractor of Place of Work or Work Area. There can be only one prime contractor on any multiple employer workplace.
 - (d) Prior to the work commencing on the Place of Work or Work Area ensure a safety program is in place.
 - (e) Familiarize itself with the Place of Work or Work Area and receive from the Company Representative a list of hazards which have been observed in the Place of Work or Work Area. Additionally the Contractor will conduct workplace inspections to identify additional or new hazards on the Place of Work or Work Area.

- (f) Enforce the required safety rules and all regulatory requirements on all workers of the Contractor, Subcontractor, and Other Contractors in the Place of Work or Work Area.
 - (g) Ensure there is appropriate first aid coverage for all workers of the Contractor, Subcontractor, and Other Contractors in the Place of Work or Work Area.
 - (h) Comply with the *WC Act* and its Regulation.
 - (i) Deliver a notice of project to WorkSafe BC in accordance with the *WC Act* and its Regulation.
 - (j) Whenever the Place of Work or Work Area is a multiple employer workplace, ensure the activities at the site are coordinated to eliminate or minimize risk of injuries to the Contractor, Subcontractors, Other Contractors and their workers.
 - (k) Ensure all workers of the Contractor, Subcontractors, and Other Contractors in the Place of Work or Work Area are given any information known to you that is necessary to identify and eliminate or control hazards to the health or safety of all workers.
 - (l) Immediately notify workers, suppliers, Subcontractors, and Other Contractors and any other persons of any hazard created by overlapping or adjoining work activities of two or more contractors and ensure the hazards are addressed throughout the duration of such activity.
 - (m) Ensure there is a system in place to alert you when workers, suppliers, Subcontractors, and Other Contractors enter the Place of Work or Work Area so that their work can be coordinated. This will include each Subcontractor and Other Contractors providing you with the name of a person designated by them to supervise their workers.
 - (n) Monitor the work of the Contractors workers, Subcontractors and Other Contractors, and their workers to ensure compliance with the *WC Act* and its Regulation.
 - (o) Ensure Subcontractors and Other Contractors adequately supervise their workers.
4. The Contractor acknowledges that where the Contractor creates a multiple employer workplace, or where the Company creates a multiple employer workplace and advises the Contractor five working days in advance, the Contractor will be the Prime Contractor, pursuant to Clauses 1, 2, and 3.
5. The Company may from time to time on prior written notice appoint a person other than the Contractor as the prime contractor in connection with work that may be performed in the Place of Work or Work Area.

The Contractor agrees that on receiving written notice that another person will be designated the prime contractor, the contractor will coordinate health and safety activities with this new prime contractor, and ensure compliance with the safety program of the new prime contractor.

Reviewed on this _____ day of _____, 20__

Initialled by the Contractor or its authorized representative

Initialled by the Contract Officer/Expense Authority