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Natasha Mohabir, Privacy, Access and Risk Manager
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VIA ELECTRONIC FILE
(paul@paulsparalegal.ca)

Paul Taylor
Pauls Paralegal
236 Prtichard Road
Hamilton, Ontario
L8W 3P7

March 27, 2024

Dear Paul Taylor:

RE: FIPPA Access Request #24-083 Interim Decision and Time Extension

I am responding to your request formally received February 26, 2024 under the *Freedom of Information and Protection of Privacy Act* (FIPPA), for:

Since 1990, the system of compensating injured workers changed from the historic trade-off to a split benefit system of compensation for non economic loss and loss of income benefits. This created an issue of whether a worker was employable or not. In 1998, with the passing of more aggressive legislation, which compelled workers back to work, the number of workers declared unemployable was further likely reduced. Finally, in 2010, according to a well respected legal reference, Butterworths Workers Compensation, the WSIB declared all workers employable regardless of ability to work or not.

Therefore, I am requesting:

- 1. The number of injured workers declared unemployable since 1990 for each year.***
- 2. The number of injured workers declared unemployable on appeal at the WSIB appeals and/or Tribunal (WCAT/WSIAT) for each years since 1990.***
- 3. Copies of polices/procedures for declaring workers unemployable, please include all revisions***
- 4. Copies of internal memos/e-mails setting any standards for not declaring workers unemployable.***

Item 1 and 2:

Access is granted, please find attached a copy of the data requested.

Items 3 and 4:

We cannot process this request within the usual 30-day limit. Section 27(1) of the *Freedom of Information and Protection of Privacy Act* (FIPPA) allows an institution to extend the time limit for responding to a request when a large number of records are involved that would unreasonably interfere with operations. In this case, the decision date will be extended by 30 days; our response to your request will now be due on **April 26, 2024**. However, we will make every effort to get the records to you prior to the new due date.

I am responsible for the decision. You may ask for a review of this decision within thirty days of receiving this letter by writing to: Registrar, Information and Privacy Commissioner/Ontario, 2 Bloor Street East, Suite 1400, Toronto, ON M4W 1A8.

If you decide to request a review of this decision, please provide the Commissioner's office with a copy of this letter and your request. In addition, you must send an appeal fee of \$25.00 to the Commissioner's office. Please include the fee with your letter of appeal; appeal fees should be in the form of either a cheque or money order, payable to the Minister of Finance

Please feel free to contact me if you have any questions or would like to discuss this further.

Yours truly,

Natasha Mohabir

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