

PRINCE
EDWARD ISLAND

BUILDING OUR UNION



UNIFOR

Health and Safety
Department, 2013

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HS-E-4100



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You have
the right to
**refuse
unsafe
work.**

use it!



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HOW THE RIGHT TO REFUSE WORKS

Under Section 28 of the Prince Edward Island Occupational Health and Safety Act, you have the right to refuse work that endangers you or another worker. If you have reason to believe the work is likely to endanger you or someone else this is what you do.

WORKER

Report the problem to your supervisor and a union member of the health and safety committee. It is illegal for the employer to discipline workers for refusing unsafe work (Section 30).

SUPERVISOR

Investigates in the presence of the worker and takes remedial action or recommends it to the employer.

WORKER

If you still feel there are reasonable grounds to refuse, refer the problem to the health and safety committee.

HEALTH AND SAFETY COMMITTEE

Investigates and recommends remedial action.

WORKERS

If you still feel there are reasonable grounds to refuse, you may call an officer. Until the officer's decision is made, you may be reassigned reasonably equivalent work at no loss of pay or benefits. No other worker can be assigned the work pending the officer's decision unless advised of your refusal and your reasons (Section 29).

OFFICER

Investigates and orders remedial action.

APPEALS

You may appeal the officer's decision to the director (Section 10). You may appeal the director's decision to the WCB within 30 days (Section 12). You challenge unfair discipline by putting in a grievance or by filing a written complaint with the WCB (Section 31).