

**Construction Employers Coalition
(for WSIB and Health & Safety and Prevention)**



Via Email

August 10, 2026

Mr. Jeffery Lang, President & CEO
Workplace Safety & Insurance Board
200 Front Street West
Toronto ON M5V 3J1

and The Hon. David Piccini, Minister of Labour, Immigration,
Training and Skills Development
Ministry of Labour, Immigration, Training and Skills
Development
400 University Avenue, 14th Floor
Toronto, ON M7A 1T7

Dear Mr. Lang & Minister Piccini:

**Re: Request for a Structured Consultation Framework
for an anticipated Bill 105, Schedule 9 implementation**

We have been following the status of [Bill 105 Protecting Ontario's Workers and Economic Resilience Act, 2026](#), with particular attention to **Schedule 9**. As you likely know, the CEC provided submissions (**attached**) to the **Standing Committee on Finance and Economic Affairs** on May 13, 2026. **Bill 105** is on the **Order and Notices Paper** for Third Reading for [October 27, 2026](#).

We consider **Bill 105, Schedule 9** to be a major structural reform, not at all dissimilar in scope and aim to several major past reforms. Most of these reforms share a common thread of extensive study and public consultation prior to implementation. A good summary of the scope of significant workers' compensation reforms is found on the Appeals Tribunal website, [Workers' Compensation Law: A Documentary History in Ontario](#).

For example, the [Weiler Report](#) ("*Reshaping Workers' Compensation for Ontario*," Prof. Paul C. Weiler, November, 1980) led to two major legislative consultation processes, including legislative committee hearings and a [White Paper](#) and spanned a full decade. These culminated in two major statutory reforms: **1984's Bill 101** (effective April 1, 1985) which adjusted benefits and the WCB administrative structure; and, **1988's Bill 162** (effective January 2, 1990) which introduced what has been referred to as "the dual-award system" (economic and non-economic loss), and adjusted vocational rehabilitation and re-employment provisions.

[Bill 99](#), which introduced the (current) *Workplace Safety and Insurance Act, 1997* in 1996 (effective January 1, 1998), was preceded by a [Discussion Paper](#) and extensive public consultations as set out in "[The Report on New Directions for Workers' Compensation Reform](#)," all led by a Minister Responsible for WCB Reform, a ministerial position created for that process.

Bill 99 itself was considered by the [Standing Committee on Resources Development](#) for public hearings June 9, 1997 to August 14, 1997, an unprecedented amount of time. On October 10, 1997, **Bill 99** received royal assent.

The clear point we are making is this: **Bill 105, Schedule 9** makes changes of similar magnitude, yet no comparable consultation process has occurred or seems to be planned.

We strongly recommend the government, together with the WSIB, establish an appropriate mechanism, such as a pre-implementation consultation framework or White Paper type process to ensure needed transparent and comprehensive regulatory and policy work, with full public engagement.

We submit that the core elements of **Schedule 9**, noted below, cannot be effectively implemented without substantial regulatory and/or policy development:

1. The expansion of the WSIB's post 72-month review powers (**Schedule 9, s. 3, amends s. 44 (1-4))**)
2. The extension of benefits beyond age 65 (**Schedule 9 s. 43(1)(1.1 – 1.9))**)
3. Increasing the level of LOE benefit from 85% of net to 90% of net (**Schedule 9 s.43(2))**)

Bill 105, Schedule 9 grants wide and undefined discretionary authority to the WSIB without regulatory or policy specificity. This risks compromising consistent, transparent, and predictable administration.

The CEC asserts that the consultation process must give all stakeholders a meaningful opportunity to review, comment on, and shape the regulatory and policy framework *before* the new provisions of **Schedule 9** take effect.

We recommend that this work be carried out jointly by the Ministry and the WSIB, engaging directly with stakeholders in a manner replicating past processes. This joint mechanism should provide transparent, inclusive engagement and the regulatory clarity needed to implement **Schedule 9**. The CEC would welcome the opportunity to assist in the design of the process and of course, we will fully participate.

We look forward to continued dialogue on this important matter.

Yours truly,



Andrew Pariser, CEC Chair

Attachment: 20260612 CEC submissions re Bill 105 Schedule 9