


Leino DC, Magni G. Depressive and distress symptoms as predictors of low back pain, neck-shoulder pain, and other musculoskeletal morbidity: a ten year follow-up of metal industry employees. Pain 1993;53:89-94.


Roland M, Dixon M. Randomized controlled trial of an educational booklet for patients presenting with back pain in general practice. J Royal College Gen Pract 1989;39:244-46.


REGULATORY FRAMEWORKS

Submitted by
Intersol Consulting Associates Limited
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REFERENCES

Acts, Policy Decision, Regulations, Statutes


General Articles


Policy development in the therapeutic products programme: a guideline. [s.l.]: [s.n.]; April 1997.

Rest KM, Ashford NA. Occupational health and safety in British Columbia: an administrative inventory of the prevention activities of the Worker’s Compensation Board. Cambridge (MA); June 1997.


REGULATORY REVIEW PROCESS

Submitted by
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REFERENCES
Note: For reference material, please refer to the October 31, 1997 report: Royal Commission on Workers’ Compensation in British Columbia. Report on sections 2 and 3(a) of the commission’s terms of reference.
ALTERNATIVE DISPUTE RESOLUTION

APPEAL DECISION REVIEW

EMPLOYERS APPEALS

ISSUES IN WORKERS’ COMPENSATION VERSUS TORT

WORKER EMPLOYABILITY AND EARNING CAPACITY

Submitted by

Law, David K.

GENERAL BIBLIOGRAPHY FOR MULTIPLE TOPICS

Material used for all research topics, unless topics are specified in square brackets. Alternative Dispute Resolution [ADR], Appeals [APP] and Tort Law [T].

Acts, Policy Decision, Regulations, Statutes

Re Workers’ Compensation Act, 1983 (Nfld) [1989] 1 SCR 922

General Articles

American Association of State Compensation Insurance Fund. State compensation insurance funds. [s.l.]: AASCIF; 1976. [ADR, APP]
Dewees D. Private participation in workers’ compensation. [Unpublished; 1997].


Hyatt D, Gunderson M. Inter-generational considerations of workers’ compensation unfunded liabilities. [Unpublished version; 1997].


Injured Workers Consultants. Highlights of the history of the Workers’ Compensation Board’s permanent disability rating policies and schedule; Injured Workers Consultants 1995.

Meredith WR. The Workmen’s Compensation Act with reports on laws relating to the liability of employers. Toronto (ON): King’s Printer; 1913.


Samuels S. Adjudication and appeals: research methodology and scope of project. [Contract research report for the Royal Commission on Workers’ Compensation in BC]. [Unpublished; 1997].


**Alternative Dispute Resolution in Workers’ Compensation**

**General Articles**


Cavanagh S. A critical re-examination of a 75 year old fabric. Workplace remedies II. [s.l.]: [s.n.]; [s.a.].

Goldschmidt J. Bargaining in the shadow of ADR: an analysis of judicial and attorney attitudes toward settlement under a medical screening panel system. The Justice System Journal 1994;16(3)


Horn W. A guide to allocating resources between mediation and adjudication. The Justice System Journal1992 Spring;15(3)

Irvine M. Mediation before the Board of Industrial Insurance Appeals. Washington State Bar News 1991April; 45(22)

Levine T. Dispute resolution in workers’ compensation. Colorado Lawyer 1989 May;18(5)

Lobel IA. Realities of interest based (win-win) bargaining. The Labor Law Journal 1994 Dec;45(12)


Schilling GL. Streamlined hearings: denial of due process? Workplace remedies. [s.l.]: [s.n.]; [s.a.].


Appeal Decision Review

Employer Appeals

General Articles


McGinn RW. The workers’ compensation appeals system. Workers’ Compensation Board Policy and Regulation Development Bureau; 1997
Samuels S. Adjudication and appeals: questions for jurisdictional comparison. [Contract research report to the Royal Commission on Workers’ Compensation in British Columbia]. [Unpublished; 1998].


**Issues in Workers’ Compensation Versus Tort**

**Cases Reviewed**

Beliveau St-Jacques v. Federation des Employees et Employes de Services Public Inc [1996] 2 SCR 345

Bell Canada v. Quebec (CSST) [1988] 1 SCR 749

Birklid v. Boeing, 904 P 2d. 278 (Wash. 1995)

Evans v. Thompson, 879 P 2d 938 (Wash. 1994)


**General Articles**


Boadman M. Developments in civil law: the 1995-96 term - incentive structures as regards insurance, individual and exemplary damages in employment injury compensation. Sup. Ct. Law Review 1997;8

Burke JM, Friele MK. The tax treatment of employment-related personal injury awards: the need for limits. Montana Law Review 1989 Winter;50(1)


Choosing an alternative to tort. Rand Institute for Civil Justice Research Brief; 1998.


Cooper-Stephenson K. Personal injury damages in Canada. 2nd ed. Toronto: Carswell; 1996

Decision no. 144/96, unreported decision of the Workers’ Compensation Appeals Tribunal.

Decision no. 915 (1987) 7 W.C.A.T.R. 1


Galanter M. The tort panic and after: a commentary. The Justice System Journal 1993;16 (2).

Goldsmith’s damages for personal injury and death in Canada. [s.l.]: [s.n.]; [s.a.]

Howe WH. Get involved in tort reform. [s.l.]: DPIC Companies; 1997


Massey D, Gasperecz. AK. Employer fault in tort litigation. [s.l.]: [s.n.]; 1998.

Ross M. Ripples in treacherous waters: a consideration of the effects of North Carolina’s intentional tort exception to workers’ compensation. Wake Forest LR 1996;31(2).


Texas Department of Insurance. 1997. Tort reform rate rollback information.


Workers’ Compensation Board of Ontario, Operational policy guideline 05-03-03 re: permanent disability. [s.l.]: [s.n.]; 1994.


*Worker Employability and Earning Capacity*

(References unavailable)
BIBLIOGRAPHY

WORKERS’ COMPENSATION BOARD OF BRITISH COLUMBIA
COMPENSATION SERVICES PROGRAM DELIVERY, PART 2

Submitted by
Macfarlane, Victoria

REFERENCES

General Articles


Workers’ Compensation Board of British Columbia. Presentation(s) by the Workers’ Compensation Board to the Royal Commission on Workers’ Compensation in British Columbia, February / March, 1998.


Workers’ Compensation Board of British Columbia. Rehabilitation services and claims manual. Richmond (BC): The Board.


Submissions to the Royal Commission


Information Requested by the Royal Commission


WORKERS’ COMPENSATION BOARD OF BRITISH COLUMBIA
EMPLOYER APPEALS

Submitted by
Macfarlane, Victoria

REFERENCES

General Articles

Hunt HA. Workers’ compensation board of British Columbia: Assessment
department administrative inventory. Kalamazoo (MI): W.E. Upjohn

Hunt HA, Barth PS, Leahy MJ. The workers’ compensation system of British
Employment Research; 1996.

Rest KM, Ashford NA. Occupational health and safety in British Columbia: an
administrative inventory of the prevention activities of the Workers’

Workers’ Compensation Board of British Columbia. 1997 annual report.
Richmond (BC): The Board; 1998.

Workers’ Compensation Board of British Columbia. 1997 annual report

Workers’ Compensation Board of British Columbia. Appeal Division. The
Appeal Division of the Workers’ Compensation Board of British Columbia.
Appeal Division Operational Status Report. Richmond (BC): The Board;
December 6, 1996.

Workers’ Compensation Board of British Columbia. Internal Audit and
Evaluation. Experience-rated assessment (ERA) evaluation study: Phase I
statistical profile. Richmond (BC): The Board; April 30, 1995

Workers’ Compensation Board of British Columbia. Manager reviews. Panel
of Administrators Meeting, January 9, 1996. Richmond (BC): The Board;
January, 1996.

Workers’ Compensation Board of British Columbia. Manager reviews of
compensation decisions: A policy discussion paper, Draft 1.0, SEC

Workers’ Compensation Board of British Columbia. Policy and Regulation
Development Bureau. Workers’ compensation appeal system: briefing
Workers’ Compensation Board of British Columbia. Presentation(s) by the Workers’ Compensation Board to the Royal Commission on workers’ compensation in British Columbia, February / March 1998.


Information Requested by the Royal Commission


Workers’ Compensation Board of British Columbia. Medical Review Panel. Data on Medical Review Panel appeals [provided in response to the Royal Commission’s request to the Rehabilitation and Compensation Services Division dated February 9, 1998].


Workers’ Compensation Review Board. Forwarded request: Data on Workers’ Compensation Review Board appeals. [provided in response to the Royal Commission’s request to the Rehabilitation and Compensation Services Division dated February 9, 1998, with follow-up request directly to the WCRB in June, 1998].

Issues raised in various employer submissions to the Royal Commission, including issues raised by Alan Winter, on behalf of the Employer’s Coordinating Group, in his presentation to the Royal Commission, April 15, 1998.
REFERENCES

General Articles


Ryan K. Cohort Project report. [In house research report prepared for the Royal Commission on Workers’ Compensation in British Columbia]. [Unpublished; 1998].


Websites


**COMPENSATION SERVICES PROGRAMS**

*Submitted By*

Macfarlane, Victoria and Diana Tindall

**REFERENCES**

**General Articles**


Workers’ Compensation Board of British Columbia. Presentation(s) by the Workers’ Compensation Board to the Royal Commission on workers’ compensation in British Columbia, February / March, 1998.


REFERENCES

Acts, Policy Decisions, Regulations, Statutes
Workers’ Compensation Act, R.S.B.C. 1979, c.437.

General Articles

Administrative inventories: is the methodology sound? [s.i.]: [s.n.]; June 1997.
British Columbia Medical Association. WCB billing guide: how to bill the WCB with MSP Teleplan. [s.i.]: The Association; [s.a.].
Clinical practice guidelines for the diagnosis and treatment of low back pain. [s.i.]: [s.n.]; October 1995.


Guidotti TL. The WCB and the university: an Alberta partnership. [s.l.]: [s.n.]; [s.a.].


Lauber B. The need for an evidence-based approach to medical services. Edmonton (AB): The Board; [s.a].


Memorandums of agreement and fee schedules [WCB of BC]. [Unpublished].


Neufeld WP. A review of WCB cases treated by St. Paul’s chronic pain program. [s.l.]: [s.n.]; March 1993.

Physician’s role in helping patients return to work after an illness or injury: CMA policy summary. CMAJ 1997;156(5):680A-680C.


Workers’ Compensation Board of Alberta. McKay S. Medical advisory guidelines. [Edmonton (AB)]: [The Board]; [s.a.].


Workers’ Compensation Board of British Columbia. Health care services program 2000.


**Websites**

Birch KL. Toward total care management: the integration of demand, disease and case management programs can help MCOs provide employers with nearly total management of employee health care [article online] No date. Available from: http://www.towers.com.

OCCUPATIONAL HEALTH AND SAFETY PROGRAM DELIVERY
PART 1 AND 2

Submitted by
Macfarlane, Victoria

REFERENCES

General Articles
Angus Reid Group. WorkSafe ad tracking, Wave 1: final report. [s.l.]: [s.n.]; September 20, 1996.
Association of Workers’ Compensation Boards of Canada. AWCBC Newsletters. Edmonton (AB): The Association; 1996 -


Workers’ Compensation Board of British Columbia. 1994 annual report. Richmond (BC): The Board; 1995


Workers’ Compensation Board of British Columbia. Prevention Division. Monthly statistical report. [monthly]. Richmond (BC): The Board; 1996 -


Workers’ Compensation Board of British Columbia. WCB Diamond strategy: Senior Executive Committee presentation. Richmond (BC): The Board; March 14, 1997.


Websites


PART A – GOVERNANCE REVIEW
PART B – ASSET/LIABILITY STUDY

Submitted by
Mercer Investment Consulting
Mercer, William

REFERENCES
WORKERS COMPENSATION BOARD OF BRITISH COLUMBIA
FATALITIES INVESTIGATIONS

Submitted by
Nelson-McDermott, Susan

REFERENCES

Acts, Policy Decisions, Regulations, Statutes


General Articles

Attewell N. Workers’ Compensation Board of British Columbia. Prevention Division, Board’s jurisdiction over occupational safety and health. Richmond (BC): The Board; July 26, 1996.


Workers’ Compensation Board of British Columbia. Policy issues in the Workers’ Compensation Board of British Columbia. Richmond (BC): The Board; June 20, 1996.


Workers’ Compensation Board of British Columbia. Prevention Division.

Workers’ Compensation Board of British Columbia. Prevention Division.

Workers’ Compensation Board of British Columbia. Prevention Division.

Workers’ Compensation Board of British Columbia. Prevention Division.


COMPARATIVE REVIEW OF WORKERS’ COMPENSATION SYSTEMS AND GOVERNANCE MODELS

Submitted by
Perrin, Thorau & Associates Ltd.

REFERENCES

Acts, Policy Decisions, Regulations, Statutes

General Articles


Association of Workers’ Compensation Boards of Canada. Workers’ compensation industry classifications, assessment rates and experience rating programs in Canada. [s.l.]: [s.n.]; 1996


Bundesministerium fur Arbeit und Sozialordnung (Ministry of Labour and Social Affairs), The integration of disabled persons in the Federal Republic of Germany. [s.l.]: [s.n.]; 1995.


Glynn-Morris R. Life after Injury in New Zealand: a lecture given at Workers’ Compensation Board of British Columbia Medical Rounds, November 14, 1996. [notes].


Hicks FH. Notes on Centres of Occupational Health and Safety in Austria, West Germany, Switzerland, Sweden, Finland and Poland, 1978.


Kenny DT. Occupational rehabilitation in New South Wales. Lidcombe (NSW): University of Sydney, Faculty of Health Sciences; 1995.


Workers’ Compensation Board of British Columbia. An overview of the historical development and current structure of the Workers’ Compensation Board of British Columbia. [Unpublished November, 1996].


Websites

AUSTRALIA

http://www.nla.gov.au - general information on the Australian government, including links to a very concise reference to Comcare and the Occupational Health and Safety Commission and links to all state government web sites.


http://www.workcover.nsw.gov.au - the website for WorkCover NSW, containing detailed on-line information on the WorkCover NSW scheme, including pamphlets and information for workers and employers on the scheme in general, rehabilitation, health and safety and rate setting. Also provides access to the 1994/95 Statistical Bulletin, through PDF document access.

http://www.qld.gov.au - Government of Queensland and through the Department of Training and Industrial Relations, access to on-line information on the Workers’ Compensation Board of Queensland.

CANADA

http://www.wcb.bc.ca - Workers’ Compensation Board of British Columbia
http://www.gov.ab.ca/~lab/ohs - Alberta Labour
http://www.wcc.nf.ca - Workers’ Compensation Commission of Newfoundland and Labrador
http://www.pixelmotion.ns.ca - Workers’ Compensation Board of Nova Scotia
http://www.wcb.on.ca/wcb - Workers’ Compensation Board of Ontario
http://www.wcat.on.ca - Ontario Workers’ Compensation Appeals Tribunal
http://csst.qe.ca - Quebec workers’ compensation agency

GERMANY
http://www.bundesregierung.de/ausland/ge.html - General information on Germany; the economy, the people, the government
http://www.statistik-bund.de/allg - Statistical information on Germany

NEW ZEALAND
http://www.OSH.dol.govt.nz - Occupational Health and Safety Service, Department of Labour, New Zealand
http://www.enigma.co.nz - Web site for a “Managed Care” conference, including presentation by CEO of the ACC on “ACC - An Outcome Driven Approach to Managed Care”.

SWEDEN

U.S.A.
http://www.osha.gov - United States Department of Labor, Occupational Safety, and Health Administration
http://www.saif.com - Oregon SAIF Corporation
http://www.cbs.state.or.us/external/osha - Oregon OSHA.
http://www.cbs.state.or.us/external/wcd - Oregon Department of Consumer and Business Services, Workers’ Compensation Division
http://www.txfund.com - Texas Workers’ Compensation Insurance Fund
http://www.wa.gov/ini - Washington State Department of Labour and Industries, including the Workers’ Compensation Division and the Consultation and Compliance Services Division (OHS)
http://www.wa.gov/ini/sharp - SHARP (Safety and Health Assessment and Research for Prevention) program
GOVERNANCE AND ACCOUNTABILITY FOR THE BRITISH COLUMBIA WORKERS’ COMPENSATION SYSTEMS

Submitted by
Perrin, Thorau & Associates Ltd

REFERENCES

General Articles


Barrett M. Restructuring the board. Business Quarterly 1993;Spring.

B.C. Hydro. IPC Review 1997 March.


Canada. Department of Finance and Treasury Board. Corporate governance in crown corporations and other public enterprises: guidelines. [Ottawa (ON)]: The Department; May 23, 1996.


Canadian Institute of Chartered Accountants. Corporate governance: a review of disclosure practices in Canada. Toronto (ON): The Institute; 1997.


Canadian Institute of Chartered Accountants. Two sides of the same coin: CICA’s guidance on control and CCAF’s effectiveness reporting framework. Toronto (ON): The Institute; 1995.