

Section	Policy
40	44.10.30.10

Section Title: Benefits Administration - *Adjudication and Compensation*
Subject: Drunkenness and Intoxication
Effective Date: May 18, 1973 to December 31, 2022

A. POLICY

The Board will generally accept claims when a worker, who is drunk or intoxicated, suffers personal injury as a result of an accident arising out of and in the course of employment only when the accident represents a risk of employment that the worker was less able to avoid due to intoxication. However, when the accident is shown to be due solely to the drunkenness or intoxication of the worker, the claim is not accepted.

B. REFERENCES

The Workers Compensation Act, section 60(2)(a) and (b)
WCB Policy 44.10.30.30, *Serious and Wilful Misconduct*

History:

1. Approved by the Board of Directors on May 18, 1973, effective immediately.
2. The Adjudicative Criteria has been deleted from this policy – November 2002.
3. Minor formatting and grammatical changes were made to the policy and the history section was updated June 27, 2012.
4. Minor formatting changes were made to the policy, April 2021.
5. This policy was repealed as of December 31, 2022 by Board Order 29/22 and removed from the policy manual and archived.