Supply of Non-clerical Labour Operations Amendment/07

Status
Compulsory under Schedule 1*

Note
*This classification unit has a mixed status. The business activity indicated by an asterisk in the Scope is not compulsorily covered under the Act.

Scope
Business activities include the operations of employment and temporary help agencies which supply non-clerical workers to non-associated employers on a temporary or long-term basis.

For the purpose of this policy, all business activities in the ECM except those listed in, or falling under, the CUs in rate groups 956 and 958 are considered non-clerical business activities (for RGs 956 and 958, see I-956-45, Supply of Clerical Labour Operations).

The earnings of non-clerical workers whose labour is supplied and whose work activities fall under CUs in this manual are classified in this CU. Excluded are non-clerical workers whose work activities fall under the CUs listed below

A-030-01, Logging Operations.
E-560-04, Marine Cargo Handling.
E-570-11, Supply of Drivers and Helpers.
G-732-02, Large Bridge Construction.
G-737-01, Millwright and Rigging Work.
G-737-04, Custom Welding Services.
G-748-01, Wrecking and Structural Demolition.
G-748-03, Structural Steel Erection.
G-748-09, Form Work (high-rise).
G-751-08, Steel Reinforcing.
G-764-01, Homebuilding Operations.
G-764-07, Supply of Labour, Construction.
H-861-05, Child Daycare and Nursery School Services.
H-875-14, Offices of Social Workers.
I-919-05, Supply of Labour, Restaurant/Catering.

Other exclusions
The supply of motor vehicle and motor vehicle component manufacturing labour to business activities listed in, or falling under, CUs in RG 419 to RG 432 inclusive is classified in D-419-01, Motor Vehicle Assembly Operations.

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The supply of professional health and other health care labour (as defined in H-857-01, Nursing and Other Health Care Operations) to any industry is classified in H-857-01, Nursing and Other Health Care Operations.

The supply of domestic labour (as defined in I-944-19, Domestic Services) is classified in I-944-19, Domestic Services.

*Also included in this classification unit are private employers engaged in the operation of government jails and correctional facilities.

Note

In the supply of labour industry, the agency supplying and paying the worker, not the employer to whom the worker is supplied, is responsible for covering the agency's workers under the Workplace Safety and Insurance Act.

These workers perform a variety of functions that are normally

- part of the day-to-day operations, and
- usually carried out by permanent staff

of the employer to whom they are supplied.

The activity of the worker, not the business activity of the employer to who the worker is supplied, determines the classification of the worker's earnings.

For example, the earnings of a warehouse worker supplied to a food wholesaler are classified in this CU.

All workers supplied are compulsorily covered under Schedule 1 even if

- the work activity they carry out, or
- the business activity of the employer to whom they are supplied

is not covered according to the "Status" line of the relevant CU in the ECM.

Excluded from this category is the provision of a service whereby the employer providing the workers is responsible for creating a product as required by a written contract specifying types of deliverables, cost, timeframe for delivery, etc.

Cross reference

G-737-04, Custom Welding Services.
G-764-07, Supply of Labour, Construction.
I-956-45, Supply of Clerical Labour Operations.
I-956-46, Placement Agencies.