

October 31, 2018 - Non-resident worker in international airspace may have claim for psychological injury

Date : October 31, 2018

TOP STORY

Air Canada v British Columbia (Workers' Compensation Appeal Tribunal), [2018 BCCA 387](#)

Judicial review – Trial court allowed judicial review – Workers' Compensation Appeal Tribunal (WCAT) refused flight attendant living in Manitoba workers' compensation – flight attendant suffered psychological distress after incident on transpacific flight – claimed workers' compensation – whether non-domiciled worker can claim for injury in international airspace – WCAT did not allow compensation – trial judge allowed – Court of Appeal agreed with trial judge – WCAT decision flawed – remitted to WCAT to consider again

CIRB DECISIONS

- **Revocation of certification – *Cargojet Airways Ltd.* – [Order No. 11327-U](#)**
Application by bargaining unit member for revocation – order granted unopposed by union, Unifor – supported by majority of bargaining unit members – cancelled unit description: *all cargo agents, load planners and the supervisor, operations employed by Cargojet Airways Ltd. at the Halifax International Airport, Goffs, Nova Scotia, excluding sales staff, aircraft maintenance engineers, managers and those above the rank of manager*

CTA DECISIONS

- **Application – *Transportes Aéreos, S.A. c-o-b as Hi Fly, on behalf of itself and Polskie Linie Lotnicze LOT SA* – [Determination No. A-2018-224](#)**
Pursuant to section 60 of the *Canada Transportation Act*, S.C., 1996, c. 10, as amended (CTA), and section 8.2 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application – *Executive Fliteways, Inc.* – [Order No. 2018-A-184](#)**
Exemption from section 103.3 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application – *Chantilly Air Inc.* – [Order No. 2018-A-183](#)**
Exemption from section 103.3 of the *Air Transportation Regulations*, SOR/88-58, as

amended

- **Application – London Air Services Limited – [Order No. 2018-A-182](#)**
Exemptions from paragraphs 33.1(b) and 73(2)(c) and sections 33.2 and 103.3 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Suspension – Wind River Air Ltd. – [Determination No. A-2018-223](#)**
Licence No. 080072
- **Suspension – J.R. Helicopters, L.L.C. – [Order No. 2018-A-181](#)**
Licence No. 150044

TC/TSB NEWS

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- [Government of Canada investing in safety at British Columbia airports](#)
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- [Canadian Airworthiness Directives](#)
- [TC MMEL](#)

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- COPA: [President's corner, November 2018](#)

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- ICAO: [Dominican Republic and Guyana confirm CORSIA participation](#)

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