Verdict of Coroner’s Jury
Office of the Chief Coroner
The Coroners Act – Province of Ontario

Surname: Vecchio
Given names: James Robert
Aged: 34

Held at: Sault Ste. Marie
From the: 29th day of April
To the: 8th day of May
By: Dr. S.C. Bodley, Coroner for Ontario
having been duly sworn/affirmed, have inquired into and determined the following:

Name of Deceased: James Robert Vecchio
Date and Time of Death: April 16, 2009 at 1407 hours
Place of Death: Sault Area Hospital, Sault Ste. Marie, ON
Cause of Death: Pelvic Crush Injury.
By what means: Accident

(original signed by Foreman and Jurors)

This verdict was received on the 8th day of May, 2014
Coroner’s Name: Dr. S.C. Bodley
(original signed by Coroner)

We, the jury, wish to make the following recommendations:

Inquest into the death of:

James Robert Vecchio
Jury Recommendations

To the Ministry of Transportation

1. The Ministry of Transportation should revise the definition of "Commercial Motor Vehicle" by removing it from Section 16-23.1 and including it in 16.1 (a) to include a mobile crane so that annual inspection; and certifications are required; and

2. The existing Ministry of Transportation "Annual Permit" (Exhibit 13A) for a mobile crane require the presentation of evidence of mechanical fitness as determined by a certified Truck and Coach mechanic in order to obtain this permit; and

To the City of Sault Ste. Marie

3. Draft and implement a Bylaw, as permitted by Provincial legislation, requiring a permit be given to operate a mobile crane on the municipal roadways within the city of Sault Ste. Marie only after the filing of a certificate of mechanical fitness issued annually by a certified inspector or inspection station to Commercial Motor Vehicles as defined by the Highway Traffic Act; and

4. Must contract with companies/individuals who fully comply with the provisions of the existing Contractor Safety Responsibilities Guide, which clearly outlines measures to ensure equipment maintenance and worker safety; and

5. The Contractor Safety Responsibilities Guide is to be reviewed and updated regularly; and

6. All third parties and or contractors working on a job site must be a party to a Safety Meeting (such as a "TAILBOARD" meeting) and are required to sign off on the Safety Meeting form. Whenever a new contractor arrives on a job site, the information from any previous Safety Meeting relating to the job site must be shared with them, and if appropriate, a new Safety Meeting held. If there are significant changes to the job related to the TAILBOARD information sheet, another TAILBOARD meeting will be held. Any changes to a work plan must be clearly noted, initialed by the individual making the change and communication to all parties involved; and

7. Air horns must be carried by supervisors: signalers and others as deemed at TAILBOARD meetings and shall be an added accessory in all heavy equipment to be used as an Emergency Warning Device; and

To The Ministry of Labour

8. Workers shall be removed from excavations during positioning of a Mobile Crane.

9. That 70.(1) "Access To And Egress From Work Areas in Construction Reg 213/91 in the Occupational Health and Safety Act be revised to include that "a minimum of two means of egress be ensured if physically possible".