

IN THE MATTER OF sections 6(b), 59, 65(5) and 66(4) of the
Workers' Compensation Act, R.S.A. 2000, Chapter W-15

BOARD ORDER

Under the authority of section 6(b) of *The Workers' Compensation Act*, R.S.A. 2000, Chapter W-15 (*WCA*), the Board of Directors of the Workers' Compensation Board ("the Board of Directors") is empowered to pass resolutions for the conduct of the business and affairs of the Workers' Compensation Board ("the WCB").

Under the authority of section 59 of the *WCA*, the WCB may by order, for the purpose of maintaining approximate parity with the cost of living, make adjustments in the amounts payable as compensation to persons who are receiving compensation under the *WCA* in respect of permanent total disability, permanent partial disability or death of a worker; and the Board of Directors has from time to time, in the exercise of the power under section 59, enacted such Orders.

Sections 65(5) and 66(4) provide that section 59 applies to the net earnings of the worker used in calculating the supplement provided for in those sections.

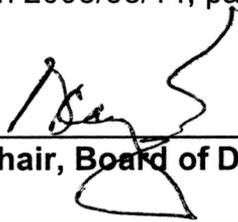
For the purposes of clarity and certainty, the Board of Directors by resolution orders that:

For the purposes of applying section 59 to the net earnings of a worker in receipt of a section 65 or 66 supplement, the dollar value of the adjustment granted under section 59 in an individual case shall be applied to the net earnings of the worker for the purposes of calculating the supplement; and

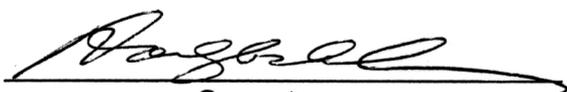
For the purposes of applying section 59 to the compensation payable under sections 65 and 66, the adjustments made under section 59, expressed as a percentage, shall be applied to the supplements themselves.

Further, under the authority of section 157 of the WCA, this Order shall have retroactive application to July 1, 1994 to give effect to adjustments made under section 59 prior to the date of this Order to supplements granted under sections 65 and 66.

By order of the Board of Directors of The Workers' Compensation Board by resolution 2005/05/14, passed at Edmonton, Alberta on May 24, 2005.



Chair, Board of Directors



Secretary