

# Out-of-province accidents

If you are injured in another Canadian province or territory outside Alberta, you have the right to claim either in the province or territory you reside or where you were injured.

## To claim with the Workers' Compensation Board - Alberta

The following criteria must be met (according to the *Alberta Workers' Compensation Act*, Section 28).

- You must be a resident of Alberta or have your usual place of employment in Alberta.
- The work out of Alberta must be a continuation of the employment by the same employer or an employer that is related to that employer within the meaning of Section 134 of the Alberta Workers' Compensation Act.
- The nature of the employment is such that, in the normal course of the employment, the work or service you perform is required to be performed both in and out of Alberta.
- The employment outside of Alberta must have lasted less than 12 months.

## Other information that will help determine the acceptability of an out-of-province claim is:

- Where did the trip originate?
- What was the final destination of the trip?
- Did the accident occur while travelling during the outgoing or the return trip?
- Did you take the most direct route for travel?
- Does your employer participate in the Interjurisdictional Trucking Agreement\*\*? If so, in which provinces?
- If the accident occurred during a flight, over which province, state or country did it occur?

**Benefits cannot be received from both Alberta and the other province or territory.** If you chose to claim in Alberta, the [Election to Claim Under the Act form](#) must be completed and signed by you. Once this form is received, the claim can continue to be processed. If the form is not received within 30 days from the date-of-accident, it will be assumed you chose to claim with the other jurisdiction.

*\*\* If you are a truck driver and are injured in a motor-vehicle accident you have the choice to claim your injury in either Alberta or in the province in which the accident occurred. This is according to the Interjurisdictional Trucking Agreement between all provinces and territories.*

The Worker's Report of Accident forms must still be completed.

You can reference the *Workers' Compensation Act* at:  
<http://www.wcb.ab.ca/public/policy/legislation.asp>