

Central South Region  
**INFORMATION**  
**DÉNONCIATION**

ONTARIO COURT OF JUSTICE  
COUR DE JUSTICE DE L'ONTARIO  
PROVINCE OF ONTARIO  
PROVINCE DE L'ONTARIO  
Central South / Centre-Sud  
(Region / Région)

Under Section 23 of the *Provincial Offences Act*  
En vertu de l'article 23 de la Loi sur les infractions provinciales

Form / Formule 105  
Courts of Justice Act  
Loi sur les tribunaux judiciaires  
R.R.O / L.R.O. 1990  
O.Reg. / Règl. de l'Ont. O. 200

This is the information of Suzette Earhart  
Dénonciation déposée par  
of Ministry of Labour , Health & Safety Inspector  
de (occupation / profession)

I have reasonable and probable grounds to believe and do believe that / J'ai des motifs raisonnables de croire et je crois effectivement que  
Scotlynn Sweetpac Growers Inc. 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0  
(name / nom)

between the / entre le 13<sup>th</sup> day of May 2020, and the 10<sup>th</sup> day of / jour de August, yr. / an 2020,  
at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario  
à (location / lieu)

did commit the offence of  
a commis l'infraction de  
failing as an employer to take every precaution reasonable in the circumstances for the protection of a worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(h) of the Occupational Health and Safety Act, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to take the reasonable precaution of ensuring that alternative measures were taken, such as the use of masks or face coverings and/or barriers, where workers did not maintain a physical distance of at least two metres from others, to protect workers from the transmission of COVID-19 at the workplace.

2. AND FURTHER THAT Scotlynn Sweetpac Growers Inc., 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, on or about the 25th day of June, 2020 and/or the 8th day of July, 2020 and/or the 24th day of July, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as an employer to take every precaution reasonable in the circumstances for the protection of a worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(h) of the Occupational Health and Safety Act, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to take the reasonable precaution of ensuring that alternative measures were taken, such as the use of masks or face coverings and/or barriers, where workers did not maintain a physical distance of at least two metres from others, to protect workers from the transmission of COVID-19 at the workplace.

3. AND FURTHER THAT Scotlynn Sweetpac Growers Inc., 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, between the 13th day of May, 2020 and the 10th day of August, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as an employer to provide information, instruction and supervision to a worker to protect the health or safety of the worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(a) of the Occupational Health and Safety Act, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to provide information and/or instruction and/or supervision to a worker regarding the importance of maintaining a physical distance of at least two metres from others, to protect workers from the transmission of COVID-19 at the workplace.

- \*\*See Page 2 of Information for charges 4, 5 & 6
- \*\*See Page 3 of Information for charges 7, 8 & 9
- \*\*See Page 4 of Information for charges 10, 11 & 12
- \*\*See Page 5 of Information for charges 13, 14, & 15
- \*\*See Page 6 of Information for charges 16, 17 & 18
- \*\*See Page 7 of Information for charges 19 & 20

contrary to Occupational Health and Safety Act R.S.O. 1990, c.O.1, as amended section 25(2)(h); 25(2)(a); 32(a)  
contrairement à(au) article

LONG FORM – TWO OR MORE CHARGES  
FORMULE COMPLÈTE – DEUX ACCUSATIONS OU PLUS

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4. **AND FURTHER THAT** Scotlynn Sweetpac Growers Inc., 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, between the 13<sup>th</sup> day of May, 2020 and the 10<sup>th</sup> day of August, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as an employer to provide information, instruction and supervision to a worker to protect the health or safety of the worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(a) of the *Occupational Health and Safety Act*, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to provide information and/or instruction and/or supervision to a worker regarding the proper use of masks or face coverings when a physical distance of at least two metres was not maintained from others, to protect workers from the transmission of COVID-19 at the workplace.

5. **AND FURTHER THAT** Scotlynn Sweetpac Growers Inc., 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, between the 13<sup>th</sup> day of May, 2020 and the 10<sup>th</sup> day of August, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as an employer to take every precaution reasonable in the circumstances for the protection of a worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(h) of the *Occupational Health and Safety Act*, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to take the reasonable precaution of providing workers in the fields with reasonable access to hand hygiene facilities and/or hand hygiene products to protect workers from the transmission of COVID-19 at the workplace.

6. **AND FURTHER THAT** Scotlynn Sweetpac Growers Inc., 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, between the 13<sup>th</sup> day of May, 2020 and the 10<sup>th</sup> day of August, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as an employer to provide information, instruction and supervision to a worker to protect the health or safety of the worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(a) of the *Occupational Health and Safety Act*, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to provide information and/or instruction and/or supervision to a worker regarding the use of hand hygiene to protect workers from the transmission of COVID-19 at the workplace.

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7. **AND FURTHER THAT** Scotlynn Sweetpac Growers Inc., 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, between the 13<sup>th</sup> day of May, 2020 and the 10<sup>th</sup> day of August, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as an employer to take every precaution reasonable in the circumstances for the protection of a worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(h) of the *Occupational Health and Safety Act*, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to take the reasonable precaution of cleaning and/or disinfecting high-touch surfaces, equipment and/or tools to protect workers from the transmission of COVID-19 at the workplace.

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Particulars: The defendant failed to take the reasonable precaution of ensuring that people who have a higher likelihood of transmitting COVID-19 were identified and excluded from the workplace to protect workers from the transmission of COVID-19 at the workplace.

9. **AND FURTHER THAT** Scotlynn Sweetpac Growers Inc., 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, between the 13<sup>th</sup> day of May, 2020 and the 10<sup>th</sup> day of August, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as an employer to provide information, instruction and supervision to a worker to protect the health or safety of the worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(a) of the *Occupational Health and Safety Act*, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to provide information and/or instruction and/or supervision to a worker regarding proper self-monitoring for, and/or reporting risks or symptoms of, COVID-19 exposure to protect workers from the transmission of COVID-19 at the workplace.

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10. **AND FURTHER THAT** Scotlynn Sweetpac Growers Inc., 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, between the 13<sup>th</sup> day of May, 2020 and the 1<sup>st</sup> day of June, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as an employer to take every precaution reasonable in the circumstances for the protection of a worker at a workplace located at 1150 Vittoria Road, Vittoria, Ontario, contrary to section 25(2)(h) of the *Occupational Health and Safety Act*, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to take the reasonable precaution of isolating COVID-19 symptomatic workers from other workers to protect workers from the transmission of COVID-19 at the workplace.

11. **AND FURTHER THAT** Scott Biddle, 1150 Vittoria Rd., RR1, Vittoria, Ontario, N0E 1W0, between the 13<sup>th</sup> day of May, 2020 and the 10<sup>th</sup> day of August, 2020, at the municipality of Norfolk County, in the Central South Region, in the Province of Ontario, did commit the offence of failing as a director and/or officer of Scotlynn Sweetpac Growers Inc. to take all reasonable care to ensure that the corporation complies with section 25(2)(h) of the *Occupational Health and Safety Act*, R.S.O. 1990, c.O.1, as amended, contrary to section 32(a) of the *Occupational Health and Safety Act*, R.S.O. 1990, c.O.1, as amended.

Particulars: The defendant failed to take all reasonable care to ensure that Scotlynn Sweetpac Growers Inc. took the reasonable precaution of ensuring that alternative measures were taken, such as the use of masks or face coverings and/or barriers, where workers did not maintain a physical distance of at least two metres from others, to protect workers from the transmission of COVID-19 at the workplace.

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