

# **Public Safety Appeal Board**

**Annual Activity Report  
2010-11**

**FOR MORE INFORMATION:**

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**REFERENCE PERIOD**

This report covers the period April 1, 2010 through March 31, 2011,  
the fiscal year of the Public Safety Appeal Board.

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## Minister's Message

In compliance with the *Transparency and Accountability Act* I am pleased to provide you with the 2010-11 Annual Activity Report for the Public Safety Appeal Board. The Act categorizes the Board as a category three government entity and requires the submission of an annual report.

The Public Safety Appeal Board was vacant in 2010-11. Further, there were no appeals made during this period. Thus, there is no progress to report for this fiscal year. The fact that the Board was not constituted did not present an issue given there were no appeals. It is expected that appointments to the Board will be made in fiscal year 2011-12.

Yours truly,

A handwritten signature in black ink, appearing to read 'Paul Davis', written in a cursive style.

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**Paul Davis**  
Minister

## **Government Entity Overview**

### **Mandate**

The Public Safety Appeal Board is established under the *Public Safety Act* (“the Act”) to hear appeals from people who believe they have been wrongly treated regarding an order, notice, decision or action of the Chief Inspector of Amusement Rides and Elevating Devices, Boiler and Pressure Vessel Systems or Electrical systems. The Board is an independent, quasi-judicial body which has the function of hearing and adjudicating an appeal, and may confirm, revoke or vary the notice, order, decision or action of the Chief Inspector. The Board meets only when an appeal has been filed pursuant to section 26 of the Act. The Board makes its decisions based on review of the written and oral submissions and documents. Section 25(1) of the Act allows the Lieutenant-Governor in Council to appoint five members, based upon the recommendation of the minister, to make decisions regarding a person aggrieved by an action taken under the Act or its associated regulations. Pursuant to section 25(2) of the Act, the Lieutenant-Governor in Council, based upon the recommendation of the minister, shall appoint from among the five members, one person to act as the chairperson.

### **Vision**

The vision of the Department of Government Services is “Newfoundlanders and Labradorians living and working in a healthy and safe environment with access to an open, fair, and responsive regulatory system.”

The Public Safety Appeal Board supports the department’s vision by ensuring the fair and equitable application of its mandate as outlined in the legislation.

### **Values**

In order for the Public Safety Appeal Board to fairly administer its mandate, it is important that a high level of trust and confidence in the independence of the Board be maintained. The action statements below speak to how the values are reflected in the conduct of the Board.

*Independence:* It is important that the Board maintain and be perceived by its clients to have complete independence from the Chief Inspectors of the Department in making its decisions.

*Objectivity:* The Board will provide services to the public with integrity and fairness. The Board commits to dealing with all clients in an equitable and unbiased manner.

### **Mission**

By 2011, the Department of Government Services will have improved citizen protection in the areas of public health and safety, worker health and safety and consumer interests. *For more information, see the department’s Strategic Plan for 2008-2011, at <http://www.servicenl.gov.nl.ca/publications>.*

The Public Safety Appeal Board contributes to the Department’s mission by helping to ensure public safety pursuant to its mandate.

### **Primary Clients**

The Public Safety Appeal Board's clients are the manufacturers, operators, and/or installers of various systems, such as electrical, boilers/pressure vessels and compressed gas systems, elevating devices, and amusement rides, who believe they have been aggrieved by a decision of the Chief Inspector.

### **Revenues and Expenditures**

In fiscal year 2010-11, the Public Safety Appeal Board had no revenues or expenditures. The Public Safety Appeal Board is not required to submit audited financial statements.

## **Outcomes of Objectives**

The Public Safety Appeal Board meets only when an appeal has been filed pursuant to Section 26 of the *Public Safety Act*. No appeals were filed in fiscal year 2010-11.

### **Objective:**

By 2009, 2010, and 2011, the Public Safety Appeal Board will have processed all appeals it has received.

**Measure:** All appeals processed.

### **Indicators:**

- Appeals received
- Appeal Board convened
- Appeals considered and decided
- Decision of Appeal Board communicated to relevant parties

The Public Safety Appeal Board was vacant in 2010-11. Moreover, no appeals were filed in fiscal year 2010-11. Thus, there is no progress to report for this fiscal year. It is expected that appointments to the Board will be made in fiscal year 2011-12.

## **Opportunities and Challenges Ahead**

It is expected that the appointments to the Board will be made in fiscal year 2011-12 at which time an Activity Plan for the 2011-14 planning cycle will be prepared.