



**Activity Plan
2020-23**

**Buildings
Accessibility
Appeal Tribunal**

Chair's Message

Dear Minister:

I am pleased to submit this Activity Plan for the activities of the Buildings Accessibility Appeal Tribunal (the "tribunal") for the fiscal years 2020-23. This plan is prepared in accordance with the **Transparency and Accountability Act** pursuant to which the tribunal has been categorized as a Category 3 government entity and which requires the tribunal to prepare a performance-based activity plan. In developing this plan, the tribunal has considered the strategic directions of Government. The tribunal is accountable for the preparation of this plan and for the achievement of its objectives.

The tribunal's objective is to process all appeals in accordance with the requirements of the **Buildings Accessibility Act** and its associated regulations. We look forward to achieving this objective throughout the 2020-23 planning period.

Regards,



Michael Duffy

Chair

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Overview

The Buildings Accessibility Appeal Tribunal (the “tribunal”) is an independent, quasi-judicial body which has the function of hearing and adjudicating an appeal made under section 23 of the **Buildings Accessibility Act**. The tribunal, after hearing an appeal, may confirm, revoke or vary the action taken by the Director of Engineering and Inspection Services, with respect to administration of the Act and Regulations. The tribunal is appointed by the Lieutenant Governor in Council under the authority of section 20 of the Act. It is comprised of five members including a chairperson, a vice-chairperson and three persons, one of whom shall be a representative of persons with disabilities.

Mandate

The tribunal's mandate is to hear and adjudicate appeals of notices, decisions, directions or orders confirmed or varied by the Director of Engineering and Inspection Services with respect to buildings accessibility. Decisions of the tribunal are based on a review of written and oral submissions and documents and may be appealed to the courts. The tribunal convenes only when an appeal has been filed.

Primary Clients

The tribunal's clients are contractors, builders, owners and designers of buildings that are subject to the requirements of the Act and believe they have been aggrieved by a decision of the director.

Objective

The following objective represents the focus of the tribunal in each of the years of this plan and includes performance measurement information (i.e. measures and indicators) to assist the entity and the public in monitoring and evaluating success. The tribunal's principal function is adjudicative. The Chair and the members fulfill this function.

Objective: By March 31, 2021, 2022 and 2023, the Buildings Accessibility Appeal Tribunal will have processed all appeals it has received in accordance with the requirements of the **Buildings Accessibility Act**.

Indicators:

- Number of appeal hearings commenced not later than 30 days after receipt of written notice of appeal.
- Number appeal decisions provided to appellant in writing within 45 days of hearing appeal.



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