



Activity Plan

2017-20

Financial Services
Appeal Board

Chair's Message

Dear Minister:

I am pleased to submit this Activity Plan for the activities of the Financial Services Appeal Board (the "board") for the fiscal years 2017-20. This plan is prepared in accordance with the *Transparency and Accountability Act* pursuant to which the board has been categorized as a Category 3 government entity and which requires the board to prepare a performance-based activity plan. In developing this plan, the board has considered the strategic direction of Government. The board is accountable for the preparation of this plan and for the achievement of its objectives.

The board is primarily mandated to hear appeals from persons impacted by a decision or order as per the *Financial Services Appeal Board Act*. We look forward to fulfilling this mandate throughout the 2017-20 planning period.

Regards,

A handwritten signature in black ink, appearing to read "Stacy MacDonald", written over a horizontal line.

Stacy G. MacDonald

Chair

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Overview

The Financial Services Appeal Board is appointed by the Lieutenant-Governor in Council under the authority of section 3 of the *Financial Services Appeal Board Act* (the “Act”). The board, after hearing an appeal, may confirm, revoke or suspend the order or decision that is the subject of the appeal. The board is comprised of five members and pursuant to section 4 of the Act, the Lieutenant-Governor in Council, upon recommendation by the minister, shall appoint one member to act as the Chairperson. This public body, which is funded by Service NL, is intended only to hear appeals.

Mandate

The mandate of the board is to hear appeals from persons impacted by a decision or order made by the Superintendent of Securities under the *Securities Act*; the Superintendent of Insurance under the *Insurance Adjusters, Agents and Brokers Act* and the *Insurance Companies Act*; the Superintendent of Real Estate Agents and Salespersons under the *Real Estate Trading Act*; and the Registrar of Mortgage Brokers under the *Mortgage Brokers Act*.

Primary Clients

The board’s clients are licensees or registrants and people applying for registrations and licenses under the *Securities Act*; *Insurance Adjusters, Agents and Brokers Act*; *Insurance Companies Act*; *Real Estate Trading Act* and the *Mortgage Brokers Act*. The board’s clients are subject to the requirements of the Acts referenced above and believe they have been aggrieved by a decision of the Superintendent or the Registrar.

Objectives

The following objectives represent the focus of the board in each of the years of this plan and include performance measurement information (i.e. measures and indicators) to assist the entity and the public in monitoring and evaluating success. The board’s principal function is adjudicative. The Chair and the members fulfill this function.

Objective One: By March 31, 2018, 2019 and 2020, the Financial Services Appeal Board will have fulfilled all the requirements under the *Financial Services Appeal Board Act* by hearing appeals on matters pertaining to licensing and registration under the *Securities Act*; the *Insurance Adjusters, Agents and Brokers Act*; the *Insurance Companies Act*; the *Real Estate Trading Act*; and the *Mortgage Brokers Act*, as per its mandate.

Indicator: Hearing of appeals.

Objective Two: By March 31, 2018, 2019 and 2020, the Financial Services Appeal Board will have commenced all appeals it has received in accordance with the requirements of the *Financial Services Appeal Board Act*.

Indicator: Hearing of appeal commenced not later than 90 days after receipt of written notice of appeal.



Service NL