

APPEAL PROCESS AND PROCEDURES - REVIEW/APPEAL BODIES, POLICY, PROCESS AND PROCEDURES

	External Review/ Appeal Bodies *	Internal Review/ Appeal Bodies	Review/Appeal Policy	Additional Review/Appeal information at:	Section of Act
AB	Appeal(s) Commission ¹	Dispute Resolution and Decision Review Body ²	The Review and Appeal Process Policy 01-07, Mandate: Office of the Appeals Advisor Policy 01-08 Part II – Interaction with the Review and Appeal Processes	Workers – Questioning a claim decision Employer – Questioning a WCB-Alberta claim decision Office of the Appeals Advisor Request for review form	Workers' Compensation Act (s. 10-13, 13.1-13.5, 21(3), 45, 46, 46.1, 46.6, 119, 120)
BC	Appeal(s) Tribunal	Review Division	Review Division – Practices and Procedures Rehabilitation Services and Claims Manual - Chapter 13 – Reviews and Appeals	Review and appeal Claim review and appeal for workers and dependants Claim review and appeal for employers Health and safety enforcement review and appeals Review Division Search Review Division decisions Search Appeal Division decisions Review and Appeal Resources Assessment decision review and appeal	Workers Compensation Act (s. 94, 94.1, 96.2, 96.3, 96.4, 96.5, 99, 221, 231–260)
MB	Appeal(s) Commission ¹	The WCB ³	Policy 21.00, Review Office Policy 21.05.10, Reconsideration of Assessment-Related Decisions	Fact Sheet – Review Office Manitoba Regulation 279/91, Appeal Commission Rules of Procedure Appeal Commission	Workers Compensation Act (s. 60, 60.1, 60.2, 60.3, 60.7, 60.8, 60.91, 67, 101, 108, 109.5)
NB		Appeals Tribunal	Policy No. 41-010 Governance – Board of Directors' Principles for Governing the Appeals Tribunal Fee Schedule No. 49-200 Release of Transcripts and Recordings of Appeals Tribunal Hearings Fee Schedule No. 49-310 Release of Appeals Tribunal Decisions	Appeals	Workers' Compensation Act (s. 34, 83.1, 83.2, 88) Workplace Health, Safety and Compensation Commission Act (s. 20, 21, 22, 23)

* Functions independently of Board or Commission

1 Second and final level of appeal in Alberta and Manitoba.

2 First level of appeal.

3 In Manitoba, the Review Office and Assessment Committee are the first levels in the appeals process.

Source: Association of Workers' Compensation Boards of Canada – 2011

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	External Review/ Appeal Bodies *	Internal Review/ Appeal Bodies	Review/Appeal Policy	Additional Review/Appeal information at:	Section of Act
NL	Workplace Health, Safety and Compensation Review Division	Internal Review Division	Policy AP-01 Internal Review	Brochure - Internal Review WHSCC - Appealing a decision : WHSCRD Employer Related Documents WHSCC - Appealing a decision : WHSCRD Worker Related Documents	Workplace Health, Safety and Compensation Act (s. 20.7 - 37)
NT/ NU	Appeal(s) Tribunal	Review Committee	08.01 Reviewing and Appealing Decisions	Workers – Review and Appeals Employers – Review and Appeals	Workers' Compensation Act (s. 112 - 132)
NS	Appeal(s) Tribunal	Internal Appeals Dept.	Policies: 8.1.3R2: Appeals and Referral to a Hearing Officer ; 8.1.4R: Participants in an Appeal 8.1.6: Referrals to Medical Review Commission 8.1.7R1: Reconsiderations Pursuant to s. 185(2) Where a Final Decision of the Board Addressing an Issue Has Been Rendered ; 8.1.8: Requests for reconsideration pursuant to former s.196 of Chapter 10 of the Acts of 1994-1995 8.2.1: Adjournment and Referral of Appeal by Hearing Officer to Chair of Board of Directors ; and 8.2.2: Interim Awards During Adjournment	Workers - Appealing a Decision Employers – Appealing a Decision Brochure – When you have a question about your decision – A guide to the WCB appeals process	Workers' Compensation Act (s. 197-206, 238-240, 243-252, 255-256, 259-262, 267, 271)
ON	Workplace Safety and Insurance Appeals Tribunal	Appeals Branch ⁴	Policy 11-01-14, Reconsiderations of Decisions	Worker Appeals Employer Appeals Appeals System Practice and Procedures	Workplace Safety and Insurance Act (s. 120-134, 173-175, 176)
PE	Appeal(s) Tribunal	Internal Reconsideration Officer	POL-48, "Internal Reconsideration" POL-88, "Workers Compensation Appeal Tribunal Decision Implementation"	Appeals Guide to Internal Reconsideration Workers Compensation Appeal Tribunal	Workers' Compensation Act (s. 56, 56.1, 56.2, 85)

4 Appeal Resolution Officers.

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QC	Commission des lésions professionnelles	Administrative Review Department		Appel : Accueil : CLP - Commission des lésions professionnelles	Act Respecting Industrial Accidents and Occupational Diseases (s. 349-351, 358-358.5, 359, 359.1, 361-362, 367, 369-374, 377, 378, 429.49 to 429.59, 579)
SK		Appeals Division (first level of appeal) Board Appeal Tribunal (second level of appeal) Medical Review Panel (medical questions only) Assessment Committee	POL 31/2010, Appeals POL 13/91 – Reversing Decisions POL 05/2005 – Appeals – Charter & Constitutional Issues POL 18/2010 – Medical Review Panels POL 32/2010, Appeals – Employer Accounts	Appeals Workers: Appeal a Decision Employers: Appeal a Decision Industry Association Appeals	Workers' Compensation Act, 1979 (s. 21, 60-65, 104, 161, 166, 168)
YT	Appeal(s) Tribunal ⁵	Hearing Officer or panel Appeal Panel ⁶	AP-01 , AP-02 , and AP-03	Worker Information - Appeals Employer Information - Appeals Workers' Compensation Appeal Tribunal	Workers' Compensation Act (Part 9, Appeals and Part 10, Appeal Tribunal)

Courts

Only in very restricted cases are the courts an avenue of appeal. See [Exclusive Jurisdiction](#), and [Appeal to Court](#). Also see [General Appeal Info](#).

Advisors

See '[Advisors](#)' table for additional information on advisors.

Mediation

See '[Mediation](#)' table for information on mediation at the Workers' Compensation Boards/Commissions.

5 Final level of appeal for claims decisions.

6 Final level of appeal for assessment or OH&S matters.

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