



YUKON WORKERS'
COMPENSATION
HEALTH AND
SAFETY BOARD

SUBJECT: PROCEDURES ON A REVIEW HEARING POLICY NO.: GC-05 -03

BOARD APPROVAL: *Debi Signe Q*

REVOKED

APPROVAL DATE: April 10, 2001

AUG 27 2002

BOARD ORDER NO.:

EFFECTIVE DATE: *Apr 10 2001*

POLICY STATEMENT

SECTION **18.3(8), 18.3(9), 18.3(10)**
REFERENCE: ***Workers Compensation Act***

POLICY: **PROCEDURES ON A REVIEW HEARING**

GENERAL INFORMATION

The Workers' Compensation Act requires that members of the Board consider the decision of the Appeal Tribunal and whether they have properly applied Board policies or whether the Appeal Tribunal failed to comply with the provisions of the Act or regulations.

The members of the Board recognize the time constraints contained in Section 19.1 of the Workers' Compensation Act, that the Board must either implement a decision of a Hearing Officer or an Appeal Tribunal within 30 days or provide the Hearing Officer or Appeal Tribunal with an implementation plan within 30 days from the date of the decision of the Hearing Officer or Appeal Tribunal (the "decision").

PROCEDURE

Where the members of the Board determine that an Appeal Tribunal has not properly applied the policies or has failed to comply with the provisions of the Act or the regulations, within 30 days of the date of the decision they must:

- direct the appeal committee to rehear the appeal,
- give reasons for this direction in a "rehearing letter", and
- stay the decision.

When a rehearing letter is sent, the Board shall provide a copy of the letter to the worker, or the dependant of a deceased worker, and the

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worker's employer. A copy of the stay shall accompany the letter. A copy of both the letter and the stay shall be placed on the worker's file.

REVOKED

AUG 27 2002

Board Approval	
	
Signature	Date