



Digital Government and Service NL

# Buildings Accessibility Appeal Tribunal

Activity Plan  
2023-26

For more information:

Website: [www.gov.nl.ca/dgsnl/](http://www.gov.nl.ca/dgsnl/)  
Digital Government and Service NL  
P.O. Box 8700, Confederation Building  
St. John's, NL A1B 4J6  
Telephone: 709.729.4834 Fax: 709.729.4754  
E-mail: [serviceninfo@gov.nl.ca](mailto:serviceninfo@gov.nl.ca)

**REFERENCE PERIOD**

This plan covers the fiscal period of April 1, 2023 through to  
March 31, 2026.

## Chairperson's Message

As Chair of the Buildings Accessibility Appeal Tribunal (the Tribunal), I am pleased to submit this Activity Plan for the fiscal years 2023-26. This Plan is prepared in accordance with the **Transparency and Accountability Act**, which requires the Tribunal to prepare a performance-based activity plan based on its categorization as a Category 3 Government entity. 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 2023-2026 planning period.

Regards,

A handwritten signature in blue ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.

Michael Duffy

Chairperson

**Table of Contents**

**Overview ..... 1**

**Vision ..... 1**

**Mandate ..... 1**

**Primary Clients ..... 1**

**Objective ..... 2**

**Indicators ..... 2**

## **Overview**

The Buildings Accessibility Appeal Tribunal (the Tribunal) is an independent, quasi-judicial body that has the function of hearing and adjudicating an appeal made under section 23 of the **Buildings Accessibility Act** (the 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 building 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.

## **Vision**

The Tribunal works to ensure the fair and equitable application of its mandate as outlined in the legislation.

## **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 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.

By March 31, 2024, 2025, and 2026, the Tribunal will have processed all appeals it has received in accordance with the requirements of the Act.

## **Indicators**

- Pursuant to subsection 23(2) of the Act, the number of appeal hearings commenced not later than 30 days after receipt of written notice of appeal.
- Pursuant to subsection 23(2) of the Act, the number of appeal decisions provided to appellant in writing within 45 days of hearing appeal.



**Digital Government and Service NL**