

**Workplace Safety and Insurance
Appeals Tribunal**

505 University Avenue 7th Floor
Toronto ON M5G 2P2
Tel: (416) 314-8800
Fax: (416) 326-5164
TTY: (416) 212-7035
Toll-free within Ontario:
1-888-618-8846

Web Site: www.wsiat.on.ca

**Tribunal d'appel de la sécurité professionnelle
et de l'assurance contre les accidents du travail**

505, avenue University, 7^e étage
Toronto ON M5G 2P2
Tél. : (416) 314-8800
Télééc. : (416) 326-5164
ATS : (416) 212-7035
Numéro sans frais dans les limites
de l'Ontario : 1-888-618-8846

Site Web : www.wsiat.on.ca



Workplace Safety and Insurance Appeals Tribunal

Quarterly Production and Activity Report

January 1 to March 31, 2018

Caseload Reduction: Progress.....	2
Case Management Summary.....	3
Production Tables and Charts.....	5

Caseload Reduction: Progress

During 2017, the Tribunal made significant progress reducing the caseload to 6,032 appeals; a reduction of over 2,000 appeals or 26% from the start of the year. The work of adjudicators and staff, with the support of the Ministry of Labour and the representative community, is also reflected in the reduction for the overall time to first offered hearing date during the year. During the first three (3) months of 2018, the caseload and timelines continued to improve.

Positive trends that have continued into 2018:

- New adjudicators joined the Tribunal roster;
- The active case inventory continues to decline; and
- The overall time to first offered hearing date has declined.

What to expect in 2018:

- A continued focus on reasoned decisions;
- Hearings in the regional centres to achieve balance in the time to hearing across the province; and
- Work to review and update the appeal process, including the reconsideration process.

Thank you for your continued support and cooperation as the Tribunal works to reduce the timelines to hearing and resolution.

If there are questions about timelines in a particular case, please contact the Tribunal's Call Centre at 416-314-8800.

Representatives are asked to avoid late or last minute adjournment requests and withdrawals. Providing sufficient notice of concerns with a hearing date enables the Tribunal to reallocate adjudicator resources to other appeals and effectively use adjudicator time.

As an adjudicative agency in Ontario, and the final level of appeal in the WSI system, the Tribunal focusses on quality adjudication and reasoned decisions, supported by strong process, developed and implemented consistent with the rules of natural justice.

Case Management Summary

At the end of the first quarter 2018, the active inventory totaled 5,465 appeals. The active inventory at the end of the fourth quarter of 2017 was 6,032 appeals.

Incoming Appeals

Incoming appeals for Q1-2018 numbered 694; of these, 562 were appeals from WSIB decisions, and 132 appellants advised they were ready to proceed to hearing following a period of inactive status. In 2017, incoming appeals averaged 809.5 per quarter.

The weekly average of hearing-ready appellants in Q1-2018 is 64. This figure excludes cases reactivated from the Inactive status. In 2017, the weekly average of hearing-ready appellants was 58, excluding reactivations.

Dispositions

Dispositions in Q1-2018 totaled 1,399. This includes 430 dispositions in the pre-hearing areas resulting from dispute-resolution (ADR) efforts, and 969 after-hearing dispositions; of the after-hearing dispositions, 948 followed from Tribunal decisions.

OIC Adjudicator Roster

During Q1-2018, 8 new Members and 4 new Vice-Chairs were appointed to the Tribunal. At the end of March, the adjudicator roster was comprised of 74 Vice-Chairs and 34 Members.

Inactive Inventory

At the end of Q1-2018, the inactive inventory was 1,413 cases. The inactive inventory at the end of the fourth quarter in 2017 was 1,482 cases.

Decisions Released within 120 Days

For the year to date ending Q1-2018, 87% of final decisions were released within 120 days. Comparisons to earlier years can be found in section F: Production Charts.

Timelines

At the end of the first quarter, the work to reduce the caseload is resulting in improvement to the time to hearing demonstrated in the median time to first offered hearing date.

In the first quarter, the median time to first offered hearing date was 12.7 months. The annual figure for 2017 was a median time to first offered hearing date of 16.6 months.

The goal for the caseload reduction period is to reduce the time to first offered hearing date to 9-10 months. For 2018, the aim is for all the hearing centres to have a time to first offered hearing date within 12 months.

The Tribunal also monitors the percent of dispositions achieved within 9 months, and includes 12 and 18 months in the activity report to enable the community to monitor progress to improve timelines. At the end of the first quarter 2018, there was modest improvement in all three timeframes.

The Notice of Appeal Process

The Tribunal's Notice of Appeal (NOA) process places responsibility in the hands of the parties and representatives to advance a case, and requires appellants to confirm their readiness to proceed (by filing a Confirmation of Appeal) with their appeals within two years of completing the NOA. The notice (NOA) inventory includes "dormant" cases that are tracked as part of the Tribunal's case management. Many are expected to close as abandoned appeals after a two-year period expires. At the end of Q1-2018, the notice inventory included 995 dormant cases, the active inventory totaled 5,465 cases, and the inactive inventory totaled 1,413 cases.

Production Tables and Charts

A. Active Inventory End of Quarter

Period	Active Inventory
Q1-2017	7661
Q2-2017	7152
Q3-2017	6536
Q4-2017	6032
Q1-2018	5465

B. Incoming Appeals

Period	Incoming Appeals
Q1-2017	850
Q2-2017	841
Q3-2017	799
Q4-2017	748
Q1-2018	694

C. Dispositions

Period	Dispositions – Total	Pre-hearing	After Hearing
Q1-2017	1372	437	935
Q2-2017	1387	407	980
Q3-2017	1377	391	986
Q4-2017	1327	374	953
Q1-2018	1399	430	969

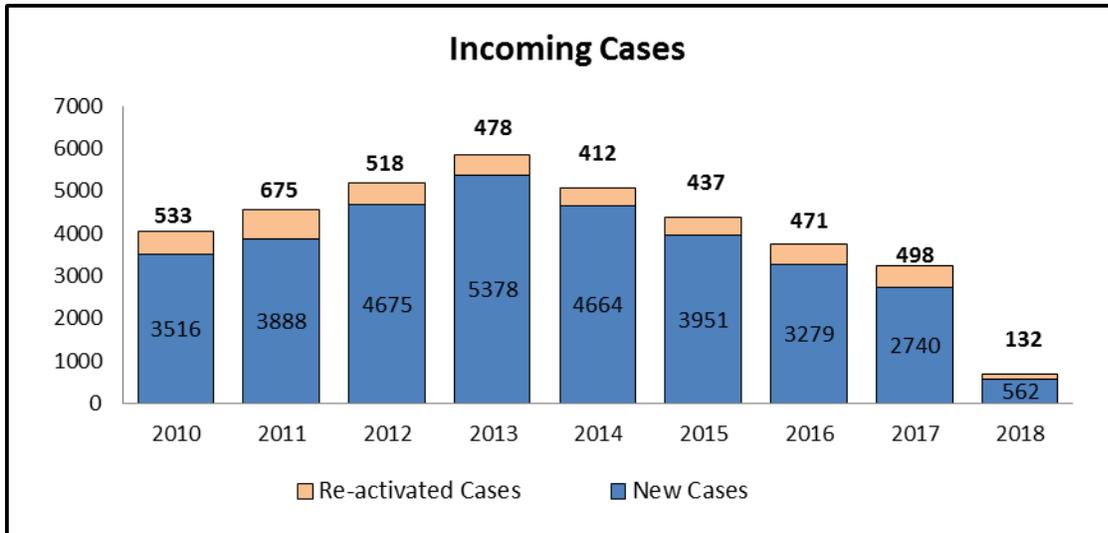
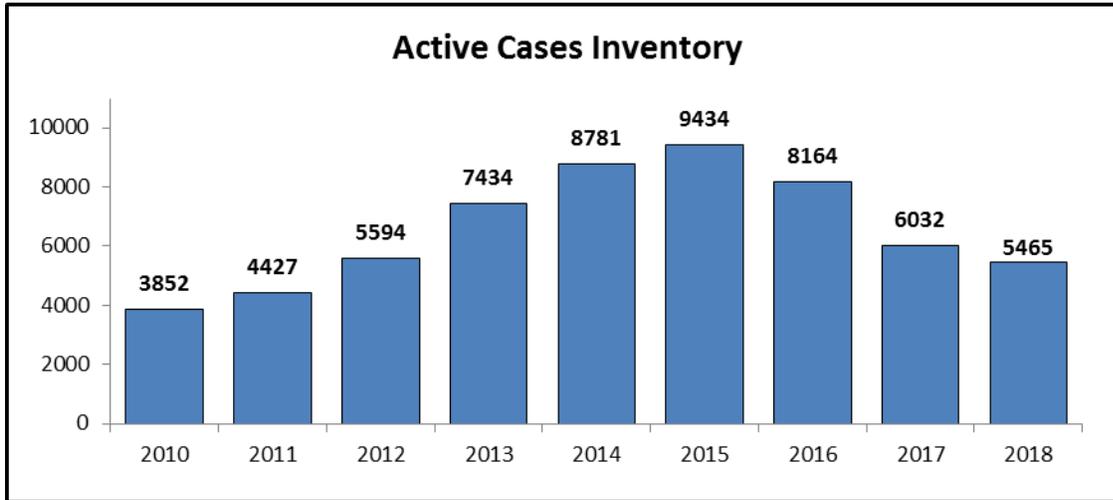
D. Inactive Inventory

Period	Inactive Inventory
Q1-2017	1694
Q2-2017	1704
Q3-2017	1634
Q4-2017	1482
Q1-2018	1413

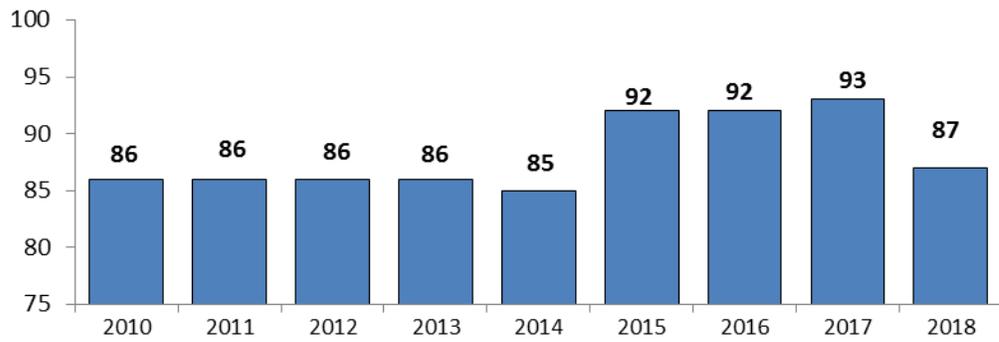
E. Notice of Appeal (Dormant cases)

Period	Total Dormant	Change from Previous Quarter
Q1-2017	1207	-19
Q2-2017	1170	-37
Q3-2017	1208	38
Q4-2017	1133	-75
Q1-2018	995	-138

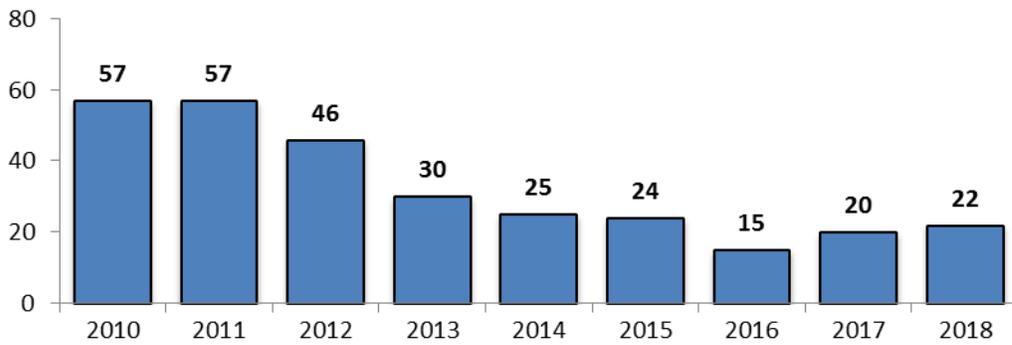
F. Production Charts: From 2010 to 2018

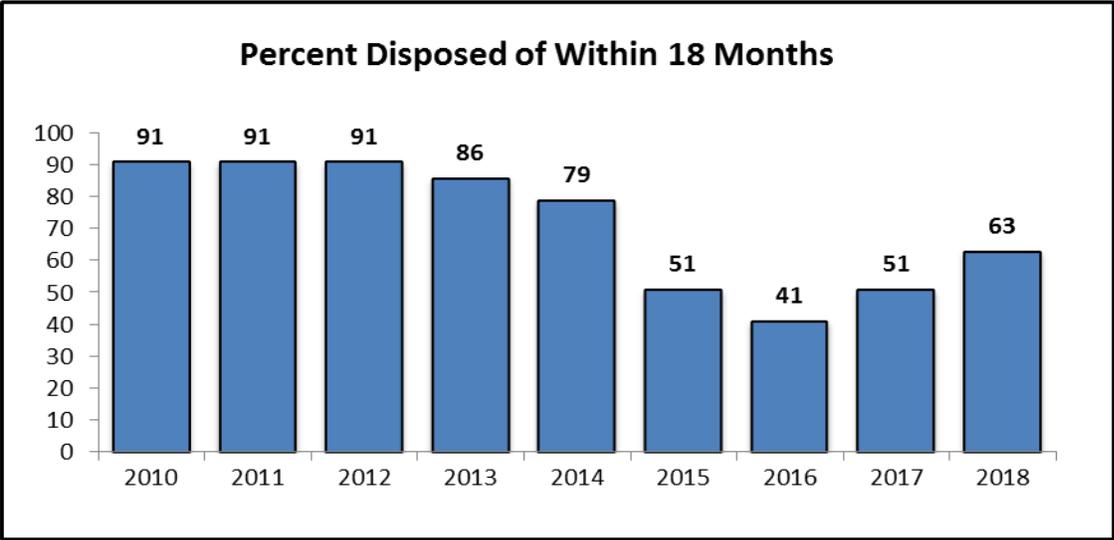
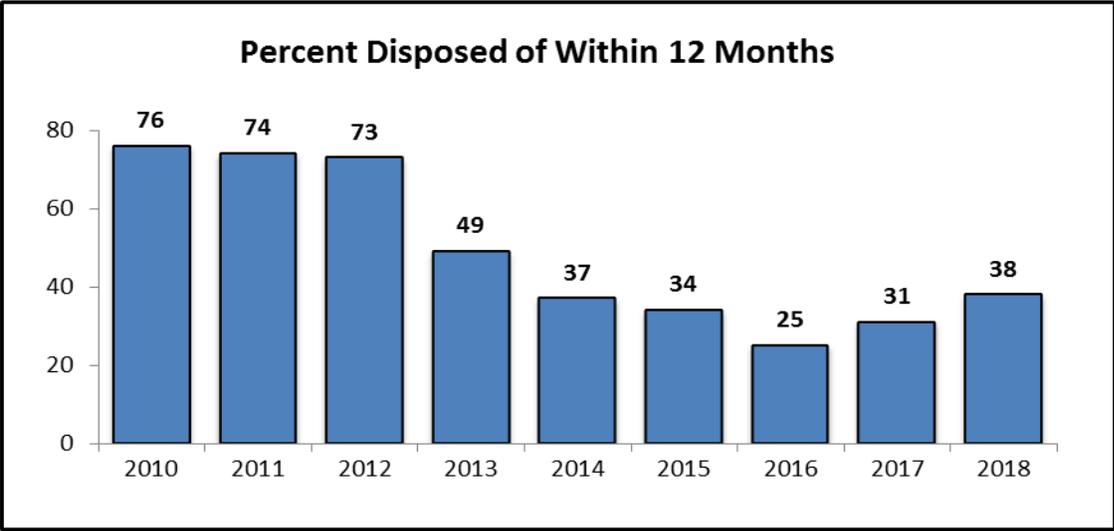


Final Decisions % Released Within 120 Days



Percent Disposed of Within 9 Months





First Offered Hearing Date (median age months)

