



A webinar presented by the Office of the Registrar

'HRPA's Appeal Process'

October 9, 2019

Will there be (or could there be) some examples given of why a member would want to go through the appeal process? What are some types of decisions made?

A full list of what decisions may be appealed is listed in section 22.02 of our [by-laws](#). Please keep in mind that the Appeal Committee is looking at whether or not there was an error in process or a denial of natural justice in the original decision. If you are simply unhappy with the original decision, it is not grounds for an appeal.

What is the % of success for appeals? Do many cases actually result in a change in decision or is it very unlikely?

There are some appeals where the original decision is overturned. In those cases, the Appeal Committee may send the application back to a new panel of the original committee for reassessment. Another option the Appeal Committee has at their disposal is that they have the power to make any decision or order that could have been made by the original committee or Registrar.

The majority of the appeals that are reviewed by a panel of the Appeal Committee uphold the original decision. However, the reason the majority of the original decisions are upheld is because of the Alternate Resolution Process. Once an appeal has been approved to move forward through the appeal process by the Chair of the Appeal Committee, the appeal will then go to the Registrar for HRPAs response. If the Registrar is of the opinion that the appellant shown that there was a procedural error or a denial of natural justice, the Registrar may extend an offer to the appellant to settle the appeal. If the appellant decides to accept the deal, the appeal is then closed.

For a detailed breakdown of how many appeals were upheld or overturned each quarter, please view our quarterly reports: <https://www.hrpa.ca/professionalregulation/Pages/Registrars-Report.aspx>

How many appeals does HRPAs see each year?

We track appeals based on when they are filed in our fiscal year which runs December 1 – November 30. We typically receive on average about 16 appeals filed a year. For the 2018 – 2019 fiscal year, we are currently at 70 appeals filed. The higher number of appeals is directly correlated to the Validation of Experience grandfathering deadline that occurred in November 2018.

What are the general nature of appeal cases? What are the possible reasons of appeals?

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Do you come across any appeals related to unacceptability of CPD hours as well?

We haven't yet had an appeal filed regarding any decision of the CPD Committee. However, decisions of the CPD Committee are appealable. For a full list of what decisions are appealable, please see section 22.02 of the by-laws.