



## **TRIBUNAL ADJUDICATIVE RECORDS ACT, 2019**

The *Tribunal Adjudicative Records Act, 2019* ("TARA") came into force June 30, 2019.

TARA provides that adjudicative records (as defined in the statute) are presumptively available to the public. Certain records are also expressly excluded by the statute [s. 1(3)]. It also provides that parties and affected persons may apply for, and the Board itself may make, confidentiality orders in certain circumstances.

TARA will apply to adjudicative records in all proceedings before the Board that are commenced on or after TARA comes into force. The Board will continue to apply its existing Procedures on Access to Documents and Exhibits Contained in Board Adjudication Files to requests in respect of proceedings commenced before that date.

Statutory provisions governing the secrecy or confidentiality of certain records will prevail over TARA. Such records will include membership evidence or evidence of employee wishes.

Part VIII of the Board's Rules addresses requests for adjudicative records and requests for confidentiality orders.

The text of the *Tribunal Adjudicative Records Act, 2019* is available here:  
<https://www.ontario.ca/laws/statute/19t07>.

The text of the Regulation providing that certain statutes prevail over TARA is available here: <https://www.ontario.ca/laws/regulation/r19211>.