

Pay Equity Hearings Tribunal

505 University Avenue
2nd Floor
Toronto, Ontario M5G 2P1
Telephone: 416-326-7500

Tribunal de l'équité salariale

505, avenue University
2^e étage
Toronto (Ontario) M5G 2P1
Téléphone: 416-326-7500



PAY EQUITY HEARINGS TRIBUNAL COMPLAINTS RESOLUTION POLICY

Service commitment

Pay Equity Hearings Tribunal is a quasi-judicial adjudicative tribunal committed to fulfilling its mandate in an independent, fair, consistent and accessible manner. The Tribunal operates within the context of a professional and accountable public service dedicated to continuous improvement and integrity. The purpose of this policy is to create a transparent and fair method for dealing with public complaints. The Complaints Resolution Policy is not to be used for reviewing adjudicative decisions.

The Tribunal is responsible to assist parties in the resolution of their disputes either through mediation or, where parties are unable to resolve their disputes, through adjudication of the dispute. The Tribunal may decide the case based on the parties' written submissions or may hold a consultation or hearing where the parties attend in person. It is not the role of the Tribunal to protect the interests of any party or to assist one party over another. The Presiding Officer, Deputy Presiding Officer or panel will issue a written decision.

This Complaints Resolution Process addresses concerns about the quality of service provided by the Tribunal's staff including administrative staff and mediators. All service related complaints will be treated expeditiously and every reasonable effort made to resolve complaints to the satisfaction of the complainant. The Tribunal is committed to providing the highest quality of service to the public and takes its obligations in this regard very seriously.

Important information about making a complaint

- **If you choose to file a formal complaint, you must do so in writing by mail, fax or courier. Complaints sent by email are not accepted and no response will be provided.**
- Dissatisfaction with the conduct or procedural decisions of a Presiding Officer or Deputy Presiding during the course of a hearing (such as allowing or refusing to hear testimony from a witness or a document to be filed or putting time limits on testimony or

arguments) or with any written decision of the Tribunal is **not a complaint** within the meaning of this Policy.

- **If you feel a decision in your case and/or during a hearing was wrong, and should be changed, you must follow the Tribunal's Rules of Procedure and the relevant legislation and apply to the Tribunal for reconsideration of the decision or make an application to court for a judicial review.**
- If your complaint concerns an ongoing case, you should raise it during the mediation or hearing process or file written submissions with the Tribunal pursuant to the Rules of Procedure.
- Since the Tribunal is an adjudicative agency, a response to your complaint may be delayed if you have an ongoing proceeding until, in the Presiding Officer's opinion, the timing is appropriate in order to protect the fairness and impartiality of the proceeding.
- The Tribunal may not accept a complaint or repeated or continuing correspondence if you have already made a similar complaint which has been answered or if the Tribunal determines the complaint to be frivolous, vexatious or made in bad faith.

Making a complaint

If you are unsure whether your concern falls under this policy, please contact the Tribunal's Client Services Coordinator at the number below.

When making a formal complaint, it must be in writing. Please explain the reasons for your complaint (who, what, where, when), the steps you think should be taken to resolve the complaint and the outcome you are seeking. If your complaint is about a Tribunal file, please provide the file number.

Where to send your written complaint

- Send written complaints about the quality of service of the Tribunal's staff

to: Normand Roy, Client Services Coordinator
 Pay Equity Hearings Tribunal
 505 University Ave., 2nd Floor
 Toronto, Ontario
 M5G 2P1

416-326-7474

- Send written complaints about a Deputy Presiding Officer or a panel member of the Tribunal (**which do not relate to the adjudicative process or a Tribunal decision**) to the Presiding Officer of the Tribunal:

David Ross
 Presiding Officer, Pay Equity Hearings
 Tribunal 505 University Ave., 2nd
 Floor Toronto, Ontario
 M5G 2P1

- Complaints about the Presiding Officer of the Tribunal should be raised with the Minister of Labour.

What can you expect?

- If a person is the subject of the complaint, he/she will almost always be kept informed through the review process and given a copy of the complaint.
- A response will be provided within 15 working days of receipt of the complaint. If further action is necessary, or if the Tribunal requires more time to investigate the complaint, the Tribunal will tell you how much additional time it requires.
- This policy does not affect your right to raise your concerns with the Ombudsman of Ontario.

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GENERAL INFORMATION LINE:

416-326-7500

TOLL FREE: 1-877-339-3335

TTY: 416-212-7036

WEB SITE: <http://www.peht.gov.on.ca>

CLIENT SERVICES COORDINATOR:

Normand Roy 416-326-7474

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