

1980

## c 32 Assessment Review Court Act

Ontario

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### CHAPTER 32

## Assessment Review Court Act

1. In this Act,

Interpretation

(a) "Court" means the Assessment Review Court;

(b) "municipality" means a city, town, village or township. 1972, c. 111, s. 1.

2. The Assessment Review Court is hereby continued. 1972, c. 111, s. 2.

Assessment Review Court continued

3. The Court shall be composed of a chairman and such number of vice-chairmen and other members as the Lieutenant Governor in Council considers advisable, all of whom shall be appointed by the Lieutenant Governor in Council. 1972, c. 111, s. 3.

Composition

4.—(1) The *Public Service Act*, except sections 4 and 6, applies to the members of the Court who are employed on a full-time basis.

Application of R.S.O. 1980, c. 418

(2) The *Public Service Superannuation Act* applies to the members of the Court who are employed on a full-time basis. 1972, c. 111, s. 4.

Application of R.S.O. 1980, c. 419

5. One member of the Court constitutes a quorum and is sufficient for the exercise of all of the jurisdiction and powers of the Court. 1972, c. 111, s. 5.

Quorum

6. The chairman or a vice-chairman shall from time to time assign the members of the Court to its various sittings and may change any such assignments at any time and the chairman or a vice-chairman may from time to time direct any officer or other member of the staff of the Court to attend any of the sittings of the Court and may prescribe his duties. 1972, c. 111, s. 6.

Assignment of members and staff for sittings

7. Every member of the Court before entering upon his duties shall take and subscribe the following oath (or affirmation in cases where, by law, affirmation is allowed):

Oath of members of Court

"I,.....do solemnly swear (or affirm) that I will, to the best of my judgment and ability, and without fear, favour or partiality, honestly decide the appeals to the Assessment Review Court that may be brought before me for trial as a member of the Court."

1972, c. 111, s. 7.

Rules

8. Subject to the approval of the Lieutenant Governor in Council, the Court shall make rules governing its practice and procedure and the exercise of its powers. 1972, c. 111, s. 9.

Sittings of Court

9. The Court shall hold sittings at such place or places within a county or district or a metropolitan or regional or district municipality as the chairman from time to time may designate for the purpose of hearing and deciding all complaints relating to assessments in municipalities within the county or district or the metropolitan or regional or district municipality in respect of which a person may appeal to the Court under the *Assessment Act* or any other Act. 1973, c. 107, s. 2.

R.S.O. 1980, c. 31

Registrar, regional registrars

R.S.O. 1980, c. 418

10.—(1) A Registrar of the Court and such regional registrars and other officers and employees as are considered necessary shall be appointed under the *Public Service Act*.

Acting regional registrars

(2) In the absence for any reason of any regional registrar, the Attorney General may appoint an acting regional registrar who, while so acting, has all the powers and duties of a regional registrar. 1972, c. 111, s. 11.

Clerk of Court and record

11. There shall be a clerk of the Court for each hearing of the Court and the clerk shall keep a record of the proceedings and decisions of the Court, which shall be certified by a member of the Court who heard the appeal and when so certified shall be forwarded forthwith to the regional registrar. 1973, c. 107, s. 3.

Accommodation for Court

12. Where sittings of the Court are to be held in a municipality, the municipality shall provide a suitable room and other necessary accommodation for holding the Court. 1972, c. 111, s. 13.