



Adjudicative Tribunals Accountability, Governance and Appointments Act, 2009

Ontario Review Board

Mission Statement and Mandate

Introduction

The *Good Government Act, 2009* (GGA), received Royal Assent on December 15, 2009. Schedule 5 to the GGA enacted the new *Adjudicative Tribunals Accountability, Governance and Appointments Act, 2009* (ATAGAA). The purpose of the ATAGAA is to ensure that adjudicative tribunals are accountable, transparent and efficient in their operations, while remaining independent in their decision-making.

The Ontario Review Board has developed documents to meet the legislative requirements of the ATAGAA.

Section 3 of the ATAGAA requires that every adjudicative tribunal develop a mandate and mission statement. The mandate and mission statement must contain a statement of the tribunal's legislative mandate, with reference to the Act that establishes its mandate and to any Act or Acts that add to its mandate, and any other matter specified in the regulations or in a directive of the Management Board of Cabinet.

The Ontario Review Board has established a mission statement and mandate.

1. Mission Statement

The Ontario Review Board is committed to carrying out its mandate to adjudicate hearings under Part XX.1 of the Criminal Code in an independent, transparent and accountable manner, consistent with its statutory mandate.

2. Mandate of the Ontario Review Board

The Ontario Review Board is an independent adjudicative tribunal created by the Criminal Code of Canada that determines levels of risk and makes decisions and dispositions for persons found not criminally responsible on account of mental disorder, or unfit to stand trial, in accordance with Part XX.1 of the Criminal Code. The Board conducts hearings to adjudicate the following matters:

- making and reviewing dispositions for persons found unfit to stand trial and not criminally responsible on account of mental disorder;
- reviewing the exercise of hospital discretion to significantly restrict the liberty of persons detained in hospital pursuant to dispositions of the Ontario Review Board;

- making recommendations for the transfer of NCR accused to another province;
- determining fitness and returning fit accused to court;
- making recommendations to courts for a stay of proceedings where unfit accused are found permanently unfit to stand trial, but are no longer a significant threat to the safety of the public;
- making placement decisions for dual status offenders who have been found not criminally responsible on account of mental disorder, and have been sentenced to prison terms.

Adoption

The Mission Statement and Mandate for the Ontario Review Board were adopted by the Chair, The Hon. Mr. Justice Richard D. Schneider, on October 1, 2012.

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