### Index

The following Acts and Regulations are included in the Index (all references are to section numbers):

AA: Arbitration Act, 1991

CAIA: Compulsory Automobile Insurance Act

FSCO: Financial Services Commission of Ontario Act, 1997

JRPA: Judicial Review Procedure Act LATA: Licence Appeal Tribunal Act, 1999 SPPA: Statutory Powers Procedure Act

O. Reg. 347/04: Agents

O. Reg. 401/96: Assessment of Health System Costs

Reg. 664: Automobile Insurance Reg. 668: Fault Determination Rules

O. Reg. 534/06: Prescribed Information for the Purposes of Section 101.1 of the Act

O. Reg. 777/93: Statutory Conditions Automobile Insurance

O. Reg. 7/00: Unfair or Deceptive Acts or Practices

Reg. 676: Uninsured Automobile Coverage

#### ACCIDENT INSURANCE

Definition, APP A5 § A5:34

#### **ACCOUNTANT**

Definition, APP A5 § A5:3

#### **ACTUARY**

Appointment

notice, APP A5 § A5:69
persons disqualified, APP A5
§ A5:70, § A5:71
replacement, APP A5 § A5:74,
§ A5:76

requirement, APP A5 § A5:68 revocation, APP A5 § A5:72 statement, APP A5 § A5:75 superintendent, by, APP A5 § A5:78

termination, APP A5 § A5:73 Definition, APP A5 § A5:3

Insurers

excluded, APP A5 § A5:84, § A5:85

#### ACTUARY—Cont'd

Insurers—Cont'd exempted, APP A5 § A5:86

Privilege, APP A5 § A5:83

Reports

directors, to, APP A5 § A5:81 officers, to, APP A5 § A5:82 shareholders, to, APP A5 § A5:80

Right to information, APP A5 § A5:79

Valuation, APP A5 § A5:77

#### ADJUSTER

Authority, acting without, APPA5 § A5:218

Corporations, APP A5 § A5:217 Definition, APP A5 § A5:3 Licences, APP A5 § A5:214

Partnerships, **APP A5 § A5:216** Public, prohibition, **APP A5** 

§ A5:215

### ADMINISTRATIVE PENALTIES

Generally, **APP A5 § A5:245 to § A5:250** 

#### AGENT

Appointment, notice to superintendent, APP B1 [O. Reg. 347/04 s. 10]

Authority, acting without, APPA5 § A5:218

Compensation, unlicensed insurer, APP A5 § A5:220

Compliance system, obligation of insurer, APP B1 [O. Reg. 347/04 s. 12]

Definition, APP A3 [CAIA s. 1], APP A5 § A5:3

Fraudulent representations, APPA5 § A5:212

#### Licence

application, **APP B1 [O. Reg. 347/04 s. 3**]

expiration, **APP B1 [O. Reg. 347/04 s. 6**]

name held in, APP B1 [O. Reg. 347/04 s. 5]

qualifications, **APP B1 [O. Reg. 347/04 s. 4]** 

renewal application, APP B1 [O. Reg. 347/04 s. 7]

requirement, **APP B1 [O. Reg.** 347/04 s. 1]

return of, APP B1 [O. Reg. 347/04 s. 11]

revocation, **APP B1 [O. Reg. 347/04 s. 8]** 

suspension, **APP B1 [O. Reg. 347/04 s. 8]** 

#### Licensing

corporations, APP A5 § A5:217 definitions, APP B1 [O. Reg. 347/04 s. 1]

exemptions, APP B1 [O. Reg. 347/04 s. 9]

life insurance, APP A5 § A5:210 partnerships, APP A5 § A5:216

#### AGENT—Cont'd

Licensing—Cont'd procedure, APP A5 § A5:210 regulations, APP A5 § A5:210 Life insurance

conflict of interest, APP B1 [O. Reg. 347/04 s. 16]

continuing education, APP B1 [O. Reg. 347/04 s. 14]

disclosure of represented insurers, APP B1 [O. Reg. 347/04 s. 15]

errors and omissions insurance, APP B1 [O. Reg. 347/04 s. 13]

prohibited conduct, APP B1 [O. Reg. 347/04 ss. 17, 17.1]

Obligations, application submission, APP A3 [CAIA s. 5]

Personal liability, APP A5 § A5:213

Persons prohibited, automobile insurance, APP A5 § A5:118

Premium, effect of receiving, APP A5 § A5:211

Termination, APP B1 [O. Reg. 347/04 s. 11]

Trust funds, APP A5 § A5:219

## APPRAISAL, CONTRACT PROVISIONS

Generally, APP A5 § A5:95

#### ARBITRAL TRIBUNAL

Agreement, application, APP A2 [AA s. 33]

Appointment, APP A2 [AA s. 10]

Award

see Arbitration, award

Composition, APP A2 [AA ss. 9, 10]

Conciliation, prohibition, APP A2 [AA s. 35]

Conflict of laws, **APP A2** [**AA s.** 32]

Decision, majority, APP A2 [AA s. 34]

ARBITRAL TRIBUNAL—Cont'd	ARBITRATION—Cont'd
Duties, law and equity, APP A2	Award—Cont'd
[AA s. 31]	enforcement—Cont'd
Equity, applicability, <b>APP A2</b> [ <b>AA</b> s. 31]	Ontario award, APP A2 [AA s. 50(3)]
Jurisdiction	errors, correction, APP A2 [AA s.
challenge to, APP A2 [AA s. 17]	44]
ruling, <b>APP A2 [AA s. 17]</b>	explanation, request, APP A2
Mediation, prohibition, APP A2 [AA s. 35]	[AA s. 40] extension of time, APP A2 [AA
Powers, property preservation, APP A2 [AA s. 18]	s. 39] form, <b>APP A2 [AA s. 38</b> ]
Settlement, APP A2 [AA s. 36]	interest, APP A2 [AA s. 57]
A DDITD ATION	interim, APP A2 [AA s. 41]
ARBITRATION	multiple, APP A2 [AA s. 42]
Agreement applicability of legislation, <b>APP</b>	Commencement, methods, APP A2 [AA s. 23]
A2 [AA s. 2]	Conduct
contracting out, APP A2 [AA s. 3]	compelling testimony, APP A2 [AA s. 30]
definition, APP A2 [AA s. 1]	directions, APPA2 [AA s. 25]
formation, APPA2 [AA s. 5]	documents, APP A2 [AA s. 25]
non-compliance, waiver, APPA2	25(3)]
[AA s. 4]	evidence, APP A2 [AA s. 21]
revocation, APP A2 [AA s. 5(5)]	examination on oath, APP A2
Scott v. Avery clause, APP A2 [AA s. 5(4)]	[AA s. 25(6)]
Applicability of legislation	experts, APP A2 [AA s. 28]
Crown, APP A2 [AA s. 51]	fairness, APP A2 [AA s. 19]
general, APP A2 [AA s. 2]	hearings, APP A2 [AA s. 26]
Award	matters included, APP A2 [AA s.
appeal	24]
further, APP A2 [AA s. 49]	non-compliance, APP A2 [AA s.
grounds, <b>APP A2</b> [ <b>AA s. 46</b> ]	27]
right of appeal, APP A2 [AA s.	procedure
45]	determination, APP A2 [AA s.
severability, APP A2 [AA s.	20]
46(2)]	directions, APP A2 [AA s. 25]
binding nature, APP A2 [AA s.	statement
37]	failure, effect, APP A2 [AA s.
costs, <b>APP A2 [AA s. 54]</b>	27]
effect, APP A2 [AA s. 43]	requirement, APP A2 [AA s.
enforcement	25(1)]
general, APP A2 [AA s. 50]	time and place, APP A2 [AA s.
non-Ontario award, APP A2	22]
[AA s. 50(4)]	witnesses, APP A2 [AA s. 29]

ARBITRATION—Cont'd	ARBITRATION—Cont'd
Consolidation	Termination, APP A2 [AA s. 43]
availability, <b>APP B3 [Reg. 664 s.</b>	Tribunal
13]	see Arbitral tribunal
court power, APP A2 [AA s. 8(4)	sec / Holdar dibunar
to (6)]	ARBITRATOR
Court intervention	See also Arbitral tribunal
appeal, APPA2 [AA s. 8(3)]	Appointment
consolidation, APP A2 [AA s.	revocation, APP A2 [AA s. 12]
8(4) to (6)]	roster, <b>APP A5 § A5:7</b>
grounds, <b>APP A2 [AA s. 6]</b>	Bias, duty to disclose, APP A2 [AA
powers, APP A2 [AA s. 8]	s. 11]
stay of proceedings, APP A2	Challenge, grounds, APP A2 [AA s.
[AA s. 7]	11]
Death of party, APP A2 [AA s.	Definition, APP A2 [AA s. 1]
43(5)]	Duties, APP A2 [AA s. 11]
Enforcement	Fees and expenses
limitations, APP A2 [AA s. 52]	assessment, APP A2 [AA s. 56]
methods, APPA2 [AA s. 53]	reasonableness, APP A2 [AA s.
Expenses	55]
agent's fees, APP B3 [Reg. 664	Jurisdiction, exclusive, APP A5
Sch. s. 3]	§ A5:16
disbursements, APP B3 [Reg.	Mandate, termination, APP A2 [AA
664 Sch. s. 4]	s. 14]
filing fees, APP B3 [Reg. 664 Sch. s. 1]	Proceedings
legal fees, APP B3 [Reg. 664	rules, APP A5 § A5:17
Sch. s. 2]	witnesses, APP A5 § A5:17
power to award, APP B3 [Reg.	Removal, court order, APP A2 [AA
664 s. 12]	s. 15]
travel, <b>APP B3 [Reg. 664 Sch. s.</b>	Substitute, appointment, APP A2
6]	[AA s. 16]
witness fees, APP B3 [Reg. 664	Termination, APP A2 [AA s. 16]
Sch. s. 5]	Testifying, APP A5 § A5:8
Expert, appointment, APP A2 [AA	ALIDITOD CENEDAL
s. 28]	AUDITOR GENERAL,
Invalidity, declaration, APP A2 [AA	FINANCIAL SERVICES COMMISSION OF ONTARIO
s. 48]	
Limitation periods, APP A2 [AA s.	Generally, APP A4 [FSCO s. 14]
52]	AUTOMOBILE, DEFINITION
Non-compliance, waiver, APP A2	Generally, APPA5 § A5:3,
[AA s. 4]	§ A5:110
Notice, commencement, APPA2	
[AA s. 23]	AUTOMOBILE INSURANCE
SABS	Accident, notice obligation, <b>APP</b>
see SABS, dispute resolution	A5 § A5:148

AUTOMOBILE INSURANCE —Cont'd	AUTOMOBILE INSURANCE —Cont'd
Advance payment, effect, APP A5 § A5:145	Compulsory—Cont'd Facility
Applicability of legislation, APP A5 § A5:110 to § A5:112	see Facility Association, infra false card, APPA3 [CAIA s.
Applicant, information provided to, APP A5 § A5:116	13.1] forms, APP A3 [CAIA s. 16]
Application	offences
agent, prohibited persons, <b>APP</b>	penalties
A5 § A5:118	administrative penalties,
copy in policy, APP A5 § A5:119	APP A3 [CAIA ss.
Bodily injury or death	14.2 to 14.7]
application of legislation, <b>APP</b>	cancellation of licence, APP
A5 § A5:149	A3 [CAIA s. 14.1]
disclosure of limits, APP A5	fines, APP A3 [CAIA s. 14]
§ A5:151	suspension of licence, APP
mediation, APP A5 § A5:153	A3 [CAIA s. 14.1]
notice requirement, APP A5	scope, APP A3 [CAIA s. 2]
§ A5:150	regulations, power, APPA3
settlement, APPA5 § A5:152	[CAIA's. 15]
Certificate	requirement, APP A3 [CAIA s.
reform proposal, APP A3 [CAIA	2]
ss. 13, 13.1]	Contract
transactions requiring, APP A3	see insurance contract
[CAIA s. 13]	Coverage
Compulsory	additional agreements, APP A5
agents, obligations, APPA3	§ A5:134
[CAIA s. 5]	death of insured, APP A5
card	§ A5:128
definition, APP A3 [CAIA s. 1]	deemed non-owner, APP A5 § A5:131
false, offences, APP A3	excess, determination, APP A5
[CAIA s. 13.1]	§ A5:146
issuance, APP A3 [CAIA s. 6]	excluded driver
requirements, APP A3 [CAIA	see excluded driver, infra
s. 3]	exclusions
certificate	contamination of property,
reform proposal, APPA3	APP A5 § A5:135
[CAIA ss. 13, 13.1]	excluded driver
transactions requiring, APP A3	see excluded driver, infra
[CAIA s. 13]	machinery associated with
definitions, APPA3 [CAIA s. 1], APPA5 § A5:34	vehicle, APPA5
	§ A5:137
disclosure obligation, APP A3 [CAIA s. 4]	property in vehicle, APP A5 § A5:136
[UAIA 5. 4]	X A3.130

AUTOMOBILE INSURANCE	AUTOMOBILE INSURANCE
—Cont'd	—Cont'd
Coverage—Cont'd	Coverage—Cont'd
exclusions—Cont'd	uninsured automobile
third party repair business, APP A5 § A5:136	action, notice, APP B8 [Reg. 676 Sch. s. 5]
uses, specified, APPA5 § A5:139	amount payable, limits, APP B8 [Reg. 676 Sch. s. 9]
lessee, APP A5 § A5:191	application of legislation
liability of lessors, APPA5 § A5:175	general provisions, APP B8 [Reg. 676 Sch. s. 10]
minimum liability	schedule, APP B8 [Reg. 676
limits	Sch. s. 1]
excess, APP A5 § A5:142	claims, APP B8 [Reg. 676
primary, <b>APP A5 § A5:140</b>	Sch. s. 6]
stipulation in policy, APP A5	definitions, APP B8 [Reg. 676
§ A5:141	Sch. s. 11]
non-owner policy, APP A5	entitlement, determination,
§ A5:130	APP B8 [Reg. 676 Sch. s.
nuclear energy hazard, APP A5 § A5:144	4]
order in which policies are to	exclusions, APP B8 [Reg. 676
respond, APPA5 § A5:191	Sch. s. 2]
owner, APP A5 § A5:161,	limitation of actions, APP B8 [Reg. 676 Sch. s. 8]
§ A5:182	limits, <b>APP B8 [Reg. 676 Sch.</b>
physical damage	s. 2]
see physical damage, infra	medical examinations, <b>APP B8</b>
prescribed forms, APP B3 [Reg.	[Reg. 676 Sch. s. 7]
664 s. 8.1]	requirement, APP A5
property damage, APP A5	§ A5:161
§ A5:159 protected defendant, APP A5	unidentified automobile, APP
§ A5:168	B8 [Reg. 676 Sch. s. 3]
rentals, APP A5 § A5:139	unnamed insured, APP A5 § A5:133
scope excluded driver, <b>APP A5</b>	Definition, APP A3 [CAIA s. 1],
§ A5:129	APP A5 § A5:3
general, <b>APP A5 § A5:128</b>	Excluded driver
lessee, APP A3 [CAIA s. 1(1)]	coverage limit, APPA5
liability of lessor, APPA5	§ A5:129
§ A5:175	definition, APP A5 § A5:110
non-owner policy, APP A5	endorsement, APP A5 § A5:138
§ A5:130	vehicle deemed uninsured, APP
territorial, APP A5 § A5:132	A3 [CAIA s. 1(3)]
unidentified automobile, APP A5	Exclusions
§ A5:161	see coverage, supra

AUTOMOBILE INSURANCE —Cont'd	AUTOMOBILE INSURANCE —Cont'd
Expiry, notice requirement, APPA5 § A5:124	Issuance, inspection requirements, APP A5 § A5:120
Facility Association administration, APP A3 [CAIA s. 8]	Limitation of actions, vehicle or contents damage, APP A5 § A5:155
SABS protection, APPA5 § A5:121	indemnity from bailee, APP B3 [Reg. 664 s. 6]

AUTOMOBILE INSURANCE
—Cont'd
Threshold—Cont'd
1996, after—Cont'd
application of legislation, APP
A5 § A5:167
collateral benefits
assignment, APP A5
§ A5:171
contributory negligence, APP A5 § A5:171
future benefits, APP A5
§ A5:171
health care expenses, <b>APP</b>
A5 § A5:171
income loss, APP A5
§ A5:171
non-pecuniary loss, APP A5
§ A5:171
pecuniary loss, APP A5
§ A5:171
priority, APP A5 § A5:171
subrogation, APP A5
§ A5:171
determination, APPA5
§ A5:168
health care expenses, APP A5
§ A5:168
joint tortfeasors, APP A5 § A5:170
loss of earning capacity, <b>APP</b>
A5 § A5:168
non-pecuniary loss
liability, APP A5 § A5:168
quantum, APPA5 § A5:168
protection from liability, <b>APP</b>
A5 § A5:168
uninsured owner, APP A5
§ A5:169
vicarious liability, APP A5
§ A5:168
collateral source rule, exclusion,
APP A5 § A5:163
definition, APP A5 § A5:162
determination, APP A5
§ A5:162, § A5:164

## AUTOMOBILE INSURANCE —Cont'd

Threshold—Cont'd
Family Law Act amounts, APP
A5 § A5:165

non-pecuniary loss deductibles, APP A5 § A5:165 other tortfeasors, APP A5

§ A5:164

quantum, APPA5 § A5:164 pecuniary loss, joint liability, APPA5 § A5:164

protection from liability, APP A5 § A5:164

Unfair or deceptive act or practice contingency fees, APP B7 [O. Reg. 7/00 s. 4]

prescribed acts, APP B7 [O. Reg. 7/00 s. 1]

proceeds, expected benefit, APP B7 [O. Reg. 7/00 s. 3] referral fees, APP B7 [O. Reg. 7/00 s. 3, 4]

Uninsured automobile, coverage, APPA5 § A5:161

Unnamed insured, coverage, APP A5 § A5:133

Withdrawal of insurer acts constituting, APP A5 § A5:56 procedure, APP A5 § A5:56

### AUTOMOBILE INSURANCE RATE STABILITY ACT

See Automobile insurance

#### **BROKERS**

Authority, acting without, APPA5 § A5:218

Compensation, unlicensed insurer, APP A5 § A5:220

Definition, APP A5 § A5:3 Trust funds, APP A5 § A5:219

#### CARD

See Automobile insurance, compulsory

## CARRIAGE FOR COMPENSATION, POLICY EXCLUSION

Generally, APP A5 § A5:139

# CARRYING ON BUSINESS, DEFINITION

Generally, APP A5 § A5:30

# CASH-MUTUAL CORPORATION, DEFINITION

Generally, APP A5 § A5:3

### **CERTIFICATE**

See Automobile insurance, compulsory

# CHIEF AGENCY, DEFINITION Generally, APP A5 § A5:3

#### **CHIEF AGENT**

Power of attorney requirements, APP A5 § A5:44 Service on, APP A5 § A5:27, § A5:44

# COMMERCIAL VEHICLE, DEFINITION

Generally, **APP B3 [Reg. 664 s. 1]** 

#### **COMMISSION**

Disclosure to, privilege, APP A5 § A5:58

Financial Services Commission see Financial Services Commission

## COMPENSATION ASSOCIATION

Agreement with minister, APPA5 § A5:62

Definition, APP A5 § A5:3 Membership, APP A5 § A5:35

### CONFLICT OF INTEREST GUIDELINES

Generally, APP A4 [FSCO s. 9]

## CONFLICT OF LAWS, ARBITRAL TRIBUNAL

Generally, APP A2 [AA s. 32]

## CONTEMPT, POWERS OF TRIBUNAL

Generally, APP A8 [SPPA s. 13]

#### **CONTRACT**

See Insurance, contract

#### **COURT**

Definition, APP A2 [AA s. 1]

Intervention in arbitration

see Arbitration

Payment into

insurance money, APP A5

§ A5:109

SABS benefits, APP A5 § A5:184

#### **COVERAGE**

See Automobile insurance

### CREDIT INSURANCE, DEFINITION

Generally, APP A5 § A5:34

## DEATH OF INSURED. COVERAGE, EFFECT ON

Generally, APP A5 § A5:128

### DEDUCTIBLES.

NON-PECUNIARY LOSS

Generally, APP A5 § A5:165

#### DIRECTOR

Definition, APP A4 [FSCO s. 1], APP A5 § A5:3

Proceedings

rules, **APP A5 § A5:17** witnesses, APPA5 § A5:17

## DISABILITY INSURANCE, DEFINITION

Generally, APP A5 § A5:34

## DRIVER'S LICENCE, DEFINITION

Generally, APP A3 [CAIA s. 1]

## DUE APPLICATION. **DEFINITION**

Generally, APP A5 § A5:3

## EMPLOYER'S LIABILITY INSURANCE, DEFINITION

Generally, APP A5 § A5:34

## ENDOWMENT INSURANCE, **DEFINITION**

Generally, APP A5 § A5:34

#### **EVALUATIONS**

Rules. **APP A5 § A5:17** 

## **EVALUATORS, TESTIFYING**

Generally, APP A5 § A5:8

## **EXCHANGE, DEFINITION**

Generally, APP A5 § A5:3

#### EXCLUDED DRIVER

See Automobile insurance

### FACILITY ASSOCIATION

See Automobile insurance

## **FAULT DETERMINATION** RULES

Backing up, APP B4 [Reg. 668 s. 191

Centre line, APP B4 [Reg. 668 s. 1]

Definition, APP A5 § A5:110

Driving offence charges, APP B4 [Reg. 668 s. 20]

Excluded factors, APP B4 [Reg. 668 s. 3]

Failure to obey

police officer, APP B4 [Reg. 668

s. 18]

prohibition signs, APP B4 [Reg. 668 s. 18]

Intersections

no signs or signals, APP B4

[Reg. 668 s. 13]

traffic signs, APP B4 [Reg. 668 s. 14]

Multiple rules applicable, APP B4 [Reg. 668 s. 4]

Open door of vehicle, APP B4

[Reg. 668 s. 19]

Opposite directions, APP B4 [Reg. 668 s. 12]

FAULT DETERMINATION	FINANCIAL SERVICES
RULES—Cont'd	COMMISSION—Cont'd
Parked vehicles, APP B4 [Reg. 668	Certificates—Cont'd
s. 17]	superintendent, by—Cont'd
Parking lots, APP B4 [Reg. 668 s.	issuance, APP A4 [FSCO s.
16]	16]
Procedure, APP B4 [Reg. 668 s. 2]	tribunal, by
Same direction	admission in evidence, APP
adjacent lanes	A4 [FSCO s. 19]
three or more vehicles, <b>APP</b>	issuance, APP A4 [FSCO s.
B4 [Reg. 668 s. 11]	18]
two vehicles, APP B4 [Reg.	Conflict of interest guidelines, <b>APP</b>
668 s. 10]	A4 [FSCO s. 9]
same lane	Constitution
chain reaction, APP B4 [Reg. 668 s. 9]	establishment, APP A4 [FSCO s. 2]
entry from parking, APP B4	officers, APP A4 [FSCO s. 4]
[Reg. 668 s. 7]	purposes, APPA4 [FSCO s. 3]
entry from private road, APP	Definition, APP A4 [FSCO s. 1],
B4 [Reg. 668 s. 7]	APP A5 § A5:3
entry to controlled access road,	Disclosure to, privilege, <b>APP A4</b>
APP B4 [Reg. 668 s. 8]	[FSCO s. 15.1]
rear ending, APP B4 [Reg. 668	Documents, formal, APP A4
s. 6]	[FSCO s. 15.1]
Situations not described, APP B4	Employees, APP A4 [FSCO s. 8]
[Reg. 668 s. 5]	Fees, APP A4 [FSCO s. 27]
Traffic signals, APP B4 [Reg. 668	Forms, <b>APP A4</b> [ <b>FSCO s. 27(2)</b> ]
s. 15]	Immunities, APPA4 [FSCO s. 10]
U turns, <b>APP B4 [Reg. 668 s. 19]</b>	Policy statements, APP A4 [FSCO
FINANCIAL SERVICES	s. 12]
COMMISSION	Priorities, APP A4 [FSCO s. 11]
Act, commencement, APPA4	Regulations, APP A4 [FSCO s. 28]
[FSCO s. 230]	Reports, APPA4 [FSCO s. 15]
Appointments, APP A4 [FSCO ss.	Tribunal
4, 6]	appeal to, APPA5 § A5:13
Appropriation, balance, APPA4	costs, APPA4 [FSCO s. 24]
[FSCO s. 13]	definition, APP A4 [FSCO s. 1],
Assessments of regulated sector	APP A5 § A5:3
determination, APPA4 [FSCO s.	establishment, APP A4 [FSCO s.
25]	6]
payment, APPA4 [FSCO s. 26]	jurisdiction, APP A4 [FSCO s.
Audit, APP A4 [FSCO s. 14]	20], APP A5 § A5:16
Certificates	orders, APPA4 [FSCO s. 21],
superintendent, by	APP A5 § A5:49, § A5:52
admission in evidence, APP	
A4 [FSCO s. 17]	panels, APP A4 [FSCO s. 7]

# FINANCIAL SERVICES COMMISSION—Cont'd

Tribunal—Cont'd procedure, APP A4 [FSCO s. 22] reference hearing, APP A5 § A5:15

witnesses, APPA4 [FSCO s. 23]

#### FLEET

Definition, APP B3 [Reg. 664 s. 1] Insurance contract, notice exemption, APP B3 [Reg. 664 s. 4]

# FOREIGN JURISDICTION, DEFINITION

Generally, APP A5 § A5:3

## FRATERNAL SOCIETY, DEFINITION

Generally, APPA5 § A5:3

# GOVERNING EXECUTIVE AUTHORITY, DEFINITION

Generally, APP A5 § A5:3

## GUARANTEE INSURANCE, DEFINITION

Generally, APP A5 § A5:34

# HEAD OFFICE, DEFINITION Generally, APP A5 § A5:3

HEALTH CARE, DEFINITION
Generally, APP A5 § A5:110

### **HEALTH SYSTEM COSTS**

Assessment period, APP B2 [O. Reg. 401/96 s. 1]

Insurer's share, **APP B2 [O. Reg. 401/96 s. 3**]

Obligation, APP A5 § A5:10

Prescribed amount, APP B2 [O. Reg. 401/96 s. 2]

Transitional provisions, APP B2 [O. Reg. 401/96 s. 4]

## **HIGHWAY, DEFINITION**

Generally, APP A3 [CAIA s. 1]

## INDUSTRIAL CONTRACT, DEFINITION

Generally, APP A5 § A5:3

#### INSURANCE

Application, provision to insured, APP A5 § A5:92

Automobile

see Automobile insurance

Card

see Automobile insurance

Classes for licensing, APP A5 § A5:34

Collateral security

assignment of refund, APP A5 § A5:106

commission prohibited, APP A5 § A5:105

Committees, APP A5 § A5:6

Contract

action, commencement, APPA5 § A5:104

applicability of legislation, APP A5 § A5:89, APP B3 [Reg. 664 s. 15]

appraisal provisions, APP A5 § A5:95

definition, APP A5 § A5:3, § A5:110

direct action against insurer, APP A5 § A5:100

fleet, notice exemption, APP B3
[Reg. 664 s. 4]

forfeiture, relief from, APP A5 § A5:96

inconsistency with Act, APP A5 § A5:93

leesee, APP A3 [CAIA s. 1(1)] made in Ontario, deemed, APP A5 § A5:90

materiality, APP A5 § A5:91 policy

contents, APP A5 § A5:94 delivery, effect, APP A5 § A5:102

NSURANCE—Cont'd	INSURED, DEFINITION
Contract—Cont'd	Generally, APP A5 § A5:110
prescribed forms, APP B3 [Reg.	INSURED AUTOMOBILE,
664 s. 8.1]	DEFINITION
refusal	Generally, <b>APP A5 § A5:161</b>
prohibited factors, APP B3	•
[Reg. 664 s. 5]	INSURER
prohibited grounds, APP B3	Actuary
[Reg. 664 s. 5(1)]	see Actuary
renewal	Application of legislation, APPA5
prohibited factors, APP B3 [Reg. 664 s. 5]	§ A5:30
receipt, APP A5 § A5:91	Assessment, health system costs
termination, prohibited factors,	see Health system costs
APP B3 [Reg. 664 s. 5]	Carrying on business, APP A5 § A5:30
terms	Chief agent
validity, <b>APP A5 § A5:91</b>	see Chief agent
waiver, <b>APP A5 § A5:99</b>	Compensation association member-
title insurance, APP A5 § A5:107	ship, <b>APP A5 § A5:35</b>
uninsured automobile coverage	Definition, APPA3 [CAIA s. 1],
see Automobile insurance	APP A5 § A5:3, § A5:67,
Definition, APP A5 § A5:3	§ A5:225
Fees, APP A5 § A5:65	Discrimination by, APPA5 § A5:108
Forms, APP A5 § A5:66 Fund, definition, APP A5 § A5:3	
	Federal registration application, reporting, <b>APP A5 § A5:61</b>
Money actions for, APPA5 § A5:101	Investments
application of, APPA5 § A5:147	aggragate investment limit, <b>APP</b>
definition, APP A5 § A5:147	A5 § A5:241
discharge, APP A5 § A5:109	application and interpretation
minors entitled, APPA5	provisions, APP A5
§ A5:101	§ A5:225, § A5:226
non-residents entitled, APPA5	assets retained in Canada, APP
§ A5:101	A5 § A5:245
payment	asset transactions, limit, APP A5
into court, APP A5 § A5:109	§ A5:243
to insured, APP A5 § A5:98	authorized investments, APP A5
Ombudsman, APPA5 § A5:5	§ A5:235
Policy	divestment order, APP A5 § A5:242
see Policy	equity acquisitions, limit, <b>APP</b>
Regulations	A5 § A5:240
effective date, APP A5 § A5:63	exclusions from portfolio limits,
scope, APPA5 § A5:63	APP A5 § A5:237
Violation of law, effect, <b>APPA5</b>	investment standards, APPA5
§ A5:60	§ A5:228

INSURER—Cont'd	INSURER—Cont'd
Investments—Cont'd	Licence—Cont'd
limitations, APP A5 § A5:229	interim order, APP A5 § A5:49
loan restrictions, APP A5	issuance, APP A5 § A5:45
§ A5:235, § A5:237	notice, <b>APP A5 § A5:19</b>
loan workouts, acquisition	preliminary information, APPA5
through, <b>APP A5 § A5:232</b>	§ A5:39
new rules, transition to, APP A5	qualification, APP A5 § A5:33
§ A5:225	register, APP A5 § A5:18
real property, limits, APP A5	requirement, APP A5 § A5:31
§ A5:238	revival, <b>APP A5 § A5:46</b>
restrictions, APP A5 § A5:229	right to, determination, APP A5
security interest, acquisition of shares on realization of,	§ A5:22, § A5:23, § A5:43
APP A5 § A5:233	superintendent's report, APP A5
specialized financing, acquisition	§ A5:49
through, APP A5 § A5:234	suspension
substantial investments, acquir-	grounds, <b>APP A5 § A5:46</b>
ing, etc., APP A5 § A5:228	notice, APPA5 § A5:55
to § A5:230, A5:233 to	revival, APP A5 § A5:54
§ A5:242	Out of province, automobile, <b>APP</b>
transitional provisions, APP A5	A5 § A5:113
§ A5:244	Reporting, application for federal registration, <b>APP A5 § A5:61</b>
Licence	Service of documents
application documents, APP A5	deemed, APP A5 § A5:26
§ A5:40	methods, <b>APP A5 § A5:27</b>
cancellation	Undertaking insurance, APPA5
grounds, APP A5 § A5:46	§ A5:30
notice, APPA5 § A5:55	Unlicensed, reinsurance with, <b>APP</b>
revival, APPA5 § A5:54	A5 § A5:32
capital requirements, APP A5	Winding up, APP A5 § A5:177
§ A5:38	
classes, APP A5 § A5:34	INVESTMENTS, INSURER, BY
compensation association membership, <b>APPA5</b>	See Insurer
§ A5:35	JOINT TORTFEASORS,
conditions	THRESHOLD, LIABILITY
automobile, APP A5 § A5:36	Generally, APP A5 § A5:162,
fire, APP A5 § A5:38	§ A5:170
general, <b>APP A5 § A5:45</b>	HIDIOIAI NOTICE
life, <b>APP A5 § A5:38</b>	JUDICIAL NOTICE
expense statements, APP A5	Tribunals, APP A8 [SPPA s. 16]
§ <b>A5:42</b>	JUDICIAL REVIEW
form, <b>APP A5 § A5:45</b>	Application
information filings, APPA5	court having jurisdiction, <b>APP</b>
8 <b>A5:41</b>	A6 [IRPA s. 6]

JUDICIAL REVIEW—Cont'd	LICENCE APPEAL TRIBUNAL
Application—Cont'd	—Cont'd
deemed, APP A6 [JRPA s. 7]	Definition, APP A7 [LATA s. 1]
extension of time, APPA6	Established, APP A7 [LATA s.
[JRPA s. 5]	2(1)]
interim order, APP A6 [JRPA s.	Fees and charges, APP A7 [LATA
4]	s. 9]
power of court, APP A6 [JRPA s. 2]	Frivolous or vexatious application, APP A7 [LATA s. 8]
relief	Hearings, liquor, cannabis, or gam-
refusal, APP A6 [JRPA s. 3]	ing
scope, APP A6 [JRPA s. 2]	appeal, APP A7 [LATA ss. 11(2),
sufficiency, APP A6 [JRPA s. 9]	11(3) to (5)]
Certiorari, APP A6 [JRPA s. 7]	generally, APP A7 [LATA s.
Definitions, APP A6 [JRPA s. 1]	5.1(1)]
Mandamus, APP A6 [JRPA s. 7]	jurisdiction, APPA7 [LATA s. 5.1(4)]
Prohibition, APP A6 [JRPA s. 7]	notice, APP A7 [LATA s. 5.1(3)]
Record, APP A6 [JRPA s. 10]	parties, APP A7 [LATA s. 5.1(3)]
References in statutes, APP A6	stay, <b>APP A7</b> [LATA s. 5.1(2)]
[JRPA s. 11]	Members
Summary disposition, <b>APP A6</b>	appointment, APPA7 [LATA s.
[JRPA s. 8]	2(3)]
JUSTICE, DEFINITION	duties and powers, APP A7
Generally, APP A3 [CAIA s. 1]	[LATA s. 3]
LESSEE, VEHICLE, DEFINITION	expenses, APP A7 [LATA s.
Generally, APP A3 [CAIA s. 1]	2(4)]
Generally, All 1 Als [CAMAS. 1]	no personal liability, APPA7
LICENCE	[LATA s. 5]
Agent	number of, APP A7 [LATA s.
see Agent	2(2)]
Insurer	remuneration, APP A7 [LATA s.
see Insurer	2(4)] Panel
Superintendent's proposal to refuse	chair, APP A7 [LATA s. 4(5)]
Insurer, <b>APP A5 § A5:222</b> ,	composition, APP A7 [LATA s.
§ A5:223	4(4)]
LICENCE APPEAL TRIBUNAL	deadlock, resolving, <b>APP A7</b>
Appeal, APPA7 [LATA ss. 11(1),	[LATA s. 4(6)]
11(6)]	Quorum, <b>APP A7</b> [ <b>LATA s. 4</b> (1)]
Chair and vice-chair	Regulations, APP A7 [LATA ss.
designation, APP A7 [LATA s.	12(1), (2), (3)]
4(2)]	Rules
duties, <b>APP A7</b> [ <b>LATA s. 4</b> (3)]	conflict, APP A7 [LATA ss. 6(6)]
Decisions and orders, service, <b>APP</b>	continuation of hearing, APPA7
A7 [LATA s. 10]	[LATA s. 6(2)]

## LICENCE APPEAL TRIBUNAL —Cont'd

Rules—Cont'd not regulations, APP A7 [LATA s. 6(5)]

recording of evidence, APP A7 [LATA s. 6(3)]

special application, APP A7 [LATA s. 6(4)]

tribunal to make, APP A7 [LATA s. 6(1)]

Time, extension of, APP A7 [LATA s. 7]

#### LIMITATIONS

Arbitration, APP A2 [AA s. 52], § 2:114

SABS dispute resolution, APP A5 § A5:196, § A5:197

Uninsured automobile coverage, APP B8 [Reg. 676 Sch. s. 8]

Vehicle or contents damage, APP A5 § A5:155

#### LOSS TRANSFER

Generally, APP A5 § A5:189

#### MATERIALITY

Determination, APP A5 § A5:91 Effect, APP A5 § A5:91

#### MEDIATION

Arbitral tribunal, prohibition, APP A2 [AA s. 35]

Notice requirement, § 2:112, § 2:113

§ 2:113 Rules, APPA5 § A5:17 SABS, APPA5 § A5:194 Time limit, APP B3 [Reg. 664 s. 10]

#### **MEDIATORS**

Appointment, APP A5 § A5:7 Testifying, APP A5 § A5:8

#### **MINISTER**

Compensation association, agreement with, APP A5 § A5:62

MINISTER—Cont'd
Definition, APP A4 [FSCO s. 1],
APP A5 § A5:3

## **MISREPRESENTATION**

Generally, APP A5 § A5:121

#### MOTOR VEHICLE

Definition, APP A3 [CAIA s. 1]
Liability policy, definition, APP A5
§ A5:3

## MUTUAL BENEFIT SOCIETY, DEFINITION

Generally, APP A5 § A5:3

## MUTUAL CORPORATION, DEFINITION

Generally, APP A5 § A5:3

## MUTUAL INSURANCE, DEFINITION

Generally, APP A5 § A5:3

## NON-OWNER'S POLICY, DEFINITION

Generally, APP A5 § A5:3

## NUCLEAR ENERGY HAZARD, COVERAGE

Generally, APP A5 § A5:144

## OCCUPANT, DEFINITION

Generally,  $APP\,A5\ \S\ A5:110$ 

## OFFICER, DEFINITION

Generally, APP A5 § A5:3

## OMBUDSMAN, INSURANCE

Generally, APP A5 § A5:5

## OWNERSHIP, USE OR OCCUPATION OF AUTOMOBILE, COVERAGE

Generally, APP A5 § A5:128

#### **OWNER'S POLICY, DEFINITION**

Generally, APP A5 § A5:3

BASIS

#### PAID IN, DEFINITION

Generally, APP A5 § A5:3

## PAID UP, DEFINITION

Generally, APP A5 § A5:3

## PENALTIES, ADMINISTRATIVE

Generally, APP A5 § A5:245 to § A5:250

## PERSONAL INJURY ACTION

Income tax gross up exclusion, APP A5 § A5:174

Structured judgments, APPA5 § A5:173

## PLAN OF OPERATION, DEFINITION

Generally, APP A3 [CAIA s. 1]

## POLICE OFFICER, DEFINITION

Generally, APP A3 [CAIA s. 1]

#### POLICY

See also Insurance, contract
Contents required, APPA5 § A5:94
Definition, APPA5 § A5:3
Delivery, effect, APPA5 § A5:102
Forms, filing with superintendent,
APPA5 § A5:59

#### POWER OF ATTORNEY

Chief agent, APP A5 § A5:44 Insured, by, APP A5 § A5:141

### **PREMIUM**

Definition, APPA5 § A5:3 Note, definition, APPA5 § A5:3 Unpaid, remedies of insurer, APP A5 § A5:102

### PRIORITY DISPUTES

Generally, APP A5 § A5:176

#### PROOF OF LOSS

Forms, provision by insurer, APP A5 § A5:103

Upon, definition, APP A5 § A5:3

### **PROPERTY**

Damage insurance, definition, APP A5 § A5:34

Definition, APP A5 § A5:3

Detention order, APP A2 [AA s. 18] Inspection order, APP A2 [AA s.

Preservation order, APP A2 [AA s. 18]

## PROPOSAL, PROVISION TO INSURED

Generally, APP A5 § A5:92

## PUBLIC LIABILITY INSURANCE, DEFINITION

Generally, APP A5 § A5:34

# PUBLIC VEHICLE, DEFINITION Generally, APP B3 [Reg. 664 s. 1]

## RADIOACTIVE MATERIALS, CARRIAGE

Generally, APP A5 § A5:139

#### RATE

Definition, **APP A5 § A5:3** Stability

see Automobile insurance

## RECIPROCAL INSURANCE EXCHANGE, DEFINITION Generally, APPA5 § A5:3

REGISTRAR, DEFINITION
Generally, APPA3 [CAIA s. 1]

## REGULATED SECTOR

Assessments

determination, APP A4 [FSCO s. 25]

payment, APPA4 [FSCO s. 26] Definition, APPA4 [FSCO s. 1]

# REGULATIONS, DEFINITION Generally, APP A5 § A5:3

# REINSURANCE, UNLICENSED INSURER, WITH

Generally, APP A5 § A5:32

RELIEF FROM FORFEITURE	SABS/10—Cont'd
Generally, APP A5 § A5:96	Benefit—Cont'd
RENEWAL	explanation, § 2:105
Receipt, terms, APP A5 § A5:91	payment
Variation notice, APP A5 § A5:124	see payment, infra
,	termination, misrepresentation,
RENTAL, POLICY EXCLUSION	§ 2:110
Generally, APP A5 § A5:139	Caregiver benefit
RISK CLASSIFICATION	application, § 2:88, § 2:89 election, § 2:75 to § 2:77
SYSTEM, DEFINITION	entitlement, § 2:39, § 2:40
Generally, APP A5 § A5:3	Case manager services, § 2:47
SABS/10	Catastrophic impairment
Accident, § 2:8 to § 2:21	after June 1, 2016, § 2:22, § 2:23
Accidents outside Ontario, § 2:118,	determination, § 2:93, § 2:94
§ 2:119	traumatic brain injuries, § 2:95
Alternative dispute resolution, rep-	Changes
resentation, APP B3 [Reg. 664	report, <b>APP A5 § A5:208</b>
s. 19]	Claim
Applicability of regulation, § 2:5 to	see application, supra
§ 2:7	Collateral benefits, effect, § 2:100,
Application disability certificate, § 2:8 to	§ 2:101
§ 2:21	Company automobile, § 2:8
generally, § 2:5 to § 2:7	Conflict of interest, goods or ser-
information to be provided,	vices provider, § 2:96
§ 2:71, § 2:72	Copies, provision, § 2:125
notice of intention, § 2:69, § 2:70	Death benefit
obligation of claimant, APP A5	entitlement, § 2:61, § 2:62
§ A5:186	payment, § 2:102
procedure, APP A5 § A5:186	Deemed inclusion, APP A5
release, APP A5 § A5:188	§ A5:176
submission, § 2:69, § 2:70	Definition
territorial limits, § 2:6 time-limits, § 2:73, § 2:74	SABS, APP A5 § A5:110
Assignment, prohibition, § 2:123,	terms, § 2:8 to § 2:21
§ 2:124	Disability certificate, § 2:8 to § 2:21
Attendant care benefit	Disputes
amount, § 2:50, § 2:51	notice of right, § 2:111
application, § 2:88, § 2:89	resolution
duration, § 2:52, § 2:53	appeal, APP A5 § A5:199
maximum limits, § 2:48, § 2:49	arbitration, APP A5 § A5:196
Benefit	arbitration commencement,
claim	APP A5 § A5:198
see application, supra	costs, APP B3 [Reg. 664 s. 12]

SABS/10—Cont'd	SABS/10—Cont'd
Disputes—Cont'd	Funeral benefit
resolution—Cont'd	entitlement, § 2:63
entitlement, APP A5	payment, § 2:102
§ A5:193, § A5:196	Guidelines, APP A5 § A5:180
evaluation, APP A5 § A5:195	Heavy commercial vehicle, APP B3
limitation of actions, APP A5	[Reg. 664 s. 9]
§ A5:196, § A5:197	Immunity, APP A5 § A5:181
litigation, APP A5 § A5:196	Income calculation
mediation, APP A5 § A5:194	income tax, § 2:24, § 2:25
procedure, APP A5 § A5:193	net weekly income, § 2:24,
protection of benefits, APP A5	§ 2:25
§ A5:200	self-employment, § 2:24, § 2:25
representation, APP A5	severance, § 2:25
§ A5:200	Income replacement benefit
stated case, APPA5 § A5:200	age 65
unfair practices, APPA5	_
§ A5:200, APP B7 [O.	adjustment, § 2:32
Reg. 7/00]	entitlement arising after, § 2:33
variation, APP A5 § A5:200	eligibility criteria, § 2:26
Duty of applicant to provide information, § 2:71, § 2:72	temporary return to employment, § 2:35
Employment, obligation to obtain,	Indemnification
§ 2:117 Examinations	definition, APP B3 [Reg. 664 s. 9]
insurer requirement, § 2:91,	right of insurer, APPA5
§ 2:92	§ A5:189
Excess insurance, APP A5	Indexation
§ A5:176	determination, APPA5 § A5:178
Exclusions, § 2:67, § 2:68	option, APP A5 § A5:176
Expenses	Insurance particulars, <b>APPA5</b>
clothing damage, § 2:58	§ A5:182
educational, lost, § 2:54	Interpretation, APP A5 § A5:179
examinations, § 2:59, § 2:60	Invalidity of contract, effect, <b>APP</b>
eyewear damage, § 2:58	A5 § A5:121
hearing aids, damages, § 2:58	Liability to pay, APP A5 § A5:176
home maintenance, § 2:56	Lost educational expenses, § 2:54
housekeeping, § 2:56	Mediation
listed, <b>APP A5 § A5:201</b> ,	notice requirement, § 2:112
§ A5:202	time limit, § 2:114, § 2:115
payment, § 2:102	Medical benefit
visitors, § 2:55	amount, § 2:48, § 2:49
First party insurer, APP B3 [Reg.	application, § 2:82, § 2:83,
664 s. 9]	§ 2:85, § 2:86
Forms, § 2:128	duration, § 2:52, § 2:53
-, <del>-</del>	

SABS/10—Cont'd	SABS/10—Cont'd
Medical benefit—Cont'd	Payment—Cont'd
insurer's liability, <b>§ 2:41 to § 2:44</b>	information, duty to provide, <b>§ 2:98, § 2:99</b>
maximum limits, § 2:48, § 2:49	method, § 2:102
treatment plan, § 2:82 to § 2:84	overdue, § 2:106, § 2:107
Minors, APP A5 § A5:184	provider, <b>§ 2:97</b>
Misrepresentation, termination for,	repayment, § 2:108, § 2:109
§ 2:110	Personal information, APP B5,
Motorcycle, APP B3 [Reg. 664 s.	§ 2:126
9]	Public adjuster exemption, <b>APP B3</b>
Motorized snow vehicle, APP B3	[Reg. 664 s. 18]
[Reg. 664 s. 9]	Public transit vehicle exception,
Non-earner benefit	APP A5 § A5:176 Rehabilitation
election, § 2:75 to § 2:77	benefit
entitlement, § 2:36 to § 2:38	amount, § 2:45, § 2:46
payment, § 2:102	
refusal, § 2:80, § 2:81	application, § 2:82 to § 2:87 duration, § 2:52, § 2:53
stoppage, § 2:80, § 2:81	, -
Notice and application for benefits, § 2:69, § 2:70	maximum limits, § 2:48, § 2:49
Notices, procedure, § 2:126	obligation to participate, § 2:116
Off-road vehicle, APP B3 [Reg.	Rental automobile, § 2:8
664 s. 9]	Second party insurer, APP B3 [Reg.
Optional benefits	664 s. 9]
dependant care, § 2:65	Service provider's licence, <b>A5:203</b> to § <b>A5:207</b>
description, § 2:64	Settlements, APP B3 [Reg. 664 ss.
indexation, § 2:66	9.1, 9.2]
Other systems, relationship	Social assistance
accidents outside Ontario,	information to minister, APP A5
§ 2:118, § 2:119	§ A5:187
collateral benefits, § 2:100,	payments, effect, § 2:120
§ 2:101	Social worker, § 2:8
social assistance payments, § 2:120	Transitional provisions, § 2:5 to § 2:7, § 2:131, § 2:132
workers' compensation benefits,	Transitional rules, § 2:131, § 2:132
§ 2:121, § 2:122	Treatment, obligation to obtain,
Payment	§ 2:116
collateral benefits, deduction of, § 2:100, § 2:101	Unnamed insured, APP A5 § A5:183
court, into, APP A5 § A5:184	Winding up of insurer, <b>APP A5</b>
explanation, § 2:105	§ A5:177
Guideline, amounts payable under, § 2:103, § 2:104	Workers' compensation benefit, effect, § 2:121, § 2:122

# SALESPERSON, DEFINITION Generally, APP A5 § A5:3

## SAME-SEX PARTNER, DEFINITION

Generally, **APP A5 § A5:3**, § **A5:110** 

## SCOTT V. AVERY CLAUSE Generally, APP A2 [AA s. 5(4)]

#### **SERVICE**

Chief agent, on, APP A5 § A5:44 Insurer

see Insurer

Superintendent

see Superintendent of Financial Services

## SICK AND FUNERAL BENEFITS, DEFINITION

Generally, APP A5 § A5:34

## SICKNESS INSURANCE, DEFINITION

Generally, APP A5 § A5:34

#### SOCIAL ASSISTANCE

Authorities, information provision, APP A5 § A5:187

#### SPOUSE, DEFINITION

Generally, **APP A5 § A5:3**, **§ A5:110** 

## STATUTORY ACCIDENT BENEFITS, DEFINITION

Generally, APP A5 § A5:110

## STATUTORY CONDITIONS

See Automobile insurance

## STATUTORY POWER, DEFINITION

Generally, APP A6 [JRPA s. 1]

## STATUTORY POWER OF DECISION, DEFINITION

Generally, APP A6 [JRPA s. 1], APP A8 [SPPA s. 1]

## STATUTORY POWERS PROCEDURE

Abuse of process, APP A8 [SPPA s. 23]

Alternative dispute resolution direction, APP A8 [SPPA s. 4.8] evidence, admissibility, APP A8 [SPPA s. 4.9]

Appeal, APP A8 [SPPA s. 25]

Application of legislation, APPA8 [SPPA s. 3]

Classification of proceedings, APP A8 [SPPA s. 4.7]

Commencement, declining to process, APP A8 [SPPA s. 4.5]

Conflict, other Acts, APP A8 [SPPA s. 32]

Contempt, APP A8 [SPPA s. 13] Control of process, APP A8 [SPPA s. 25.0.1]

Costs, **APP A8 [SPPA s. 17.1**]

Counsel, right to

parties, APP A8 [SPPA s. 10] witnesses, APP A8 [SPPA s. 11]

Decision

enforcement, APP A8 [SPPA s. 19]

final, APP A8 [SPPA s. 17] interim, APP A8 [SPPA s. 16.1] notice, APP A8 [SPPA s. 18] review, APP A8 [SPPA s. 21.2]

Definitions, APP A8 [SPPA s. 1] Disclosure

character in issue, APP A8 [SPPA s. 8]

obligation, APPA8 [SPPA s. 5.4] Errors, correction, APPA8 [SPPA s. 21.1]

Evidence

admissibility, **APP A8 [SPPA s. 15**]

previously admitted, APP A8 [SPPA s. 15.1]

Hearing

adjournment, APP A8 [SPPA s. 21]

#### STATUTORY POWERS STATUTORY POWERS PROCEDURE—Cont'd PROCEDURE—Cont'd Hearing—Cont'd Tribunal members combinations, APP A8 [SPPA s. expiry of term, APP A8 [SPPA s. 5.2.1] consolidation, APP A8 [SPPA s. incapacity, APP A8 [SPPA s. 4.4] 9.11 Waiver, APP A8 [SPPA s. 4] disposition without, APP A8 Witnesses [SPPA s. 4.1] examination, APP A8 [SPPA s. electronic, APP A8 [SPPA ss. 10.11 5.2, 9(1.2)] panels, APP A8 [SPPA s. 15.2] non-attendance, APP A8 [SPPA self-crimination, APP A8 [SPPA s. 7] notice, APP A8 [SPPA s. 6] STREETCAR, MOTOR VEHICLE, public AS exceptions, APP A8 [SPPA s. Generally, APP A3 [CAIA s. 1(2)] 91 notice, APP A8 [SPPA s. 24] SUBROGATION written, APP A8 [SPPA ss. 5.1, Collateral benefits, threshold, APP 9(1.1)] A5 § A5:171 Interim order, APPA8 [SPPA s. Limits, personal injuries, APPA5 16.11 § A5:163 Interpretation, APP A8 [SPPA s. 2] Right of insurer, applicability, **APP** Judicial notice, APP A8 [SPPA s. A5 § A5:192 Uninsured automobile coverage, APP A5 § A5:161 Oaths, APP A8 [SPPA s. 22] Panels SUPERINTENDENT OF interlocutory, APP A8 [SPPA s. FINANCIAL SERVICES 4.2] Access to records by, APPA5 one person, APP A8 [SPPA s. § A5:24 4.2.1] Annual report, APP A5 § A5:28 Parties, APP A8 [SPPA s. 5] Appeal from, APP A5 § A5:13 Pre-hearing conference, APP A8 Appointment, APPA4 [FSCO s. 5] [SPPA s. 5.3] Certificate, APP A5 § A5:20 Record, APP A8 [SPPA s. 20] Definition, APP A3 [CAIA s. 1]. Regulations, APP A8 [SPPA s. 26] APP A4 [FSCO s. 1], APP A5 Rules, APP A8 [SPPA ss. 25.1, 27] Substantial compliance, APP A8 Documents in evidence, APP A5 [SPPA s. 28] § A5:21 Summary dismissal, APP A8 Examination of insurers, APP A5 [SPPA s. 4.6] § A5:24 Summonses, APP A8 [SPPA s. 12] Information provision to, APP A5 § A5:24 Time for completion, APP A8

Inquiries, APP A5 § A5:24

[SPPA s. 16.2]

# SUPERINTENDENT OF FINANCIAL SERVICES

—Cont'd

Jurisdiction, exclusive, APPA5 § A5:16

Notice of licence, APPA5 § A5:20 Orders, APPA5 § A5:11

Powers

policy forms, APPA5 § A5:59 possession and control, taking, APPA5 § A5:51

Proceedings, APP A5 § A5:12 Records, APP A5 § A5:18

Report on licensed insurer, APPA5 § A5:49

Service on, APP A5 § A5:27

## THEFT INSURANCE, DEFINITION

Generally, APP A5 § A5:3

#### THRESHOLD

See Automobile insurance

#### TRIBUNAL

Arbitral

see Arbitral tribunal
Financial Services Commission
see Financial Services Commission

## UNFAIR OR DECEPTIVE ACTS OR PRACTICES

Definition, unfair or deceptive acts or practices, APP B7 [O. Reg.

## UNFAIR OR DECEPTIVE ACTS OR PRACTICES—Cont'd 7/00 ss. 0.1 to 3, 5 to 6]

Insurer examination, APP B7 [O. Reg. 7/00 s. 5], § 2:91, § 2:92

Person who provides goods or services, APP B7 [O. Reg. 7/00 s. 3]

Pre-claim examination, APP B7 [O. Reg. 7/00 s. 5]

Referral fee, **APP B7 [O. Reg. 7/00, s. 3**]

### UNIDENTIFIED AUTOMOBILE

See Automobile insurance

### UNINSURED AUTOMOBILE

See Automobile insurance

## UNSATISFIED JUDGMENT, ACTION BY CREDITOR AGAINST INSURER

Generally, APP A5 § A5:100

## **VEHICLE DAMAGE**

See Automobile insurance, physical damage

#### WORKERS' COMPENSATION

Benefits, SABS effect, § 2:121, § 2:122

Insurance, definition, APP A5 § A5:34