

# Decision / Appeal Pathway

*Workers' compensation appeal system partners here for YOU*

The Workplace Safety and Insurance System includes workers, employers, the agencies – Workers' Advisers Program (WAP), Workers' Compensation Appeals Tribunal (WCAT), Occupational Health and Safety (OHS) and the Workers' Compensation Board of Nova Scotia (WCB) – and others who provide services in the System.

The following are the options and timing for appealing a WCB Nova Scotia claims decision.

1

## CASE MANAGEMENT DECISION

Once a decision has been made on your claim, you will be notified in writing.

2

## WCB NOVA SCOTIA INTERNAL APPEALS

This is the first level of appeal. Both the employer and worker have the right to appeal a decision made on a claim.

### **When to contact:**

Appeal to be filed within 90 days of receiving a written case management decision.

3

## WORKERS' COMPENSATION APPEALS TRIBUNAL (WCAT)

WCAT is an independent tribunal which hears and decides appeals from final decisions of the WCB Nova Scotia Internal Appeals.

### **When to contact:**

Appeal to be filed within 30 days of receiving an Internal Appeals / Hearing Officer written decision.

4

## NOVA SCOTIA COURT OF APPEAL

Anyone involved in a WCAT proceeding can ask to appeal to the Nova Scotia Court of Appeal. The Court decides which appeals will proceed.

### **When to contact:**

Appeal to be filed within 30 days of receiving the WCAT written decision.

## Your support in the appeal process

**THE WORKERS' ADVISERS PROGRAM (WAP)** is a free legal clinic that is funded by the provincial government offering services to injured workers.

WAP represents injured workers at Internal Appeals, WCAT, and Court of Appeal. For more information, visit [novascotia.ca/lae/wap](http://novascotia.ca/lae/wap)

### **When to contact:**

Any time throughout the claim process, including at any point in the appeal process.