



**STAFF REPORT
INFORMATION ONLY**

Toronto Licensing Tribunal – 2012 Annual Report

Date:	March 5, 2013
To:	Licensing and Standards Committee
From:	Executive Director, Municipal Licensing and Standards
Wards:	All
Reference Number:	P:\2013\Cluster B\MLS\LS13008

SUMMARY

In accordance with the Relationship Framework approved by Council for the Tribunal, the Annual Report is being forwarded to the Licensing and Standards Committee for information.

Financial Impact

This report will have no financial impact beyond what has already been approved in the current year’s budget.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

ISSUE BACKGROUND

The Tribunal is a quasi-judicial body that adjudicates on matters referred to it by the Municipal Licensing & Standards (ML&S) Division. Applicants who are denied a license by ML&S may request a hearing before the Tribunal by completing a Request for Hearing application.

City Council appointed the chair and six members to serve on the Licensing Tribunal for the 2010-2014 term and until their successors are appointed.

ML&S licenses taxicab drivers and owners, tow truck drivers and owners, driving instructors and other mobile businesses, as well as stationary businesses such as restaurants and body rub parlours. The Tribunal conducts hearings and adjudicates on whether a licence should be issued, refused, suspended, revoked or have conditions

placed upon it. The Tribunal conducts itself in accordance with the Statutory Powers Procedure Act and its members are bound by the Municipal Conflict of Interest Act.

Decisions of the Tribunal may be the subject of an Application for Judicial Review through the Ontario Divisional Court. A comprehensive written report outlining Reasons for Decision may be requested by licensees or their solicitors, and must be provided in a timely manner. As well, all decisions made by the Tribunal must be provided to the City in written format. Members 'seized' (having heard testimony) of an adjourned matter must continue to hear the case until the item is finalized. Until a decision is rendered, members seized of an item are not to discuss the case with staff, applicants and licensees or their representatives, or with any Tribunal Member who is not involved in the matter.

As required by the Municipal Code (Chapter 545 - Licensing), all Tribunal hearings are recorded verbatim by a court reporter. As well, there will be times when interpreters are present to assist applicants and licensees during their testimony and throughout the proceedings.

COMMENTS

The 2012 Annual Report from Lionel Miskin, Chair of the Toronto Licensing Tribunal, for the period of December 1, 2011 to November 30, 2012 is contained in Appendix A. The Tribunal dealt with a total of 280 reports at 47 meetings.

CONTACT

Carleton Grant
Director, Policy and Strategic Support
Municipal Licensing and Standards
Tel: 416-338-5576
Email: cgrant@toronto.ca

SIGNATURE

Tracey Cook
Executive Director
Municipal Licensing and Standards

ATTACHMENT

Appendix A: Toronto Licensing Tribunal 2012 Annual Report