

Community Care and Assisted Living Appeal Board
Community Care and Assisted Living Act,
SBC 2002, c. 75

APPELLANT: BD (certificate applicant)

RESPONDENT: Director, Early Childhood Educator Registry

PANEL: Susan E. Ross, Chair

Decision to Dismiss Appeal under Section 18(c)
of the *Administrative Tribunals Act*

[1] On March 25, 2009, the appellant appealed the respondent's February 26, 2009 decision refusing to grant her application for an early childhood educator assistant certificate.

[2] On April 14, 2009, the respondent delivered the Early Childhood Educator Registry's record regarding the matter under appeal.

[3] In a letter dated April 15, 2009, the Acting Director of the Board set out a schedule for the parties to provide written submissions on the appeal. The appellant was required to file a Statement of Points by no later than May 6, 2009. The appellant failed to do so.

[4] In a letter dated May 12, 2009, the Acting Director of the Board requested that the appellant advise by no later than May 19, 2009, whether she still wished to proceed with the appeal. The letter also notified that failure to deliver a statement of points by the requested date could result in the Board summarily dismissing the appeal. The appellant did not respond.

[5] On May 22, 2009, I issued a notice to the appellant of the Board's intention to dismiss the appeal under section 18(c) of the *Administrative Tribunals Act*, SBC 2003, c. 45, on the grounds that the appellant had failed to comply with the Board's rules of practice and procedure, including the time limits specified for taking actions. The appellant was informed she was given to May 29, 2009, to take action to comply with the requirements to proceed with her appeal, after which the appeal would be dismissed without further notice. The appellant did not respond.

[6] The appellant has failed to comply with the Board's rules and procedures; in particular, time limits for submitting a Statement of Points and responding to communications from the Board. Accordingly, the appeal is dismissed under section 18(c) of the *Administrative Tribunals Act*.

June 4, 2009



Susan E. Ross, Chair