

Ontario
Racing
Commission

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des courses
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June 7, 2010

POLICY DIRECTIVE NO. 3 – 2010 **Changes to the *Rules of Procedure***

The Ontario Racing Commission at its meeting of Thursday, May 27, 2010, approved new rules under the Rules of Procedure. The purpose of the Rules of Procedure is to provide a process for the withdrawal of appeals filed with the Ontario Racing Commission in addition to improving the efficiency and time lines of proceedings and to assist the ORC in fulfilling its statutory mandate. The new rules are effective immediately.

RULES OF PROCEDURE

Appeal withdrawals

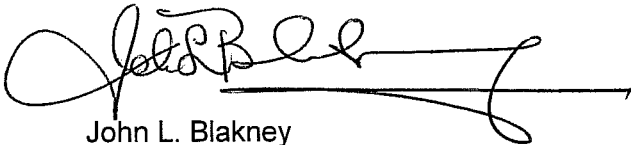
- 2.10 An appellant seeking to withdraw a Notice of Appeal/Request for a Hearing shall appear before a Panel of the Commission.
- 2.11 The Panel shall determine any costs by the Commission such as:
- (i) Book of Documents;
 - (ii) Factum;
 - (iii) Any further investigation by the Commission as a result of the filing of the Notice of Appeal/Request for a Hearing;
 - (iv) Counsel's preparation time;
 - (v) Summonses;
 - (vi) Other expenses by the Commission.

In quantifying an appropriate amount, the Panel may reference the following:

<i>Item</i>	<i>Particulars</i>	<i>Maximum</i>
<i>Panel Fees</i>	<i>Attendance of the Panel</i>	<i>\$1,450/per diem</i>
	<i>Travel</i>	<i>\$600</i>
<i>Legal Fees</i>	<i>Counsel</i>	<i>\$1,300/day</i>
<i>Disbursements</i>	<i>Meals</i>	<i>\$40.00/day</i>
	<i>Courier, Facsimile, Photocopying, Printing and Binding</i>	<i>\$350</i>
	<i>Court reporter and excerpts/transcripts</i>	<i>\$300-\$450/hearing day</i>
	<i>Witness fees and allowances</i>	<i>\$50/witness, plus .37/km</i>
	<i>Other reasonable disbursements</i>	<i>At the Panel's discretion</i>

Unless the Panel orders otherwise, the Appellant shall forthwith pay such costs or portion thereof as determined by the Panel, to the Commission upon the Notice of Appeal/Request for Hearing being withdrawn.

BY ORDER OF THE COMMISSION



John L. Blakney
Executive Director