

JOHNSON V. WORKERS COMPENSATION BOARD OF BRITISH COLUMBIA

Decision Summary

Court	B.C. Court of Appeal
Citation	2008 BCCA 436
Result	Appeal adjourned
Judge	Rowles, Kirkpatrick, Bauman
Date of Judgment	November 5, 2008
WCAT Decision(s) Reviewed	WCAT 2005-03622-RB

Keywords:

Certification of a proceeding as a class proceeding – Class Proceedings Act – Interest on retroactive disability awards

The B.C. Court of Appeal considered an appeal of an order certifying a proceeding regarding the Workers' Compensation Board, operating as WorkSafeBC (Board) policy on interest on retroactive payments as a class proceeding under the *Class Proceedings Act*.

The Court concluded that the appeal ought to be adjourned as the related judicial review was referred back to the trial court in chambers for the consideration of the issues in the Petition that remain to be determined. Accordingly, the appeal from the order certifying the **JRPA** proceedings as class proceedings has become academic.