

## LAVIGNE V. BRITISH COLUMBIA (WORKERS' COMPENSATION REVIEW BOARD)

### Decision Summary

Court	B.C. Supreme Court
Citation	-
Result	Each party bear its own costs
Judge	Mr. Justice Truscott
Date of Judgment	December 4, 2008
WCAT Decision(s) Reviewed	WCAT-2007-00480, WCAT-2003-03236-RB

### **Keywords:**

#### *Application for Costs*

This was an application for costs against the Workers' Compensation Appeal Tribunal (WCAT). The Court, applying *Lang v. British Columbia (Superintendent of Motor Vehicles)* 2005 BCCA 244, found that there was no misconduct or perversity in the proceedings before WCAT, nor did WCAT argue the merits of a judicial review application rather than its own jurisdiction. Accordingly, the Court found that each party should bear its own costs.