

# INQUIRY INTO PEDIATRIC FORENSIC PATHOLOGY IN ONTARIO

## RULES OF STANDING AND FUNDING

### General

1. These Rules of Standing and Funding apply to the Inquiry Into Pediatric Forensic Pathology in Ontario (the “Commission” or “Inquiry”), established pursuant to Order in Council 826/2007 (the “Terms of Reference”).
2. Subject to the *Public Inquiries Act*, R.S.O. 1990, c. P.41 (the “Act”) and the Terms of Reference, these Rules are issued by The Honourable Stephen T. Goudge (the “Commissioner”), in his discretion to facilitate the efficient disposition of the issues of standing and funding
3. The Commissioner may amend these Rules or dispense with compliance of these Rules as he deems necessary to ensure the Inquiry is thorough, fair and timely.
4. All parties, witnesses and their counsel shall be deemed to undertake to adhere to these Rules, and may raise any issue of non-compliance with the Commissioner.
5. The Commissioner may deal with a breach of these Rules as he deems appropriate.
6. In these Rules, “persons” refers to individuals, groups, governments, agencies, institutions or any other entity.

### Standing

7. Commission Counsel, who will assist the Commissioner to ensure the orderly conduct of the Inquiry, have standing throughout the Inquiry. Commission counsel have the primary responsibility of representing the public interest throughout the Inquiry, including the responsibility of ensuring that all matters that bear upon the public interest are brought to the Commissioner’s attention.
8. Persons may seek standing at the Inquiry by way of motion in writing with supporting materials, to be filed in electronic format with the Commission on or before **July 16, 2007**, or at the discretion of the Commissioner on any other date.
9. Motions in writing for standing must include the following information:
  - a) The person’s name, address, telephone number, and fax number and e-mail address, if available;
  - b) The name(s) of the lawyer(s), if any, representing the person, together with the lawyer(s)’s address, telephone number, fax number and email address;

- c) The nature of the person's interest in the subject matter of the inquiry, why he/she wishes standing, and how he/she proposes to contribute to the Inquiry, having specific regard to the Terms of Reference and the Commissioner's Opening Statement delivered on June 18, 2007; and
  - d) Whether the person wishes to make oral submissions in support of the motion.
10. A person who wishes to make oral submissions in support of the motion for standing may be given an opportunity to appear in person, or by counsel, and make oral submissions at a hearing at a date and time to be determined by the Commission. The Commissioner will allocate time for oral submissions for each person who is permitted to make oral submissions.
  11. Standing will be granted in the discretion of the Commissioner, in accordance with Section 5 of the Act, the Terms of Reference, the systemic nature of this Inquiry and the desirability of a fair and expeditious proceeding.
  12. The Commissioner may determine those parts of the Inquiry in which a party granted standing may participate and the form of their participation.
  13. All materials filed in support of a party's motion in writing for standing will be available to the public on the Commission's website at [www.goudgeinquiry.ca](http://www.goudgeinquiry.ca)
  14. Those granted standing will be designated as Parties before the Inquiry. The Commission will use that designation although this not an adversarial process.
  15. Further information with respect to standing may be made available on the Commission's website at [www.goudgeinquiry.ca](http://www.goudgeinquiry.ca)

## **Funding**

16. Further to paragraph 14 of the Terms of Reference, the Commissioner may make recommendations to the Attorney General regarding funding for a party to the extent of the party's interest, where in the Commissioner's view the party would not be otherwise able to participate in the Inquiry without such funding.
17. Persons may seek funding by way of motion in writing with supporting materials to be filed in electronic format with the Commission on or before July 16, 2007, or at the discretion of the Commissioner on any other date. Persons will be expected to seek funding at the same time as they seek standing, and motion materials prepared in support of funding may be combined with motion materials prepared in support of standing.
18. Motions in writing for funding must include the following information:
  - a) The person's name, address, telephone number, and fax number and e-mail address, if available;

- b) The name(s) of the lawyer(s), if any, representing the person, together with the lawyer(s)'s address, telephone number, fax number and email address;
  - c) The reasons why the person requires funding; and
  - d) Whether the person wishes to make oral submissions in support of the motion for funding.
19. A person who wishes to make oral submissions in support of the funding motion may be given an opportunity to appear in person, or by counsel, and make oral submissions in support of the motion for funding at a hearing at a date and time to be determined by the Commission. The Commissioner will allocate time for oral submissions for each person who is permitted to make oral submissions.
  20. Funding will be recommended at the Commissioner's discretion in accordance with paragraph 14 of the Terms of Reference.
  21. Where the Commissioner's funding recommendation is accepted, funding shall be in accordance with approved Treasury Board Guidelines respecting rates of remuneration and reimbursement and the assessment of accounts.
  22. All materials filed in support of a party's motion in writing for funding will be available to the public on the Commission's website at [www.goudgeinquiry.ca](http://www.goudgeinquiry.ca)
  23. Any updated information with respect to funding may be made available on the Commission's website at [www.goudgeinquiry.ca](http://www.goudgeinquiry.ca)