

Financial Services Tribunal

2009-2010 Annual Report

May 2010





May 21, 2010

Honourable Colin Hansen
Minister of Finance
Ministry of Finance
Room 153, Parliament Buildings
Victoria, BC V8V 1X4

Dear Minister Hansen:

I am pleased to submit to you the Annual Report of the Financial Services Tribunal ("FST") for the fiscal year beginning April 1, 2009 and ending March 31, 2010. This report is submitted pursuant to section 242.1 (5) (d) of the *Financial Institutions Act*.

Sincerely,

A handwritten signature in black ink, appearing to read "W. G. Hopkins". The signature is fluid and cursive.

William G. Hopkins
Chair, Financial Services Tribunal

The Mandate of the FST

The Financial Services Tribunal ("FST") hears appeals from institutions and individuals who want to contest enforcement decisions made by the:

- ◆ Insurance Council of British Columbia;
- ◆ Real Estate Council of British Columbia;
- ◆ Superintendent of Real Estate;
- ◆ Superintendent of Pensions;
- ◆ Registrar of Mortgage Brokers; and
- ◆ Superintendent of Financial Institutions.

The FST only has jurisdiction to hear appeals under the following British Columbia statutes:

Financial Institutions Act ***Credit Union Incorporation Act***
Mortgage Brokers Act ***Pension Benefits Standards Act***
Real Estate Services Act ***Real Estate Development Marketing Act***

Appeals to the FST are governed by the statutes that provide for an appeal to the FST, and by the *Administrative Tribunals Act*.

FST Appeals

Fiscal Year 2009 - 2010

No appeals were filed with the FST between April 1, 2009 and March 31, 2010.

FST Decisions

Fiscal Year 2009-2010

Decisions were finalized on 2 appeals filed in 2008:

- ◆ **08-040 – Insurance Council of BC**
- ◆ **08-045 – Registrar of Mortgage Brokers**

Details of the appeals can be found at the FST web site:

<http://www.fic.gov.bc.ca/fst/>

FST Operations

The offices of the tribunal are located within the business premises of FICOM and admin support provided by FICOM employees.

In fiscal year 09/10, the FST received \$0.00 in recoveries and incurred expenses of \$ 58,698.00

FST Statement of Financial Performance

(For the fiscal year ended March 31, 2010)

| <i>Operating Result</i> | <i>2008/2009 - \$</i> | <i>2009/2010 - \$</i> |
|-------------------------|---------------------------|---------------------------|
| Recoveries | 2,550 | 0 |
| Expenses | (93,902) | (58,698) |
| Net | (91,352) | (58,698) |

| <i>Direct Expenses</i> | <i>2008/2009 \$</i> | <i>2009/2010 \$</i> |
|----------------------------------|-------------------------|-------------------------|
| Salaries and Benefits | 45,026 | (421) |
| Professional Services | 6,266 | 1,240 |
| Board Fees & Expenses | 6,949 | 19,025 |
| Other | 273 | 283 |
| Total direct Expenses | 58,514 | 20,127 |
| Allocated Overhead from FICOM | 35,388 | 38,571 |
| Total FST Expenses | 93,902 | 58,698 |

* These tables reflect actual as opposed to reported costs.