

It is important to remember, by law, the (alleged) offender is entitled to be notified of a Board Hearing and they may choose to participate.

If you have concerns about notification to (alleged) offender or any disclosure of personal information to the (alleged) offender, you just tell the Board during the application process.

When the Board decides on your claim, it considers how you co-operated with the Police and whether you contributed to the injury (or death) directly or indirectly.

WILL YOU NEED A LAWYER?

No; however, one may help if your claim is very complex. Once you hire a lawyer / legal representative, the Board will only communicate with your lawyer, agent or paralegal.

WHAT EXPENSES CAN YOU APPLY FOR?

- Treatment expenses, including travel
- Counselling expenses
- Funeral and burial expenses
- Loss of income
- Pain and suffering
- Support of a child born as a result of a sexual assault
- Expenses to attend the Hearing

Payments to an applicant from life insurance, CPP benefits, etc. will not be duplicated in an award by the Board. If you receive an award while on Ontario Works (OW) or Ontario Disability Support Program (ODSP) the award may have an impact on those benefits. It is strongly recommended you contact your worker.

HOW MUCH CAN BE AWARDED?

- maximum of \$25,000 as a lump sum
- up to \$1000 in monthly payments for periodic awards

The lump sum cannot exceed \$12,500 where both lump sums and periodic payments are awarded. Periodic awards are reviewed annually.

WILL A CIVIL LAWSUIT AFFECT YOUR AWARD?

If you file a civil law suit, you must tell the Board. The Board is entitled to money awarded in a civil suit to cover the compensation award.

WHERE TO GET HELP?

**Victim Witness Liaison
Michelle Donio - King**
Nishnawbe-Aski Legal Services
86 S. Cumberland Street
Thunder Bay, ON P7B 2V3

Phone: (807) 622-1413
Toll Free: 1-800-465-5581
Fax: (807) 622-3024

Website: www.nanlegal.on.ca

If you have been a Victim of Crime, talk to us, we can help you with your application!!!

**NISHNAWBE-ASKI
LEGAL SERVICES**

**CRIMINAL
INJURIES
COMPENSATION
BOARD**



**HAVE YOU BEEN A VICTIM
OF CRIME?
WE CAN HELP**

WHO CAN APPLY?

Anyone injured as a result of a violent crime in Ontario, or if you are related to a victim who died as a result of a violent crime in Ontario.

Violent crimes may include: firearm offences, poisoning, arson and other offences such as Assault, Sexual Assault, Domestic Assault (ie. Abuse by partner / spouse), child Physical Assault, child Sexual Abuse, etc.

WHAT PAPERS OR DOCUMENTS MUST YOU PROVIDE?

- Medical records describing your injuries or treatment.
- Bills and receipts showing your expenses, wages and benefits.
- Employer's statement showing your wages and benefits.

HOW DO YOU APPLY?

Write or telephone to:

Criminal Injuries Compensation Board
439 University Avenue, 4th Floor
Toronto, ON M5G 1Y8

Telephone: (416) 326-2900

Toll Free: 1-800-372-7463

Fax: (416) 326-2883

Ask for an application.

WHEN MUST YOU APPLY?

- As soon as possible. Applications must be received by the Board within two years of the date of the incident. Extensions of this time limit may be granted.
- You do not need an extension of the limitation period if you are under the age of 20 when you apply OR the crimes involved ongoing assaults / abuse then ended less than two years ago and were committed by the same person.
- Compensation may be awarded even though charges are not laid or no one is found guilty.

WHAT HAPPENS AFTER YOU APPLY?

- Upon receipt of your application you are assigned a file number. You will need to provide this number EVERY time you contact CICB.
- Upon completion of your application (all information and documentation to support the claim is received) a Hearing will be scheduled IF you are successful.
- It is VERY important to inform CICB of your current address and phone number to ensure CICB can maintain contact.
- After a Hearing, you will be notified in writing if you were denied or if you were a successful applicant. The whole process takes on average a year to two years.

The Board holds Hearings in 19 locations.

HOW DOES THE BOARD DECIDE ON YOUR CLAIM?

The Board decides whether you are entitled to compensation in one of three ways:

Documentary Hearing: If your claim can be assessed based on written evidence, an adjudicator will make a decision based on the information in the file.

Oral Hearing: In a relaxed setting, adjudicators will ask questions about the incident (s), injuries and associated costs.

Oral hearings are generally open to the public but may be closed due to safety concerns, on-going criminal proceedings or when the claim involves a sexual offence, spousal abuse or child abuse.

Minors are NOT required to attend the Hearing.

Concerns about participating in an Open Hearing must be expressed during the application process.

Electronic Hearing: This type of Hearing is generally held when the Board determines there is a good reason not to have the parties in the same room.

The Board may combine an Electronic and Oral Hearing in one proceeding, where you or others may participate via telephone while the adjudicators are present at a Hearing site.

NOTE: Translators are available upon request!