

POA - PROVINCIAL OFFENCES ACT (Court Services)

SNAPSHOT MEDIANS FOR 2017



POA services cost
\$87.83 per charge

PCRT305T (EFFICIENCY)

COURT
Administration
Clerks process

6,533
CHARGES

PCRT222 (SERVICE LEVEL)



44%
defaulted
collection rate

PCRT310 (EFFICIENCY)

KEEP IN MIND:

Influencing Factors

Influencing factors can create variances in comparison data from year-to-year and from municipality-to-municipality.



Charges & Cost Structures

Parking vs. non-parking charges; unique municipal costs and ability to account for true service delivery cost



Enforcement

Enforcement is beyond the control of the Court Administration and is dependent on enforcement staffing and prioritization of resources



Geographic Location

Municipalities with large population of seasonal residents, cross-border location or proximity to 400 series highways may have disproportionate offences



Judiciary Controls

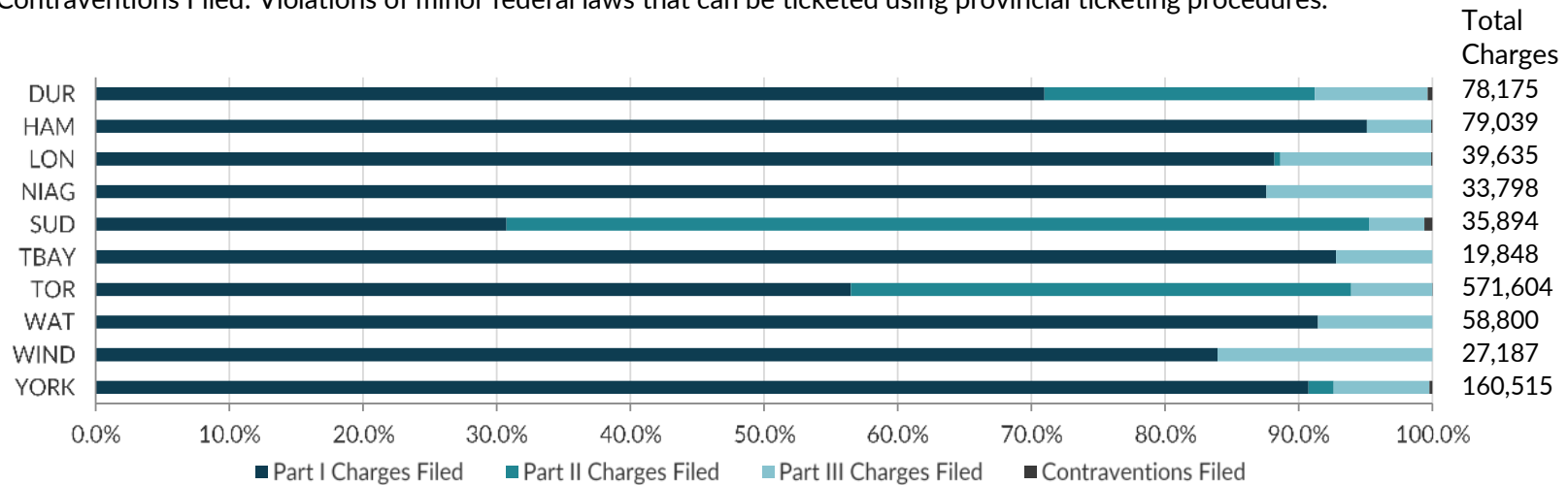
Municipalities do not control allocation of court time to municipal courts.

For a full description of influencing factors, please go to: www.mbncanada.ca

Fig. 25.1 Total Number of Charges Filed by Type - Percent Distribution

This figure identifies 4 types of charges filed:

- Part I Charges Filed: Often referred to as a “ticketing” process, and is used for less serious offences. The defendant has 3 options: pay the fine, meet with prosecutor/walk-in guilty plea or request a trial.
- Part II Charges Filed: Very similar to the Part I process, except that Part II applies exclusively to parking offences. The defendant has 2 options: pay the fine or request a trial.
- Part III Charges Filed: Used for more serious offences. The defendant must appear before a Justice of the Peace and has 2 options: resolve the charge(s) or request a trial. The charge cannot be resolved through the payment of a set fine.
- Contraventions Filed: Violations of minor federal laws that can be ticketed using provincial ticketing procedures.



| MUNICIPALITY | Part I Charges Filed | | | Part II Charges Filed | | | Part III Charges Filed | | | Contraventions Filed | | |
|--------------|----------------------|---------|---------|-----------------------|---------|---------|------------------------|--------|--------|----------------------|------|------|
| | 2015 | 2016 | 2017 | 2015 | 2016 | 2017 | 2015 | 2016 | 2017 | 2015 | 2016 | 2017 |
| DUR | 58,438 | 58,629 | 55,484 | 13,109 | 14,061 | 15,804 | 5,850 | 5,747 | 6,612 | 385 | 330 | 275 |
| HAM | 82,249 | 79,981 | 75,171 | N/A | N/A | N/A | 3,774 | 3,783 | 3,800 | 25 | 54 | 68 |
| LON | 42,988 | 36,642 | 34,953 | 27 | 62 | 172 | 4,178 | 4,423 | 4,475 | 24 | 51 | 35 |
| NIAG | 42,689 | 34,202 | 29,602 | N/A | N/A | N/A | 5,292 | 4,474 | 4,196 | 0 | 0 | 0 |
| SUD | N/A | 14,007 | 11,032 | N/A | 18,426 | 23,157 | N/A | 1,630 | 1,492 | N/A | 185 | 213 |
| TBAY | 22,788 | 19,948 | 18,419 | 0 | 0 | 0 | 1,267 | 1,336 | 1,429 | N/A | N/A | N/A |
| TOR | 311,105 | 312,785 | 322,940 | 231,254 | 237,444 | 213,964 | 32,069 | 36,698 | 34,630 | 111 | 107 | 70 |
| WAT | 54,371 | 54,332 | 53,772 | N/A | N/A | N/A | 4,579 | 4,877 | 5,028 | 0 | 0 | 0 |
| WIND | 25,265 | 24,260 | 22,818 | N/A | N/A | N/A | 3,991 | 4,295 | 4,369 | N/A | N/A | N/A |
| YORK | 146,717 | 137,355 | 145,647 | 2,904 | 2,766 | 3,012 | 11,876 | 12,303 | 11,491 | 317 | 306 | 365 |
| MEDIAN | 54,371 | 45,487 | 44,363 | 2,904 | 8,414 | 9,408 | 4,579 | 4,449 | 4,422 | 25 | 81 | 69 |

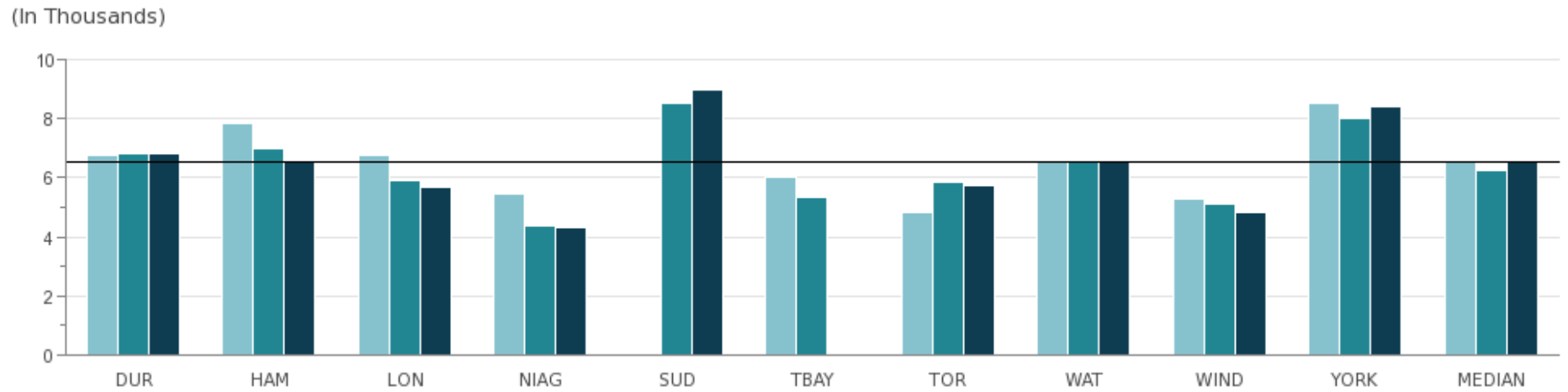
Source: PCRT810A (Statistic)

Source: PCRT810B (Statistic)

Source: PCRT810C (Statistic)

Source: PCRT810D (Statistic)

Fig. 25.2 Number of Charges Filed per Court Administration Clerk

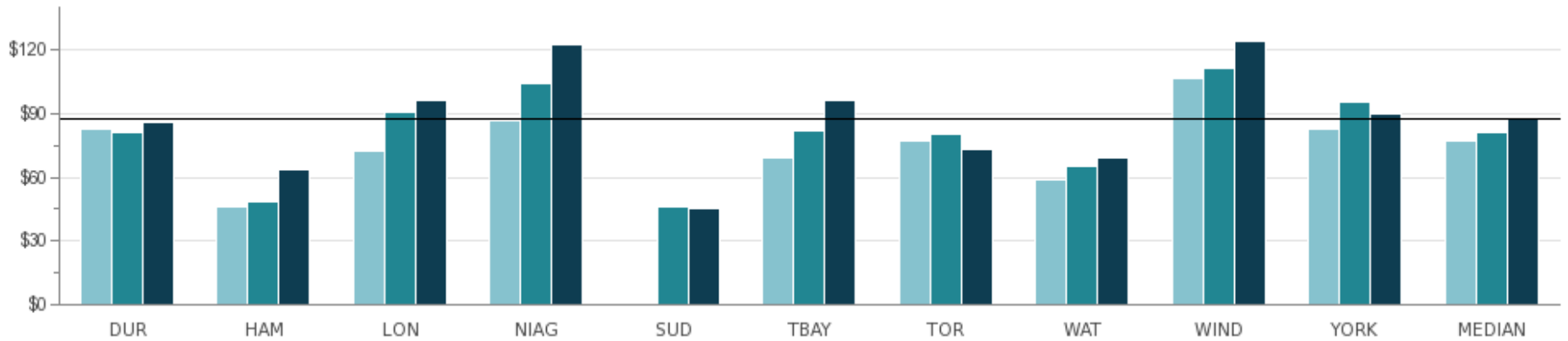


| | | | | | | | | | | | |
|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| 2015 | 6,764 | 7,823 | 6,745 | 5,452 | N/A | 6,014 | 4,828 | 6,550 | 5,256 | 8,517 | 6,550 |
| 2016 | 6,849 | 6,985 | 5,883 | 4,395 | 8,562 | 5,321 | 5,870 | 6,579 | 5,134 | 8,038 | 6,231 |
| 2017 | 6,798 | 6,587 | 5,662 | 4,333 | 8,974 | N/A | 5,716 | 6,533 | 4,855 | 8,448 | 6,533 |

Source: PCRT222 (Service Level)

Fig. 25.3 Total Cost of POA Services per Charge Filed

This measure reflects the total cost to administer POA Services on a per charge basis.



| | | | | | | | | | | | |
|------|---------|---------|---------|----------|---------|---------|---------|---------|----------|---------|---------|
| 2015 | \$82.86 | \$45.73 | \$72.24 | \$87.04 | N/A | \$69.06 | \$77.36 | \$58.68 | \$106.50 | \$82.52 | \$77.36 |
| 2016 | \$80.87 | \$48.18 | \$90.34 | \$104.70 | \$46.20 | \$82.24 | \$80.58 | \$65.03 | \$111.72 | \$95.89 | \$81.56 |
| 2017 | \$85.75 | \$63.60 | \$96.61 | \$122.71 | \$45.51 | \$96.36 | \$73.40 | \$68.93 | \$123.90 | \$89.91 | \$87.83 |

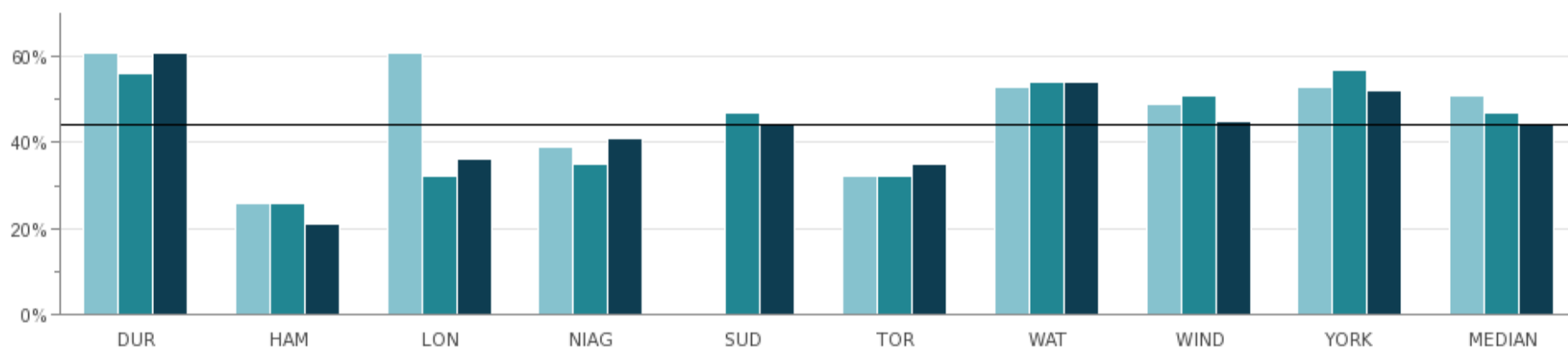
Source: PCRT305T (Efficiency)

Niagara: Increase can be attributed to capital-related costs of new court facility.

Windsor: The number of charges declined in 2017, while collection costs increased.

Fig. 25.4 Defaulted Collection Rate

The Provincial Offences Act (POA) gives defendants charged with offences three options: (1) to pay fine, (2) dispute the charge through early resolution, or (3) request a trial. If a defendant fails to choose one of these 3 options or fails to pay the fine imposed by the court following early resolution or trial, the fine goes into default. POA fines are debts to the Crown and therefore remain in default until paid. This measure tracks how successful Ontario municipalities, with POA responsibilities, are in collecting defaulted fines using a variety of collection methods, including but not limited to collection agencies, tax rolls, license suspension and plate denial.



| | | | | | | | | | | |
|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| 2015 | 61% | 26% | 61% | 39% | N/A | 32% | 53% | 49% | 53% | 51% |
| 2016 | 56% | 26% | 32% | 35% | 47% | 32% | 54% | 51% | 57% | 47% |
| 2017 | 61% | 21% | 36% | 41% | 44% | 35% | 54% | 45% | 52% | 44% |

Source: PCRT310 (Efficiency)

London: The increase in 2015 can be attributed to the number of defaulted cases, most notably in the 0-\$500 range, representing the highest success rate of collection.

Thunder Bay: Does not report - technology restrictions.

