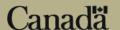
# Breakfast with the Immigration and Refugee Board of Canada:

# Adjudication in a high-volume tribunal

Presentation to the Canadian Institute for the Administration of Justice

Angus Grant – Acting Deputy Chairperson, Refugee Appeal DivisionGary Dukeshire – Senior Counsel, IRB





# The Immigration and Refugee Board (IRB)

- The IRB is Canada's largest independent, administrative tribunal.
- Its mission is to resolve immigration and refugee cases efficiently, fairly and in accordance with the law.
- The IRB is comprised of four divisions.



# The Four Divisions of the IRB

### Refugee Protection Division (RPD)

- Hears and decides claims for refugee protection made in Canada.
- Hears and decides applications to vacate or cease refugee protection.

### Refugee Appeal Division (RAD)

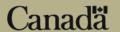
Hears and decides eligible appeals of RPD decisions.

### **Immigration Division (ID)**

- Conducts admissibility hearings for foreign nationals or permanent residents believed to be inadmissible to, or removable from Canada.
- Conducts detention reviews for foreign nationals or permanent residents detained by CBSA.

### Immigration Appeal Division (IAD)

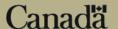
Hears appeals on immigration-related matters.



# **IRB CASE VOLUMES**

	FINALISATIONS	
	2022	1st half 2023
RPD	45 444	24 498
RAD	11065	5153
ID*	8174	5050
IAD	2898	1689
TOTAL	67 581	36 390

<sup>\*</sup>Detention reviews only



## **TOPICS**

## In a high-volume tribunal:

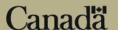
- > Ensuring quality decisions
- > Promoting consistency
- > Enhancing efficiency
- > Responding to world events



# **ENSURING QUALITY OF DECISIONS**

# **Quality Assurance Framework**

- Robust performance management
- Ongoing professional development
- Reasons review by Legal Services
- Third-party review



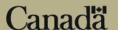
# PROMOTING CONSISTENCY IN DECISION-MAKING

- Guidelines and jurisprudential guides
- National Documentary Packages
- RAD Reasons of Interest
- "Consolidated Bathurst" type discussions
- Jurisprudence updates and ongoing training



# **EFFICIENCY IN DECISION MAKING**

- Appropriate use of templates etc.
- Point-first writing
- Oral reasons
- Training on adequate reasons (Vavilov, Mason)
- Making concise reasons writing a performance objective



## RESPONDING TO WORLD EVENTS

- Ensuring adequate information for decision-making
  - Enhanced research of country conditions
- Adapting processes and procedures, for example:
  - Expedited processing as appropriate
  - Moving operations to where needed
  - Targeted training
- Some examples from the IRB:
  - Mass marine arrivals
  - Taliban take-over in Afghanistan
  - Ukraine war

