

NOVA SCOTIA COURT OF APPEAL

Citation: *Mime’j Seafoods Ltd. v. Nova Scotia (Workers’ Compensation Appeals Tribunal)*, 2007 NSCA 115

Date: Decision Date 20071207

Docket: CA 277720

Registry: Halifax

Between:

Mime’j Seafoods Limited
(Claim No. 182485-11)

Appellant

v.

Nova Scotia Workers’ Compensation Appeals Tribunal
and the Workers’ Compensation Board of Nova Scotia

Respondents

JUDGE:

MacDonald, C.J.N.S.

APPEAL HEARD:

October 4, 2007, Halifax, Nova Scotia

SUBJECT: **Administrative Law; Nova Scotia *Workers’ Compensation Act*; statutory interpretation; definition of “employer”; standard of review.**

SUMMARY: The appellant, Mime’j Seafoods Limited, is a self-described *Aboriginal communal commercial fishing management entity*. It is owned by the Native Council of Nova Scotia, an incorporated Society dedicated to protecting the rights of off-reserve Aboriginals living in Nova Scotia.

ISSUE: The Workers' Compensation Appeals Tribunals determined Mime'j to be an "employer" as defined in the *Workers' Compensation Act*. Mime'j appeals to this court on this narrow issue of law.

RESULT: Appeal dismissed.

Applying the principles of statutory interpretation, Mime'j met the definition of "employer" and was therefore subject to assessment under the *Act*.

This information sheet does not form part of the court's judgment. Quotes must be from the judgment, not this cover sheet. The full court judgment consists of 22 pages.