

CASE NO. VOL. NO. PAGE

WORKERS' COMPENSATION BOARD WORKERS' COMPENSATION APPEALS
OF NOVA SCOTIA TRIBUNAL OF NOVA SCOTIA and

KEVIN McMASTER

- and -

(Appellant) (Respondents)

CA 160278

Halifax, N.S.

CROMWELL, J.A.

**[Cite as: Nova Scotia (Workers' Compensation Board) v. McMaster, 2000 NSCA
57]**

APPEAL HEARD: February 2, 2000

JUDGMENT DELIVERED: May 1st, 2000

SUBJECT: **Workers' Compensation - Permanent Disability - s. 228 -
"window" period benefits**

SUMMARY: WCAT found that Mr. McMaster was entitled to a permanent partial
disability benefit pursuant to s. 45 of the former **Act**. The Board
appealed.

RESULT: Appeal dismissed. The judgment in this case is released concurrently
with that in **Workers' Compensation Board v. Ryan**, 2000 NSCA 56.
In the present case, the Tribunal did not specify how the "window"
period award was to be calculated other than directing that it be done
pursuant to s. 45 of the former **Act**. Provided that directive is
understood and applied as set out in **Ryan No. 2**, there is no error of
law or jurisdiction in the Tribunal's decision.

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