

# NOVA VOCE



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The Voice of the Legal Profession in Nova Scotia



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## PRESIDENT'S MESSAGE



M. JEAN  
BEELER, QC

Weldon McInnes

Since the last issue of Nova Voce, the branch has been busy with both local and national matters. On the national front, the first annual meeting of the new board was held in Ottawa and virtually throughout the country on February 15, 2018. In addition to the president's report and the treasurer's report, we considered several resolutions. Time did not allow us to consider all resolutions and as a result the resolution dealing with solicitor-client privilege and the by-law amendment to consider the definition of diversity were tabled to the next meeting. The resolutions debated and passed included the establishment of a National Commissioner for Children and Youth; a call to urge the federal government to protect the human rights of LGBTQ2S; and a protocol for the management of multi-jurisdictional class actions.

While in Ottawa I attended the first national Leadership Forum the following day. This group is a non-voting collection of branch presidents, executive directors and the chairs of Sections and Young Lawyers. The very full day included a presentation from Nick Nanos who reported on the member survey results. Following his presentation, the group strongly supported the goal of the CBA developing its own member intelligence capacity and the board is moving forward. The funding formula report was presented by incoming President Ray Adlington and if nothing else it is clear that this is a work in progress and will evolve over time. One critical aspect that will impact all branches is the shared services piece as these services will be funded first and the balance will be shared between the

branches and the national office. I suspect that changes will result and we will likely not be in a position to assess the results until the year has passed. As an observer of the board meeting the next day, I came away with the conclusion that if nothing else, the CBA is evolving.

With Ray taking up the President's position, national has called for nominations from Nova Scotia to replace his seat on the board.

Our branch has been very busy. The 2 day annual conference was changed from mid-winter to late fall. The conference attracted many participants and was a success. One of the highlights was the bench and bar mixer hosted by the Young Lawyers Section. The Zoë Odei Young Lawyers award was presented to Jack Townsend and Julia Cornish, Q.C. was this year's winner of the Constance Glube Spirit Award. During the luncheons on Thursday and Friday Judge Amy Sakalauskas was given the 2017 Distinguished Service Award and Candace Thomas, Q.C. received the Community Service Award. Moving the conference to the Fall was well received. As a result the 2018 conference has now been scheduled for early December.

The branch hosted the national president, Kerry Simmonds, at its December Council meeting; we met with the Provincial Judges Association and the Bar Society. We were hosted by McInnes Cooper and Pink Larkin. Much thanks to all who participated and gave Kerry such a warm welcome.

I was honoured to attend several robing

*Continued on page 15*

### EDITORIAL BOARD

Jennifer Keliher, Burchells LLP  
Tammy Wohler, Nova Scotia Legal Aid  
Michael Murphy, McInnes Cooper



**Gail Gatchalian,  
Pink Larkin**

**VICE PRESIDENT** The Professional Development Committee has been busy! Registration is now open for the Criminal Law Conference, “The Nuts and Bolts of Bail,” taking place on Friday, April 13th, 2018 at Casino Nova Scotia. Planning is underway for the next Annual Conference, scheduled for December 6 and 7, 2018 at the Marriott Harbourfront. The “20th Anniversary of the Family Division Conference”

and Bench and Bar Dinner will take place on Friday, April 5th, 2019. As well, a Legal Support Staff Conference is planned for Monday, May 13th, 2019. Sections have also been busy: 66 Section meetings were held between September 1 and January 31, attracting 897 registrants. There are currently 16 Section meetings taking place in February and 22 planned for March.



**Dan Wallace,  
McInnes Cooper**

**TREASURER** As we approach the half way point in our fiscal year, I am happy to report that the Branch’s finances continue to be in good shape. Special thanks goes out to our membership committee for ensuring the Branch maintains its healthy membership level. Also, special thanks to the Professional Development Committee, who organized an informative and well attended Professional Development Conference in November 2017.



**Ryan Brothers,  
Department of  
Justice**

**YOUNG LAWYERS** The Young Lawyers Section has had a productive year to date. Since September, we have hosted 10 events/meetings, including an entire Young Lawyers Stream on Consent in the Law, and a Bench and Bar Mixer, at the Annual Conference. Our goal was to have our meetings offer practical skills and/or build community awareness of social justice issues and we believe we have met this objective. Looking ahead in March, we have two great events: 1) March 8, 2018 – “An

Update on Abortion Access in Nova Scotia: An International Woman’s Day Discussion”, featuring Brett Bundale (The Canadian Press) and being co-hosted by the Dalhousie Feminist Legal Association along with the CBA-NS Equity Committee, Sexual Orientation & Gender Identity Section, and Women’s Forum at the Schulich School of Law from 5pm – 7pm; and 2) March 20, 2018 – A session on “How To... Run a Small Claims Court Proceeding”, being held at HRM Legal Services in Duke Tower from 12pm – 1pm with Gus Richardson, QC and Sara Nicholson. In April and May we will be partnering with Hope Blooms for two community events and the end of year social will be held in June. Please stayed tuned for details!



**Dennis James,  
Patterson Law**

**PAST PRESIDENT** With the guidance of Annette Boucher Q.C. CBA-NS’ bylaws are being rewritten with the expectation that they will be presented for adoption at the AGM in June. The rewrite is required due to the changes in governance within CBA following Re-Think and also due to the fact that many of the policies and practices in CBA-NS operations are not reflected in the current by-laws. Annette has been generous

in the time and insight that she has given to this project.



**Jack Townsend,  
Cox & Palmer**

**EQUITY** The Barristers’ Society has adopted a new regulatory model, which focuses on helping lawyers and firms in establishing management systems for ethical legal practice. Under this model, lawyers and firms are required to use ten core elements as principles for creating and maintaining an appropriate level of ethical infrastructure. One of these ten elements relates to working to improve diversity, inclusion, and substantive equality. We are therefore working on developing a template guide on this issue, as well as a model equity policy, to assist lawyers and firms (particularly sole practitioners and small firms) in satisfying this element.



**Jennifer Keliher,  
Burchells LLP**

**COMMUNICATION & PUBLIC RELATIONS**

We are continuing to look at ways to make our communications platforms more effective for CBA-NS members. In addition to Nova Voce and our weekly bulletin emails we have an active presence on Twitter (follow us @ CBA\_NS). We love to promote the work of our Sections and the achievements of our individual members so please tag us with photos, Section

advocacy efforts, or topics of interest and we can help spread the word. As always, if you have any thoughts or suggestions for how we can improve our communications, let us know.



**Carrie Ricker,  
Ricker Law**

**MEMBERSHIP & MEMBER SERVICES**

CBA memberships in Nova Scotia for 2017-2018 are generally stable, with a slight decrease overall up to January 2018. Not including student memberships, Nova Scotia currently has a membership renewal rate of 90.43% and 58 new non-student memberships. Total CBA-NS membership stands at 1470, including 260 student members. Current membership retention and recruitment activities include calls to lapsed members, letters to new law firms, and outreach to small and medium law firms throughout province.

# BROADENING OUR PERSPECTIVES



**J. MICHAEL  
MACDONALD**  
Chief Justice of  
Nova Scotia

A few weeks ago, during African Heritage Month, I joined my colleagues and others from the African Nova Scotian community in honouring the tremendous legacy of Judge Corrine Sparks.

On March 27, 1987, Judge Sparks made history with her appointment to the Family Court. She was the first Black judge in Nova Scotia and the first African Canadian woman appointed to the Bench.

“To me, what is important is not the fact that I was selected to be a judge but it was the opening it created for our community,” Judge Sparks has said.

It was a different time then. The Charter was still in its infancy, Canada’s institutions, including the judiciary, were predominantly male and white, and it was almost unheard of for judges to visit the communities they served — particularly the racialized communities often over-represented in the criminal and family law systems.

It has taken 30 years, but that reality is starting to shift.

Judges, as guardians of the Charter, must balance competing societal values. It only makes sense that we understand, as much as we can, those values.

In other words, it would be helpful to better understand the world view of those who turn to us for relief.

For that reason, with the help of Judge Sparks, Associate Chief Justice Lawrence O’Neil and Professor Michelle Williams of the law school’s Indigenous Blacks and Mi’kmaq Initiative, the judiciary is

presently planning a visit in the Prestons. There, we will listen and learn from leaders in the African Nova Scotian community.

The visit will be much like the trip judges of the Family Division and the Family Court made to Membertou and Millbrook First Nations to learn more about the challenges facing Indigenous communities, particularly in the realm of child protection. The Supreme Court is planning another such meeting in Halifax later this month.

At the previous meetings, judges met with parents and community leaders to address the enormous challenges identified in the Truth and Reconciliation Commission’s report.

As a tangible example of progress, and thanks to the leadership of Justice Moira Legere Sers, resources are now available in the Mi’kmaq language to assist parents whose children have been taken into custody. A booklet and videos are posted on the Courts’ website and hard copies are available at family courthouses across the province.

The introduction of the sacred eagle

feather for Indigenous witnesses to swear their oaths represents another important symbol of inclusiveness. As well, the opening of the province’s only First Nations Court in Wagmatcook this spring will help ensure a more culturally relevant legal system for the Mi’kmaq community.

Building a more inclusive justice system also means ensuring our citizens see themselves reflected at the highest levels of that system. For Nova Scotia, that started 30 years ago with Judge Sparks and has recently been reinvigorated with the appointments of exemplary and thoughtful jurists from our racialized communities.

The newly launched Judicial Mentorship Initiative for African Nova Scotian and Indigenous lawyers will surely help to increase the pool of qualified candidates, a move that will ripple into future judicial appointments and benefit generations to come.

But as important as these steps are, much more must be done. While respecting the boundaries of judicial independence, the judiciary should remain committed to broadening our perspectives.



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# MARY BURNET

**Called to the Bar:** 2017

**Firm/company:** Pink Larkin

**Areas of Practice:** Labour, employment, and human rights law

**Describe your current practice:**

My current practice mainly consists of representing unions, such as in grievance arbitrations regarding the rights of employees, unfair labour practice complaints against employers, and constitutional challenges against the government. I also represent non-unionized employees against their employers, such as when an employer has dismissed an employee wrongfully or failed to accommodate their disability in the workplace.

**Describe the unique qualities you bring to your practice:**

Before attending law school, I completed a Master's degree in Women and Gender Studies and Sexual Diversity Studies that was rooted in postcolonial feminist theory. I also worked for several years providing queer- and trans-positive sex education. These experiences helped me begin to develop a critical political analysis that I apply regularly in my legal practice, particularly in human rights-based work.

**What other activities and volunteer pursuits occupy your time?**

Before law school, I was involved for several years with Books Beyond Bars, a Halifax-based initiative that visits the women's section of the Central Nova Scotia Correctional Facility in Burnside to provide access to books, journals, and writing workshops. The prison system



does not rehabilitate incarcerated people, and does not address the issues that often lead to criminalized actions, such as abuse, mental illness, poverty, and systemic racism. While prisons continue to exist, it's vital to work to change them. I am now getting involved with Women's Wellness Within, a feminist organization in Halifax that supports criminalized women and trans people in Nova Scotia, particularly pregnant people and parents of young children who are incarcerated.

**What do you consider to be the greatest challenges facing young lawyers?**

For young lawyers who are racialized / people of colour, women, trans people, queer people, or who are systemically marginalized in another way, it is often challenging to work in a profession that has historically been and continues to

be dominated by straight white men. I have heard numerous examples of young women and young people of colour, and particularly young women of colour, who are not acknowledged as lawyers or as part of the legal team on a file. I have also experienced this myself. This happens, for example, when young lawyers are not included or addressed in conversations with lawyers on the other side, are assumed to be assistants, or even food service workers at lunch breaks, or are not named as counsel by judges or arbitrators in their written decisions. As a result, young lawyers who experience systemic marginalization are made to work much harder to have their contributions recognized.

**What words of wisdom do you have for new lawyers?**

Because privilege and confidentiality require that lawyers not discuss client files outside of their own firm, it's important to build supportive relationships with colleagues to process difficult files with. It's also so helpful to seek out peers and mentors to talk to about any personal difficulties you are experiencing in the workplace. As well, because senior lawyers are not keeping track of your workload, you need to be aware of and communicate your ability to take on work, and be realistic about your limits so you don't burn out. Finally, seek out work that you're passionate about, both in your job and as a volunteer. Inevitably, some of your work will be repetitive and tedious, particularly as a young lawyer. Having files and volunteer work related to why you wanted to practice law in the first place will help sustain you.

# #METOO IN LEGAL WORKPLACES: OUR DUTY AS EMPLOYERS



GAIL  
GATCHALIAN  
Pink Larkin

Lawyers spend a lot of time being the best lawyers we can be. I'm not sure that we put enough time and effort into being the best employers. The #MeToo movement may force us to focus on our duty as employers. It's not a question of if #MeToo will affect legal workplaces, it's a matter of *when*. Sexual harassment and gender-based harassment is pervasive. It's no different in our workplaces.

Legal workplaces, as employers, have a duty to take all reasonable steps to provide a workplace that is free of sexual harassment. This includes taking appropriate steps to prevent workplace sexual harassment, to respond to allegations of sexual harassment, and to address findings of sexual harassment.

At a minimum, legal workplaces should:

- Have a policy that defines sexual harassment, and that sets out a clear complaint and investigation process.
- Train existing and new personnel, and provide refresher training.
- Designate and train someone to receive and investigate complaints or to retain external investigators when appropriate.
- Make it clear in the training that even in the absence of a formal complaint, there may be an obligation to investigate if information has come to the attention of management, even if the complainant does not wish to cooperate.
- Make it clear in the training that

consent is not necessarily relevant in circumstances involving a power imbalance between the complainant and the respondent.

- Ensure that investigations are prompt, competent, fair and undertaken by someone who is impartial and seen to be impartial. Prompt means that investigations are commenced and completed within a matter of weeks, not months.

- Designate an external person to receive complaints and conduct investigations for cases where the complainant does not feel comfortable with the internal complaint process.

- Protect the complainant during the investigation from further harassment or retaliation, which may require the relocation of the respondent or placing the respondent on a leave with pay.

- Inform the complainant and respondent of the outcome of the investigation.

- Take appropriate steps to address a finding of sexual harassment, which could be disciplinary and/or non-disciplinary, including specific individualized training for the respondent.

Legal workplaces should go beyond the traditional complaint-investigation method of dealing with sexual harassment and take steps to transform the workplace culture. As we have seen in the numerous public disclosures covered by the media, there are certain factors that are common to sexually-toxic workplaces: a culture of silence, a lack of women in positions of power, large power-imbalances, unaccountable powerful individuals, and a generalized culture of disrespect. Our workplaces need to tackle:

- *The culture of silence* by providing bystander training to all personnel, thereby taking the burden off harassment victims to address sexual harassment.

- *Lack of women in positions of power* by taking steps to retain and attract women and having more women in decision-making roles.

- *Power imbalances* by ensuring accountability for those in positions of power.

- *Racism, homophobia, transphobia and other forms of discrimination on the basis of protected grounds*, all of which render women more vulnerable to sexual harassment in the workplace, by providing cultural competence training and refresher training to all individuals in the workplace.

## SPECIAL DATES

FRIDAY, APRIL 13, 2018

### CRIMINAL LAW CONFERENCE

Casino Nova Scotia  
Halifax, Nova Scotia

WEDNESDAY, JUNE 13, 2018

### NOVA SCOTIA BRANCH ANNUAL GENERAL MEETING

Venue To Be Announced



# METOO: SOMETHING NEW TO SAY, OR A NEW WAY TO SAY IT



JENNIFER  
TAYLOR

Stewart McKelvey

Sexual misconduct by men against women is a tale as old as time. What's new is how two related movements—[Me Too](#) and [Time's Up](#)—have quickly become cultural shorthand for telling this story, and proven to have real consequences for those who commit sexual misconduct. The labels Me Too, with its sense of solidarity, and Time's Up, with its sense of urgency, offer a framework for talking about, and acting on, the complex and longstanding problems of workplace sexual harassment, sexual assault, and gendered power imbalances.

It's a moment of [reckoning](#).

For lawyers especially, it means reckoning with [uncomfortable issues](#). Like the fact that the justice system doesn't always provide satisfactory consequences when sexual misconduct occurs. (Or offer much in the way of preventing sexual misconduct before it happens.)

The justice system as traditionally understood doesn't always find the truth, either, which is one reason Me Too and Time's Up have been driven by media reporting rather than court proceedings.

These movements prioritize truth. In the justice system, truth is often competing with other values.

There are, of course, ethical (and often constitutional) arguments for taking on

and zealously representing a client who's been accused of sexual misconduct. But beyond these individual cases, we also have to reckon with the fact that the culture of our own profession largely remains a patriarchal one, perpetuating the same [power structures](#) that have in some respects enabled sexual misconduct to flourish.

As [Erin Wunker](#) defines it:

"Patriarchal culture is by definition a culture in which masculinity—in people and in things—is privileged as inherently foundational to other state of being. In a patriarchal culture, systems, institutions, and social interactions reinforce this hierarchy. When you live in a patriarchal culture, as in any culture, you begin learning its rules and regulations, as well as the way you fit into them, almost immediately. It's important to note that patriarchal culture is not an equitable culture. It's unfair for women and women-identified people, and it's also unfair for men, though these unfairnesses are not the same, nor do all people experience them the same way. Like any culture or way of being, patriarchal culture appears to be inscrutable. It is so entrenched in our psyches and our ways of moving through the world that it seems impossible to change."

Lawyers have to do double duty in responding to Me Too and Time's Up: we need to examine the inequities of our own professional culture while also using our legal training to effect change more broadly.

Rebecca Bromwich recently [wrote](#):

"Law has cultural power. When we represent people in advocacy, we also create representations, or depictions, of persons. These representations take on a cultural reality. They can confirm or challenge stereotypes. They create worlds."

Bromwich powerfully concluded:

"Those of us in the Canadian legal profession can make 2018 a year of taking action toward more just and emancipatory lawyering. We are all more powerful than we think."

I'm in.

But I know that when a cultural movement becomes hard work, it's easy to lose momentum. The backlash pieces are already [piling up](#). I recently heard "hashtag me too!" as the punchline of a joke that one male lawyer was telling another. (I didn't hear the beginning of the joke; this was probably for the best.) Lots of folks are bored of hearing these headlines and wish the conversation would move on.

When it came time to write this, I even worried that I didn't have anything new to say about condemning sexual misconduct and holding perpetrators accountable. But a realization followed: even if we're saying the same thing over and over again, let's keep saying it. Me Too and Time's Up have given us the tools to keep the conversation going, and to keep the consequences coming.

Repetition is radical.

Because you know what? It just might work. Eventually.



## ZÖE ODEI YOUNG LAWYERS AWARD RECIPIENT

**JACK TOWNSEND (COX & PALMER)**

Established in 2003, this award is in memory of the late Zöe Odei of Halifax, an active CBA member who exemplified the distinguished and exceptional service contemplated by this Award. The award honours and recognizes a young lawyer's distinguished or exceptional service to the Association, the community or charitable causes.

### CRITERIA

Accomplishment in the work of CBA - Nova Scotia in one or all of the following areas:

- improvement in the law
- improvement in the administration of justice
- individual lawyer training
- advocacy in the public interest
- Active participation in a charitable or non-profit organization
- Implementation of special events or programs including assisting community or charitable organizations through periods of difficulty, change or restructuring
- Contributions as a volunteer through education or promotion of volunteerism by way of ideas, practices or publications
- Continued performance and effort over a period of years in a variety of volunteer activities which has resulted in the enhancement and improvement of the organization, activity or community



## DISTINGUISHED SERVICE AWARD RECIPIENT

**THE HONOURABLE AMY SAKALOUSKAS (PROVINCIAL COURT OF NOVA SCOTIA)**

Established in 1996, this award honours,

recognizes and celebrates distinguished or exceptional service that a member has made to the Nova Scotia Branch.

### CRITERIA

Accomplishment in the work of CBA - Nova Scotia in one or all of the following areas:

- Improvement in the law
- Improvement in the administration of justice
- Individual lawyer training
- Advocacy in the public interest



## COMMUNITY SERVICE AWARD RECIPIENT

**CANDACE THOMAS, QC (STEWART MCKELVEY)**

Established in 2001, this award honours, recognizes and celebrates the valuable contribution a member has made to community and/or charitable causes at a local, provincial or federal level. This is a community service award and therefore service to the profession is not part of the criteria.

### CRITERIA

Accomplishment in the work of CBA - Nova Scotia in one or all of the following areas:

- Active participation in a charitable or non-profit

organization

- Implementation of special events or programs including assisting such organizations through periods of difficulty, change or restructuring
- Contributions as a volunteer through education or promotion of volunteerism by way of ideas, practices or publications
- Continued performance and effort over a period of years in a variety of volunteer activities which has resulted in the enhancement and improvement of the organization, activity or community



## CONSTANCE R. GLUBE SPIRIT AWARD RECIPIENT

**JULIA E. CORNISH, QC (SEALY CORNISH COULTHARD)**

Established in 2009, the Constance R. Glube Award Spirit Award celebrates members who demonstrate strong CBA spirit through outstanding effort and contribution to women in law.

### CRITERIA

Accomplishment in the work of CBA - Nova Scotia in one or all of the following areas:

- Dedication to leadership, mentoring and/or education of women in the law through participation in CBA conferences, seminars, committees and events
- A strong "CBA Spirit" demonstrated by a willingness to volunteer for the Association and promote its work
- Advocacy of the CBA in general with a focus on CBA-Nova Scotia regardless of the number of years of membership
- Involvement in community work which has enhanced the profile of women in law and the profile of CBA-Nova Scotia
- Advancement of changes in the practice of law for women lawyers



# 2017 ANNUAL CONFERENCE

## CBA NOVA SCOTIA WOULD LIKE TO THANK THE FOLLOWING ORGANIZERS AND SPEAKERS FOR THEIR EXCEPTIONAL CONTRIBUTION TO THE 2017 ANNUAL CONFERENCE, NOVEMBER 30 AND DECEMBER 1, 2017

### **ORGANIZERS**

M. Jean Beeler, QC, Weldon McInnis  
Dennis J. James, QC, Patterson Law  
Agnes E. MacNeil, NS Department of Justice  
Clarence A. Beckett, QC, Patterson Law  
Brian W. Stilwell, Burchell MacDougall  
Janet E. Curry, NS Workers' Compensation Board  
Jessica L. Lyle, Sealy Cornish Coulthard  
Amy MacGregor, Cox & Palmer  
Gail Gatchalian, Pink Larkin  
Michael MacIsaac, Stewart McKelvey  
M. Patricia Towler, Chartered Professional Accountants of Nova Scotia  
Ryan Brothers, NS Department of Justice  
Jennifer Taylor, Stewart McKelvey

### **SOCIAL COMMITTEE**

Melissa MacAdam, Blackburn Law  
Amber Penney, Lenehan Musgrave LLP  
Jason Cooke, Burchells LLP

### **SPEAKERS**

Honourable A. Anne McLellan, P.C., O.C., A.O.E., Bennett Jones  
G. Douglas Sealy, QC, Sealy Cornish Coulthard  
Laura Kanaan, MDW Law  
Catherine Tully, Information and Privacy Commissioner for Nova Scotia  
Loretta Manning, QC, Cox & Palmer  
Shanisha Grant, Barrister & Solicitor  
Honourable Michael J. Wood, Supreme Court of Nova Scotia  
Nikki L. Robar, CPA, CA, PricewaterhouseCoopers LLP  
Heidi Schedler, NS Securities Commission  
H. Jane Anderson, NS Securities Commission  
Paul Saunders, Stewart McKelvey  
Tara A. Miller, MDW Law  
Dr. Meg Ternes, Department of Psychology, Saint Mary's University  
Darrell Dexter, QC, Global Public Affairs  
Valerie MacKenzie, Court Services, NS Department of Justice  
Honourable LouAnn Chiasson, Supreme Court of Nova Scotia – Family Division  
James K. Cruickshank, Stewart McKelvey  
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Brian Casey, BoyneClarke LLP  
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Greg Leslie, Collins Barrow  
Raymond F. Larkin, QC, Pink Larkin  
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Kimberley Murphy, Supplier Development  
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Blair Hodgman, Allen & Hodgman  
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R.F. (Bob) Purcell, NS Department of Justice  
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Robert M. Purdy, QC, Patterson Law  
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Alex Keaveny, NS Public Prosecution Service  
Tanya Butler, Cox & Palmer  
Sarah Granke, MSW, NS Department of Community Service  
Nasha Nijhawan, Nijhawan McMillan Barristers  
John A. Keith, QC, Cox & Palmer  
Honourable Jamie W.S. Saunders, Nova Scotia Court of Appeal  
Jill K. Houlihan, Pink Larkin  
Michelle Black, Stewart McKelvey  
Dr. Gus Grant, Registrar, NS College of Physicians and Surgeons  
Jessica L. Lyle, Sealy Cornish Coulthard  
M. Ann Levangie, Patterson Law (now with Mi'kmaw Family and Children's Services)  
Rosalie Francis, Burchells LLP  
Dr. Veronica Stinson, Department of Psychology, Saint Mary's University  
Gail L. Gatchalian, Pink Larkin  
Rebecca Saturley, Stewart McKelvey  
John Underhill, NS Department of Justice  
Professor Jocelyn Downie, Schulich School of Law  
Dr. Tim Holland, Doctors Nova Scotia  
Raymond F. Wagner, QC, Wagners  
Raymond G. Adlington, McInnes Cooper  
Matthew MacAdam, Grant Thornton



# ANNUAL CONFERENCE 2017



# ANNUAL CONFERENCE 2017



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Court Services

Ann C. Landon  
C. Landon

Darrell E. Devier, QC  
Global Public Affairs

Janice L. Lee  
M. Ann Levesque

Robert J. Parrott  
The Right to Justice

Roselle Francis  
Roselle Francis LLP

## CBA MEMBERSHIP PAYMENT OPTIONS

### **1. Pre-authorized monthly payments by bank debit:**

The CBA's Pre-authorized Monthly Payment Plan offers you the convenience and affordability of monthly withdrawals from your bank account on the 15th of each month.

### **2. Pre-authorized monthly payments by credit card:**

This payment option offers members an alternative to monthly withdrawals from a bank account. Equal monthly payments can be charged to your credit card on the 20th of each month to cover your annual membership dues.

**3. Online membership renewal:** Already a member or were you a member within the last two years? To renew, all you need is your membership number, last name and credit card information. Renew at <https://cbaapps.org/renewmembership/login.aspx>

For more information, please contact:

CBA National Member Services at [memberservice@cba.org](mailto:memberservice@cba.org) or Tel: 1-800-267-8860.

## CBA YOUNG LAWYERS INTERNATIONAL PROGRAM 2018-2019 OVERSEAS PLACEMENTS AROUND THE GLOBE!

The CBA has received funding from Global Affairs Canada to select and place 32 young Canadian lawyers in 2018-19 as interns with human rights and legal development organizations overseas. Preparation for overseas placements begins in summer 2018, including a short briefing in July and basic logistical and substantive preparations. The six-month placements are undertaken from September 2018-March 2019. The YLIP contributes a modest living and accommodation allowance, assists in covering health insurance, and covers travel costs related to briefing/debriefing sessions in Canada and to overseas placements.

*The due date for submission of applications is May 4, 2018.*

For further information about the program, please see the CBA YLIP opportunities web page at <http://www.cba.org/CBA-International-Initiatives/Young-Lawyers-International-Program> and its Facebook page at <https://www.facebook.com/CBAYLIP>. Please carefully note eligibility guidelines and details on how to apply.

## ELECTIONS

### YOU...A LEADER OF THE LEGAL PROFESSION

Congratulations to board member **Vivene Salmon**, who is acclaimed as CBA Vice President for 2018-2019. She will begin her tenure as Vice President on September 1st, 2018, and will become President in 2019-2020. Our own Ray Adlington (McInnes Cooper) will become national CBA president on September 1st.

Next up...CBA board nominations in March. We're recruiting board members who together reflect the diversity of the legal profession and the geography of Canada, as well as a mix of practice types, year of call, language, skills and experience.

CBA members from Manitoba, New Brunswick, Northwest Territories, Nova Scotia, Prince Edward Island and the Yukon **will be eligible to apply from March 6 to April 3, 2018.**

## CBA MEMBERSHIP SPECIAL PROGRAMS THE SUPPORT YOU NEED

In periods of illness, unemployment, parental leave or other special circumstances, we offer programs to assist with your CBA membership fees.

**1. PARENTAL LEAVE BENEFIT PROGRAM:** The Parental Leave Benefit Program is available to CBA members on parental leave. If your CBA membership was in good standing the previous membership year, you may be eligible for a maximum credit of 12 months towards your membership fee.

**2. WAIVER OF DUES PROGRAM:** The Waiver of Dues Program is available to all regular CBA members who are unemployed and actively seeking employment, or who are on a leave of absence due to illness or disability. Applicants whose CBA membership was in good standing the previous membership year may be eligible to have membership fees waived for a period up to one year.

If you are interested in this program, please contact CBA Member Services at 613-237-0185.

# THE SPIRIT OF SPORT

## CBA Member William (Mick) Ryan incorporates his love for basketball with volunteerism and legal practice



JENNIFER  
KELIHER  
Burchells LLP

The Olympic Winter Games in PyeongChang, South Korea wrapped up on February 25, 2018 after two weeks of intense competition amongst athletes in 15 disciplines of sport. Whether it's to win an Olympic medal, to pursue one's passion, or just to stay fit, sport can play an important role in one's personal and professional life. Such has been the case for William (Mick) Ryan, a longstanding member of the CBA-NS and partner at Stewart McKelvey.

Ryan played basketball and volleyball during his collegiate days at Saint Mary's University (B. Comm, 1969), Dalhousie University (LL.B., 1971), and the University of London (LL.M., 1972). While many lawyers put their sporting careers on the backburner after entering legal practice, Ryan did not. In fact, he still plays basketball twice a week.

"I found that it was extremely rewarding and gave me a break from the humdrum of practicing law and from the requirements and being on a treadmill where all day you're at the behest of your clients and partners wanting you to do things within certain time limits," he explained.

"It was a release, which was better than alcohol or some people think drugs [...] it was a full, total and absolute release, and it was invigorating, lifting and I always felt that it was the best thing in the world. Any type of physical activity would help keep

you grounded within the practice and it also makes you realize that there's a life outside of the practice of law, because the practice can be all-consuming."

Ryan now benefits from his experience as an athlete in his work in several high level volunteer roles. He currently sits on the Board and Executive of the Sport Dispute Resolution Centre of Canada (SDRCC). The SDRCC is a federally-funded organization that deals with disputes at the national level of Canada's sport system. Ryan has been involved with issues ranging from pre-Olympic eligibility to athlete/coach disputes to doping allegations and more.

"If there's a dispute between an athlete and the coach, they have a right to appeal to us. If an athlete feels that he or she is not



being treated properly, then it comes to us and we have a whole panel of arbitrators and mediators, some of whom are past Olympians, some of whom are retired judges, and one of our Board members is actually a sitting judge in Ontario at the moment," Ryan said.

Ryan also sits on the Appeals Committee for Atlantic University Sport (AUS), which handles complaints lodged by teams, coaches, or players and recommends potential disciplinary action.

Last but not least, Ryan has served as President of Basketball Nova Scotia, the Nova Scotia Senior Basketball League, and the Halifax Senior Basketball League, as well as serving as a Board member for Basketball Canada. He also coached basketball at the junior high and high school levels. He continues to excel in the sport himself, winning multiple local, regional, and international championships, including a gold medal at the World Masters' Games in Torino, Italy in 2013.

What advice does Ryan have for lawyers—especially those with sports backgrounds—who might be interested in following a similar path?

"Volunteer. Become a part of what's going on," he noted. "Know what you want and do it with as much passion and energy as you possibly can, but do it for the right reasons, not because you think it will get you somewhere but because it's the right thing for you, it's the right thing for the people you're involved with. And the progression will happen naturally if you do it."



# WHAT IS YOUR FAVOURITE OLYMPIC SPORT AND WHY?

## *Tammy Wohler, Nova Scotia Legal Aid*

I don't follow sports. I don't even pretend to like hockey. But when the Winter Olympics start I marvel and hold my breath with the rest of the world as our athletes soar or stumble. Since the Winter Olympics in Calgary in 1988, with its Battle of the Brians and Elizabeth Manley's surprise silver, the art and athleticism of figure skating has made it my favourite Olympic sport. Figure skating is grit and grace; our skaters are power and promise. Ice dancing in particular is a paradox, much like legal advocacy: clear rules in a strict arena judged by experts, created so we can challenge boundaries through art and creativity. Lawyers don't get gold medals. But it still feels great to win.



*Canada's Elizabeth Manley participates in the figure skating event at the 1988 Winter Olympics in Calgary. (CP PHOTO/COC/ D. Stubbs)*



*At the Winter Olympic Games in Sochi, Canadian Women beat the USA 3-2 in overtime in the women's hockey final at the Bolshoy arena. (RICHARD LAUTENS/TORONTO STAR)*



## *Leah Kutcher, Nova Scotia Teachers Union*

I love the Olympics. I am a lover of all things sport. Having grown up playing every sport on the block I eventually fell, most, in love with soccer and hockey – and was fortunate enough to have played both for Dalhousie, and soccer for Team Canada. Both demand traits I respect and admire – toughness, perseverance, strength, passion; both involve working as a team, together, to achieve something bigger than the component parts; both have elements of finesse as well as dogged determination. I love all of it. I stayed up well past my bed time watching Team Canada play the USA in the gold medal game. It made me shed a few tears – not because they lost, but because they played so well.

# THE IMPORTANCE OF AN EMPTY MIND



**MICHAEL P. BLADES**

McInnes Cooper

Litigation is a sport, isn't it? Opposing sides, each with their own strategies, competing to convince a decision maker of the validity of their "team's" position. Whether litigation meets the definition of "sport" or not, it surely can be competitive. Unsurprisingly I have found many parallels between litigation and other forms of competitive sport.

Before beginning the practice of law I was a fairly competitive skeet shooter. "Skeet", few will know, is a shotgun sport involving shooting small clay discs as they are propelled through the air in various directions. I hung up those spurs when I began practicing in 2011, but returned to it in the summer of 2015 and since then

I've been a member of Canada's National Olympic Skeet team, trying to balance the practice of law with the pursuit of training and competition.

One particular parallel I have drawn between litigation and competitive sport is the importance of mindset and being in the present moment.

No matter your skill or talent, a cluttered anxious mind (or "ego self") will impede your performance. In shooting, my best performances occur when I have no conscious focus on outcome (good or bad) and instead focus only on the present target. Some call it the "Zone". Some call it "pure performance". Everything slows down and is clearly in focus. You can almost anticipate the next move before it occurs.

The more I studied these topics in conjunction with National Team mental training programs, the more I began to

relate them to a litigation practice. Have you ever been on the receiving end of unexpected or evasive witness testimony and needing to adapt on your feet in the present moment? Have you ever allowed stress or anxiety regarding the end-result interfere with your ability to respond on your feet?

Jim Afremow, PhD in his book *The Champion's Mind* says that "being present in the moment empowers you to respond with alertness, curiosity and skill to whatever comes your way" – quite clearly a beneficial skill for a litigator.

The question then becomes how to ensure that during a "game" you can empty your anxiety-prone "ego" mind, and instead operate calmly and attentively in the present moment responding with alertness and skill as events unfold? One of the best answers I've found (in both sport and litigation) is preparation, preparation, preparation.

## PRESIDENT'S MESSAGE

*Continued from page 2*

ceremonies on behalf of CBA Nova Scotia. The ceremonies I attended were for Justice Anne Derrick of the Court of Appeal, Justice Christa Brothers of the Supreme Court, Justice Cindy Murray of the Supreme Court (Family Division) and Justice Ann Marie Simmons of the Provincial and Family Courts. CBA was ably represented by Elizabeth Cusack, QC

at the robing ceremony for Justice Diane McGrath of the Provincial and Family Courts.

We are reviewing the current strategic plan to align with the new national 5 strategic priorities outlined in the strategic direction document. The executive has had one half day meeting and is scheduling

a second one so we will be in a position to present the new 5 year strategic plan very soon. We have formed a subcommittee to prepare the branch to take over the operation of the various bench and bar liaison committees from the Bar Society. Finally, we are in the midst of a by-law review under the direction of Annette Boucher and assisted by Dennis James.

# SECTIONS ROUNDUP

Some interesting facts about our Section meetings this year include:

- To date (September – February) there have been 22 joint Section meetings, bringing together different Sections that have a common interest in the topic.
- The Young Lawyers Section’s Chair and Vice-Chair organized four sessions involving eight speakers for the Annual Conference. This stream was presented on Friday, December 1, 2017 and was well-received by the registrants. A sincere thank you to Ryan Brothers and Jennifer Taylor for their work involved in this project.
- The Women’s Forum Section will participate for the 6th year in a row in the Annual International Women’s Day Collection Drive on March 8th, collecting donations for shelters and transition houses throughout Nova Scotia.
- On March 8th the Sexual Orientation & Gender Identity Section, the Young Lawyers Section, the CBANS Equity Committee and the Dalhousie Feminist Legal Association will hold a discussion at the Schulich School of Law to mark International Women’s Day.
- Continue to check your email, the Weekly Bulletin and our website for upcoming Section meetings – there is something for everyone. Our meetings are an excellent way to hear from experts, to keep up with any changes in the law, and to socialize with your colleagues.

*Sections Spotlight features a recent meeting or initiative of a CBANS section.*

## National Section Executive Meetings Participants

**Pamela Branton, Chair of the Bankruptcy & Insolvency Section**, attended the National Insolvency Executive meeting on September 16th, 2017 held in St. John’s, NL.

**Tanya Butler, Vice-Chair of the Wills, Estates & Trusts Section**, attended the National Executive meeting held in Ottawa on October 14th, 2017.

**Melissa Pike, Chair of the Law Students Section**, represented the Section at the National Law Students Executive meeting in Ottawa on October 14th, 2017.

**Jennie Pick, Co-Chair of the Women’s Forum Section**, represented the Section at the Women Lawyers Forum held on October 19th, 2017 in Calgary.

**Jack Townsend, Chair of SOGI and Vice-Chair of the Municipal Law Section**, represented the Young Lawyers Section at the National Young Lawyers Section Executive meeting in Toronto on October 26th, 2017.

**Matthew Moir, Vice-Chair of the Business Law Section**, represented the Section on November 4th, 2017 in Toronto at the National Business Law Executive meeting.

**Sarah McInnes, Vice-Chair of the Citizenship & Immigration Law Section**, attended the CBA Immigration Law Executive meeting in Ottawa held on November 11th, 2017.

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# SECTION MEETINGS



Tentative dates are outlined in the Section agendas. **MEETING DATES AND TOPICS CAN CHANGE!** Notices will be sent to those who register for particular Sections prior to each meeting, with date, topic, speaker, and location confirmed. In addition, notices of upcoming meetings can be found at and registered for in the following location:

[http://www.cba.org/pd/province\\_en.aspx](http://www.cba.org/pd/province_en.aspx) and choose Nova Scotia.

The Section program year begins in September and concludes in June.

**To Receive Proper Notice of Meetings, Please Return Your Section Registration Form! If you have not received your form, please contact the CBANS office at (902) 422-1905.** CBA members can attend any Section meeting by confirming attendance with the Branch Office and paying the attendance fee. In addition, in May and June we host the “**Bring a Buddy**” event, where CBA members are able to bring a non-member buddy to a Section Meeting. Sections provide opportunities for lawyers to further their professional education and to keep ahead of current developments within the profession. The Nova Scotia Branch wants to show non-members what they’re missing!!

Your buddy must register and pay the registration fee as well – spread the word so as not to miss out on this opportunity!

## TELECONFERENCING OF SECTION MEETINGS

For those registrants unable to attend Section meetings in person, teleconferencing is available for a \$10.00 fee. Selection of this option should be made at time of registering.

## MANDATORY CONTINUING PROFESSIONAL DEVELOPMENT

### NSBS CPD REQUIREMENT

The Nova Scotia Barristers’ Society requires all practising lawyers to create an **annual professional development plan** and commit it to writing (see Regulation 8.3.6). Each year, lawyers will be asked to indicate on their Annual Lawyer Report whether they have prepared and written their CPD Plan and implemented their plan from the previous year.

For the current year ending on May 31, 2016, all practising lawyers are still expected to complete 12 hours of CPD and to keep a record of these hours for audit purposes. You will not be required to enter these hours on the CPD Log as in the past several years.

Commencing June 1, 2016, you will be expected to have your CPD Plan in place for the reporting year. You will be asked about this plan on your 2016 Annual Lawyer Report. If you report that you do not yet have a plan, the Society will follow up with you to ensure that you have a plan in place before the end of August.

• See the new **FAQs: NSBS CPD Requirement** (posted April 11, 2016)

Pursuant to Regulation 8.3.4, all practising lawyers are expected to complete a minimum of 12 hours of professional development in each reporting year.

### DEVELOPING A CPD PLAN

Use any type of professional development plan that works for your type of practice, as long as it is in writing and can be produced should the need arise. If you or your firm or other legal entity already have a structure for creating and implementing plans, you don’t need to change your methods. The Society will ask you to report each June if you have a plan, but your plan does not need to run from June 1 to May 31. Some organizations create professional development plans that operate over a calendar year. As long as you are able to report that you have a professional development plan in place at all times that you are practising, it need not coincide with the Society’s fee year.

Although there are no strict requirements for what may be included in your CPD Plan, it’s a good idea to include the following elements:

- substantive legal education and skills development;
- risk and practice management; and
- professionalism and cultural competency

See the **CPD Plans: General information** section for model plans, samples, templates and suggestions for creating and assessing your plan.

Our Education & Credentials staff are also happy to assist you or your organization in creating a unique plan. For assistance, email us at [CPD@nsbs.org](mailto:CPD@nsbs.org) or phone the CPD line at 902 422 1491 (ext. 371) and leave a message. We will respond as quickly as possible.

The NSBS CPD Requirement is a flexible and convenient method to ensure lawyers meet both their professional duty of competence and the Society’s public interest mandate, by implementing a regulatory program to ensure the ongoing competence and professionalism of lawyers in Nova Scotia. As the Society regulates lawyers in the public interest, it is important to be accountable and demonstrate to the public that lawyers maintain and strive for high levels of professionalism and competence in the practice of law.

### EXTENSIONS FOR DECLARING YOUR PROFESSIONAL DEVELOPMENT PLAN

To request formal extension for declaring (on your ALR) you have implemented your plan from the previous year and / or you have created your plan for the upcoming year, please use the **CPD Exemption Request form**.



# SECTION CHAIRS & VICE-CHAIRS 2017-18

<b>Aboriginal Law</b>	Bryna Fraser Rosalie Francis	<b>Health Law</b>	Kimberley Pochini Mary Anne Persaud
<b>Administrative Law</b>	Amy Bradbury Kathryn Raymond, QC	<b>Insurance Law</b>	Stacey England Philip Chapman
<b>Bankruptcy Law</b>	Pamela Branton Theresa Graham	<b>Intellectual Property</b>	Heather Oke Keith Lehwald
<b>Business Law</b>	Jennifer Hamilton Upham Matthew Moir	<b>Labour and Employment Law</b>	Andrew Nielsen Bradley Proctor
<b>Canadian Corporate Counsel</b>	M. Patricia Towler Cristina Firmini	<b>Law Students</b>	Melissa Pike Emma MacIntosh
<b>Charities &amp; Not-for-Profit</b>	Dary Jessome Selina Bath	<b>Military Law</b>	Brian Bailey Lt. Derek Schroeder
<b>Citizenship &amp; Immigration Law</b>	David Nurse Sarah McInnes	<b>Municipal Law</b>	Heidi Walsh-Sampson Jack Townsend
<b>Civil Litigation / ADR</b>	Donn Fraser Guy Harfouche	<b>Privacy and Access Law</b>	Derek Brett David Fraser
<b>Constitutional and Human Rights</b>	Kelly McMillan Balraj Dosanjh	<b>Real Property</b>	Maureen Ryan Jane Gourley-Davis
<b>Construction Law</b>	Kevin Gibson Jeff Aucoin	<b>Securities Law</b>	Claire Milton, QC H. Jane Anderson
<b>Criminal Justice</b>	Brian Bailey Douglas Lloy, QC	<b>Sexual Orientation &amp; Gender Identity</b>	Jack Townsend M. Ann Levangie
<b>Elder Law</b>	Jessica Lyle Peter Rumscheidt	<b>Taxation Law</b>	C. Jennifer Campbell To Be Announced
<b>Environmental, Energy &amp; Resources</b>	Trevor MacDonald Matthew Clarke	<b>Wills, Estates and Trusts</b>	Allen Fownes Tanya Butler
<b>Family Law</b>	Jennifer Kooren Laura Kanaan	<b>Women's Forum</b>	Jennifer Knebel Reid Jennie Pick
<b>General Practice, Solo &amp; Small Firm</b>	Laurie LaViolette Jennifer Schofield	<b>Young Lawyers</b>	Ryan Brothers Jennifer Taylor
<b>Government &amp; Public Sector Lawyers</b>	Katherine Carrigan Sean Foreman		





## ABORIGINAL LAW

**Terms of Reference:** This Section deals with law and practice of aboriginal law including federal and provincial legislation relating to aboriginal people; aboriginal and treaty rights including native land claims; constitutional reform; administration of justice, traditional aboriginal law and selected matters.

**Chair:** Bryna Fraser  
Barteaux Durnford  
1701 Hollis Street, Suite L106, Halifax, NS B3J 3M8  
Phone: 902-377-2233  
Email: [bryna.hatt@barteauxdurnford.com](mailto:bryna.hatt@barteauxdurnford.com)

**Vice-Chair:** Rosalie Francis  
Burchells LLP  
1800-1801 Hollis Street, Halifax, NS B3J 3N4  
Phone: 902-423-6361  
Email: [rfrancis@burchells.ca](mailto:rfrancis@burchells.ca)

### Dates and Proposed Topics:

**Date & Time:** ✓ Monday, October 23, 2017, 12 noon – 1:00pm  
(Joint Meeting with the Government & Public Sector Lawyers & Administrative Law Sections)  
**Location:** Barteaux Durnford, 1701 Hollis St., Suite L106, Halifax, NS  
**Topic:** Duty to Consult Following the Clyde River and Chippewas Decisions  
**Speaker:** Diane Rowe, Senior Solicitor, NS Department of Justice

**Date & Time:** ✓ Wednesday, November 8, 2017, 12 noon – 1:00 pm  
(Joint meeting with the Young Lawyers and Intellectual Property Law Sections)  
**Location:** Burchells LLP, 1801 Hollis Street, Suite 1800, Halifax, NS  
**Topic:** Cultural Appropriation, Indigenous Rights, and IP Law  
**Speaker:** Merle Alexander, Gowling WLG, Vancouver and Cheryl Simon, Simon Governance Services

**Date & Time:** ✓ Friday, March 2, 2018, 12 noon – 1:00 pm  
(Joint meeting with the Criminal Justice Section)  
**Location:** Barteaux Durnford, 1701 Hollis St., Suite L106, Halifax, NS  
**Topic:** Nova Scotia Wellness Court, Gladue Reports and the Upcoming Court in the Wagmatcook First Nation Community  
**Speaker:** Honourable Judge Laurel Halfpenny-MacQuarrie, Provincial Court of Nova Scotia

**Date & Time:** Thursday, April 5, 2018, 12 noon – 1:00 pm  
**Location:** Burchells LLP, 1800-1801 Hollis St, Halifax, NS  
**Topic:** Mi'kmaq Senator Dan Christmas - Indigenous Issues within the Senate and the Development of Legislation Affecting Indigenous Peoples  
**Speaker:** Senator Dan Christmas

## ADMINISTRATIVE LAW

**Terms of Reference:** Administrative Law deals with legislation conferring judicial or rule-making powers upon any public official and the administration thereof; the jurisdiction, procedure and organization of administrative tribunals and the practice of lawyers before such tribunals; the organization of government insofar as it affects the foregoing or the practice of lawyers; judicial review of the exercise of administrative powers.

**Chair:** Amy Bradbury  
Barteaux Durnford  
L106-1701 Hollis Street, Halifax, NS B3J 3M8  
Phone: 902-429-3400  
Email: [amy.bradbury@barteauxdurnford.com](mailto:amy.bradbury@barteauxdurnford.com)

**Vice-Chair:** Kathryn Raymond  
BoyneClarke LLP  
600-99 Wyse Rd, PO Box 876, Dartmouth, NS B2Y 3Z5  
Phone: 902-469-9500  
Email: [kraymond@boyneclarke.ca](mailto:kraymond@boyneclarke.ca)

### Dates and Proposed Topics:

**Date & Time:** ✓ Monday, October 23, 2017, 12 noon – 1:00pm  
(Joint Meeting with the Aboriginal Law & Government Lawyers Sections)  
**Location:** Barteaux Durnford, 1701 Hollis St., Suite L106, Halifax, NS  
**Topic:** Duty to Consult Following the Clyde River & Chippewas Decisions  
**Speaker:** Diane Rowe, Senior Solicitor, NS Department of Justice

**Date & Time:** ✓ Thursday, December 14, 2017, 12:30 – 2:00 pm  
**Location:** Workers' Advisers Program, 5670 Spring Garden Road, Suite 502, Halifax, NS  
**Topic:** Adjudication of Psychological Injuries at the Workers' Compensation Board  
**Speakers:** Madeleine Hearn and Kenneth LeBlanc, Workers' Compensation Board of Nova Scotia

**Date & Time:** ✓ Tuesday, March 6, 2018, 12 noon – 1:00pm (Joint meeting with the Civil Litigation Section and the Government Lawyers)  
**Location:** NS Department of Justice, 1690 Hollis St., 9th Floor, Halifax, NS  
**Topic:** Judicial Review and Appeals  
**Speaker:** Agnes MacNeil, NS Department of Justice

## BANKRUPTCY AND INSOLVENCY

**Terms of Reference:** The purpose of this Section is to examine the law practice related to bankruptcy, receivership and insolvency.

**Chair:** Pamela Branton  
NS Department of Justice  
PO Box 7, Halifax, NS B3J 2L6  
Phone: 902-424-4030  
Email: [pamela.branton@novascotia.ca](mailto:pamela.branton@novascotia.ca)

**Vice-Chair:** Theresa Graham  
Wickwire Holm  
300-1801 Hollis Street, PO Box 1054, Halifax, NS B3J 2X6  
Phone: 902-429-4111 Fax: 902\_429-8215  
Email: [tgraham@wickwireholm.com](mailto:tgraham@wickwireholm.com)

**Dates and Proposed Topics:** No Meetings Scheduled

## BUSINESS LAW

**Terms of Reference:** This Section deals with law and practice affecting business, commerce, trade, mercantile pursuits and banking.

**Chair:** Jennifer Hamilton Upham  
Patterson Law  
PO Box 1068, 10 Church Street, Truro, NS B2N 5G9  
Phone: 902-897-2000  
Email: [jupham@pattersonlaw.ca](mailto:jupham@pattersonlaw.ca)



# 2017-18 SECTIONS MEETINGS SCHEDULE

**Vice-Chair:** Matthew Moir  
Weldon McInnis  
118 Ochterloney Street, Dartmouth, NS B2Y 1C7  
Phone: 902-469-2421  
Email: [mmoir@weldonmcinnis.ca](mailto:mmoir@weldonmcinnis.ca)

## Dates and Proposed Topics:

- Date & Time:** ✓ Wednesday, September 27, 2017, 12 noon – 1:00pm (Joint meeting with the Securities Law Section)  
**Location:** Patterson Law, 1801 Hollis St., Halifax, NS  
**Topic:** Corporate Governance – Board Diversity  
**Speaker:** Claire Milton, QC, BoyneClarke LLP
- Date & Time:** ✓ Thursday, November 2, 2017, 12 noon – 1:00 pm (Joint meeting with the Intellectual Property Section)  
**Location:** Burchells LLP, 1801 Hollis St., Suite 1800, Halifax, NS  
**Topic:** Key Legal Issues for Online Businesses  
**Speakers:** Ben Westelman, Director, Head of Legal eBay Classifieds Group Canada and Tariq Remtulla, Senior Legal Counsel at eBay
- Date & Time:** ✓ Thursday, November 9, 2017, 12 noon – 1:00pm (Joint meeting with the Constitutional & Human Rights Section and the Government & Public Sector Lawyers Section)  
**Location:** NS Department of Justice, 1690 Hollis St., 9th Floor, Halifax, NS  
**Topic:** How Will the Accessibility Act Affect My Clients?  
**Speakers:** Adriana Meloni, NS Department of Justice and Gerry Post, Executive Director, Accessibility Directorate, NS Department of Justice
- Date & Time:** ✓ Wednesday, November 22 or 23, 2017, 12 – 1:00pm  
**Location:** Stewart McKelvey, 900-1959 Upper Water St., Halifax, NS  
**Topic:** Professional Responsibility in Business Law Transactions Including Common Conflict Situations and Ways to Navigate Them  
**Speakers:** Maurice Chiasson, QC, Stewart McKelvey and Elliot Fraser, Elliot K. Fraser Barrister & Solicitor Inc.
- Date & Time:** ✓ Wednesday, January 10, 2018, 12 noon – 1:00pm (Joint Meeting with the Young Lawyers Section with video link to Patterson Law, Truro)  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** How to...Incorporate a Business  
**Speaker:** Sadira E. Jan, Stewart McKelvey and Kimberly Bungay, Stewart McKelvey
- Date & Time:** ✓ Tuesday, February 20, 2018, 12 noon – 1:00pm  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** Cyber Risk: Are Your Clients Prepared?  
**Speaker:** Dustin Hickey, MCT Insurance
- Date & Time:** Thursday, March 15, 2018, 12 noon – 1:00pm (Joint Meeting with the Labour & Employment Law Section)  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** Employment Hot Topics  
**Speaker:** Kimberley D. Pochini, Patterson Law
- Date & Time:** Thursday, April 12, 2018, 12 noon – 1:00pm (Joint Meeting with the Environmental, Energy & Resources Section)  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** Exploring Environmental issues with Commercial Property  
**Speaker:** Michael Simms, McInnes Cooper

**Date & Time:** Tuesday, May 22, 2018, 12 noon – 1:00pm (Joint Meeting with the Civil Litigation/ADR Section)  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** Review of *Merks Poultry Farms Ltd. V. Whittenberg* Decision  
**Speaker:** Justice Gregory M. Warner, Supreme Court of Nova Scotia

## CANADIAN CORPORATE COUNSEL

**Terms of Reference:** This Section deals with particular problems of concern to in-house lawyers who are employed by a single client, such as a corporation, a major business concern, or, to some extent, by federal, provincial or municipal governments and boards.

**Chair:** M. Patricia Towler  
Chartered Professional Accountants of Nova Scotia  
300-1871 Hollis Street, Halifax, NS B3J 0C3  
Phone: 902-425-7273  
Email: [ptowler@cpans.ca](mailto:ptowler@cpans.ca)

**Vice-Chair:** Cristina Firmini  
IMP Group Internationald Inc.  
400-2651 Joseph Howe Dr., Halifax, NS B3L 4T1  
Phone: 902-493-3504  
Email: [cristina.firmini@impgroup.com](mailto:cristina.firmini@impgroup.com)

## Dates and Proposed Topics:

- Date & Time:** ✓ Wednesday, October 11, 2017, 4:00 pm – 5:00 pm  
**Location:** CPA Nova Scotia, 300-1871 Hollis St., Halifax, NS  
**Topic:** A Session to Brainstorm about Section Activities for 2017-18. Followed by drinks at Gahan House.
- Date & Time:** ✓ Friday, November 10, 2017, 8:30 am – 9:30 am  
**Location:** CPA Nova Scotia, 300-1871 Hollis St., Halifax, NS  
**Topic:** Navigating the Office Holiday Party  
**Speaker:** James B. Green, Cox & Palmer

## CHARITIES AND NOT-FOR-PROFIT

**Terms of Reference:** The scope of CBA Nova Scotia Charities and Not-For-Profit section is to address various key practice issues for those lawyers who are involved with charitable and not-for-profit organizations. This is performed in one or more of the following ways:

- Acting for charities and not-for-profit organizations as part of their regular clientele, either as a staff lawyer or as outside counsel, whether for fee or pro bono. Volunteering in a leadership or other role in an organization where he or she brings unique expertise and skills to these organizations.
  - Advising and representing clients who volunteer or are employed by these organizations.
  - Advising charitably inclined clients on the most effective means of charitable giving as part of their estate and tax planning, or who wish to create a charitable organization or foundation as part of their charitable giving goals.
- Like other areas of law, the law relating to charities and not-for-profit organizations is becoming increasingly complex. This new section was created to assist lawyers in addressing these new complexities while continuing profession's proud tradition of service for charities and not-for-profit organizations.

**Chair:** Dary Jessome  
Emera Energy  
1223 Lower Water St, Halifax, NS B3J 3S8  
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**Vice-Chair:** Selina Bath  
Wickwire Holm  
300-1801 Hollis Street, Halifax, NS B3J 2X6  
Phone: 902-429-4111  
Email: [sbath@wickwireholm.com](mailto:sbath@wickwireholm.com)

## Dates and Proposed Topics:

Date & Time: Tuesday, February 20, 2018, 12 noon – 1:00 pm  
Location: BoyneClarke LLP, 99 Wyse Road, Suite 600, Dartmouth, NS  
Topic: Intellectual Property and Not-for-Profits  
Speaker: Christene Hirschfield, QC, Boyne Clarke

## CITIZENSHIP & IMMIGRATION LAW

**Terms of Reference:** The primary objects of this Section are to:

- Maintain a dialogue with the Immigration and Refugee Board and to conduct continuing liaison with its Senior Officials;
- discuss existing legislation and proposed legislative changes;
- ensure that abuses in the enforcement and administration aspects of immigration are publicly voiced;
- conduct continuing legal education seminars;
- enhance the professionalism of lawyers dealing in the area of Immigration Law.

**Chair:** David Nurse  
McInnes Cooper  
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Phone: 902-640-3033  
Email: [david.nurse@mcinnescooper.com](mailto:david.nurse@mcinnescooper.com)

**Vice-Chair:** Sarah McInnes  
McInnes Cooper  
1300-1969 Upper Water Street, Halifax, NS B3J 2V1  
Phone: 902-425-6500  
Email: [sarah.mcinnes@mcinnescooper.com](mailto:sarah.mcinnes@mcinnescooper.com)

## Dates and Proposed Topics:

Date & Time: ✓ Thursday, September 28, 2017, 12 noon – 1:00 pm  
Location: McInnes Cooper, 1969 Upper Water St., Halifax, NS  
Topic: Updates from Employer Liaison Officer for Immigration, Refugees and Citizenship Canada  
Speaker: Sean Morency, Employer Liaison Officer for Immigration, Refugees and Citizenship Canada

Date & Time: ✓ Wednesday, October 25, 2017, 5:30pm (Joint Meeting with Family Law and Womens' Forum Sections)  
Location: Prince George Hotel, 1725 Market St., Halifax, NS

Date & Time: ✓ Thursday, October 26, 2017, 12 noon – 1:00 pm  
Location: McInnes Cooper, 1969 Upper Water St., Halifax, NS  
Topic: Nova Scotia Office of Immigration – Program Update  
Speakers: Shelley Bent and Kim Jardine, Nova Scotia Office of Immigration

Date & Time: ✓ Wednesday, February 28, 2018, 12 noon – 1:00 pm (Joint meeting with Sexual Orientation & Gender Identity)  
Location: Cox & Palmer, 1959 Upper Water St, Suite 1100, Halifax, NS  
Topic: The Work of the Rainbow Refugee Association of Nova Scotia and Some of the Issues Faced by LGBTQ Refugees  
Speakers: Lawrence Roche, Rainbow Refugee Association of Nova Scotia and Michael Battista, Immigration Lawyer from Toronto

Date & Time: ✓ Thursday, March 22, 2018, 12 noon – 1:30 pm  
Location: McInnes Cooper, 1969 Upper Water St., Halifax, NS  
Topic: The Atlantic Immigration Pilot – Update from Nova Scotia Office of Immigration Services of Nova Scotia (ISANS), followed by a Question and Answer Session

## CIVIL LITIGATION/ADR

**Terms of Reference:** This Section deals with any matter of substantive law, not of a criminal nature, and not coming within the work of another section; the administration of civil justice in all the courts of Canada with particular reference to the jurisdiction, procedure and organization of the courts, and the practice of lawyers before the courts.

**Chair:** Donn Fraser  
MacIntosh MacDonnell & MacDonald  
260-610 East River Rd., PO Box 368, New Glasgow, NS B2H 5E5  
Phone: 902-752-8441  
Email: [dfraser@macmacmac.ns.ca](mailto:dfraser@macmacmac.ns.ca)

**Vice-Chair:** Guy Harfouche  
Halifax Regional Municipality Legal Services  
PO Box 1749, Halifax, NS B3J 3A5  
Phone: 902-490-3741 Fax: 902-490-4232  
Email: [harfoug@halifax.ca](mailto:harfoug@halifax.ca)

## Dates and Proposed Topics:

Date & Time: ✓ Wednesday, October 4, 2017, 12 noon – 1:00 pm (Joint meeting with the Intellectual Property Section)  
Location: Burchells LLP, 1801 Hollis St., Suite 1800, Halifax, NS  
Topic: The Decision in *Google Inc. v Equustek Solutions Inc., et al.* Protection of Intellectual Property Online and Injunctions with Extraterritorial Effect  
Speakers: David Fraser, McInnes Cooper and Keith Lehwald, Burchells LLP

Date & Time: ✓ Thursday, February 15, 2018, 12 noon – 1:00 pm (A joint meeting with the Young Lawyers Section)  
Location: Stewart McKelvey, 1959 Upper Water St., Suite 900, Halifax, NS  
Topic: How to...Conduct a Discovery Examination  
Speakers: Guy Harfouche, HRM Legal Services & Kate Marshall, Stewart McKelvey

Date & Time: ✓ Tuesday, March 6, 2018, 12 noon – 1:00pm (Joint meeting with the Government & Public Sector Lawyers Section and the Administrative Law Section)  
Location: Nova Scotia Department of Justice, 1690 Hollis St., 9th Floor, Halifax, NS  
Topic: Judicial Review and Appeals  
Speaker: Agnes MacNeil, NS Department of Justice

Date & Time: Tuesday, March 20, 2018, 12 noon – 1:00 pm (Joint meeting with the Young Lawyers Section)  
Location: HRM Legal Services (Duke Tower)  
Topic: How to...Run a Small Claims Court Proceeding  
Speakers: Gus Richardson, QC, Small Claims Court Adjudicator & Sara Nicholson, Stewart McKelvey

Date & Time: May 2018 (Confirmed date to be announced)  
Location: To Be Determined  
Topic: The Oppression Remedy  
Speaker: To Be Announced



# 2017-18 SECTIONS MEETINGS SCHEDULE

**Date & Time:** Tuesday, May 22, 2018, 12 noon – 1:00pm (Joint Meeting with the Business Section)  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** Review of *Merks Poultry Farms Ltd. V. Whittenberg* Decision  
**Speaker:** Justice Gregory M. Warner, Supreme Court of Nova Scotia

**Date & Time:** Monday, March 19, 2018, 12 noon – 1:00pm  
**Location:** Pink Larkin, 1463 South Park St., Halifax, NS  
**Topic:** Recent Trends and Developments in the Law on “Charter Values”  
**Speakers:** Daniel Wilband, Pink Larkin and Dante Manna, Stewart McKelvey

## CONSTITUTIONAL & HUMAN RIGHTS

**Terms of Reference:** The purpose of the Section is to examine all constitutional and human rights law issues, including division of legislative powers, judicial review of the Constitution, constitutional reform, the Canadian Charter of Rights and Freedoms, human rights codes, and international human rights law.

**Chair:** Kelly McMillan  
 Nijhawan McMillan  
 100-2085 Maitland Street, Halifax, NS B3K 2Z8  
 Phone: 902-405-5145 Fax: 902-405-5144  
 Email: [kelly@nmbarristers.com](mailto:kelly@nmbarristers.com)

**Vice-Chair:** Balraj Dosanjh  
 Pink Larkin  
 201-1463 South Park Street, Halifax, NS B3J 3S9  
 Phone: 902-423-7777 Fax: 902-423-9588  
 Email: [bdosanjh@pinklarkin.com](mailto:bdosanjh@pinklarkin.com)

### Dates and Proposed Topics:

- Date & Time:** ✓ Monday, October 30, 2017, 12 noon – 1:00 pm  
**Location:** Pink Larkin 1463 South Park St., Suite 201, Halifax, NS  
**Topic:** “Top Equality Rights Cases - Year in Review”  
**Speaker:** Balraj Dosanjh, Pink Larkin
- Date & Time:** ✓ Thursday, November 9, 2017, 12 noon – 1:00pm (Joint Meeting with the Government & Public Sector Lawyers & Business Law)  
**Location:** NS Department of Justice, 1690 Hollis St., 9th Floor, Halifax, NS  
**Topic:** How Will the Accessibility Act Affect My Clients?  
**Speakers:** Adriana Meloni, NS Department of Justice and Gerry Post, Executive Director, Accessibility Directorate, NS Department of Justice
- Date & Time:** ✓ Wednesday, January 24, 2018, 12 noon – 1:00pm (Joint Meeting with the Young Lawyers Section and with Lawyers Rights Watch Canada and the Dalhousie International Law Society)  
**Location:** Schulich School of Law, 6061 University Ave, Halifax, NS  
**Topic:** Day of the Endangered Lawyer – International Experiences and Opportunities  
**Speakers:** Danny Graham, McInnes Cooper; Shanisha Grant, worked with Supporting Access to Justice for Children and Youth in East Africa (SAJCEA) Project; Christine Hanson, NS Human Rights Commission
- Date & Time:** ✓ Thursday, February 8, 2018, 8:00 am – 9:00 am  
**Location:** Pink Larkin, 1463 South Park St., Halifax, NS  
**Title:** Breakfast with the Nova Scotia Human Rights Commission  
**Speakers:** Kymberly Franklin, Senior Legal Counsel, Nova Scotia Human Rights Commission and Christine Hanson, CEO, Nova Scotia Human Rights Commission

**Date & Time:** Wednesday, April 18, 2018, 12 noon – 1:00pm  
**Location:** Barteaux Durnford, 1701 Hollis St., Suite L106, Halifax, NS  
**Topic:** Implications of *British Columbia Human Rights Tribunal v. Schrenk*, 2017 SCC 62  
**Speaker:** Courtney Barbour, Barteaux Durnford

**Date & Time:** Thursday, June 14, 2018, 12 noon – 1:00pm  
**Location:** To Be Determined  
**Topic:** Trends in Charter and Human Rights Damage Awards  
**Speaker:** Kelly McMillan, Nijhawan McMillan Barristers

## CONSTRUCTION LAW

**Terms of Reference:** The purpose of this Section is to examine the law and practice relating to problems in the construction industry, including negotiation and conclusion of contracts, bonding and insurance, claims, arbitration and litigation.

**Chair:** Kevin Gibson  
 McInnes Cooper  
 1300-1969 Upper Water St., PO Box 730, Halifax, NS B3J 2V1  
 Phone: 902-425-6500 Fax: 902-425-6350  
 Email: [kevin.gibson@mcinnescooper.com](mailto:kevin.gibson@mcinnescooper.com)

**Vice-Chair:** Jeff Aucoin  
 McInnes Cooper  
 1300-1969 Upper Water St., PO Box 730, Halifax, NS B3J 2V1  
 Phone: 902-425-6500 Fax: 902-425-6350  
 Email: [jeff.aucoin@mcinnescooper.com](mailto:jeff.aucoin@mcinnescooper.com)

### Dates and Proposed Topics:

- Date & Time:** ✓ Tuesday, October 31, 2017, 12:30 – 1:30 pm, Joint Meeting with the Law Students Section  
**Location:** Weldon Law Building, 6061 University Ave., Rm 207, Halifax, NS  
**Title:** Mediation and Arbitration of Construction Disputes  
**Speakers:** Melanie Gillis, McInnes Cooper and Kevin Gibson, McInnes Cooper
- Date & Time:** ✓ Thursday, January 11, 2018, 12 noon – 1:00pm (Joint Meeting with the Municipal Law Section)  
**Location:** Patterson Law, 2100-1801 Hollis St, Halifax, NS  
**Topic:** Councillor Discipline  
**Speaker:** Dennis James, QC, Patterson Law
- Date & Time:** Monday, April 30, 2018, 12 noon – 1:00pm  
**Location:** McInnes Cooper, 1969 Upper Water St, Halifax, NS  
**Topic:** Arbitrating Construction Disputes: What You Need To Know  
**Speaker:** Harvey J. Kirsh, Kirsh Construction ADR Services Ltd.

## CRIMINAL JUSTICE

**Terms of Reference:** This Section deals with federal and provincial legislation creating offences and crimes, jurisdiction, procedure, and organization of all criminal courts in Canada, the establishment of such courts and the practice of lawyers before such courts; any other matters of a criminal nature.



**Chair:** Brian Bailey  
Bailey & Associates  
800-46 Portland Street, Dartmouth, NS B2Y 1H2  
Phone: 902-465-4888  
Email: [bbailey@baileylawyers.com](mailto:bbailey@baileylawyers.com)

**Vice-Chair:** Douglas Lloy, QC  
NS Legal Aid  
116 George Street, New Glasgow, NS B2H 2K6  
Phone: 902-755-7020  
Email: [doug.lloy@ns.sympatico.ca](mailto:doug.lloy@ns.sympatico.ca)

## Dates and Proposed Topics:

**Date & Time:** ✓ Friday, March 2, 2018, 12 noon – 1:00 pm (Joint meeting with the Aboriginal Law Section)  
**Location:** Barteaux Durnford, 1701 Hollis St., Suite L106, Halifax, NS  
**Topic:** Nova Scotia Wellness Court, Gladue Reports and the Upcoming Court in the Wagmatcook First Nation Community  
**Speaker:** Honourable Judge Laurel Halfpenny-MacQuarrie, Provincial Court of Nova Scotia

**Date & Time:** Wednesday, April 11, 2018, 12 noon – 1:00pm (Joint meeting with the Government & Public Sector Lawyers Section)  
**Location:** Halifax Regional Municipality, 5251 Duke St., Suite 302, Halifax, NS  
**Topic:** Avoiding Regulatory Prosecution  
**Speaker:** Josh Judah, Halifax Regional Municipality Prosecutions

## ELDER LAW

**Terms of Reference:** The objectives of the Elder Law Section are tri-fold: to improve the law affecting seniors; to educate the public, the individual Bars, the Judiciary and members of the Association on important Elder Law issues; and to foster professionalism in the practice of Elder Law through communication among Elder Law practitioners. The Elder Law Section addresses legal issues and problems of the elderly, including:

- Age Discrimination;
- General Planning for Aging: A Case-Management and Multidisciplinary Approach;
- Elder Abuse and Exploitation;
- Undue Influence;
- Housing of Older Persons and Care Facility Regulation;
- Ethical and Practical Aspects of Advising the Older Client;
- Mental Capacity and Consent;
- Guardianship and Court Appointed Substitute Decision Making;
- HealthCare Decision-Making;
- Powers of Attorney/ Mandates;
- Elder Divorce and Separation; and Lawyer referral panels, and advocacy and pro bono work for the elderly of low or middle incomes.

**Chair:** Jessica L. Lyle  
Sealy Cornish Coulthard  
200-56 Portland Street, Dartmouth, NS B2Y 1H2  
Phone: 902-466-2500  
Email: [jllye@scclaw.ca](mailto:jllye@scclaw.ca)

**Vice-Chair:** Peter Rumscheidt,  
Weldon McInnis  
118 Ochterloney Street, Dartmouth, NS B2Y 1C7  
Phone: 902-469-2421  
Email: [prumscheidt@weldonmcinnis.ca](mailto:prumscheidt@weldonmcinnis.ca)

## Dates and Proposed Topics:

**Date & Time:** ✓ Thursday, September 14, 2017, 12 noon – 1:00pm  
**Location:** Stewart McKelvey, 1959 Upper Water St., Suite 900, Halifax, NS  
**Topic:** Services for Seniors Available in the Private and Public Sector  
**Speaker:** Marie-Claire Chartrand, Lead Senior Care Consultant with Greywave Senior Care Consulting

**Date & Time:** Thursday, November 16, 2017, 12 noon – 1:00pm  
**Location:** Cox & Palmer, 1959 Upper Water St., Suite 1100, Halifax, NS  
**Topic:** Accessing Medical Records as an Attorney or Delegate  
**Speaker:** L. Martina Munden, Nova Scotia Health Authority

**Date & Time:** Thursday, February 22, 2018, 12 noon – 1:00 pm  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** Lost Capacity and Legal Fees...Who Pays and What is a Reasonable Bill?  
**Speaker:** Jonathan Hooper, Patterson Law

**Date & Time:** Tuesday, March 20, 2018, 12:00 noon- 1:00 pm (Joint meeting with the Wills, Estates & Trusts Section)  
**Location:** Stewart McKelvey, 900-1959 Upper Water St., Halifax, NS  
**Topic:** "Capacity Assessment Demonstration"  
**Speakers:** Dr. Mark Bosma, FRCPC, Timothy Matthews, QC, Stewart McKelvey and Kelly Greenwood, Burchells LLP

**Date & Time:** Tuesday, April 17, 2018, 12:00 noon- 1:00 pm (Joint Meeting with the Wills, Estates & Trusts Section)  
**Location:** Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
**Topic:** "Undue Influence"  
**Speakers:** Jessica Lyle, Sealy Cornish Coulthard and Peter Rumscheidt, Weldon McInnis

## ENVIRONMENTAL, ENERGY & RESOURCES LAW

**Terms of Reference:** Environmental, Energy & Resources Law deals with matters of legal reform and legal education and management relating to the environment, as well as law and practice relating to natural resources and energy and the development and distribution thereof.

**Chair:** Trevor MacDonald  
Stewart McKelvey  
900-1959 Upper Water Street, PO Box 997 Stn Central  
Halifax, NS B3J 2X2  
Phone: 902-420-3200  
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**Vice-Chair:** Matthew Clarke  
McInnes Cooper  
1300-1969 Upper Water Street, Halifax, NS B3J 2V1  
Phone: 902-425-6500  
Email: [matthew.clarke@mcinnescooper.com](mailto:matthew.clarke@mcinnescooper.com)

## Dates and Proposed Topics:

**Date & Time:** Thursday, April 12, 2018, 12 noon – 1:00pm (Joint Meeting with the Business Law Section)  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** Exploring Environmental issues with Commercial Property  
**Speaker:** Michael Simms, McInnes Cooper



# 2017-18 SECTIONS MEETINGS SCHEDULE

## FAMILY LAW

**Terms of Reference:** This Section deals with law and practice relating to the family unit, relations between members of the family and the family and society, and matters related thereto; the establishment, jurisdiction, procedure and organization of the courts and other tribunals dealing with these matters, and the practice of the lawyers before such courts and tribunals.

**Chair:** Jennifer Kooren  
Sealy Cornish Coulthard  
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**Vice-Chair:** Laura Kanaan  
MDW Law  
300-5657 Spring Garden Road, Halifax, NS B3J 3R4  
Phone: 902-704-4604 Fax: 902-422-5882  
Email: [laura@mdwlaw.ca](mailto:laura@mdwlaw.ca)

### Dates and Proposed Topics:

Date & Time: ✓ Wednesday, September 27, 2017, 5:30pm  
Location: Prince George Hotel, 1725 Market St., Halifax, NS  
Topic: Back to School – Hot Issues in Drafting Separation Agreements  
Speaker: Kimberley Johnson, Garson MacDonald

Date & Time: ✓ Wednesday, October 25, 2017, 5:30pm (Joint Meeting with Citizenship & Immigration Law and Womens' Forum Sections)  
Location: Prince George Hotel, 1725 Market St., Halifax, NS  
Topic: When Family Sponsorship and Domestic Violence Collide  
Speaker: Krista Forbes, Nova Scotia Legal Aid

Date & Time: ✓ Wednesday, January 24, 2018, 5:30pm  
Location: Prince George Hotel, 1725 Market St., Halifax, NS  
Topic: Impact of Private Company Proposed Tax Legislation in a Family Law Context  
Speakers: Dwayne MacKay and Nikki Robar, PricewaterhouseCoopers

Date & Time: ✓ Wednesday, February 28, 2018, 5:30pm  
Location: Prince George Hotel, 1725 Market St., Halifax, NS

Date & Time: Wednesday, March 28, 2018, 5:30pm  
Location: Prince George Hotel, 1725 Market St., Halifax, NS  
Topic / Speaker: To Be Announced

Date & Time: Wednesday, April 25, 2018, 5:30pm  
Location: Prince George Hotel, 1725 Market St., Halifax, NS  
Topic / Speaker: To Be Announced

## GENERAL PRACTICE, SOLO & SMALL FIRM

**Terms of Reference:** The General Practice, Solo and Small Firm Section addresses the needs of lawyers in general practice, ranging from sole and small firm practitioners in both rural and urban settings, to those practising law in medium and large firms. More than 10 per cent of CBA members identify themselves as being in general practice. The Section represents the common interests of general practitioners within the CBA.

**Chair:** Laurie LaViolette  
Legacy Law  
100-1496 Bedford Highway, Bedford, NS B4A 1E5  
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**Vice-Chair:** Jennifer Schofield  
Kennedy Schofield & Associates  
5832 St. Margaret's Bay Rd, Head of St. Margaret's Bay, NS B3Z 2E4  
Phone: 902-826-9140  
Email: [jschofield@kennedyschofield.ca](mailto:jschofield@kennedyschofield.ca)

### Dates and Proposed Topics:

Date & Time: ✓ Wednesday, January 17, 2018, 12 noon – 1:00pm (Joint meeting with the Real Property Section)  
Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS, Remote locations available in Truro and New Glasgow  
Topic: Easements  
Speaker: Garth Gordon, QC, Barrister & Solicitor

Date & Time: TBD (Joint meeting with the Real Property Section)  
Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS, Remote locations available in Truro and New Glasgow  
Topic: Access and Other LRA Issues  
Speaker: Ian MacLean, QC, MacLean & MacDonald

Date & Time: Tuesday, April 24, 2018, 12 noon – 1:00pm  
Location: Stewart McKelvey, 900-1959 Upper Water St, Halifax, NS  
Topic: Henson and Other Discretionary Trusts  
Speaker: Richard Niedermayer, Stewart McKelvey

## GOVERNMENT & PUBLIC SECTOR LAWYERS

**Terms of Reference:** The Forum is a platform for CBA members who are employed as lawyers at various levels of government or in public sector agencies. Its objectives are to:

- Provide mechanisms for public sector lawyers to exchange information and ideas; serve as a national network to enable public sector lawyers to connect on shared issues; advance the understanding of the roles played by public sector lawyers; raise the profile of its members by ensuring public sector lawyers interests are represented within the CBA; bring to the CBA the unique perspective of practicing law within a government setting; serve as the national voice of public sector lawyers within the activities of the Forum and those of the CBA; promote networking and delivery of programs through the Forum's provincial and territory branches.

**Chair:** Katherine Carrigan  
NS Department of Justice  
1690 Hollis Street, 8th Floor, PO Box 7, Halifax, NS B3J 2L6  
Phone: 902-424-5092  
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**Vice-Chair:** Sean Foreman  
NS Department of Justice  
1690 Hollis Street, 8th Floor, PO Box 7, Halifax, NS B3J 2L6  
Phone: 902-424-5092  
Email: [sean.foreman@novascotia.ca](mailto:sean.foreman@novascotia.ca)

### Dates and Proposed Topics:

Date & Time: ✓ Monday, September 11, 2017, 12 noon – 1:00pm  
Location: NS Department of Justice, 1690 Hollis St., 9th Floor, Halifax, NS  
Topic: The Regulation of Legal Cannabis in Nova Scotia  
Speaker: Erin Nauss, Senior Solicitor, NS Department of Justice





**Date & Time:** ✓ Monday, October 23, 2017, 12 noon – 1:00pm (Joint Meeting with the Aboriginal Law & Administrative Law Sections)  
**Location:** Barteaux Durnford, 1701 Hollis St., Suite L106, Halifax, NS  
**Topic:** Duty to Consult Following the Clyde River and Chippewas Decisions  
**Speaker:** Diane Rowe, Senior Solicitor, NS Department of Justice

**Date & Time:** ✓ Thursday, November 9, 2017, 12 noon – 1:00pm (Joint Meeting with the Constitutional & Human Rights Section and the Business Law Section)  
**Location:** Nova Scotia Department of Justice, 1690 Hollis St., 9th Floor, Halifax, NS  
**Topic:** How Will the Accessibility Act Affect My Clients?  
**Speakers:** Adriana Meloni, NS Department of Justice and Gerry Post, Executive Director, Accessibility Directorate, NS Department of Justice

**Date & Time:** ✓ Wednesday, December 6, 2017, 12 noon – 1:00pm (Joint Meeting with the Securities Law Section)  
**Location:** NS Securities Commission, Hearing Room, Suite 400 Duke Tower, 5251 Duke St., Halifax, NS  
**Topic:** *The Nova Scotia Securities Act: A Day in the Life of an Enforcer*  
**Speaker:** Heidi Schedler, Solicitor, NS Securities Commission

**Date & Time:** ✓ Wednesday, January 24, 2018, 5:00-6:15pm with Social 6:15-7:00pm (Joint Session with the Young Lawyers Section)  
**Location:** Province House, 1726 Hollis St., Halifax, NS  
**Topic:** Tour of the Legislature and Introduction to the Legislative Process  
**Speakers:** Nicole Arseneault, Assistant Clerk, Office of the Speaker; Neil Ferguson, Chief Clerk, House of Assembly; Annette Boucher, QC, Legislative Counsel and Officer of the Speaker

**Date & Time:** ✓ Monday, February 5, 2018, 12 noon – 1:00pm  
**Location:** Legislative Counsel Office Boardroom, CIBC Building, Suite 802, 1809 Barrington St., Halifax, NS  
**Topic:** Regulatory Enabling Authority: Drafting to Achieve Statutory Vires  
**Speaker:** James Charlton, Legislative Counsel, Office of Legislative Counsel

**Date & Time:** ✓ Tuesday, March 6, 2018, 12 noon – 1:00pm (Joint meeting with the Civil Litigation/ADR Section and the Administrative Law Section)  
**Location:** NS Department of Justice, 1690 Hollis St., 9th Floor, Halifax, NS  
**Topic:** Judicial Review and Appeals  
**Speaker:** Agnes MacNeil, NS Department of Justice

**Date & Time:** Wednesday, April 11, 2018, 12 noon – 1:00pm (Joint meeting with the Criminal Justice Section)  
**Location:** Halifax Regional Municipality, 302-5251 Duke St, Halifax, NS  
**Topic:** Avoiding Regulatory Prosecution  
**Speaker:** Josh Judah, Halifax Regional Municipality Prosecutions

**Date & Time:** Thursday, May 10, 2018, 12 noon – 1:00pm  
**Location:** NS Department of Justice, 1690 Hollis St., 9th Floor, Halifax, NS  
**Topic:** Plain Language Legislative Drafting – Part II  
**Speaker:** Rachel Jones, Registrar of Regulations

## HEALTH LAW

**Terms of Reference:** Any aspect of the law relating to health care, institutions, and professions.

**Chair:** Kimberley Pochini  
 Patterson Law  
 10 Church Street, PO Box 1068, Truro, NS B2N 5G9  
 Phone: 902-896-6160  
 Email: [kpochini@pattersonlaw.ca](mailto:kpochini@pattersonlaw.ca)

**Vice-Chair:** Mary Anne Persaud  
 Nova Scotia Health Authority  
 1276 South Park Street, Room 1-031, Halifax, NS B3H 2Y9  
 Phone: 902-473-7537  
 Email: [maryanne.persaud@nshealth.ca](mailto:maryanne.persaud@nshealth.ca)

### Dates and Proposed Topics:

**Date & Time:** ✓ Tuesday, January 23, 2018 12 noon – 1:00pm  
**Location:** Patterson Law, 1801 Hollis Street, Halifax, NS  
**Topic:** Introduction of the *New Adult Capacity and Decision Making Act*

**Speakers:** Tina Hall and Adriana Meloni, NS Department of Justice

**Date & Time:** To Be Determined (March 2018)  
**Location:** To Be Determined  
**Topic:** A Session on Privacy and Professional Boundaries for Health Care Providers

**Speaker:** Ryan Baxter, McInnes Cooper

**Date & Time:** To Be Determined  
**Location:** To Be Determined  
**Topic:** A Session on Access/Barriers to Access to Health Care for LGBTQ + Persons

**Speaker:** To Be Determined

## INSURANCE LAW

**Terms of Reference:** The Insurance Law Section brings together CBA members with an interest in all facets of insurance law. Our members include in-house counsel and private practitioners from all parts of the country. Our members deal with all classes of life, accident, and casualty insurance, as well as corporate governance, human rights, insolvency and administrative law issues for insurance industry stakeholders.

**Chair:** Stacey England  
 Burchell MacDougall  
 710 Prince Street, PO Box 1128, Truro, NS B2N 5H1  
 Phone: 902-895-1561  
 Email: [sengland@burchellmacdougall.com](mailto:sengland@burchellmacdougall.com)

**Vice-Chair:** Philip Chapman  
 Wickwire Holm  
 300-1801 Hollis Street, Halifax, NS B2N 5H1  
 Phone: 902-482-7020  
 Email: [pchapman@wickwireholm.com](mailto:pchapman@wickwireholm.com)

**Dates and Proposed Topics:** No Meetings Scheduled

## INTELLECTUAL PROPERTY

**Terms of Reference:** Law and practice relating to all forms of ownership, licensing, transfer and protection of intellectual property and related property rights, including patents, trademarks, copyright, industrial designs, plant breeders' rights, as well as trade secrets.



# 2017-18 SECTIONS MEETINGS SCHEDULE

**Chair:** Heather Oke  
NS Department of Justice  
8th Floor, 1690 Hollis Street, Halifax, NS B3J 3J9  
Phone: 902-424-4222  
Email: [okehr@gov.ns.ca](mailto:okehr@gov.ns.ca)

**Vice-Chair:** Keith Lehwald  
Burchells LLP  
1800-1801 Hollis Street, Halifax, NS B3J 3N4  
Phone: 902-423-6361  
Email: [klehwald@burchells.ca](mailto:klehwald@burchells.ca)

## Dates and Proposed Topics:

**Date & Time:** ✓ Wednesday, October 4, 2017, 12 noon – 1:00 pm (Joint meeting with the Civil Litigation/ADR Section)  
**Location:** Burchells LLP, 1801 Hollis St., Suite 1800, Halifax, NS  
**Topic:** The Decision in *Google Inc. v Equustek Solutions Inc., et al.* Protection of Intellectual Property Online and Injunctions with Extraterritorial Effect  
**Speakers:** David Fraser, McInnes Cooper and Keith Lehwald, Burchells LLP

**Date & Time:** ✓ Thursday, November 2, 2017, 12 noon – 1:00 pm (Joint meeting with the Business Law Section)  
**Location:** Burchells LLP, 1801 Hollis St., Suite 1800, Halifax, NS  
**Topic:** Key Legal Issues for Online Businesses  
**Speakers:** Tariq Remtulla, Senior Legal Counsel at eBay and Kelly Kwan, Senior Counsel with Uber Canada (Toronto)

**Date & Time:** ✓ Wednesday, November 8, 2017, 12 noon – 1:00 pm (Joint meeting with the Aboriginal Law Section)  
**Location:** Burchells LLP, 1801 Hollis Street, Suite 1800, Halifax, NS  
**Topic:** Cultural Appropriation, Indigenous Rights, and IP Law  
**Speaker:** Merle Alexander, Gowling WLG, Vancouver and Cheryl Simon, Simon Governance Services

## LABOUR & EMPLOYMENT LAW

**Terms of Reference:** Law and practice affecting labour-management relations and trade unions and their members; jurisdiction, procedure and organization of boards and tribunals dealing with labour-management relations, employment standards and the like; the establishment of and appointments to boards and tribunals and the practice of lawyers before such boards; and, principles and practice relating to collective agreements and arbitration of labour disputes.

**Chair:** Andrew Nielsen  
Pink Larkin  
201-1463 South Park Street, PO Box 36036, Halifax, NS B3J 3S9  
Phone: 902-423-7777  
Email: [anielsen@pinklarkin.com](mailto:anielsen@pinklarkin.com)

**Vice-Chair:** Bradley Proctor  
McInnes Cooper  
1300-1969 Upper Water Street, Halifax, NS B3J 2V1  
Phone: 902-425-6500  
Email: [brad.proctor@mcinnescooper.com](mailto:brad.proctor@mcinnescooper.com)

## Dates and Proposed Topics:

**Date & Time:** ✓ Friday, October 6, 2017, 1:00 pm – 4:00 pm  
**Location:** Pink Larkin, 1463 South Park St., Halifax, NS  
**Topic:** "Trauma-Informed Legal Services for Workplace Sexual Harassment and Assault"  
**Speakers:** Representatives from Avalon Sexual Assault Centre

**Date & Time:** ✓ Thursday, December 14, 2017, 12:30 – 2:00 pm (Joint meeting with the Administrative Law Section)  
**Location:** Workers' Advisers Program, 5670 Spring Garden Road, Suite 502, Halifax, NS  
**Topic:** Adjudication of Psychological Injuries at the Workers' Compensation Board  
**Speakers:** Madeleine Hearn and Kenneth LeBlanc, WCB of Nova Scotia

**Date & Time:** ✓ Monday, February 26, 2018 (Joint Meeting with Law Student Section)  
**Location:** Weldon Law Building, Room 204, Halifax, NS  
**Topic:** Nova Scotia Unions' Charter Challenges to Recent Labour Legislation  
**Speaker:** Gail Gatchalian, Pink Larkin

**Date & Time:** Thursday, March 15, 2018, 12 noon – 1:00pm (Joint Meeting with the Business Law Section)  
**Location:** Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
**Topic:** Employment Hot Topics  
**Speaker:** Kimberley D. Pochini, Patterson Law

## LAW STUDENTS

**Terms of Reference:** The current goals of the CBA Student Section are to increase awareness of the Section among law students, promote the benefits of becoming a CBA member and recruit law students to the section. The Section's ultimate purpose is to supplement law students with resources to excel in their law degree and effectively transition into the workforce.

**Chair:** Melissa Pike  
201-6350 Coburg Road, Halifax, NS B3H 2A1  
Phone: 902-422-6011  
Email: [melissa.j.pike@gmail.com](mailto:melissa.j.pike@gmail.com)

**Vice-Chair:** Emma MacIntosh  
7 Crichton Park Road, Dartmouth, NS B3A 2N7  
Phone: 902-452-9003  
Email: [emmamacintosh@icloud.com](mailto:emmamacintosh@icloud.com)

## Dates and Proposed Topics:

**Date & Time:** ✓ Tuesday, October 31, 2017, 12:30 – 1:30 pm, Joint Meeting with the Construction Law Section  
**Location:** Weldon Law Building, 6061 University Ave., Room 207, Halifax, NS  
**Title:** Mediation and Arbitration of Construction Disputes  
**Speakers:** Melanie Gillis, McInnes Cooper and Kevin Gibson, McInnes Cooper

**Date & Time:** ✓ Monday, November 20, 2017, 5:45pm – 7:30 pm (Joint Meeting with the Women's Forum Section)  
**Location:** Weldon Law Building, 6061 University Avenue, Halifax, NS  
**Topic:** Connect: Women in Law

**Date & Time:** ✓ Monday, February 26, 2018, 12 noon – 1:00pm (Joint Meeting with the Labour & Employment Law Section)  
**Location:** Weldon Law Building, Room 204, Halifax, NS  
**Topic:** Nova Scotia Unions' Charter Challenges to Recent Labour Legislation  
**Speaker:** Gail Gatchalian, Pink Larkin



## MILITARY LAW

**Terms of Reference:** This Section deals with military law, including the military system of justice and operational law, as well as uniquely military aspects of established substantive bodies of law practised by civilians such as criminal law, tort law, intellectual property, employment and human rights law, air law, maritime law and international law.

**Chair:** Brian Bailey  
Bailey & Associates  
800-46 Portland Street, Dartmouth, NS B2Y 1H2  
Phone: (902) 465-4888  
Email: [bbailey@baileylawyers.com](mailto:bbailey@baileylawyers.com)

**Vice-Chair:** Lt. Derek Schroeder  
Office of the Judge Advocate General  
505-6080 Young Street, Halifax, NS B3K 5X5  
Phone: 902-261-6829  
Email: [derek.schroeder@forces.gc.ca](mailto:derek.schroeder@forces.gc.ca)

**Dates and Proposed Topics:** No Meetings Scheduled

## MUNICIPAL LAW

**Terms of Reference:** Municipal lawyers practise entirely or substantially in areas of law relating to local government. The Municipal Law Section serves as a co-ordination and communications focus for issues of common interest to lawyers practising in the many areas which touch on the work of municipalities. If you are a member of the Municipal Section you are automatically a member of the National Municipal Section.

**Chair:** Heidi Walsh-Sampson  
Patterson Law  
10 Church Street  
Truro, NS B2N 5G9  
Phone: (902) 896-6165  
Email: [hwalhsampson@pattersonlaw.ca](mailto:hwalhsampson@pattersonlaw.ca)

**Vice-Chair:** Jack Townsend  
Cox & Palmer  
1100-1959 Upper Water Street, Halifax, NS B3J 3E5  
Phone: 902-421-6262  
Email: [jktownsend@coxandpalmer.com](mailto:jktownsend@coxandpalmer.com)

**Dates and Proposed Topics:**

Date & Time: ✓ Tuesday, September 12, 2017, 12 noon – 1:00pm  
Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
Topic: The Decisions of the UARB and The Court of Appeal in the Tasty Budds Case  
Speakers: Roxanne MacLaurin and Claire Gillivan, Halifax Regional Municipality Legal Services

Date & Time: ✓ Thursday, November 23, 2017, 12 noon – 1:00pm  
Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
Topic: The Decision of the Court of Appeal in Ghosn v. Halifax (Regional Municipality), 2016 NSCA90  
Speaker: Richard Norman, Cox & Palmer

Date & Time: ✓ Thursday, January 11, 2018, 12 noon – 1:00pm (Joint Meeting with the Construction Law Section)  
Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS  
Topic: Councillor Discipline  
Speaker: Dennis James, QC, Patterson Law

Date & Time: ✓ Monday, February 5, 2018, 12 noon – 1:00pm  
Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
Topic: Practice Before the Utility and Review Board  
Speaker: Nancy Rubin, QC, Stewart McKelvey

Date & Time: ✓ Tuesday, February 13, 2018, 12 noon – 1:00pm  
Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS  
Topic: Basics of Bylaw Drafting  
Speaker: Karen Kinley, NS House of Assembly – Legislative Counsel Office and Rachel Jones, the Registrar of Regulations

Date & Time: ✓ Wednesday, March 7, 2018, 12 noon – 1:00pm  
Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS  
Topic: Expropriation  
Speaker: Robert Pineo, Patterson Law

## PRIVACY & ACCESS LAW

**Terms of Reference:** This Section deals with domestic and international law, policy and education related to privacy matters and access to information. Where there is an overlap of interests concerning privacy or access to information matters, the Section works in consultation and communication with other Sections.

**Chair:** Derek Brett  
Burnside Law Office  
9-109 Ilsley Avenue, Dartmouth, NS B3B 1S8  
Phone: 468-3066  
Email: [derekbrettesq@gmail.com](mailto:derekbrettesq@gmail.com)

**Vice-Chair:** David Fraser  
McInnes Cooper  
1300-1969 Upper Water Street, Halifax, NS B3J 2V1  
Phone: 902-425-6500  
Email: [david.fraser@mcinnescooper.com](mailto:david.fraser@mcinnescooper.com)

**Dates and Proposed Topics:** No Meetings Scheduled

## REAL PROPERTY

**Terms of Reference:** The Real Property Section is concerned with the problems inherent in the ownership, devising, mortgaging, loaning, using, leasing and other dealings with real property, including: Estates; uses; trusts and settlements; perpetuities; fixtures; titles; workers' and mechanics' liens; leaseholds; mortgages; easements and licenses; planning legislation and restrictions on use, realty taxes, registration and land titles system; vendor and purchaser; ecological control of land; financing problems on real property security.

**Chair:** Maureen Ryan  
Bedford Law Inc.  
100-1496 Bedford Highway, Bedford, NS B4A 1E5  
Phone: 902-832-2100  
Email: [maureen@bedfordlaw.com](mailto:maureen@bedfordlaw.com)

**Vice-Chair:** Jane Gourley-Davis  
Patterson Law  
10 Church Street, Truro, NS B2N 5G9  
Phone: 902-896-6157  
Email: [jgourley-davis@pattersonlaw.ca](mailto:jgourley-davis@pattersonlaw.ca)



# 2017-18 SECTIONS MEETINGS SCHEDULE

## Dates and Proposed Topics:

Date & Time: ✓ Wednesday, October 18, 2017, 12 noon – 1:00pm  
 Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS; Remote locations available in Truro and New Glasgow  
 Topic: Recent Amendments to Builders' Lien Act and Implication for Financing Transactions  
 Speaker: Alison Henderson, Patterson Law

Date & Time: ✓ Wednesday, November 15, 2017, 12:00 noon- 1:30 pm (Joint meeting with the Wills, Estates & Trusts Section)  
 Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
 Topic: Buying and Selling U.S. Real Estate  
 Speakers: Mark Tipperman, Barrister & Solicitor and Earl MacLeod CPA, CA, MNP LLP

Date & Time: ✓ Wednesday, January 17, 2018, 12 noon – 1:00pm (Joint meeting with the General Practice Section)  
 Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS, Remote locations available in Truro and New Glasgow  
 Topic: Easements  
 Speaker: Garth Gordon, QC, Barrister & Solicitor

Date & Time: Wednesday, March 14, 2018, 12 noon – 1:00pm (Joint meeting with the General Practice, Solo & Small Firm Section)  
 Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS, Remote locations available in Truro and New Glasgow  
 Topic: Access and Other LRA Issues  
 Speaker: Ian MacLean, QC, MacLean & MacDonald

Date & Time: Wednesday, April 18, 2017, 12 noon – 1:00pm  
 Location: Patterson Law, 2100-1801 Hollis St, Halifax, NS  
 Topic: Adverse Possession  
 Speaker: Derek Land, Blackburn Law

## SECURITIES LAW

**Terms of Reference:** This Section deals with sources of securities regulation applicable in Nova Scotia including The Securities Act and the regulations, notices and rules arising from it, and the rules and policies set out by any other securities regulatory organizations.

**Chair:** Claire Milton, QC  
 BoyneClarke LLP  
 600-99 Wyse Road, PO Box 876, Dartmouth, NS B2Y 3Z5  
 Phone: 902-469-9500  
 Email: [cmilton@boyneclarke.ca](mailto:cmilton@boyneclarke.ca)

**Vice-Chair:** H. Jane Anderson  
 NS Securities Commission, Compliance & Enforcement  
 400-5251 Duke Street, PO Box 458, Halifax, NS B3J 2P8  
 Phone: 902-424-0179  
 Email: [jane.anderson@novascotia.ca](mailto:jane.anderson@novascotia.ca)

## Dates and Proposed Topics:

Date & Time: ✓ Wednesday, September 27, 2017, 12 noon – 1:00pm (Joint Meeting with the Business Law Section)  
 Location: Patterson Law, 2100 – 1801 Hollis St, Halifax NS  
 Topic: Corporate Governance – Board Diversity  
 Speaker: Clair Milton, QC, BoyneClarke LLP

Date & Time: ✓ Tuesday, November 21, 2017, 12 noon – 1:00pm  
 Location: NS Securities Commission, 4th Floor, 5251 Duke St., Halifax NS  
 Topic: Recent Developments in Securities Regulation – Derivatives Regulation, Blockchain and Cryptocurrency Transactions, Etc.  
 Speaker: H. Jane Anderson, Director of Policy and Market Regulation, Nova Scotia Securities Commission

Date & Time: ✓ Wednesday, December 6, 2017, 12 noon – 1:00pm (Joint Meeting with the Government & Public Sector Lawyers Section)  
 Location: NS Securities Commission, Hearing Room, Suite 400 Duke Tower, 5251 Duke St., Halifax, NS  
 Topic: *The Nova Scotia Securities Act: A Day in the Life of an Enforcer*  
 Speaker: Heidi Schedler, Solicitor, NS Securities Commission

Date & Time: ✓ Thursday, January 18, 2018, 12 noon – 1:00pm (Joint Meeting with the Government & Public Sector Lawyers Section)  
 Location: NS Securities Commission, Hearing Room, Suite 400 Duke Tower, 5251 Duke St., Halifax, NS  
 Topic: Registration, When is it Triggered? Things to Consider and Cases from the Perspective of the NSSC and Counsel for Registrants  
 Speakers: Brian Murphy, Deputy Director, Capital Markets of Nova Scotia Securities Commission and Brian Awad, McInnes Cooper

Date & Time: Thursday, March 20, 2018, 12 noon – 1:00pm  
 Location: NS Securities Commission, Hearing Room, Suite 400 Duke Tower, 5251 Duke St., Halifax, NS  
 Topic: Hallmarks of Financial Fraud  
 Speaker: Heidi Schedler, Solicitor, NS Securities Commission

Date & Time: Thursday, May 17, 2018, 12 noon – 1:00pm  
 Location: To Be Determined  
 Topic: Capital Raising Exemptions  
 Speaker: To Be Announced

## SEXUAL ORIENTATION & GENDER IDENTITY

**Terms of Reference:** The purpose of the SOGI Section is to:

- address the needs and concerns of lesbian, gay, bisexual, transgendered and two-spirited members within the Association
- provide a forum for the exchange of information, ideas and action on legal issues relating to sexual orientation and gender identity
- encourage lesbian, gay, bisexual, transgendered and two-spirited lawyers to actively participate in the work of the Association
- develop and provide continuing legal education and other professional development programs on legal issues relating to sexual orientation and gender identity
- develop member services relevant to lesbian, gay, bisexual, transgendered and two-spirited members of the Association

**Chair:** Jack Townsend  
 Cox & Palmer  
 1100-1959 Upper Water St  
 PO Box 2380 Stn Central, Halifax, NS B3J 2V1  
 Phone: 902-457-9035  
 Email: [jktownsend@coxandpalmer.com](mailto:jktownsend@coxandpalmer.com)



**Vice-Chair:** M. Ann Levangie  
Patterson Law  
10 Church Street, Truro, NS B2N 5G9  
Phone: 902-893-3071  
Email: [alevangie@pattersonlaw.ca](mailto:alevangie@pattersonlaw.ca)

## Dates and Proposed Topics:

Date & Time: ✓ Tuesday, October 3, 2017, 12:00 noon – 1:30 pm  
(Joint meeting with the Equity Committee)  
Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
Topic: Supporting Trans and Gender-Variant Clients and Colleagues  
Speaker: Gabriel Enxuga, Youth Project

Date & Time: ✓ Thursday, November 2, 2017, 5:30 pm – 7:30 pm  
Location: The Local, 2037 Gottingen Street, Halifax, NS  
Topic: Annual Meet and Greet with the Schulich School of Law  
OUTLaw Society

Date & Time: ✓ Wednesday, February 28, 2018, 12 noon – 1:00 pm  
(Joint meeting with Citizenship & Immigration Law)  
Location: Cox & Palmer, 1959 Upper Water St, Suite 1100, Halifax, NS  
Topic: The Work of the Rainbow Refugee Association of Nova Scotia and Some of the Issues Faced by LGBTQ Refugees  
Speakers: Lawrence Roche, Rainbow Refugee Association of Nova Scotia and Michael Battista, Immigration Lawyer from Toronto

Date & Time: ✓ Wednesday, March 7, 2018, 5:30 pm – 7:30 pm  
Location: The Henry House, Barrington Street, Halifax, NS  
Topic: Meet and Greet with the Schulich School of Law  
OUTLaw Society

Date & Time: ✓ Thursday, March 8, 2018, 5:00pm – 7:00pm (In partnership with the Dalhousie Feminist Legal Association, the CBA NS Equity Committee and the Young Lawyers Section)  
Location: Schulich School of Law, Room 104, 6061 University Ave, Halifax, NS  
Topic: An Update on Abortion Access in Nova Scotia: An International Women's Day Discussion  
Speaker: Brett Bundale, The Canadian Press

## TAXATION LAW

### Terms of Reference:

- Review federal and provincial legislation imposing taxes or duties and the practice under such legislation,
- the jurisdiction, procedure and organization of special courts and tribunals relating to taxes and duties,
- the establishment of such courts and tribunals, and
- the practice of lawyers before such courts and tribunals.

**Chair:** C. Jennifer Campbell  
Patterson Law  
510-1718 Argyle Street, Halifax, NS B3J 3N6  
Phone: 902-405-8000  
Email: [jcampbell@pattersonlaw.ca](mailto:jcampbell@pattersonlaw.ca)

**Vice-Chair:** Eric Feunekes  
McInnes Cooper  
PO Box 730, Halifax, NS B3J 2V1  
Phone: (902) 425-6500  
Email: [eric.feunekes@mcinnescooper.com](mailto:eric.feunekes@mcinnescooper.com)

**Dates and Proposed Topics:** No Meetings Scheduled

## WILLS, ESTATES & TRUSTS

**Terms of Reference:** Law and practice relating to wills, trusts, estates and their administration, and matters including taxes and duties related thereto; and the jurisdiction, procedure and organization of courts dealing with the foregoing matters, the establishment of such courts and the practice of lawyers before such courts.

**Chair:** Allen Fownes  
Fownes Law Offices Inc.  
Box 1739, Liverpool, NS B0T 1K0  
Phone: 902-354-2744  
Email: [acfownes@novascotialaw.com](mailto:acfownes@novascotialaw.com)

**Vice-Chair:** Tanya L. Butler  
Cox & Palmer  
1100-1959 Upper Water Street, Halifax, NS B3J 3N2  
Phone: 902-491-4227,  
Email: [tbutler@coxandpalmer.com](mailto:tbutler@coxandpalmer.com)

### Dates and Proposed Topics:

Date & Time: ✓ Tuesday, September 12, 2017, 12:00 noon – 1:00 pm  
Location: Stewart McKelvey, 900-1959 Upper Water St., Halifax, NS  
Topic: Getting a Passing Grade on Passing Executors' Accounts  
Speakers: Sharon Atton, Stewart McKelvey and Cora Jacquemin, Registrar of Probate, Halifax District

Date & Time: ✓ Tuesday, October 10, 2017, 12:00 noon- 1:30 pm  
Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
Topic: Where There's No Will, There's Still a Way: Lost and Missing Wills  
Speaker: Tanya L. Butler, Cox & Palmer

Date & Time: ✓ Wednesday, November 15, 2017, 12:00 noon- 1:00 pm  
(Joint meeting with the Real Property Section)  
Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
Topic: Buying and Selling U.S. Real Estate  
Speaker: Mark Tipperman, Barrister & Solicitor and Earl MacLeod CPA, CA, Partner Tax and Business Advisor, MNP

Date & Time: ✓ Tuesday, January 16, 2018, 12:00 noon- 1:00 pm  
Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
Topic: Planning for U.S. Beneficiaries of Canadian Estates and Trusts  
Speaker: Sarah Dykema, McInnes Cooper

Date & Time: ✓ Tuesday, February 13, 2018, 12:00 noon- 1:00 pm  
Location: Stewart McKelvey, 900-1959 Upper Water St., Halifax, NS  
Topic: Powers of Appointment and Powers to Add and Remove Beneficiaries  
Speaker: Richard Niedermayer, Stewart McKelvey

Date & Time: Tuesday, March 20, 2018, 12:00 noon- 1:00 pm  
(Joint meeting with the Elder Law Section)  
Location: Stewart McKelvey, 900-1959 Upper Water St., Halifax, NS  
Topic: Capacity Assessment Demonstration  
Speakers: Dr. Mark Bosma, FRCP, Timothy Matthews, QC, Stewart McKelvey and Kelly Greenwood, Burchells LLP

Date & Time: Tuesday, April 17, 2018, 12:00 noon- 1:00 pm  
(Joint Meeting with the Elder Law Section)  
Location: Cox & Palmer, 1100-1959 Upper Water St., Halifax, NS  
Topic: "Undue Influence"  
Speakers: Jessica Lyle, Sealy Cornish Coulthard and Peter Rumscheidt, Weldon McInnis



# 2017-18 SECTIONS MEETINGS SCHEDULE

Date & Time: Tuesday, May 15, 2018, 12:00 noon- 1:00 pm  
 Location: Stewart McKelvey, 900-1959 Upper Water St., Halifax, NS  
 Topic: How to Prepare Your Solicitor's File to Withstand Litigation:  
 Estate Planning Professionals in the Witness Box  
 Speaker: Richard Norman, Cox & Palmer

## WOMEN'S FORUM

**Terms of Reference:** The Women's Forum is aimed at promoting the stature and influence of women in the profession, as well as developing programs, networking opportunities and mentoring programs.

**Co-Chair:** Jennifer Knebel Reid  
 Casey Rodgers Chisholm Penny Duggan LLP  
 201-219 Waverley Road, Dartmouth, NS B2X 2C3  
 Phone: 902-434-6181  
 Email: [jreid@crclawyers.com](mailto:jreid@crclawyers.com)

**Co-Chair:** Jennie Pick  
 Burchells LLP  
 1800-1801 Hollis Street, Halifax, NS B3J 3N4  
 Phone: 902-423-6361  
 Email: [jpick@burchells.ca](mailto:jpick@burchells.ca)

### Dates and Proposed Topics:

- Date & Time: ✓ Wednesday, September 20, 2017, 4:00 pm  
 Topic: The Breadwinner  
 Location: Park Lane Cinemas
- Date & Time: ✓ Wednesday, October 25, 2017, 5:30pm (Joint Meeting with  
 Citizenship & Immigration Law and Family Law Sections)  
 Location: Prince George Hotel, 1725 Market St., Halifax, NS  
 Topic: When Family Sponsorship and Domestic Violence Collide  
 Speaker: Krista Forbes, Nova Scotia Legal Aid
- Date & Time: ✓ Monday, November 20, 2017, 5:45pm – 7:30 pm  
 (Joint Meeting with the Law Students Section)  
 Location: Weldon Law Building, 6061 University Avenue, Halifax, NS  
 Topic: Connect: Women in Law
- Date & Time: ✓ Tuesday, February 27, 2018, 5:30pm  
 Location: Halifax Distilling Company, Halifax, NS  
 Topic: Women's Forum Annual Trivia Night
- Date & Time: ✓ Thursday, March 8, 2018,  
 Location: Various locations around the province  
 Topic: 6th Annual Women's Day Collection Drive
- Date & Time: ✓ Thursday, March 8, 2018, 5:00pm – 7:00pm (In  
 partnership with the Dalhousie Feminist Legal Association,  
 the CBA NS Equity Committee, the Sexual Orientation &  
 Gender Identity Section and The Young Lawyers Section)  
 Location: Schulich School of Law, Room 104, 6061 University Ave,  
 Halifax, NS  
 Topic: An Update on Abortion Access in Nova Scotia: An  
 International Women's Day Discussion  
 Speaker: Brett Bundale, The Canadian Press
- Date & Time: March, 2018, Confirmed Date & Time TBD  
 Location: To Be Determined  
 Topic: Panel Discussion Regarding Negotiation Compensation  
 Packages

Date & Time: April, 2018, Confirmed Date & Time TBD  
 Location: Cape Breton Location to Be Determined  
 Topic: Annual Breakfast with the Bench

Date & Time: May, 2018  
 Location: Annapolis Valley Location to Be Determined  
 Topic: End of Year Social

## YOUNG LAWYERS

**Terms of Reference:** We hope our Lawyers Section activities will meet one of two overarching goals: building practical skills with our "HOW TO..." section meetings, and building community awareness with our "SOCIAL JUSTICE" series of events. (With a few other special events in the mix as well.)

Please note that lawyers and law students of all ages and stages are always welcome at Young Lawyers Section meetings and events.

**Chair:** Ryan Brothers  
 Nova Scotia Department of Justice  
 8th Floor, 1690 Hollis Street, Halifax, NS B3J 3J9  
 Phone: 902-424-4776  
 Email: [brothert@gov.ns.ca](mailto:brothert@gov.ns.ca)

**Vice-Chair:** Jennifer Taylor  
 Stewart McKelvey  
 900-1959 Upper Water Street, Halifax, NS B3J 2X2  
 Phone: 902-420-3361  
 Email: [jennifertaylor@stewartmckelvey.com](mailto:jennifertaylor@stewartmckelvey.com)

### Dates and Proposed Topics:

- Date & Time: ✓ Wednesday, September 27, 2017, 5:30-7:30pm  
 Location: The Old Triangle, Pantry Room, 5136 Prince St., Halifax, NS  
 Topic: It's Time to #TALKJUSTICE!  
 Speakers: Emma Halpern, Nova Scotia Barristers' Society and El  
 Jones, Professor, Journalist and Justice Activist
- Date & Time: ✓ Wednesday, October 18, 2017, 12 noon – 1:00 pm  
 (Joint meeting with the Young Lawyers of the Cape  
 Breton Barristers' Society)  
 Locations: Stewart McKelvey, 1959 Upper Water St., Suite 900,  
 Halifax, NS and Sydney Justice Centre, PIP Room  
 Topic: How to...Conduct a Client Interview  
 Speakers: Sean MacDonald, Breton Law; Candee McCarthy, Candee  
 McCarthy Law; Margaret (Peg) MacInnis, Executive Director,  
 Executive Office of the Nova Scotia Judiciary
- Date & Time: ✓ Wednesday, November 8, 2017, 12 noon – 1:00 pm  
 (Joint meeting with the Aboriginal Law and Intellectual  
 Property Law Sections)  
 Location: Burchells LLP, 1801 Hollis Street, Suite 1800, Halifax, NS  
 Topic: Cultural Appropriation, Indigenous Rights, and IP Law  
 Speaker: Merle Alexander, Gowling WLG, Vancouver and Cheryl  
 Simon, Simon Governance Services
- Date & Time: ✓ Tuesday, November 28, 2017, 12:30 pm – 1:30 pm (In  
 partnership with the Career Development Office)  
 Location: Schulich School of Law  
 Topic: Effective Job Search Strategies
- ✓ Annual Conference – Lord Nelson Hotel  
 Bench & Bar Mixer: November 30, 2017, 5pm – 7pm  
 Young Lawyers Stream on Consent in the Law (sessions 5B, 6B, 7B, and 8B):  
 December 1, 2017, 9:30am – 4:15pm

# SECTIONS MEETINGS SCHEDULE

- ✓  
Date & Time: Wednesday, January 10, 2018, 12 noon – 1:00pm (Joint Meeting with the Business Law Section with video link to Patterson Law, Truro)  
Location: Patterson Law, 1801 Hollis St., Suite 2100, Halifax, NS  
Topic: How to ...Incorporate a Business  
Speaker: ✓ Sadira E. Jan, Stewart McKelvey and Kimberly Bungay, Stewart McKelvey
- Date & Time: Wednesday, January 24, 2018, 4:30-5:45 pm with Social 5:45-6:30pm (Joint Session with the Government & Public Sector Lawyers Section)  
Location: Province House, 1726 Hollis St., Halifax, NS  
Topic: Tour of the Legislature and Introduction to the Legislative Process  
Speakers: ✓ Nicole Arsenault, Assistant Clerk, Office of the Speaker; Neil Ferguson, Chief Clerk, House of Assembly; Annette Boucher, QC, Legislative Counsel and Officer of the Speaker
- Date & Time: Wednesday, January 24, 2018, 12 noon – 1:00pm (Joint Meeting with the Constitutional & Human Rights Law Section and with Lawyers Rights Watch Canada and the Dalhousie International Law Society)  
Location: Schulich School of Law, 6061 University Ave, Halifax, NS  
Topic: Day of the Endangered Lawyer – International Experiences and Opportunities  
Speakers: ✓ Danny Graham, McInnes Cooper; Shanisha Grant, worked with Supporting Access to Justice for Children and Youth in East Africa (SAJCEA) Project; Christine Hanson, NS Human Rights Commission
- Date & Time: Thursday, February 15, 2018, 12 noon – 1:00 pm (A joint meeting with the Civil Litigation & ADR Section)  
Location: Stewart McKelvey, 1959 Upper Water St., Suite 900, Halifax, NS  
Topic: How to...Conduct a Discovery Examination  
Speakers: ✓ Guy Harfouche, HRM Legal Services & Kate Marshall, Stewart McKelvey
- Date & Time: Thursday, March 8, 2018, 5:00pm – 7:00pm (In partnership with the Dalhousie Feminist Legal Association, the CBA NS Equity Committee, the Sexual Orientation & Gender Identity Section and The Women's Forum Section)  
Location: Schulich School of Law, Room 104, 6061 University Ave, Halifax, NS  
Topic: An Update on Abortion Access in Nova Scotia: An International Women's Day Discussion  
Speaker: Brett Bundale, The Canadian Press
- Date & Time: Tuesday, March 20, 2018, 12 noon – 1:00 pm (Joint meeting with the Civil Litigation & ADR Section)  
Location: HRM Legal Services (Duke Tower, 3rd Floor)  
Topic: How to...Run a Small Claims Court Proceeding  
Speakers: Gus Richardson, QC, Small Claims Court Adjudicator & Sara Nicholson (Stewart McKelvey)

April 2018: Lunchtime Section meeting – Details TBD

May 2018: Community Engagement Event – Details TBD

June 2018: End-of-year Social – Details TBD

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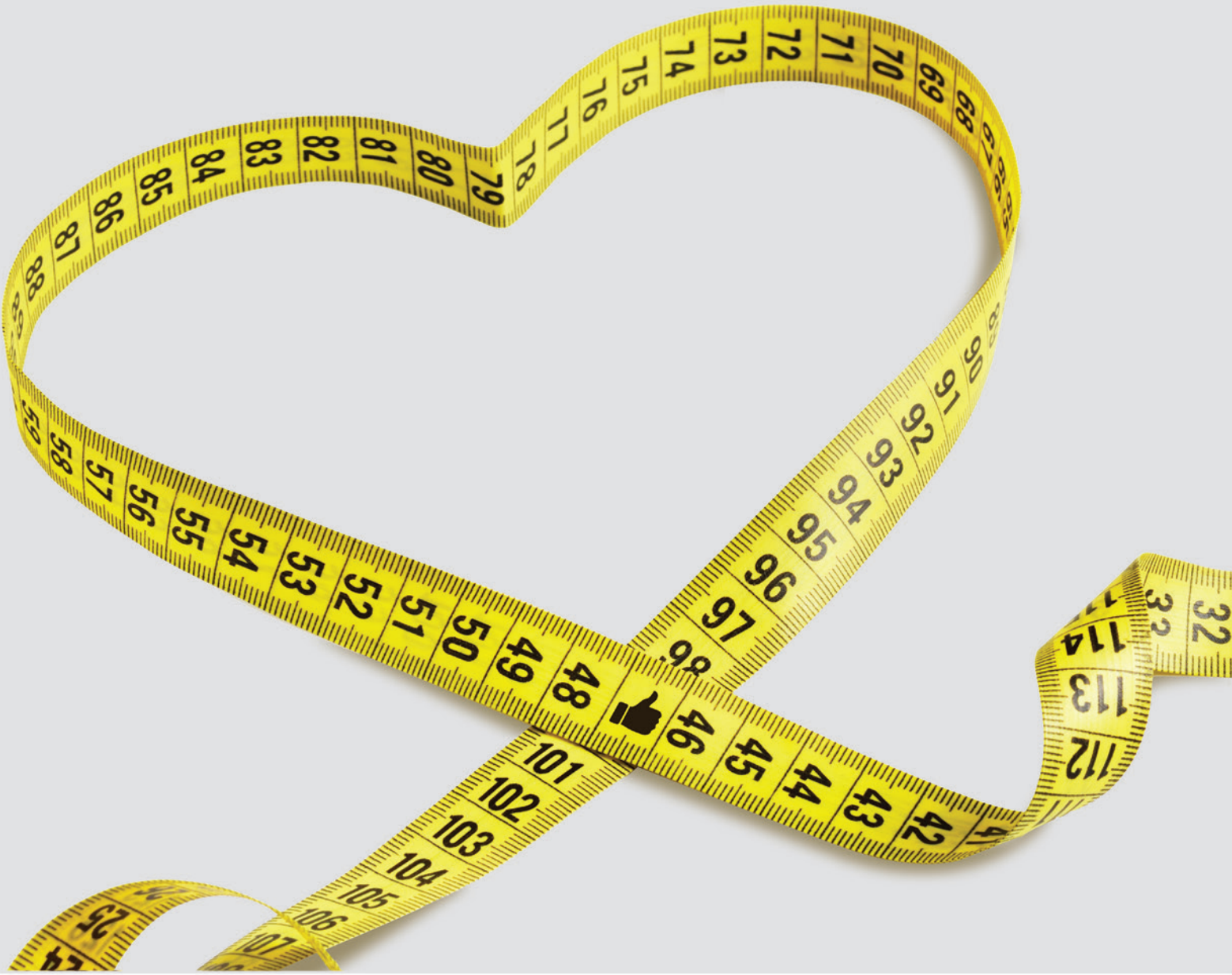
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