



FOLA'S MONTHLY SECTOR MEETING UPDATE

Fola.ca

SECTOR CHECK IN LOG #85

September 14, 2022

Summary

Invited Participants: Sector Calls

OBA, FOLA, LSO, LAO, the Advocates' Society, & OTLA

Superior Court of Justices in Ontario, Court of Appeal for Ontario, & Ontario Court of Justice

MAG -Department staff and the Recovery Secretariat

1. COURTS

❖ SUPERIOUR COURT OF JUSTICE UPDATES

- On August 31, 2022, the Chief Medical Officer of Health Ontario provided updated recommendations relating to the upcoming respiratory season, including COVID. Accordingly, Chief Justice Morawetz's Order, deferring potential jurors who are not vaccinated (or prefer not to answer), which expired September 2, 2022, will not be further extended.
- **Family Law Matters (Including Family Law Pilot Project):** The SCJ is still encouraging uptake in the Family Law Pilot Project. You can learn more [here](#) (section VIII).
- **Courts Open on Monday, September 19th (the Day of Commemoration for the Queen)**

❖ ONTARIO COURT OF JUSTICE UPDATES

- **Courts Open on Monday, September 19th (the Day of Commemoration for the Queen)**

❖ COURT OF APPEAL FOR ONTARIO UPDATES

- **Courts Open on Monday, September 19th (the Day of Commemoration for the Queen)**

2. MAG

- No Updates

3. OTHER ONTARIO GOVERNMENT NEWS

❖ REMINDER: ONTARIO'S NOT-FOR-PROFIT ACT

Ontario's Not-for-Profit Corporations Act (ONCA) took effect on October 19, 2021. Existing non-profits have 3 years from that date to bring their governing documents into compliance with the new law. Learn more on our new [ONCA Resource Page](#).

4. RECOVERY SECRETARIAT

- ❖ **REMINDER:** Questions about Courthouse operations related to health & safety can be directed to Samantha Poisson at MAGrecoverysecretariat@ontario.ca.

5. LiRN

❖ LIBRARY SERVICES & MANAGEMENT RESPONSIBILITIES POLICY HR POLICY AND GUIDELINES

At their September Board meeting, the LiRN Board deferred approval of the revised Library Services & Management Responsibilities Policy HR Policy and Guidelines document to its next meeting (date to be determined, likely in October). This will allow for additional time to associations who would like to comment but were unable to respond within the original timeline. If you have comments or concerns on the revised document, please let FOLA know by emailing Katie at katie.robinette@fola.ca.

6. FOLA

- ❖ **FOLA'S ANNUAL AWARDS:** The deadline for Nominations for our 2022 FOLA Awards is at the end of this month!! As a reminder, we have an award for Past Presidents, Outstanding Law Library Staff, and a special award to recognize an outstanding member of your Association. [Learn more](#) and fill out a Nomination Form today!
- ❖ **LiRN ADVOCACY REQUEST:** FOLA is planning on launching another Law Library/Practice Resource Centre advocacy campaign (starting in mid-September) geared towards Benchers and bencher candidates. The timing of this campaign is to help educate current Benchers as they plan out their upcoming Budget and will also be used as we head into the Bencher elections. To help with our campaign, we would like letters from individual law association members that highlight the importance of their local law library. To better ensure that letters are personal, FOLA will provide talking points to include in these letters rather than send out a template. If you would like to be part of this campaign, please email Katie Robinette (katie.robinette@fola.ca) with the subject line LiRN. Please include your full name, law association, and all law libraries you use.
- ❖ **FOLA'S LATEST REAL ESTATE UPDATE:** On September 1st, FOLA sent out our latest Real Estate Update to all FOLA Real Estate Reps. Want to have a look? Read it [here](#).
- ❖ **FOLA SUBMISSIONS:** On September 1st, FOLA presented our Submission to the Chair of the Subcommittee of the Civil Rules Committee on Rule 34 of the Rules of Civil Procedure in Ontario. You can read it [here](#).
- ❖ **FOLA NEWSLETTER:** FOLA's September Newsletter is now available! You can read it [here](#).
- ❖ **MIDDLESEX LAW ASSOCIATION NEWSLETTER:** - The Middlesex Law Association's "The Snail" September Edition is now available. You can download it [here](#).

7. LEGAL AID ONTARIO

- ❖ **LAO CONSULTATIONS: RISK LEVEL DETERMINATION AND RISK MANAGEMENT FOR COMMUNITY LEGAL CLINICS AND STUDENT LEGAL SERVICES ORGANIZATIONS:** LAO is consulting about risk level determination and risk management for community legal clinics and student legal services organizations on the following draft policy:
 - Risk Level Determination and Risk Management for Community Legal Clinics and Student Legal Services Organizations

The consultation is open from Sept. 14 to Oct. 26, 2022. LAO will also be conducting two town hall meetings during this period where LAO will answer any additional questions. To find out more about the consultation, how to participate, and to read the draft policy, visit [here](#).

8. LSO

- ❖ **CONSULTATIONS: PROFESSIONAL REGULATION COMMITTEE'S [MANDATORY SUCCESSION PLANNING REPORT](#):**

The Professional Regulation Committee's consultation report: [Mandatory Succession Planning](#) was included as an information item to Convocation. As outlined in the report, the Committee has launched a consultation that will be open until November 30. In particular, the Committee would like to hear from sole practitioners and licensees in small private practice firms. FOLA will be preparing a Submission. If you would like to contribute your comments for consideration in our Submission, please send them to

Katie at katie.robinette@fola.ca by November 4th. You can also submit your comments directly to the LSO. **Consultation open until November 30, 2022.** The consultation form is available [here](#). Those interested may respond to some or all of the questions.

❖ **HUMAN RIGHTS AWARD: CALL FOR NOMINATIONS**

The Human Rights Award recognizes outstanding contributions to the advancement of human rights and/or the promotion of the rule of law provincially, nationally or internationally. The award is granted for devotion to the advancement of human rights and the rule of law over a long term or for a single outstanding act of service. The call for nominations deadline is October 3. [Learn more on the LSO website.](#)

❖ **CONVOCATION**

The LSO's next Convocation will be on September 29, 2022. Additional information is not yet available on the LSO's website.

9. PROFESSIONAL DEVELOPMENT

OSGOODE'S PART TIME PROFESSIONAL LLM: Osgoode's Part-Time Professional LLM program is now accepting applications for programs starting in Fall 2023. Osgoode's Part-Time Professional LLM is designed to fit into your busy life, allowing you to pursue professional development goals while working full-time. The option for interactive online learning enables you to engage with peers and instructors across the globe in real-time, from anywhere in Ontario. **Deadline: May 1, 2023.** [Learn more and register here.](#)

10. EVENTS

PEEL LAW ASSOCIATION: IDENTIFYING AND PROTECTING INTELLECTUAL PROPERTY September 14th (4-5pm virtual event)

Identifying and Protecting Intellectual Property with Ahmed Bulbulia of Pallett Valo LLP (1.0 substantive hours)

Topics covered:

- Overview on identifying and protecting Intellectual Property with an emphasis on trademarks and copyright
- Review of basic trademark and copyright principles
- Advantages of trademark and copyright registrations
- Comparing enforcement of unregistered and registered trademarks
- Copyright infringement and fair dealing defences

[Register here](#)

PEEL LAW ASSOCIATION SUMMER OPEN HOUSE

September 15th, 2022 - 11am to 3pm

LOCATION: A. Grenville and William Davis Courthouse (7755 Hurontario Street, Suite 160, Brampton)

This is a FREE event open to all PLA members, visiting counsel, Judiciary and the Courthouse Community.

Drop by and enjoy food, beverages, and the company of those around you. Harcourts will also be on site if you need to get new court apparel.

[Register here](#)

MIDDLESEX LAW ASSOCIATION: TIDYING UP END OF LIFE ISSUES WITH MAID

Tuesday, September 20, 2022 Online via Zoom 1:00pm - 3:00pm

Speaker: Dr. Emily Jones, General Internal Medicine specialist at the London Health Sciences Centre

Chair: Jennifer Wall, Harrison Pensa Lawyers LLP

Medical Assistance in Dying (MAiD) is a relatively new option that allows qualifying Canadians to end their lives with the assistance of a physician or nurse practitioner. Recent amendments to the Criminal Code have

expanded the eligibility criteria for MAiD. In this program, participants will learn about the MAiD process including:

- Eligibility criteria (including potential upcoming changes);
- Consent, capacity, and ethical dilemmas from the legal and medical points of view;
- Legal considerations and complications that may arise due to MAiD; and
- The process and experience of MAiD, including the referral process and how and where medically assisted death can take place.

[Register here](#)

PEEL LAW ASSOCIATION: NAVIGATING GOVERNANCE CHALLENGES IN CLOSELY HELD COMPANIES

September 20th (4-5pm virtual event)

Navigating Governance Challenges in Closely Held Companies with Erin Morgan and Susan Kushneryk of Kushneryk Morgan LLP - (0.75 LSO-accredited professionalism hours and 0.25 substantive hours)

Topics covered:

- Overview of Corporate Governance Legal Principles
- Key Rules of Professional Conduct and Ethical Duties
- Avoiding and Resolving Conflicts

[Register here](#)

REMINDER: OSGOODE HALL - ESTATE LITIGATION SERIES

September 21, 28 and October 6, 2022 - ONLINE

Estate Litigation: The Practical Guide for Legal Professionals

Held over the course of three evenings, this program will provide delegates with the fundamentals of estate litigation. Using real-life case studies and a step-by-step analysis of the litigation process, delegates will leave equipped with the knowledge, skills and tools to confidently advise clients and be an effective advocate in estate matters.

**LSO Accredited for 8h 50m CPD (7h 55m Substantive; 55m Professionalism)*

[Register here](#)

CRIMINAL LAW SEMINAR - HALTON COUNTY LAW ASSOCIATION

Saturday, September 24, 2022

9am-1pm (EST) (Zoom)

\$55 (HCLA members) // \$75 non-members)

Views from the Bench - A Justice (tbd), Ontario Court of Justice

General advocacy tips and strategies - Ari Goldkind

Recent Supreme Court Decisions - Brendan Neil

Recent cases on mental disorder - Russell Browne

Charter s. 8: Technological advances and Appellate Court responses - Charon Kerr, Crown Counsel

Practical considerations when bringing applications for release in high-stakes, high-profile serious case bail hearings - Liam O'Connor.

LSO Accredited

[Register here](#)

2022 PEEL LAW ASSOCIATION's JUDGES' NIGHT

September 29th, 2022 - starting at 5:30pm

LOCATION: Mississauga Convention Centre (75 Derry Road W., Mississauga)

PLA Members: \$150 // Non-PLA Members: \$200

Join the PLA for their much anticipated and always enjoyable evening of dinner with your colleagues and their special guests, members of the Judiciary from Central West and beyond.

[Register here](#)

BETTER TOGETHER, EVEN WHEN CLIENTS ARE APART: SYNERGIES BETWEEN ESTATES & FAMILY LAW

The Middlesex Law Association Presents: Better Together, Even When Clients are Apart: Synergies between Estates and Family Law

Thursday, October 6, 2022 - 1:00pm - 3:00pm Online via Zoom

[Learn more & register here](#)

ARBITRATION FOR FAMILY LAW LAWYERS: STRATEGIES FOR SUCCESS

October 12, 2022, 9:00 am - 4:00 p.m. ET

This new and unique program is designed to provide family law lawyers with the practical guidance they need to successfully navigate the challenges of arbitration and achieve positive outcomes for their clients. In one intensive day, our expert faculty will take you through the key elements of family law arbitration.

[Learn more and register here](#)

DRLA FALL 2022 CONFERENCE

Thursday, October 13, 2022 & Friday, October 14, 2022

Check out the Conference details [here](#)

Download the registration form [here](#)

FOLA FALL 2022 PLENARY: SAVE THE DATE!

November 9-11, 2022

Embassy Suites, Niagara Falls Ontario

Registration & details coming soon

12th ANNUAL RECENT DEVELOPMENTS IN ADVANCED ISSUES IN CHILD & SPOUSAL SUPPORT

Nov 11, 2022 (Live Online) // Dec 8, 2022 (Replay Online)

\$595

More information & Registration [here](#)

EQUALITY, DIVERSITY AND INCLUSION: CULTURAL COMPETENCE FOR LEGAL PROFESSIONALS

Nov 15, 2022, 8:45 a.m. - 1:00 p.m. ET

In this half day program, you will learn the practical skills you need for greater cultural competence in the legal profession and immediately put your skills into action through a series of exercises where you'll address challenges faced in different legal settings and learn strategies for successfully overcoming them.

[Learn more and register here](#)

QUESTIONS/CONCERNS?

COURT WORKING GROUPS

SCJ FAMILY LAW & IN-PERSON vs. ONLINE MATTERS

If you have ongoing concerns regarding in-person vs online appearances at the SCJ, please direct your concerns to Katie at katie.robinette@fola.ca and she will relay them to our Family Law Working Group.

SCJ SMALL CLAIMS COURT WORKING GROUP: FOLA is requesting that practitioners (as well as Deputy Judges) take a moment to consider and comment on what works well and what could use improvement in our

Small Claims Court so that constructive feedback can continue to flow to the Small Claims Court Working Group. Please send comments to Katie at katie.robinette@fola.ca.

EVERYTHING ELSE

Law Association members are welcome to send any issues/concerns related to the above Updates to FOLA by emailing Katie at katie.robinette@fola.ca. We will address them in as timely a manner as possible. Please also note that FOLA cannot assist in issues related to a specific case and the Courts will NOT provide clarification on any Notice to the Profession.