The Hard Edge of Soft Law -
The Real Impact of Customary International Law and Soft Law in Canada

Conference Co-Chairs:
Paul Lalonde, Heenan Blaikie LLP, Toronto
Monique Pongracic-Speier, Schroeder Speier, Vancouver

Now in its sixth year, the CBA International Law Conference brings together leading international law experts to give practitioners insight into the most current developments in international law.

This one day seminar will focus on topics of interest to practitioners in the areas of trade and investment, international dispute resolution, international business law and human rights and labour law.

The conference will feature luncheon keynote speaker Judge Philippe Kirsch, President of the International Criminal Court, and will provide an opportunity to meet and mingle at a closing cocktail reception at the Toronto Marriott Bloor Yorkville.

Cette année marque la sixième année que la Conférence de l’ABC en droit international rassemble d’eminent experts en droit international qui offrent aux juristes un aperçu des développements les plus récents dans ce champ du droit.

Le séminaire d’une journée complète est axé sur des sujets qui intéressent les avocats et avocettes se spécialisant en commerce et investissement, règlement de différends internationaux, droit international des affaires, droit de la personne et droit du travail.

Le juge Philippe Kirsch, président de la Cour pénale internationale, sera le conférencier d’honneur lors du déjeuner de la Conférence. Vous aurez également l’occasion de rencontrer vos collègues à la réception de clôture à l’hôtel Marriott Bloor Yorkville de Toronto.

Ce programme est offert uniquement en anglais.
THURSDAY, OCTOBER 23, 2008

8:30 I 9:00 am  Registration

9:00 I 9:05  Opening Comments by Conference Co-Chairs
Paul Lalonde, Heenan Blaikie LLP, Toronto
Monique Pongracic-Speier, Schroeder Speier, Vancouver

9:05 I 10:15  Plenary Session
Framework issues concerning soft law norms and custom
What are they, what role do they play in law and what are the emerging issues?

Speakers:
Professor Jutta Brunnee, University of Toronto Law School, Toronto
Hon. Donald Johnston, PC, O.C., Q.C., Heenan Blaikie LLP, Montréal, former Secretary General of the OECD

Co-sponsored by the Canadian Council on International Law

10:15 I 10:30  Refreshment Break

10:30 I 12:00  Plenary Session
Reception and application issues
The role of custom and soft law in dispute resolution in or involving Canada.

Speakers:
Matthew Kronby, General Counsel, Trade Law Bureau, Department of Foreign Affairs and International Trade, Ottawa
Hon. Marc Lalonde, PC, OC, QC, Sole Practitioner, Montréal
Marie-Claire Cordonnier Segger, Centre for International Sustainable Development Law, Montréal

12:00 I 1:30  Lunch

1:30 I 3:15  Concurrent Sessions
**CONCURRENT SESSIONS**

<table>
<thead>
<tr>
<th>Understanding the impact of custom and soft law norms on labour standards in Canada and on Canadian entities</th>
<th>Trade and investment workshop: the “Venedor” scenario</th>
<th>Customary international law in Canadian courts: Litigating claims for breaches of corporate social responsibility obligations abroad</th>
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<tr>
<td><strong>Moderator - TBC</strong></td>
<td><strong>Moderator: John Boscariol, McCarthy Tétrault LLP, Toronto</strong></td>
<td><strong>Moderator: Robert Wisner, McMillan LLP, Toronto</strong></td>
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<td>Global compact and corporate social responsibility</td>
<td>The impact of soft law on investment in Ecuador and Bolivia</td>
<td>Stéphane Beaulac, Université de Montréal, Montréal</td>
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<td>Brian Burkett, Heenan Blaikie LLP, Toronto</td>
<td>Roque Bernardo Bustamante, Bustamante &amp; Bustamante, Quito, Ecuador</td>
<td>John Keefe, Goodmans, LLP, Toronto</td>
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<td>Application of custom and soft law to women’s labour rights in Canada</td>
<td>Which law would an arbitral tribunal apply to “Venedor” and how: The question of precedent and role of arbitral decisions in international investment arbitration as a form of soft law</td>
<td>John Terry, Torys, LLP, Toronto</td>
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<td>Mary Cornish, Cavalluzzo Hayes Shilton McIntyre &amp; Cornish LLP, Toronto</td>
<td>Ian Laird, Fulbright &amp; Jaworski LLP, Washington, DC</td>
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<td>General impact of custom and soft law on public interest litigation in Canada</td>
<td>Protect, respect and remedy: Soft law, customary law, and conventional law in reconciling host country and investor interests in “Venedor”</td>
<td>Noemi Gal-Or, Kwantlen Polytechnic University, Surrey</td>
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<td>Steven Shrybman, Sack Goldblatt Mitchell, Ottawa</td>
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**FRIDAY, OCTOBER 24, 2008**

| 3:15 I 3:30 | Refreshment Break |
| 3:30 I 4:15 | **Keynote Address**
| | Judge Philippe Kirsch, President, International Criminal Court |
| 4:15 | Closing Remarks |
| 4:30 I 6:00 | **Closing Cocktail Reception**
| | Sponsored by Woods LLP |

CBA International Law Section Members and Executive
All Section members are invited to join the Executive Committee at the International Law Section business meeting. Section updates, planning for the upcoming year and other items of interest to members will be discussed at the meeting.

**Speakers subject to change**
# Registration Form

**MEETING VENUE & ACCOMMODATIONS**
Marriott Toronto Bloor Yorkville Hotel  
90 Bloor Street East, Toronto, ON  
1-800-859-7180  

**HOTEL RESERVATION**
Please contact the hotel directly at 1-800-859-7180 and refer to the CBA International Law CLE Conference to obtain the preferred rate. The preferred room rate is available until September 22, 2008.

**TRAVEL**
Air Canada is the official carrier for all our CBA meetings. In order to receive a 10% discount, you must book your flight on-line at www.aircanada.ca and indicate the promotion code 3WH7THQ1. The discount is not available if you call Air Canada directly.

**CAR RENTAL**
AVIS, the official rental car supplier of the CBA, offers several special rates. Call 1-800-331-1600 or visit www.avis.com to reserve your car. You must quote discount number C136498.

**REGISTRATION**
Pay by credit card (Visa or MasterCard only), or send cheque or money order made payable to the Canadian Bar Association together with this registration form to:  
Ashley Woodford  
CLE Program Coordinator  
Canadian Bar Association  
865 Carling Ave., Suite 500  
Ottawa, ON, K1S 5S8 or fax information to 613-237-0185

Payment due with registration application.

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<th>FEE</th>
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<tr>
<td>CBA Members</td>
<td>$375.00</td>
<td>$18.75</td>
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<tr>
<td>Students (CBA Members)</td>
<td>$200.00</td>
<td>$10.00</td>
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<tr>
<td>Non-Members</td>
<td>$475.00</td>
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**INFORMATION**
For further information about this program, please contact Ashley Woodford at the CBA National Office by telephone at 613-237-2925 or 1-800-267-8860 ext. 186, or by e-mail at ashleyw@cba.org.

For updates on the program please visit our web-site at www.cba.org/CBA/CLE

**PERSONAL INFORMATION CONSENT**
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