

CBA ADMINISTRATIVE LAW, LABOUR AND EMPLOYMENT LAW CONFERENCE

NOVEMBER 8 – 9, 2019 | WESTIN OTTAWA, OTTAWA, ON

FRIDAY, NOVEMBER 8, 2019

7 h 30 – 8 h 30 **REGISTRATION & BREAKFAST** | Provinces Foyer

8 h 30 – 8 h 35 **WELCOME AND INTRODUCTION** | Provinces Ballroom

8 h 35 – 8 h 55 **ADMINISTRATIVE LAW YEAR IN REVIEW BY DAVID JONES, Q.C.** | Provinces Ballroom

8 h 55 – 10 h 15 **SUPREME COURT'S VIEW ON STANDARD OF REVIEW** | Provinces Ballroom

A panel of experts will review the Supreme Court of Canada's upcoming decision on the Standard of Review

Introduction: **Guy Régimbald**, Gowling WLG (Canada) LLP (Ottawa, ON)

Speakers: **Audrey Bector**, IMK LLP (Montreal, QC)
David Philip Jones Q.C., de Villars Jones (Edmonton, AB)
The Hon. David W. Stratas, Judge, Federal Court of Appeal (Ottawa, ON)

10 h 15 – 10 h 30 **REFRESHMENT BREAK** | Provinces Foyer

10 h 30 – 12 h **CONCURRENT SESSIONS**

SESSION 1.1: LABOUR AND EMPLOYMENT LAW: THE FISSURED WORKPLACE	SESSION 1.2: ADMINISTRATIVE LAW: JUSTICIABILITY: WHAT IS A JUSTICIABLE ISSUE?
Provinces Ballroom	Les Saisons Room (Level 3)
<i>The workplace has changed, and it is becoming more common to see a different (or no) employment relationship in the workplace. Outsourcing; franchise agreements; use of staffing agencies; and/or project-based workers are replacing the standard employee/employer relationship. The effect on Employers and Employees will be discussed as well as potential solutions.</i>	<i>When will courts hear and decide matters that arise in the social, political and economic spheres? This panel will explore these issues in the context of the recent Federal Court decisions in SNC-Lavalin and Girouard which addressed whether decisions of the Director of Public Prosecutions and the Canadian Judicial Council are justiciable.</i>
Moderator: Ronni Nordal, Q.C. , Nordal Law Office (Regina, SK)	Moderator: Lisa Hynes , Court of Appeal of Alberta (Calgary, AB)
Speakers: Marc Mancini , Université du Québec à Montréal (Montreal, QC) Lori Sterling , Former Federal Deputy Minister of Labour, Bennett Jones LLP (Ottawa, ON) Eric M. Tucker, LL.M. , Osgoode Hall Law School (Toronto, ON)	Speakers: Pam Hrick , Stockwoods Barristers (Toronto, ON) Shahzad F. Siddiqui , Abrahams LLP (Toronto, ON)

*TOPICS, TIMING AND SPEAKERS ARE SUBJECT TO CHANGE

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12 h – 13 h 30 **NETWORKING LUNCH** | Confederation I Room

13 h 30 – 15 h **CONCURRENT SESSIONS**

SESSION 2.1: LABOUR AND EMPLOYMENT LAW: THE TOXIC/POISONED WORKPLACE	SESSION 2.2: ADMINISTRATIVE LAW: BEST PRACTICES WHEN SELF-REPRESENTED INDIVIDUALS APPEAR BEFORE ADMINISTRATIVE TRIBUNALS
Provinces Ballroom	Les Saisons Room (Level 3)
<ul style="list-style-type: none">• <i>What is it? Individual complaints vs. Group complaints (including discussion of “mobbing”);</i>• <i>What it is not? Reasonable performance management/supervision/disagreements;</i>• <i>What are the warning signs and what should employers do? What are the risks to employers if they don’t do enough or do nothing at all;</i>• <i>What is the impact of the Toxic Workplace on employees?</i>	<i>Tribunals are experiencing a rise in the numbers of self-represented parties appearing before them and, as with courts, must address the implications of this new reality. This panel will explore the minimum obligations which the courts have imposed on Tribunals for their dealings with self-represented parties and best practices to be followed in order to ensure hearing fairness to all.</i>
Moderator: Catherine Milne, Turnpenney Milne LLP (Toronto, ON)	Moderator: Christopher Wirth, Keel Cottrelle LLP (Toronto, ON)
Speakers: Dr. Ash Bender, Workplace Insight (Toronto, ON) Adrian Ishak, Salesforce Canada Corporation (Toronto, ON)	Speakers: TBA

15 h – 15 h 15 **REFRESHMENT BREAK** | Provinces Foyer

15 h 15 – 16 h 45 **ALTERNATE DISPUTE RESOLUTION METHODS FOR USE BY ADMINISTRATIVE AND LABOUR & EMPLOYMENT LAWYERS** | Provinces Ballroom

Moderator: Ronni Nordal, Q.C., Nordal Law Office (Regina, SK)

Speakers: Justice Janice R. Ashcroft, Court of Queen’s Bench of Alberta (Calgary, AB)
Paul Godin, Katalyst Resolutions (Victoria, BC)
Shirley Netten, Social Security Tribunal of Canada – Appeal Division (Ottawa, ON)

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16 h 45 – 18 h **NETWORKING RECEPTION** | Governor General III Room

Enjoy food and drinks and take advantage of this networking opportunity to meet other conference attendees, speakers, and guests. Not to be missed!

Sponsored by:



18 h 30 **DINE AROUND**

Join us at one of Ottawa's best restaurants. Registrants and guests are welcome – please sign-up at the conference Registration Desk.

SATURDAY, NOVEMBER 9, 2019

8 h 30 – 9 h **REGISTRATION & BREAKFAST** | Provinces Foyer

Sponsored by:



9 h – 10 h 30 **BREAKFAST AND FIRESIDE CHAT WITH THE HON. JUSTICE SHEILAH L. MARTIN, SUPREME COURT OF CANADA, AND PIERRE E. MOREAU** | Provinces Ballroom

Moderator: Lisa D. Hynes, LL.B., Court of Appeal of Alberta (Calgary, AB)

Speakers: The Hon. Justice Sheilah L. Martin, Supreme Court of Canada (Ottawa, ON)
Pierre E. Moreau, PE Moreau Avocat Inc. (Montreal, QC)

10 h 30 – 10 h 45 **REFRESHMENT BREAK** | Provinces Foyer

10 h 45 – 12 h **ETHICS AND PROFESSIONALISM** | Provinces Ballroom

What obligations/responsibilities does a senior Lawyer have when passing work off/delegating to a junior Lawyer in the firm? If you observe harassment in the workplace, what obligations/responsibilities do you have as a Bystander?

Moderator: Ronni Nordal, Q.C., Nordal Law Office (Regina, SK)

Speakers: Fay Faraday, Faraday Law and Osgoode Hall Law School (Toronto, ON)
Jenna Kraushaar, Law Society of Saskatchewan (Regina, SK)
Marc Mancini, Université du Québec à Montréal (Montreal, QC)