

## 22<sup>nd</sup> Annual *Charter* Conference

*Constitutional, Civil Liberties and Human Rights Law*



Webcast

**Date:** Wednesday, October 4, 2023 | 9:00 am to 2:00 pm

**Location:** OBA Conference Centre  
20 Toronto Street, 2<sup>nd</sup> Floor, Toronto

**Co-Chairs:** **Priscila Atkinson**, Ministry of the Attorney General  
**Ghazala Zaman**, Public Prosecution Service of  
Canada



This program is eligible for up to **4hr 30m** of  
**Substantive Content**

Back for its 22<sup>nd</sup> year, the Annual *Charter* Conference brings together leading constitutional scholars and practitioners along with esteemed members of the judiciary for an in-depth review of the latest developments in *Canadian Charter of Rights and Freedoms* law and practice. Hear from our expert faculty as they address recent Supreme Court of Canada jurisprudence, upcoming cases, and developing trends. If you deal with *Charter* issues in your practice, you don't want to miss this essential event.

9:00 am Welcome and Opening Remarks

9:05 am **The Year in Review: Recent Significant Cases**  
**Professor Bruce Ryder**, Osgoode Hall Law School

- An essential review of the need-to-know cases from the past year

9:35am **Facial Recognition Technology, AI, and the *Charter***  
**Cara Zwibel**, Legal Counsel IPC  
**Professor Vincent Chiao**, University of Toronto  
**Kate Robertson**, Citizen Lab, Munk School of Global Affairs & Public Policy, University of Toronto  
**Moderator: Professor Errol Mendes**, University of Ottawa

- How is facial recognition technology used in Canada?
- Understanding the benefits and risks
- Review of the recommendations of the Standing Committee on Access to Information, Privacy and Ethics
- What are the available *Charter* protections against improper use?

10:30am Refreshment Break

10:45am **Equality Rights: Reflections on the Current Landscape**  
**Lillianne Cadieux-Shaw**, St. Lawrence Barristers PC  
**Stephen Aylward**, Stockwoods LLP  
**Pam Hrick**, LEAF, Executive Director and General Counsel  
**Moderator: Ryan Cookson**, Ministry of the Attorney General

- Understanding the implications of the SCC's decisions in *R. v Sharma* and *Hansman v. Neufeld*
- What is the evidentiary burden for a successful s. 15 challenge?
- What is the relationship between ss. 2(b), 7 and 15?
- Has the role for interveners changed?

11:35am **Using the *Charter* to Address Racial Profiling in Policing**  
**Sunil Gurmukh**, Human rights lawyer and Visiting Lecturer at Western Law  
**Shane Martinez**, Martinez Law  
**Bruce Johnston**, Trudel Johnston & Lespérance  
**Alain Babineau**, Director of Racial Profiling & Public Safety for Red Coalition  
**Moderator: Ghazala Zaman**, Public Prosecution Service of Canada

- Lessons from the Hidden Racial Profiling Project
- Vehicle stops: recent case law developments

12:30 pm Lunch

1:00 pm **Views from the Bench: Effective *Charter* Advocacy**  
**The Honourable Jill Copeland**, Court of Appeal for Ontario  
**The Honourable Sandra Nishikawa**, Superior Court of Justice of Ontario  
**The Honourable Faisal Mirza**, Superior Court of Justice  
**Moderator: Akosua Matthews**, Kastner Lam LLP

- How are *Charter* cases litigated differently?
- Dos and don'ts of effective written advocacy
- Top tips for persuasive oral arguments
- Best practices for navigating hybrid proceedings

1:50 pm Questions and Concluding Remarks

2:00 pm Program Concludes

**PROGRAM REGISTRATION IS ONLINE** [www.oba.org/pd](http://www.oba.org/pd)

Questions? [pd@oba.org](mailto:pd@oba.org)