

Adjudicative Tribunal Primer

Administrative Law / Young Lawyers Division



Date: Wednesday, January 24, 2024 | 9:00 am – 1:00 pm

Location: Via Webcast

Program Chairs: **Kelsey Ivory**, WeirFoulds LLP
Anand Srivastava, Willms & Shier Environmental
Lawyers LLP



This program contains:
3hr 00m of Substantive Content
0hr 30m of Professionalism Content

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Professionalism Content by The Law Society of Ontario.*

Adjudicative tribunals are responsible for a significant portion of the legal decisions made in Ontario. Ensure you have the skills and insights to master your next hearing. Gather helpful techniques from our expert faculty of adjudicators and practitioners to set you up for success in your next tribunal matter and your administrative law practice.

9:00 am Welcome and Opening Remarks

9:05 am **Know Your Tribunal**

James Gotowiec, Torys LLP

Megan Mah, WeirFoulds LLP

- Overview of tribunal system and benefits of clustering
- Key considerations for your first tribunal appearance
- Important statutes, and rules of evidence to review
- Jurisdictional considerations
- Duties of a lawyer in a tribunal vs court
- Advantages and disadvantages of tribunal process
- Internal review explained

9:35 am **How Principles of Procedural Fairness Play Out in Practice**

Jillian Siskind, Siskind Doyle LLP

Justin Jakubiak, Fogler Rubinoff LLP

- How principles of procedural fairness have evolved and been clarified through recent decisions
- Applying these principles to your administrative law files, including where and how the Statutory Powers Procedure Act functions

10:10 am **Pre-hearing Conferences and Mediations**

Andrea Gonsalves, Stockwoods LLP

Ronke Akinyemi, Lax O'Sullivan Lisus Gotlieb LLP

- What is the purpose of pre-hearing conferences and mediations and how do they work?
- How to prepare for mediations and pre-hearing conferences

11:00 am **Best Practices for Appearances and Hearings: Insights from the Adjudicators**

Jack Braithwaite, Weaver, Simmons LLP (Sudbury), Law Society Tribunal

Paul Muldoon, former Vice-Chair of the Environmental Review Tribunal and former Associate Chair of the Assessment Review Board

Get invaluable perspectives and useful insight from our panel of decision-makers on what to do, and what not to do to enhance your advocacy skills before Tribunals and Boards, including:

- Navigating virtual hearings, including conducting examinations and cross-examinations, and introducing documents
- Handling technical difficulties during hearing
- Picking up on cues the panel
- Unique aspects of tribunal advocacy

12:00 pm **After the Hearing: What You Need to Know about Reconsiderations, Appeals and Judicial Review**

Raj Anand, WeirFoulds LLP

Sara Blake, Crown Law Office

- What happens after a decision is made? What are your options after a decision?
 - Distinguishing between reconsiderations, appeals, and judicial review
- How to assess whether you should pursue further steps after receiving a negative decision

10:45 am Health Break

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Questions? pd@oba.org



12:30 pm **Building a Successful Career in Administrative Law**

Natalia Rodriguez, Conway Litigation

Amy Block, WeirFoulds LLP

- How do you build a career in administrative law and tribunal work?
- What are the different avenues you can pursue in administrative law?

Our panelists delve into the wide range of work you can pursue and how they got to where they are.

1:00pm Program ends

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