

## 16th Annual Charter Conference

### *Constitutional, Civil Liberties and Human Rights Law*



In-Person



Webcast

**Date:** Monday, October 02, 2017 | 9:00 am to 2:00 pm

**Location:** Twenty Toronto Street Conferences and Events  
20 Toronto Street, 2<sup>nd</sup> Floor, Toronto

**Program Chair:** Ewa Krajewska, Borden Ladner Gervais LLP



This program is eligible for up to 4.5 Substantive Hours

Leading constitutional scholars and practitioners will bring you up-to-date on essential developments in *Canadian Charter of Rights and Freedoms* ("Charter") jurisprudence. Learn about recent Supreme Court of Canada decisions, upcoming cases and developing trends in *Charter* law. Do not miss our luncheon plenary on the future of *Charter* litigation from the next generation of advocates.

This is an essential conference for all practitioners who deal with *Charter* issues in their practice. We look forward to seeing you there!

Register now to secure your spot.

8:30 am Registration and Coffee

11:25 am Networking Break

9:00 am Welcome and Opening Remarks

11:40 am **Clarifying the Reach and Limits of Religious Freedom**

9:05 am **The Year in Review: Critical Updates on Significant Charter Litigation**

Ewa Krajewska, Borden Ladner Gervais LLP

Get your need-to-know overview of key constitutional cases from the 2016-2017 year.

Professor Richard Moon, Faculty of Law, University of Windsor

Albertos Polizogopoulos, Vincent Dagenais Gibson LLP

Giovanna Di Sauro, Filion Wakely Thorup Angeletti LLP

Moderator: Nicola Simmons, Keel Cottrelle LLP

- Important developments from *Trinity Western, E.T. v. Hamilton-Wentworth District School Board* and *Ktunaxa Nation v. BC*

- How religion influences the decisions of those performing public duties – the impact of the *Loyola* decision

- Exploring the intersection between religious freedom and other *Charter* rights

9:25 am **Making Sense of Key Developments in Charter Remedies**

Andrea Gonsalves, Stockwoods LLP

Najma Jamaldin, Barrister & Solicitor

Professor Kent Roach, Faculty of Law, University of Toronto

Moderator: Saba Ahmad, Barrister & Solicitor

- Navigating the *Charter* damages analysis – helpful guidance from *Henry v. BC*
- Are stays the only remedy for s. 11(b) violations? When is a reduced sentence an appropriate *Charter* remedy?
- Strategies and best practices for putting forward your case

12:40 pm Lunch

1:00 pm **The Future of Charter Litigation**

Karin Baqi, Justice for Children and Youth (JFCY)

Padraic Ryan, Constitutional Law Branch, Ministry of the Attorney General

Daniel Sheppard, Goldblatt Partners LLP

Moderator: The Honourable Dennis O'Connor, OC, QC, Borden Ladner Gervais LLP

Join us for this unique roundtable with the next generation of *Charter* advocates, as they share insights on emerging trends and what we can expect to see in *Charter* litigation going forward.

10:25 am **Legalizing and Regulating Marijuana, and the Charter Implications**

Professor Bill Bogart, Faculty of Law, University of Windsor

Mark Crow, Constitutional Law Branch, Ministry of the Attorney General

Annamaria Enenajor, Ruby Shiller & Enenajor Barristers

Moderator: Gerald Chan, Stockwoods LLP

Bill C-45 and Bill C-46 will decriminalize possession of marijuana in Canada but also create a series of new criminal offences, punishing those who provide cannabis to youth with up to 14 years in jail and allowing for roadside saliva testing.

1:50 pm Questions and Concluding Remarks

2:00 pm Program Concludes

- What are the implications of these two bills from a *Charter* perspective?
- Are the bills *Charter* compliant?
- How will they impact criminal and civil proceedings?

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

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