

Professionalism and Ethical Issues for Tax Lawyers

Taxation Law

Date: Tuesday, December 05, 2017 | 9:00am – 12:30pm

Location: Twenty Toronto Street Conferences and Events
20 Toronto Street, 2nd Floor, Toronto

Program Chairs: **John Bassindale**, Millar Kreklewetz LLP
Jeremie Beitel, Beitel Tax Law



In-Person



Webcast



This program contains 0.5 Substantive Hours
This program contains 3 Professionalism Hours

The OBA has been approved as an Accredited Provider of Professionalism Content by The Law Society of Upper Canada

Join your colleagues and earn all of your Professionalism Hours at this popular annual program. Keep up to date by hearing about changes to the *Rules of Professional Conduct* that could impact you and gain insights into the latest case law developments on important ethical issues. Learn how to manage your client who is facing criminal charges arising from the same set of facts and other murky areas at the intersection of civil tax law and criminal law. Finally, get tips on how to approach the tricky line between tax planning and tax avoidance. Register now to participate in this engaging discussion.

9:00am Welcome and Opening Remarks

9:05 am **Changes to the Rules of Professional Conduct**

Caterina Galati, Law Society of Upper Canada

Robert Kepes, Morris Kepes Winters LLP

What are some of the recent changes to the *Rules of Professional Conduct* that impact your practice? Discussion topics include:

- Leaving a firm
- Threatening criminal proceedings/regulatory complaints
- Conflicts of interest
- Duty to report other licensees
- Ethical vs. insurance reporting obligations for errors and omissions/claims
- Incriminating physical evidence

9:50 am **Professionalism Case Law Update**

Mary Paterson, Osler Hoskin & Harcourt LLP

Hear the latest case law and analysis on professionalism-related topics facing you, including:

- Professional Conduct
 - *Groia v. Law Society of Upper Canada* at the Supreme Court
 - Other cases from across the country that impact both tax litigators and solicitors
- Privilege
 - Discussing cases that shed light on what is considered privileged in the tax law context, including courts' treatment of s. 231.2(1) of the *Income Tax Act*
- Negligence

- Review of recent decisions on negligence in tax practice

10:35 am Networking Break

10:50 am **Tax Offences – Criminal Considerations for the Civil Tax Practitioner**

Christi Hunter, Heller, Rubel Barristers

Adrienne Woodyard, DLA Piper

- What are some “red flags” that should alert you as a civil tax practitioner to pick up the phone and call criminal counsel?
- Discussing the different legal considerations that are at play when your client is facing both civil and criminal matters arising from the same set of facts

11:50 am **When Does Tax Planning Cross the Line in to Tax Evasion?**

Alan Schwartz Q.C., Fasken Martineau DuMoulin LLP

Public outrage towards tax evasion has been at an all-time high since the Panama Papers controversy in 2016. Governments, including the CRA in Canada, have responded by cracking down on those abusing the system. More than ever, you must be careful regarding your tax planning practice, while attempting to always do the best job possible for your clients. Learn how to strike the proper balance.

12:20 pm Questions and Concluding Remarks

12:30 pm Program Concludes

PROGRAM REGISTRATION IS ONLINE www.oba.org/pd

Questions? pd@oba.org

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