

Adjudicative Tribunal Primer

Administrative Law / Young Lawyers Division



In-Person



Webcast

Date: Tuesday, December 4, 2018 | 9:00 am to 1:00 pm

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

Program Chairs: **Ryan MacIsaac**, McCarthy Tétrault LLP
Edgar-André Montigny, Barrister and Solicitor
Dan Rosman, Minster Law

Professionalism Hours: This program contains **0h 30m**
Substantive Hours: This program is eligible for up to **3h 30m**

The OBA has been approved as an Accredited Provider of 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, and gather helpful techniques from our expert faculty to set you up for success in your administrative law practice.

Register now to secure your spot.

8:30 am Registration and Coffee

9:00 am Welcome and Opening Remarks

9:05 am **Know Your Tribunal**

Jackie Esmonde, Income Security Advocacy Centre
Rachel Weiner, IAVGO Community Legal Clinic

- 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
- Subject matter areas of growth for tribunals
- Considerations when dealing with self-represented parties and paralegals
- 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**

Prasanna Balasundaram, Downtown Legal Services
Benjamin Ries, Downtown Legal Services

Refresh your understanding of the principles of procedural fairness, and how they have evolved and been clarified through recent decisions. Explore the application of these principles to your administrative law files, including where and how the *Statutory Powers Procedure Act* functions.

10:10 am **A Practical Guide to Preparing for Your Next Hearing**

S. David Lyman, Dickie & Lyman Lawyers LLP (Ottawa)

- Critical steps to get you ready
- How much time do you need to prepare?
- Helpful witness preparation strategies
- Maximizing the persuasiveness of your research and authorities

10:45 am Networking Break

11:00 am **Tribunal Member Advice for Appearing before Tribunals**

Marg Creal, Chair, Consent and Capacity Board

Nancy Henderson, Vice Chair of the Toronto South Region, Landlord and Tenant Board

Jean-Claude Killey, Paliare Roland Rosenberg Rothstein LLP

Maria Tassou, Associate Chair, Criminal Injuries Compensation Board (CICB)

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

- Landlord and Tenant Board
- Consent and Capacity Board
- Criminal Injuries Compensation Board

Gain insight into:

- Expert techniques for introducing evidence, from documents to witnesses
- Just how relaxed are the Rules of Evidence?
- Effectively using technology to present evidence and presenting electronic evidence

12:30 pm **What You Need to Know about Reconsiderations, Appeals and Judicial Review**

Marco P. Falco, Partner, Litigation and Appeals, Torkin Manes LLP

- Distinguishing between reconsiderations, appeals and judicial review
- How to assess whether you should pursue further steps after receiving a negative decision

12:50 pm **Questions and Concluding Remarks**

1:00 pm Program Concludes

PROGRAM REGISTRATION IS ONLINE www.oba.org/pd

Questions? pd@oba.org