

## Adjudicative Tribunal Primer

*Administrative Law / Young Lawyers Division*



Webcast

**Date:** Tuesday, May 04, 2021 | 9:00 am to 1:00 pm

**Location:** Webinar

**Agenda:** 9:00 am Webinar Commences  
1:00 pm Webinar Concludes



**Professionalism Hours:** This program contains a total of 0 hours and 30 minutes

**Substantive Hours:** This program contains 3 hours and 30 minutes

*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. Our panelists will also provide guidance to help you and your clients “govern yourselves accordingly” during remote hearings, and provide insight on maintaining the integrity of the hearing process in a virtual setting.

Register now to secure your spot.

**Program Chairs:** **Mandy Ng**, Loopstra Nixon LLP  
**Alysha Shore**, Paliare Roland Rosenberg Rothstein LLP

9:00 am Welcome and Opening Remarks

9:05 am **Know Your Tribunal**

**James Gotowiec**, Torsys 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**

**Professor Kate Berger**, Assistant Professor, Osgoode Hall Law School, York University

**Dr. Paul Daly**, University of Ottawa Faculty of Law

- 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 Virtual Hearing**

**Danielle Bisnar**, Cavalluzzo LLP

**Julia Wilkes**, Adair Goldblatt Bieber LLP

- 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 Health Break

11:00 am **Tribunal Member Advice for Virtual Appearances before Tribunals**

**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

**Sharyn Vincent**, Associate Chair, Local Planning Appeal Tribunal

**Heather Zordel**, Gardiner Roberts LLP, Chair of the Condominium Authority of Ontario, and Commissioner of the Ontario Securities Commission

- 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:
  - Best practices for virtual hearings
  - Expert techniques for introducing evidence, from documents to witnesses
  - Virtual examinations (examinations-in-chief, cross-examinations, re-examinations)
  - Putting documents to witnesses virtually
  - Handling technical difficulties during hearings, such as loss of internet connection

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

**Raj Anand**, WeirFoulds LLP

**Sara Blake**, Crown Law Office-Civil, Ministry of Attorney General

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

1:00 pm Program Concludes

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**Questions? pd@oba.org**