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of the prior year

# 2010 Constitutional Cases

The Fourteenth Annual Analysis of the Constitutional  
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Canada's leading constitutional scholars and practitioners will give you  
practical and thoughtful analysis of:

- Noteworthy 2010 Supreme Court of Canada constitutional decisions and their implications
- The *Patriation Reference* and *Québec Veto Reference*
- Impact of the *Charter* on the press and investigative journalism
- The "interrogation trilogy", the bail hearing publication ban, and other significant issues and decisions

**Plus!** Breakout sessions on *Ward*, *Caron* and Access to Justice, Aboriginal Issues, *R. v. Conway*, Criminal Justice, Federalism, the Open Court Principle and Journalist Privilege

## Luncheon Keynote Address - "Réflexions on Patriation"

J.J. Michel Robert, le juge en chef du Québec  
Chief Justice of the Québec Court of Appeal

## Chairs

Jamie Cameron, Professor, Osgoode Hall Law School  
Bruce B. Ryder, Professor, Osgoode Hall Law School



## DATE & TIME

Friday, April 15, 2011  
9:00 a.m. - 5:00 p.m.

## LOCATION

Osgoode Professional  
Development Centre  
1 Dundas St. W., 26th Floor  
Toronto, ON

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# 2010 Constitutional Cases

## The Fourteenth Annual Analysis of the Constitutional Decisions of the Supreme Court of Canada

Why hundreds of your colleagues have made Osgoode's Constitutional Cases their annual update...

Osgoode Professional Development's **Constitutional Cases** is the leading constitutional law conference in Canada. Now in its 14th successful year, it is **the** annual gathering of the "who's who" of constitutional law in Canada.

Bringing together the most respected constitutional scholars, practitioners and experts for an insightful and practical analysis of the Supreme Court of Canada's significant constitutional judgments of the past year, this conference gives you a unique opportunity to get thoroughly up-to-date on the developments that will resonate through all levels of Canadian courts.

Whether you're in government, private practice, or academia, it is imperative that you have a solid grasp on what the Supreme Court said in 2010 and how it will impact future cases.

Register now by visiting [www.osgoodepd.ca](http://www.osgoodepd.ca), calling 416.597.9724 or 1.888.923.3394, emailing [opd-registration@osgoode.yorku.ca](mailto:opd-registration@osgoode.yorku.ca) or faxing 416.597.9736.

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**Jamie Cameron\***, Professor, Osgoode Hall Law School  
**Bruce B. Ryder\***, Professor, Osgoode Hall Law School

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**Hamish Stewart**, Associate Professor, Faculty of Law University of Toronto

**James Stribopoulos\***, Associate Professor, Osgoode Hall Law School

**Ria Tzimas**, Crown Law Office- Civil, Ministry of the Attorney General (Ontario)

**Kerry Wilkins**, Crown Law Office- Civil, Ministry of the Attorney General (Ontario)

8:30 **Registration and Continental Breakfast**

9:00 **Welcome**

Dean Lorne Sossin, Osgoode Hall Law School

9:05 **Annual Constitutional Cases Overview**

Patrick J. Monahan, Vice-President Academic and Provost, York University

9:30 **Patriation and the Supreme Court of Canada: the *Patriation Reference* and *Québec Veto Reference***

**Moderator**

Dr. Patricia Hughes, Executive Director, The Law Commission of Ontario

**Panellists**

Adam Dodek, Associate Professor, University of Ottawa

Jean-François Gaudreault-DesBiens, Canada Research Chair in North American and Comparative Legal and Cultural Identities, Université de Montréal

Carissima Mathen, Associate Professor, University of New Brunswick

Peter Russell, Professor Emeritus, Department of Political Science, University of Toronto

10:45 **Refreshment Break**

11:00 **Concurrent Panels**

**Panel A - Access to Justice: Damages and Costs in *Ward* and *Caron***

**Moderator**

Robert E. Charney, General Counsel, Constitutional Law Branch, Ministry of the Attorney General for Ontario

**Panellists**

Joseph Arvay Q.C., Arvay Finlay

Bryant Mackey, Counsel, Constitutional and Administrative Law Group, Attorney General of British Columbia

Marilyn Pilkington, Associate Professor, Osgoode Hall Law School

Kent Roach, Professor and Prichard-Wilson Chair Faculty of Law, University of Toronto

**Panel B - Aboriginal Issues**

**Moderator**

Kent McNeil, Professor, Osgoode Hall Law School

**Panellists**

Dwight Newman, Professor, Faculty of Law University of Saskatchewan

Ria Tzimas, Crown Law Office- Civil, Ministry of the Attorney General (Ontario)

Kerry Wilkins, Crown Law Office- Civil, Ministry of the Attorney General (Ontario)

**Panel C - *R. v. Conway***

**Moderator**

Cheryl Milne, Executive Director, David Asper Centre for Constitutional Rights

**Panellists**

Christopher Brecht, Borden Ladner Gervais LLP

Marlys Edwardh, Sack Goldblatt Mitchell LLP

Dean Lorne Sossin, Osgoode Hall Law School

12:15 **Luncheon Keynote Address**

**“Réflexions on Patriation”**

J.J. Michel Robert, le juge en chef du Québec Chief Justice of the Québec Court of Appeal

1:45 **Concurrent Panels**

**Panel D - Federalism**

**Moderator**

Peter Hogg Q.C., Scholar in Residence, Blake Cassels & Graydon LLP, Professor Emeritus, Osgoode Hall Law School

**Panellists**

Eugénie Brouillet, Vice-doyenne, Faculté de droit Université Laval

Graeme Mitchell, Director, Constitutional Law Branch Saskatchewan Ministry of Justice and Attorney General

Bruce Ryder, Assistant Dean, Osgoode Hall Law School

**Panel E - Criminal Law**

**Moderator**

James Stribopoulos, Associate Professor, Osgoode Hall Law School

**Panellists**

Lisa DuFramont, Assistant Professor, Queen's University Faculty of Law

Robin Parker, Bedford Law Chambers

Hamish Stewart, Associate Professor, Faculty of Law University of Toronto

**Panel F - Section 2(b) and the Open Court Principle**

**Moderator**

Joseph Cheng, Counsel, Department of Justice Canada

**Panellists**

Gerald Chan, Ruby & Shiller

Mahmud Jamal, Osler, Hoskin & Harcourt LLP

John North, Public Prosecution Service of Canada

Paul Schabas, Blake, Cassels & Graydon LLP

3:00 **Refreshment Break**

## Agenda [Cont'd]

### 3:15 Newsgathering, Journalist-Source Privilege, and the Charter

#### Moderator

Nathalie Des Rosiers, General Counsel, Canadian Civil Liberties Association

#### Panellists

Joël-Denis Bellavance, Ottawa Bureau Chief, La Presse

Jamie Cameron, Professor, Osgoode Hall Law School

Christian Leblanc, Fasken Martineau DuMoulin LLP

### 4:30 15th Annual Constitutional Cases: 2012 and the 30th Anniversary of Patriation and the Charter of Rights and Freedoms

#### Moderators

Jamie Cameron, Professor, Osgoode Hall Law School

Bruce B. Ryder, Professor, Osgoode Hall Law School

#### Panellists

Benjamin L. Berger, Associate Professor, Faculty of Law, University of Victoria

Sonia Lawrence, Associate Professor, Osgoode Hall Law School

James Stribopoulos, Associate Professor Osgoode Hall Law School

### 5:00 Conference Concludes



Approved in accordance with the requirements of the **LSUC CPD program** for 6.5 hours, **LSUC EPPM** credits hours (pending); the **Barreau du Québec, BC CPD, Law Society of New Brunswick, Northwest Territories, Nunavut and Manitoba** for 6.5 credit hours; the **New York CLE Board** for

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## Registration

Please complete all registrant information.

### Register me for: 2010 Constitutional Cases

Choose one:  A. Access to Justice (Morning)  B. Aboriginal Issues (Morning)

C. R. v. Conway (Morning)

Choose one:  D. Federalism (Afternoon)  E. Criminal Law (Afternoon)

F. Section 2(b) (Afternoon)

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**\$465 plus 13% HST for a total of \$525.45.**

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### Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund (less \$75 administration fee) is available if a cancellation request is received in writing 14 days prior to the program date. No other refund is available.

### Program Changes

We will make every effort to present the program as advertised, but it may be necessary to change the date, location, speakers or content with little or no notice. In the event of program cancellation, York University's and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.

### Date & Time

Friday, April 15, 2011

9:00 a.m. - 5:00 p.m.

Please arrive a half hour early for sign-in and material pick-up.

Dress is business casual.

### Location

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