A unique program offering in-depth and practical guidance by a multidisciplinary faculty of experts so you can effectively advise your clients on the complexities of fertility law.

- A primer on fertility law: understanding the key concepts
- Current issues in the law of surrogacy: A cross Canada check-up
- What changes can we expect to see from Health Canada around reimbursing egg donors and surrogates?
- Do ART (assisted reproductive technology) clinicians have an obligation to children-not-yet-born in screening parents for their suitability to parent?
- Implications of the trend towards provincial public funding for a broad range of ART services

Register today at: osgoodepd.ca/fertility
Practitioners in a variety of practice areas are increasingly being asked for legal advice on fertility law matters. From questions about the basics of IVF, jurisdictional differences, funding & equality challenges and questions of ethics, understanding this rapidly developing area is critical. As the law continues to evolve, counsel must ensure they are up-to-date on the latest case law, as well as legislative, jurisdictional and procedural trends and changes.

This OsgoodePD program was designed to provide in-depth discussion and analysis of some of the more challenging aspects of fertility law, while still providing a good overview of the key concepts for those who are new(er) to this area.

Our expert faculty will provide thoughtful analysis on:

- The latest legal developments in fertility law and their impact – from across Canada
- The reimbursement model: an update from Health Canada
- Funding & equality issues & challenges around claiming expenses
- Ethical dilemmas: what obligations do ART clinicians have?
- The most pressing “hot” issues fertility law practitioners are seeing today

Who Should Attend?

- Family law lawyers
- Fertility law practitioners
- Wills and estates lawyers
- Health lawyers
- General practitioners
- Immigration lawyers

Past participants say it best:

“Being new to the fertility world, it was nice to be introduced to a variety of issues in the field. The primer was very informative and helpful.”

Nadine Martin, Conceptia Clinic
1:00 p.m.

The Gatekeepers? Dilemma: Balancing Adults’ Access to ART Against Children’s Best Interests

Shawn Winsor, MHSc, PhD(c), Vanier Canada Scholar, Centre for Health Economics and Policy Analysis, McMaster University; Lecturer, Dalla Lana School of Public Health, and Member, Joint Centre for Bioethics, University of Toronto

• Do ART (assisted reproductive technology) clinicians have a duty to children-not-yet-born to screen prospective parents to their clinic for suitability to parent?
• If so, what would those suitability criteria be?
• Are prospective parents owed a duty by ART clinicians to not have their quest to have children interfered with, in the same manner as those who are not infertile?
• What obligations do lawyers representing the parties have?

In exploring these questions, Shawn Winsor will scan the current policy landscape in Canada, its relevant law, and introduce us to influential research done around the attitude of ART clinicians' and their views of who should get access to ART and who should not.

1:30 p.m.

Discussion & Q&A

1:45 p.m.

Fertility Law: Funding & Equality Issues

Amir Attaran, Professor, Faculties of Law and Medicine, University of Ottawa

Andy Inkster, Health Promoter, LGBTQ Parenting Network, Sherbourne Health Centre

Errol H. Tenenbaum, Robins Appleby LLP

The focus for this session will be on federal versus provincial funding & equality tax issues around fertility, including:

• What fertility and surrogacy expenses can someone claim? Medical? Legal? Surrogate expenses?
• What can be claimed federally? Provincially?
• Jurisdictional differences – where can you obtain a medical credit or make a claim for legal fees?

2:30 p.m.

Discussion & Q&A

2:45 p.m.

Refreshment Break

3:00 p.m.

Hot Issues in Fertility Law

To close out the program, this panel will review the key issues from the day, while highlighting hot issues to keep your eye on, including:

• Reciprocity between provincial health care plans – why are some clients being billed by other Canadian jurisdictions? What can be done to avoid this? How do you advise your clients?
• Questions surrounding the disposition of embryos/eggs after marital breakup or death
• What obligations do clinics have in these circumstances?
• Are we seeing any significant movement across the country around trying to change parentage laws?

3:45 p.m.

Discussion & Q&A

4:00 p.m.

Program Ends
**Current and Emerging Issues in Fertility Law**

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