

NEW!

THE OSGOODE CERTIFICATE IN CANNABIS LAW AND REGULATION

January 13, 20, 27, February 3 and 10, 2021
Online

Can't make
a live date?
You will have
online access to
the program for
120 days.

Recreational cannabis is one of the fastest growing industries in the world, with Canada as a world leader in its production and sale.

Do you have the knowledge and skills to navigate the complexities of cannabis law and regulation?

This **intensive certificate** program, designed and delivered by Canada's leading experts, will give you the critical information and key strategies you need to **competently advise** on **cannabis** related matters, including:

- Comprehensive overview of cannabis law in Canada, including the impact of legalization, international drug treaties and indigenous rights
- Critical issues in the cannabis business, including lending and debt finance, registration of security interests and enforcement of loans
- Essentials of general commercial agreements commonly used in the cannabis context
- Key operational issues and challenges in cannabis, including retailing in a regulated environment
- Crucial challenges in relation to packaging, labelling and manufacturing cannabis and cannabis related products
- Strategies and best practices for managing your cannabis license, while ensuring regulatory compliance

Program Directors

Trina Fraser
Brazeau Seller LLP

Jonathan Sherman
Cassels Brock & Blackwell LLP

Location

Online – Live, interactive

Register today at:
[osgoodepd.ca/
cannabis-cert](https://osgoodepd.ca/cannabis-cert)

The Osgoode Certificate in Cannabis Law and Regulation

On October 17, 2018 **Canada became the first G7 country to legalize the purchase and use of recreational cannabis.** This burgeoning industry has rapidly expanded the number of cannabis players requiring expert advice and strategies to help them successfully navigate this challenging legal and regulatory landscape.

This unique **Osgoode Professional Development** certificate is essential education for legal professionals, either in private practice or working in house, as well as industry executives and senior leaders or advisors.

Specifically designed to educate and inform, the curriculum is wide-ranging, relevant, and addresses everything from the foundations of cannabis law and regulation in Canada, to the most topical issues affecting clients in all aspects of the cannabis industry. As an added benefit, your registration includes **unlimited 120-day access** to the program archive, including **downloadable, searchable materials.**

This is **your opportunity** to enhance your knowledge and get **comprehensive, practical learning** focused on cannabis law and regulation. You will have the chance to **interact** and **engage** with industry professionals, and **boost** your **professional credentials** in this **rapidly expanding field** by earning a certificate from Osgoode Hall Law School.

Over the course of five modules, you will learn from the top legal and industry minds at the intersection of cannabis, business and law.

- Comprehensive overview of the legal and regulatory frameworks and their impact
- Different classes of cannabis under Schedule 4 of the *Cannabis Act* – edibles, extracts and topicals
- The cannabis business, including lending and debt finance, licenses/transfer of licences, the enforcement of loans, mergers and acquisitions and investment/banking issues
- Key operational issues and challenges
- Quality systems GPP and GMP
- Intellectual property in the cannabis context
- Key issues relating to retail and franchising
- Taxation of the cannabis industry
- Common occupational health and safety issues/hazards in the cannabis industry
- Stages in the life cycle of the plant from cloning to sale
- Best practice strategies for managing your cannabis licence
- Indigenous rights and cannabis regulation

Who Should Attend

- Lawyers in private practice
- In-house counsel in the cannabis industry
- Cannabis industry senior executives, senior managers and managers
- Regulators (provincial and federal) who regulate the production, sale and/or distribution of cannabis and cannabis products

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Agenda

DAY 1

January 13, 2021

9:00 a.m. – 5:00 p.m. EDT

In this first module, you will explore and analyze international drug treaties and the origins of cannabis law in Canada. You will also take a comprehensive look at the existing regulatory framework and the relationship between hemp and cannabis, including why this matters.

History of Cannabis Law in Canada

- Chronology of cannabis law in Canada

Legalization and International Drug Treaties: Canada's International Obligations

- *Single Convention on Narcotic Drugs (1961)*
- *Convention on Psychotropic Substances (1971)*
- *Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances (1988)*

Overview of Regulatory Framework

- Federal licensing, types of licenses
- Provincial (distribution and sale)
- Municipal (zoning)
- Criminal law issues

The Global Context: Overview of International Law and Norms

- Relevant aspects of international legalization

Hemp 101 – Everything You Need to Know about Hemp

- Impact of the *Cannabis Act and Regulations* on the hemp industry
- What can you do and what can't you do with regard to hemp?
- US and Canada laws re. hemp

- Cannabidiol (CBD)
- Cannabis health products (CHPs)

DAY 2

January 20, 2021

9:00 a.m. – 5:15 p.m. EDT

The Cannabis Business

- Lending and debt finance and registration of security interests
- Licenses/transfer of licences/enforcement of loans
- Merger and acquisitions in the cannabis context
- Investment/banking issues
- Stock exchange issues/continuous disclosure
- Cannabis in the U.S. – the federal law position
- Legality of cannabis by US state jurisdiction
- Cross border financing
- Insurance products/policies/issues for the cannabis industry
- Blockchain in the cannabis sector

General Commercial Agreements

Understanding the various commercial agreements in this context, including:

- Supply Agreement (an in-depth walk through the necessary terms that you would see in a supply agreement)
- Product Development Agreements
- Cultivation Agreement
- Packaging, Labelling, Licensing, Supply and Distribution Agreements
- White Label/Third Party Extraction Services Agreement
- How are relationships structured?
- How are licence holders dealing with each other, and how are non-licence holders getting involved/pairing up?

Indigenous Rights and Cannabis Regulation

While the existing regulatory regime has both federal and provincial aspects, it leaves out First Nations. In addition, before the *Cannabis Act* was passed, there was a lack of consultation. This session explores indigenous rights in the cannabis context.

DAY 3

January 27, 2021

9:00 a.m. – 5:15 p.m. EDT

Classes of Cannabis under Schedule 4 of the *Cannabis Act* – New Classes

- Edibles
- Extracts
- Topicals
- Vaping
- NNCPs (notices of new cannabis products)
- Consumption spaces and consumption lounges, including cannabis infused dining experiences/cooking lessons

The Regulatory Framework as It Applies to Medical Cannabis

- Medical cannabis – overview of the regulatory regime
- Prescription drugs
- Insurance coverage for cannabis
- Research and clinical studies
- Health care professional associations' view of cannabis

Retail and Franchising

- Canada's provincial retail models and regulations
- Understanding the laws and remaining compliant

Cannabis-Related Advocacy and Social Justice Issues

- Record suspensions
- Pharmacy distribution
- Don't Tax Medicine campaign

- Challenges for legacy market participants in transitioning into the legal market

Physical Site Security

- Outdoor vs indoor
- Standard vs. micro

DAY 4

February 3, 2021

9:00 a.m. – 5:15 p.m. EDT

Packaging/Labeling Cannabis and Cannabis Products

- General requirements under the *Cannabis Act and Regulations* regarding prohibitions on packaging and labelling cannabis

Marketing and Promotion Issues

- *Cannabis Act and Regulations* requirements
- Meaning of ‘promote’ and what promotions are prohibited?
- Permitted promotion – the exceptions
- Assessing compliance – what does Health Canada look for when determining whether promotion activities comply with the *Cannabis Act and Regulations*?
- Particular challenges with social media advertising of cannabis

Intellectual Property in the Cannabis Context

- Trademarks and patents
- Plant breeders’ rights
- Brand protection
- Key strategies for protecting IP

Regulatory Compliance – How Cannabis Licence Holders Manage Their Licence

- What are the key issues facing cannabis licence holders when managing their licences?
- Site expansions
- Adding people to the Board
- Issues re. transfer of licences

Quality Systems – GPP and GMP – What is it and What Does it Look Like?

- Use of security consultants/GPP experts
- Good Production Practices (GPP)
- Site evidence packages
- Good Manufacturing Processes (GMP)
- Enforcement action for non-compliance and decision elements

Key Operational Issues/Challenges

- For Federal licence holders
- For retail licence holders

DAY 5

February 10, 2021

9:00 a.m. – 5:30 p.m. EDT

Cannabis and the Workplace

- Employment and labour laws governing employees in the cannabis industry
- Common occupational health and safety issues/hazards in the cannabis industry
- Unionization in the cannabis sector
- Security clearances under the *Cannabis Act and Regulations*
- Immigration issues – potential consequences of engaging in the cannabis industry – business travel to the United States

Real Estate Issues

- Municipal zoning
- Build by-laws
- How are mortgage lenders and property insurers dealing with cannabis operations?
- Odour/nuisance issues

Taxation of the Cannabis Industry

- Federal and provincial income tax – GST and PST
- Sales taxes at the retail level
- Excise duty and stamps

- Cost recovery levy on gross earnings by licensed producers (LPs)
- Exempt classes of licenses, e.g. research, analytical testing and hemp production, medical
- Social responsibility taxes (e.g. Manitoba)

Insolvency in the Cannabis Industry

- Bankruptcy and receivership in the cannabis industry – what are the specific limitations faced by the industry in this context?
- Cross border insolvency issues
- Licence issues in insolvency – business to business deals, and what you can and can’t do with your licence in this challenging context

The Life of the Plant: From Cloning to Sale

- Growth cycles
- Problems experienced by growers – e.g. recall issues
- Product Liability
- Indemnity clauses
- Insurance requirements
- Risk management

The Future of Cannabis Law and Regulation: What’s Next?

The program concludes with roundtable panel discussion looking at experts’ predictions about what is going to happen next in the cannabis space. Don’t miss your opportunity to ask your questions and gain insights and strategies from leading legal and industry experts.

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A truly outstanding faculty, showcasing the top legal minds at the intersection of cannabis, business and law

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Certificate of Program Completion

You will receive a certificate upon completion of the *Osgoode Certificate in Cannabis Law and Regulation*.

Participants must view all program modules and pass the post-program multiple choice assessment to receive a certificate.

Register now – don't miss your chance to boost your knowledge in this rapidly expanding field.

Registration Details

Fee per Delegate
\$2,995 plus HST

Newly Licensed (2017 – Present)
\$1,497.50 plus HST

Fees include online attendance and electronic copies of program materials. **Participants will have access to the archived sessions of this program for 120 days from the date of program completion.** Visit www.osgoodepd.ca/ financial-assistance for details about financial assistance.

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.

Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund is available if a cancellation request is received in writing 21 days prior to the program date. If a cancellation request is made with less than 21 days notice, a \$150 administration fee will apply. No other refund is available.

For Further Program Related Information, Please Contact:

David Thomas, Program Lawyer at dthomas@osgoode.yorku.ca or 416-270-7316



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