

The Buzz in Aboriginal Law - Hot Topics, Emerging Issues & ...Game Changers



Date: Thursday, February 5, 2015 | 9:00 am - 12:20 pm

Location: Westin Harbour Castle Conference Centre,
2 Harbour Square, Toronto, ON

Program Chairs: **Patrick Duffy**, Stikeman Elliott LLP
Renée Pelletier, Olthuis, Kleeer, Townshend LLP

This program contains .75 Professionalism Hours
This program is eligible for up to 2.50 Substantive Hours

The OBA has been approved as an Accredited Provider of Professionalism Content by The Law Society of Upper Canada.

This past year has seen a number of potentially game-changing developments that have created a buzz within the Aboriginal Law bar, including the two much-anticipated Supreme Court of Canada decisions, *Tsilhqot'in Nation v. British Columbia* (a.k.a. Roger William) and *Grassy Narrows First Nation v. Ontario* (Natural Resources) (a.k.a. *Keewatin*).

Join our expert faculty for an analysis and discussion of these two cases, an update on the duty to consult, along with other recent legal developments and trends that impact Aboriginal rights and interests. You will also have a valuable opportunity to analyze and to discuss in small groups various ethical issues and scenarios arising in the Aboriginal Law context – and to gain Professionalism Hours in a way suited to your needs and practice.

Register now to be a part of this important discussion!

9:00 am **Welcome and Opening Remarks**

9:05 am **Traditional Welcome**

9:20 am **Duty to Consult and Justified Infringement Update**
Peter Hogg, QC, Scholar in Residence, Blake, Cassels & Graydon LLP
Renée Pelletier, Managing Partner, Olthuis, Kleeer, Townshend LLP

Join our expert panelists for an analysis of recent consultation case law and regulatory developments, and of the justified infringement test as amended by the *Tsilhqot'in* and *Keewatin* decisions, followed by an interactive discussion.

10:20 am **Annual Case Law Update**

Raj Dhir, Director, Legal Services Branch, Ministry of Aboriginal Affairs
Paper written by Mark Crow, Counsel, Constitutional Law Branch, Ontario Ministry of the Attorney General
Attend this session for a concise overview and analysis of important Aboriginal Law decisions released over the past year. As in previous years, attendees will receive in paper form a valuable condensed summary of these decisions.

10:35 am **Networking Break**

10:55 am **Small Group Discussions: Professionalism Issues Facing Aboriginal Law Practitioners**

Facilitators:

Patrick Duffy, Stikeman Elliott LLP
Richard Ogden, Ministry of the Attorney General - Crown Law Office Civil

Join your peers for a small group discussion of a hypothetical fact scenario, which will delve into important professionalism issues affecting Aboriginal Law practitioners, such as:

- Conflicts of interest
- The Honour of the Crown

Have the opportunity to then share your strategies and best practices with the larger group and ensure you are equipped to deal effectively with some of the ethical challenges that arise in your practice.

11:40 am **Aboriginal Communities Creating Their Own Legal Space**

Celina Reitberger, Executive Director, Nishnawbe-Aski Legal Services (Thunder Bay)

Hear about how Aboriginal communities are striving to provide justice services, working with, as well as outside of the mainstream justice system, based on their traditional justice systems, culture and heritage.

12:15 pm **Closing Remarks**

12:20 pm **Program Concludes**

Register at oba.org/institute2015

Questions? Toll Free: 1-800-668-8900 | Tel: 416-869-1047 | pd@oba.org

