

YORK REGION LAW ASSOCIATION

Summer 2018 Newsletter



President's Report

It is my pleasure to write this inaugural President's message. It is my first of many to come.

I would like to take this first opportunity to recognize several individuals. First, I welcome back our returning board members. Having held our first meeting after re-election, I am pleased to see the same commitment to being involved in our Association as always. I would also like to welcome our newest members to the board and look forward to working with them in the future.

Equally, I would like to thank all that attended our Annual general meeting for their support of our two Honourees, Mr. Patrick Fahey and Ms. Barbara Steinberg. With both having contributed so generously to their community and profession throughout their careers, I can say without equivocation that our Honourees were deserving of recognition and praise and the people in attendance made that perfectly clear to them and the public in general.

Finally, I would like to extend my personal thanks to our outgoing President, Ms. Corinne Rivers. With her expertise and drive, her efforts and leadership, the Board was able to tackle some much needed governance issues head on. I know the importance those issues had great significance for her and am encouraged by the Board's resolve to continue with those efforts to improve our Association and the means by which we serve it.

To that end, I note the Board's goals this year to move towards a more efficient and robust interaction with its members. As per the momentum of previous years, we plan to seek out opinions from multiple experts as to how to move the Board forward to better interact and serve its membership, what goals it should implement in the near and far future and efficiencies that might assist in achieving those goals. While that direction may be ambitious, I feel it is necessary in order to improve our accountability and transparency to our membership. I am anxious to take this path forward and look on with great anticipation of the improvements it will bring.

Warm Regards,

Adam C. White,

President YRLA

Library Report

by Betty Dykstra

The summer months are my favourite time to be working in the library. I know that sounds strange, but as the Courts slow down, it gives us some time to catch up on the little things; take some time off to refresh and to embark on projects. It is also conference time. Both Janet and I attended the Canadian Association of Law Libraries in May where we attended sessions in a conference room with a view of the Halifax Harbour. CALL is an opportunity for us to learn and network with colleagues from across Canada (and to eat fresh lobster). I attended the American Association of Law Libraries Conference in Baltimore, Maryland in July where I got a view of the future as Thomson launched Westlaw Edge – AI assisted research developed in Toronto for the American market (someday it will make it to Canada).

One of the projects we are undertaking and will hopefully launch before the end of the year is a new circulation process. As our collection is rather limited, it does not require a complicated system. You simply type in your ID (the same one you use for copies) or your email, scan the book barcode on an iPad, and you are ready to go. This will allow us to better track who has books from the collection and to automatically email you to let you know when you have had a book out for too lengthy a period.

This newsletter is a collaborative effort of the Library Staff. We add to it in bits and pieces and try to include all of the relevant information we send out. Often it is a duplication of some important stuff that you may have missed in an email and/or something that we add to the website, such as Notices to the Profession.

It is also a connection for those members who may not get to the Courthouse often. We still get comments on the lounge and the library renovations. Recently, Janet and I were the editors for a newsletter for the Ontario Courthouse Librarians Association where we share information that is beneficial to the library staff, so that they can serve you better. It was also an opportunity to show (or perhaps show off) the renovations we have done here in the past. We thought that they were too good to just send off to the libraries so we have included them here. Enjoy. [Lounge Reno](#), [Library Reno](#)

Recent Acquisitions

Mistake in Contracting
2018 Annotated Bankruptcy and Insolvency Act
Six-Minute Estates Lawyer 2018

15th Annual Real Estate Law Summit
Six-Minute Municipal Lawyer 2018
8th Annual Business Law Summit
Social Media and Internet law: forms and precedents
How Expert is your Expert? The Use of Scientific Evidence in Child and Youth Law
Decisional Capacity: a cross-disciplinary examination
Overturning Fraudulent Preferences and Transfers
Critical Issues at the Intersection of Family Law, and Trust and Estate Law
Dealing with Online Defamation
How to Thrive as a Young Lawyer in Today's Market
Essential Evidence Series for Estate Litigators - Part 1
"Your Witness..." The Ultimate Guide to Witnesses in Criminal Proceedings
Critical Developments in Charity and Not-For-Profit Law
Accident Benefits Update
Emerging Issues in Estates, Trusts and Incapacity Law
When Family Law Collides: Essential Interdisciplinary Issues
Navigating the Changing World of Real Estate Law
Putting the New Child, Youth and Family Services Act into Practice
Making a Deal: the art of negotiating, 2nd ed.
Wigmore on Cannabis
Assisted Death: legal, social and ethical issues after Carter
Conduct of an Appeal, 4th ed.
Six-Minute Business Lawyer 2018
Issues in Criminal Trials and Summary Appeal Law
The Law of Traffic Offences, 4th ed.
Regulatory Offences in Canada: Liability and Defences, 2nd ed.
The Trial of Sexual Offence Cases, 2nd ed.



Library Tips & Tricks: Books on Lexis Advance Quicklaw

Do you know how many books, newsletters and articles you can find on Lexis Advance Quicklaw on the library's computers? Here is a partial list:

Family:

Ontario Family Law Practice 2018
Wilson on Children and the Law
Canadian Journal of Family Law
Canadian Family Law Guide

Criminal:

The Law of Evidence in Canada
The Practitioner's Criminal Code (Gold)
Sentencing (Ruby)
The Law of Search and Seizure
Impaired Driving in Canada (Kenkel)

Wills, Trusts & Estates:

Feeney's Canadian Law of Wills
Drafting Trusts & Will Trusts in Canada
Canadian Contract Law

See them by clicking at the top left of the home page:

Browse > Sources > Canada > Category > Secondary Materials

From there you can narrow down to specific practice areas. As with court cases in our databases, you can print or email articles to yourself.

So, if the book is not on the shelf, take a look in the databases. And the best thing about books online: they are all searchable!

Next time: *WestlawNext Canada's Online Publications*

Committee Reports

Criminal Law Notice to the Profession

NOTICE TO THE PROFESSION

Please read the following very carefully as there are a number of changes anticipated for the scheduling of cases in the coming months and into the New Year.

1. Effective **September 10, 2018**, all self-represented judicial pre-trials will be held on Mondays in 106 court from 9:00-4:30 and will no longer be in 201 court during the afternoons.
2. As of **September 10, 2018**, the 201 ten o'clock list will commence at 9:30.
3. As of **September 10, 2018**, the practice of adjourning matters out of 205 court after three appearances or 90 days and moving them into 201 court will end. It is anticipated that the presiding Justice of the Peace in 205 court will case manage the remand lists with the assistance of Crown and Defence/Duty counsel. Any matters in 205 court that are scheduled into the New Year will be remanded to 201 court.
4. Commencing **January 2, 2019**, a Justice of the Peace will preside in 201 court and case manage the remand lists. It is anticipated that the lists will continue to be in two tiers with the first appearances taking place at 10:30 and second and following appearance matters commencing at 9 a.m. 202 court will continue as the plea court.
5. As of **January 2, 2019**, **205 court will become an additional trial court.**
6. As of **January 2, 2019**, the Community Treatment Court (CTC) will be held as usual on Monday afternoons but will be held in 202 court in front of the presiding Judge.

7. As of **January 2, 2019**, pre-enquetes and s. 810 hearings will take place in 201 court in front of the presiding Justice of the Peace. Youth Provincial Offences matters will be scheduled for this court on its regular day as well.

These are significant changes to our system as it runs right now and it is recognized that there will be some “growing pains” as the new processes are implemented. We ask for your patience. Our hope, as well, is to have a Bench and Bar meeting in November to discuss these matters.

Justice C.M. Johnston
Local Administrative Justice

**Notice to Defence Counsel:
Streamlined Rowbotham Process Expands to Province Wide in the Ontario Superior Court**

The Rowbotham Pilot Project that originated in Toronto has been expanded to apply to all Ontario Superior Courts. The change will avoid the waste of both counsel and court resources that previously occurred when Rowbotham hearings were abandoned due to Crown Law Civil consenting to the application at the courtroom door on the morning of the hearing.

Further information can be found [here](#)

Real Estate Committee

The Real Estate Committee will be holding a Breakfast CPD on September 12, 2018. More information and registration can be found [here](#).

Reminder: The Law Society of Ontario's Advertising and Fee Arrangements Issues Working Group is examining practices involving the payment of fees and the offering of benefits by title insurers to real estate lawyers or their staff and is considering whether additional regulatory measures involving these practices are required. The LSO is requesting [feedback](#) by October 31st.

CPD

No Lunch & Learn CPDs are scheduled during the summer. They will resume in September.

The York and South Central HSJCC will not be doing any Lunch & Learns this fall but invite you to attend their full day program on the [Opioid Crisis in our Justice System on November 7th, 2018](#).

LSO Video Replays Currently Available:

Sign up in the Library to view at your **office or home** any time:

Wills & Estates Refresher 2018
A Lawyer's Guide to Powerful Pleadings
The Six-Minute Criminal Court Judge 2018
Family Law Refresher
The Six-Minute Criminal Lawyer 2018
Estate Accounting 2018

Practice Notice

AJ Jakubowska is pleased to announce that she is extending her practice to include family law mediation services. AJ was called to the Bar in 1996 and since then has practiced exclusively in the area of family law.

Conveniently located close to Hwy 404, on Leslie Street between Mulock Drive and Gorham Street in Newmarket. AJ's offices include separate, self-contained space dedicated to mediation, with breakout rooms for the parties.

For more information, please contact AJ's Law Clerk, Carolyn Pearson, at Carolyn@jakubowska.ca

16945 Leslie Street, Suites 19/20A, Newmarket, ON L3Y 9A2

T: (905) 898 8500 F: 1-888-761-8130

www.mettamediation.org

Judicial Vacancies

If you would like to receive notices of Ontario Court of Justice judicial vacancies right to your inbox, sign up on the Judicial Appointments Advisory Committee's (JAAC) website [here](#).

On the move...

Practice Closing

Please be advised I have closed my law practice at 16610 Bayview Avenue, Unit 211, Newmarket as of June 1, 2018, and will not be practicing law in Ontario thereafter. After June 1, 2018 I can be contacted by email at: patrick@pmglaw.ca, or paddiegaffney@gmail.com, by phone at 905.960.7645, or by mail at c/o 1009 Neale Road West Kelowna B.C. V1Z 1S6. Thank you to all those I worked with over the years – it was an honour and a pleasure.

Take care and good luck to all. Patrick M.Gaffney

As of June 4th, **Saara Wilson** is the new Crown Prosecutor at:

Shelburne Crown Attorneys' Office
P.O. Box 909 129 King Street
Shelburne, Nova Scotia B0T 1W0
Tel: (902) 875-3429 Fax: (902) 875-8646

She can still be reached for personal matters by email at saarawilson@gmail.com. She will be living in a town called Liverpool, not far from Halifax if you are ever in the area.

Employment

NEWMARKET LAW FIRM – **HHL Law Firm** LLP is an established law firm with over three decades of providing legal services to individuals and businesses in York Region and beyond. We are seeking to hire 2 lawyers. The first candidate has at least 3 years' experience in the areas of Corporate/Commercial, Wills/Estates and Real Estate law. The second candidate has at least 3 years' civil/commercial litigation experience. A commitment to reside in and participate in the greater York Region community is essential. Creative remuneration arrangements will be considered with a view to partnership for the successful candidates. Contact us at info@hhl.net.

Newsletter Deadline

The YRLA Newsletter welcomes your comments, news and articles. The submission for the next YRLA newsletter is September 15th, 2018.

Please direct all replies to Betty Dykstra bdykstra@yorklaw.ca

Tel: 905-895-2018 Toll Free: 1-866-221-8864 Fax: 905-853-7678

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