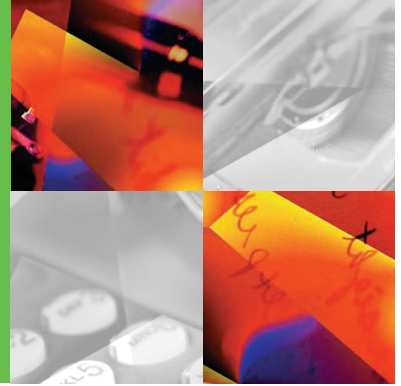




THE CANADIAN BAR ASSOCIATION
L'ASSOCIATION DU BARREAU CANADIEN

ELDER LAW: THEORY AND PRACTICE



Presented by the Canadian Bar Association's National Elder Law Section, the Continuing Legal Education Committee, Queen's University Faculty of Law and the Frontenac Law Association

CBA National Elder Law Conference
June 12-13, 2009
Donald Gordon Conference Centre, Kingston

Sponsors:



Frontenac Law Association

This exciting conference brings academics and practitioners together to talk about one of the hottest emerging areas of law – Elder Law. Join us for one and a half days and bring yourself up to speed on the latest developments across the country. Good practice relies on solid research and good theory is informed by practical experience. This is a unique conference where academics will share their research and practising lawyers will share their experience.

The conference will also feature outstanding networking and social opportunities.

Who should attend?

All lawyers who deal with older adults, as well as professionals and academics who are interested in the impact of the law on the older adult should attend this event. Whether you are a senior practitioner with a large practice in Elder Law or a junior lawyer looking for a growing area to develop, an in-house lawyer trying to develop protocols for the older adult or a managing partner designing best practices for your firm to deal with older adults, you will find what you need at **ELDER LAW: THEORY AND PRACTICE**.

Cette conférence captivante rassemble des universitaires et praticiens pour un échange sur l'un des champs de droit le plus en vue – le droit des aînés. Venez vous joindre à nous pendant une journée et demie pour une mise à jour des plus récents développements en droit des aînés au Canada. L'exercice du droit repose sur de solides recherches, et le savoir théorique s'enrichit de l'expérience pratique. Au cours de cette conférence unique, des universitaires présenteront les conclusions de leurs recherches et des avocats partageront leur vécu.

Cette conférence comprend aussi d'excellentes occasions de réseautage et d'activités sociales.

À qui s'adresse ce colloque?

À tous les avocats qui s'occupent d'adultes plus âgés, ainsi qu'aux professionnels et aux universitaires qui s'intéressent à l'incidence du droit sur les aînés. Que vous soyez praticien chevronné en droit des aînés, avocat débutant à la recherche d'un créneau, conseiller juridique d'entreprise cherchant à développer des protocoles à l'intention des adultes plus âgés ou associé directeur intéressé aux meilleures pratiques en droit des aînés, vous trouverez des réponses lors de la conférence **DROIT DES AÎNÉS : THÉORIE ET PRATIQUE**.

Ce programme est offert en anglais seulement



Program

THURSDAY, JUNE 11, 2009

16:00 – 17:30 **REGISTRATION**

16:00 – 17:30 **WELCOMING RECEPTION**

Welcome from CBA, Queen's University Faculty of Law and Frontenac Law Association (Mr. Michael Hickey, President)

17:30 **AT-HOME DINNERS**

At-home dinners are a chance to dine at the home of a local practitioner. They have been very popular at previous conferences, and we have a limited number of spaces. Sign-up early for the best chance to connect with your Kingston colleagues. Please indicate any dietary restrictions on your registration form.

FRIDAY, JUNE 12, 2009

7:45 – 8:45 **BREAKFAST AND REGISTRATION**

8:45 – 9:00 **WELCOME REMARKS**

9:00 – 9:20 **OPENING PLENARY**

Keynote Speaker: Speaker to be confirmed

9:20 – 10:50 **Capacity: Assessing the Assessor**

Moderator: Ms. Wendy L. Griesdorf, Wendy L. Griesdorf Estate Litigation Counsel, Kingston, ON

Speakers:

Dr. Ken LeClair, Queen's University, Kingston, ON

Dr. Michel Silberfeld, Psychiatrist, Toronto, ON

Mr. Mark Handelman, Health Law Matters, former vice chair Ontario Consent and Capacity Board, Toronto, ON

Ms. Judith Wahl, Executive Director, Advocacy Centre for the Elderly, Toronto, ON

10:50 – 11:00 **REFRESHMENT BREAK**

11:00 – 11:50 **Family Law and the Elderly I: Spousal Support Guidelines**

Speaker:

Prof. Carol Rogerson, Faculty of Law, University of Toronto, Toronto, ON

Family Law and the Elderly II: Topical Issues in Family Law

Speaker:

Mr. Philip Epstein, Epstein Cole LLP, Toronto, ON

11:50 – 12:20 **The Real Dirt on Real Estate: Issues relating to Shared Property and Granny Suites; Life Leases – What are they?**

Speaker:

Mr. Timothy Kennedy, Nelligan O'Brien Payne LLP, Barristers & Solicitors, Ottawa, ON

12:20 – 13:20 **LUNCHEON**

13:20 – 14:20 **Facilitated Round Table Discussions**

1. Substitute Decision Makers

2. Access to Health Care

3. Housing and Long Term Care

4. High Conflict Families

5. Aging Minorities

14:20 – 14:30 **REFRESHMENT BREAK**

14:30 – 15:10 **Age Discrimination**

Moderator:

Ms. Nancy Birt, Birt & McNeill, Barristers & Solicitors, Charlottetown, PEI

Speakers:

Ms. Peggy E. Smith, Barristers & Solicitors, Kingston, ON

Mr. David Wright, Ontario Human Rights Tribunal, Toronto, ON

Prof. Richard Chaykowski, School of Policy Studies, Kingston, ON

15:10 – 16:00 **Criminal Law and the Elderly**

Moderator:

Prof. David Freedman, Faculty of Law, Queen's University, Kingston, ON

Speakers:

Det. Con. Michael Payne, Waterloo Regional Police, Elder Abuse Response Team, Waterloo, ON

Det. Christina Wolfe, Ottawa Police, Elder Abuse Section, Ottawa, ON

Det. Sgt. Robin Sanders, OPP, Seniors Assistance Team, Orillia, ON

Ms. Lisa Jacek, Ministry of The Attorney General, Toronto, ON

16:00

LEGAL HISTORY TOUR

Queen's University Archives Staff

Join us for an insider's view of one of Canada's oldest legal communities – a beautiful functioning courthouse, more prisons than any other city in

Canada, a leading law school, and the buildings and bars where Sir John A. Macdonald practised and drank. Please indicate your interest in this tour on your registration form.

19:00 **EVENING BANQUET**
Aging in Afghanistan
Keynote Speaker:
The Honourable Flora MacDonald,
Officer of the Order of Canada, Ottawa and Kingston, ON

SATURDAY JUNE 13, 2009

8:45 – 9:00 **MORNING REMARKS**

9:00 – 9:40 **Putting it All Together: Bringing Coherence to the Law Affecting Older Adults**
Speaker:
Dr. Patricia Hughes, *Law Commission of Ontario, Toronto, ON*

9:40 – 10:20 **A Move Towards Harmony: Law Reform for Enduring Powers of Attorney in Western Canada**
Speakers:
Ms. Laura Watts, *National Director, Canadian Centre for Elder Law, Staff Lawyer, BC Law Institute, Vancouver, BC*
Prof. Peter Lown Q.C., *The Alberta Law Reform Institute, Edmonton, AB*

10:20 – 11:00 **Tales for OBSI's Confidential Case Files: Disputes Between Canadian Seniors and Their Financial Institutions**
Speaker:
Mr. Doug Melville, *Banking Services with the Ombudsman for Banking Services and Investments (OBSI), Toronto, ON*

11:00 – 11:10 **REFRESHMENT BREAK**

11:10 – 12:10 **National Panel: Your Worst Nightmares in Elder Law Practice**
Speakers:
Provincial/Territorial Section Chairs:
TBA (AB), **Heather Dixon,** Dixon Law Office (MB), **Geoffrey White,** Geoffrey W. White Law Corporation, (BC), **Kim Korven,** McKercher LLP, (SK), **Judith A. Wahl,** Advocacy Centre for the Elderly, (ON), **Ann Soden,** (QC), **Robert Kenny,** Kenny & Murray, (NB), TBA (NS), **Nancy Birt,** Birt & McNeill (PEI), **David MacDonald,**

MacDonald & Associates (NT), **Anna Pugh,** Austring, Fendrick, Fairman & Parkkari, (YT), TBA (NL).

12:10 – 12:20 **Response**
Speaker:
Prof. David Freedman, *Faculty of Law, Queen's University, Kingston, ON*

12:20 – 14:00 **LUNCHEON**
Keynote Speaker:
The Honourable Sharon Carstairs, *Senate of Canada, Chair of the Senate Committee on Aging, Ottawa, ON*

14:00 – 19:00 **SECTION BUSINESS MEETING**
CBA Elder Law Section Members and Executive
All Section members are invited to join the Executive Committee at the Elder Law Section business meeting. Section updates, planning for the upcoming year and other items of interest to members will be discussed at the meeting.

14:00 **END OF DAY GOLFING OR 1000 ISLANDS CRUISE**
End a great conference with some fabulous golfing at Smugglers Glen OR with a memorable 1000 Islands Cruise. These activities will only be offered if a minimum number of participants indicate their interest. To select one of the activities, please RSVP on your registration form. The program coordinator will contact you with all the details.

This program has been approved for 7.5 hours of Continuing Professional Development (CPD) by the Law Society of British Columbia



This program has been accredited by the Law Specialty Committee of the Law Society of Upper Canada for 9.5 hours towards the professional development requirement for certification.



This program has been approved for LawPro CLE Premium Credit. For more information, please consult the following LawPro web page: <http://www.lawpro.ca/CLECredit/default.asp>

REGISTRATION FORM

MEETING VENUE & ACCOMMODATION

Donald Gordon Conference Centre
421 Union Street, Kingston, ON
Telephone: 1-866-455-2655
Website: <http://www.donaldgordoncentre.com>

HOTEL RESERVATION

Please contact the hotel directly at 1-866-455-2655 or at dgc@queensu.ca and refer to the **CBA Elder Law Conference** to obtain the preferred rate. The preferred room rate is available until the start of the event.

TRAVEL

Air Canada is the official carrier for all our CBA meetings. In order to receive a 10% discount, you must book your flight on-line at www.aircanada.ca and indicate the promotion code **738HGWHI**. **The discount is not available if you call Air Canada directly.**

Via Rail also offers special rates for those travelling between June 11 and 14. Participants will reference the events VIA confirmation number 11505. Bookings can be done online at <http://www.viarail.ca/>

CAR RENTAL

AVIS, the official rental car supplier of the CBA, offers several special rates. Call 1-800-331-1600 or visit www.avis.com to reserve your car. You must quote discount number **CI36498**.

REGISTRATION

Pay by credit card (AMEX, Visa or MasterCard **only**), or send cheque or money order made payable to the Canadian Bar Association together with this registration form to:

Nancy Fullerton
CLE Program Coordinator
Canadian Bar Association
865 Carling Ave., Suite 500
Ottawa, ON, K1S 5S8 or
fax information to 613-237-0185

PAYMENT MUST BE RECEIVED PRIOR TO THE ACTUAL CONFERENCE TOGETHER WITH A COMPLETED REGISTRATION FORM.

REFUND POLICY: There will be a 20% administrative charge for any cancellation received in writing prior to **May 11, 2009**. No refund will be given after **May 11, 2009**.

There will be no refunds for "no-show" registrants.

INFORMATION

For further information about this program, please contact **Nancy Fullerton** at the CBA National Office by telephone at **613-237-2925 or 1-800-267-8860 ext. 190**, or by e-mail at nancyf@cba.org.

We encourage limited use of scented product during the conference in consideration of scent-sensitive participants. Thank you.

**More program details
available on the
CBA CLE website
www.cba.org/CBA/CLE**

2009 NATIONAL ELDER LAW CONFERENCE

June 12-13, 2009

	FEE	GST (5%)	TOTAL
<input type="checkbox"/> CBA Members	\$550.00	\$27.50	\$577.50
<input type="checkbox"/> Students (CBA Members)	\$275.00	\$13.75	\$288.75
<input type="checkbox"/> Non-Members	\$730.00	\$36.50	\$766.50

Optional Activities

Activity	At-Home Dinners	History Tour	Golfing	1000 Islands Cruise
Date	Thursday, June 11	Friday, June 12	Saturday, June 13	Saturday, June 13
Extra Fee	n/a	\$10 + taxes	\$60 + taxes	\$19 + taxes
Check all that apply	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Once activities are confirmed, the program coordinator will contact you to confirm the details for your selection(s).</i>				

Yes, I would like to join the CBA now and pay the member fee to attend this program. I understand that a membership representative will be contacting me.

Materials will be available for sale online following the conference. Please visit www.cba.org/store for prices and ordering information.

CBA Membership No.

Mr. Ms.

Surname Given Name

Firm or Organization

Address

City Province Postal Code

Office Phone No. Fax No.

Email (required)

Please indicate special needs (dietary, wheelchair access, etc.)

Method of Payment (payment due with registration application)

Cheque (payable to the CBA) Visa MasterCard AMEX

Card No. Expiry Date

Authorized Signature

PERSONAL INFORMATION CONSENT

The CBA's programs are supported by preferred suppliers, sponsors and exhibitors. Subject to the following paragraph, I understand that the provision of contact information on this form constitutes my consent to such information being disclosed to the preferred suppliers, sponsors and exhibitors of this program. For further information about the CBA's treatment of personal information, see members Privacy Policy at www.cba.org.

By checking this box , I do not wish my contact information disclosed to the preferred suppliers, sponsors and exhibitors of this program. I understand my name will not appear on the delegates list.