

Feedback from James Gregg, QC, Department of Justice

Re: Overview of Discussion Paper on Proposed New Limitation of Actions Act

Joint Insurance Law, Civil Litigation/ADR & Young Lawyers Section Meeting
held on Friday, July 15, 2011 at McInnes Cooper

Thank you for this Debbie. It was a pleasure to present to the CBA on this topic.

Your summary is a good record of the discussions. I find that it is always difficult to capture all points of discussion in a summary. I agree that the Discussion Paper provides all the detail on the proposals. I did not intend to have my presentation vary from the content of the Discussion Paper.

For Section 3, I mentioned that in the draft Act the binding of the Crown is subject to the exceptions stated in subsection (2).

For demand loans, I noted that the limitation period starts to run from the when there is a failure to perform the obligation after a demand is made.

To clarify, the statement of the current law in the summary is the members' interpretation of the law. My statement of the current law was as stated in the Discussion Paper.