

2022 CPD Seminar Recordings

Blank Canvas: Equality Rights and Adult Guardianship

CPD credit: 3 hours

Cost: \$115.00

This seminar will discuss equality rights, including Charter considerations, procedural and evidentiary issues as well as law reform in the context of adult guardianship law. Specific topics to be addressed will include:

1. The Nova Scotia Story of Law Reform to Bring Guardianship Law Out of the Dark Ages ~ Charter Challenge of the *Incompetent Persons Act* leading to the *Adult Capacity and Decision Making Act*.
2. Procedural Safeguards in Ontario's *Substitute Decisions Act*, 1992 and How They Work in Practice.
3. Recent Developments in Equality Rights and How to Use These Developments in Adult Guardianship Cases.

September 12, 2022

French Language Training for Lawyers

CPD credit: 6.5 hours

Cost: \$172.50

During this one-day seminar, participants will review some of the basic rules of correspondence in French as well as some of the key French legal terminology relating to evidence, procedure, criminal law, and family law. Participants will also learn about some recent issues and developments in language rights in Canada. Finally, participants will discover some easily accessible online resources which will allow them to practise in French with greater confidence.

September 8, 2022

Dispute Resolution: A Sampler of the Spectrum

CPD credit: 3.5 hours

Cost: \$230.00

Dispute resolution processes are now recognized as mainstream processes, as opposed to alternative processes, that take pressure off the courts and increase access to justice. Duties to use dispute resolution processes are incorporated into legislation and lawyers' Codes of Ethics. The spectrum of processes ranges from collaborative negotiation to mediation, med-arb, and arbitration before arriving at the adversarial end of the spectrum – litigation.

Six presentations will explore current themes in the practice of dispute resolution across various fields of law while highlighting how dispute resolution processes take pressure off the courts, as well as provide a cost-effective and deeper level of satisfaction to clients

July 18, 2022

An Introduction to the Grand Falls – Windsor Intimate Partner Violence Intervention Court

CPD credit: 1 hour

Cost: free

The Intimate Partner Violence Intervention Court (IPVIC) is a specialized criminal court using an intervention-based approach to address the complex issues of intimate partner violence. Currently, IPVIC operates in St. John's and Stephenville but is expanding operations to central Newfoundland and will be housed in the Grand Falls – Windsor court. IPVIC uses a treatment-based approach intended to address the complex issue of intimate partner violence. The focus is on victim safety as well as emphasizing offender accountability and treatment. This court is a collaborative effort of several stakeholders, including the Provincial Court of Newfoundland and Labrador, Public Prosecutions, the Supreme Court of Newfoundland and Labrador (Family Division), Legal Aid NL, Victim Services, Corrections, and Community Services, and the Department of Child, Seniors, and Social Development.

June 24, 2022

Documentation Automation Technology – What It Can Do For You

CPD credit: 2 hours

Cost: \$115.00

Drafting is a bottleneck and pressure point in almost every law office. As a result, document automation technology has had a huge impact on the legal world, and it is one of the most disruptive technologies of the last 25 years. If you are in the business of producing complex documents, then its benefits are significant. Properly deployed, this technology can exponentially decrease drafting time and costs, increase accuracy and profitability, be used as a teaching tool, and shared with others in your office. In the era of COVID-19, one of DA's biggest benefits may be that it allows lawyers who know very little about Microsoft Word to generate complex, perfectly formatted documents with no assistance from staff. You'll learn about the wide spectrum of options for this technology, how they work, how to evaluate the alternative products, and what is involved if you want to incorporate this technology into your practice.

June 9, 2022

Children Who Resist Contact with a Parent in the Post-Separation Environment: A Review of Current Literature and Practice Implications

CPD credit: 1.5 hours

Cost: \$115.00

When a child resists contact with a parent in the post-separation environment, the "go-to" diagnosis is usually parental alienation. Rather than asking, "What may be the underlying causes of a child's resistance?" the question often becomes, "Is a parent guilty/not guilty of parental alienation?" This 1.5-hour seminar explores the many reasons why a child may be resistant to parental contact in the post-separation environment, including the possibility of parent alienation.

June 1, 2022

Wills and Estates Refresher

CPD credit: 4.5 hours

Cost: \$230.00

Most lawyers have assisted clients with estate planning and preparation of wills. For some, it is a regular part of their practice. For others, it is a service that they offer sporadically. In either event, lawyers must remember that every client is unique and drafting a will can often be a complex exercise. To ensure that you are providing the best possible legal service to your clients, it is important to refresh your grasp of the fundamentals. Professors Freedman

and Thomson are subject matter experts who will be providing guidance on best practices from the initial retainer up to the reporting letter and closing of your file.

May 26, 2022

Criminality and its Impact on Immigration Status

CPD credit: 1 hour

Cost: \$28.75

With immigration drastically increasing in this province, more and more local practitioners are finding that they are representing foreign nationals. Did you know that a criminal conviction can seriously impact the immigration status of a foreign national? Join immigration lawyer Meghan Felt for a presentation on how criminality can affect the status of your client, and provide guidance on what to watch out for and how to potentially prevent removals and/or deportations.

April 12, 2022

Gladue Reports in Nova Scotia

CPD credit: 1 hour

Cost: free

This seminar, the third in our series, is being facilitated by the Mi'kmaw Legal Support Network, which is the organization responsible for the delivery of Gladue services in Nova Scotia courts. Our presenters will provide an overview of the Gladue Report process as it has unfolded in their province. Learn about the Gladue decision, Gladue factors, and the importance of utilizing Gladue Reports during bail and sentencing hearings. We will also review and discuss relevant issues related to colonialism and systemic discrimination.

Date: March 29, 2022

Mental Health in the Legal Profession (compulsory)

CPD credit: 1.5 hours

Cost: free

Mental health specialists are witnessing a mental health tsunami that is being exacerbated by inadequate mental health care. For this reason, the Law Society of Newfoundland and Labrador (LSNL) would like to introduce you to self-care techniques and programs available to members of the Law Society through Homewood Health. Our presenters will introduce the Professional Assistance Program and will discuss mental health concerns that commonly arise in the practice of law. We'll explore solutions and self-care techniques that are designed to help you, so you can better help others. This presentation will be relevant and beneficial to all members, especially as we work to move onward and upward despite the stressful conditions imposed by the ongoing pandemic and current geopolitical climate.

March 18, 2022

2021 CPD Seminar Recordings

Gladue Reports in Québec: A Case Study

CPD credit: 1 hour

Cost: free

This seminar, the second in our series, will provide an overview of the use of Gladue reports in Québec. The presenter will discuss the implementation of the current framework related to Gladue reports in Québec, the observed impacts of Gladue reports in the Québec justice system, strategies for overcoming obstacles, as well as lessons learned.

Date: November 8, 2021

COVID-19 Workplace Policies and Human Rights

CPD credit: 1 hour

Cost: \$57.50

Human rights law balances a person's right to be free from discrimination with the public's right to general health and safety. This seminar will provide an overview of the legal implications to be considered when implementing workplace policies related to the COVID-19 pandemic, and will provide an overview of best practices that employers should be aware of in today's dynamic environment.

Date: November 1, 2021

An Introduction to Gladue Reports

CPD credit: 1 hour

Cost: free

Gladue Reports were first produced by Aboriginal Legal Services in Ontario 2001. Since that time Gladue Reports have become accepted by the courts in Nova Scotia, Quebec, Ontario, Alberta, British Columbia and the Yukon. In the other provinces and territories – including Newfoundland and Labrador - Gladue reports are very rare.

This seminar, the first in a series of three, will discuss the evolution of Gladue Reports, how and why they are different from pre-sentence reports and how these reports are treated by the courts. The seminar will also look at the why these reports are available in some jurisdictions and not others.

Date: September 8, 2021

Administrative Law: Exploring the Post-Vavilov Landscape

CPD credit: 2 hours

Cost: \$115.00

This seminar will begin with a brief overview of the Vavilov decision itself, highlighting the key changes that it made in the previous law of judicial review. There will be in-depth discussion regarding the Court's reasoning in Vavilov on the choice of standard of review and the application of the reasonableness standard, and how this reasoning has been applied in subsequent decisions from the Supreme Court of Canada and the courts in Newfoundland and Labrador.

Date: July 21, 2021

The Parent Coordinator's Role in a High Conflict, Post-Separation Environment

CPD credit: 1.5 hours

Cost: \$57.50

Several provinces have mainstreamed the role of a Parent Coordinator in high conflict, post-separation environments. This seminar will explore the role of the Parent Coordinator as mediator, communication liaison and problem solver, and will discuss the ways they can be beneficial in navigating difficult family law matters.

Date: July 6, 2021

Reading and Interpreting Surveys and Real Property Reports

CPD credit: 2 hours

Cost: \$115.00

This seminar will examine the fundamentals of surveying real property in Newfoundland and Labrador. It will explain the distinction between a legal survey and real property reports, as well as the role that each play in real property transactions. Finally, it will provide you with an understanding on how to read and interpret surveys and real property reports using several real-world examples.

Date: June 29, 2021

SIRT-NL: Newfoundland and Labrador's Police Oversight Agency

CPD credit: 1 hour

Cost: free

This seminar will provide an overview of the recently established Serious Incident Response Team of Newfoundland and Labrador (SIRT-NL), focusing on the *Serious Incident Response Team Act* and Regulations as well as the team's structure and operational procedure.

Date: June 8, 2021

Mindfulness and Lawyer Well-Being

CPD credit: 1 hour

Cost: \$57.50

Professionals often overlook the impact of mounting workloads, multiple demands and highly stressful environments on their ability to perform. Mindfulness can turn these workplace challenges into opportunities by helping us to work with our innate qualities, be less reactive and appreciate different perspectives for healthier workplace interactions.

Date: April 19, 2021

An Overview of the Specialized Criminal Courts

CPD credit: 1.5 hours

Cost: free

Provincial Court of Newfoundland and Labrador offers three specialized courts in St. John's for those that qualify: the Family Violence Intervention Court (FVIC), the Mental Health Court (MHC), and the Newfoundland and Labrador Drug Treatment Court (DTC). This presentation will provide a brief overview of these three therapeutic court options.

Date: March 25, 2021

How to Achieve Great Career Success in the Legal Profession

CPD credit: 2.5 hours

Cost: \$115.00

Defining success in the legal profession is a tricky matter. Within law firms, traditional success has always consisted of 1) prevailing in court, 2) advancing to equity partnership, and 3) making a lot of money. Many people still think that these are the key attributes to building a successful career.

The journey to achieve career success should start with creating your own vision of success based on your unique beliefs, values and aspirations. Subjective measures of success such as work/life harmony, feeling valued, a sense of meaning and purpose, service, fulfillment, legacy and building strong relationships with colleagues and/or clients need to be considered when working towards a highly successful career.

March 22, 2021

An Overview of the Stephenville Family Violence Intervention Court

CPD credit: 1 hour

Cost: free

The Family Violence Intervention Court (FVIC) is a specialized criminal court using an intervention-based approach to address the complex issues of intimate partner violence. The court operates both in St. John's and Stephenville and uses a treatment-based approach intended to address the complex issue of family violence. The focus is on victim safety as well as emphasizing offender accountability and treatment.

March 12, 2021

Framing Contemporary Issues and the Impact of Microaggressions

CPD credit: 1.5 hours

Cost: \$57.50

Participants can expect to learn about how microaggressions show up in the workplace, the effects they have on individuals, and what employers can do about them.

In this seminar, we will explore and engage in discussion and information-sharing on the historical context of race and racism in Canada and its present-day impacts on equity seeking communities with a focus on the BIPOC community; discuss and learn about the fluidity of anti-Black racism within systemic and institutional structures; and explore the interconnectedness of social identities, privilege and whiteness.

March 3, 2021

IT Management and Your Cyber Insurance Coverage

CPD credit: 1 hour

Cost: free

This seminar will review IT scenarios that can result in significant problems for your legal practice and provide tips for what you and your staff can do to prevent them from occurring. You will also be provided with a 'virtual tour' of the cyber insurance provided by the Law Society, including some of the claim situations it covers. We'll walk through a 'typical' cyber claim event, talk about the various steps involved, and show you how your coverage will respond.

February 24, 2021

2020 CPD Seminar Recordings

Tax Effective Will Planning and Mistakes to Avoid

CPD credit: 2.5 hours

Cost: free

This session will discuss effective will planning from an income tax perspective and some of the more common traps that can be avoided. When drafting wills, tax minimization is often not front of mind, however, proper planning can help avoid potential conflict with beneficiaries if the CRA's share of the overall estate is not minimized.

Date: December 8, 2020

Plan Well Guide: A Novel Tool to Support Decision-Making in Serious Illness that Requires Collaboration Between Lawyers and Doctors

CPD credit: 1 hour

Cost: free

Are you interested in how to engage your clients in a way that will optimally prepare them for future periods of incapacitation, from the medical decision-making point of view? Dr. Heyland has studied medical decision-making for more than two decades and has developed a free, online tool that can help your clients prepare themselves (and their substitute decision-maker) for future serious illness decision-making. He will explain the current problems with communication and decision-making related to serious illness, introduce you to Plan Well Guide, and discuss a possible collaboration with lawyers.

Date: November 25, 2020

Lawyer Wellness and Mental Health

CPD credit: 1 hour

Cost: free

Lawyer wellness must be an essential consideration for all stakeholders in the legal community, including practising lawyers, employers, professional associations, and law societies. This presentation examines some of the issues and trends identified and provides suggestions for addressing issues related to mental health and wellness in your day-to-day practice.

Date: September 28, 2020

Personal Injury Income Loss Claims for the Self-Employed

CPD credit: 1.5 hours

Cost: free

This webinar will discuss the main components of an income loss claim for a self-employed person. Hear from an independent expert as he analyzes common plaintiff and defence arguments.

Date: September 17, 2020

The National Inquiry into Missing and Murdered Indigenous Women and Girls: A Brief History and Groundwork for Implementing the Calls for Justice

CPD credit: 2 hours

Cost: free

This seminar is the first in a series offered by the Law Society of NL that will examine the National Inquiry's work. This first seminar will provide a general history of the Inquiry and how that work was trauma informed and incorporated culture and ceremony into its hearings. The seminar will also focus on a number of the Calls for Justice relevant to the practice of law; examples where institutions are implementing the Truth and Reconciliation Calls to Action and/or the MMIWG Calls for Justice; and how institutions such as law societies, judiciaries and professionals can implement the Calls for Justice in their work.

Date: September 14, 2020

Human Rights Commission: A Review of the Revised Hearing Procedures

CPD credit: 1.5 hours

Cost: free

This seminar will provide an overview of the recently revised guidelines that set out the processes for Pre-Hearing Conferences and Hearings at the Newfoundland and Labrador Human Rights Commission.

Date: July 23, 2020

Administrative Tribunal Advocacy: The Good, The Bad, and The Ugly

CPD credit: 1.5 hours

Cost: free

Advocacy before administrative tribunals is similar to courtroom advocacy, but there are a number of key differences. This seminar will provide participants with practical tips, thoughts and suggestions about how to best present your case before an administrative tribunal rather than in Court.

Date: June 24, 2020

The Court's Response to COVID-19

CPD credit: 1 hour

Cost: free

In this seminar, Chief Judge Goulding, Chief Justice Whalen, and Chief Justice Fry will discuss their respective Courts' reactions to the COVID-19 pandemic, including current operations, obstacles, and potential solutions and plans that they hope will be implemented in the future.

Date: June 15, 2020

The Role of Title Insurance in COVID-19

CPD credit: 1 hour

Cost: free

This seminar will provide tips to help you close your real estate transaction virtually amidst the COVID-19 pandemic and explain coverages under title insurance that can help protect you and your clients from potential financial loss and fraud.

Date: June 9, 2020

7 C's of Good Practice Management

CPD credit: 2 hours

Cost: free

Good practice management is part of the foundation on which a long and successful legal career is built. It can lead to better client relationships, fewer claims and complaints, more billings, and less sleepless nights.

In this webinar, the Director of Practice Management of the Law Society will discuss the seven C's of good practice management: competence, conflicts, calendaring, communication, contingency planning, consistency, and clear documentation.

Date: June 3, 2020

Family Law Update 2020

CPD credit: 2.5 hours

Cost: free

The presentation will discuss the Act to amend the *Divorce Act*, the *Family Orders and Agreements Enforcement Assistance Act* and the *Garnishment, Attachment and Pension Diversion Act* and to make consequential amendments to another Act, 2019, c. 16.

Date: April 27, 2020

Business Continuity for Law Offices in the Face of Coronavirus

CPD credit: 2 hours

Cost: free

As the COVID-19 pandemic has illustrated, the ability to operate a law practice without everyone being together in an office can be critically important. Going forward, practice mobility and efficient remote access are likely to be keys for an effective disaster avoidance strategy. In this seminar, we'll provide many recommendations for improving your ability to practice law, communicate, and take care of clients from anywhere.

Date: April 2, 2020

2019 CPD Seminar Recordings

Amendments to Parts XV, XVI, and V of the Law Society Rules

CPD credits: 3 hours

Cost: free

This seminar will address the purpose and practice implications of amendments that have been approved to Parts XV (Cash Transactions and Record Keeping Requirements), XVI (Client Identification and Verification Requirements) and V (Uniform Trust Account Rules). The amendments came into effect January 2, 2020.

Date: November 27, 2019

The Court of Appeal's Decision in A.A. (Re) and its Impact on the Law of Guardianship in Newfoundland and Labrador

CPD credit: 2.5 hours

Cost: \$115.00

This seminar will touch on the historical approach to obtaining an order for Guardianship of the Person in Newfoundland and Labrador and then highlight and discuss the principles that must now be followed to ensure that Guardianship of the Person orders are granted only in appropriate circumstances.

Date: May 14, 2019

The Newfoundland and Labrador Labour Relations Board: Practice and Procedure

CPD credit: 2.5 hours

Cost: \$115.00

The seminar will outline the legislation that governs the Labour Relations Board and the composition and structure of the Board, and be made aware of how the Board receives, processes, investigates and resolves applications, complaints, appeals and other matters that may be brought before the Board.

Date: March 1, 2019

Tax Planning for Lawyers

CPD credit: 2.5 hours

Cost: \$115.00

Topics will include tax planning for lawyers who have incorporated and those who file personally. Available tax credits, filings, making instalments, etc. will be discussed in detail, as well as recent government changes that affect private corporations and specifically, professional legal corporations.

Date: February 19, 2019

2018 CPD Seminar Recordings

An Overview of Drug Treatment Court

CPD credit: 2 hours

Cost: \$115.00

The Newfoundland and Labrador Drug Treatment Court (DTC), piloted in St. John's, is a federally funded program of the Provincial Court of NL in partnership with the Provincial Department of Justice and Public Safety, the Department of Health and Community Services, the NL Legal Aid Commission, Public Prosecution Service of Canada, and Provincial Public Prosecutions. A post plea /pre-sentence model, the DTC operates on a holistic team approach to addressing drug-motivated, non-violent crimes. The DTC Team consists of the Judge, Crown(s), Defense, Addictions Specialist, and Coordinator/Case Manager.

In this overview of the Drug Treatment Court, John Duggan and Val Corcoran will address Drug Treatment Court Development – the Rationale for a DTC; Drug Treatment Court Fundamentals – how and why DTC's are different; and St. John's Drug Treatment Court – the St. John's Model.

Date: December 12, 2018

An Overview of Cannabis Legislation in Newfoundland and Labrador

CPD credit: 2.5 hours

Cost: \$115.00

This seminar will provide an overview of provincial legislation and address how provincial and federal regulatory spheres interact in this emerging industry.

While federal legislation will contain a licencing scheme for cannabis producers and set out a variety of prohibitions related to certain activities, much of the framework related to recreational cannabis sale, purchase and consumption will be found in provincial legislation. The *Cannabis Control Act*, along with amendments to the *Highway Traffic Act* and the *Smoke-Free Environment Act*, 2005 will regulate various activities in Newfoundland and Labrador, including licensing for cannabis producers and retailers; enforcement of the regulatory scheme; requirements related to cannabis retail sale, purchase, and promotion; offences and penalties; and authority to make further regulations.

Date: September 26, 2018

Mental Health and Lawyers: Signs, Policies, Problems, Self-Care and How Your Assistance Program Can Help

CPD credit: 2 hours

Cost: free

Legal and other professionals are at an increased risk of mental health and addiction concerns. They often face unique stresses, including the pressure to perform at a high level, client and firm demands, career fit, relationships, and financial or family pressures. This session will explore the various risks inherent to the legal profession, identify strategies to address those risks and outline tools and resources available.

Date: September 18, 2018

"I Don't Want to Go!" - Cases Where Children Resist Post-Separation Contact with a Parent

CPD credit: 6.5 hours

Cost: \$287.50

Alienation and other parent-child contact problems pose significant challenges for lawyers, judges and of course parents. This training session provides a differentiated model for understanding the continuum of parent-child contact problems, and the impact of alienation on children, adolescents and young adults. The role of the voice of the child and cases with child protection involvement will be discussed. A continuum of legal and mental health interventions based on the nature and severity of the contact problem will be provided, with a focus on early identification, preventative legal measures, and suggestions for parenting plan orders at different stages of the litigation.

Date: June 21, 2018

Children as Witnesses in the Criminal Courts

CPD credit: 6.5 hours

Cost: \$287.50

Until relatively recently, the Canadian criminal justice system had a deep distrust of the evidence of children, and made it very difficult for them to come to court to testify as witnesses. There have been significant changes in the law and in the supports that are provided to child witnesses, and children are now much more frequently called to testify in the criminal courts.

The first session will review psychological literature and Canadian case law on the assessment of competence and credibility of child witnesses. It is intended to help lawyers and other professionals better understand the significance of how children are questioned, children's communication and language abilities, memory and suggestibility, and children lying.

The second session will review legislation, case law and practice in Newfoundland and Labrador governing accommodation of child witnesses, including consideration of screens, closed circuit television, videotapes, support persons and appointment of counsel for the purposes of cross-examination of unrepresented accused persons.

Date: June 20, 2018

Title Insurance: Reduce Your Risk

CPD credit: 1 hour

Cost: \$57.50

The practice of real estate has become very demanding over the past few years with clients, real estate agents and lenders pulling you on in all directions with unrealistic high expectations. These unrealistic expectations may also increase this risk of claims against your E&O insurance and put pressure on you, your staff and the relationships with your clients and referral sources. Through our discussion you will learn how title insurance can assist you in reducing your risk when closing a real estate transaction.

Date: June 19, 2018

Practice Management - Tips and Traps

CPD credit: 2.5 hours

Cost: \$115.00

This seminar will provide an overview of practice management issues as well as useful tips to help lawyers prevent complaints and malpractice suits. Attendees will learn how to identify and avoid some of the most common problems and serious mistakes that can affect all busy lawyers (whether in a firm, organization, or as a sole practitioner), and develop best practices and strategies to help manage your practice in a safe and effective manner.

Date: June 7, 2018

HST Trips and Traps for the Real Estate Lawyer

CPD credit: 2 hours

Cost: \$115.00

While most supplies of real estate are generally subject to HST, this is not always the case. In this session, we will review the basic framework as well as the special rules applicable to residential real estate (including bed and breakfasts, and vacation rental properties), self-assessing HST, supplies of real property by the charities / NPOs, and the recovery of HST by credit or rebate. Last but not least we will also examine who must report HST on sales of real property.

Date: May 17, 2018

Appellate Success: Best Practices for Maximum Impact

CPD credit: 3.5 hours

Cost: \$115.00

The seminar will address issues of both written and oral appellate advocacy including suggestions regarding effective factum writing. There will be discussion of both civil and criminal practice and procedure, including the preparation, use and filing of transcripts, as well as the use of electronic technology.

Date: May 4, 2018