

BRANCH ANNUAL REPORTS



**Regina, Saskatchewan
June 23, 2011**

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NOTE: * No Report Submitted

**Canadian Bar Association, Saskatchewan
Council / Annual Meeting**

4:00 pm, Thursday, June 23, 2011
Oak Room, Hotel Saskatchewan, Regina

AGENDA

1. Call Meeting to Order – Perry Erhardt, QC
2. Approval of Agenda
3. Approval of Minutes from June 17, 2010
4. Greetings from the Law Society of Saskatchewan – Paul Korpan, QC
5. National CBA President – Rod Snow
6. President's Report – Perry Erhardt, QC
7. Vice President's Report – David Thera
8. Past President's Report – Terry Kimpinski, QC
9. Nominating Committee Report – Terry Kimpinski, QC
10. Treasurer's Report – Heather MacMillan-Brown
11. Communications Report – Kaylea Dunn
12. Legislation and Law Reform Report – Bev Klatt
13. Membership Report – Gail Wartman
14. Professional Image Report – Kylie Head
15. Other Business

Immediately following the business meeting the Saskatchewan Courts
will report on matters of interest to the legal profession
Court of Appeal – Mr. Justice R. G. Richards
Court of Queen's Bench – Mr. Justice D. E. W. McIntyre
Provincial Court – Associate Chief Judge C. C. Toth

The CBA 2011 Community Service
will be presented at the Law Society of Saskatchewan
Annual Meeting Dinner* (Business Attire)
Regency Ballroom, Hotel Saskatchewan
Cocktails 6:30 pm; Dinner 7:00 pm

***RSVP for the Law Society Annual Meeting Dinner by June 16th with Liz (306-569-8242 or llynchuk@lawsociety.sk.ca) only if you plan to attend – the cost is \$35 payable at the door**

Canadian Bar Association, Saskatchewan Annual Meeting Minutes

Date: Thursday, June 17, 2010
Time: 4:40 PM
Location: Saskatoon Club

1. Call to Order

The Annual Meeting was called to order by President Terry Kimpinski, QC.

2. Minutes

Motion by Loreley Berra, seconded by Bev Klatt, that the minutes of the Annual Meeting on June 11, 2009 in Regina be approved as circulated. Carried.

3. Greetings from the Law Society of Saskatchewan

President Eileen Libby, QC brought greetings on behalf of the Law Society. Eileen reported that the CBA and Law Society Executives had met earlier over lunch to discuss issues of mutual concern. She noted that while each organization has a distinct mandate, we have a great relationship and work together in a number of areas. The Law Society is pleased to serve on the CBA Awards Committee and also to see the CBA embracing the opportunity to provide continuing professional development to the members as the province moves to mandatory professional development

4. Nominating Committee Report

Murray Sawatzky, QC, Chair of the Nominating Committee, directed members to the Nominating Committee report in the Annual Report. He noted that there were a number of vacancies for Elected Members of National Council and that asked any interested parties to contact the Branch Office.

Motion by Loreley Berra, seconded by Bryan Salte, that the Nominating Committee Report be approved as circulated. Carried.

Terry thanked Murray for his service and commitment to the CBA over the last number of years and presented him with a token of appreciation on behalf of the members.

5. Amendments to Branch Bylaws

Robert Thornton, QC noted that in accordance with Bylaw 24(2) of the Canadian Bar Association, Saskatchewan Branch Bylaws, the following resolution to amend the Branch Bylaws was circulated with the Notice of the Annual Meeting.

Motion by Bob, seconded by Gail Wartman, that

WHEREAS the Branch Executive Committee and the Chair of the Branch Resolutions, Constitution and Bylaws Committee have reviewed the Branch Bylaws;

AND WHEREAS it is desirable that certain amendments be made to the Branch Bylaws;

BE IT RESOLVED THAT the Branch Bylaws be amended as set out in the black lined draft of the Bylaws annexed hereto, amended as follows: Section 8.(11) add an "s"

to the word representatives; Section 16.(6)(c) add the word “in” after determined; and Section 26 should have been black lined as it was new content added. Carried.

6. Saskatchewan Courts Report

The Chief Justice of Saskatchewan (Chief Justice Klebuc), the Chief Justice of the Court of Queen’s Bench (Chief Justice Laing) and Chief Judge of the Provincial Court of Saskatchewan (Chief Judge Snell) reported on the activities of their respective courts.

Terry thanked the Chief Judges for their reports and support for the CBA.

The meeting adjourned.

PRESIDENT'S REPORT

Perry Erhardt, Q.C.

The Saskatchewan Branch has held a number of events at the University of Saskatchewan, College of Law since September 1, 2010. These include the following:

September 30 – CBA Wine and Cheese reception for law students. We signed up 72 new student members at this event.

October 14 - Meet your Mentor Event - Mentorship Program – 96 law students signed up to be matched with lawyers who volunteered to be mentors for this year. (Unfortunately, I was unable to attend this event, but am serving as a mentor to a student.)

November 8 – Law Firm Showcase – more than 25 law firms participated in a trade show format where students had an opportunity to meet and speak with lawyers and learn more about practicing law in different size firms and in various parts of the province.

January 2011 – Mock Interviews – students signed up for mock interviews conducted by volunteer lawyers from among the CBA membership. This assisted students preparing to interview for articling positions.

Our Branch has a strong and cooperative working relationship with the University of Saskatchewan, College of Law. In addition to events throughout the year, we also sponsored scholarship opportunities.

We held our first Executive and Council meetings of the 2010-11 season on September 23, 2010 and welcomed presentations from Stephen Hanson of our national office and Judge David Arnot, Chief Commissioner of the Saskatchewan Human Rights Commission.

On November 3, I hosted the annual Saskatchewan CBA President's Dinner for Past President's and presented the President's pin to Terry Kimpinski, Q.C. for his service as President last year.

In January, I attended both the Manitoba Bar Association's Council meeting (provided a brief report Council and brought greetings on behalf of the Saskatchewan Branch) and supper in Winnipeg, as well as the Alberta CBA's President's Dinner (attendance) in Edmonton.

Also in January, my participation was required to consider important matters and the CCCA. Changes were made to the Executive and Board of CCCA, all of which are now running smoothly. The CCCA Spring Conference was well attended, and well-received.

On February 3, 2011, I chaired the third Saskatchewan Council meeting of my term, which received reports on recent activities of executive members and ongoing branch activities from sections chairs. Barry Rossman, Q.C., Board member from CBIA, also presented to us on the recent change of service provider for insurance products.

Our Branch's Mid-Winter Meeting was held in Saskatoon on February 3 and 4, 2011, and I was pleased to host Analea Wayne, President of the Alberta CBA Branch, as our guest at both the Mid-Winter and Council Meetings. We were very pleased with the attendance (about 225 registrants) and all the presentations. Some highlights included the following:

- Phil Fontaine (former Chief of the Assembly of First Nations) – on Civic Responsibility and Ethics (although he spoke primarily about the residential school experience and settlement process);
- Professor Ed Berry – on persuasive legal writing;
- Rob Vanderhooft, CEO, Greystone Managed Investments – on economic trends and changes in regulation of the financial services sector; and
- Distinguished Service Award and Luncheon – recipient: Beth Bilson, Q.C.

Our Executive met on April 8, 2011, for a day set aside to develop a plan and budget for 2011-2012. While much of our budget stays the current course, we continue to allocate funds for special projects with the University of Saskatchewan, College of Law. Notably, we also set aside a significant allocation for an image campaign in Saskatchewan to promote the legal profession.

On April 14, 2011, I chaired our fourth Saskatchewan Council meeting of this year, which received reports on recent activities of executive members and ongoing branch activities from sections chairs. Council approved our proposed budget for the upcoming year, including the significant allocation for our proposed public image campaign (which campaign is yet to be developed). Our Executive and Council believe it is an important time to again especially promote the positive image of the profession.

In April, Our Law Day activities were well-received, particularly the McKercher Cup competition, a high school moot competition. Eight teams from across the province participated and performed very diligently and professionally. Our Law Day luncheon speaker, Lieutenant General Andrew Leslie, was postponed from April to May 17 (Saskatoon) and 18 (Regina), as a result of the federal election call. As a federal public servant, he was not permitted to publicly speak during the campaign. We thoroughly appreciated Lt-Gen Leslie's words on *The Canadian Forces in Afghanistan and Beyond*. His entire talk was informative, thought-provoking and entertaining. He highlighted the importance of an independent judiciary and the rule of law, which was especially compelling given his experiences in many countries where such institutions remain only a dream.

Members of our executive and I have attended a number of events representing and bringing greetings on behalf of the CBA and our branch, including introductions of new barristers to the court, swearing-in of new judges, and a reception for Chief Justice Beverley McLachlin on her visit to the College of Law and Women Lawyers' Forum in Saskatoon (Fall 2010).

I have also participated in numerous committee meetings either in person or by conference call, and submitted submissions, as your President, in each issue of *Barnotes* this year.

The work will continue through to the end of my term on August 31, 2011.

Thanks to all who have made this a tremendous year thus far, including all of our members, exceptional volunteers, my executive, national board members and national office staff, and especially our staff, Brenda Hesje and Lorraine Coulman.

VICE PRESIDENT'S REPORT

Dave Thera

I have been honoured to serve as Branch Vice President since September 1, 2010.

One of the early highlights of the year was a media training session put on by Stephen Hanson, Senior Director of Communications from the CBA National Office on September 22, 2011. That was followed soon after by our annual wine and cheese reception at the University of Saskatchewan Law School on September 30, 2011.

I served as the Branch's representative on the organizing committee for the Gown to Gown Lawyers' Charity Gala benefitting CLASSIC and Pro Bono Law Saskatchewan. The Committee met over the fall and winter, and the Gala, which took place in Regina on January 28, 2011, was a tremendous success.

I performed a few official functions at the Branch Mid-Winter meeting in Saskatoon, including grace at the Distinguished Service Award Luncheon.

I represented the Branch at the Gertler Family Lectureship in Law Honouring the Robert McKercher Family on February 9, 2011 at the University of Saskatchewan. The guest speaker was Mr. Justice Thomas Cromwell of the Supreme Court of Canada.

Later in February I attended the National Mid-Winter Meeting in Charlevoix Quebec, along with other members of the executive.

Our annual Branch planning meeting was held at Craik on April 8, 2011. Thanks to Perry Erhardt for chairing the bulk of the meeting when I was delayed due to a family emergency. Later in April I chaired Section Planning Meetings in Saskatoon and Regina for incoming branch section chairs.

On June 3, 2011 I attended an orientation session at the CBA National Office in Ottawa. This was a great opportunity to meet with the senior management and staff at the National Office and learn about the valuable contributions they make to the organization and our profession. It was also a chance to meet the incoming Branch Presidents from across the country and compare notes. I then attended the Board of Directors meeting on June 4 and 5 as an observer.

Our 2012 Mid-Winter Planning Committee has begun its work. I serve as the executive liaison on that Committee.

It was a productive, educational and enjoyable year and I look forward to continuing to serve on the Branch executive next year.

TREASURER'S REPORT

Heather MacMillan-Brown

I am pleased to report that the CBA Saskatchewan Branch continues to be in sound financial shape. Our annual review engagement of our accounting activities was carried out for the fiscal period ending August 31, 2010. While we had once again budgeted for a deficit, our year-end excess of revenue over expenses was \$86,558. In large part, the surplus arose as a result of the success of the Mid-Winter Meeting.

Our net assets in excess of liabilities as at August 31, 2010 were \$515,904, up from \$429,426 as at August 31, 2009.

The approved budget for the fiscal year beginning September 1, 2010 and ending August 31, 2011 also contains a projected deficit with both revenues and expenses at \$440,500, balanced by \$61,500 to be drawn from reserves if necessary. Special projects undertaken this year were: funding for the Pro Bono Law Saskatchewan's CBA Disbursement Fund; and the establishment of an Aboriginal Law Student Scholarship at the College of Law, University of Saskatchewan. Although a budget for the current fiscal year projected a deficit of \$61,500 it is anticipated that a smaller deficit will be realized resulting in a lesser amount being drawn from reserves.

Our Branch reserves continue to exceed the guidelines recommended by our National CBA Office, and our Bylaw requirements (being 4 months). Together with our bank balance, our available net assets currently exceed 12 months of our estimated operating expenses. Given our strong reserves, the 2011 / 2012 Budget, approved at Council in April, includes \$75,000 for special projects as follows:

1. \$5,000 to maintain our sponsorship of the Pro Bono Law Saskatchewan CBA Disbursement Fund;
2. \$7,000 to sponsor the Kawaskimhom Aboriginal Moot;
3. \$5,000 to sponsor the Women in the Legal Profession in Saskatchewan study;
4. \$8,000 to provide a Women Lawyers Conference;
5. \$50,000 for the purposes of an advertising campaign promoting the professional image of lawyers in Saskatchewan.

PAST PRESIDENT'S REPORT

Terry Kimpinski, Q.C.

September

- September 24 – Awards Ceremony – College of Law
- September 30 – Wine & Cheese – College of Law

October

- October 14 – Mentorship Reception – Saskatoon Club – Agreed to take 2 students
- October 19 – Executive Committee Meeting
- October 21 – 2011 MWM Committee Meeting
- October 27 – 2013 CLC Planning Committee Meeting
- October 28 – Articling Students' Dinner – Saskatoon

November

- November 3 – Presidents' Dinner – Regina
- November 5 – Internal CBA QC Nomination Committee Meeting
- November 8 – Law Firm Showcase – College of Law
- November 9 – QC Nomination Meeting with Minister of Justice, Chief Justice of Court of Appeal and Law Society Past President – Regina

December

- December 14 – Distinguished Service Award Committee Meeting

January

- January 13 – Executive Committee Meeting
- January 30 – QC Ceremony – Government House – Regina

February

- February 2 – Executive Committee Meeting
- February 2 – MWM Organizing Committee Packing Meeting and Reception with Exhibitors
- February 3 – Mid-Winter Meeting – Saskatoon
- February 3 – Wine-Tasting Evening – Sheraton Cavalier Hotel
- February 4 – Mid-Winter Meeting - Saskatoon
- February 7 and 10 – Met with both students assigned to me under the Mentorship Program

March

- March 23 – Annual Meetings with the Law Students' Association and the Aboriginal Law Students' Association at the University of Saskatchewan College of Law
- March 24 – Chaired Nominating Committee Meeting and followed up with various phone calls and emails over several weeks to fill out the slate of nominees
- March 28 – Presented at the Articling Students' Section Lunch on Solicitor's Practice

April

- April 8 – Annual Executive Planning Meeting – Craik
- April 14 – Executive/Council Meetings and Council Dinner – Regina

May

- May 5 – 2013 CLC Planning Committee Meeting
- May 9 – 11 – Discussions re: Class Action Section with Merchant Law and Brenda Hesje
- May 12 – Executive Committee Meeting
- May 17 – Attended the Law Day Luncheon – Guest Speaker – Lt. Gen. Leslie – Sheraton – Saskatoon and drove Gen. Leslie to the Airport

June

- June 23 – Executive/Council/Annual Meetings – Regina
- June 23 – Law Society Annual Dinner – Regina

AWARDS COMMITTEE

John-Paul Ellson, Chair

The Awards Committee oversees the administration and awarding of both the Distinguished Service Award and the Community Service Award and some nominations for CBA National Awards.

The 2010-2011 Awards Committee members were: J.P. Ellson (Chair); CBA Branch Past President, Terry Kimpinski QC; CBA Branch President, Perry Erhardt QC; and Law Society of Saskatchewan President, Eileen Libby, QC and Paul Korpan, QC.

Distinguished Service Award

The Distinguished Service Award was created to recognize significant and exceptional contributions and/or achievements by members of CBA Saskatchewan:

- to the legal profession in Saskatchewan; or
- to jurisprudence in Saskatchewan or Canada; or
- to the law or the development of law in Saskatchewan; or
- involving a significant law-related achievement for the benefit of residents of Saskatchewan.

The Award is given annually at the Branch Mid-Winter Meeting. This year the Committee selected Beth Bilson QC as the deserving recipient.

Community Service Award

The Community Service Award was established to recognize the valuable contribution of our members serving the various communities within our province. The Community Service Award is for CBA members who have demonstrated outstanding dedication, public service and commitment to their respective community.

This Award is presented annually at the Branch Annual Meeting. This year the Awards Committee selected Melvin Gerspacher of Saskatoon.

Criteria Amendments

As part of this year's deliberations, the committee identified three aspects of the two awards' criteria that should be amended. Specifically the committee is recommending that, except in cases of extraordinary circumstance, the criteria for both awards should be amended to allow the following:

- A "cooling off" period whereby former members of the executive of the CBA Saskatchewan Branch will not be eligible for either of the two awards until three years after the date that the specific individual left the executive; and
- The recipient(s) should be able to attend the respective awards ceremony; and
- All nominees should be required to acknowledge their agreement to allow their name to stand for the respective award(s).

The Awards Committee believes that these amendments will clarify eligibility and ensure that recipients are provided with the proper protocol and respect that they have each earned.

COMMUNICATIONS COMMITTEE

Kaylea Dunn, Chair

I assumed the position of Editor of *BarNotes* commencing with the 2010 Fall Issue. Since that time, we have produced three issues Fall, Winter and Spring, and we are close to completion of the Summer Issue.

Other members of the Editorial Board include: Brenda Hesje, Robert Kasian, John Knox, Heather Sherdahl, Ashley Smith and Anita Wandzura. We have identified some individuals who might like to come onto the Board, and I will be approaching them in the near future. The hope is to have a nice mixture of litigators and solicitors on the Board, and representation that goes beyond lawyers practicing with large firms, so that we continue to successfully brainstorm about content that will appeal to all facets of the legal community.

Visually, *BarNotes* has seen some changes over the past six months, with the introduction of colour to the publication, and with a new format that includes a cover page with a different collage of photographs for each issue. We have invited submissions from Saskatchewan CBA members of any photographs they have taken of Saskatchewan scenes, and while we have received submissions, we hope that the upcoming summer issue (which will feature only scenic photographs), will inspire the amateur photographers out there to pick up their cameras over the summer.

The Board is currently planning content and seeking contributions for our Fall issue, which has a submission deadline of approximately August 1st.

I will be on a short maternity leave commencing in approximately mid-September but during my leave, I will endeavour to keep a mindful eye on the progress towards completion of the Winter issue (and the Spring issue after that). While I will keep one toe in the *BarNotes* waters, I will undoubtedly be relying upon the rest of the Editorial Board even more than usual to “crack the whip” with contributors, and I thank them in advance for their efforts to maintain the quality of the publication, while I am immersed in diapers and contending with midnight (and 2 a.m. and 4 a.m. and 6 am...) feeding sessions!

EQUITY COMMITTEE
Beth Bilson, Q.C., Chair

The Equity Committee has spent the last year regrouping in light of the administrative and personnel changes which have been taking place at the Law Society of Saskatchewan; several joint projects in which we were involved were delayed or cancelled in order to accommodate those changes.

The Committee is currently seeking funding for a new joint project, which would be a study of the status of women in the legal profession in Saskatchewan. A study on this theme was carried out in the late 1980s, jointly sponsored by the College of Law, the CBA branch and the Law Society. Since twenty years have now passed since the report on this research, it seems timely to examine the conditions for women in the profession now. This issue has significant implications for recruitment and retention as demographic changes occur. If we are successful in obtaining funding, the research would be carried out by the researcher who conducted the original study.

LAW DAY COMMITTEE

Curtis Onishenko, Chair

Law Day Committee: Curtis Onishenko (Chair), Misty Alexandre, Kate Joa, Kylie Head, Charmaine Panko, Adam Touet, Anita Wandzura, Penny Yeager.

There were a number of events in conjunction with Law Day this year. These events, along with general information about Law Day and the legal profession, were highlighted in a 2-page feature that ran on Thursday, April 14th (Law Day) in both the Regina LeaderPost and the Saskatoon StarPhoenix.

Mock Trial

The 12th Annual McKercher Cup, a provincial mock trial competition for Saskatchewan high school students, took place on Saturday, April 9th, at the Saskatoon Queen's Bench Court House. The Branch is indebted to the Court House staff for their continued support, as they volunteer time each year for this important CBA initiative.

This year eight teams participated in the competition. There were teams from St. Mary High School in Prince Albert, Campbell Collegiate (2) and Winston Knoll Collegiate (2) in Regina, Holy Cross High School from Saskatoon and Yorkton Regional High School (2). Judges for the competitions included Mr. Justice Dan Konkin, Mr. Justice R. Shawn Smith, Judge Q. Douglas Agnew, Judge Earl Kalineth, Judge Brent Klause and Judge Daryl Labach. Volunteers serving as Court Clerks for the day were: Tim Froese, Kate Joa, Misty Alexandria and Adam Touet. Arrangements were made to have interested organizations set up information tables for the day at the Court House; PLEA and CLASSIC participated. The competition was followed by an awards presentation banquet at the Top of the Inn, Sheraton Cavalier, where we were privileged to have The Honourable Mr. Justice R. Shawn Smith from the Court of Queen's Bench, as the guest speaker. His remarks centred on Charter issues and were well received.

All participants received a participation medal again this year. In addition to the McKercher Cup, a number of individual awards were handed out: Colton Delongchamp Winston from Winston Knoll Gold Team - Best Witness; Brandyn Rodgerson from Yorkton Team 1 - Best Prosecutor (sponsored by Saskatchewan Justice); Brennan Stettner from Winston Knoll Gold Team - Best Defence Lawyer; and Mitch Holash from St. Mary High School - Best Overall Performance. Don McKercher, QC, on behalf of McKercher LLP, presented the McKercher Cup Provincial Championship Award to the winning team, Winston Knoll Gold Team from Regina.

The Committee, as well as the Branch, was pleased with the participation in the McKercher Cup once again this year. The success is attributed in part to early contact with the schools and distribution of the materials. Enthusiasm from past participants is also a factor, resulting in multiple teams from schools that have participated in the past. We also work closely with SEDA (Saskatchewan Elocution and Debate Association) in setting a convenient date for the competition. We continue to look for involvement in the rural communities. We hope to build next year on the contacts made this year.

Poster Contest

This was a banner year for the Law Day Poster Contest. The contest is for grade five students. This year, the students were encouraged to create a poster focusing on the trial of Dijon Laroque and the right to be presumed innocent until proven guilty (the case argued in the mock

trial competition). They were invited to express themselves using any type of medium (poster paper, Bristol board, crayon, paints, collage, etc.). The Law Day Poster Contest is a great opportunity for the students to learn, and demonstrate an understanding of the rights of Canadians. This year we were pleased to have entries from four schools: Cardinal Leger School in Saskatoon; St. Augustine School in Humboldt; St. Peter School in Saskatoon; and Weldon School in Bienfait. The invitation to participate in the Poster Contest also included an offer of a lawyer coming out to visit in the classroom, which most teachers accepted. Three winning posters were selected and the winners were invited to attend the McKercher Cup Awards banquet to receive their prizes. The winning entries came from St. Peters School (1st and 2nd) and Weldon School (3rd). The Poster Contest was sponsored by Woloshyn & Company.

Fun Run/Walk

This year the CBA hosted its fourth annual Law Day Fun Run/Walk in Saskatoon - titled Run for the Law. The event, organized by Penny Yeager, was held Saturday, April 9th (in conjunction with the McKercher Cup). Registration, at the Saskatoon Queen's Bench Court House, began at 10:00 am. The run/walk took place on the riverbank trails. Approximately thirty people participated this year, raising close to \$700 for Pro Bono Law Saskatchewan and Community Legal Assistance Services for Saskatoon Inner City (CLASSIC). All runners/walkers received a CBA water bottle and were invited to have lunch, sponsored by MacPherson Leslie & Tyerman LLP.

Luncheons

The annual Law Day Luncheons were held on Tuesday, May 17th in Saskatoon and Wednesday, May 18th in this year. They were held a little later than normal due to constraints on public servants doing public speaking events during a federal election. The guest speaker (for both events) was Lieutenant-General Andrew Leslie speaking on "The Canadian Forces in Afghanistan and Beyond". Both events were open to the public and well attended.

LEGISLATION AND LAW REFORM COMMITTEE
Beverly Klatt, Chair

A number of legislative initiatives have been proposed by the provincial government this past year. The following are the consultations that the CBA Saskatchewan Branch has participated in:

- Provincial Water Management Strategy Consultations (First Round)
- Community Planning Branch of the Ministry of Municipal Affairs (Statements of Provincial Interest)
- Re-draft of Affidavit of Execution of Wills

There were some amendments to provincial legislation which were introduced in the Legislature that the CBA was not asked to provide prior comments on. We continue to have a good relationship with the Ministry of Justice and Attorney General which is responsible for introducing legislation. We have excellent representation from all the sections on law reform issues and hope we can continue to assist in providing feedback to all proposed amendments.

MEMBERSHIP COMMITTEE

Gail Wartman, Chair

NATIONAL ISSUES

On April 27, 2011, national membership was 37,827 active members, including 36,600 paid and 943 unpaid/suspended members. This is a 0.84% year-over-year increase (309) in paid membership. Renewals are reported to be strong and stable.

Membership Fee Review: Work has been ongoing on the Membership Fee Review through the majority of the 2010/2011 membership year. A survey was released to over 16,000 members in April that asked members and non-members to consider different value segments in the CBA and pricing options. The Fee Review working group is expected to present its final report to Council for consideration in February 2012. The CBA Membership Committee and the CBA Board of Directors will see highlights of the preliminary results in August and full presentations will be made during the fall timeframe, in advance of the February 2010 Council meeting.

PROVINCIAL ISSUES

Membership in Saskatchewan as at April 27, 2011 is at 1077 paid members. This is an increase of 28 members since this time last year, or a 2.67% increase.

We have seen positive results in our membership numbers and in attendance at educational events following the implementation on January 1, 2010 of the Law Society of Saskatchewan's Continuing Professional Development Policy whereby a minimum of professional development is required for each member of the Law Society.

Membership committee activities over the past year included the following:

- Participation at the Wine and Cheese reception at the College of Law, on September 30, 2010.
- I attended three meetings of the National Canadian Bar Association Membership Committee: at the Annual Meeting of the Canadian Bar Association held in Niagara Falls, Ontario from Aug. 12-17, 2010; October 23, 2010, in Ottawa, and at the National Mid-Winter Meeting, February 17–19, 2010, held in Charlevoix, Quebec.
- I am vice-chair of the National Membership Committee, and will become chair this fall. That position will last for two years, and will necessitate my attending national Finance Committee meetings. Being vice-chair has automatically put me on the National Sections Committee of the CBA, which is responsible for oversight of the various sections of practice areas covered by the CBA. I attended a two-day meeting of that committee in Ottawa on November 6 & 7, as well as attending its meetings at the Annual Meeting of the CBA and at the Mid-Winter meeting.

MID-WINTER MEETING COMMITTEE

Sherry Fitzsimmons, Chair

The 2011 CBA Mid-Winter Meeting held in Saskatoon, February 3rd and 4th, was a big success. The Planning Committee did a fantastic job putting together an impressive slate of energetic presenters providing education on a wide range of interesting topics.

Once again, we experienced a very good turnout on registrations, ensuring that the Meeting was also a success financially. Registrants included lawyers from across the province. We had a good turnout of Exhibitors as well.

“Breakfast with the Minister” did not disappoint. The Honourable Donald R. Morgan, Q.C., Minister of Justice and Attorney General of Saskatchewan updated us on what has been happening of note legally within Saskatchewan during the past twelve months. Rob Vanderhoof, CEO of Greystone Managed Investments Inc. intrigued the crowd with his perspective on economic trends.

Phil Fontaine presented the St. Thomas More College John Stack Lecture on Ethics and Civic Responsibility. Professor E. Berry from the University of Victoria was an additional featured speaker presenting on persuasive legal writing for litigators.

The social function, “Uncorked at the Top of the Inn” was well attended and it seemed as though everyone enjoyed being educated about wine while enjoying the pairings that were offered.

Members of the Planning Committee were: John Agioritis, Murray Alberts, Perry Erhardt, QC, Brenda Hesje, Terry Kimpinski, QC, Heather MacMillan-Brown, Curtis Onishenko, Lian Schwann, QC (now Madam Justice Schwann) and Sheldon Stener. Thanks for all their hard work.

NOMINATING COMMITTEE REPORT

Terry Kimpinski, Q.C., Chair

Pursuant to Canadian Bar Association, Saskatchewan Branch Bylaw 13(2), the Nominating Committee has submitted the following slate of candidates to the Executive Director. Bylaw 13(2) states "The Nominating Committee shall submit to the Executive Director not less than forty-five (45) day before the day fixed for the Annual Meeting of the Branch, a report setting out the names of those nominated by the Committee for election to the positions outlined in Bylaw 13(1)(c) and (d), which shall be submitted to the Annual Meeting for approval, and if members at the Annual Meeting so desire, they may nominate other candidates, and if other candidates are nominated, an election shall be held according to the procedure established at the Annual Meeting." The Nominating Committee is pleased to present the names of the following persons for offices of the Branch for the next annual period, September 1, 2011 to August 31, 2012:

Branch Committees

Awards:	JP Ellson
Communications:	Kaylea Dunn
Equity:	Beth Bilson, QC
International Development:	Karen Prisciak, QC
Judicial Compensation & Benefits:	David Thera
Law Day:	Charmaine Panko
Legislation and Law Reform Review:	Bev Klatt
Membership:	Gail Wartman
Mid-Winter Meeting:	Neil Robertson, QC
Nominating:	Perry Erhardt, QC
Pro Bono:	Kara-Dawn Jordan
Professional Development:	Curtis Onishenko
Professional Image:	Jennifer Pereira
Queen's Counsel:	Perry Erhardt, QC
Resolutions, Constitution & Bylaws:	Robert Thornton, QC

Judiciary Representatives

Court of Appeal for Saskatchewan:	to be determined
Court of Queen's Bench for Saskatchewan:	Mr. Justice R. Mills
Provincial Court of Saskatchewan:	Judge A. Lavoie

For your information Appendix "A" outlines the Branch Executive Committee, Elected Members of Council as well as nominations and appointments to National Standing Committees, Branch Sections and representatives on external bodies required to be nominated or appointed at this time by either the Nominating Committee, the Executive Committee, or Council according to the powers vested in each of these bodies by the Branch By-Laws.

Respectfully submitted,

The Nominating Committee

Terry Kimpinski, QC (Chair)
Kendra Chorney

Perry Erhardt, QC
Murray Sawatzky, QC

Christine Glazer, QC

APPENDIX "A"

2011-2012 BRANCH EXECUTIVE COMMITTEE

President:	David Thera
Vice-President:	Heather MacMillan-Brown
Treasurer:	Kylie Head
Immediate Past President:	Perry Erhardt, QC
Communications Chair:	Kaylea Dunn
Legislation and Law Reform Chair:	Bev Klatt
Membership Chair:	Gail Wartman
Professional Development Chair:	Curtis Onishenko
Professional Image Chair:	Jennifer Pereira

ELECTED MEMBERS OF NATIONAL COUNCIL

Northeast Electoral District:

1. Vacant
2. Vacant

Northwest Electoral District:

1. Richard Gibbons
2. Vacant

Regina Electoral District:

- | | | |
|------------------|-----------------------|-----------|
| 1. Lora Bansley | 3. Alison Mitchell | 5. Vacant |
| 2. Loreley Berra | 4. Betty Ann Pottruff | 6. Vacant |

Saskatoon Electoral District:

- | | | |
|-----------------------|------------------------|--------------------|
| 1. Troy Baril | 3. Bonnie Missens | 5. Adrienne Perrot |
| 2. Sherry Fitzsimmons | 4. Tiffany Paulsen, QC | 6. Ian Wagner |

Southeast Electoral District:

1. Vacant
2. Vacant

Southwest Electoral District:

1. Lindsay Gates
2. Ronni Nordal

BRANCH REPRESENTATIVES ON NATIONAL STANDING COMMITTEES

The following candidates have been proposed to the National Nominating Committee. From the list of candidates submitted from each of the Branches, the Nominating Committee will put forward recommendations to National Council for approval at the National Annual Meeting of Council to be held in Halifax, August 14-16, 2011.

Awards:	JP Ellson
Board of Directors:	David Thera
Communications:	Kaylea Dunn
Equity:	Dorinda Stahl
Ethics and Professional Issues:	Randy Sandbeck
International Development:	Terry Kimpinski, QC
Judicial Compensation & Benefits:	Neil Turcotte
Law Day:	Charmaine Panko
Legal Aid Liaison:	Kevin Hill
Legislation & Law Reform:	Tom Irvine

Membership:	Gail Wartman
Professional Development:	Joel Hesje, QC
Pro Bono:	Kara-Dawn Jordan
Resolutions, Constitution & Bylaws:	Bryan Salte, QC
Supreme Court of Canada Liaison:	Inez Cardinal, QC

BRANCH SECTION CHAIRS

Aboriginal Law North:	Leah Bitternose
Aboriginal Law South:	Kyle Vermette
Administrative & Labour Law North:	Chris Veeman
Administrative & Labour Law South:	Juliana Saxberg
Alternate Dispute Resolution:	Connie den Hollander
Articling Students North:	Tim Froese / Troy Baril
Articling Students South:	Sandra Bobyk
Bankruptcy & Insolvency:	David Gerecke
Business Law North:	Jason Jacobson
Business Law South:	Mark Yeman
Civil Litigation North:	Michael Krawchuk
Civil Litigation South:	Christine Clifford
Corporate Counsel North:	Terri Uhrich
Corporate Counsel South:	Terry Jordan
Criminal Justice South:	Loreley Berra
Environmental and Resource Law:	Jonathan Kalmakoff / Jan Cowie
Family Law North:	Gwen Goebel
Family Law South:	Kathleen Peterson
French Speaking Common Law Members:	Neil Turcotte
Immigration Law North:	Haidah Amirzadeh
Immigration Law South:	Stephanie Yang
Intellectual Property & Technology Law:	Steven Seiferling
Privacy & Access to Information North:	Steven Seiferling
Privacy & Access to Information South:	Greg Fingas
Public Sector & Municipal Law North:	Steve McLachlin / Barry Rossmann, QC
Public Sector & Municipal Law South:	Jayne Krueger
Real Property & Wills South:	Kevin Jaques
Securities Law North:	Nikki Rudachyk
Securities Law South:	to be determined
Taxation South:	Yens Pedersen
Wills, Estates & Elder Law North:	Hannah Zip
Women Lawyers Forum North:	Michelle Ouellette, QC
Women Lawyers Forum South:	Jody Martin
Young Lawyers North:	Anita Wandzura
Young Lawyers South:	Jana Linner

BRANCH REPRESENTATIVES ON JOINT COMMITTEES / EXTERNAL BODIES

Advisory Committee on Judicial Appointments:	Eileen Libby, QC
Aboriginal Liaison:	Kathy Hodgson-Smith
Bar Judicial Councils:	
Court of Appeal:	Michelle Ouellette, QC Tiffany Paulsen, QC
Queen's Bench:	Michelle Ouellette, QC Jenn Pereira
Provincial Court:	George Green John Knox
Canadian Bar Insurance Association:	Ronald L. Miller, QC Barry Rossmann, QC
Pro Bono Law Saskatchewan:	Michelle Ouellette, QC
Public Legal Education Association:	Margot Hurlbert
Round Table on the Criminal Justice System:	Aaron Fox, QC
Rules of Court Committee:	Michelle Ouellette, QC
Saskatchewan Court of Appeal Criminal Rules Revision Committee:	Aaron Fox, QC

PRO BONO COMMITTEE

Kara Dawn Jordan, Chair

This past year the CBA SK Pro Bono Committee has been active in fulfilling its mandate of facilitating and promoting pro bono work in a variety of ways. A number of committed lawyers in Saskatchewan have contributed greatly to our activities and their contributions are greatly appreciated.

Over the last few years, pro bono in Saskatchewan has seen rapid growth and 2010-2011 has been no exception. Pro Bono Law Saskatchewan ("PBLs"), which exists to improve access to justice in Saskatchewan by engaging lawyers in the organized delivery of pro bono legal services, saw substantial growth over the past year. The number of Saskatchewan lawyers volunteering with PBLs programs steadily increased and with that so did its capacity to serve individuals in Saskatchewan of limited means. Due to increased funding from the Law Foundation of Saskatchewan, PBLs will be expanding further in 2011. With the addition of a staff lawyer and a move from a half time to full time assistant, both set to take place in mid-2011, PBLs will be able to concentrate on expanding its programming and improving its support for volunteer lawyers. One of the ways lawyers are supported is through access to the CBA Disbursement Fund for out of pocket expenses incurred on approved pro bono matters. A very appreciative thank you is extended to the CBA SK Branch for its continued financial support of this very important initiative.

The Committee has and continues to participate in activities to promote a pro bono culture and facilitate pro bono work within the profession both on a provincial and national level. A brief summary of these activities follows:

Bar Notes Articles

A Pro Bono Spotlight piece is regularly submitted for publication in *Bar Notes*. The idea behind this column is to promote pro bono work within the province and also to provide information and resources to lawyers engaged in providing pro bono services.

3rd National Pro Bono Conference

The Committee Chair was involved in the planning and in attendance for the 3rd National Pro Bono Conference held in Calgary, Alberta in September of 2010. The event featured the Honourable Madam Justice Marie Deschamps, Mr. Stephen Lewis, Chair of the Stephen Lewis Foundation which is dedicated to turning the tide of HIV/AIDS in Africa, Lawrence Scanlan, writer and journalist, as well as a host of legal professionals, academics, and community leaders from across Canada and around the world. The extremely successful conference provided a forum for the exchange of knowledge and ideas concerning pro bono legal service provision. Special thanks to all of the lawyers and community leaders who attended from Saskatchewan!

Lawyers' Charity Gala 2011

The Committee Chair was involved in planning the 2nd Annual Charity Gala which took place in January 2011. Not only was this event a successful fundraiser for PBLs, it drew attention to the importance of pro bono work in our legal community. Thanks is extended to the CBA SK Branch, the Law Society of Saskatchewan and the College of Law for their sponsorship of this event.

Finally, the Committee chair has continued to be involved with the National Pro Bono Committee which has been actively developing projects to promote and facilitate pro bono services nation wide. We can expect some exciting initiatives from this Committee in the coming year.

PROFESSIONAL IMAGE COMMITTEE

Kylie Head, Chair

In addition to participating in Executive and Council meetings and general CBA business, I pursued the following activities this year in my role as Chair of Professional Image.

1. In cooperation with the College of Law, organized the Seventh Annual CBA Law Firm Showcase.

I organized the Seventh Annual CBA Law Firm Showcase held at the University of Saskatchewan College of Law on Monday, November 8, 2010. Approximately 27 law firms and other legal employers participated. Saskatchewan was well represented with participants coming from Humboldt, North Battleford, Moose Jaw, Weyburn, Melfort and Swift Current.

This was the fifth time that the Roundtable Discussions or Small Group Discussions portion of the day was included in the event. There were five rooms of lawyers, grouped according to themes (Rural Saskatchewan, Public Practice, Corporate Counsel, Large Urban and Small Urban). The sessions were lengthened to 40 minutes this year. Students could visit any two of the rooms of their choice immediately prior to the Showcase (40 minutes each room). The following volunteers served as facilitators in each room:

- Room 211, Rural Practice – Bill Holliday (Holliday & Company, Weyburn) and William Selnes (Kapor, Selnes & Klimm, Melfort)
- Room 120, Public Practice – Courtenay Phillips (Saskatchewan Justice and Attorney General), Byron Wright (Public Prosecution Service of Canada) and Byron Werry (City of Regina)
- Room 254, In House Corporate Counsel – Liam Mooney (Cameco Corporation) and Clint Weiland (Potash Corporation of Saskatchewan)
- Room 74, Large Urban Practice – Scott Wickenden (McDougall Gauley) and Michelle Ouellette (McKercher)
- Room 135, Small/Medium Urban Practice – Adam Ailsby and Amy Anderson (Kanuka Thuringer)

The goal was to familiarize firms and law students with each other, with a particular focus on making students aware of future opportunities in rural Saskatchewan. The students asked that lawyers come prepared to discuss a variety of topics, including:

- \$ opportunities in Saskatchewan;
- \$ rural Saskatchewan practice;
- \$ the nature of the environment in a large vs. a small firm;
- \$ various practice areas;
- \$ what students should look for in distinguishing one firm from another;
- \$ the hiring criteria used by firms; and
- \$ suggestions for students in preparing for the recruitment process and articling.

The students could also follow up with these lawyers during the Showcase that immediately followed the small group discussions. All of the rooms had strong attendance and students reported that they liked the format.

The event was followed by a reception this year for the second time, hosted by the LSA and the College of Law. This new format (which replaced refreshments being available during the Showcase) worked well.

The biggest challenge for this event going forward is venue. The College has bolted down the library tables now and as a result some participants were moved into hallways this year. We cannot move off campus because the College does not cancel classes for our event so students are attending between classes and would not be able to travel to a hotel, participate and return to campus in time for class. I have reviewed floor plans with Terri Karpish at the College and we believe that we can fit the firms back into the library next year by moving the tables that are not bolted down.

2. Coordinated the Aboriginal Summer Student Hiring Program

We continued the Aboriginal Law Student Summer Job Program for its seventh year. The purposes of the program are:

- (i) to allow law firms and the legal profession to gain greater insight into Aboriginal culture and issues;
- (ii) to provide an opportunity for Aboriginal law students early in their legal career to obtain work experience in a law firm; and
- (iii) to foster opportunities for ongoing relationships to develop between the Aboriginal students and practicing lawyers.

Eight employers agreed to participate this year – CLASSIC, Legal Aid, McDougall Gauley, McKercher, Balfour Moss, Sask Justice, Law Society and MLT. Applications were due by January 14, 2011 (about one week earlier than last year). This year five firms found a student through the program (as opposed to four last year, two the previous year and seven the year before that). The students continue to rate this program highly and believe that the program is vital. They appreciate the experience gained through these summer positions. We heard stories from students who were thinking about completing their degree and never practicing law, but had their career path changed by a terrific, confidence-boosting summer job experience.

As mentioned in my report last year, the number of Aboriginal law students at the College seems to be decreasing. Three years ago there were 22 Aboriginal grads but in the past three years it has only been about 7 Aboriginal graduates per year. The students I met with indicated that other professional colleges like dentistry and medicine are recruiting Aboriginal students much more heavily now. Years ago, the Native Law Centre at the U of S College of Law was unique and a great draw to the profession, but its effect is now diluted by what is happening in other professions.

3. Arranged school presentations for students in the province.

On April 15, 2011, Crown Prosecutor Dana Brule and defence counsel Tim Brown visited Miller High School in Regina to speak to students about the issues lawyers deal with and processes they use in the criminal courts in this province. The presentations included a discussion of the roles of the prosecutor, defence counsel and the judge, while touching on some of the ethical issues that arise in the practice of criminal law. This is the seventh year that this program has been run in Regina.

Arrangements were still underway for the Regina public school system at the time of writing this report but it is unclear at this time whether anything will proceed this year. Similarly, activities traditionally planned in past years in Moose Jaw and Prince Albert (see annual reports from previous years) may not go ahead this year due to the teachers' job action / strike.

4. Organized and attended meetings with the Law Students Association and the Aboriginal Law Students Association.

Throughout the year I continued to work closely with Student Services Coordinator Terri Karpish on initiatives that would benefit both law students and the Saskatchewan legal community.

Brenda, Terry and I also met with Acting Dean Beth Bilson, Professor Norman Zlotkin, Terri Karpish, the Law Students Association (LSA) and the Aboriginal Law Students Association (ALSA) on March 23 at the College of Law. The CBA will continue to offer all of its current programming at the College of Law. There were also some new budget initiatives arising out of these meetings this year (update 20 year old survey on women and the profession, sponsor Aboriginal Moot next year).

5. Regina and Saskatoon held Law Day Luncheons.

I arranged the guest speaker for both locations and organized the event in Regina. Lieutenant General Andrew Leslie spoke on the topic "The Canadian Forces in Afghanistan and Beyond". Due to the federal election, the event was rescheduled to March 17, 2011 in Saskatoon (Sheraton Cavalier) and March 18, 2011 in Regina (Delta Regina). We had a very successful year with about 140 to 150 attendees in both venues.

The Professional Image agenda for next year currently includes the following initiatives:

FALL

- Eighth Annual CBA Law Firm Showcase and Small Group Discussions – early November

WINTER

- Aboriginal Summer Student Program – job posting may be moved up from January to November this year, in consultation with participating employers
- Possible coordination of general summer law student jobs in Saskatchewan (more similar to the articling hiring process), in consultation with participating employers
- promote mentor match program "job shadowing" – January / February
- meeting with LSA and ALSA at the College – likely March

SPRING

- Law Day Luncheons – April
- Law Day School presentations

If anyone would like to discuss other initiatives or volunteer for Professional Image activities, please feel free to contact me.

Thank you to all the volunteers and staff who assisted with the Professional Image activities during the past year.

Women and Legal Practice Seminar

Outside of my Professional Image responsibilities, I have been organizing a seminar on women and the profession / practice of law for the coming year. I am working toward a one day event in each of Regina and Saskatoon. I have assembled an organizing committee – Alma Wiebe, Karen Prisciak, Jayne Krueger, Justice Lian Schwann and Acting Dean Beth Bilson. Invitations to participate were also extended to the Chairs of the Women’s Lawyer Forum South (Jody Martin) and North (Michelle Ouellette).

I have already made contact with the LSUC Justicia Project and with the “Legal Divas” in an attempt to secure some higher profile out of province speakers.

Please contact me if you might like to be a committee member or have suggestions for specific speakers or topics that you would like to see included.

RESOLUTIONS, CONSTITUTION & BYLAWS COMMITTEE

Robert F. Thornton, Q.C., Chair

A resolution to amend the Branch Bylaws, was presented at the Annual Meeting of the Branch held on June 17, 2010. Notice of that resolution and the proposed amendments were given with the notice of that Annual Meeting. While some of the amendments were of a minor nature, the following amendments are of note:

- (a) National Chairs of any National Section or Conference (as opposed to any executive member of any National Section or Conference) are members of Branch Council;
- (b) Representatives to Branch Council from the Law Society of Saskatchewan, Public Legal Education Association, Law Foundation, and Law Reform Commission are to be the president and executive director thereof or such other representatives appointed by and on behalf of the said organizations;
- (c) The Branch President shall, if possible, make arrangements for each nominee for Branch Treasurer to address Branch Council at a Council meeting prior to May 15;
- (d) Elected members of Branch Council shall also be members of National Council, subject to the following:
 - (i) The Immediate Past President, the Treasurer, and the Membership Chair shall sit as voting members of National Council;
 - (ii) The Branch Executive Committee shall otherwise determine which of the Elected Members of Council will be designated as voting and non-voting members of National Council;
 - (iii) The number of voting members of National Council from the Branch shall be determined in accordance with National Association Bylaw 1(73)(1);
and
 - (iv) The number of non-voting members of National Council from the Branch shall be determined in accordance with National Association Bylaw 1(73)(2).
- (e) The Branch shall advise the Executive Director of the National Association of the Elected Members of Council, including voting status, prior to the end of the Annual Meeting of the Association.
- (f) A Branch Section may elect a Legislation and Law Reform representative (as the Branch requests each Section to designate a person to serve on the Branch Legislation and Law Reform Committee).
- (g) A copy of the Branch Bylaws and all amendments passed by the Branch shall be sent, not later than fourteen days thereafter, to the Executive Director of the National Association.

Since the last Annual Meeting no resolutions other than customary motions approving Council meeting agendas and minutes have been passed by Branch Council.

Respectfully submitted this 20th day of June, 2011.

ABORIGINAL LAW NORTH
Leah Bitternose, Chair
Kathy Hodgson-Smith, Vice-Chair
Michelle Delorme, Secretary

We are pleased to report that the section activities for 2010/2011 were successful with good learning and networking opportunities for our section members. Our section is still quite small and any joint session's were very well attended. We would like to encourage more Aboriginal Law practioners to join our section and continue to promote membership in the CBA.

PAST YEARS MEETING TOPICS

September 24, 2010 – Topic: **Aboriginal Law Update.** Speaker: Mitch McAdam, Director Aboriginal Law Branch, Ministry of Justice and Attorney General, Government of Saskatchewan.

October 22, 2010 – Topic: **Negotiating Business Agreements With or For First Nation and Métis Clients.** Speaker: Semaganis, Worme Barrister & Solicitors

November 26, 2010 – Topic: **The Legal Duty of Consultation & Accommodation – The View from an Industrial Proponent.** Speaker: Eric H. Cline, Vice President – Corporate Affairs, Shore Gold Inc.

February 2, 2011 – Topic: **Issues Concerning Enforcement Against Property Located on Reserve Lands.** Speaker: Gary Meschishnick, Wallace Meschishnick Clackson Zawada. (Joint meeting with the Bankruptcy & Insolvency Section.)

April 29, 2011 – Topic: **Future Consideration Aboriginal Law North** - Section member meeting for future planning.

Please feel free to contact us at (306) 260.7966, if you have any questions or concerns.

ABORIGINAL LAW SOUTH

Kyle Vermette, Chair
Sonia Eggerman, Vice-Chair
Josh Morrison, Secretary

The CBA Aboriginal Law South Section has had a positive year. Mitch McAdam, Director of the Aboriginal Law Branch, Saskatchewan Ministry of Justice and Attorney General provided our membership with an “Aboriginal Law Case Law Update”. The update included recent decisions in Saskatchewan and at the Supreme Court of Canada, along with a brief discussion of the recently released Saskatchewan Consultation Framework.

In November 2010, we were joined by Eric H. Cline, Vice President, Corporate Affairs, Shore Gold Inc. for a discussion on “The Duty to Consult – The View from an Industrial Proponent”.

Finally, in February 2011 the section was provided with a discussion by Dwight G. Newman, Associate Professor, University of Saskatchewan, College of Law on “The Duty to Consult”, following up on the topic of his 2009 book “*The Duty to Consult: New Relationships with Aboriginal Peoples*”. The discussion involved looking at the recent decisions in Saskatchewan and from the Supreme Court of Canada, as well as how international law has informed jurisprudence in Canada and how it may in the future.

We look forward to delivering relevant presentation topics to our membership in the coming year, and thank the many accomplished and committed speakers who continue to support us in achieving our goal.

ADMINISTRATIVE AND LABOUR LAW NORTH

Chris Veeman, Chair
Evert Van Olst, Vice-Chair
Heather Jensen, LLR Rep

The Section's primary activity is the series of speaker's luncheons. The section had a busy year, with an impressive list of speakers, as per below. We are now trying to put together a list of speakers for 2011-12 that will carry forward this momentum.

In addition, the Section was asked by CBA National to participate in an initiative to encourage governments to provide training in Charter issues and remedies to members of administrative tribunals, given their confirmed jurisdiction in this area. The Section sent a letter to the Government of Saskatchewan on this issue.

September 13, 2010 - **Wine & Cheese with Members of the Labour Relations Board, including Steven Schiefner.**

October 19, 2010 – **Update on Administrative Law** (Speaker: Justice R. Richards, Saskatchewan Court of Appeal)

November 16, 2010 – **Administrative Law Practice in the Federal Court of Canada** (Speaker: Justice James Russell, Federal Court of Canada)

January 18, 2011 – **Tips and Thoughts from an Experienced Arbitrator** (Speaker: William Hood, Q.C.)

February 15, 2011 – **Privacy Issues in Employment Law** (Speaker: Privacy Commissioner Gary Dickson (Joint Session with Privacy Law North Section)

March 15, 2011 – **The Saskatchewan Human Rights Commission and the Four Pillars** (Speaker: Judge David Arnot, Commissioner, Saskatchewan Human Rights Commission)

April 19, 2011 - **Update on Personal Harassment under OH & S** (Speaker: Susan Boan, Supervisor for Harassment Unit, Occupational Health and Safety, Ministry of Labour)

ADMINISTRATIVE AND LABOUR LAW SOUTH

Wayne Dale, Chair
Ken Ring, Q.C., Vice-Chair
Juliana Saxberg, LLR Rep

The Administrative and Labour Law Section South holds meetings in Regina with guest speakers who address current issues. Minutes of the meetings and speaker's notes are circulated to members of the section through the CBA Saskatoon office.

The year commenced with this section's annual Wine and Cheese reception on **September 23, 2010**. This event provided both members and non-members an opportunity to meet and socialize in a relaxed environment with a view to encouraging non-members to join the section and take part in further networking with colleagues.

On **October 19, 2010** Karen Prisciak, Q.C., Chair of the Saskatchewan Human Rights Tribunal provided insight and commentary on practice and procedure when appearing before the Tribunal. She also provided candid commentary on the possibility and consequences of the abolition of the Tribunal.

Chris Hambleton, Crown Counsel, Legislative Services spoke to the group on **November 16, 2010**. His presentation on "Appointments to Boards and Tribunals" provided insight into the mechanics of such appointments - how the government of the day determines who to appoint and the process for making the appointment official.

Mike Carr, Associate Deputy Minister Labour, Employee and Employer Services attended the **January 18, 2011** meeting in place of Minister Rob Norris, Advanced Education, Employment and Immigration. An "Off the Record" discussion of past and future legislative developments in the area of labour in the province ensued.

On **February 15, 2011** the Provincial Ombudsman, Kevin Fenwick attended to discuss "Practice Essentials for Administrative Tribunals". The focus was on establishing common standards and training for tribunal members.

The guest speaker for the **March 15, 2011** meeting was unable to attend and in his place the group conducted a business meeting for the purposes of setting the executive for the next year. Juliana Saxberg, SGEU Counsel volunteered to accept the position of Chair; Bettyann Cox, Silversides & Cox accepted the position of Vice Chair, and Neil Karkut volunteered to take on the role of Legislative and Law Reform Committee Representative.

ALTERNATE DISPUTE RESOLUTION

Darlene Wingerak, Chair
Connie den Hollander, Vice-Chair
Cara Haaf, Secretary
Charmaine Panko, LLR Rep

The Saskatchewan CBA ADR Section provides an opportunity for those practising in ADR to network and share ideas and new developments in the field of alternative dispute resolution.

We have a number of members who are non-lawyers, including non-lawyer mediators and arbitrators, and accountants. We continue to encourage and support this expansion to our membership.

This past year we had five luncheon meetings including two joint meetings with the Family Law Section. Our meetings, speakers and presentation topics were as follows:

- General Information Meeting Regarding Upcoming ADR Events – An opportunity to share news, events, seminars, and other recent developments in ADR.
- A New Process in Saskatchewan? - Arbitration in Family Law.
Speaker: Lorne Wolfson, Certified Specialist in Family Law, Torkin Manes LLP, Toronto, Ont. (Joint Meeting with Family Law)
- Multi-Party Negotiations
Speaker: Alma Wiebe, Q.C., A.S.K Law
- Negotiation Today – Current Perspectives on Theory and Practice of Negotiation
Speaker: Panel and Interactive Discussion with Kathryn J. Ford, Q.C., Ford Law Office and Michaela Keet, Professor, College of Law, University of Saskatchewan (Joint Meeting with Family Law)
- Ethical Issues in Negotiation.
Speaker: Glen Gardner, Director, Dispute Resolution Office, Saskatchewan Ministry of Justice

In March of this year the CBA Saskatchewan ADR Section was also pleased to co-sponsor a Workshop and Hors d'Oeuvres Reception with the Collaborative Lawyers of Saskatchewan at the Saskatoon Club. The topic of the workshop was "New Developments in Collaborative Law" with speakers, Sherry Cybulski, Gates and Company, and Connie den Hollander, Knott den Hollander Law Office.

We are looking forward to another year of informative speakers with a focus on continuing professional development and networking opportunities for our section members.

ARTICLING STUDENTS' SOUTH

Sandra Bobyk, Chair

Spring 2011 marked the end of another successful year for the Articling Students South section. This year the section had six meetings, with student attendance ranging from 10 -16 each time. Speakers included practicing and non-practicing members of the bar, the judiciary and court staff.

Topics included:

- Getting Organized: Managing and Maintaining Your Practise (Murray Sawatsky, Q.C., and Perry Erhardt, Q.C.);
- Staying on Track: Maintaining Emotional Health and Stability (Alan McIntyre and the Honourable Mr. Justice Scheibel)
- This Isn't Law & Order: Court Do's and Don't's (Chris Yeomans from the Provincial Court and Maggie Pelletier from the Court of Queen's Bench);
- Good Practice: How to Recognize and Avoid Problems Leading to Discipline (Melanie Hodges Neufeld and Jody Martin of The Law Society)
- Out on Your Own: Is Solo Practice for You? (Cindy Haynes and Rani Grewall)
- Alternatives to Private Practice (Margot Hurlbert of the U. of R., Kevin Barbarro of Viterra and Megan Dolo of Farm Credit Canada)

Our speakers were enthusiastic, informative and engaging. The students used the meetings and the milling-about times afterward as opportunities to ask candid questions of senior members of the bar, learn more about the CBA and the profession, and forge new connections.

Sincere thanks to all those who participated in the section meetings this year.

BANKRUPTCY & INSOLVENCY

David Gerecke, Chair

Our meetings were reasonably well-attended last year, averaging about 10-12 in attendance at most meetings. The Section enjoys good participation from senior members of the Saskatoon insolvency bar, as well as several more junior lawyers with an interest in insolvency.

Several Section members are insolvency professionals who are non-lawyers. The mixture of lawyers and bankruptcy trustees lends itself to lively, informed and practical discussions at luncheon meetings.

In addition to regular meetings, the Section has continued to be active in improving practice in the insolvency area and ensuring that its members are up to date on significant developments. In particular, in the past year, a committee led by Randy Rooke obtained approval from the Court in respect of revised template orders for a CCAA initial order and interim receivership order. Revisions to the prior template orders were necessary because of amendments to the BIA and CCAA.

During the past year, the luncheon meeting topics were as follows:

- Wayne Pederson of KMP Law gave a legal update.
- Naida Kornuta of Meyers Norris Penny Limited provided an update from a Bankruptcy Trustee's perspective.
- Lian Schwann, Q.C (now Madam Justice Schwann), then the Registrar in Bankruptcy for Saskatchewan, discussed current issues involving bankruptcy matters
- Our section held a joint meeting with the Aboriginal Law Section, where Gary Meschishnick and Chad Eggerman of WMCZ gave a presentation on enforcement against property on reserve lands.
- Don Layh of Layh & Associates gave a presentation discussion the Supreme Court of Canada decisions in *Bank of Montreal v. Innovation Credit Union* and *Royal Bank of Canada v. Radius Credit Union Limited*
- Misty Alexandre of Robertson Stromberg Pedersen and Clayton Barry of McDougall Gauley LLP gave a legal update.

As well, I attended the annual meeting of the national Section in Montreal in early fall 2010, along with the Pan-Canadian Insolvency & Restructuring Conference (which is organized by the national Section) held in Montreal the same week.

BUSINESS LAW SOUTH

Mark Yemen, Chair
Ryan Malley, Vice-Chair
Ryan Klassen, Secretary
Megan Dolo, LLR Rep

The Business Law South Section held the following meetings during the 2010 – 2011 year:

October 7, 2010 – Topic: Legal Issues and Opportunities in the Saskatchewan Greenhouse Gas Offset Market. **Speaker:** Rick M. Van Beselaere (**Joint Meeting with Environmental and Natural Resources Law South**)

November 3, 2010 – Topic: Lending to Partnerships and Joint Ventures. **Speaker:** Ryan Laidlaw, McDougall Gauley LLP.

December 1, 2010 - Topic: Canada Revenue Agency Update on Business Law Matters. **Speaker:** Sheila Nixon, Canada Revenue Agency.

February 2, 2011 – Topic: Department of Justice Legislation Update. **Speaker:** Darcy McGovern, Saskatchewan Ministry of Justice, Legislative Services Branch.

March 2, 2011 – Topic: What's New at the Corporations Branch. **Speaker:** Doug Jameson, Director, Saskatchewan Ministry of Justice, Regulatory Services Division.

CANADIAN CORPORATE COUNSEL SOUTH

Byron Werry, Chair
Terry Jordan, Vice-Chair
Marilyn Wappel, Secretary

The Section had another successful year with seven section meetings held over the course of 2010-2011. The Section hosted a number of Lunch and Learn sessions at the Hotel Saskatchewan. The sessions were generally well-attended with on average 15 to 20 participants.

The following is a list of topics and presenters:

September 23, 2010 – Program Kick-Off Reception

September 28, 2010 - *The New West Partnership Agreement*, Robert Donald, Executive Director of Trade Policy, Government of Saskatchewan, and Allan Jacobson, Senior Crown Counsel, Saskatchewan Ministry of Justice, Public Law Division. Joint Meeting with Public Sector & Municipal Law South section.

October 21, 2010 – *The Impact of the new Environmental Management Protection Act, 2009*, Len Andrychuk, Q.C., MacPherson Leslie Tyerman LLP.

November 18, 2010 – *The Ins and Outs of Litigation Management and Relationships with External Counsel* – Murray Sawatzky, Q.C., McDougall Gauley LLP.

February 17, 2011 – *Pro Bono Law Program for In-House Counsel* – Kara Dawn Jordan, Executive Director, Pro Bono Law Saskatchewan (PLBS).

March 17, 2011 – *Negotiating Business Agreements with or for First Nations and Metis Groups* – Brian Barrington Foote Q.C., MacPherson Leslie Tyerman LLP. Joint meeting with Aboriginal Law and Business Law South sections. **(meeting cancelled)**

April 21, 2011 – *Occupational Health and Safety Compliance*, Jennifer Fabian, Director, Safety Services, Saskatchewan Ministry of Advanced Education and Labour

May 19, 2011 – *Year End Wrap Up & Section Planning for 2011-2012*. Terri Uhrich, Shore Gold, provided an update on the CCCA National Board as the interim board member from Saskatchewan.

The Section Executive for 2011-2012 are:

Section Chair – Terry Jordan, Senior Legal Counsel, SaskEnergy Inc
Section Vice-Chair – Valerie MacDonald, Legal Counsel, Farm Credit Canada
Section Secretary – Azure-Dee Farago, Legal Counsel, SaskPower Corporation

Terri Uhrich, Legal Counsel, Shore Gold, Saskatoon will continue as the Saskatchewan Director on the CCCA National Board, once appointments are confirmed in August 2011.

CITIZENSHIP & IMMIGRATION LAW NORTH AND SOUTH

Haidah Amirzadeh, Chair – North
Chris Veeman, Vice Chair – North

Stephanie Yang, Chair – South
Lindsay Wacholtz, Vice Chair – South
Kate Roy, Secretary - South

This was the first year for the Saskatchewan Citizenship & Immigration Section.

Meetings

Our section meetings were held as follows:

- **October 5, 2010:** First Meeting. We elected Executive and discussed objectives
- **December 1, 2010:** Speaker from CIC on Humanitarian & Compassionate Grounds Applications
- **February 1, 2011:** General discussion and update on the new development in immigration law
- **April 5, 2011:** Speaker (Kirk Westgard and Barb Bond) from the SK Immigrant Nominee Program

In addition to the above meetings, Stephanie Yang and Haidah Amirzadeh both attended the Executive Citizenship & Immigration Law meeting in Ottawa on November, 19, 2010. On April 18, 2011, Stephanie Yang also attended a meeting with the provincial government and the Saskatchewan Immigrant Nominee Program regarding a consultation for the introduction of new legislation regarding foreign workers in Saskatchewan. Haidah Amirzadeh also attended the Executive Citizenship & Immigration Law meeting and the CBA Citizenship & Immigration Law Conference on May 12-14, 2011 in Gatineau, Quebec.

Summary

Overall, we had a great year bringing together the immigration lawyers in our province. It has been very beneficial to learn from each other and become aware of others who are practicing in this area.

One change that will be applied is that the name of the section will be changing from the CBA Citizenship & Immigration Section to now be just the CBA Immigration Section. This was done to properly address the inclusion of the many other areas that encompass immigration work, including refugee, citizenship, etc.

Based on our initiatives, lawyers can modify the Code of Conduct (a use of representative form included in the SINP immigration forms), which otherwise would have held them personally accountable both to the client and to the SINP.

Our meetings next year are on the following dates: October 4, 2011, November 1, 2011, February 7, 2012, and April 3, 2012. We have not yet finalized speakers etc. but will let you know as soon as we have confirmation.

We look forward to continue to grow this practice group.

CIVIL LITIGATION NORTH

Michael Krawchuk, Chair
Lynn Barlage, Vice-Chair
Amanda Neudorf, Secretary

1. October 2010 Topic: Small Claims Practice and Procedure
Speaker: Judge R.D. Jackson and Judge D.C. Scott
2. November 2010 Topic: Some Trends at the Saskatchewan Court of Appeal
Speaker: Dwight Newman, Professor of Law, U of S
3. December 2010 Topic: Money Judgments Enforcement Act
Speaker: Gary Meschishnick, Q.C., WMCZ Lawyers & Mediators
4. February 2011 Topic: Queen’s Bench Rules Revision Update
Speaker: Reche McKeague
5. March 2011 Cancelled due to speaker’s unavailability
6. April 2011 Topic: Annual “Grab Bag” of Topics from the Bench
Speaker: Justice G.M. Currie

CIVIL LITIGATION SOUTH

Chrystal Atchison, Chair
Barbara Mysko, Vice-Chair

For the **2010-2011** year for Civil Litigation South there were no policy developments or significant accomplishments.

Our first meeting was held in October. It was a new format for our section – with a panel of speakers, one of them presenting by speakerphone, in a one hour session. A full CLE credit hour was awarded by the Law Society for participation. The panel consisted of Justice Janet McMurtry, Jeff Scott, and an economist, Mark Szlezy. The topic was use of expert witnesses.

Heather Nord spoke at our November meeting on the topic of Writs of Replevin. There were five people in attendance.

Melanie Hodges Neufeld of the Law Society spoke at our December meeting on the topic of avoiding discipline. Eleven people attended.

Chief Justice Laing spoke at our February meeting on the Queen's Bench Rules revision. As the rules revision is not yet completed, the meeting presented an opportunity for some information to be provided but also some feedback to be gathered with respect to proposed changes. There were 18 persons in attendance.

Sharon Pratchler gave an update on class action litigation at our March meeting. Attendance was five persons.

The April meeting was used for planning and had six persons in attendance.

Christine Clifford will be the Chair for 2011-2012, with a vice chair to be determined.

ENVIRONMENTAL & RESOURCES LAW

Jonathan Kalmakoff, Co-Chair

Jan Cowie, Co-Chair

Section Activity

The Saskatchewan Environmental & Resources Law Section scheduled four luncheon meetings in the 2010-2011 year:

- **Legal Issues and Opportunities in the Saskatchewan Greenhouse Gas Offset Market** (Thursday, October 7, 2010) (Joint with Business Law South)
Guest Speaker: Rick Van Beselaere, Balfour Moss LLP
An overview of offset credits and trading systems; the economics of emissions trading; legal agreements; and the emerging regulatory framework. **(Joint meeting with Business Law South)**
- **Energy and Resources in Saskatchewan Today** (Thursday, November 18, 2010)
Guest Speaker: Kent Campbell, Deputy Minister of Energy & Resources
A broad-based discussion on the state of the energy and resource sector in the Province of Saskatchewan; current developments in policy, legislation and regulation; and expected trends and developments for the future.
- **The Weyburn Enhanced Oil Recovery Project** (Thursday, March 3, 2011)
Guest Speaker: Norm Sakuta, Communications Manager, Petroleum Research Centre
The Weyburn project is the site of a world-scale research initiative operated under the auspices of the IEAGHG, which studies the sequestration of CO₂ in an oil reservoir. The goal for the final phase of this research initiative is to document best practices to guide future CO₂ storage projects.
- **The Boundary Dam Integrated Carbon Capture & Storage** Project (Wednesday, May 25, 2011)
Guest Speaker: Michael Monea, Vice-President, Clean Coal Technology, Saskatchewan Power Corporation
An overview of the BD3 ICCS Project, a \$1.2 billion government-industry partnership between the Government of Canada, Government of Saskatchewan, SaskPower and private industry that is leading the development of the world's first and largest integrated clean coal/carbon capture and storage project at the Boundary Dam Power Station in Estevan, Saskatchewan, Canada.

Section Membership

The Saskatchewan Environmental and Resources Law Section has 18 full members and 16 mail-out members, for a total of 34 members, in the 2010 - 2011 year.

FAMILY LAW NORTH

Gwen Goebel, Chair
Leslie Tallis, Secretary
Sean Sinclair, LLR

Section Activities Saskatoon:

In the past year we hosted five luncheon meetings between September, 2010 and March, 2011. We covered some substantive family law issues (spousal support and the baby-boomers, adult child support, and tax issues in family law) and hosted a joint meeting with the ADR Section in which a professor from the College provided us with an update on the evolution of dispute resolution from an academic point of view. Also on that panel was Kathryn Ford QC, a well known practitioner and one of the coaches of the negotiation moot team from the College of Law that recently competed in the UK.

We were very excited to host Lorne Wolfson for an afternoon joint session with the ADR Section. Lorne is a family law specialist from Ontario who practices in the area of Mediation-Arbitration both as counsel and as the mediator/arbitrator. This session was very well attended and a number of members identified their interest in participating on a sub-committee with a view to advancing mediation/arbitration as a realistic option for clients who need to resolve family law disputes. Finally, Mr. Justice Dufour from the Court of Queen's Bench Family Law Division addressed the members in March with an update from the Court.

In Saskatoon, we will be hosting six luncheon meetings between September, 2011 and March, 2012. We will be starting with a series of luncheon lectures dealing with the intersection of family law and estate law – "Til Death Do Us Part... or Not?". The Wills, Estates and Elder Law Section will be joining us for those sessions.

One of our inter-disciplinary members will be speaking to us about business valuations in the new year. We will finish up with two joint sessions with the ADR section on preparation for negotiation. One session will be lead by the director of the Dispute Resolution Office and the other will be lead by a Justice of the Court of Queen's Bench who was previously an avid collaborative practitioner.

This spring there was an announcement with the Provincial budget that renovations to the Court of Queen's Bench to incorporate the Family Law Division in Saskatoon will proceed. Our Minister of Justice also recently confirmed the intention of the current government to amend the provincial family law legislation to incorporate an obligation on counsel to inform and educate clients on collaborative law as an option for resolving their dispute in advance of commencing an action in court.

We are very much hoping to advance mediation/arbitration as a process option for family law clients in Saskatchewan. Gwen participated in a one day seminar on Mediation/Arbitration offered by the ADR Institute of Saskatchewan Inc. and arranged for Lorne Wolfson's attendance at a section meeting on that topic in November. As a Board Member of the Collaborative Lawyers of Saskatchewan Inc., she is also involved in discussions on promoting fixed fee and arbitration options to collaborative members. There appears to be some interest in the family bar in advancing fixed time line and fee arrangements (along those being offered by non-legal businesses like Fairway Divorce) which may fit well with the Med/Arb process.

Family Legislation Update:

The Saskatchewan Party voted at its convention in March, 2010 to move forward with efforts to amend provincial family law legislation to make it mandatory for all lawyers to educate their clients about collaborative law as a process option prior to issuing a petition for relief from the courts. Last summer draft legislation was circulated by the DOJ to various stakeholders including the CBA Family Law Section and a special meeting was held in Saskatoon to provide feedback. To date, no formal amendments have been tabled but we remain hopeful that after the election, these amendments will proceed.

Our Court of Queen's Bench Rules are currently being amended. A draft has just been circulated. Consultations are still ongoing.

INTELLECTUAL PROPERTY & TECHNOLOGY LAW NORTH

Steven Seiferling, Chair

Tyler Wake, Vice-Chair

The past year saw our IP and Technology Law section grow a bit further, with presentations on a variety of topics that are relevant for lawyers of all ages. We put together sessions on biotechnology and patents, privacy and the internet, the basics of patents, and copyright reform.

In the coming year, with the recent election of a majority government, we look forward to significant debate on copyright reform, discussions of cross-border marketing and restrictions, internet and website issues, and all of the aspects of technology and Intellectual Property that may the laws of emerging technologies and protection of intangible assets so interesting.

We are looking at presentations for the coming year on entertainment law, cross-border sale of goods (over the internet), competition and IP law overlap, the evolution of copyright law, and many others. We are looking forward to another exciting year in Technology and IP Law.

PRIVACY & ACCESS LAW NORTH

Steven Seiferling, Chair
Kaylea Dunn, Vice-Chair
Shannon Whyley, Secretary

Once again, Privacy has been the focus of a lot of discussion over the past year. Privacy in banking, in social media, and in the employment context have been key topics, and our section had sessions on personal privacy and the right to one's image, privacy and the internet, privacy and access prevention, health information privacy, and a review of the major privacy decisions of the past year with our Information and Privacy Commissioner, Gary Dickson.

There were also a number of decisions in Saskatchewan regarding privacy breaches and access to records (health records and others), and our Commissioner even jumped into a dumpster to retrieve personal health information that was not properly destroyed.

Our Saskatchewan Executive participated at the national level, with a Saskatchewan lawyer co-chairing the first annual CBA National Privacy and Access conference in Ottawa (which was oversold).

The coming year should be interesting as well, as the government is about to table amendments to PIPEDA, the Criminal Code (Lawful Access issues), and we should have decisions in Saskatchewan about many aspects of privacy and access.

The sessions for this coming year may include a session with a leading Canadian expert in Privacy and Access, along with multiple discussions of current topics in the area.

PRIVACY & ACCESS LAW SOUTH

Greg Fingas, Chair
Ken Ring, Q.C., Vice-Chair
Brianna Demofsky, Secretary
David Meldrum, LLR Rep

Privacy & Access Law South was again an active and well-attended section in 2010-2011, with total attendance of 124 at our six lunches. As usual, a substantial number of our attendees came from outside the legal community, including privacy officers from private- and public-sector organizations as well as employees of the Office of the Information and Privacy Commissioner.

Our topics and speakers for the year were as follows:

Year	Month	Topic	Speaker
2010	November	Privacy Training Tips and Pitfalls	Allan Laird Ministry of Health
2010	December	Access to Information and Administrative Tribunals	Wayne Dale Workers' Compensation Board
2011	February	Breach Notification	Gary Dickson, Q.C. Information and Privacy Commissioner
2011	March	Privacy and Tort Liability	Greg Fingas Fingas Law
2011	April	IPads and New Technology in Government	Rick Mantey Executive Council
2011	May	Privacy and Access Case Law Update	Gary Dickson, Q.C. Information and Privacy Commissioner

Three of the section's four executive members from 2010-2011 (Greg Fingas, David Meldrum and Brianna Demofsky) will continue to be involved in the executive in 2011-2012, with David moving from the position of Legislative Liaison to that of Vice-Chair. Ken Ring, Q.C. has stepped down from his previous position as Vice-Chair; we thank Ken for his service to the section.

PUBLIC SECTOR & MUNICIPAL LAW SOUTH

Jerome Tholl, Chair
Jayne Krueger, Vice-Chair

The Public Sector and Municipal Law South Section holds six luncheon meetings per year in Regina. Guest speakers address topics of interest to members of the Section. The Section combines the areas of public sector and municipal law, so the Executive attempts to choose topics of interest to lawyers in both of these areas of practice. Minutes of each meeting, along with any papers presented, are circulated to all members of the Section through the CBA Saskatoon office. The Executive of the Section for 2010 / 2011 consisted of Jerome Tholl, Chairperson, and Jayne Krueger, Vice-Chairperson.

2010 / 2011 PROGRAM

DATE	SPEAKER	TOPIC
September 28, 2010	Alan Jacobson, Senior Crown Counsel, Saskatchewan Ministry of Justice, Public Law Division Robert Donald, Executive Director of Trade Policy, Government of Saskatchewan	The New West Partnership Agreement
October 26, 2010	Byron Werry, City Solicitor, City of Regina Solicitor's Office	Update from the Regina Solicitor's Office
November 23, 2010	Curtis Talbot, Senior Crown Counsel, Saskatchewan Ministry of Justice, Civil Law Division Katrina Swan, Barrister and Solicitor, City of Regina Solicitor's Office	Labour and Employment Law for Public Sector and Municipal Lawyers
January 25, 2011	Gary Dickson, Q.C., Saskatchewan Information and Privacy Commissioner	Highlights and Lowlights in Privacy and Access in Saskatchewan
February 22, 2011	Sharon Pratchler, Q.C., Senior Crown Counsel, Saskatchewan Ministry of Justice, Civil Law Division	Civil Forfeiture
March 22, 2011	Gerald Tegart, Q.C., Saskatchewan Deputy Minister of Justice and Deputy Attorney General	Saskatchewan Ministry of Justice Update

REAL PROPERTY & WILLS SOUTH

Kevin Jaques, Chair
Robert Millar, Q.C., Secretary

We continue to maintain an email mailing list and web site (cbareginarealty@yahoogroups.ca), founded in 2005, so frank questions and opinions can be expressed and rapidly answered or disseminated without needing the involvement of human supervision.

Our Section participates in the National CBA Wills & Estates Section. This year, our Chair attended the In-Person meeting in Ottawa. We assist the National Section to maintain an interprovincial concordance which is available to CBA members at http://www.cba.org/CBA/sections_wills/main/tables_2010.aspx.

In addition, our Section participates in the National CBA Real Estate Section. That Section has been very active in defending traditional areas of legal practice from realtors, accountants and title insurers. Our Chair sat on the National Real Estate Section Communications Committee. The National Real Estate Section is working on their own interprovincial concordance, and our volunteers are making their contributions.

Our Chairman attended certain Saskatchewan CBA Council meetings. We have responded to requests for consultation and action from law reform, Department of Justice, lawyers, and other groups. In particular, we responded to the Department of Justice concerning proposals to charge probate fees on all joint property even where it has survivorship rights.

We held regular lunch meetings featuring Continuing Legal Education:

September 2010 – we conducted a roundtable discussion.

- One of our members proposed abolishing the current rule that Affidavits of Execution of Wills must be sworn after the death of the testator. Apparently, only P.E.I. and Saskatchewan have this rule, which is intended for fraud prevention. The consensus was that Will registration is a far superior protection against fraud, and convenience strongly favours abolition of the rule.
- Another member was concerned because in order to apply to dispense with bond when applying for Letters of Administration, it is necessary to swear that there are no debts, when in fact, tax liabilities are not yet known and undoubtedly exist.

October 2010 – we conducted another roundtable discussion

- Certain real estate issues were raised, such as:
 - a concern that the Land Titles Office doesn't currently have any way of putting conditions on the registration of Applications By Surviving Joint Tenants, which is problematic when submitted together with other applications which do require conditions, such as when submitted with a transfer by a purchaser from the estate.
 - the consequences of title insurers relying on equitable mortgages
 - concerns with hidden conditions for mortgage advancement
- A lengthy discussion about how the changed presumptions of advancement from the *Pecore* case should affect probate forms and fees.

November 2010 – prominent local lawyer, Keith Boyd, spoke about Petroleum/Natural Gas leases, and in particular to cases concerning the power of a Personal Representative of an estate to enter a lease without the consent of the beneficiaries.

January 2011 - Melanie Baldwin, Registrar of the Court of Queen's Bench, discussed the process of rule changes, and in particular, the status of the proposed revision to the estate fee tariff, and to the proposed change to whether Affidavits of Execution of Wills must be sworn after the testator's death.

March 2011 - Jim McKenzie, President of the Canadian Condominium Institute, spoke about the nature and purpose of that organization.

April 2011 - Gordon Roberts, regional coordinator for the National Initiative for the Care of the Elderly (NICE) spoke regarding the detection, intervention, and prevention of the abuse of older adults.

Challenges to the group include how Saskatchewan has been very active with real estate for the last several years, so the Wills and Estates aspect of this Section has been somewhat overshadowed. Also, in Regina, there is a multi-profession group called the Estate Planning Council, which splits attention from us. And, in the CBA, Elder Law is emerging as a big area, also splitting attention.

Our chair pressed the CBA National Administration for years for a system to record and share guest speakers and topics, suggesting a simple web form and a simple database. In 2010, the CBA rolled out a vast web site change which did not address that objective. We continue to seek this service.

SECURITIES LAW NORTH

Nikki Redachyk, Chair
 Derek Hoffman, Vice-Chair
 Jason Jacobson, Secretary

1. Securities Law North Executive for 2011-2012, 2012-2013

Chair: Nikki Rudachyk, McKercher LLP
 Vice Chair: Derek Hoffman, McDougall Gauley LLP
 Secretary: Jason Jacobson, McKercher LLP

2. Securities Law North Meetings for 2011-2012

This section will be moving to a stand-alone section, meeting every month on the second Wednesday of the month. We believe that membership will increase by moving away from the Business Law North section. The planned meetings are as follows:

Date	Speaker	Contact Information	Topic
October 12	Jeret Bode, BSc, BSA, MBA, Director of Investment Banking, MGI Securities	jbode@mgisecurities.com	Agents: An Agent's Role and Issues Faced by Agents During an Offering
November 9 – Joint with Business Law North	Bill Nickel, McDougall Gauley LLP	bnickel@mcdougallgauley.com	AGMs
December 14	Kathryn Bankowski, Chartered Accountant, Hergott Duval Stack LLP	kbankowski@hergott.com	International Financial Reporting Standards (IFRS)
February 8	TBD	TBD	TBD
March 14	Lynn Hnatick, MacPherson Leslie & Tyerman LLP	lhnatick@mlt.com	Securities Opinions
April 11	Dean Murrison, Deputy Director, Legal and Registration, Sask. Financial Services Commission and Ed Rodonots, Deputy Director of the Enforcement Branch	dean.murrison@gov.sk.ca	Common Problems and Pitfalls Encountered by the SFSC on Using Exemptions in NI 45-106 Prospectus and Registration Exemptions

3. Securities Law North Finances for 2010-2011

The section had net income of \$954.56 for the period of September through March 2011.

4. Legislative Consultations for 2010-2011

There is nothing to report for 2010-2011.

TAXATION LAW SOUTH
Yens Pedersen, Chair

The Taxation (South) section had a number of education meetings this past year including:

- An update regarding the proposed amendments on Restrictive Covenants & Taxation of Non-Competition Agreements, presented by K. John Fuller, C.A., Felesky Flynn LLP.
- A presentation regarding an new vehicle for investing in shares of a private corporation through an RRSPs by Kim Shaheen.
- Laurie Hudema of Virtus Group presented an annual update on tax cases and technical interpretations of note.
- Sheila Nixon, from Canada Revenue Agency presented about internal changes at CRA.
- Regan Exner, CGA with MNP discussed opportunities to consider in advance of the sale of a client's business.

WOMEN LAWYERS FORUM NORTH

Dorinda Stahl, Chair

Michelle Ouellette, Q.C., Vice Chair

Tammi Hackl, Secretary

The Women Lawyers Forum, Saskatoon Branch, has had another exciting year. The most memorable session to date was our Fall wine and cheese with the Chief Justice who spoke to the group about what women can bring the legal profession. Truly inspiring.

Additional section lunches have included sessions on “Aboriginal Women and the Legal Profession,” “Women and Activism,” “Striving for Work-Life Balance” and “Thinking Outside of the Traditional Firm Structure.” All have been met with excellent attendance and much enthusiasm.

We continue to have a great deal of interest from women in the Saskatoon legal community and look forward for another exciting year!

WOMEN LAWYERS FORUM SOUTH

Jody Martin, Chair

Melanie Hodges Neufeld, Vice Chair

We had four great lunch meetings this past year and tried incorporate topics of interest outside of the practice of law as well as some more practical information provided by speakers from the local Bar as well as from the Court of Queen's Bench. Our meetings this year were fairly well attended on a comparative basis to prior years and I am pleased to announce that we did have a male attendee at one of our luncheons this year. I hope that we are able to continue to offer topics that may be of interest to our male counterparts as they are always welcome to attend the WLFS meetings.

We started our run with a discussion on work /life balance and the concerns about women leaving the profession. Senior practitioner Cindy Haynes provided great insight in this regard and Vic Dietz Q.C. who was unable to attend in person, provided a paper that was read on his behalf. Our second speaker was Alma Wiebe, Q.C., A.S.K. Law, who led a discussion on the challenges arising from the intergenerational work force in the legal profession. The most well attended meeting was when Mme Justice Donna Wilson of the Court of Queen's Bench for Saskatchewan joined us to share her experiences and provide guidance from her perspective as a member of the Bench.

The final speaker was Dr. Alison Hayford, Department Head of Visual Arts and Professor of Sociology and Social Studies at the University of Regina, Department Head of Visual Arts and Professor of Sociology and Social Studies at the University of Regina joined us again this season for a thought provoking discussion on "Why Women's Bodies Become Battlegrounds... Customary Law and the Individual." Dr. Hayford has joined us for a few years running now and is always a great addition to the series.

A wine and cheese evening event had been planned to wrap things up this year, though it was regrettably cancelled as a result of a change in the presenter's schedule.

On the administrative side, the executive will likely be expanded to include at least another Vice Chair to ensure a smooth transition once my term expires next spring. In addition, a larger executive may allow the Forum to expand to more innovative topics and result in a larger membership base.

YOUNG LAWYERS NORTH

Adrienne Perrot, Chair
Anita Wandzura, Vice Chair
Trevor Oleniuk, Secretary

A. THE EXECUTIVE

Our executive was made up of the following people for the 2010/2011 year: Adrienne Perrot of the Saskatchewan Research Council (Chair), Anita Wandzura of McKercher LLP (Vice-Chair) and Trevor Oleniuk of McKercher LLP (Secretary).

B. THE LUNCHEON SERIES

Our luncheon topics for this year were as follows:

1. (October) Tips from the Bench on Drafting Pleadings
Featuring Mr. Justice Popescul, Court of Queen's Bench for Saskatchewan
2. (December) What Do I Do With These Trust Conditions?
Featuring Randy Rooke, Q.C., McKercher LLP
3. (February) Criminal Law Basics
Featuring George Green, McKercher LLP and Brian Pfefferle, Cuelenaere Kendall Katzman & Watson
4. (March) Using Social Media as a Young Lawyer
Featuring Steven Seiferling, McKercher LLP and Albert Jame, Zu
5. (April) Examinations for Discovery – Preparing Yourself and Your Witness
Featuring Gary Zabus, Q.C., McDougall Gauley LLP
6. (May) Basics of Employment/Labour Law from a Practical Perspective
Featuring Larry Seiferling, Q.C., McDougall Gauley LLP

C. PRO BONO CALL-IN DAY

Our section was in touch with Kara-Dawn Jordan, Executive Director of Pro Bono Law Saskatchewan, with respect to taking part in the national Pro Bono Call-In Day, an initiative of the national Young Lawyers where volunteer lawyers assist the public with legal concerns via telephone as part of National Pro Bono Week. The YLN Executive had proposed to assist Pro Bono Law Saskatchewan with recruiting lawyers from across the province to receive calls. The Call-In Day was scheduled to take place during the week of May 9-14. However, due to implementation issues at the national level, the Call-In Day did not proceed. There are ongoing discussions with respect to having the Call-In Day the week of October 10-15, 2011.

YOUNG LAWYERS SOUTH

Jana Linner, Co-Chair
Barbra Bailey, Co-Chair

I. Executive

At the beginning of the 2010 - 2011 year, the YL-CBA Saskatchewan South Executive was made up of: Evan Olson (Chair), Barbra Bailey (Vice Chair) and Jana Linner (Secretary). In January 2011, Barbra Bailey and Jana Linner took over as Co-Chairs.

II. Section Meetings

Our section meetings this year were:

- 1. Topic: Small Claims Court – procedure, trips, practice pitfalls that are unique to Small Claims Court.**
 - Meeting Date: October 14, 2010
 - Speaker: The Honourable Judge D.G. Bogdasavich

- 2. Topic: Getting the most out of your mandatory mediation – strategies and expectations**
 - Meeting Date: December 9, 2010
 - Speaker: Glen Gardner, Dispute Resolution Office

- 3. Topic: Serving on a not-for-profit board**
 - Meeting Date: February 10, 2011
 - Speaker: Peter Bergbusch, Miller Thomson LLP

- 4. Topic: Panel Discussion: A career practicing as in-house counsel vs. a career in private practice**
 - Meeting Date: March 10, 2011
 - Speakers: Meghan Dolo, Farm Credit Canada; Mike Phillips, McDougall Gauley LLP; and Nathan Schissel, MacPherson Leslie & Tyerman LLP

- 5. Topic: How the Law Society Library can support your practice – tips, resources, research assistance and online services**
 - Meeting Date: April 21, 2011
 - Speaker: Ken Fox, Regina Law Society of Saskatchewan Library

- 6. Topic: Marketing strategies and business etiquette tips for young lawyers**
 - Meeting Date: May 12, 2011
 - Speaker: Jordan Hardy, MacPherson Leslie & Tyerman LLP

PROVINCIAL COURT BAR JUDICIAL COMMITTEE

George Green and John Knox.
CBA Saskatchewan Representatives

The PCBJC met November 29, 2010.

The committee members include:

- Chief Judge Snell
- Associate Chief Judge Toth
- George Green
- Brian Hendrickson Q.C.
- Mitchell Holash
- John Knox
- Tom Schonhoffer Q.C.
- Norma Sim Q.C.
- Jan Whitridge

The committee reviewed the court cancellation protocol for circuit points. The Provincial Court will establish and manage a list of contact numbers pursuant to the protocol.

The committee discussed case management hearings. It was felt that they are useful, however there are concerns in Saskatoon about the length of time counsel are waiting in court for their scheduled hearing. Lawyers are invited to bring their concerns to the Provincial Court Judicial Case Manager, or to the Administrative Judge.

Discussion points also included:

- Double booking—please avoid
- Civil Cases—please advise if not proceeding
- Practice directives—directives in eight areas will be released for consultation

PUBLIC LEGAL EDUCATION ASSOCIATION (PLEA)

Margot Hurlbert

CBA Saskatchewan Representative

As the Canadian Bar Association's designate on the Board of Directors of the Public Legal Education Association ("PLEA") I am pleased to provide this report of PLEA's activities over the past year. PLEA is a non-profit, non-governmental, charitable organization, tasked with the provision of public legal education and information to the people of Saskatchewan. Since 1980 PLEA has been providing quality legal information to the public through the provision of speakers, newspaper articles, and information pamphlets, booklets and other media.

Development of new publications included the booklet *AccountAbility* (a Canada Revenue Agency-supported resource discussing bookkeeping and financial reporting requirements for non-profit organizations), and completion of the comprehensive guidebook, *Life After 60: Legal Information for Older Adults, Their Family & Friends*, supported by the federal Elder Abuse Initiative Fund. PLEA's Justice Canada project, Recognizing and Responding to Family Violence also helped to reprint the titles *Abuse of Older Adults* and *Abusive Relationships*. The very popular booklet *Power of Attorney* and PLEA's booklet *Renting a Home* were also printed.

Core operations allowed PLEA to revise and reprint the booklets *Debts and Credit* and *Older Adults and the Law*, and *Life After 60: Legal Information for Older Adults, Their Family & Friends* as well as the pamphlets *Being a Witness in Criminal Court*, *Peace Bonds*, *Child Abuse and Neglect*, *Child Protection*, *Custody and Access*, *Health Care Directives*, *Single Parents* and *Social Assistance: Special Needs*.

Demand remains strong for services within PLEA's Speakers Bureau and Legal Information Telephone and Email Lines. In 2010 there were over 500 requests for legal information, over 150,000 plea.org pages viewed, and 34 speaker presentations.

In Youth & Schools programming, the all-schools newsletter, *The PLEA* continues to grow in terms of innovative content and design, and usage by teachers and students. Need and demand for this newsletter led to a Justice Canada-supported reprint of the edition on dating violence, accompanied by a re-worked dating rights wallet card and a 'Speak Out' awareness pin. The Canadian Red Cross's RespectEd program for youth (a violence and abuse prevention program that promotes healthier relationships and safer communities through education and partnerships) has made this resource part of their course. Many tens of thousands of Youth & Schools print resources were distributed during the year, and outreach to school communities province-wide continued through the program's presence as an exhibitor at several teachers' and other professional conferences.

A further edition of *The PLEA, Parole: Dispelling Myths* was published to aid in the understanding of the parole system. In addition, a novel-study based on Morley Callaghan's *More Joy in Heaven* expands discussion about the functions of the parole system beyond Law 30 classes into English Language Arts classrooms.

PLEA's new project with the Saskatchewan Ministry of Health is well underway to develop resources for students, teachers, parents and the general public, looking at drugs, alcohol and the law, including information on topics such as social hosting liability and drugged driving.

With respect to Aboriginal legal issues, PLEA completed a project with the Office of the Treaty Commissioner to produce a teacher's guide to accompany the OTC's DVD, *From Dream to Reality: The Story of Saskatchewan Treaty Land Entitlement*. Another edition of our school newsletter was produced, entitled *Treaties and the Law*. These publications help to fill the growing need for treaty education resources and support the Ministry of Education's mandatory treaty education initiative.

PLEA has also entered a contract with Justice Canada to produce a booklet for victims of sexual assault, which will include valuable information on preservation of evidence. PLEA has learned that these issues may be of particular concern in areas of our North.

Virtually all PLEA resources may be viewed at its website, www.plea.org. Numbers of visits to the website continue to increase over past years. PLEA also continues to collaborate with Association des juristes d'expression française de la Saskatchewan (AJEFS) in the translation of PLEA material to French, which may be viewed at their website, www.ajefs.ca.

PLEA continues to expand efforts in community outreach as it maintains strong relationships with Pro Bono Law agencies and other human services and justice-related community organizations. PLEA has entered an agreement with Charity Central of the Legal Resource Centre, University of Alberta to partner on bringing a workshop to Saskatchewan to discuss accountability issues for non-profit and charitable organizations. PLEA has also begun talks with Provincial Court Judges in Saskatoon with a view to better serve court facilities with printed materials and more coordinated and meaningful court visits for students.

In 2010 PLEA celebrated its 30th anniversary. PLEA organized several activities to observe this milestone, culminating in the Legislature with the honour of Minister Morgan's recognition and declaration of May 17 to 21 as Public Legal Education Week in Saskatchewan

In 2011-2012 PLEA will continue to fulfill its mandate of educating, informing and empowering through law related education.

**DEPARTMENT OF JUSTICE SASKATCHEWAN
ROUNDTABLE ON THE CRIMINAL JUSTICE SYSTEM**

Aaron Fox, Q.C.

CBA Saskatchewan Representative

The Department of Justice for Saskatchewan had convened roundtable meetings with various parties involved in the Criminal Justice System to discuss criminal justice issues. Attendees at the roundtable discussions include representatives from the Court of Queen's Bench, the Provincial Court for Saskatchewan, Justices of the Peace for Saskatchewan, the Law Society of Saskatchewan, Department of Justice Canada, Saskatchewan Legal Aid Commission, Department of Justice, Saskatchewan, Corrections and Public Safety, Community Resources and Employment, First Nations and Metis Relations, Health and Learning, the Regina Police Service, Saskatoon Police Service, Moose Jaw Police Service and the R.C.M.P., as well as Crown Prosecutors and myself as a representative of the Canadian Bar Association.

The Deputy Minister of Justice and Deputy Attorney General, Gerald Tegart, Q.C., is presently considering what the best format is to proceed with these consultations in the future. Consideration is being given to an arrangement whereby representatives will come together to have a more focused discussion about specific topics of interest. The input of the Canadian Bar Association as to this format has been requested and I will be forwarding my comments to Deputy Minister Tegart. Deputy Minister Tegart has advised that he is appreciative of the CBA's continued commitment to participate in this process.

DATED this 6th day of May, A.D. 2011.

**SASKATCHEWAN COURT OF APPEAL
CRIMINAL RULES COMMITTEE**

Aaron Fox, Q.C.

CBA Saskatchewan Representative

The Saskatchewan Court of Appeal assembled a committee to deal with the revisions to the Court of Appeal Criminal Rules. Representatives of the Law Society of Saskatchewan, Saskatchewan Legal Aid Commission, Saskatchewan Trial Lawyers Association, Public Prosecution Service of Canada, Ministry of Justice, Attorney General and myself as a representative of the Canadian Bar Association, are members of the committee, along with Chief Justice Klebuc, Madam Justice Jackson and Ms. Lian Schwann, Registrar of the Court of Appeal.

The Saskatchewan Court of Appeal has now implemented the new rules for criminal appeals in the Saskatchewan Court of Appeal. A number of meetings were held with the Committee, including a meeting to review the final draft of the rules.

The rules were registered with the Privy Council on February 16, 2011 as SI/2011-9 and were published in the Canada Gazette Part II, Vol. 145, No. 4 dated February 16, 2011. The Honourable Chief Justice J. Klebuc thanked the Canadian Bar Association for its contribution to the project. Now that the rules have been implemented the work of the Committee is concluded.

DATED this 6th day of May, A.D. 2011.