



50th National Criminal Law Program
Hyatt Regency Hotel Vancouver, BC
July 7-11, 2025

**Criminal Procedure,
Ethics and the *Charter***

PROGRAM



Federation of
Law Societies
of Canada

Sunday July 6

3:30 pm – 6:00 pm Registration

★ 4:30 pm – 6:00 pm First Timer's Reception

Mosaic Bar, Hyatt Regency

All sessions will take place in the Vancouver Hyatt Regency Hotel unless noted otherwise.

Monday July 7

7:45 am – 4:00 pm Registration

8:00 am – 8:45 am Breakfast

8:45 am – 9:05 am Welcome and Introductions

To mark the 50th Anniversary of the NCLP several former NCLP Faculty members will be making special contributions to this year's program. These special guests will be noted with this icon:



9:05 am – 9:45 am Opening Presentation: Has the *Charter* Lived Up to Its Promise?

Chair

The Honourable Michal Fairburn, Associate Chief Justice of Ontario
Court of Appeal for Ontario



Panelists

The Honourable David Doherty, K.C. Lenczner Slaght

The Honourable Justice Guy Cournoyer
Court of Appeal of Quebec and Court Martial Appeal Court of Canada

Mona Duckett, K.C.
Duckett, Garcia & Johnson Barristers

9:45 am – 10:45 am Independence in the Criminal Justice System – What It Means and How It Works



Chair

The Honourable Justice Joyce DeWitt-Van Oosten
Court of Appeal of British Columbia

Panelists

The Honourable Judge Hugh Harradence
Provincial Court of Saskatchewan

Katie Doherty
Ministry of the Attorney General for Ontario

Nader Hasan
Stockwoods LLP

10:45 am – 11:05 am Health Break

11:05 am – 11:20 am Point of View: Is There Another Way? Exploring Alternatives to an Adversarial System



Presenter

Jonathan Rudin
Aboriginal Legal Services



Monday July 7 (con't)

11:20 am – 12:00 PM Interim Judicial Release: Latest Developments, Social Context Evidence and Managing Public Perception

Chair The Honourable Justice Cameron Gunn
Court of King's Bench of New Brunswick

Panelists The Honourable Justice Susan Magotiaux
Ontario Court of Justice

Micah Rankin, K.C.
BC Prosecution Service

Brandon Rolle
Nova Scotia Legal Aid

Isabel J. Schurman Ad. E. 
Schurman Grenier Morneau

12:00 pm – 1:20 pm **Lunch** (Lunch is not provided, registrants on their own)

1:20 pm – 2:10 pm **Getting Ready for Trial – Pre-Trial Applications (Non-*Charter*)**

Chair Michelle Booker
BC Prosecution Services

Panelists The Honourable Justice Ian Carter
Ontario Superior Court of Justice

Jennifer Conroy
Public Prosecution Service of Canada

Karen Endres, K.C.
Nova Scotia Legal Aid

2:10 pm – 3:00 pm **Getting Ready for Trial – Pre-Trial Applications Unique to Sexual Assault Cases**

Chair The Honourable Justice Annie Émond
Superior Court of Québec

Panelists Teresa Donnelly
Ministry of the Attorney General for Ontario

Anil Kapoor
Kapoor Barristers

3:00 pm – 3:20 pm **Health Break**

3:20 pm – 4:20 pm **Breakout Sessions (Selection Made Onsite)**

Dangerous and Long-Term Offenders, Specialized Peace Bonds Room; Regency Ballroom

Chair Sandra Bracken
Legal Aid Manitoba

Panelists

The Honourable Judge Elizabeth Buckle
Provincial Court of Nova Scotia

Randy Schwartz
Ministry of the Attorney General for Ontario

Julianna Greenspan
Greenspan Partners LLP

Extradition – Committal, Surrender, and *Charter* Applications

Room; Balmoral

Chair

Professor Rob Currie, K.C.
Schulich School of Law, Dalhousie University

Panelists

The Honourable Justice Eric Gottardi
Supreme Court of British Columbia

Jennifer Conroy
Public Prosecution Service of Canada

Erin Dann
Embry Dann LLP

NCRMD Cases – Procedural and Substantive Issues

Room; Plaza A/B

Chair

Frank Addario
Addario Law Group

Panelists

The Honourable Judge Mark Heerema
Provincial Court of Nova Scotia

Marie-Christine Godbout, Ad E.
Directeur des poursuites criminelles et pénales

Michael Davies
Davies McMahon LLP

Criminal Appeals – Summary Conviction and Indictable

Room; Georgia A/B

Chair

Ami Kotler
Manitoba Justice, Prosecution Service

Panelists

The Honourable Justice Joe Di Luca
Ontario Superior Court of Justice

Gerald Chan
Stockwoods LLP

Andi MacKay, K.C.
MacKay Boyar Law Corporation

4:30 pm

Opening Reception

**Hyatt Regency
Perspectives (34th Floor)**

Tuesday July 8



★ 7:45 am – 8:45 am Richard E. Shadley K.C. Mentoring Breakfast: Focus on Practice Management

8:00 am – 8:45 am Breakfast

9:00 am – 10:00 am Search and Seizure: Latest Developments

Chair

Scott Fenton
Fenton Law Barristers

Panelists

The Honourable Judge Hugh Harradence
Provincial Court of Saskatchewan

Katie Doherty
Ministry of the Attorney General for Ontario

Gerald Chan
Stockwoods LLP

10:00 am – 10:30 am Lectures on Ethics



Ethical Issues for the Crown in Identifying/Addressing Potential *Charter* Claims

Michelle Booker
BC Prosecution Services

Ethical Obligations for the Defence in Bringing *Charter* Claims
Anil Kapoor
Kapoor Barristers

Judge's Obligation to Assist on *Charter* Issues
The Honourable Judge Mark Heerema
Provincial Court of Nova Scotia

10:30 am – 10:50 am Health Break

10:50 am – 11:35 am Arbitrary Detention: Latest Developments

Chair

Karen Endres, K.C.
Nova Scotia Legal Aid

Panelists

The Honourable Justice Ian Carter
Ontario Superior Court of Justice

Ami Kotler
Manitoba Justice, Prosecution Service

Sarah Rankin
Insight Consulting

Tuesday July 8 (con't)

★ 11:40 am – 12:40 pm Workshops (Pre-selection required)

Writing Workshop (Part 1 of 2)

Room: Plaza A/B

Presenters

The Honourable John Laskin
Court of Appeal for Ontario (retired)

Caroline Mandell
Mandell Coaching

Seminar on Section 24(2) Remedy Applications (English)

Room: Regency Ballroom

Chair

Andi MacKay, K.C.
MacKay Boyar Law Corporation

Presenters

The Honourable Justice Susan Magotiaux
Ontario Court of Justice

Randy Schwartz
Ministry of the Attorney General for Ontario

Erin Dann
Embry Dann LLP

Seminar on Section 24(2) Remedy Applications (French)

Room: Balmoral

Chair

The Honourable Justice Annie Émond
Superior Court of Québec

Presenters

The Honourable Justice Alexandre Boucher
Superior Court of Québec

Marie-Christine Godbout, Ad E.
Directeur des poursuites criminelles et pénales

Giuseppe Battista, Ad. E.
Battista Turcot Israel s.e.n.c.

12:40 pm – 2:00 pm Lunch

2:00 pm – 2:45 pm Right to Counsel: Latest Developments

Chair

Nader Hasan
Stockwoods LLP

Panelists

The Honourable Justice Allison Dellandrea
Ontario Court of Justice

Elisa Frank
Attorney General of Alberta

Sandra Bracken
Legal Aid Manitoba

2:45 pm – 3:30 pm **Unreasonable Delay: Latest Developments**

Chair

The Honourable Justice Eric Gottardi
Supreme Court of British Columbia

Panelists

The Honourable Justice Joe Di Luca
Ontario Superior Court of Justice

Jennifer Conroy
Public Prosecution Service of Canada

Tony Paisana
Peck and Company

3:30 pm – 3:50 pm **Health Break**

3:50 pm – 4:30 pm **The Most Impactful *Charter* Case in 50 Years, Other Than *Stinchcombe*
– The Faculty Speaks, the Registrants Vote**

Chair

Scott Hutchison
Henein Hutchison Robitaille LLP

Panelists

The Honourable Justice Cameron Gunn
Court of King's Bench of New Brunswick

Julianna Greenspan
Greenspan Partners LLP

Brian Greenspan 
Greenspan Humphrey Makepeace LLP

Accreditation

The 2025 NCLP provides 21.66 CPD hours (7.5 of which qualify as ethics hours) under the Continuing Professional Development Policies of most Law Societies.

Participation in the Mentoring Breakfasts qualify for an additional 1 CPD and ethics hour each.

Law Society of Ontario:

This program contains 5 hours and 35 minutes of Professionalism Content

This program contains 1 hour and 30 minutes of EDI Professionalism Content

See individual sessions identified within the program with LSO logos.



Wednesday July 9

8:00 am – 8:45 am Breakfast

9:00 am – 10:00 am Roundtable on Mental Health Issues (Generally) and the Adjudicative Process



Chair

The Honourable Judge Hugh Harradence
Provincial Court of Saskatchewan

Panelists

Micah Rankin, K.C.
BC Prosecution Service

Catriona Kaiser-Derrick
Legal Aid Saskatchewan

Peter Wilson, K.C.
Wilson Butcher



10:00 am – 10:20 am Point/Counterpoint: The Increasing Complexity of Criminal Litigation: Unavoidable or Self-Imposed?



Presenters

Frank Addario
Addario Law Group

Professor Rob Currie, K.C.
Schulich School of Law, Dalhousie University

10:20 am – 10:40 am Health Break

10:40 am – 11:10 am Voluntary, Informed, and Unequivocal Pleas – The Requirements

Chair

Scott Hutchison
Henein Hutchison Robitaille LLP

Panelists

The Honourable Justice Joyce DeWitt-Van Oosten
Court of Appeal for British Columbia

Elisa Frank
Attorney General of Alberta

Michael Davies
Davies McMahon LLP

11:10 am – 12:10 pm Ask Me Anything About Ethics: A Roundtable Discussion of Difficult Ethical Problems



Chair

The Honourable Judge Elizabeth Buckle
Provincial Court of Nova Scotia

Panelists

Teresa Donnelly
Ministry of the Attorney General for Ontario

Giuseppe Battista, Ad. E.
Battista Turcot Israel s.e.n.c.

The Honourable Justice Michelle Fuerst
Ontario Superior Court of Justice



Thursday July 10



7:45 am – 8:45 am

Richard E. Shadley K.C. Mentoring Breakfast:
Focus on Establishing and Maintaining Professional Relationships

8:00 am – 8:45 am

Breakfast

9:00 am – 9:45 am

Victim Participation in The Trial Process: Specialized Procedure

Chair

Anil Kapoor
Kapoor Barristers

Panelists

The Honourable Judge Mark Heerema
Provincial Court of Nova Scotia

Teresa Donnelly
Ministry of the Attorney General for Ontario

Tony Paisana
Peck and Company

9:45 am – 10:15 am

Lectures on Ethics

Starting or Maintaining a Prosecution – The Crown's Obligations

Micah Rankin, K.C.
BC Prosecution Service

Managing Privilege Issues, Including Inadvertent Disclosure – Defence Obligations

Andi MacKay, K.C.
MacKay Boyar Law Corporation

Ensuring Equality According to Law – A Judge's Obligations

The Honourable Justice Cameron Gunn
Court of King's Bench of New Brunswick

10:15 am – 10:35 am

Health Break

10:35 am – 11:20 am

Sentencing Hearings

Chair

The Honourable Justice Joe Di Luca
Ontario Superior Court of Justice

Panelists

The Honourable Justice Susan Magotiaux
Ontario Court of Justice

Katie Doherty
Ministry of the Attorney General for Ontario

Catriona Kaiser-Derrick
Legal Aid Saskatchewan



Thursday July 10 (con't)



11:25 am – 12:15 pm

Workshops

Writing Workshop (Part 2 of 2)

Room: Plaza A/B

Presenters

The Honourable John Laskin
Court of Appeal for Ontario (retired)

Caroline Mandell
Mandell Coaching

Seminar on Section 24(1) Remedy Applications (English)

Room: Regency Ballroom

Chair

Michael Davies
Davies McMahon LLP

Panelists

The Honourable Judge Elizabeth Buckle
Provincial Court of Nova Scotia

Elisa Frank
Attorney General of Alberta

Sandra Bracken
Legal Aid Manitoba

Seminar on Section 24(1) Remedy Applications (French)

Room: Balmoral

Chair

The Honourable Justice Alexandre Boucher
Superior Court of Québec

Panelists

The Honourable Justice Annie Émond
Superior Court of Québec

Marie-Christine Godbout, Ad E.
Directeur des poursuites criminelles et pénales

Giuseppe Battista, Ad. E.
Battista Turcot Israel s.e.n.c.

12:15 pm – 1:30 pm

Lunch

1:30 pm – 2:20 pm

Demonstration: Submissions at Sentencing

Judge

The Honourable Justice Carol Brewer (*per diem*)
Ontario Court of Justice

Crown

Micah Rankin, K.C.
BC Prosecution Service

Defence

Scott Hutchison
Henein Hutchison Robitaille LLP

2:20 pm – 2:50 pm

Lecture: Systemic Marginalization – Making the Courtroom a Safe Place



Presenters

The Honourable Judge Aamna Afsar
Provincial Court of British Columbia

The Honourable Justice Negar Azmudeh
Federal Court of Canada



2:50 pm – 3:10 pm Question Period

3:10 pm – 3:30 pm Health Break

3:30 pm – 4:30 pm Breakout Sessions
Hate Crimes and Section 2(b) of the *Charter*
Room: Georgia A/B
Chair

Jonathan Rudin
Aboriginal Legal Services

Panelists The Honourable Justice Allison Dellandrea
Ontario Court of Justice

Ami Kotler
Manitoba Justice, Prosecution Service

Brandon Rolle
Nova Scotia Legal Aid

Regulatory Investigations – Unique Issues and Best Practices
Room: Plaza A/B
Chair

Scott Fenton
Fenton Law Barristers

Panelists The Honourable Justice Eric Gottardi
Supreme Court of British Columbia

Jennifer Conroy
Public Prosecution Service of Canada

Nader Hasan
Stockwoods LLP

Prosecuting and Defending Offences of Intimate Partner Violence
Room: Regency Ballroom
Chair

Frank Addario
Addario Law Group

Panelists Michelle Booker
BC Prosecution Services

Karen Endres, K.C.
Nova Scotia Legal Aid

\$ ★ 6:30 pm

Closing Event

Hyatt Regency
Regency Ballroom

Friday July 11

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|---------------------|--|---|
| 8:00 am – 8:45 am | Breakfast | |
| 9:00 am – 9:30 am | Point/Counterpoint: The Dialogue Between the Courts and Parliament: Is It Working? | |
| | Presenters | Gerald Chan Stockwoods LLP Randy Schwartz Ministry of the Attorney General for Ontario |
| 9:30 am – 10:15 am | Advocacy for the Ages – Reflections from the Bench | |
| | Chair | The Honourable Justice Elizabeth Hughes  Court of Appeal of Alberta (retired); deputy judge of the Supreme Court of Yukon, Supreme Court of the Northwest Territories and Nunavut Court of Justice |
| | Panelists | The Honourable Justice Allison Dellandrea Ontario Court of Justice The Honourable Justice Ian Carter Ontario Superior Court of Justice The Honourable John Laskin Ontario Court of Appeal (retired) The Honourable David Watt, K.C.  Greenspan Humphrey Makepeace LLP |
| 10:15 am – 11:00 am | Supreme Court of Canada Report: Must-Reads from 2024/25 | |
| | Chair | The Honourable Justice Joyce DeWitt-Van Oosten Court of Appeal for British Columbia |
| | Panelists | The Honourable Justice Alexandre Boucher Superior Court of Québec The Honourable J. C. Marc Richard, Chief Justice of New Brunswick Sarah Rankin Insight Consulting |
| 11:00 am – 11:20 am | Lecture: Supreme Court of Canada Cases to Watch For in 2025/26 | |
| | Presenter | Professor Rob Currie, K.C. Schulich School of Law, Dalhousie University |
| 11:20 am – 11:30 am | Closing Remarks | |