

**TABLE OF CONCORDANCE**

This Table of Concordance sets out changes to the Rules of Professional Conduct that will come into effect on October 1, 2014 only. The heading “Former Rules of Professional Conduct” refers to the rules that are in force up to and including September 30, 2014.

<b>Rules of Professional Conduct</b>	<b>Former Rules of Professional Conduct</b>	<b>Federation of Law Societies of Canada Model Code of Professional Conduct</b>
Chapter 1 Citation and Interpretation	Rule 1 Citation and Interpretation	Chapter 1 Interpretation and Definitions
1.0 Citation	1.01 Citation	No equivalent
1.0-1	1.01	No equivalent
1.1 Definitions	1.02 Definitions	1.1 Definitions
Chapter 2 Integrity	No equivalent	Chapter 2 Integrity
2.1 Integrity	6.01(1) Integrity	2.1 Integrity
2.1-1	1.03(1)(a), 6.01, commentary following 6.01, commentary following definition of “conduct unbecoming” in 1.02.	2.1-1
2.1-2	1.03(1)(c) Standards of the Legal Profession	2.1-2
Chapter 3 Relationship to Clients	Rule 2 Relationship to Clients	Chapter 3 Relationship to Clients
3.1 Competence	2.01 Competence	3.1 Competence
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3.1-2 Competence	2.01(2) Competence	3.1-2 Competence
3.2 Quality of Service	2.02 Quality of Service	3.2 Quality of Service
3.2-1 Quality of Service	No equivalent except see commentary to 2.01(1)	3.2-1 Quality of Service

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3.2-1A Legal Services under a Limited Scope Retainer	2.02(6.1) Legal Services under a Limited Scope Retainer	3.2-1A Limited Scope Retainers
3.2-1A.1 Legal Services Under a Limited Scope Retainer	2.02(6.2)	3.2-1A Commentary [1]
3.2-1A.2	2.02(6.3)	3.2-1A Commentary [5]
3.2-2 Honesty and Candour	2.02(1) Honesty and Candour	3.2-2 Honesty and Candour
3.2-3 When Client an Organization	2.02(1.1) When Client an Organization	3.2-3 When the Client is an Organization
3.2-4 Encouraging Compromise or Settlement	2.02(2) Encouraging Compromise or Settlement and 2.02(3)	3.2-4 Encouraging Compromise or Settlement
3.2-5 Threatening Criminal Proceedings	2.02(4) Threatening Criminal Proceedings	3.2-5 Threatening Criminal or Regulatory Proceedings
3.2-5.1	No equivalent	No equivalent
3.2-6 [FLSC – not in use]	No equivalent	3.2-6 Inducement for Withdrawal of Criminal or Regulatory Proceedings
3.2-7 Dishonesty, Fraud etc. by Client or Others	2.02(5), Dishonesty, Fraud etc. by Client or Others	3.2-7 Dishonesty, Fraud by Client
3.2-7.1 Dishonesty, Fraud etc. by Client or Others	2.02(5.0.1)	No equivalent but see Rule 3.2-7 Commentary [2]
3.2-7.2	2.02 (5.0.2)	3.2-7 Dishonesty, Fraud by Client Commentary [3].
3.2-7.3	2.02(5.0.3)	No equivalent
3.2-8 Dishonesty, Fraud, etc. when Client an Organization	2.02(5.1) and 2.02(5.2) Dishonesty, Fraud when Client an Organization	3.2-8 Dishonesty, Fraud when Client an Organization

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3.2-9 Client with Diminished Capacity	2.02(6) Client under a Disability	3.2-9 Clients with Diminished Capacity
3.2-9.1 Medical-Legal Reports	2.02(7) Medical-Legal Reports	No equivalent
3.2-9.2	2.02(8)	No equivalent
3.2-9.3	2.02(9)	No equivalent
3.2-9.4 Title Insurance in Real Estate Conveyancing	2.02(10) Title Insurance in Real Estate Conveyancing	No equivalent
3.2-9.5	2.02(11)	No equivalent
3.2-9.6	2.02(12)	No equivalent
3.2-9.7	2.02(13)	No equivalent
3.2-9.8 Reporting on Mortgage Transactions	2.02(14) Reporting on Mortgage Transactions	No equivalent
3.2-9.9	2.02(15)	No equivalent
3.3 Confidentiality	2.03 Confidentiality	3.3 Confidentiality
3.3-1 Confidential Information	2.03(1) Confidential Information	3.3-1 Confidential Information
3.3-1.1 Justified or Permitted Disclosure	2.03(2) Justified or Permitted Disclosure	No equivalent
3.3-2 [FLSC – not in use]	No equivalent	3.3-2 Use of Confidential Information
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3.3-5	2.02(5)	3.3-5

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3.4 Conflicts	2.04 Avoidance of Conflicts of Interest	3.4 Conflicts
3.4-1 Duty to avoid conflicts of interest	No equivalent	3.4-1 Duty to Avoid Conflicts of Interest
3.4-2 Consent	2.04-2 Avoidance of Conflicts of Interest	3.4-2 Consent
3.4-3 Dispute	2.04(2)	3.4-3 Dispute
3.4-4 [FLSC – not in use]	No equivalent	3.4-4 Concurrent Representation with Protection of Confidential Client Information
3.4-5 Joint Retainers	2.04(6) Joint Retainer	3.4-5 Joint Retainers
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3.4-8	2.04(9)	3.4-8
3.4-9	2.04(10)	3.4-9
3.4-10 Acting Against Former Clients	2.04(4) Acting Against Client	3.4-10 Acting Against Former Clients
3.4-11	2.04(5)	3.4-11
3.4-11.1 Affiliations Between Lawyers and Affiliated Entities	2.04(10.1) Affiliations between Lawyers and Affiliated Entities	No equivalent
3.4-11.2	2.04(10.2)	No equivalent
3.4-11.3	2.04(10.3)	No equivalent
3.4-12 Acting for Borrower and Lender	2.04(11) Prohibition Against Acting for Borrowers and	3.4-12 Acting for Borrower and Lender

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3.4-15	2.04(6.1) Joint Retainer	3.4-15
3.4-16	2.04(8.1) and 2.04(8.2)	3.4-16
3.4-16.1 Multi-discipline Practice	2.04(13) Multi-discipline Practice	No equivalent
3.4-16.2 Short-term limited legal services	2.04(15) Short-term limited legal services	No equivalent
3.4-16.3	2.04(16)	No equivalent
3.4-16.4	2.04(17)	No equivalent
3.4-16.5	2.04(18)	No equivalent
3.4-16.6	2.04(19)	No equivalent
3.4-16.7 Lawyers Acting for Transferor and Transferee in Transfers of Title	2.04.1(1) Lawyers Acting for Transferor and Transferee in Transfers of Title	No equivalent
3.4-16.8 Lawyers Acting for Transferor and Transferee in Transfers of Title	2.04.1(2)	No equivalent
3.4-16.9 Lawyers Acting for Transferor and Transferee in Transfers of Title	2.04.1(3)	No equivalent
3.4-17 Conflicts from Transfer Between Law Firms	2.05 Conflicts From Transfer Between Law Firms	3.4-17 Conflicts from Transfer Between Law Firms
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3.4-19 Interpretation and Application of Rule	2.05(3)	3.4-19
3.4-20 Law Firm Disqualification	2.05(4) Law Firm Disqualification	3.4-20 Law Firm Disqualification
3.4-21	2.05(5)	3.4-21
3.4-22	2.05(6)	3.4-22
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3.4-24	2.05(8)	3.4-24
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3.4-29 Transactions with Clients	2.06(2) Investment by Client where Lawyer has an Interest	3.4-29 Investment by Client when Lawyer has an Interest
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3.4-34.1 Lawyers in Loan or Mortgage Transactions	2.06(6) Lawyers in Loan or Mortgage Transactions	No equivalent
3.4-34.2 Disclosure	2.06(7) Disclosure	No equivalent
3.4-34.3 No Advertising	2.06(8) No advertising	No equivalent
3.4-35 Guarantees by a Lawyer	2.06(9) Guarantees by a Lawyer	3.4-35 Guarantees by a Lawyer
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3.4-38	No equivalent	3.4-38
3.4-39 [FLSC – Not in Use].	No equivalent	3.4-39
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3.5-1 [FLSC – not in use]	No equivalent	3.5-1
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3.5-6 Accounting and Delivery	2.07(5) Accounting and Delivery	3.5-6 Accounting and Delivery
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3.6-1 Reasonable Fees and Disbursements	2.08(1) Reasonable Fees and Disbursements	3.6-1 Reasonable Fees and Disbursements
3.6-1.1	2.08(2) Reasonable Fees and Disbursements	No equivalent
3.6-2 Contingency Fees and Contingency Fee Arrangements	2.08(3) Contingency Fees and Contingency Fee Agreements	3.6-2 Contingent Fees and Contingent Fee Agreements
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3.6-6	2.08(7)	3.6-6
3.6-7	2.08(8)	3.6-7
3.6-8 Exception for Multi-discipline Practices and Interprovincial and International Law Firms	2.08(9) Exception for Multi-discipline Practices and Interprovincial and International Law Firms	3.6-8 Exception for Multi-discipline Practices and Interjurisdictional Law Firms
3.6-9 [FLSC – not in use]	No equivalent	3.6-9 Payment and Appropriation of Funds
3.6-10 Payment and Appropriation of Funds	2.08(10) Appropriation of Funds	3.6-10
3.6-11 Payment and Appropriation of Funds	No equivalent	3.6-11
3.6-12 [FLSC – not in use]	No equivalent	3.6-12 Prepaid Legal Services Plan
Section 3.7 Withdrawal from Representation	2.09 Withdrawal from Representation	3.7 Withdrawal from Representation
3.7-1 Withdrawal from Representation	2.09(1) Withdrawal from Representation	3.7-1
3.7-2 Optional Withdrawal	2.09(2) Optional Withdrawal	3.7-2 Optional Withdrawal
3.7-3 Non-payment of Fees	2.09(3) Non-payment of Fees	3.7-3 Non-payment of fees
3.7-4 Withdrawal from Criminal Proceedings	2.09(4) Withdrawal from Criminal Proceedings	3.7-4 Withdrawal from Criminal Proceedings
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3.7-7 Mandatory Withdrawal	2.09(7) Mandatory Withdrawal	3.7-7 Obligatory Withdrawal
3.7-8 Manner of Withdrawal	2.09(8) Manner of Withdrawal	3.7-8 Manner of Withdrawal
3.7-9	2.09(9)	3.7-9
3.7-10 Duty of Successor Licensee	2.09(10) Duty of Successor Licensee	3.7-10 Duty of Successor Lawyer
Chapter 4 The Practice of Law	Rule 3 The Practice of Law	Chapter 4 - Marketing of Legal Services
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4.1-1 Making Services Available	3.01(1) Making Legal Services Available	4.1-1
4.1-2 Restrictions	3.01(2) Restrictions	4.1-2 Restrictions
4.2 Marketing	3.02 Marketing	4.2 Marketing
4.2-0 Marketing of Professional Services	3.02(1) Marketing Legal Services	No equivalent
4.2-1 Marketing of Professional Services	3.02(2)	4.2-1 Marketing of Professional Services
4.2-2 Advertising of Fees	3.02(3) Advertising of Fees	4.2-2 Advertising of Fees
4.3 Advertising Nature of Practice	3.03 Advertising Nature of Practice	4.3 Advertising Nature of Practice
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5.1 The Lawyer as Advocate	4.01 The Lawyer as Advocate	5.1 The Lawyer as Advocate
5.1-1 Advocacy	4.01(1) Advocacy	5.1-1 Advocacy
5.1-2	4.01(2)	5.1-2
5.1-3 Duty as Prosecutor	4.01(3) Duty as Prosecutor	5.1-3 Duty as Prosecutor
5.1-3.1 Discovery Obligations	4.01(4) Discovery Obligations	No equivalent
5.1-4 Disclosure of Error or Omission	4.01(5) Disclosure of Error or Omission	5.1-4 Disclosure of Error or Omission
5.1-5 Courtesy	4.01(6) Courtesy	5.1-5 Courtesy
5.1-6 Undertakings	4.01(7) Undertakings	5.1-6 Undertakings
5.1-7 Agreement on Guilty Plea	4.01(8) Agreement on Guilty Plea	5.1-7 Agreement on Guilty Plea
5.1-8	4.01(9)	5.1-8
5.2 The Lawyer as Witness	4.02 The Lawyer as Witness	5.2 The Lawyer as Witness
5.2-1 Submission of Evidence	4.02(1) Submission of Affidavit 4.02(2) Submission of Testimony	5.2-1 Submission of Evidence
5.2-2 Appeals	4.02(3) Appeals	5.2-2 Appeals
5.3-1 Interviewing Witnesses	4.03 Interviewing Witnesses	5.3 Interviewing Witnesses
5.3 Interviewing Witnesses	4.03 Interviewing Witnesses	5.3
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5.5-1 Communications Before Trial	4.05(1) Communications Before Trial	5.5-1 Communications before Trial
5.5-2 Disclosure of Information	4.05(2) Disclosure of Information	5.5-2 Disclosure of Information
5.5-3	4.05(3)	5.5-3
5.5-4 Communication During Trial	4.05(4) Communication During Trial	5.5-4 Communication During Trial
5.6 The Lawyer and the Administration of Justice	4.06 The Lawyer and the Administration of Justice	5.6 The Lawyer and the Administration of Justice
5.6-1 Encouraging Respect for the Administration of Justice	4.06(1) Encouraging Respect for the Administration of Justice	5.6-1 Encouraging Respect for the Administration of Justice
5.6-2 Seeking Legislative or Administrative Changes	4.06(2) Seeking Legislative or Administrative Changes	5.6-2 Seeking Legislative or Administrative Changes
5.6-3 Security of Court Facilities	4.06(3) Security of Court Facilities	5.6-3 Security of Court Facilities
5.7 Lawyers as Mediators	4.07 Lawyers as Mediators	5.7 Lawyers and Mediators
5.7-1 Role of Mediator	4.07 Role of Mediator	5.7 Role of Mediator
Chapter 6 Relationship to Students, Employees, and Others	Rule 5 Relationship to Students, Employees, and Others	Chapter 6 Relationship to Students, Employees and Others
Section 6.1 Supervision	5.01 Supervision	6.1 Supervision
No equivalent	5.01(1) Application	No equivalent

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6.1-2 [FLSC – not in use]	No equivalent	6.1-2 Application
6.1-3 [FLSC – not in use]	No equivalent	6.1-3 Delegation
6.1-4 [FLSC – not in use] (see 7.6-1.1)	6.07(2) Working With or Employing Unauthorized Persons	6.1-4 Suspended or Disbarred Lawyers
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6.1-6.1 Title Insurance	5.01(5) Title Insurance	No equivalent
6.1-6.2 Signing E-Reg Documents	5.01(6) Signing E-Reg Documents	No equivalent
6.2 Students	5.02 Students	6.2 Students
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6.3-4 [FLSC – not in use]	No equivalent	6.3-4
6.3-5 [FLSC – not in use]	No equivalent	6.3-5
6.3.1 Discrimination	5.04 Discrimination	no equivalent
6.3.1-1 Special Responsibility	5.04(1) Special Responsibility	6.3 Commentary [1]
6.3.1-2 Services	5.04(2) Services	No equivalent
6.3-1-3 Employment Practices	5.04(3) Employment Practices	No equivalent
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7.1-1 Communications from the Law Society	6.02 Responsibility to the Society	7.1-1 Communications from the Society
7.1-2 Meeting Financial Obligations	6.01(2) Meeting Financial Obligations	7.1-2 Meeting Financial Obligations
7.1-3 Duty to Report	6.01(3) Duty to Report	7.1-3 Duty to Report

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7.1-4.1 Encouraging Client to Report Dishonest Conduct	6.01(5)	No equivalent
7.1-4.2 Encouraging Client to Report Dishonest Conduct	6.01(6)	No equivalent
7.1-4.3 Encouraging Client to Report Dishonest Conduct	6.01(7)	No equivalent
7.1-4.4 Duty to Report Certain Offences	6.01(8) Duty to Report Certain Offences	No equivalent
7.2 Responsibility to Lawyers and Others	6.03 Responsibility to Lawyers and Others	7.2 Responsibility to Lawyers and Others
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7.2-1.1	6.03(2)	No equivalent
7.2-2	6.03(3)	7.2-2 Courtesy and Good Faith
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7.2-4 Communications	6.03(5) Communications	7.2-4 Communications
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7.2-8 Communications with a represented Corporation or Organization	6.03(9) Communications with a represented corporation or organization	7.2-8
7.2-8.1	6.03(9.1)	No equivalent
7.2-8.2	6.03(9.2)	7.2-8 Commentary [1]
7.2-9 Unrepresented Persons	Rule 2.04(14) Unrepresented Persons	7.2-9 Communications
7.2-10 Inadvertent Communications	No equivalent	7.2-10 Inadvertent Communications
7.2-11 Undertakings and Trust Conditions	6.03(10) Undertakings	7.2-11 Undertakings and Trust Conditions
7.3 Outside Interests and the Practice of Law	6.04 Outside Interests and the Practice of Law	7.3 Outside Interests and the Practice of Law
7.3-1 Maintaining Professional Integrity and Judgement	6.04(1) Maintaining Professional Integrity and Judgment	7.3-1 Maintaining Professional Integrity and Judgment
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7.5-1 Communication with the Public	6.06(1) Communication with the Public	7.5-1 Communication with the Public
7.5-2 Interference with Right to Fair Trial or Hearing	6.06(2) Interference with Right to Fair Trial or Hearing	7.5-2 Interference with Right to Fair Trial or Hearing
7.6 Preventing Unauthorized Practice	6.07 Preventing Unauthorized Practice	7.6 Preventing Unauthorized Practice
7.6-1 Preventing Unauthorized Practice	6.07(1) Preventing Unauthorized Practice	7.6
7.6-1.1 Working with or Employing Unauthorized Persons	6.07(2) Working with or Employing Unauthorized Persons	See 6.1-4 (Suspended or Disbarred Lawyers)
7.6-1.2 Practice by Suspended Lawyers Prohibited	6.07(3) Practice by Suspended Lawyers Prohibited	No equivalent
7.6-1.3 Undertakings not to Practice Law	6.07(4) Undertakings not to Practise Law	No equivalent
7.6-1.4 Undertakings to Practice Law Subject to Restrictions	6.07(5) Undertakings to Practise Law Subject to Restrictions	No equivalent
7.7 Retired Judges Returning to Practice	6.08 Retired Judges Returning to Practice	7.7 Retired Judges Returning to Practice
7.7 [FLSC – not in use]	6.08	7.7
7.7-1.1 Definitions	6.08(1) Definitions	No equivalent
7.7-1.2 Appearance as Counsel	6.08(3) Appearance as Counsel	7.7
7.7-1.3 Definition	6.08(2) Definitions	7.7

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7.8 Errors and Omissions	6.09 Errors and Omissions	7.8 Errors and Omissions
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7.8-2 Notice of Claim	6.09(2) Notice of Claim	7.8-2 Notice of Claim
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7.8-5 Responding to Client's Claim	6.09(5)	7.8-5
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7.8.1.1 Compliance with these Rules	6.10 Compliance with these Rules	No equivalent
7.8.2 Discipline	6.11 Discipline	No equivalent
7.8.2-1 Disciplinary Authority	6.11(1) Disciplinary Authority	No equivalent
7.8.2-2 Professional Misconduct	6.11(2) Professional Misconduct	No equivalent