

MINUTES OF CONVOCATION

Thursday, 2nd November, 2017
9:00 a.m.

PRESENT:

The Treasurer (Paul B. Schabas), Anand, Armstrong (by telephone), Banack (by telephone), Beach, Bickford, Braithwaite, Bredt, Burd (by telephone), Callaghan, Chrétien, Clément, Cooper, Copeland (by telephone), Corbiere (by telephone), Corsetti, Criger, Donnelly, Earnshaw, Evans, Falconer, Furlong, Go, Goldblatt, Groia, Haigh (by telephone), Hartman (by telephone), Horvat, Howell, Krishna, Lawrie (by telephone), Leiper, Lem (by telephone), Lerner, Lippa (by telephone), MacLean (by telephone), Manes (by telephone), McDowell, McGrath, Merali, Mercer, Murchie, Nishikawa, Papageorgiou, Porter, Potter, Richardson, Richer, Rock (by telephone), Rosenthal, Ross, Ruby (by telephone), Sikand, Spurgeon, C. Strosberg, H. Strosberg (by telephone), Swaye, Vespry, Walker (by telephone), Wright and Yachetti (by telephone).

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Secretary: James Varro

The Reporter was sworn.

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TREASURER'S REMARKS

The Treasurer welcomed everyone joining Convocation by webcast.

The Treasurer recognized that benchers are here together in Toronto which is a Mohawk word that means "where there are trees standing in the water". The Treasurer also acknowledged that Convocation is meeting on the traditional territory of the Mississaugas of New Credit First Nation and acknowledged the Haudenosaunee and recognized the long history of all First Nations in Ontario and the Métis and Inuit peoples. The Treasurer thanked the First Nations people who lived and live in these lands for sharing them with us in peace.

The Treasurer addressed the protocol for Convocation in the Lamont Learning Centre.

The Treasurer welcomed Kathleen Waters, President and Chief Executive Officer of LAWPRO, and Stephen Freedman, General Counsel and Chief Privacy Officer, LAWPRO, to Convocation.

The Treasurer highlighted the numerous events of Access to Justice Week from October 23 to 27, 2017.

The Treasurer noted the Federation of Law Societies of Canada meetings in Victoria, B.C. October 18 to 20, 2017, and advised that a report on the meeting would be provided to Convocation on December 1, 2017.

The Treasurer noted the ongoing implementation of the Law Society's Equality, Diversity and Inclusion initiatives and highlighted the well-attended webinar held on October 30, 2017 on the new obligations.

The Treasurer informed Convocation about his visit to Ottawa with bencher John Callaghan for the East Regional reception and dinner and his visits to two law schools.

The Treasurer congratulated Candice S. Metallic, a member of the Indigenous Advisory Group, who was awarded the distinction of Indigenous Peoples' Counsel by the Indigenous Bar Association.

The Treasurer advised Convocation that next week is Treaties Recognition Week and encouraged benchers to take advantage of opportunities to learn about treaty relationships.

The Treasurer advised Convocation of the special Remembrance Day Ceremony on November 8, 2017, which will include an honorary call to the bar of students who died in World War II, and also acknowledged National Aboriginal Veterans Day. The Treasurer thanked lawyer Patrick Shea for his work on the honorary calls.

The Treasurer noted the Women's Law Association and Law Society event on November 13, 2017, the "Paths to Career Satisfaction: (Re)Defining it All?".

The Treasurer reminded Convocation of the Paralegal Reception for newly licensed paralegals on November 30, 2017.

The Treasurer reminded benchers that nominations for the Law Society Awards are now open, with a deadline of January 26, 2018, and encouraged nominations.

MOTION – CONSENT AGENDA – Tab 1

It was moved by Mr. Falconer, seconded by Ms. Donnelly, that Convocation approve the consent agenda set out at Tab 1 of the Convocation Materials.

Carried

Tab 1.1 – DRAFT MINUTES OF CONVOCATION

The draft minutes of Convocation of September 28, 2017 were confirmed.

Tab 1.2 – MOTIONS

Tab 1.2.1 – Law Society Tribunal Hearing Division

THAT Gina Papageorgiou be removed as a member of the Hearing Division of the Law Society Tribunal at her own request.

THAT Sophie Martel be removed as a member of the Hearing Division of the Law Society Tribunal at her own request.

Carried

Tab 1.2.2 – LAWPRO By-Law 22

THAT Convocation approve Lawyers' Professional Indemnity Company By-Law No. 22 set out at Tab 1.2.2.1 of the Convocation Materials.

Carried

Tab 1.3 – EXECUTIVE DIRECTOR'S REPORT ON ADMINISTRATIVE CALLS TO THE BAR

THAT the Report of the Executive Director of Professional Development and Competence listing the names of the call to the bar candidates be adopted.

Carried

STRATEGIC COMMUNICATIONS STEERING GROUP REPORT

Mr. Falconer presented the Report.

Re: Renaming the Law Society of Upper Canada

It was moved by Mr. Falconer, seconded by Mr. Sikand, that the Law Society of Upper Canada / Barreau du Haut-Canada change its name to one of the following:

- a. Law Society of Ontario / Barreau de l'Ontario
- b. Ontario Law Society / Barreau de l'Ontario
- c. Legal Regulator of Ontario / Professionnels juridiques de l'Ontario
- d. Legal Professionals of Ontario / Ordre professionnel juridique de l'Ontario

effective January 1, 2018, and request that the Government of Ontario make the required amendments to the *Law Society Act*.

It was moved by Mr. Beach, seconded by Ms. Richer, that the motion be tabled.

Lost

The motion carried with Convocation choosing the Law Society of Ontario / Barreau de l'Ontario.

ROLL-CALL VOTE

Anand	a.	Howell	a.
Armstrong	Abstain	Krishna	Against
Beach	Against	Lawrie	a.
Bickford	a.	Lem	Against
Braithwaite	Abstain	Lerner	Against
Bredt	a.	Lippa	a.
Burd	a.	MacLean	Abstain
Callaghan	Abstain	McDowell	Abstain
Chrétien	a.	McGrath	a.
Clément	a.	Merali	a.
Cooper	a.	Mercer	a.
Corbiere	a.	Murchie	a.
Corsetti	a.	Nishikawa	a.
Criger	a.	Papageorgiou	a.
Donnelly	a.	Richardson	a.
Earnshaw	a.	Richer	Abstain
Evans	a.	Rosenthal	a.
Falconer	a.	Sikand	a.
Goldblatt	a.	Spurgeon	a.
Groia	b.	C. Strosberg	a.
Haigh	a.	H. Strosberg	a.
Hartman	a.	Vespry	Against
Horvat	a.		

Vote: 33 for a; 1 for b; 6 Abstain; 5 Against

ADDRESS BY PAUL-MATTHIEU GRONDIN, BÂTONNIER, BARREAU DU QUÉBEC

The Treasurer welcomed Mr. Grondin and Lise Tremblay, Chief Executive Officer of the Barreau du Québec, to Convocation.

Mr. Grondin addressed Convocation on the work of the Barreau.

AUDIT & FINANCE COMMITTEE REPORT

Mr. Bredt presented the Report.

Re: 2018 LibraryCo Inc. Budget

It was moved by Mr. Bredt, seconded by Ms. Clément, that Convocation approve the LibraryCo Inc. budget for 2018, incorporating Law Society funding of \$7,899,937.

Carried

Re: 2018 Law Society Budget

It was moved by Mr. Bredt, seconded by Ms. Donnelly, that Convocation approve the Law Society's 2018 budget including the following annual fee amounts:

For lawyers:

General Fee	1,598
Compensation Fund	300
LibraryCo Inc.	194
Capital	91
<hr/> Total	<hr/> \$2,183

For paralegals:

General Fee	997
Compensation Fund	12
Capital	91
<hr/> Total	<hr/> \$1,100

The budget allocates \$4.8 million from the Lawyer General Fund balance and \$600,000 from the accumulated surplus investment income in the E&O Fund to mitigate the fee increase for lawyers. \$2.1 million is allocated from the Paralegal General Fund balance to mitigate the fee increase for paralegals.

Carried

For Information:

- Performance of Portfolio Manager

EQUITY AND INDIGENOUS AFFAIRS COMMITTEE/COMITÉ SUR L'ÉQUITÉ ET LES AFFAIRES AUTOCHTONES REPORT

Ms. Donnelly presented the Report.

Re: Human Rights Monitoring Group Requests for Intervention

It was moved by Ms. Donnelly, seconded by Ms. Go, that Convocation approve the letters and public statements in the cases described in paragraph 4, sub-paragraphs a. through c. of the Report, and set out at Tabs 4.1.1, 4.1.2 and 4.1.3 of the Convocation Materials.

Carried

For Information:

- Equity Legal Education and Rule of Law Series Calendar

GOVERNANCE TASK FORCE 2016 UPDATE

Ms. Leiper presented the Report for information.

Ms. Leiper updated Convocation on the work of the Governance Task Force.

LEGAL INFORMATION AND RESOURCE NETWORK UPDATE

Ms. Horvat presented the Report for information.

Ms. Horvat updated Convocation on the work of the Network and referenced the communiqué at Tab 5 of the Convocation Materials.

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REPORT FOR INFORMATION ONLY

REPORT FROM THE ACTION GROUP ON ACCESS TO JUSTICE (TAG)

CONVOCATION ROSE AT 12:18 P.M.