

RESOLUTIONS 2001

Commercial Law Strategy

RESOLVED

1. That the progress report be received.
2. That the report appear in the 2001 Proceedings.

Uniform Enforcement of Foreign Judgments Act

RESOLVED

1. That the draft *Uniform Enforcement of Foreign Judgments Act* be revised to reflect the following decisions of the conference:

- a. That the Act apply to monetary and non-monetary judgments;
- b. That a provision be added to provide safeguards against the enforcement of problematic non-monetary judgments;
- c. That foreign provisional orders be removed from the scope of the Act;
- d. That with respect to section 11, the conversion date shall be as described in Option C with a corresponding amendment to section 12.

2. That subject to paragraph 1, the draft Act be approved in principle and that the draft Act be circulated to the jurisdictions as soon as possible. Unless two or more objections are received by the Executive Director of the Conference by November 30, 2001, the draft Act should be taken as adopted as a uniform Act and recommended to the jurisdictions for enactment.

3. That the Uniform Act and commentaries appear in the 2001 Proceedings.

Uniform Personal Property Security Amendment Act

RESOLVED

1. That the Cuming and Walsh project on revisions to the Personal Property Security Law Model Act continue until completion.
2. That the report be presented to ULCC PPSA study committee for review.
3. That the mandate of the ULCC PPSA study committee be expanded to permit a review of the key differences between the Model Act, the Ontario Act, and the Quebec Civil Code to assess the feasibility of designing a strategy towards adoption of a new uniform PPSA.
4. That the report appear in the 2001 proceedings.

Electronic Commerce: Enforcing our Laws on the Internet

RESOLVED

1. That the reports on jurisdiction be received.
2. That the Steering Committee of the Section consider creating a Working Group to examine legislative options for addressing internet jurisdictional issues and to work with the Consumer Measures Committee in addressing internet jurisdictional issues in relation to consumer matters.

Federal Security Interests

RESOLVED

1. That the report on Federal Security Interests in Intellectual Property delivered on behalf of the Law Commission of Canada be received.
2. That the Uniform Law Conference endorses and welcomes the efforts of the Law Commission of Canada in carrying forward this topic as part of the Commercial Law Strategy.
3. That the Steering Committee of the Section request the Law Commission of Canada to move forward with its work on other aspects of federal security interests, particularly relating to the *Bank Act*.
4. That the Uniform Law Conference requests that the Law Commission of Canada, as its work on these topics moves forward, take into account the Conference's comments, suggestions and deliberations, and maintain a close liaison with the Conference, particularly the PPSA study committee.

Uniform Civil Enforcement of Judgments Act

RESOLVED

1. That the progress report of the working group be received.
2. That the working group be directed to continue its discussions, and to prepare a further report for consideration of the 2002 Conference.
3. That the report appear in the 2001 proceedings.

Electronic Wills

RESOLVED

1. That the report on Electronic Wills be received.
2. That a draft Act and commentaries be prepared for consideration of the Conference to amend the existing provisions in the *Uniform Wills Act* that give courts the power to dispense with strict compliance with the formalities, to recognize electronic wills in appropriate cases.
3. That the report appear in the 2001 proceedings.

Uniform International Protection of Adults (Hague Convention) Implementation Act

RESOLVED

1. That the draft *Uniform International Protection of Adults (Hague Convention) Implementation Act* be approved in principle and that an amended version of the draft Act be circulated to the jurisdictions as soon as possible. Unless two or more objections are received by the Executive Director of the Conference by November 30, 2001, the draft Act should be taken as adopted as a uniform Act and recommended to the jurisdictions for enactment.
2. That the Uniform Act and commentaries appear in the 2001 Proceedings.

Uniform Parental Responsibility and Measures for the Protection of Children (Hague Convention) Implementation Act

RESOLVED

1. That the draft *Uniform Parental Responsibility and Measures for the Protection of Children (Hague Convention) Implementation Act* be approved in principle and that an amended version of the draft Act be circulated to the jurisdictions as soon as possible. Unless two or more objections are received by the Executive Director of the Conference by November 30, 2001, the draft Act should be taken as adopted as a uniform Act and recommended to the jurisdictions for enactment.
2. That the Uniform Act and commentaries appear in the 2001 Proceedings.

Report on the Activities of the National Conference of Commissioners on Uniform State Laws

RESOLVED

1. That the report be received.
2. That the Uniform Law Conference express its thanks to Mr. K. King Burnett, President of the National Conference of Commissioners on Uniform State Laws for his informative presentation.

Transfer of Investment Securities

RESOLVED

That the Conference express its appreciation to Maxime Paré, Counsel for the Ontario Securities Commission for providing the Conference with an update on this project.

Uniform Unclaimed Intangible Property Act

RESOLVED

1. That the draft Act be amended in accordance with the consultations to be undertaken by the Working Group.
2. That the draft Act be circulated to the jurisdictions as soon as possible. Unless two or more objections are received by the Executive Director of the Conference by a date to be determined by the Steering Committee,

but no later than March 31, 2002, the draft Act should be taken as adopted as a uniform Act and recommended to the jurisdictions for enactment.

3. That the Uniform Act and commentaries appear in the 2001 proceedings.

Private International Law Report

RESOLVED

1. That the report on the activities of the Department of Justice be received.

2. That the report appear in the 2001 proceedings.

Uniform International Interests in Mobile Equipment Act (Aircraft Equipment)

RESOLVED

1. That the draft *Uniform International Interests in Mobile Equipment Act (Aircraft Equipment)* be approved in principle, subject to further changes following finalization of the Convention and Protocol.

2. That the draft Act be circulated to the jurisdictions as soon as possible following the Diplomatic Conference in October-November 2001. Unless two or more objections are received by the Executive Director of the Conference by a date to be determined by the Steering Committee, but no later than March 31, 2002, the draft Act should be taken as adopted as a uniform Act and recommended to the jurisdictions for enactment.

3. That the Uniform Act and commentaries appear in the 2001 Proceedings.