

RESOLUTIONS DISCUSSED IN THE JOINT SESSION

The joint session of ULC dealt with two discussion papers and resolutions were passed regarding both.

Extra-Territorial Jurisdiction of the Police

- 1) That the ULC receive the Report of the Joint Criminal Law and Civil Law Committee on the Extra Jurisdictional Authority of Police Officers;
- 2) That the ULC direct that model provincial/territorial legislation (Uniform Act) on the Extra-Territorial Jurisdiction of Police Officers be developed and presented to the 2003 ULC (with commentaries); and
- 3) That the Committee's report appear in the proceedings. [*See Appendix K, p.327.*]

It was also agreed that the Committee would continue their work.

Bill C-217 – Blood Samples Act

This issue was placed on the agenda of ULC as requested by the Standing Committee on Justice and Human Rights.

The following resolution was passed.

- 1) That the Report be received.
- 2) That the Chairpersons of the Criminal Section and the Civil Section establish a joint working group to report to the Conference at its 2003 meeting:
 - a) as to whether provincial legislation should be developed to address the issues raised in the report and in the deliberations of the conference; and
 - b) if so, as to the elements that should be included in a Uniform Act.

REPORT OF THE SENIOR FEDERAL DELEGATE

The Report of the Senior Federal Delegate, Mr. Richard Mosley, Assistant Deputy Minister, Criminal Law Policy and Community Justice Branch, Department of Justice, was tabled by Mr. Michael Zigayer. It is attached as Annex 1.

CLOSING

The Chair thanked the delegates for the thoughtful discussion, noting that the vast majority of resolutions proposed were carried. The Nominating Committee recommended that Daniel Grégoire be elected as Chair of the Criminal Section for the 2003 Conference. The delegates thanked Rob Finlayson, Chair, for the success of this Conference and to the NWT delegation as hosts.

Progress reports were received respecting several projects: *Security Interests in Intellectual Property, Jurisdiction and Consumer Protection in Electronic Commerce; Reform of Canadian Secured Transactions Law*, including *Bank Act Security, Civil Enforcement of Judgments, Amendments to the Uniform Vital Statistics Act*, proposals for reform of *Section 347 of the Criminal Code* and *Uniform Franchises Act*. The Section also discussed an amendment to the *Uniform Arbitration Act*. Significant progress was made on a number of these projects over the past year and the Section expects to see Uniform Acts on four of them next year.

An annual report was received on *Private International Law* from Justice Canada, and on the work of the National Conference of Commissioners on Uniform State Laws from their President, King Burnett.

In joint session with the Criminal Section, the Section discussed the *Extrajurisdictional Authority of Provincially Appointed Police Officers* and *Bill C17, the Blood Samples Act*. Since the Resolution on Bill C17 was not finalized during the joint session, delegates now had a new resolution before them which she would ask them to approve at the conclusion of her remarks.

The Section finished its discussion with a very interesting paper and discussion respecting *The Role of the Uniform Law Conference in relation to Aboriginal Laws*.

The Nominating Committee has chosen Frédérique Sabourin from Québec, as successor to Chris Curran, the new Chair of the Civil Section.

Delegates were then referred to the Resolution on the *Blood Samples Act*. **MOVED** by Susan Amrud, seconded by Earl Fruchtmann **THAT** the Resolution as presented be adopted. Catherine Kane requested an amendment to Section 2A to include the word “provincial” before the words “legislation should be developed” since the Resolution is meant to talk about uniform legislation in the provinces. In the French version the words “pour les provinces” would be added after the word “l’opportunité”. The motion, as amended was carried.

The Chair expressed her gratitude for the support she received from all of the members of the Civil Section over the past two years and to the presenters of the papers, and to the translators of the papers, which was a major undertaking. She wished Chris Curran good luck in his year as Chair.

The President complimented the Chairs of both sections on what had obviously been a most productive week, stating that the work that was carried out certainly reflects well on the Conference.

Report from the Nominating Committee

Earl Fruchtmann presented the report on behalf of the Nominating Committee. Glen Abbott from New Brunswick was nominated to be President, and Gregory Steele from British Columbia, to be Vice President. Both positions were filled by acclamation.