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UNIFORM LAW CONFERENCE OF CANADA

MINUTES OF THE CIVIL SECTION, 2019

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MINUTES OF THE CIVIL SECTION, 2019

RULES OF PROCEDURE FOR THE CIVIL SECTION - Oral Report

Presenter: Clark Dalton, Alberta

Mr. Dalton discussed the possibility of having a ULCC manual to assist members with procedure of the ULCC and also rules and practices. It was discussed that this would likely be a long-term project, with the hope that the working group will consist of the Jurisdictional Representatives.

Delegates further discussed what should be contained in a manual and that there will need to be coordination between the Civil and Criminal sections. The proposed manual would apply to the annual meetings, but also to work done throughout the year. The proposed manual could include the rules of the ULCC, but also common practices. Delegates discussed the benefits of having a manual and generally agreed that a manual is something the ULCC would benefit from.

Concern was raised about the availability of drafters to assist with ULCC projects, and discussed drafting resources at the ULCC. Mr. Dalton indicated that the issue with respect to drafting resources will likely be a long term project.

RESOLVED:

That the progress report of the working group on the Civil Section Rules of Procedure be accepted; and

That the working group continue to consider this topic in conjunction with the Civil Section Steering Committee and report back to the Conference at the 2020 Meeting.

BUSINESS COMPLETED SINCE THE 2018 CONFERENCE - Oral Report

Presenter: Maria Markatos, Saskatchewan

Since the ULCC last met in Quebec City, the *Uniform Police Records Checks Act* was approved and is now on the conference website. Further, the *Uniform Commercial Tenancies Act* was completed, approved and is now on the conference website. The *Uniform Electronic Documents Rules* was also approved and is now on the website.

After the final version of the *Uniform Electronic Documents Rules* was received, an inconsistency between the use of the singular “rule” vs. the plural “rules” resolution was

noted. Ms. Markatos indicated that all reference to “rule” have been changed to plural “rules” for consistency with the resolution.

RESOLVED:

That the report of the past Chair of the Civil Section be accepted.

**AMERICAN UNIFORM LAW COMMISSION – Oral Report
REPORT OF THE INTERNATIONAL LAW COMMITTEE**

Presenters: Carl Lisman, President, American Uniform Law Commission
Richard D. Cassidy, Past President, American Uniform Law Commission
Peter Lown

Mr. Lisman began his presentation by speaking to the relationship between the American Uniform Law Commission (AULC) and ULCC. Mr. Lisman discussed the commonalities between the two organizations, and spoke about the history of the AULC.

Mr. Lisman recounted some of the work that the AULC has recently completed, including final products on: (1) Automated Operation of Motor Vehicles, (2) Electronic Wills, and, (3) Registration of Canadian Money Judgments. Mr. Lisman further discussed projects that the AULC is considering to undertake. Subjects included: issues of telehealth, use of default judgments in debt collection, disposition of human embryos and gametes, and several other topics. In addition, the AULC is engaged in ongoing work and policy analysis on such topics as: disposition of community property rights at death, the economic rights of co-habitants, and amending the law on common interest ownership of real estate.

Mr. Cassidy noted that the ULCC and AULC have a very important relationship and thanked members of the ULCC for maintaining the strong relationship throughout the years.

Mr. Lown presented the report of the International Committee, and noted the benefits of the relationship between the ULCC and the AULC. Mr. Lown spoke about a recent meeting with the AULC in Toronto and addressed several areas of collaboration between the two organizations. Mr. Lown noted the commonalities between both organizations, including the need for future work with respect to online privacy and electronic commerce.

RESOLVED:

THAT the ULCC express its thanks to Carl Lisman, President of the Uniform Law Commission, for his presentation and participation in the annual meeting;

THAT the ULCC express its thanks to Richard Cassidy, Past President of the Uniform Law Commission, for his remarks and participation in the annual meeting; and

THAT the report of the International Committee be accepted.

E-WILLS

Presenter: Peter Lown

Mr. Lown started his presentation by addressing the absence of the chair of the working group, Margaret Hall. Ms. Hall was unable to continue as chair of the working group due to a death in her family. At this time, a new chair for the working group has not been identified.

Mr. Lown noted that the ULCC had hoped to have access to consultation material from the United Kingdom on this subject, however, that information was deemed confidential until it is incorporated into a report. It was further noted, through a scoping statement to delegates, that the intention of the e-wills project is not to change (i) formalities, (ii) rules relating to testamentary capacity and intention, (iii) rules relating to fraud and undue influence, and (iv) the rules relating to affidavits of execution.

Two questions were put to the delegates. First, should the electronic medium be accepted? Second, should there be a unique identifier with respect to an electronic signature? An ancillary issue, of how an electronic will might be revoked, was also raised. Mr. Lown spoke to the use of electronic means in other aspects of day to day life (examples included online banking, filing of CPD credits), and queried what reason there could be to not extend the ability to make a will electronically.

The delegates discussed the questions identified, and it was noted that there was general support for the working group to move forward with work on electronic wills. With respect to acceptance of the medium, delegates queried what an electronic holographic will might look like and how exactly an electronic will would be defined (should there be video wills). The delegation from Quebec noted that it would be important to have a notary from Quebec on the working group so that the particularities of civil law can be discussed while moving forward with this initiative.

In discussing the issue with respect to electronic signatures, it was noted that Canada is party to the *Convention to Providing Uniform Law on the form of an International Will*. It was noted that there is no case law in Canada on this Convention. Delegates also noted the importance on taking into account individuals with disabilities when working on electronic wills, particularly, that there is a need to have a technologically neutral form, as to not preclude individuals with disabilities from participating.

There were no comments on the ancillary issue of revocation.

RESOLVED:

THAT the report of the working group be accepted;

THAT the working group continue its work in accordance with the recommendations and directions of the Conference that it should be possible for a will to be prepared in electronic form and make necessary amendments to the *Uniform Electronic Commerce Act*, the *Uniform Wills Act* and the Quebec Civil Code; and

THAT the working group report back to the Conference at the 2020 meeting.

**REVIEW OF SELECTED UNIFORM ACTS IMPLEMENTING
INTERNATIONAL CONVENTIONS**

Presenter: Valérie Simard, Justice Canada

Ms. Simard noted that this project was put forward at the 2018 meeting. The purpose was to review seven pieces of uniform legislation to make sure they were in keeping with the *Principles for Drafting Uniform Legislation Giving Force of Law to an International Convention*. The working group reviewed the uniform legislation in accordance with the principles, and also prepared the *Guidelines for Drafting Uniform Legislation Giving Force to an International Convention* (“*Guidelines*”).

Ms. Simard provided a general review of the principles the working group followed, and how they were incorporated into the uniform legislation that was reviewed by the working group. Ms. Simard noted that very few substantive changes were made, and therefore, Ms. Simard indicated that she hoped the uniform legislation would be accepted by the conference and that the previous uniform legislation would be withdrawn.

Delegates discussed the work of the working group. An issue was raised with respect to Regulation making authority commentary in the *Guidelines*. A concern that the language was broader than what was intended in the commentary was brought forward, and Ms. Simard acknowledged this inconsistency. It was indicated that a change to the *Guidelines* could be made. Delegates queried whether comments could be given on the French materials at a later date and it was agreed this could be addressed in the Resolution.

RESOLVED:

THAT the report of the working group be accepted;

THAT subject to the directions of the Conference, and any commentaries made on the French language version, the *Guidelines for Drafting Uniform Legislation Giving Force of Law to an International Convention* be adopted by the Conference.

THAT subject to the directions of the Conference, and any commentaries made to the French language version, the following uniform Acts with commentaries be adopted and recommended for adoption by those jurisdictions who have not already enacted legislation in relation those Conventions:

- (a) *Uniform Act to Implement the Convention on the Law Applicable to Trusts and on their Recognition (2019)*
- (b) *Uniform Act to Implement Conventions on International Sales (2019);*
- (c) *Uniform Act to Implement the Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children (2019);*
- (d) *Uniform Act to Implement the Convention on the International Protection of Adults (2019);*
- (e) *Uniform Act to Implement the United Nations Convention on the Assignment of Receivables in International Trade (2019);*
- (f) *Uniform Act to Implement the Convention on Choice of Court Agreements (2019);* and
- (g) *Uniform Act to Implement the United Nations Convention on the Use of Electronic Communications in International Contracts (2019).*

THAT if the comments received appear to be substantive, the comments will be incorporated into the uniform Acts and commentaries and circulated to the jurisdictional representatives. Unless two or more objections are received by the Projects Coordinator by November 30, 2019, the Acts should be taken as adopted as uniform Acts and recommended for adoption by those jurisdictions who have not already enacted legislation in relation to those Conventions.

THAT, unless two or more objections are received by the Projects Coordinator by November 30, 2019, that the following uniform Acts be withdrawn:

- (a) *Uniform International Trusts Act (Hague Convention);*
- (b) *Uniform International Sales Conventions Act;*
- (c) *Uniform Parental Responsibility and Measures for the Protection of Children (Hague Convention) Implementation Act;*
- (d) *Uniform International Protection of Adults (Hague Convention) Implementation Act;*
- (e) *Uniform Assignment of Receivables in International Trade Act;*
- (f) *Uniform Choice of Courts Agreements Convention Act;*
- (g) *Uniform Electronic Communications Convention Act.*

REVISED UNIFORM INFORMAL PUBLIC APPEALS ACT (CROWD FUNDING)

Presenter: Arthur Close, Q.C., ULCC

Mr. Close, Q.C., presented the report of the working group on the *Uniform Informal Public Appeals Act*. It was indicated that the focus of this project is to update and revise the 2011 common law version of the Act.

Mr. Close, Q.C. reviewed the history of the Act for delegates, identifying two issues that were focused on in the 2011 Act: (i) possibility of a surplus, and (ii) appeals conducted with inadequate or non-existent documentation. It was noted that the working group adopted a report of the British Columbia Law Reform Commission and used the recommendations contained therein as a starting point for drafting the uniform Act.

It was noted that the emergence of “crowd funding” was the main reason the 2011 Act is being revisited. It was noted that the purpose of this project is not to “reinvent” the wheel, but to ensure revisions to the Act properly take into account the changing nature of public appeals in the age of the internet.

The working group was formed in March 2019 and met five times. Most of the meetings were devoted to identifying issues for possible change given the changing landscape of public appeals. Mr. Close, Q.C. reviewed several issues identified by the working group, which are identified at paragraph 28 of the working group’s report. It was noted that the working group determined that the Act ought to expressly exclude appeals that should be regulated under other laws. For example, investment opportunities, political purposes/funding, and appeals that provide economic benefit to the donor, etc.

It was noted that if the new revised Act is to embrace internet fundraising, a new vocabulary is required. It was suggested that the name of the Act be changed to “*Uniform Public Appeals and Crowdfunding Act*”. It was noted that a change in name to include crowdfunding would better identify what the Act is intended to cover. It was further noted that the proposed project is a revision process, not a repeal process. It was noted that 80-90 percent of the revised Act will consist of the 2011 Act, either intact or with some reasonably small amendments and new additions.

Mr. Carl Lisman, from the AULC delegation, discussed the AULC project on crowdfunding legislation in the United States. Mr. Lisman noted that the AULC committee hopes to have a final version by summer 2020. A decision was made to move away from the trust model as the AULC drafting committee concluded that the trust model was more oppressive and restrictive than the committee thought the standard should be. The bulk of the concern that the AULC drafting committee dealt with was the surplus issue. The AULC is of the view that with a surplus, the public appeal organizer could distribute the surplus to a charity or organization with a similar purpose, moving away from the trust model.

RESOLVED:

THAT the report of the working group on a Revised *Uniform Informal Public Appeals Act* be accepted;

THAT the working group continue its work in accordance with the recommendations contained in the report; and

THAT the working group report back to the Conference with a draft Act and commentaries at the 2020 meeting.

**UNITED NATIONS CONVENTION ON INDEPENDENT GUARANTEES AND
STANDBY LETTERS OF CREDIT**

Presenter: Kathryn Sabo, Justice Canada

Ms. Sabo presented on behalf of the chair of the working group.

A review of the history of the project was discussed. Same was noted to be included in the report of the working group. The project was brought back to the Advisory Committee on Program Development and Management (ACPDM), to discuss several issues. First, is there a need for a Uniform Act that puts in place a domestic documentary credits regime? Secondly, has the context for the Convention itself changed, is there a need for updating the project? The view of the ACPDM was that for the moment, a domestic piece on documentary credit is not needed. It was noted that there has never been any real demand for the domestic part of this project. In fact, the Supreme Court of Canada decision in *Bank of Nova Scotia v Angelica Whitewear Ltd*, [1987] 1 SCR 59, although an older decision, still guides practice in this area today and it does not seem to cause issues in practice. Thus, there is no real need at this current juncture to update the project.

Some work has been done looking at changes that should be taken into account, with respect to technology and electronic communications. This information can be found in the report of the working group.

It was noted that a draft Act likely could have been presented, however, after some reflection it was determined that it would be beneficial to wait until decisions are made on the updating of other Uniform Acts that implement International Conventions.

RESOLVED:

THAT the progress report on the United Nations Convention on Independent Guarantees and Standby Letters of Credit be accepted;

THAT the working group continue its work in accordance with the recommendations contained in the report; and

THAT the working group report back to the Conference with a draft Act and commentaries at the 2020 meeting.

ENFORCEMENT OF JUDGMENTS AND COURT JURISDICTION

Presenters: Kathryn Sabo, Justice Canada
John Lee, Ontario

Ms. Sabo led a discussion on the *Uniform Enforcement of Canadian Judgments and Decrees Act*; it was noted that the Act has been enacted in Saskatchewan. The Act establishes the conditions for the recognition of a foreign judgment. It was noted that it is unilateral legislation, and therefore, limited to jurisdictions that have enacted the Act. Ms. Sabo noted that the Act was intended to clarify the Supreme Court of Canada's position in *Morguard Investments Ltd. v. De Savoye*, [1990] 3 S.C.R. 1077, but also as a response to the Diplomatic meetings at the Hague.

Ms. Sabo also discussed the Hague Choice of Court Convention, which provides for situations where courts must not claim jurisdiction. It was noted that this Convention is compatible with Canadian law. It was noted that the ULCC adopted the Uniform Act that adopted the Choice of Court Convention in 2010, with two jurisdictions already enacting the Uniform Act. The 2019 Hague Convention on Recognition and Enforcement of Foreign Judgments in Civil or Commercial Matters, was also discussed. Ms. Sabo noted that it is necessary for contracting jurisdictions to be party to both conventions. Ms. Sabo suggested that the conference look at the 2019 Convention, and delegates agreed that the conference should look at producing an implementing Act.

Mr. Lee provided background on the enforcement of Canadian judgments. Mr. Lee noted that success of Uniform Acts, with respect to the enforcement of Canadian judgments, cannot be seen as a success, unless they are enacted throughout the whole country, as Canadian judgments should be treated equally throughout Canada. Mr. Lee advised that it is his opinion that it is time to look at the Uniform Acts, given the Hague Conventions, and put it to the delegates for discussion.

RESOLVED:

That the reports on Enforcement of Judgements and Court Jurisdiction be accepted;

THAT the Civil Section ask the Advisory Committee on Program Development and Management to consider the creation of Uniform Law Conference of Canada working groups on the following:

- (a) The implementation of the 2019 Hague Convention on Recognition and Enforcement of Foreign Judgments in Civil or Commercial Matters; and

- (b) A review of the *Uniform Enforcement of Canadian Judgments and Decrees Act* and the *Uniform Court Jurisdiction and Proceedings Transfer Act*.

CONVENTION ON THE LAW APPLICABLE TO CERTAIN RIGHTS IN RESPECT OF SECURITIES HELD WITH AN INTERMEDIARY

Presenter: Manon Dostie, Justice Canada

Ms. Dostie presented the Interim report of the working group. The objective of this Convention is to provide greater legal certainty in this area. Ms. Dostie noted that the rules of the Convention are very similar to the domestic rules and to the law in the United States, therefore, will not represent a significant policy change.

The recommendation of the working group is that the group continue its work, with the objective of presenting a Uniform Act at the next meeting.

The delegates asked for a list of stakeholders, and it was noted Ms. Dostie would provide that at another time. It was noted that to date the consultations were sent to Jurisdictional Representatives, and the working group should look at consulting more than just government stakeholders.

RESOLVED:

THAT the interim report of the working group on the Convention on the Law Applicable to Certain Rights in Respect of Securities held with an Intermediary be accepted;

THAT the working group continue its work in accordance with the recommendations contained in the report; and

THAT the working group report back to the Conference with a draft Act and commentaries at the 2020 meeting.

REVISION OF DRAFTING CONVENTIONS

Presenter: Clark Dalton,

Mr. Dalton reviewed the history on the Drafting Conventions, which he noted, started as rules. The move from rules to Conventions came based on the notion that these Conventions are the type of instrument you follow, but not necessarily strictly.

Mr. Dalton noted that there is a large working group put together to review the Conventions. The working group has had one teleconference to date. The plan is that members of the working group will review the Conventions and come back with

recommendations on the Conventions at the 2020 meeting to get direction from delegates. Further, the goal would be to have the project completed by the 2021 meeting.

RESOLVED:

THAT the report of the working group on the Revision of Drafting Conventions be accepted;

THAT the working group continue its work in accordance with the recommendations contained in the report; and

THAT the working group report back to the Conference at the 2020 meeting.

REVIEW OF JOURNALS AND JUDGMENTS REFERENCING ULCC

Presenter: Clark Dalton

Mr. Dalton indicated that this exercise, reviewing materials that reference the ULCC, would be useful to review at each annual meeting. It was noted, this could assist with funding from jurisdictions, but also, that there is information in these reviews that may interest delegates. Mr. Dalton prepared a Review of Journals and Judgments from 2018 and 2019 for discussion. Mr. Dalton asked for the delegates input on whether or not this should be done on an annual basis.

Delegates were very supportive of this initiative. It was noted that this would show the importance of the conference to individuals outside the ULCC.

RESOLVED:

THAT the report on cases and articles referring to the work of the ULCC be accepted; and

THAT an updated report be provided to the Conference at the 2020 meeting.

REVISED UNIFORM TESTAMENTARY ADDITIONS TO TRUSTS ACT

Presenter: Peter Lown

Mr. Lown provided a brief background of the project to delegates. A small working group was created to review the Act and identify updates that were required. The materials contain an updated request from the Society of Trust and Estate Practitioners (STEP) and a draft statute. Although this is not normally the format presented at the conference, it was given to delegates to ensure there was time to present on the topic at conference. It is opinion of the working group that the policy was sufficiently articulated

so that the policy could be dealt with, and the working group could deal with the formatting of the report after the fact.

The agenda of the working group was to exam the issues not contained in the letter from STEP, and to draft the legislation. A brief legal background was presented to the delegates, which can also be found in the materials. Two cases were reviewed, firstly, *Re Kellogg Estate*, and secondly, *The Estate of John Brian Patrick Quinn*.

The Quebec Civil Code has an instrument that allows for pour over wills, found in article 1293. It was noted that there is no common law equivalent. The materials address what has changed since 1968, and why at this current juncture it is important to have an instrument in the common law that allows for testamentary additions to trusts. The development of this instrument is important given the increased use of will alternatives, and the increased need for pour over wills, as provided in section 1293 of the Quebec Civil Code, in situations where it would be beneficial.”.

In wills and estates law, a high-level principle is to give effect to the intentions of the deceased to the fullest extent possible. With that noted, the working group identified three elements to move the project forward: (1) confirm the ability to make a testamentary addition to a trust; (2) define “plan” as expansively as possible; (3) fix a date for when the legislation will apply.

The working group requested that the policy be approved for this project, that instructions be given to the working group to convert materials into format typically used by the Civil Section, and for there to be instructions for a review of the drafting style of the Act to ensure it is consistent with current drafting style of the Civil Section.

RESOLVED:

THAT the report of the Society of Trust and Estate Practitioners (STEP) be accepted;

THAT the recommendations in the report and the directions of the Civil Section be incorporated into the *Uniform Testamentary Additions to Trusts Act (2019)* and commentaries and circulated to the jurisdictional representatives. Unless two or more objections are received by the Projects Coordinator by November 30, 2019, the *Uniform Testamentary Additions to Trusts Act* will be withdrawn and the *Uniform Testamentary Additions to Trusts Act (2019)* should be taken as adopted as a Uniform Act and recommended to the jurisdictions for enactment.

PRIVATE INTERNATIONAL LAW REPORT

Presenter: Kathryn Sabo, Justice Canada

Ms. Sabo started her presentation by reviewing the contents of the documents provided to the delegates.

It was noted that the Parliament of Canada adopted two Hague Conventions in Bill C-78, which amends the *Divorce Act*, and other Federal family law legislation. The two Hague Conventions are the 1996 *Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-Operation in respect of Parental Responsibility and Measures for the Protection of Children*, and the 2007 *Convention on the International Recovery of Child Support and Other Forms of Family Maintenance*.

Ms. Sabo highlighted how the adoption of these Conventions will do a lot to help Canadian families. Delegates were encouraged to consider adopting implementing legislation, and to bring forward this possibility for discussion, if possible, with respective provincial and territorial governments.

Ms. Sabo also highlighted the *Convention of 2 July 2019 on the Recognition and Enforcement of Foreign Judgments in Civil or Commercial Matters*. There was discussion on what the Convention does not apply to, including intellectual property and defamation, and judgments against governments and armed forces. It was noted that this Convention establishes Canada's goal of having Canadian judgments enforced in contracting jurisdictions.

A review of upcoming projects was discussed. Delegates were referred to paragraph 175 of the working group report, and it was suggested that the conventions listed be brought to the attention of provincial and territorial government officials for consideration.

REPORT OF THE IMPLEMENTATION COMMITTEE

Presenter: Russell Getz, British Columbia

Mr. Getz spoke to the continuing and historical concern of implementation at the ULCC. Discussion touched on how to help with implementation, and it was noted that there are several means to assist with implementation, including orientation package for new JRs.

Immediate work of this group will pertain to products adopted by the Civil Section, or Civil and Criminal Sections jointly. The uniform tables of statutes were discussed, and how to access the tables on the website. Mr. Getz reviewed the tables and explained how they are formatted. Table 5 is very significant, and should be viewed as report card.

Delegates were encouraged to review the ULCC inventory and reach out with comments. The delegates discussed implementation and how to improve same for conference work.

RESOLVED:

THAT the report of the implementation committee be accepted and that the implementation committee continue with its work and report back to the Conference at the 2020 meeting.

REPORT OF THE ADVISORY COMMITTEE ON PROGRAM DEVELOPMENT AND MANAGEMENT

Presenters: Peter Lown
Clark Dalton

The delegates and presenters had a general discussion about projects that could be taken up by the ULCC and projects that should not be taken up by the conference. Delegates were asked to reference topics that were of interest to them and their jurisdictions. Some topics that were discussed by delegates included: human trafficking legislation, bills of exchange legislation, oaths and affirmations, revisions to construction lien law, the possibility of opening up an Evidence Act project, and the issue of the disposition of human embryos.

It was noted that research would likely be required in some areas before discussion or decision on whether or not to move forward with a project.

JOINT SESSION ON THE STRATEGIC PLAN OVERSIGHT COMMITTEE

Presenter: Manon Dostie, Canada

Ms. Dostie indicated that there are currently several projects underway, and that during the course of the year delegates will be asked to take part in in these projects and volunteer their time. Projects include: updating all the operational documents of the ULCC, updating the Civil section and Criminal section rules, and, updating the ULCC website.

JOINT SESSION - NON-CONSENSUAL DISCLOSURE OF INTIMATE IMAGES

Presenter: Dr. Hilary Young, New Brunswick

Dr. Young gave a brief summary of her work in this area. She indicated that a number of provinces have statutes that create torts for non-consensual disclosure of intimate images, however, there is a fair amount of variability to the existing legislation.

Dr. Young discussed why there is a desire for a civil remedy for the issue of non-consensual disclosure of intimate images, noting that there are already privacy and defamation laws in place across the country. It was noted that the focus was on a “quick, cheap, and easy way” to have images removed, rather than on awarding monetary damages. The idea of the availability of interlocutory relief for the removal of intimate images from social media platforms or online sites was presented. Dr. Young’s recommendation was for a fast track tort, which in essence is a tort of strict liability, and enables the quick removal of the disclosure of non-consensual intimate images.

The problems with deep fake technology were discussed, and it was noted that the proposed tort is not solely about reputation, but also about the idea and guarantee of privacy in certain situations. Delegates engaged in a lengthy discussion with Dr. Young on this topic, bringing forward a wide range of issues for discussion.

RESOLVED:

THAT the report of the working group on the Non-Consensual Disclosure of Intimate Images be accepted; and

THAT the working group prepare uniform legislation and commentaries in accordance with the recommendations on Page 1 of the report and the directions of the Conference, and report back to the Conference at the 2020 meeting.

EARL FRUCHTMAN MEMORIAL SEMINAR: “ANOTHER TOOL FOR THE SHED”—IAIN HOLLETT, DIRECTOR OF PUBLIC PROSECUTIONS AND PEGAH MEMARPOUR, ACTING DIRECTOR OF POLICY AND STRATEGIC PLANNING

Mr. Hollett and Ms. Memarpour discussed the Justice Summits (“the summits”) that the Department of Justice and Public Safety organized in Newfoundland and Labrador.

The summits were held between 2017-2018 in Newfoundland and Labrador, and engaged individuals and organizations involved in the justice system throughout the province. The summits aimed to bring individuals together to identify questions, challenges, problems, and solutions to issues throughout the province as they related to justice.

Outcomes from the summits included the creation of a Drug Treatment Court, the Indigenous Law Student partnership with the University of Saskatchewan, creation of additional positions for crown prosecutors, and the sexual violence legal support pilot program.