



**2022 BCCAT EDUCATION CONFERENCE
PRACTICAL SKILLS FOR A MODERN ADMINISTRATIVE LAW WORLD**

OCTOBER 19 & 20, 2022

DAY ONE: October 19, 2022

9:30 – 10:00 CONFERENCE OPENING

Tsawwassen First Nation
John Mayr, BCCAT
Amber Prince, BCCAT

**10:00 – 10:30 KEYNOTE PRESENTATION:
THE IMPORTANCE OF THE ADMINISTRATIVE JUSTICE SECTOR IN PROVIDING
ACCESS TO JUSTICE**

Shannon Salter, Deputy Attorney General for BC

10:30 – 10:45 BREAK

**10:45 – 11:35 GOVERNANCE & DECISION-MAKING AT TSAWWASSEN FIRST
NATION: REFLECTIONS FOR THE ADMINISTRATIVE LAW
COMMUNITY**

Andrew Bak, Tsawwassen First Nation
Mary Childs, Tsawwassen First Nation

Mary Childs and Andrew Bak will discuss the governance and decision-making experience Tsawwassen First Nation has engaged in since becoming a modern, urban self-governing nation on April 3, 2009. Mary and Andrew will reflect on the relationship with the administrative law community and the opportunities for knowledge sharing and reconciliation from TFN's unique perspective.

11:35 – 11:50 BREAK

11:50 – 12:40 WORKING EFFECTIVELY WITH SELF-REPRESENTED LITIGANTS

Dayna Cornwall, The National Self-Represented Litigants Project

The National Self-Represented Litigants Project (NSRLP) presents practical strategies for effective working relationships with self-represented litigants (SRLs) using tribunal processes. This presentation will cover best practices regarding SRLs around plain language,

process information, active adjudication, and more, and will include information and strategies particularly around assisting SRLs who require accommodations for disabilities. Practical resources for both adjudicators/staff and SRLs will be covered.

12:40 – 1:20 **LUNCH BREAK**

1:20 – 2:25 **PUTTING TRAUMA-INFORMED PRINCIPLES INTO PLACE**

Halie Kwanxwa'loga Bruce, Cedar and Sage Law

Halie Kwanxwa'loga Bruce will share examples of how trauma may show up in tribunal processes. How do you reduce or even prevent trauma when it shows up in your work? Halie will reflect on tried-and-true strategies she has used to reduce trauma as an adjudicator. This session will offer concrete tips you can immediately put into practice.

2:10 – 2:25 **BREAK**

2:25 – 3:15 **TRIBUNAL SECRECY**

*Kate Phipps, Arvay Finlay
Robert W. Grant, K.C., Gall Legge Grant Zwack*

Deliberative secrecy typically protects administrative decision-makers' deliberations from disclosure. However, it does not protect administrative decision-makers to the same extent as courts, and on judicial review, it may be lifted where it is necessary to examine the process that was followed. When is it appropriate to look behind the curtain, and what impact might doing so have on tribunal independence? Join our speakers for a lively discussion on the purpose and extent of tribunal secrecy, including a discussion of what material is protected from disclosure, why it is protected and the extent of any exceptions.

3:15 – 3:30 **BREAK**

3:30 – 4:20 **MORE THAN YOUR EMAIL SIGNATURE: PRACTICAL ADVICE FOR TRIBUNALS AND BOARDS FOR SUBSTANTIVE INCLUSIVITY**

Kay Scorer, Decision-Maker, Refugee Protection Division, Immigration and Refugee Board of Canada

Lee Nevens, Second Vice President, CBABC; Co-Chair, CBABC Sexual Orientation and Gender Identity Community Section

Join our speakers as they review the steps that tribunals have taken in addressing gender inclusivity. They will review why inclusive policies and procedures are important, what areas of your practice you should be reviewing, and inclusive best practices.

4:20 – 4:30 **CLOSING REMARKS**

Amber Prince, BCCAT

DAY TWO: October 20, 2022

8:15 – 8:20 **CONFERENCE OPENING**

David Bird, BCCAT

8:20 – 8:50 **KEYNOTE PRESENTATION:
THE FUTURE OF ACCESS TO ADMINISTRATIVE JUSTICE**

The Honourable Lorne Sossin, Court of Appeal for Ontario

8:50 – 9:00 **BREAK**

9:00 – 10:15 **SYSTEMS FOR SUCCESS: TIPS AND TOOLS FOR WRITING YOUR BEST DECISIONS**

Caroline Mandell, Mandell Coaching

Join Caroline Mandell for a jam-packed, skills-centered, decision-writing workshop. Caroline will provide coaching on the decision-making process and offer practical strategies, rooted in cognitive psychology, to help participants do their best work.

10:15 – 10:30 **BREAK**

10:30 – 11:20 **CASE LAW UPDATE**

Meera Bennett, Ministry of Attorney General

Robert Danay, Ministry of Attorney General

Join us for a tribunal focused case law update of the recent BC and Supreme Court of Canada decisions of interest. Our topics will include the test for unreasonable administrative delay, exhaustion of internal remedies, and the contextual requirements of procedural fairness.

11:20 – 11:30 **BREAK**

11:30 – 12:20 **JUSTICE WORK AS HEALING WORK**

Myrna McCallum, Miyo Pimatisiwin Legal Services

We are here because we work in the “justice system”. In this session Myrna draws on her own journey as a lawyer and adjudicator to reflect on what it means to “do justice”. Inspired by the hundreds of people she has met seeking justice, Myrna calls upon us to guard against the harms that show up in our work, and to re-imagine ourselves as healers of conflict.

12:20 – 12:30 **CONFERENCE CLOSING**

Tsawwassen First Nation

David Bird, BCCAT