

Page 001 to/à Page 078

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s.12;s.14;s.13

Buzbuzian, Andrea JAG:EX

From: Buzbuzian, Andrea JAG:EX
Sent: Thursday, March 19, 2015 11:50 AM
To: Carter, Nancy L JAG:EX
Cc: Nyvall, Tyler JAG:EX
Subject: RE: let's talk about
Attachments: Let's Talk About_Legal Services Regulatory Framework Task Force.pptx

Hi Nancy. We put the attached slides together as a starting point, for your consideration. (Saved in the LPA "Civil/Legislative Projects" folder.)

Thanks. Andrea

From: Carter, Nancy L JAG:EX
Sent: Friday, March 6, 2015 4:07 PM
To: Nyvall, Tyler JAG:EX; Buzbuzian, Andrea JAG:EX
Subject: FW: let's talk about

Can you give me some ideas for PowerPoint slides on this.....s.22

Nancy L Carter

Executive Director, Civil Policy and Legislation Office
Justice Services Branch
Ministry of Justice
Ph. (250) 356-6182
Fax (250) 387-1189

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From: Dyson-Loewen, Jessica JAG:EX
Sent: Friday, March 6, 2015 4:03 PM
To: Carter, Nancy L JAG:EX
Cc: Watters, Treena M JAG:EX
Subject: RE: let's talk about

You can do a PP if you want. You don't have to. And yes, there will be video link.

From: Carter, Nancy L JAG:EX
Sent: Friday, March 6, 2015 3:57 PM
To: Dyson-Loewen, Jessica JAG:EX
Cc: Watters, Treena M JAG:EX
Subject: RE: let's talk about

Am I correct that I shouldn't bother with a powerpoint....I'll just be talking? Am I linked in by video?

Nancy L Carter

Executive Director, Civil Policy and Legislation Office
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From: Carter, Nancy L JAG:EX

Sent: Friday, March 6, 2015 3:56 PM

To: Dyson-Loewen, Jessica JAG:EX

Cc: Watters, Treena M JAG:EX

Subject: RE: let's talk about

In December 2014, the benchers of the Law Society endorsed a recommendation by a task force of the Law Society of BC to request from government an amendment to the Legal Profession Act to permit the Law Society to establish new classes of legal service providers to engage in the practice of law, set the credentialing requirements for such individuals, and regulate their legal practice. s.13

Nancy L Carter

Executive Director, Civil Policy and Legislation Office

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From: Dyson-Loewen, Jessica JAG:EX

Sent: Friday, March 6, 2015 11:07 AM

To: Carter, Nancy L JAG:EX

Cc: Watters, Treena M JAG:EX

Subject: RE: let's talk about

We've moved this to April 1st. Would you be able to provide me a couple sentences on the topic s.22

s.22 I can send out the meeting invitation?

From: Carter, Nancy L JAG:EX

Sent: Friday, February 20, 2015 1:28 PM

To: Dyson-Loewen, Jessica JAG:EX

Subject: let's talk about

s.22

let's talk about discussior s.22

s.22

....is it possible to move the

Nancy L Carter

Executive Director, Civil Policy and Legislation Office

Justice Services Branch

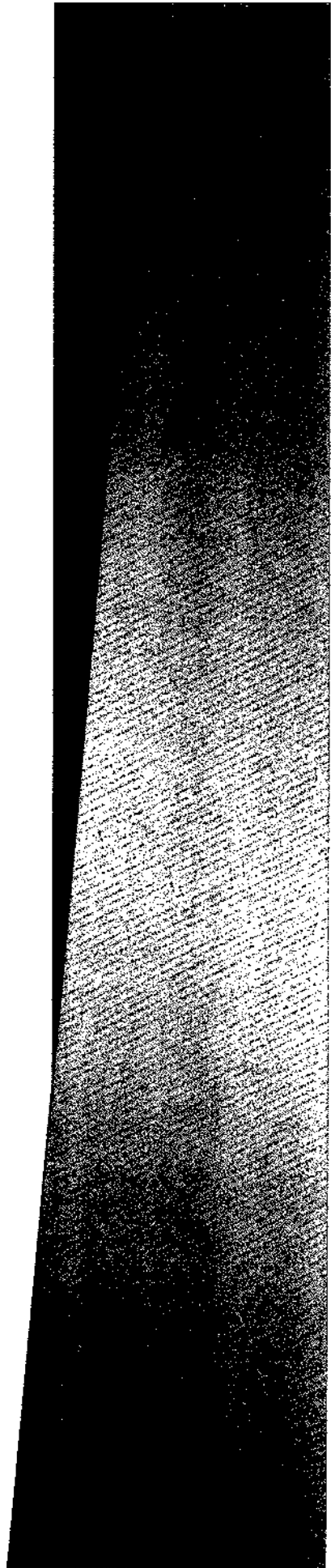
Ministry of Justice

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Legal Services Regulatory Framework Task Force

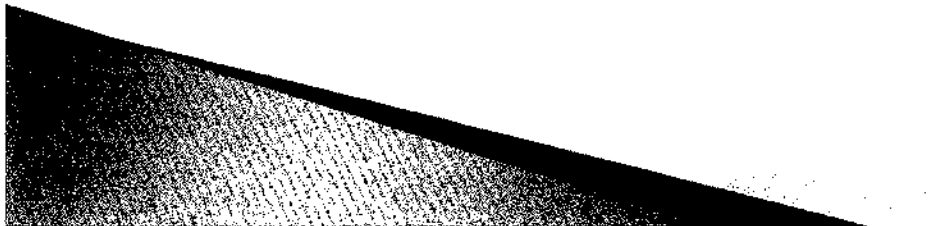


How the Task Force came about

s.12,s.13,s.14



- ▶ Law Society work
 - Certification and regulation of paralegals
- ▶ Summer 2012: AG request to Law Society and Society of Notaries Public
 - Proposal regarding regulatory reform of legal and notarial services
- ▶ Law Society's Legal Service Providers Task Force formed



Legal Service Providers Task Force

Recommendations to Benchers:

1. Law Society merge regulatory operations with Society of Notaries Public (one regulator)
2. Certification of paralegals
3. Regulation of other existing or new legal service providers (non-lawyer, non-notary)

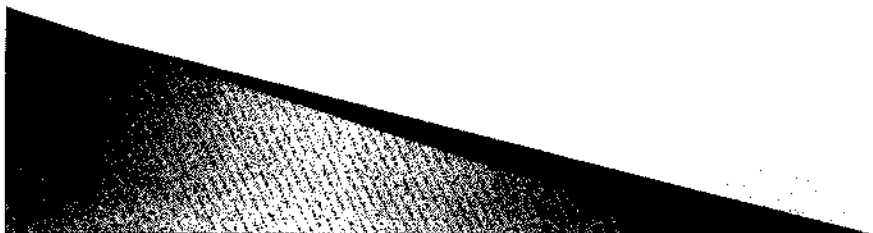
Recommendations unanimously approved in principle by Benchers (December 6, 2013)

Regulation of legal service providers (Recommendation 3)

- ▶ Legal Services Regulatory Framework Task Force created
- ▶ Question: Is it in the public interest?
- ▶ Online consultation
- ▶ Consultation with courts, administrative tribunals, Law Foundation, Legal Services Society, CBA (BC Branch)
- ▶ Discussions with Law Society of Upper Canada (Paralegal Benchers); Washington State Bar Association

Law Society of Upper Canada: Regulation of Paralegals

- ▶ Regulation of “independent” paralegals since May 2007
- ▶ Context: Services previously unregulated
- ▶ Scope:
 - small claims court
 - administrative tribunals
 - traffic and other offences hear in Provincial Offences Court
 - criminal charges: maximum sentence 6 months incarceration



Washington State LLLTs

- ▶ Limited License Legal Technician Program (LLLT)
- ▶ Licensing to beginning in Spring 2015 (anticipated)
- ▶ Education and experience requirements
- ▶ Currently, one LLLT category: family law
- ▶ Contemplates new categories

Task Force Recommendations

- ▶ Seek amendment to the *Legal Profession Act* to permit the Law Society to establish new classes of regulated legal service providers
- ▶ Initial areas of practice:
 - Family law
 - Employment law
 - Debtor/creditor law
 - Bylaw infractions
 - Representation at mediations and arbitrations
 - Advocacy before administrative tribunals and in small claims court (subject to consultation)



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s.22

Email: s.22

Dear s.22

We have been asked to respond to your email of January 26, 2015, addressed to the Honourable Suzanne Anton, Attorney General and Minister of Justice, outlining your concerns with the Society of Notaries Public of British Columbia.

We are pleased to hear that your situation has been resolved.

As noted in our previous correspondence, as the Society of Notaries Public is an independent regulator of notaries, the ministry is unable to intervene in the operations of the Society of Notaries Public. However, as an independent Officer of the Legislature, the Ombudsperson of British Columbia has authority to investigate complaints about the practices and services of public agencies, which includes professional associations. Additional information about the Ombudsperson is available at:

www.bcombudsperson.ca/

With respect to your suggestions for changes to the legislation governing notaries public and the Society of Notaries Public, please be assured that your comments will be taken into consideration.

Thank you for taking the time to provide an update on this matter.

Sincerely,

Sent via JSB mailbox

Justice Services Branch
Ministry of Attorney General

pc: The Honourable Suzanne Anton

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Page 102

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Page 128 to/à Page 129

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s.12;s.14;s.13

Buzbuzian, Andrea JAG:EX

From: Pinder K. Cheema, QC <Pinder.cheema@gov.bc.ca>
Sent: Wednesday, April 15, 2015 9:37 AM
To: Buzbuzian, Andrea JAG:EX
Subject: April 2015 Victoria County Benchers Report
Attachments: April-2015-Victoria-County-Benchers-Report.pdf

Dear Colleagues,

Please see attached April 2015 Victoria County Benchers Report.

Regards,

Your Victoria County Benchers.

Pinder Cheema, QC, and Dean Lawton

April 2015 Victoria County Benchers Report

An Untimely Passing:

We are saddened to report that one of the Law Society's appointed benchers Benjimen (Ben) Meisner died on 2 April 2015 following a brief illness. Ben was known as the "Voice of the North" for his significant contributions to the radio broadcasting industry and other pursuits. He was appointed a bencher in 2010 sitting on various committees and numerous credentials and discipline hearings. In 2015 he was made a Life Bencher by LSBC President Ken Walker, Q.C.

Ben was known for his candid, forthright, and well considered opinions. He spoke passionately about the importance of the role of lawyers, the rule of law, and the protection of the public interest as a primary obligation of the profession.

When not making contributions as a bencher, Ben enjoyed fishing (including the truly Canadian version known as "ice fishing"), and was a classic automobile enthusiast, striking a particularly cool image while driving his beautiful 1961 Chrysler 300.

A one-time bursary in Ben's memory is being established by the LSBC at the Thompson Rivers University Faculty of Law. Ben said he wanted to make sure that any contributions went to a deserving person with financial challenges while attending law school. Please contact Amy Tang at atang@lsbc.org or Jeanette McPhee at jmcphee@lsbc.org with any inquiries.

Revised Law Society Rules: EFFECTIVE on JULY 1, 2015

Another reminder to all that the revised Law Society Rules will go into effect on 1 July 2015. There will be informational sessions arranged to assist members in familiarising themselves with the revised Rules. Particulars on these sessions will be communicated in the near future.

Work of the Lawyers Assistance Program of B.C. (LAP):

Derek Lacroix, Q.C. was a guest at the 10 April Benchers meeting, providing insights and a discussion of the history and objectives of the LAP. s.22

LAP has 5 full time counselors who are or have been lawyers, and an additional group of 300 volunteers around the province who provide support and outreach. Over 450 people a year receive one-on-one counselling or assistance; the program extends beyond lawyers needing assistance to include law students, judges, colleagues, family members, and staff who may have concerns for a lawyer or need for assistance themselves.

Derek emphasised that the services provided by LAP are confidential; in particular the LSBC is not informed of conversations with lawyers seeking assistance or the counselling they may receive. Although Derek may initiate contact with a lawyer, he will not do so - except in urgent circumstances - unless he receives at least two calls from others concerned about the lawyer's welfare and the impact it may be having on his or her practice and client obligations.

LSBC Staff Calls to LAP:

Derek Lacroix's presentation was helpful background to an agenda item at the April 10 Benchers meeting presented by Deborah Armour, Chief Legal Officer for the LSBC, (with the assistance of Michael Lucas, Manager, Policy and Legal Services). Ms. Armour provided a history of circumstances where she relayed that LSBC staff often witness lawyers experiencing issues where it is believed the LAP could provide meaningful assistance. Ms. Armour said that in some cases staff believe there is a significant threat to the lawyer including risk of suicide. This puts additional stress on staff who currently have no way to immediately address such issues other than calling law enforcement in cases of imminent danger.

LSBC Rules as presently drafted prevent staff from providing information to LAP about individuals in need of assistance. Ms. Armour suggested it would be

appropriate to consider a Rule change to permit staff to call LAP if they have significant concerns in a particular case. The suggestion is that staff would not be doing any more than another lawyer might do in calling LAP with a request for assistance for a colleague or family member. In this context Ms. Armour noted that calls to LAP by the LSBC would in many cases be in situations where disciplinary steps were not seen to be appropriate, but there could be some cases where disciplinary action is being or may be pursued.

The Benchers then had an open and focused discussion on the question. Generally speaking although the benchers recognised the benefit of early assistance being provided to lawyers to provide them with needed support, and also how such an approach could serve the public interest, Benchers were also concerned about the impact such a change in the Rules might have in creating an administrative “link” between the LSBC and LAP, and its impact upon, and balancing of, privacy interests. Benchers wished to ensure that before any potential Rule change occurred, the membership be invited to provide their views and input on this question.

As a result, the proposed Resolution in the agenda materials to approve in principle an amendment to the Rules did not proceed; instead the Benchers directed that CEO Tim McGee, Q.C. and Ms. Armour provide a further staff report and “work up” to Benchers on this question, including the need for consultation with our membership, consultation with lawyers representing members in discipline matters, and enquiries of regulators of other professional bodies about what if any models they have in place for similar objectives.

Pinder and Dean invite your feedback and ideas on this issue. The full text of Ms. Armour’s submission on this agenda item is available on the LSBC website under the heading of Bencher meeting agendas for 10 April 2015.

Strategic Plan Progress Report – Family Law Legal Aid:

New Westminster County benchers Phil Riddell gave a report on alternate models for the delivery of family law legal aid, with a particular focus on the Manitoba pilot project for family law legal aid funding.

The discussion examined some of the challenges to the existing Manitoba model and whether any features of it would be realistically transferable to B.C. The increased use of mediation was also discussed. There was emphasis on the importance of lawyers playing a significant role in seeing that cases are properly prepared for mediation in order for ADR to have a greater likelihood of success thus reducing expense and turmoil for family law clients.

President's Report:

Ken Walker, Q.C. spoke on the progress of our legislative request for the authority to regulate non-lawyer legal service providers. The request has also been looking at merging our regulatory regimes of that of the Notaries. This is part of government's request that we work with the Notaries to see if we cannot create one governance authority to deal with the delivery of various forms of legal services in the province. If we can reach agreement with the Notaries, the new legislation would provide the jurisdiction to deal with credentials, enrolment, and discipline of lawyers and notaries. There are approximately 320 Notaries in BC, practicing throughout the province, with the great bulk of their work in the areas of conveyancing and the drawing and supervision of the execution of wills.

Discussions are ongoing between the LSBC and the Society of Notaries Public of BC concerning the possible legislative change and the governance model to be created. The Benchers passed a resolution at the 10 April 2015 meeting providing for two working groups to assist with those discussions. The first working group will clarify the expanded scope of practice the Notaries have been seeking and will make recommendations to the Benchers regarding the education and qualifications that would be required for the additional legal services sought. The second working group will look at the governance issues that would arise if lawyers and notaries were regulated under a unified regulatory regime. The

creation of the two working groups was contingent upon publishing the Memorandum of Understanding now in place between LSBC and the Notaries Society. The Benchers believe the MOU should be made available to the membership of both societies and the public to permit a full understanding of the anticipated model and to demonstrate the co-operation existing between the LSBC and Notaries on this significant change to legal service governance. For more information, please see President Ken Walker's blog posting on the Law Society website where you can also find a link to the MOU.

We shall report further on developments concerning this new legislation and its implementation in the months ahead.

Law Day:

Law Day takes place on Saturday 18 April 2015. There will be various events scheduled at the Courthouse in Victoria. Please contact the VBA or CBA for more information and the opportunity to volunteer. Pinder and Dean will have a portable booth set up at the Courthouse to represent the LSBC.

Joint VBA – Benchers Session on Lawyer Ethics with Chief Justice Hinkson and Chief Judge Crabtree - Approved for 2 hours CPD

We are very pleased to announce thanks to the organisational support of the VBA, that on **Friday 29 May 2015 from 11:30 a.m. to 1:30 p.m.**, Chief Justice Hinkson of the BCSC and Chief Judge Crabtree of the Provincial Court of BC will be our guests at a two hour lunch time symposium addressing lawyer ethics. Location is the Union Club. Registration space limited to 50 attendees. The cost is a modest \$35 designed to cover expenses including lunch.

The LSBC has accredited the programme for two hours of CPD and will fulfil members' ethics requirement for the year.

For those interested, please send your cheque in the amount of \$35 payable to the *Victoria Bar Association*, and deliver your cheque either to the VBA Courthouse box #100; or to Sarah Goodman at 1630 Christmas Avenue, Victoria, B.C. V8P 2X4.

Articling and PLTC:

One of the objectives for the new three year LSBC Strategic Plan is for the Lawyer Education Advisory Committee to provide a report and recommendations on the effectiveness of PLTC and articling as credentialing requirements for call and admission in B.C. Dean is a member of this committee and will be working with Lesley Small at the LSBC to move forward with a system to approve proposed joint articles. This initiative has the objective of permitting sole practitioners or small firms to share the benefit and obligations of acting as principles for an articling student.

Magna Carta 1215:

For those with an interest in legal history, this year marks the 800th anniversary of the signing of the Magna Carta by King John near Windsor (no, not Ontario) on 15 June 1215.

There will be a number of events held in B.C. to recognise this celebration, including lectures by legal scholars and respected jurists. The LSBC plans a high school essay contest with a meaningful prize to the winner.

For those who need more, one of four remaining copies of the document is available for your viewing at Salisbury Cathedral. Pinder will be bringing along her personal copy to Law Day.

Respectfully Submitted by your Victoria Benchers,

Pinder Cheema, Q.C. and Dean Lawton

Page 137 to/à Page 139

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s.12;s.14;s.13

Nyvall, Tyler JAG:EX

From: Nyvall, Tyler JAG:EX
Sent: Thursday, April 16, 2015 10:21 AM
To: Pearson, Nancy JAG:EX; Buzbuzian, Andrea JAG:EX
Cc: Carter, Nancy L JAG:EX
Subject: RE: Crossin - legal assistance

Hi Nancy P.

This does relate to the Legal Services Regulatory Framework Task Force. We are working with the Law Society and Societies of Notaries Public on potential amendments to the Legal Profession Act. However, I'm not sure how much we can say about that process.

Regards,

Tyler

From: Pearson, Nancy JAG:EX
Sent: Thursday, April 16, 2015 10:00 AM
To: Buzbuzian, Andrea JAG:EX
Cc: Carter, Nancy L JAG:EX; Nyvall, Tyler JAG:EX
Subject: FW: Crossin - legal assistance
Importance: High

Hi Andrea,

Below is the request I mentioned. If you're able to assist in Tyler and Nancy's absence, that would be great. Thanks!

From: Pearson, Nancy JAG:EX
Sent: Thursday, April 16, 2015 9:30 AM
To: Nyvall, Tyler JAG:EX; Carter, Nancy L JAG:EX
Subject: FW: Crossin - legal assistance
Importance: High

Good morning,

GCPE is wondering if this CBC story relates to the "Report of the Legal Services Regulatory Framework Task Force." Your thoughts? (A fuller transcript of the interview is being prepared.)

s.3

From: McCray, Lindsay GCPE:EX
Sent: Thursday, April 16, 2015 9:20 AM
To: Pearson, Nancy JAG:EX
Cc: Carwithen, Kelsie GCPE:EX
Subject: FW: Crossin - legal assistance

Hey Nancy,

Please see the media clip below. I believe this has to do with the Dec. 2014 "Report of the Legal Services Regulatory Framework Task Force".

Full transcript of the interview is currently being transcribed. I've listened to it and he references a "report" but I can't tell if he is referencing the 2014 report or a new one. I've searched the Law Society website and can't find anything more recent than the 2014 report.

Are you able to find out through your connections there please and thanks?

Lindsay

From: tno@gov.bc.ca [<mailto:tno@gov.bc.ca>]

Sent: Thursday, April 16, 2015 7:19 AM

Subject: CBU: Crossin - legal assistance

s.3

TNO...

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Buzbuzian, Andrea JAG:EX

From: Buzbuzian, Andrea JAG:EX
Sent: Thursday, April 16, 2015 10:29 AM
To: Pearson, Nancy JAG:EX
Cc: Carter, Nancy L JAG:EX; Nyvall, Tyler JAG:EX
Subject: RE: Crossin - legal assistance

Hi Nancy. Yes, this likely relates to the December 5, 2014, "Report of the Legal Services Regulatory Framework Task Force". The work of the Legal Services Regulatory Framework Task Force flowed from the recommendations made by the Legal Service Providers Task Force, who issued a "Final Report of the Legal Service Providers Task Force" on December 6, 2013.

The recommendations of the first task force report (Dec. 2013), which were unanimously approved in principle by the Law Society's Benchers, were:

1. That the Law Society seek to merge regulation operations with the Society of Notaries Public, so that the Law Society would become the regulatory of both lawyers and notaries.
2. That a program be created by the legal services regulatory to provide for certified paralegals.
3. That the Law Society develop a regulatory framework by which legal service providers, who are not lawyers or notaries, could provide credentialed and regulated legal services to the public.

The second task force report (Dec. 2014) reports on the further work that was done to follow up on the third recommendation (i.e., permitting non-lawyer, non-notary legal service providers to provide limited legal services to the public in a credentialed and regulated manner), including identifying the areas where there might be gaps in access to legal services that could be filled by new limited legal service providers. The task force recognized that in order to create, credential and regulate new categories of legal service providers, an amendment to the Legal profession Act would be necessary, and recommended that the Benchers seek such an amendment.

As Tyler noted, we are looking at the requested amendments, so there may not be a lot we can specifically in this regard.

Andrea

From: Pearson, Nancy JAG:EX
Sent: Thursday, April 16, 2015 10:00 AM
To: Buzbuzian, Andrea JAG:EX
Cc: Carter, Nancy L JAG:EX; Nyvall, Tyler JAG:EX
Subject: FW: Crossin - legal assistance
Importance: High

Hi Andrea,

Below is the request I mentioned. If you're able to assist in Tyler and Nancy's absence, that would be great. Thanks!

From: Pearson, Nancy JAG:EX
Sent: Thursday, April 16, 2015 9:30 AM
To: Nyvall, Tyler JAG:EX; Carter, Nancy L JAG:EX
Subject: FW: Crossin - legal assistance
Importance: High

Good morning,

GCPE is wondering if this CBC story relates to the "Report of the Legal Services Regulatory Framework Task Force." Your thoughts? (A fuller transcript of the interview is being prepared.)

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From: McCray, Lindsay GCPE:EX
Sent: Thursday, April 16, 2015 9:20 AM
To: Pearson, Nancy JAG:EX
Cc: Carwithen, Kelsie GCPE:EX
Subject: FW: Crossin - legal assistance

Hey Nancy,

Please see the media clip below. I believe this has to do with the Dec. 2014 "Report of the Legal Services Regulatory Framework Task Force".

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Lindsay

From: tno@gov.bc.ca [<mailto:tno@gov.bc.ca>]
Sent: Thursday, April 16, 2015 7:19 AM
Subject: CBU: Crossin - legal assistance

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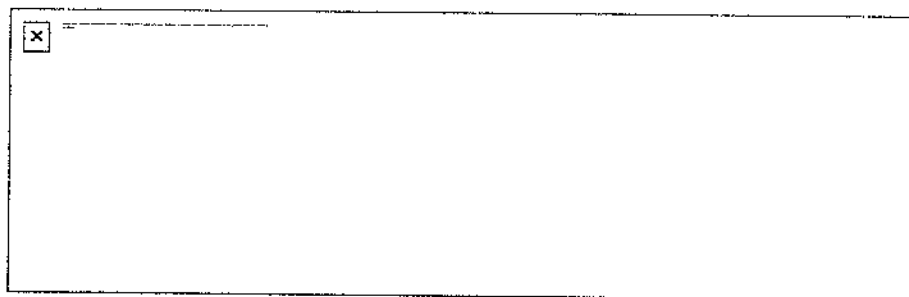
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Buzbuzian, Andrea JAG:EX

From: lawsociety@lsbc.org
Sent: Thursday, April 16, 2015 3:14 PM
To: Buzbuzian, Andrea JAG:EX
Subject: Law Society E-Brief, April 2015

****Please do not reply to this message. If you cannot properly receive HTML e-mails, go to:
http://www.lawsociety.bc.ca/apps/broadcast/ntp.cfm?msg_id=1095&capvalue=xopby to view this message. Please add lawsociety@lsbc.org to your address book or to your safe list in your mail settings to ensure delivery to your Inbox.



Benchers establish working groups to examine possible regulatory merger with the Notaries Society and legislative amendments

At the April meeting, the Benchers established two working groups to examine preliminary matters regarding the possible regulatory merger with the Society of Notaries Public of BC, and a proposed legislative amendment to the *Legal Profession Act* on the scope of the Law Society's regulatory function. This follows the endorsement of the recommendations set out in the *Legal Service Providers Task Force Final Report* (December 2013), and the *Report of the Legal Services Regulatory Framework Task Force* (December 2014). One working group will examine the skills and knowledge required to provide the additional legal services the notaries would like to provide and make recommendations about the educational and experiential requirements. The second working group will be looking at issues of governance. It is expected that both working groups will report back to the Benchers in June. To read the Memorandum of Understanding with the Society of Notaries Public of BC, and other related material, please refer to the President's [blog](#).

Update from the Law Firm Regulation Task Force

The Law Firm Regulation Task Force, whose mandate is to develop a framework for the regulation of law firms, has begun its work. The lawyer-firm relationship involves aspects of proximity, responsibility and interdependence. As such, law firms can be especially significant entities for effective regulation of the legal

profession. At the same time, some activities of law firms may transcend the responsibility of any individual lawyer and thus need to be regulated separately. The task force recognizes that in developing a framework for law firm regulation, it must be responsive to the realities of legal practice in firms of various sizes, geographical locations and practice areas. Before any final decisions are made, the profession will be consulted to assist the task force in developing an appropriate and practical framework for regulation of law firms.

Revision and consolidation of Law Society Rules

At their April meeting, the Benchers adopted revised and consolidated Law Society Rules, to come into effect July 1, 2015. The revision will eliminate decimal numbering, verify and update cross-references, add marginal notes to cross-references to aid recognition, and ensure consistency and economy of language, among other changes. A draft copy of the rules can be found [here](#).

In memoriam: Benjimen Meisner

On April 2, Appointed Benchers Benjimen Meisner passed away after a short battle with cancer and pneumonia. He was 76. Ben was a valued member of the Law Society Benchers table. During his tenure, he was a member of the Law Society's Credentials Committee and Unauthorized Practice Committee. Originally from Saskatchewan, Ben worked for nearly 60 years in the media as a news reporter, writer and, for much of his career, a talk show host. In his final days Ben had said that he would be greatly honoured by a "Life Benchers" designation, given his strong attachment and love for his Benchers colleagues and the Law Society. President Ken Walker, QC bestowed that honour on Ben the day before he died.

Don't get caught – first limitation under the new *Limitation Act* expires June 1, 2015

The first limitation under the new *Limitation Act* will expire in less than two months. Act now to protect your clients so that you don't get caught. Read the [information](#) on our website, and incorporate the "Ten tips to beat the reset clock" into your practice. And don't forget to refer to our [Quick Reference List](#), a convenient three-page chart that will help you flag and diarize a variety of limitations for all of your client matters. A total of 64 lawyers have already reported a missed limitation this year. Don't let the new *Limitation Act* turn you into another statistic.

From the Courts

The Supreme Court of BC has issued an administrative notice regarding [Bankruptcy Proceedings before a Registrar in Bankruptcy](#).

The [2014 Annual Report](#) of the Supreme Court of BC is now available.

The Provincial Court of BC has issued a [notice](#) regarding the start time of afternoon Assignment Court lists.

To keep up to date with Law Society news and events, follow us on Twitter, LinkedIn and YouTube and subscribe to our RSS feeds.
Send your comments or questions to communications@lsbc.org.

Does your contact information need updating? Three ways to update your information:

1. **Online:** <http://www.lawsociety.bc.ca/apps/members/login.cfm> (Currently, only your email address and email choices can be updated online. You will need to know your password to log in.)
2. **Email:** memberinfo@lsbc.org
3. **Phone:** 604-605-5311

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s.12;s.13

Page 150 to/à Page 163

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s.14;s.13

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BACKGROUND:

- The Society of Notaries Public has requested an expanded scope of practice for a number of years. However, significant consumer protection concerns with the expanding notaries areas of practice were raised by the Law Society and the Canadian Bar Association (BC Branch).
- In the context of the ongoing requests for an expanded scope of practice for notaries, and initiatives of the Law Society relating to paralegals, the former Attorney General requested the Law Society and the Society of Notaries Public to develop a proposal regarding regulatory reform of legal services in the province.
- In December 2013, the Law Society Benchers unanimously approved in principle recommendations made by a Law Society Task Force, which was established to consider the former Attorney General's request. The recommendations included that the Law Society become the regulator for both lawyers and notaries, and that a framework be developed to enable regulation of new categories of legal service providers.

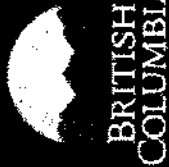
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Withheld pursuant to/removed as

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Ministry of Justice



History

- 2004, Notaries lobbied for new legislation, with increased scope of practice
- Direction by previous AG for Law Society and Society of Notaries Public to identify a solution
- Legal Service Providers Task Force
 - Merger of Law Society and Society of Notaries
 - “Certified” Paralegals
 - Non-lawyer legal service providers
- Ongoing discussions

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s.12;s.14;s.13



Ministry of Justice



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s.12;s.13

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Withheld pursuant to/removed as

s.12;s.14

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Withheld pursuant to/removed as

s.12;s.13

Buzbuzian, Andrea JAG:EX

From: lawsociety@lsbc.org
Sent: Monday, July 27, 2015 10:28 AM
To: Buzbuzian, Andrea JAG:EX
Subject: Law Society E-Brief, July 2015

****Please do not reply to this message. If you cannot properly receive HTML e-mails, go to:
http://www.lawsociety.bc.ca/apps/broadcast/ntp.cfm?msg_id=1194&capvalue=sikvt to view this message. Please add lawsociety@lsbc.org to your address book or to your safe list in your mail settings to ensure delivery to your Inbox.



BC Code change: Lawyers' notification obligations on withdrawal

At their July 2015 meeting, the Benchers amended rule 3.7-9 of the *Code of Professional Conduct for British Columbia*. The change requires that a lawyer *promptly* notify the client, other counsel and the court or tribunal of the lawyer's withdrawal from a file.

Electronic communications for annual general meetings and Benchers elections

Also at their July meeting, the Benchers discussed using electronic voting for Benchers elections, webcasting of and electronic voting at general meetings (annual general meetings and special general meetings), and electronic distribution of the material for general meetings. They resolved to put a motion before the membership at the 2015 Annual General Meeting permitting the Benchers to amend the Rules to provide for electronic communications for general meetings.

Articled students permitted to act as commissioners under Evidence Act

Regulation 142/2015 comes into effect September 1, 2015. It prescribes articled students and temporary articled students as persons who are commissioners for taking affidavits in British Columbia, pursuant to s. 60(i). By virtue of this Regulation, students will be able to do all the things that lawyers may do acting as a commissioner for taking oaths. Principals will need to ensure that students understand the effect of acting as commissioner, and principals remain responsible for students'

actions.

Discussions continue on possible regulatory merger with the Notaries Society

The Benchers received reports from the two working groups assigned to consider aspects of a possible regulatory merger between the Law Society and the Society of Notaries Public of BC. The working groups are examining educational and experiential requirements and issues of governance. The Benchers will continue their consideration of the possible merger at their September meeting.

Mid-year report: New ideas for improving access to justice

The Access to Legal Services Advisory Committee presented its mid-year report to the Benchers. After a review of the Manitoba Family Justice Program, the committee advised the Benchers that they had concluded this model would not work in BC. The committee also reported on the merits of encouraging retired lawyers and judges to offer pro bono services and how to support improved access to justice for BC Aboriginal people.

Mid-year report: Diversity in the practice of law

The Equity and Diversity Advisory Committee monitors and develops effective equity and diversity in the legal profession and the justice system in BC. Three areas of particular emphasis include Aboriginal lawyers, women lawyers and the overall diversity of the profession. The committee reported that it is looking to meet with BC law schools to create more opportunities for Aboriginal lawyers and to discuss implementation of Truth and Reconciliation Report recommendations.

Mid-year report: Sharing a fundamental principle of Canadian democracy

The Rule of Law and Lawyer Independence Advisory Committee reported it is planning to engage the public on the concept of the rule of law through a series of articles and other public-facing initiatives.

Mid-year report: Reviewing the education process for new lawyers

The Lawyer Education Advisory Committee reported on the work it is doing to review the articling process and PLTC. The findings from a survey of lawyers with two to three years of call supported the conclusion that PLTC is a positive experience. The committee continues to research the effectiveness of the program.

Research grants available

BC lawyers are invited to apply for research grants from the Law Foundation by submitting a letter of intent before September 11, 2015. The Law Foundation makes \$100,000 available annually for legal research. More information can be found [here](#).

Trinity Western University (TWU) update

The Ontario Divisional Court dismissed TWU's application for judicial review of the Law Society of Upper Canada's decision to

deny accreditation of TWU's proposed law school. As a reminder, TWU's petition against the Law Society of BC will be heard next month. TWU has filed its written argument with the court and the document and further information on TWU's proposed law school are available [here](#). Chief Justice Hinkson will hear the case, which is set for five days commencing August 24.

New LTSA fee listings coming November 2015

The Land Title and Survey Authority of BC (LTSA) is implementing new fee listings for its land title and survey services, coming into effect in early November 2015. A preview of the new fee listing is available for download [here](#) with answers to frequently asked questions [here](#). For more information, contact LTSA at 1.877.577.LTSA (5872).

Reminder: Important PLTC registration information for 2016

Does your firm plan to hire an articulated student to start in 2016? The location and time of PLTC is always an important consideration for firms and students. There are critical application deadlines to secure the best chance of your student attending the PLTC session of choice. You can find out more about the deadlines and process [here](#).

Reminder: Revised and consolidated Law Society Rules now in effect

Revised and consolidated Law Society Rules came into effect on July 1, 2015. The revisions re-number the rules, eliminate decimal numbering, update and add marginal notes to cross-references to aid recognition, and ensure consistency and economy of language, among other changes. See [Law Society Rules 2015](#).

From the courts

Amendments to the [Supreme Court Civil Rules](#) and [Family Forms](#) came into effect on July 1, 2015.

To keep up to date with Law Society news and events, follow us on [Twitter](#), [LinkedIn](#) and [YouTube](#) and subscribe to our [RSS feeds](#). Send your comments or questions to communications@lsbc.org.

Does your contact information need updating? Three ways to update your information:

1. **Online:** <http://www.lawsociety.bc.ca/apps/members/login.cfm> (Currently, only your email address and email choices can be updated online. You will need to know your password to log in.)
2. **Email:** memberinfo@lsbc.org
3. **Phone:** 604-605-5311

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Legislative Review Committee

Briefing Note

Minister: Name(s) and title(s) of the Minister(s) sponsoring the submission

Ministry:

Date: DD/MM/YYYY

LP#:

Act Name:

Summary:

Very briefly describe the proposed legislation. Indicate if the legislation is proposed as a new Act or an amendment to an existing Act.

Policy Approval:

Confirm that the draft legislation is consistent and within the scope of policy approvals. Indicate the Committee(s) and date(s) where policy approval was received.

Fiscal Approvals:

Confirm that all required fiscal approvals are in place. Indicate the date of TBS review and/or TB approval.

Consultations:

Confirm that all required consultations have taken place. Include a short description of any significant issues that should be brought to the Committee's attention.

Other Jurisdictions:

Indicate how the proposed legislative approach compares to how other jurisdictions deal with the issue. If not relevant, delete this heading.

Contact: First Name Last Name, Title

(250) XXX-XXXX

Honourable First Name Last Name



Date Signed

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DUPLICATE

Buzbuzian, Andrea JAG:EX

From: Buzbuzian, Andrea JAG:EX
Sent: Friday, July 31, 2015 2:39 PM
To: Pearson, Nancy JAG:EX; Mulligan, Renee JAG:EX
Cc: Vermaning, Tiny JAG:EX; Carter, Nancy L JAG:EX
Subject: RE: RUSH APPROVAL NEEDED: Franchise Justice Reform Notaries_Scrivener_Mark Jiles_31 July_DRAFT(3)
Attachments: Franchise Justice Reform Notaries_Scrivener_Mark Jiles_31 July_DRAFT(3).docx

Hi Nancy. I only reviewed the portion under "How can the Notaries of BC help you?", and they look pretty good, but I have a few suggestions in the attached.
Thanks. Andrea

From: Pearson, Nancy JAG:EX
Sent: Friday, July 31, 2015 2:18 PM
To: Buzbuzian, Andrea JAG:EX; Mulligan, Renee JAG:EX
Cc: Vermaning, Tiny JAG:EX; Carter, Nancy L JAG:EX
Subject: RUSH APPROVAL NEEDED: Franchise Justice Reform Notaries_Scrivener_Mark Jiles_31 July_DRAFT(3)
Importance: High

Hi Andrea and Renee,

This is very time sensitive -- GCPE needs I back by 4:00 today. Nancy will need time to approve the content that relates to your work, and then Jamie will need time to vet everything. So if you could get back to us by 2:45 at the latest, that would be great.

Please include Tiny when returning this, in case I'm not available.

Nancy -- this is a heads up for you at this point.

Thanks,
Nancy

Date/Time: 28/July/8:30 am

Deadline @ Aug. 4 9:30-10am @ PVO For BC Notaries Interview

Media: New Car Dealers & BC Notaries newsletter publications

Reporter: Mark Jiles, 604 220 3953, mark@jjiles.ca

Topic: Various: Franchise Act, Road Safety, Access to Justice, Make a Will, Liquor Reform

Background: Jiles is looking to set up back-to-back 30min sit down interviews in Vancouver with Minister Anton and representatives from the New Car Dealers Association and with Wayne Braid from the BC Notaries. These interviews will inform the development of an article in each association's newsletter (est. circulation is 5,000 people).

Last year, Minister Coleman was featured. See attached for sample articles. No specific questions – just want to have a general discussion on various topics.

Scrivener Sample:

<http://www.notaries.bc.ca/resources/showContent.rails?resourceItemId=3624>

Suggested Response:

Access to Justice

1. Access to Justice is another top priority of you and your government. Have your recent changes made a difference to the system and what else might we expect to see in the coming months?

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Make a Will

2. This spring, the Notaries of BC and your Ministry partnered on the "Make a Will Week campaign." How do you suggest we continue to drive home the message that younger British Columbians between the age of 18 and 40 need to have a will?

s.13,s.14

Franchise Act

s.13,s.14

Personal

3. You have been the Minister of Justice for just over two years now. How have you been able to change the Ministry over this time and what are you expecting to accomplish before the next election.
4. You have held a number of elected positions during your time in public life. How does being an MLA and now Cabinet Minister compare?
5. How can the Notaries of BC help you?

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