

## :: WHAT'S NEW ::

---

### Society news

- RSVP by Sept. 9 for the 2011 Recognition Reception – *September 23, 2011* [...more](#)
- Server maintenance – brief interruption to online services – *September 7, 8 and 9* [...more](#)

### Current Issues in Legal Ethics

- The Little Black Book – *first in a new series on ethical responsibilities, from Elaine Cumming, Professional Responsibility Counsel* [...more](#)

### New from Continuing Professional Development

- Upcoming dates for online *Land Registration Act* training [...more](#)
- Register soon: One-day seminar: Advanced Cross-examination Techniques, *October 27* [...more](#)

### New from Library & Information Services

- Library not staffed – September 2 & 5 [...more](#)
- Multilingual Legal Glossary [...more](#)
- New decisions [...more](#)
- Proclamations update [...more](#)

### From LIANS

- PIPEDA and Your Practice – A Privacy Handbook for Lawyers – *a new Risk and Practice Management Tip from the Risk and Practice Management Program, LIANS* [...more](#)
- Fraud attempt claims to prevent fraud attempts – *a new Fraud Alert from the RPM Program, LIANS* [...more](#)
- NSLAP WELLNESS TIP: Learning the value of money – *a new Wellness Tip from NSLAP* [...more](#)

### In Memoriam [...more](#)

### From the Courts

- New Registrar/Prothonotary appointed [...more](#)
- Hints & Tips from the Prothonotary [...more](#)
- August 19 swearing-in ceremony for the Hon. Judge Paul Scovil now available via webcast [...more](#)

### From the Province

- JUSTICE: Investigation to Examine Police Actions Related to Victoria Paul [...more](#)
- NS SECURITIES COMMISSION: CSA publish for comment proposed National Instrument 51-103 Ongoing Governance and Disclosure Requirements for Venture Issuers [...more](#)
- Error & Omission Notices [...more](#)

### From the Federal Department of Justice

- Minister of Justice announces winner of the 2011 National Youth Justice Policing Award [...more](#)

### Other news & notices

- Notice from Bureau of Pensions Advocates, Veterans Affairs Canada (*English/French*) [...more](#)
- BOYNECLARKE provides resources to the community [...more](#)
- CLASSIFIEDS: Canadian Abridgment volumes to give away [...more](#)

## Events of Interest

- Friends of the late Sgt. Mark Gallagher fundraising dinner, *September 10* [...more](#)
- Upcoming events from CBA-NS [...more](#)
- *Civil Procedure Rules* seminar hosted by the Cape Breton Barristers' Society, *September 16* [...more](#)
- International African Diaspora Heritage Trail Conference, *September 22-24, 2011* [...more](#)
- Seats still available for Third Party Neutral Professional Development Program, *September 26* [...more](#)
- 50:50: Vision of Halifax, *October 19 & 20* [...more](#)
- Halifax Leaf Persons Day Breakfast, *October 26* [...more](#)
- Sixth Annual Halifax Rock for Dimes, *November 18* [...more](#)

## Career Opportunities [...more](#)

## :: NOTICES ::

---

### SOCIETY NEWS

#### **2011 Recognition Reception – September 23, 2011**

The Nova Scotia Barristers' Society cordially invites you to attend the  
**2011 Recognition Reception**  
**September 23, 2011 | 4:00 – 5:30 pm**  
**Bluenose Ballroom, Delta Halifax**  
**1990 Barrington Street, Halifax**

Please join the Society in celebrating excellence in Nova Scotia's legal profession, as we present the **2011 Distinguished Service Award** to **Robert (Robbie) G. MacKeigan QC**. An outstanding lawyer and community advocate, Mr. MacKeigan is the current Chair of the Law Foundation of Nova Scotia. A Fellow of the Insolvency Institute of Canada, he is a past Chair of the Canadian Law Information Council and past President of the Society (1994-95) and the Canadian Bar Association - Nova Scotia.

Several other achievements will also be honoured:

- **Presentation of 50-Year Practising Certificates** to David Stewart QC and George Caines QC.
- **The 2011 NSBS Presidents' Leadership Award**  
Presented to a graduating law student, this annual award recognizes substantial involvement in the law school and the community. Daniel Pink is currently articling with Wickwire Holm and coordinates volunteer lawyers for the new legal support group, Artists Legal Information Services.
- **The 2011 Race and the Law Paper Prize**  
David Taylor received the third annual prize, sponsored by Stewart McKelvey, for his paper, "First Peoples, Fundamental Rights: Exploring the Potential Use of Section 7 Rights by Aboriginal Claimants." Now in his third year at Schulich School of Law, David will be a clerk at the Supreme Court of Canada in 2012-13.

Please RSVP by September 9: Shirley Shane, [sshane@nsbs.org](mailto:sshane@nsbs.org)

#### **Server maintenance: September 7, 8 and 9**

Please be advised of several brief overnight interruptions to some online member services due to server maintenance. The Membership area (<http://members.nsbs.org>) of the Society's website will not be accessible for a period of about five minutes each night on September 7, 8 and 9.

#### **Code of Professional Conduct: national guidelines to take effect in Nova Scotia on Jan. 1, 2012**

Lawyers in Nova Scotia will be regulated by a new set of national guidelines for ethical and professional conduct, starting January 1, 2012. The *Code of Professional Conduct* was developed by the Federation of Law Societies of Canada, in consultation with provincial law societies across the country. The Federation has requested that all law societies adopt it and many have, or are in the process of doing so.

Read the full details in this June 6 [news item](#) on the Society's website, and see the [current draft](#) of the Code of Professional Conduct online.

#### **Follow the Society on Twitter.com/NSBS**

If you would like to receive Twitter updates from the Society, please follow us at <http://twitter.com/NSBS>.

---

## Current Issues in Legal Ethics

This is the first in a series of articles that will focus on lawyers' ethical duties under the current *Legal Ethics Handbook* and the new *Code of Professional Conduct* that is expected to come into force in January 2012.

### **The Little Black Book**

I know you still have one, tucked away on your bookshelf or maybe hidden away in a drawer. Just admit it – the “Little Black Book” still resides in your office even though it is old, dusty and more than 20 years out of date.

No, I am not referring to the dog-eared book of phone numbers you collected during law school. I am talking about the hardcover edition of the *Legal Ethics Handbook* that was last published in **1998!** This book does not even contain Chapter 24 on Discrimination, let alone the countless amendments to most of the other Chapters that have occurred since this book was last published in print format.

The current version of the *Handbook* resides on the Nova Scotia Barristers' Society's website under the Regulation and Licensing tab. Every lawyer is required by the Regulations made pursuant to the *Legal Profession Act* to be familiar with their ethical obligations as set out in this *Handbook* and to adhere to them:

#### **8.1 Legal Ethics Handbook**

**8.1** The ethical standards contained in the rules, guiding principles and commentaries of the Legal Ethics Handbook as amended, are adopted as ethical standards for all members of the Society and lawyers who are subject to the rules governing members.

I mention this not to make you feel shame at living in the past, but to remind you that ethics are a current, evolving and complex part of the practice of law. Just like any other area of your practice, you need to maintain your familiarity with the ethical rules we are all required to comply with. These rules are not intended to make your practice more difficult; rather, they are intended to enhance and improve the quality of service you are providing to your clients and to preserve the integrity and reputation of the legal profession.

So frame your “Little Black Book” as an interesting and important piece of legal history, because that is exactly what it is. The next time you require ethics advice, please go to the NSBS website to review the most current version of the *Legal Ethics Handbook*, or call the friendly Professional Responsibility staff at the NSBS, who would be more than happy to assist you in interpreting the rules.

And remember ... the implementation of the new *Code of Professional Conduct* is just around the corner. With its adoption, you will have the opportunity to flex your ethical muscles during the mandatory online training program. If you have a good look at the current *Handbook* now, I can assure you that you will have an advantage during that training!

---

## In Memoriam

The Society wishes to advise members of the recent death of the following colleague. We extend our condolences to her friends and families.

- Julia Louise Corkum, Wentzell Lake – August 17, 2011 [Obituary](#)

---

## FROM THE COURTS

### **New Registrar and Prothonotary appointed**

Ms. Caroline McInnes has been appointed, on a permanent basis, as the new Registrar of the Court of Appeal and Prothonotary of the Supreme Court at the Halifax Law Courts. Caroline had been in the position since early 2011; first part-time and then full-time, temporarily. She recently worked as a Senior Law Clerk with the Court of Appeal. She is a member of the Nova Scotia Bar and is a graduate of Dalhousie Law School and Queen's University.

### **[New Hints & Tips from the Prothonotary](#)**

*InForum* is an electronic newsletter published approximately twice a month. To receive a free subscription, please contact the Society at [info@nsbs.org](mailto:info@nsbs.org).

## **August 19 swearing-in ceremony for the Hon. Judge Paul Scovil now available via webcast**

A swearing-in ceremony for the Honourable Paul B. Scovil of the Nova Scotia Family and Provincial Courts was held in Bridgewater on Friday, August 19 at 3:00 pm. Judge Scovil was selected from a list of candidates put forth by the Committee on Provincial Judicial Appointments.

Judge Scovil will be located in Amherst, sitting primarily in Provincial Court there. Judge Jean Dewolfe will move to Truro and sit primarily in the Family Court there. Judge Raymond Morse will continue to work out of Amherst. He will sit primarily in the Family Court there as well as in Truro.

To view video of the ceremony, visit [the Courts webpage](#).

## **Notices to the Bar**

Important updates for the legal profession are routinely posted on the Courts Nova Scotia website, on the "Notices to the Bar" page under the RESOURCES links on the left side of the website. Subscribe to the RSS service to be automatically notified whenever something new is added to the web page. For instructions, visit <http://www.courts.ns.ca/General/bar.htm>

Updates to the profession can also be accessed at any time on the Federal Court's web page titled [Notices to Parties and the Legal Profession](#).

---

## **FROM THE PROVINCE**

### **JUSTICE: Investigation to Examine Police Actions Related to Victoria Paul**

The province has ordered an independent investigation into the arrest and detention of Victoria Rose Paul by the Truro Police Service on Aug. 28, 2009. The review falls under Section 7 of the Police Act.

"This was a tragedy and I want to continue expressing sympathy to the family," said Justice Minister Ross Landry. "From the medical evidence, we know how Ms. Paul died. This investigation will tell us whether the Truro Police Service followed appropriate guidelines and standards and help us understand how similar tragic situations may be prevented in the future."

Mr. Landry has appointed Nadine Cooper Mont of Cole Harbour to lead the investigation. Ms. Cooper Mont has served as deputy solicitor general with the province and was instrumental in restructuring the Nova Scotia Police Commission and implementing recommendations from the Donald Marshall Inquiry. Ms. Cooper Mont is commissioner of the Nova Scotia Office of the Police Complaints Commissioner, and has extensive experience in investigating police actions.

The investigation will look at how Truro police handled the incident and will also review the subsequent investigation by Halifax Regional Police.

Mr. Landry will also appoint others with technical or specialized knowledge to help with the investigation, including an observer with knowledge of the Mi'kmaq community and culture. A person with investigative expertise will also be appointed.

The investigation is expected to take about six months. A written report will be provided to the Minister of Justice and may include recommendations.

Ms. Paul was arrested by Truro police on Aug. 28, 2009. While in custody, she suffered a massive stroke and was transferred to hospital on Aug. 29. The 44-year-old Indian Brook woman died on Sept. 5, 2009 in a Halifax hospital.

## **NOVA SCOTIA SECURITIES COMMISSION: CSA publish for comment proposed National Instrument 51-103 Ongoing Governance and Disclosure Requirements for Venture Issuers**

The Canadian Securities Administrators (CSA) have published for comment proposed National Instrument 51-103 Ongoing Governance and Disclosure Requirements for Venture Issuers (NI 51-103), which includes proposed amendments to related instruments, forms and consequential amendments. The proposed rule introduces a new mandatory regulatory regime for venture issuers. It is designed to streamline and tailor venture issuer disclosure to make it more useful and user-friendly for investors. The proposal:

- outlines disclosure requirements that are more suitable and manageable for issuers at this stage in their development; and
- streamlines requirements so venture issuers have more time to focus on business growth and development.

The CSA developed the proposed rule with the assistance of feedback collected during in-person consultation sessions that were held across the country in the spring and fall of 2010, as well as written comments from market participants.

The CSA is seeking written comments from investors and industry on the proposed national instrument and related amendments. To comment, please refer to the CSA Notice and Request for Comment announcing proposed NI 51-103 and related consequential amendments, which is available on the website of the Nova Scotia Securities Commission at the following link: [http://www.gov.ns.ca/nssc/CSANotices/noticerequestJuly\\_29\\_2011.pdf](http://www.gov.ns.ca/nssc/CSANotices/noticerequestJuly_29_2011.pdf)

The comment period is open until October 27, 2011.

## **SERVICE N.S./MUNICIPAL RELATIONS: Province wants input on proposed new bicycle rules**

If you are a fan of two-wheeled transit, the province wants to hear from you. The province is starting public consultations on proposed new rules for bicycles, aimed at making the rules of the road clear and easy to understand.

To see the full list of proposed amendments and fill out the consultation document, visit [www.gov.ns.ca/snsmr/access/drivers/stakeholder-consultations-on-bicycles.asp](http://www.gov.ns.ca/snsmr/access/drivers/stakeholder-consultations-on-bicycles.asp).

Groups or individuals who would like to offer their input can email [mvaconsultations@gov.ns.ca](mailto:mvaconsultations@gov.ns.ca) by Sept. 14, or phone 424-4380 in metro Halifax, or 1-800-670-4357.

Written submissions can be sent to:

MVA Consultations - Bicycles

Service Nova Scotia and Municipal Relations P.O. Box 216 Halifax, N.S. B3J 2M4

## **ENVIRONMENT: Details on potential Protected Areas online**

Nova Scotians can help choose which lands should be protected as part of the province's 12 per cent plan, now that details on nearly 220,000 hectares of land are available online.

Comments will be incorporated into a draft plan, which will be released for provincewide consultation next year before final decisions are made. The province has a legislated goal to legally protect 12 per cent of its land by 2015.

Written comments will be accepted until Dec. 1 at Department of Environment, Protected Areas Branch, Box 442, Halifax, N.S., B3J 2P8 and by email at [protectedareas@gov.ns.ca](mailto:protectedareas@gov.ns.ca).

A discussion paper titled **Our Wild Spaces**, photos and descriptions of review lands can be viewed at [www.gov.ns.ca/nse/12percent/](http://www.gov.ns.ca/nse/12percent/).

## **Error & Omission Notices**

A number of new *Land Registration Act* and *Registry Act* Error & Omission notices have recently been posted online. To view these notices in full, refer to the Errors & Omissions page on the [Property OnLine](#) (POL) website.

## **ENVIRONMENT: Comment deadline for *Environment Act* extended to Sept. 6**

Nova Scotians have extra time to comment on proposed changes to the *Environment Act*. The deadline for written comment has just been moved to September 6 from the original date, Aug. 22.

"We have heard people's concerns over the timing of the consultation, which is why we are extending the deadline by two weeks," Environment Minister Sterling Belliveau said last week.

A discussion paper on the proposed amendments to the act is available at [www.gov.ns.ca/nse](http://www.gov.ns.ca/nse). Provide feedback through the online form, by emailing [policy@gov.ns.ca](mailto:policy@gov.ns.ca) or by mailing Environment Act Review, 5151 Terminal Road, PO Box 442, Halifax, NS, B3J 2R7.

The act has undergone a legislative review that takes place every five years. The suggested changes, which aim to improve efficiency and effectiveness, are based on discussions with Department staff and input received from interested parties and the public in recent years. Comments on the proposed changes will be considered before amendments are brought forward in the legislature this fall.

## **IMMIGRATION: Settlement agreement for economic class of Nova Scotia Nominee Program**

NOTE: The following was released on July 11, 2011 as part of the settlement agreement in a class action between the Province of Nova Scotia and the law firm of Branch MacMaster LLP on behalf of their clients.

The Province of Nova Scotia and the law firm of Branch MacMaster LLP announce that they have reached a proposed agreement to settle the class action brought to address issues surrounding the former Economic Stream of the Nova Scotia Nominee Program. The proposed agreement is subject to approval by the court and a hearing will be held September 26, 2011 at 9:30 am Atlantic Time in Halifax.

Generally speaking, eligible class members will each be entitled to \$75,000, less any legal fees the court approves as fair and reasonable. If any class members already received compensation under the program, these amounts will also be deducted.

If you or clients require more information, visit the website <http://www.branchmacmaster.com/nova-scotia-immigration/> or contact Ward Branch, counsel for the proposed class at 604-654-2966 or Tom Peck with the Nova Scotia Office of Immigration at 902-424-3742.

## **Call for nominations and applications: Queen's Counsel Appointments 2011**

Dear Members:

In the fall of this year, the Advisory Committee on Queen's Counsel Appointments, chaired by the Honourable Justice Peter Bryson, will consider candidates for the next Queen's Counsel appointments.

The criteria for these appointments are:

- (a) fifteen years or more as a member of the Bar of Nova Scotia as of September 30, 2011 and eligible to practise law in Nova Scotia;
- (b) demonstrated professional integrity, good character and outstanding contributions to the practice of law through one or more of:
  - (i) recognition by other members of the profession as an exceptional barrister or solicitor,
  - (ii) exceptional contributions through legal scholarship, teaching or continuing legal education,
  - (iii) demonstration of exceptional qualities of leadership in the profession, and

- (iv) engaging in activities of a public or charitable nature in such a way as to raise the esteem in which the legal profession is held by the public;
- (c) the Advisory Committee on Queen's Counsel Appointments is asked to consider regional, gender and minority representation among the persons recommended for appointment as Queen's Counsel.

In order to be considered as a candidate for a Queen's Counsel appointment, you must apply pursuant to this request. The Committee will not consider applications or nominations from previous years.

A complete application or nomination package must consist of an original and 12 copies of the following documents:

- (a) application or nomination form;
- (b) authorization for disclosure of information and release; and
- (c) information form.

**These forms are available on the Queen's Counsel Process page of the Society's website:**

<http://www.nsbs.org/queensCouncilProcess.php>

Ordinarily the information will be confined to the form provided. However, if you find the space on the form insufficient, additional material that you may wish to provide (not exceeding two pages in length) will be considered by the Committee. Material exceeding two pages will not be forwarded to the Committee.

In addition, please ensure you have provided with your application materials a current telephone number where you can be reached. If you wish, you may include two letters of reference for consideration by the Committee. The inclusion of reference letters is optional.

Persons may either apply personally or may nominate a member of the Bar. All applicants will be treated equally by the Committee, whether they are nominated or whether they apply personally.

Your complete application or nomination must be received by Justice Bryson **no later than 4:00 pm, Friday, September 30, 2011**. It may be mailed or delivered to:

**Advisory Committee on Queen's Counsel Appointments  
c/o The Honourable Justice Peter Bryson  
The Law Courts, 1815 Upper Water Street  
Halifax NS B3J 1S7**

Thank you for your attention to this matter.

Yours very truly,  
Marian F. Tyson QC, Deputy Minister

---

## **FROM THE FEDERAL DEPARTMENT OF JUSTICE**

### **Minister of Justice announces winner of the 2011 National Youth Justice Policing Award**

On August 21, 2011 at the annual conference of the Canadian Association of Chiefs of Police (CACCP) in Windsor, ON, the Vancouver Police Department's Diversity and Aboriginal Policing Section was presented with the 2011 Minister of Justice National Youth Justice Policing Award for a program that provides youth with resources and alternatives to gang involvement. [more...](#)

## OTHER NOTICES

### **BOYNECLARKE provides resources to the community**

The lawyers at BOYNECLARKE LLP, one of the largest law firms in the HRM, are committed to community. And, through BOYNECLARKE's Zenith Award-Winning Summer Student Program, that commitment begins well before they start their legal careers with the Firm.

The program, which is unique among law firms in the region, offers future Clerks the opportunity to work with a local non-profit organization at BOYNECLARKE's expense. This allows the law students to develop a strong sense of community and "giving back", which carries into their legal careers. In fact, many BOYNECLARKE lawyers remain involved with the organizations they worked with when they were future Clerks in the Summer Student Program.

The BOYNECLARKE Summer Student program has been running for a number of years and has proven to be an extraordinary success, garnering exceptional feedback from the participating non-profits. Erika Beatty, CEO of Symphony Nova Scotia, says of Dalhousie Schulich School of Law Student, Geoff Franklin:

"It is ... clear that during (Geoff's) internship he will make a big impact on Symphony Nova Scotia. I'm really impressed with how tangibly, directly, and intelligently BOYNECLARKE has chosen to give back to the community. We're very grateful to be a part of (their) program, and to have Geoff with us for the summer."

Bill Pratt, Executive Director of Saint Leonard's Society, shares similar sentiments about Dalhousie Schulich School of Law Student, Haley Smith. Mr. Pratt commented that Hayley assimilated with Saint Leonard's employees quickly and is a very fast learner. During her internship, Hayley worked at Barry House and Metro Turning Point.

BOYNECLARKE couldn't be happier with how the Summer Student Program has benefitted the local community. Likewise, the Clerks who participate in the Program are exposed to a variety of projects well before their legal careers begin. Université de Moncton Student, Gavin Leitch, worked for The Legal Information Society of Nova Scotia this summer. According to their website, Gavin worked on developing legal information materials in collaboration with other organizations in the community to help New Canadians adapt to the legal system in Canada.

Bill Pratt captured the spirit of the Program perfectly, noting that, "Everyone is winning!"

For more information on the BOYNECLARKE Summer Student Program, please visit the website at:  
<http://www.boyneclarke.com/about/community-involvement/>

### **Casting call: Star Truck – A Space Oddity: Revenge of the Clones**

Thesians, theatre people and Trekkies still have time to try out for Nova Scotia's most out-of-this-world stage production: Star Truck – A Space Oddity: Revenge of the Clones.

The play, which will have its opening and closing night on **Saturday, October 15**, is coordinated by the Legal Information Society of Nova Scotia, which is only seven degrees of separation from George Lucas.

"Our goal is to raise money and have fun," says LISNS enterprise leader Maria Franks. "We want to boldly go where no charity has gone before."

The voyage is part of the charity's annual **Play in a Day**, which brings together teams of volunteers from across Nova Scotia to rehearse, build, and perform a play in 24 hours. In one day, crews will build sets, costumes will be coordinated, make-up will be applied, and lines will be learned.

"Although the timeframe is tight, this production will keep you on the edge of your seat. The enthusiasm and energy of the teams makes up for their lack of experience," says "Captain" Jeremy Webb, the professional producer and self-professed Star Trek geek at the helm of the production.

To become involved in Play in a Day, please visit [www.legalinfo.org](http://www.legalinfo.org) or call **902 454 2198** and make it so.

## **About LISNS**

*A charitable not-for-profit organization, the Legal Information Society of Nova Scotia (or LISNS), has been providing Nova Scotians with information and resources about the law for more than 25 years. LISNS's staff and volunteers believe easy access to information about the law is fundamental to a fair justice system.*

---

## **AWARDS & APPOINTMENTS**

### **Prime Minister's Volunteer Awards announces first call for nominations**

Canadians across the country have a new opportunity to recognize the exceptional contributions that volunteers make in their communities. The awards will recognize individuals or groups of volunteers, businesses and nonprofit organizations in five regions across Canada, and will offer a national award in two categories: one for lifelong achievement and one for new volunteers. The deadline for nominations is **September 9, 2011**. For more information, and to submit a nomination, visit the website of the [Prime Minister of Canada](http://www.pmc.gc.ca).

---

## **VOLUNTEER & PRO BONO OPPORTUNITIES**

### **Nova Scotia Health Organizations Protective Association (NS HOPA)**

The Nova Scotia Health Organizations Protective Association (NS HOPA) is seeking volunteers for the Board of Directors. NS HOPA is a non-profit provincial insurance reciprocal providing liability insurance to member organizations. Board meetings are quarterly and approximately six (6) hours in length. Board members also sit on a minimum of one (1) committee. Board terms are three (3) years, renewable for one term.

For more information please contact:

NS HOPA Nominating Committee

Attention: Deborah Rozee

Bedford Professional Centre

2 Dartmouth Road, Bedford NS B4A 2K7

Phone: 902. 832. 8520 | Email: [deborah.rozee@nshopa.ca](mailto:deborah.rozee@nshopa.ca)

### **Artists Legal Information Services (ALIS)**

Artists Legal Information Services (ALIS) is a legal support organization based in Halifax. It currently consists of volunteer law students at Dalhousie University who seek to promote the legal rights of artists.

Our mission is to make a stronger, more vibrant arts community in Nova Scotia by helping to resolve legal issues for artists living there. This will be accomplished by providing free clinics, workshops and library resources to artists in Atlantic Canada. We work with all types of artists to help them understand how the law impacts them, and provide a framework for navigating potential obstacles.

If you are a lawyer with experience in contract law, entertainment law, tax law, or just have an interest in the needs of local artists, then we would love to hear from you. We are looking for support from the Atlantic Canada legal community on a *pro bono* basis.

If you are interested in getting involved, please contact us at [daniel.pink@gmail.com](mailto:daniel.pink@gmail.com). For more information please visit [www.nsalis.com](http://www.nsalis.com).

### **reachAbility Volunteer Opportunities**

reachAbility's Legal Referral Service is a community-based service that bridges the gap between existing local resources and public need. We provide an opportunity for persons living with disabilities to better understand their legal rights, as

well as providing lawyers with an opportunity to use their legal skills in a volunteer capacity to address the needs of an often marginalized segment of our community.

reachAbility's Legal Referral Service offers access to free legal advice for any person with a disability. Lawyers throughout the province volunteer their time and expertise to our clients and we're always looking for new perspectives. The time commitment that we ask from our volunteers is small – a single one-hour consultation each year – but it is a commitment that will make an immediate difference in the life of a Nova Scotian with a disability.

Join other volunteering members of the Legal Community by completing our online Lawyer Volunteer Form at: <http://reachability.org/legal-programming/lawyer-sign-up-form/>

For further information, contact us: (902) 429-5878 or [legal@reachability.org](mailto:legal@reachability.org)

Or visit us online: <http://reachability.org/legal-programming/legal-referral-services-lawyer-information/>

## Antigonish Heritage Museum Board – Legislation Committee

We are seeking a volunteer to serve on the above noted committee. We are an incorporated, not-for-profit organization that was created by Bill No. 13 Province of Nova Scotia, that was assented to by the Lieutenant Governor on May 9, 1997.

We would request that anyone interested in serving on this committee please contact the undersigned at the following email: [antheritage@parl.ns.ca](mailto:antheritage@parl.ns.ca)

If there are any questions, please contact the undersigned.

Yours truly  
Joselyn Gillis, Curator, Antigonish Heritage Museum Board  
902-863-4947

## LIANS and NSBS Mentorship Program

The LIANS and NSBS Mentorship Program officially launched on Wednesday, April 6 with the first annual event. The highlight of the evening was a keynote speech given by the Honourable Judge Anne Derrick, who spoke about the importance and benefits of a mentorship program.

For information about the new program, visit the [Mentorship Program](#) section on the LIANS website, under the Risk and Practice Management heading at [http://lians.ca/rpm/mentorship\\_program/](http://lians.ca/rpm/mentorship_program/).

Documents available on the website include the **Mentorship Program Application Form**, a **Model Mentoring Activity Plan** for participants and a **Mentoring Guidelines** booklet. Also available are photos from the launch event and a complete transcript of Judge Derrick's keynote speech.

## Share your knowledge – make a difference

The Legal Information Society of Nova Scotia (LISNS) invites qualified volunteers to join its Legal Content Committee. The Committee reviews legal content for LISNS website [www.legalinfo.org](http://www.legalinfo.org) and makes suggestions for new content and improvements to existing content. The committee meets 2-3 times per year and input between meetings is by email.

If you are interested or want to learn more, contact Committee Chair Kevin MacDonald [kevin.macdonald@cdr.ns.ca](mailto:kevin.macdonald@cdr.ns.ca) or Maria Franks [execdir@legalinfo.org](mailto:execdir@legalinfo.org).

## MISSING WILLS

### Seeking missing will for current resident of Clayton Park

Mrs. Elizabeth Lough, an 84-year-old Clayton Park resident, is unable to recall the name of the lawyer who prepared her will. Lawyers with any information on the location or existence of a will for Mrs. Lough are asked to please contact her son Robert Lough at 443.3506.

### Public Trustee seeks last will and testament of Lilyan Mae Brodrick of Lower Sackville

The Public Trustee of Nova Scotia is looking for the Last Will and Testament of Lilyan Mae Brodrick. She died June 14, 2011.

The family believes she may have hired a lawyer in the Sackville area to prepare the will. But the Public Trustee hopes that all lawyers would check their records to see if they did a will for this lady. She had resided at 13 Howland Drive, Lower Sackville, Nova Scotia.

If you have any information, please contact **M. Estelle Theriault QC**, the Public Trustee of Nova Scotia, at **424-7760** (phone) or **424-0616** (fax).

### Seeking will for the late Helen Frances Smith

Lawyers with any information on the location or existence of an original Last Will and Testament of Helen Frances Smith are asked to please contact:

Laurie C. LaViolette  
Bedford Law  
Suite 100, 1496 Bedford Highway  
Bedford, NS B4A 1E5  
(902) 832-2100  
[laurie@bedfordlaw.com](mailto:laurie@bedfordlaw.com)

At the time of her death, February 25, 2011, Helen Frances Smith had been a resident of Northwood Center in Halifax since 2004. Prior to 2004, Ms. Smith was a resident of St. John's, Newfoundland.

### Seeking will for Marion Bridge man

Family of Clarence Howard Richardson, who passed away on January 19, 2009, are hoping to make contact with the lawyer who prepared his will. Mr. Richardson lived at 3961 Gabarus Highway, Marion Bridge, Cape Breton. If you have any information that would assist in this search, please contact his daughters Rose Lee at 902 865 6483 or Sandra Richardson at 204 389 5734 or [sand.rn@hotmail.com](mailto:sand.rn@hotmail.com).

### Seeking will for Gilbert James Weatherhead of Upper Rawdon

Lawyers with any information on the location, or existence, of an original Last Will and Testament of Gilbert James Weatherhead are asked to please contact:

Harry D. Thompson QC, Cox & Palmer  
110-1959 Upper Water Street, Halifax, NS B3J 3E5  
902-491-4467 | [Hthompson@coxandpalmer.com](mailto:Hthompson@coxandpalmer.com)

Gilbert James Weatherhead, who resided in Upper Rawdon all of his life, passed away on October 6, 2010 at the age of 80 years.

## **Seeking legal contact for Jean (Janie) Barton of Edgewood Ave., Halifax**

The extended family of Jean (Janie) Barton of Edgewood Avenue, Halifax, is hoping to locate the lawyer who might have handled her legal affairs. Ms. Barton was taken from her home and is now a ward of the Seniors Protection Services. She has no close family in Nova Scotia and this situation leaves many questions unanswered. She has always been very independent and extremely private regarding her personal life, to the point that no one including her family knows if she has a will or power of attorney. We assume that she must have had legal counsel in the past and, although we are not looking for a will at present, we are hoping to locate the lawyer that would have handled her legal affairs.

If anyone has information, they are asked to contact:

Betty Kerr (niece), St. Catherines,  
[pandby@hotmail.com](mailto:pandby@hotmail.com)

## **Seeking missing will for Glace Bay woman**

I am attempting to find the name of the lawyer that would have assisted Ms. Barbara Ellen Martin, in writing her last will and testament. Ms. Martin's date of birth was March 3, 1932, and she resided at 178 Wallace Road, Glace Bay, Nova Scotia.

Thank you for your assistance in this matter,  
S/Sgt Kathy Seymour  
Legislative Security Service, Investigative Liaison Unit  
416-325-2426 (office) | 416-473-7996 (cell) | 416-325-3171 (fax)

## **Seeking missing will for Dartmouth man**

I am attempting to locate the will of the late Lionel Roberts of Dartmouth, husband of Olga Roberts. Mrs. Roberts believes a will was prepared by Stephen Aronson in the late 1970s. If anyone is aware of the existence of the will, please contact me.

Regards, Kent W. Rodgers  
Casey Rodgers Chisholm Penny, Dartmouth  
Tel. 902-434.6181 | Email: [krodgers@ns.sympatico.ca](mailto:krodgers@ns.sympatico.ca)

## **Seeking missing will for Lunenburg man**

Seeking the Last Will and Testament of Richard Miles Steele, late of Bayport County of Lunenburg, Nova Scotia. If anyone has the original will or information on its whereabouts, please notify Derrick Wickstrom at Wickstrom Kinley, 1-902-624-0991.

Derrick G. Wickstrom, Barrister, Solicitor, Notary Public  
WICKSTROM KINLEY  
506 Main St., Mahone Bay, NS B0J 2E0  
PH (902) 624-0991 | FX (902) 531-5291

## **Seeking will for Mary Aileen Boyd of Halifax**

Lawyers with any information on the location of the original Last Will and Testament of Mary Aileen Boyd are asked to please contact her only child, Gary Boyd. Mary Aileen Boyd, who resided in Halifax for most of her life, passed away on May 12, 2010.

Many years ago, Mr. Boyd prepared a will on his mother's behalf, when he was practising law in Yellowknife, NWT. It is believed that a Halifax lawyer – perhaps in the Quinpool Road area – witnessed the execution of the will at the time, but the location of the original will is currently not known. Mr. Boyd is her only child and his father predeceased her in 1960.

Thank you for any assistance you can provide.  
Gary Boyd, Merlin Caribbean Inc

Phone: 809-613-2262

Email: [garyjboyd@hotmail.com](mailto:garyjboyd@hotmail.com) or [garyboyd.smvc@gmail.com](mailto:garyboyd.smvc@gmail.com)

Skype: garyjboyd

---

**CAREER OPPORTUNITIES** [www.nsbs.org/careers.php](http://www.nsbs.org/careers.php)

---

## :: CONFERENCES & SEMINARS ::

### NSBS ADMISSIONS & PROFESSIONAL DEVELOPMENT

Visit the [CPD](#) page at [NSBS.org](#)

#### Land Registration Act Training

Registration is open for the Online *Land Registration Act* training program.  
Cost for this program is \$600 plus HST and registrants have one week to complete the course.

Dates for next LRA course:

- Sept 14 to 21, 2011
- January 18 to 25, 2012
- April 18 to 25, 2012

#### One-day seminar: Advanced Cross-examination Techniques

Thursday, October 27, 2011

Schooner Room, Casino Nova Scotia, Halifax

Register online: [Details and registration](#)

Note: Early-bird registration until September 12

#### ***Pozner & Dodd's first live presentation of Advanced Cross-Examination Techniques to the Nova Scotia Bar!***

America's top trial advocacy team, Larry Pozner and Roger Dodd, are bringing their one day program on Advanced Cross-examination Techniques to Halifax on October 27, 2011.

Whether your practice is civil or criminal, or you're preparing for your first or fiftieth trial, this is a presentation that no litigator can afford to miss. With practical tips and instructive true-life examples, Pozner and Dodd teach you simple, straightforward, effective techniques from the Chapter Method of Cross-examination that will surprise and reinvigorate even the most experienced litigators.

This powerful program plays to dozens of sold-out audiences of trial lawyers and non-litigators across Canada and the United States every year. Register early, as space is limited. Early bird deadline closes September 12, 2011. For more information and to register, see the detailed [program brochure](#).

---

## OUTSIDE CONFERENCES & SEMINARS

Also visit the [Other Professional Development](#) page on our website.

### Friends of the late Sgt. Mark Gallagher Dinner

***Raising funds for the construction and furnishing of a new vocational school in Rivière Froide, Haiti***

Saturday, Sept. 10, 2011 at 6pm

World Trade and Convention Centre, 1800 Argyle Street, Halifax

For more information and to purchase tickets, download the [PDF order form](#).

---

### Civil Procedure Rules seminar

Friday, September 16, 1:30 - 4:30

Cabot Rooms, Sydney Delta Hotel, Sydney

Cost: \$25 for members of the Cape Breton Barristers Society, \$50 for non-members

The Cape Breton Barristers Society has scheduled an afternoon seminar on the new Civil Procedure Rules. Chief Justice Kennedy, along with Justices John Murphy, Simon MacDonald, Cindy Bourgeois and Patrick Murray will take part in this session. Guy LaFosse, QC will also serve on the panel. Following the seminar there will be a meet and greet with the Justices.

---

## **International African Diaspora Heritage Trail Conference**

**Sept. 22-24, 2011**

**The World Trade and Convention Centre in Halifax**

Award-winning author Lawrence Hill and celebrated African American scholar Molefi Asante are among the presenters at the seventh International African Diaspora Heritage Trail Conference being held Sept. 22-24 at the World Trade and Convention Centre in Halifax.

The conference lineup includes filmmakers, tourism experts, historians, educators and government officials. Delegates are expected from more than 15 countries including Bermuda, Cameroon, Jamaica, Mauritius, Sierra Leone, Tanzania and the United States.

"We are excited to present a world-class lineup that will offer our visitors and local delegates a tremendous experience," said Percy Paris, Minister of African Nova Scotian Affairs. "I look forward to introducing fellow tourism ministers from around the world to Nova Scotia's rich African heritage and warm hospitality."

Several conference events are open to the public, including a celebration on Sept. 23 called We Are Here: Telling African Canadian Stories, featuring Mr. Hill, actor and director Anthony Sherwood and African Nova Scotian authors George Elliott Clarke and Shauntay Grant.

"African Canadians have amazing histories and fascinating stories in our country, and nowhere is this more true than in Nova Scotia," said Mr. Hill, author of *The Book of Negroes*.

"This conference offers the opportunity to help establish our stories within the broader narrative of the African Diaspora and to give them a wider audience, nationally and internationally."

Visitors are also welcome at the International African Bazaar Sept. 22-25 at Sackville Landing. A trade fair featuring local, national and international vendors, the bazaar will offer a taste of Africa on the Halifax waterfront.

The African Diaspora Heritage Trail is an international heritage tourism initiative started by Bermuda in 2002. It promotes socially conscious travel, educates visitors on African culture and creates economic benefits in communities of African descent.

"Canada is honoured to host this prestigious international conference for the first time in its history, even more so as 2011 is the International Year for People of African Descent," said Senator Donald Oliver, honorary conference chair. "The conference offers us an opportunity to highlight the key role African Canadians have played in shaping our national history and collective identity."

The annual conference has been held in Bermuda four times, the Bahamas and Tanzania. Nova Scotia is the first North American host. The full conference program is available at [www.adht2011.com](http://www.adht2011.com).

---

## **Third Party Neutral Professional Development Program**

**Conflict Resolution Strategies Professional Certificate**

**September 26, 2011 (8:30am- 4:30pm) in Fredericton**

***Seats are still available!***

UNBCEL in partnership with the Canadian Institute for Conflict Resolution is offering the Third Party Neutral Program.

*InForum* is an electronic newsletter published approximately twice a month. To receive a free subscription, please contact the Society at [info@nsbs.org](mailto:info@nsbs.org).

Conflict Resolution training is unique in its inclusive approach to finding win-win solutions for everyone involved, and laying the groundwork for lasting, long-term solutions, whether for individuals, community groups, government, or industry. [Read more...](#)

College of Extended Learning

University of New Brunswick, 6 Duffie Drive, P.O. Box 4400, Fredericton, New Brunswick, Canada E3B 5A3

Tel.: 506 447-3340 | Toll free: 1 866 599-4646 | Fax: 506 453-3572 | [www.unb.ca/ce](http://www.unb.ca/ce) | E-mail: [celprograms@unb.ca](mailto:celprograms@unb.ca)

---

## Upcoming events from CBA-NS

- Online CLE: **Interest Based Negotiation** with James Musgrave QC, on Friday, Sept. 30, 2011. [Register online](#)
- **Wills & Estates Conference** – *All You Ever Wanted to Know About Death & Taxes But Were Too Afraid to Ask* on Friday, Oct. 28, 2011 at the Casino Nova Scotia. [Register online](#)
- **Constance Glube Spirit Award Dinner** – Oct. 28, 2011 at the Casino Nova Scotia. [Register online](#)
- **Limited time online CLE promotion:** 5 Online CLE for \$276 only until Oct. 1, 2011. [More information](#)

---

## 50:50: Vision of Halifax

October 19 and 20, 2011

Medjuck Architecture Building, 5410 Spring Garden Road, Halifax

To celebrate its 50th anniversary, Dalhousie's Faculty of Architecture and Planning invites you to imagine Halifax 50 years from now. The past 50 years have brought tremendous change to our city and region, and we'd like to explore what the future might hold for our children and grandchildren in 2061! We are inviting design professionals, city-builders, and the public to participate in a two-day workshop that will take place in the architecture and planning studios at Dalhousie University.

Download the announcement: <http://architectureandplanning.dal.ca/images/forms/5050.pdf>

50:50: Vision THEMES: [http://architectureandplanning.dal.ca/alumni/5050\\_themes.shtml](http://architectureandplanning.dal.ca/alumni/5050_themes.shtml)

**Call for participants:** If you'd like to brainstorm with experts about the future of the city, come join us! Planners, architects, developers, engineers, artists, project managers, members of government, ecologists, historic preservationists and the general public are all invited to participate. We're hoping to have 150 participants.

**Registration deadline: September 2, 2011**

Download a Design Workshop Participation Form:

[http://architectureandplanning.dal.ca/images/forms/5050\\_participant\\_form.pdf](http://architectureandplanning.dal.ca/images/forms/5050_participant_form.pdf)

Frequently Asked Questions: [http://architectureandplanning.dal.ca/alumni/5050\\_faq.shtml](http://architectureandplanning.dal.ca/alumni/5050_faq.shtml)

For more information: Contact [nancy.farmer@dal.ca](mailto:nancy.farmer@dal.ca) tel. (902) 494-1378

---

## Halifax Leaf Persons Day Breakfast

The Annual Halifax LEAF Persons Day Breakfast celebrates the landmark 1929 "Persons Case" that guaranteed women the right to participate in all aspects of public life in Canada. This Persons Day, we invite you to join us. All tickets must be purchased in advance. Thank you for your support of LEAF's work towards advancing substantive equality.

**When: Wednesday, October 26 from 9-10:30am**

**Where: Saint Mary's Boat Club**

**Speaker:** Melina Buckley will talk about gender, legal aid and women's rights. Across Canada and around the world we are faced by a growing "no women's land" created by the gulf between legal rights and the assistance required to meaningfully access them. What steps can we take to reverse the long-term erosion of legal aid and its devastating consequences for women?

*Melina Buckley is an associate with Camp Fiorante Matthews in Vancouver and is currently serving as Policy Counsel to the Missing Women Inquiry in British Columbia. Melina has had an eclectic legal career working as a lawyer and legal policy consultant working primarily in the areas of human rights, constitutional law, access to justice and dispute resolution. She is called to the Bar in Ontario and British Columbia and holds a Ph.D. in law from the University of British Columbia. She has served as co-counsel in numerous public interest litigation cases and has directed several national research projects as well as a comprehensive justice reform project in Jamaica.*

Contact: [halifax@leaf.ca](mailto:halifax@leaf.ca)

---

## Canada Rocks vs. Britain Rocks - Sixth Annual Halifax Rock for Dimes – November 18, 2011

On **Friday November 18, 2011**, local amateur musicians will once again strap on their instruments to battle for the title of "Halifax's Best Band" and raise much-needed money for Nova Scotians with physical disabilities. Over \$90,000 has been raised to date by March of Dimes Canada at this annual rocking event in Halifax. Last year's "Retro 80s" event at the World Trade Convention Centre was one of the biggest and best Rock for Dimes events across Canada in March of Dimes Canada history.

This year's novel musical theme for the "two stages" event will be **CANADA ROCKS vs. BRITAIN ROCKS**. If last year's cool costumes for the Retro 80s theme were any indication, there should be many fans of Canadian and British Rock music dusting off their favourite Maple Leaf and/or Union Jack costumes for this one! Once again, the Battle includes not only lawyers but also other professionals, such as medical professionals and software experts, which proves to be a very entertaining cross-disciplinary experience. Ask anyone who went last year!

Eight bands are preparing for this Clash of the Bands. They are: **Loose Garage** (Capital Health), **Project 501** (Stewart McKelvey), **Red C** (McInnes Cooper), **Terminal Road** (N.S. Department of Justice), **Piranha Brothers** (Various in-house and private lawyers), **Gene** (Government and private lawyers), **Buck McFate** (Burchells LLP) and **Fonts & Pixels** (ISL – Internet Solutions Ltd.). As you can see, six of the 8 bands comprise your fellow bar society members, all of whom are back to compete for a really great charitable cause. Best bar event of the year!

Mark your calendars now. The date is **Friday, November 18, 2011**. Doors open at 7:00 P.M. Be there or be square. For tables (of 10), tickets and more detailed event & sponsorship information, go to: [www.rockfordimes.ca](http://www.rockfordimes.ca) or call 1-800-263-3463.

Halifax Rock for Dimes benefits March of Dimes Canada's Conductive Education (CE) Nova Scotia Program, which helps children and adults in our province. CE is an innovative program that blends elements of education and rehabilitation to improve the independence, mobility and confidence of children with disabilities, and has proven especially beneficial to children with cerebral palsy, multiple sclerosis and developmental apraxia. March of Dimes Canada is a nationally registered charitable organization providing support services to people with disabilities, their families and caregivers across Canada. Last year, November 2<sup>nd</sup> became March of Dimes Conductive Education Awareness Day at Province House in Halifax and prominent MLAs delivered resolutions in the House of Assembly recognizing the "immense benefit" of March of Dimes and Conductive Education in Nova Scotia.

---

## MUNDIAVOCAT – Football World Cup for Lawyers

June 1 – 10, 2012 | Rovinj, Croatia

This event includes:

- The 16<sup>th</sup> edition of the MUNDIAVOCAT CLASSIC (open to all lawyers)
- The 3<sup>rd</sup> edition of the MUNDIAVOCAT MASTER (lawyers aged 35+)

For details or to register, see the website: [www.munciavocat.com](http://www.munciavocat.com)

Or contact:

Corporate Sport Organisation  
15 / 29 rue Guilleminot, 75014 Paris, France

*InForum* is an electronic newsletter published approximately twice a month. To receive a free subscription, please contact the Society at [info@nsbs.org](mailto:info@nsbs.org).

Tel. +33 (0)1 77 70 65 15 | Fax +33 (0)1 77 70 65 14 | Email: [info@mundiavocat.com](mailto:info@mundiavocat.com)

Also please note, the Mundiavocat General Assembly will take place from September 30 to October 2, 2011. For information on Rovinj, see [www.rovinj.hr](http://www.rovinj.hr).

---

## Upcoming Events from the Atlantic Provinces Trial Lawyers Association

### APTLA ONLINE LEGAL EDUCATION

The Atlantic Provinces Trial Lawyers Association invites you to enhance your practice through online legal education. Eliminate travel expenses and hear from top trial lawyers from the convenience of your office, home or hotel room using a desktop computer or laptop. **SeminarWeb Live!** provides real-time delivery of papers, presentations, podcasts and video presentations. Participants can ask questions, participate in surveys, and post comments from their computers. There is also a broad selection of self-paced online programs, canvassing all areas of a litigation practice; including:

- Case Intake and Evaluation
- iPhone and iPad for Lawyers: Apps You Need to be Using
- Trying a Case on a Budget
- Powerpoint and Trial: Persuading a 21st Century Jury
- After 25 Years: Lessons Learned Every Trial Lawyer Should Know
- Chronic Pain & Unemployment Equals Depression: A Rateable Disease

To learn more about upcoming programs or the list of available self-paced seminars, visit APTLA's SeminarWeb Live! page at <http://www.seminarweblive.com/ap> or call support at 800 443 1757. More information about these and APTLA's other legal education events can be found at [www.aptla.ca](http://www.aptla.ca).

---

## :: CLASSIFIEDS ::

---

### Canadian Abridgment volumes to give away

We have the following **Canadian Abridgment** volumes available:

- Canadian Case Digests (cancelled, 2002)  
v.R1-R35 Reiss., supplemented to Dec. 2000
- Consolidated Table of Cases (cancelled, 2006)  
v.1-11, supplemented to Sept. 2006
- General Index (cancelled, 2002)  
1v. (looseleaf), filed to release 2001 #7, Dec. 2001
- Key & Research Guide (cancelled, 2002)  
1v. (looseleaf), filed to release 2001 #3, Dec. 2001

Please contact Kate Greene Stanhope at [kate.stanhope@mcinnescooper.com](mailto:kate.stanhope@mcinnescooper.com) or 902-444.8468.

---

### New office space for lease in St. Margaret's Bay

Beautiful new office space for lease in St. Margaret's Bay, 13589 Peggy's Cove Road, with options of main floor and second floor space between 800-1,000 square feet. Currently, the building includes Bay Insurance and Financial, Bluenose Accounting, and St. Margaret's Bay Massage Therapy. I know that there can be a lot of interaction with lawyers with all three types of businesses that we have and would be able to refer clients. If you have any further questions, please feel free to contact us here at the clinic at [info@baymassage.ca](mailto:info@baymassage.ca) or 826-2803.

*Thanks for your interest,  
Tatum O'Handlley  
Amy Caines*

---

### Assistance with Florida law and U.S. immigration

I am a practising member of both the Nova Scotia and Florida Bars. Should you or any of your clients have questions regarding Florida law, I would be pleased to assist. I am also familiar with U.S. immigration rules, should you or any of your clients have questions regarding U.S. immigration.

William A. (Bill) Sutherland, Q.C.  
Barrister, Solicitor & Notary Public  
Suite 27, 6960 Mumford Road  
Halifax, Nova Scotia B3L 4P1  
Tel. 902-445-2500 Ext 7  
Fax. 902-445-5187  
[wasutherland@hfxmail.com](mailto:wasutherland@hfxmail.com)  
(Member, Nova Scotia and Florida Bars)

---

### Nova Scotia Reports available for free

Available for the taking: Nova Scotia Reports, 2d series, v.1-206 and Digests, v.1-110.  
Please contact Lindy Stephens at [lindy.stephens@mcinnescooper.com](mailto:lindy.stephens@mcinnescooper.com) or 902-444-8606.

## **Court robes for sale – new price!**

Includes robe, shirt (15-33), tabs and cufflinks. Current cost to have made is over \$1,000. Custom-made in 1998 and rarely worn. Robe would best fit women from 5'2" to 5'4". Price now \$300, reduced from \$350. Photos available. Email [glennija@gov.ns.ca](mailto:glennija@gov.ns.ca).

---

## **Vacant lot in Bedford suitable location for law offices**

A vacant lot is available for sale that would be suitable for an office building for lawyers, dentists, doctors or other professionals. The lot is located on 1670 Bedford Highway, across from the Bedford South Mall and next to Shoppers and Sunnyside Mall. It is zoned Commercial Highway (CHWY). Not allowed: condo and/or multi-unit residential building (unless zoning change); allowed: office building, commercial retail, doctors, lawyers, dentists, physicians, hotel, motel, etc.

**Lot size: 18,664 square feet**

**Asking price: \$330,000 (NEGOTIABLE)**

For details, please contact:

Basim Sobeih, Real Estate Consultant, Commercial / Residential

Century 21 ABC Realty Ltd.

Mobile: 902.488.8117

Fax : 902.463.3245

[basim.sobeih@century21.ca](mailto:basim.sobeih@century21.ca)

---

## **Black leather couch**

Elegant, high-end black leather couch would go well in any office/home - purchased 2009, Crate and Barrel NYC. Please contact Andrew Munro - [amunro.law@gmail.com](mailto:amunro.law@gmail.com) or cell: 789-6842

Pictures at: <https://picasaweb.google.com/andrewjmunro/CrateAndBarrelBlackLeatherCouch#>

---

## **Halifax property suitable for law practice**

**5538 Macara Street**

**Halifax, NS**

**\$292,500**

Consider this opportunity to own your own place of business (zoned C2) in the heart of the north end of the peninsula. Fantastic for a law practice or any other consulting-based business, this property is a two-minute drive to both bridges and easily accessible to downtown. It is in a central location near bus lines and many amenities, including the Hydrostone Market with its numerous cafes and restaurants.

The building has lovely hardwood floors, and a perfect setup for a reception and waiting area, plus meeting offices. The second level boasts three large rooms allowing for more offices/storage space. The property also offers a patio in the south-facing backyard with some green space perfect for lunch breaks. The garden contains grapevines as well as mature plum trees and highbush blueberries. Two parking spaces on the side of the building are a great bonus.

For more details or to arrange a viewing, please contact John DeWitt at [jdewitt@eastlink.ca](mailto:jdewitt@eastlink.ca) or (902)223-7653.

---

## **Collection of legal books available**

A large number of legal reference books in Halifax are available to a good home. The collection belonged to the late Arthur Hare QC, who passed away on Dec. 3, 2010. If anyone is interested, please contact Golda Redden at [Hare@ns.sympatico.ca](mailto:Hare@ns.sympatico.ca) for further details.

---

## **Kentville law practice for sale**

Law Practice in Kentville for sale; 43-year general practice with substantial litigation focus. Numerous corporate clients and extensive collection of executed wills. Excellent equipment, furnishings and location. Sufficient work for two energetic lawyers. Leaving practice for health reasons.

Call Walter O. Newton at 902 678 9707 for more details.

---

## **Female court clothes for sale – never worn (please note email address correction)**

For sale: New, never worn, court clothes for female, size 6 to 9. Includes tabs, two white shirts (neck size 14), skirt and jacket/vest (with arm vents). Purchased for over \$850 at Colwell's. Will sell for \$450 OBO. For more information, please contact [sdenney@nsbs.org](mailto:sdenney@nsbs.org).

---

## **Office to share in Bedford**

Bedford lawyer has office to share in professional building. Lawyer or other professional preferred. Cost depends on amenities required. Call Connie at 835.7615 or email [connierusk@ns.sympatico.ca](mailto:connierusk@ns.sympatico.ca).

---

## :: NEW FROM LIBRARY & INFORMATION SERVICES ::

### Library not staffed – September 2 & 5

Please note the library won't be staffed on **Friday, September 2** and **Monday, September 5** (Labour Day). On Monday, September 5, members can access the Barristers' Library as they would on weekends or after regular business hours by signing in with the commissionaire on the 2nd floor.

As part of the Regional Reference Desk established by the Atlantic Provinces Law Society Library managers, members can obtain reference service on **Friday, September 2** from the following law society libraries: the Law Society of New Brunswick (506 453 2500), the Law Society of Newfoundland and Labrador (709 753 7770), and the Law Society of Prince Edward Island (902 368 6099). Please identify yourself as using the Regional Reference Desk when calling these libraries.

### Multilingual Legal Glossary

The [Multilingual Legal Glossary](#) is a project of Vancouver Community College. It contains 5000 terms related to the courts, the area of criminal law, and the street language used during hearings for drug or weapons-related offences. Each term is given in plain-language English, along with the equivalent terms in Chinese, Farsi, Punjabi, Russian, Spanish, and Vietnamese. Although originally intended to address the inconsistent use of legal terminology by unaccredited court interpreters, the glossary is also of use to any person unfamiliar with legal terminology, as well as non-English speakers.

The original list of terms was compiled by a certified terminologist and certified court interpreter, then vetted by two judges, with final review and approval of terms provided by bilingual lawyers and legal translators. The project as a whole was overseen by a steering committee consisting of members of the legal and cultural communities.

### Case Commentators needed for *Nova Scotia Law News*

Are you interested in sharing your views on recent, significant decisions from the Nova Scotia courts? Would you like to see your work published in *Nova Scotia Law News* and Library & Information Services' online article database, Secondary Sources?

Library & Information Services is looking for experienced practitioners in the following fields to write case comments for the *Nova Scotia Law News*:

- Agency
- Bankruptcy
- Civil Rights (Criminal)
- Creditor and Debtor
- Guardian and Ward
- Landlord and Tenant (Residential)
- Landlord and Tenant (Commercial)
- Mechanics Liens
- Mortgages
- Practice and Procedure
- Real Property
- Wills and Estates

For more information, please contact Barbara Campbell, Director of Library & Information Services, by calling 425 2665 (BOOK), toll-free 1 866 219 1202, or by sending an e-mail to [bcampbel@nsbs.org](mailto:bcampbel@nsbs.org).

## :: NEW DECISIONS ::

*Library & Information Services - Keeping you informed*

**BUILDING CONTRACTS – Breach of contract – damages, deficiencies** *Connolly et al. v. Greater Homes Inc.*, Hfx. No. 235624, Wright, J., August 17, 2011. [2011 NSSC 291](#); **S634/10**

**CREDITOR AND DEBTOR – Companies' Creditor Arrangement Act – motion to lift stay of receivership order dismissed** *Scanwood Canada Ltd. (Re)*, Hfx. No. 342377, Hood, J., July 27, 2011; June 2, 2011 (orally). [2011 NSSC 189](#); **S634/8**

**CREDITOR AND DEBTOR – Companies' Creditors Arrangement Act – approval of plan** *Scanwood Canada Ltd. (Re)*, Hfx. No. 342377, Hood, J., July 27, 2011; February 25, 2011 (orally). [2011 NSSC 188](#); **S634/7**

**CREDITOR AND DEBTOR – Companies' Creditors Arrangement Act – effective date of initial order** *Scanwood Canada Ltd. (Re)*, Hfx. No. 342377, Hood, J., July 27, 2011; February 25, 2011 (orally). [2011 NSSC 187](#); **S634/6**

**CREDITOR AND DEBTOR – Companies' Creditors Arrangement Act – extension of protection denied** *Scanwood Canada Ltd. (Re)*, Hfx. No. 342377, Hood, J., July 27, 2011; April 18, 2011 (orally). [2011 NSSC 306](#); **S634/11**

**CRIMINAL LAW – Bail review hearing – denied** *R. v. Gowen*, Ken. No. 339306; 339308, Warner, J., January 6, 2011; December 31, 2010 (orally). [2010 NSSC 471](#); **S634/5**

**CRIMINAL LAW – Notice for judicial review – subject matter not appropriate, review struck** *Adams v. Crowe*, Hfx. No. 324509, McDougall, J., September 12, 2010; August 12, 2010 (orally). [2010 NSSC 324](#); **S634/14**

**CRIMINAL LAW – Sentencing – for dangerous operation of a motor vehicle causing death** *R. v. Delorey*, C.R. Ant. 312887, McDougall, J., August 10, 2011. [2011 NSSC 319](#); **S634/4**

**CRIMINAL LAW – Sentencing – sexual assault** *R. v. A. (W.H.)*, C.R.A.T. No. 336695, Rosinski, J., June 21, 2011; June 17, 2011 (orally). [2011 NSSC 246](#); **S634/16**

**CRIMINAL LAW – Young offender – change of plea denied** *R. v. W. (K.)*, No. 2057222, Campbell, J.P.C., July 11, 2011. [2011 NSPC 41](#); **M24**

**CRIMINAL LAW – Young offender – sexual assault, not guilty** *R. v. S. (S.)*, No. 2207764; 2207765, Campbell, J.P.C., July 20, 2011. [2011 NSPC 42](#); **M24**

**CRIMINAL LAW – Young offender – sexual assault, reasonable doubt of identification of accused** *R. v. H. (C.)*, No. 2287572, Campbell, J.P.C., July 25, 2011. [2011 NSPC 43](#); **M24**

**EMPLOYMENT LAW – Wrongful dismissal – jurisdiction to hear matter of international organization** *Northwest Atlantic Fisheries Organization v. Amaratunga*, C.A. No. 343395, MacDonald, M. C.J., August 23, 2011. [2011 NSCA 73](#); **S631/14**

**FAMILY LAW – Child in need of protective services – domestic violence, aggressive, physical discipline, lack of supervision and unfit living conditions** *Nova Scotia (Minister of Community Services) v. B. (K.) and B. (J.)*, F. No. 073241, Comeau, J.F.C., August 24, 2011. [2011 NSFC 20](#); **FC38**

**NEGLIGENCE – Motor vehicle – apportionment of liability, appeal allowed** *White et al. v. MacDonald*, Syd. No. 330181, Murray, J., August 19, 2011. [2011 NSSC 323](#); **S634/13**

**NEGLIGENCE – Motor vehicle – apportionment of liability, appeal allowed in part, remitted to Small Claims Court for assessment of damages** *Ha's Driving School v. Zive*, Hfx. No. 343732A, Wright, J., August 17, 2011. [2011 NSSC 265](#); **S634/9**

**NEGLIGENCE – Occupier's liability – slip and fall on sidewalk, construction area** *Mielke v. Harbour Ridge Apartment Suites Ltd.*, Hfx. No. 275515, Rosinski, J., August 15, 2011. [2011 NSSC 313](#); **S634/2**

**PRACTICE – Application for summary judgment on evidence – appeal** *2420188 Nova Scotia Ltd. et al. v. Hiltz*, C.A.

No. 340604, Fichaud, J.A., August 23, 2011. [2011 NSCA 74](#); **S631/15**

**PRACTICE – Costs – settlement offer accepted two days before trial** *Gammell v. Sobeys Group Inc.*, Bwt. No. 192365, Stewart, J., July 13, 2011. [2011 NSSC 190](#); **S634/15**

**PRACTICE – Costs – several motions** *Leigh et al. v. Belfast Mini-Mills Ltd. et al.*, Hfx. No. 272748, Duncan, J., August 16, 2011. [2011 NSSC 320](#); **S634/12**

**PRACTICE – Small Claims Court – denial of natural justice and error of law, appeal dismissed** *R. v. Cummings*, Hfx. No. 350339, Coughlan, J., August 24, 2011; June 29, 2011 (orally). [2011 NSSC 324](#); **S634/17**

**PRACTICE – Summary judgment on evidence – settlement agreement** *Maritime Travel Inc. v. Boyle*, Hfx. No. 312635, Rosinski, J., August 11, 2011. [2011 NSSC 318](#); **S634/1**

**WILLS AND ESTATES – Testamentary instrument – handwritten notes found in home** *Komonen v. Fong et al.*, Hfx. No. 339024; Probate Court No. 58572, Smith, A.C.J., August 15, 2011. [2011 NSSC 315](#); **S634/3**

---

## SUPREME COURT of CANADA — recent decisions

*Library & Information Services - Keeping you informed*

No new decisions have been released on the [Supreme Court of Canada Judgments](#) website since the last *InForum*.

---

## :: NEW BILLS ::

*Library & Information Services – Keeping you informed*

There are no new bills at this time.

Nova Scotia Bills: <http://nslegislature.ca/index.php/proceedings/status-of-bills/>

---

## :: PROCLAMATIONS UPDATE ::

*Library & Information Services - Keeping you informed*

The following proclamations were published in the *Royal Gazette, Part II* since the last issue of *InForum*:

**Homes for Special Care Act**, S.N.S. 2010, c. 17.

N.S. Gaz. Pt. 2, [08/26/11](#)

N.S. Reg. 260/2011

**Rural Fire District Act**, Proclamation respecting Blandford District No. 1.

N.S. Gaz. Pt. 2, [08/26/11](#)

N.S. Reg. 256/2011

**Summary Proceedings Act**, S.N.S. 2011, c. 28.

N.S. Gaz. Pt. 2, [08/26/11](#)

N.S. Reg. 262/2011

Proclamations are published in the *Royal Gazette, Part II*, which is issued every other week and is available by [subscription](#). Unofficial copies of the *Royal Gazette, Part II* are available [online](#) through the Registry of Regulations website.

*InForum* is an electronic newsletter published approximately twice a month. To receive a free subscription, please contact the Society at [info@nsbs.org](mailto:info@nsbs.org).

The Office of the Legislative Counsel maintains a Proclamations of Statutes database, providing the effective dates of proclamations for statutes from 1990 to date. The database is updated with information received weekly from the Executive Council Office. To access the database, go to the Office of the Legislative Counsel's [website](#), then select Proclamations from the list of links on the left side of the page. The information provided by the database is for convenience only. For purposes of interpreting and applying the law, please consult official sources.

The orders in council authorizing the proclamations can be searched via the [Orders in Council](#) database maintained by the Executive Council Office. This database contains information about orders in council dating back to 1991.

## :: LIANS TIPS ::

### **RISK AND PRACTICE MANAGEMENT TIP: *PIPEDA and Your Practice – A Privacy Handbook for Lawyers***

The Office of the Privacy Commissioner of Canada has recently released a handbook written by lawyers for lawyers entitled "*PIPEDA and Your Practice - A Privacy Handbook for Lawyers*". This Handbook explains how the *Personal Information and Protection and Electronic Documents Act* (PIPEDA) relates to the everyday practice of lawyers in the private sector.

PIPEDA itself regulates the collection, use and disclosure of personal information in manner that recognizes the right to personal privacy. This Handbook describes best practices when managing personal information when, for example, responding to requests for access to personal information. It also addresses privacy issues in the course of managing a law firm and conducting litigation.

This handbook can be found under [PIPEDA](#) on [www.lians.ca](http://www.lians.ca).

It is important to note that this Handbook does not address the privacy requirements that may apply to Crown counsel and public sector lawyers.

*If you have any questions on these, or any other risk- or practice-related matters, do not hesitate to contact Stacey Gerrard, LIANS Counsel with the **Risk and Practice Management Program** at [sgerrard@lians.ca](mailto:sgerrard@lians.ca) or call 423-1300 ext. 345.*

### **FRAUD ALERT: Fraud attempt claims to prevent fraud attempts**

We have had several reports of a scam attempt email purporting to be from HSBC bank, which claims to offer an anti-fraud system where users can report fraud attempts made against them. The wording follows below:

Dear customer,

We gladly inform you about HSBC Anti-Fraud Option <<http://201.217.52.82/form/hsbc.html>>. Because of numerous fraud attempts, HSBC <<http://201.217.52.82/form/hsbc.html>> has created a system that prevents fraud attempts.

This system is based on telephone confirmation of each transaction. If you want to enable this option, please click the link below, and fill the form.

<http://hsbc.com/antifraud/> <<http://201.217.52.82/form/hsbc.html>>

Best regards,  
Director David Shaw

Although the real HSBC bank website does offer information to users on how to [report fraud attempts](#), please remember that financial institutions will never send an unsolicited email requesting that you report information or provide your private financial information to resolve a problem with your account.

Protect yourself:

- Do not click on any links that are included in these types of emails – this action can provide hackers with access to your computer's functions.
- Do not provide your confidential or financial information over the Internet in response to unsolicited emails.

Visit our [Fraud section](#) to read more on reported scams and how to avoid them.

*For tips to avoid being victimized and to report or seek advice on dealing with fraud and scam attempts, contact Cynthia Nield at [cnield@lians.ca](mailto:cnield@lians.ca) or 902 423 1300, x346.*

## **NSLAP WELLNESS TIP: Learning the value of money**

*The following is an article excerpt from Homewood Human Solutions™, your health and wellness provider.*

It is beneficial for children to learn the value of money at a young age, and an allowance can be a great way to achieve this. Understandably, not all caregivers are comfortable providing an allowance to a child, and others wonder how to provide an allowance in the most reasonable and responsible way possible.

For generations, caregivers have had to decide if, when, and how much allowance to give their children. Every family has a different process. Some children are required to perform household chores in exchange for a weekly stipend, while others have no demands attached. And some caregivers look for other ways to provide children with the opportunity to earn and learn about money.

Here are some considerations to keep in mind. If you don't have young children or teenagers yourself, consider passing this information on to someone who might benefit from it.

### **Paying an allowance**

- Seek input from all members of the family. Each child should understand why he/she is receiving an allowance and what expenditures it is supposed to cover. Put the plan in writing (if appropriate) and make sure everyone involved agrees to it.
- When determining appropriate amounts – whether it is an allowance or other opportunities to earn money within the household – make an informed decision based on what you expect your children to do with their money.
- Develop a fair system. For example, you may decide to pay a higher allowance to a child who does more chores or who has more personal expenses. Or you may adjust the amount of the allowance to reflect the age of the child.
- If the allowance is tied to household chores, describe those assignments in detail and be clear that the allowance may be withheld if the chores are not completed.
- Pay the children on time as it teaches them the value of honouring one's obligations.

### **Providing other opportunities to earn money**

An allowance is not the only way for children to earn money. For example, they could sell old toys at a garage sale and use the money to buy new toys or put towards savings.

As children get a little older they may want to take on a paid job such as delivering newspapers or babysitting. As their pocket money increases, they can take more responsibility for their saving and spending habits. Decide together if they will be expected to purchase such items as their own movie tickets, clothes, birthday gifts for friends, and school lunches.

### **The bottom line**

Recent studies have shown that most three-year olds are ready and eager to learn about money and how things are bought and sold. Usually by age six, children are old enough to learn to manage money they receive. Receiving an allowance or other opportunities to earn money helps children take responsibility for saving and spending decisions, and

*InForum* is an electronic newsletter published approximately twice a month. To receive a free subscription, please contact the Society at [info@nsbs.org](mailto:info@nsbs.org).

encourages independence. Learning to save money helps them build their dreams; and learning to share or donate their money to a charity helps them appreciate the value of using money to help others.

### **Spending, saving, and sharing tips**

Whether children receive an allowance or earn their own money, it's important that they learn to spend, save, and share money.

- Talk with children about the family budget. Explain that there is a certain amount that comes into the household and that there are expenses such as food, clothing, utilities, etc. that must be paid from that money. This helps them understand the value of money and that there are often limits on spending so some purchases must be deferred.
- Opening up a savings account in their name at the bank teaches children about banking (e.g. interest, banking fees) and saving money. As they get older they can open a chequing account and learn to use a debit card.
- As teenagers get part-time jobs, it is a good time to learn to plan ahead for major expenses such as a first car or education.
- Young children often feel strongly about helping less fortunate children, or saving animals or the environment. Donating part of their allowance or earned money helps them feel they are making a difference in the world and gets them in the habit of donating to charities early in life. If they don't have money to donate, they can also donate their time to causes that are important to them.
- It is a good idea to avoid questioning the child's purchasing decisions. However, you may want to offer helpful advice on how the money can be spent more productively.

*For more resources and counselling to avoid overreacting, visit the NSLAP website at [www.nslap.ca](http://www.nslap.ca). Please note that **LAP** is your "company" name when you register. When you call the LAP number at **1-866-299-1299**, your call will be answered any time, day or night, 365 days per year.*

---