

August 31, 2022

The Six-Minute Environmental Lawyer 2022



CO-CHAIRS: **John Georgakopoulos, C.S.,**
Willms & Shier Environmental Lawyers LLP

Ramani Nadarajah, C.S., Policy Counsel,
Law Commission of Ontario

October 21, 2022

9:00 a.m. to 12:00 p.m.

CPD = 2 h 30 m Substantive + 30 m Professionalism ^P

Law Society of Ontario

SKU CLE22-01009





Agenda

9:00 a.m. – 9:05 a.m.

Welcome and Opening Remarks

John Georgakopoulos, C.S.,
Willms & Shier Environmental Lawyers LLP

Ramani Nadarajah, C.S., Policy Counsel,
Law Commission of Ontario

- 9:05 a.m. – 9:13 a.m.** **Working with Consultants:
Drafting Consultant Retainers, Reviewing Consultant
Terms and Conditions (8 m )**
- Marc McAree, C.S.,
Willms & Shier Environmental Lawyers LLP
- 9:13 a.m. – 9:21 a.m.** **Working with Consultants:
Commenting on Consultant Drafts/Reports (8 m )**
- Natalie Mullins, C.S., *Gowling WLG (Canada) LLP*
- 9:21 a.m. – 9:29 a.m.** **Working with Consultants:
Update on Consultant Liability (8 m )**
- Tamara Farber, C.S., *Miller Thomson LLP*
- 9:29 a.m. – 9:35 a.m.** **Question and Answer Session (6 m )**
- 9:35 a.m. – 9:43 a.m.** **Updates on Implementation of
New Resource Recovery Regulations**
- Mary Cummins, Registrar,
Resource Productivity and Recovery Authority
- 9:43 a.m. – 9:51 a.m.** **Interpreting “Damage to Habitat”: *Ontario (Natural
Resources and Forestry) v. South Bruce Peninsula (Town)***
- Madeline Ritchie, Counsel,
Ministry of the Environment, Conservation, and Parks
- 9:51 a.m. – 9:59 a.m.** **Environmental Assessment Updates, Including
Draft Project List Regulation under Ontario’s EAA**
- Rick Lindgren, *Canadian Environmental Law Association*

- 9:59 a.m. – 10:07 a.m.** **Discussion of Recent Appeal Court’s Ruling that the *Impact Assessment Act* is Unconstitutional**
- Charles (Chuck) Birchall, C.S.
Willms & Shier Environmental Lawyers LLP
- 10:07 a.m. – 10:13 a.m.** **FCA Ruling in Environmental Assessment of Offshore Exploratory Drilling**
- Joshua Ginsberg, *Ecojustice*
- 10:13 a.m. – 10:20 a.m.** **Question and Answer Session**
- 10:20 a.m. – 10:40 a.m.** **Break**
- 10:40 a.m. – 10:48 a.m.** **Expansion of Administrative Penalties**
- Hayley Valteau, Counsel
Ministry of the Environment, Conservation, and Parks
- 10:48 a.m. – 10:56 a.m.** **Prosecution Updates**
- Michael Malleson, Counsel
Ministry of the Environment, Conservation, and Parks
- 10:56 a.m. – 11:04 a.m.** **Pollution Exclusion Clauses: When Do Ontario Courts Allow An Insurer To Limit Recovery For Environmental Damages?**
- Dina Awad, *Dentons Canada LLP*
- 11:04 a.m. – 11:12 a.m.** **Update on Application of *Redwater* Principles: *Manitok Energy Inc.***
- Alexandria Pike, *Davies Ward Phillips & Vineberg LLP*

- 11:12 a.m. – 11:16 a.m.** **Question and Answer Session**
- 11:16 a.m. – 11:24 a.m.** **Court of Appeal First Review of Pest Management
Regulatory Agency’s Pesticide Authorization:
*Safe Food Matters Inc. v. Canada (Attorney General)***

Ian Miron, *Ecojustice*
- 11:24 a.m. – 11:32 a.m.** **Update on Challenge to Federal Designation of Plastic
Manufactured Items as Toxic Substances under *CEPA***

Joanna Rosengarten, *McCarthy Tétrault LLP*
- 11:32 a.m. – 11:40 a.m.** **Environmental, Social, and Corporate Governance (“ESG”)
for Businesses**

Radha Curpen, *Bennett Jones LLP*
- 11:40 a.m. – 11:48 a.m.** **ESG from a Lender’s Perspective**

Winston Gee, Counsel, ESG, *TD Bank Group*
- 11:48 a.m. – 11:56 a.m.** **Review of ESG Case Law**

Linda Plumpton, *Torys LLP*
- 11:56 a.m. – 12:00 p.m.** **Question and Answer Session**
- 12:00 p.m.** **Program Ends**