



THE SIX-MINUTE Environmental Lawyer 2017

Chair: **Donna Shier, C.S., *Willms & Shier Environmental Lawyers LLP***

October 4, 2017

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

Total CPD Hours = 3 h Substantive

**The Law Society of Upper Canada
Donald Lamont Learning Centre
130 Queen Street West
Toronto, ON**



SKU: CLE17-0100200-A-REG

Agenda

9:00 a.m. – 9:05 a.m.

Welcome and Opening Remarks

Donna Shier, C.S., Willms & Shier Environmental Lawyers LLP

9:05 a.m. – 9:13 a.m.

What Does it Take to Discover a Cause of Action for Contaminated Land? (A discussion of the recent Court of Appeal decision in *Crombie*)

Lana Finney, C.S., DLA Piper (Canada) LLP

9:13 a.m. – 9:21 a.m.

Recent Court Decisions on Quantification of Environmental Damages

Julia Schatz, Bennett Jones LLP

9:21 a.m. – 9:29 a.m.	ERT Procedural Issues: MOECC Jurisdiction to Order Off-Site Work Rosalind Cooper, C.S., <i>Fasken Martineau DuMoulin LLP</i>
9:29 a.m. – 9:37 a.m.	ERT Procedural Issues: Notices of Allegation and Their Use in Appeals Matthew Gardner, <i>Willms & Shier Environmental Lawyers LLP</i>
9:37 a.m. – 9:53 a.m.	ERT Procedural Issues: Preliminary Motions Seeking Revocation of the Instrument Under Appeal Danielle Meuleman, Crown Counsel, Legal Services Branch, <i>Ministry of the Environment and Climate Change (MOECC)</i> John Tidball, C.S., <i>Miller Thomson LLP</i>
9:53 a.m. – 10:01 a.m.	ERT Procedural Issues: Motions for Review (Reconsideration) Jerry DeMarco, Environmental Review Tribunal, <i>Environment and Land Tribunals Ontario</i>
10:01 a.m. – 10:09 a.m.	ERT Costs Awards Harry Dahme, C.S., <i>Gowling WLG (Canada) LLP</i>
10:09 a.m. – 10:15 a.m.	Question and Answer Session
10:15 a.m. – 10:30 a.m.	Networking and Coffee Break
10:30 a.m. – 10:38 a.m.	No Take-Backs: Waste Ownership and Liability Transfer Under the EPA Richard Butler, <i>Willms & Shier Environmental Lawyers LLP</i>

- 10:38 a.m. – 10:46 a.m. Renewable Energy Approval Applications and Serious Harm to Health**
Konstantine Stavrakos, *Town of Caledon*
- 10:46 a.m. – 10:54 a.m. Management of Excess Soil**
Katherine Koven, Crown Counsel, Legal Services Branch, *Ministry of the Environment and Climate Change (MOECC)*
- 10:54 a.m. – 11:02 a.m. Expropriating Contaminated Lands**
Frank Sperduti, *Borden Ladner Gervais LLP*
- 11:02 a.m. – 11:10 a.m. Recent Cases: *Sorbram v Litwack***
Tamara Farber, C.S., *Miller Thomson LLP*
- 11:10 a.m. – 11:18 a.m. *Huang v. Fraser Hillary's Ltd*: How Far from *Smith v. Inco* Have We Come?**
Michael Hebert, *Beament Hebert Nicholson LLP*
- 11:18 a.m. – 11:26 a.m. Duty to Consult with Indigenous Communities on Environmental Approvals**
Susan Morgan, Counsel, Legal Services Branch, *Ministry of the Environment and Climate Change (MOECC)*
- 11:26 a.m. – 11:42 a.m. Cap and Trade in Post Auction Ontario**
Travis Allan, *DeMarco Allan LLP*

Patrick Hamilton, Counsel, Legal Services Branch, *Ministry of the Environment and Climate Change (MOECC)*

11:42 a.m. – 12:00 p.m.

Question and Answer Session

12:00 p.m.

Program Ends