

Registration Information

Location

OBA Conference Centre, Suite 200 – 20 Toronto St., Toronto (just north of the King Edward Hotel). Wheelchair access: Through the Counsel Court Building on Adelaide Street East, between Victoria and Toronto Street.

Registration Policy

Registrations must be prepaid. Registrations will be accepted by FAX at (416) 642-0424 and at the Ontario Bar Association address shown on the Registration Form. A credit card number must accompany all faxed registrations. Walk-in registrations will be accommodated only if accompanied by credit card or cheque. Seating and meal preference, if applicable, will be given to prepaid registrants.

Refunds and Cancellations

Course fee is refundable (less \$50.00 plus \$3.00 GST) **if notice is received in writing five business days before the course.** We reserve the right to cancel or reschedule courses, refuse admission, or change speakers, location or content. No refunds will be made if notification is received after March 20, 2007. Please note that a CBA member in the same category may attend in your place. If the delegate is not a CBA member s/he will be required to pay the difference in fee. The OBA GST registration number is R100760495.

Fee categories

CBA Member - A member in good standing of the Canadian Bar Association

CBA Student Member - CBA Law Student OR Articling and Bar Admission Candidate

Non-Member

CAN'T ATTEND THE PROGRAM?

ORDER THE PUBLICATION

Materials for CLE courses are available either in binder format or electronic format (downloadable).

Registration

Magic Words in Real Estate

Monday, March 26, 2007 - 9:00 a.m. to 1:00 p.m.

Name: _____ CBA #: _____

Firm: _____

Address: _____

City: _____ Postal Code: _____

Bus. Tel. #: () _____ Fax #: () _____

E-mail: _____

REGISTRATION *Please circle fee category.*

Live Program <i>(includes materials)</i>	CBA Member	CBA Student Member	Non-Member
<input type="checkbox"/> In person	\$195	\$95	\$245

EDUCATIONAL MATERIALS *Available 3-4 weeks post-program.*

Publication	CBA Member	Non-Member
<input type="checkbox"/> Publication (binder)	\$75	\$100
<input type="checkbox"/> Publication (download)		



Sub Total: _____

Add GST (6%): _____

Total: _____

Payment (registrations must be prepaid)

Cheque (payable to Ontario Bar Association) or please charge Visa Mastercard

Credit Card #: _____ Exp. Date: _____

Signature: _____

CONTACT INFORMATION CONSENT

The OBA's programs may be supported by preferred suppliers, sponsors and exhibitors. Subject to the following paragraph, I understand that the provision of contact information on this registration form constitutes my consent to such information being disclosed to the preferred suppliers, sponsors, exhibitors, speakers or attendees of this program. For further information about the CBA's and OBA's treatment of contact information, see Members Privacy Policy at www.cba.org or www.oba.org.

By checking this box , I do not wish my contact information disclosed to the preferred suppliers, sponsors, exhibitors, speakers or attendees of this program.

Phone: 1-800-668-8900 • (416) 869-1047 Have your credit card handy.

Fax: (416) 642-0424 Credit card number MUST accompany faxed registrations.

Internet: www.SoftConference.com/oba

Mail: Ontario Bar Association, 300-20 Toronto St., Toronto, Ontario, M5C 2B8

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OBA PROFESSIONAL DEVELOPMENT

Magic Words in Real Estate



OBA • ABO

Monday, March 26, 2007
9:00 a.m. to 1:00 p.m.

OBA Conference Centre
200 - 20 Toronto St. Toronto

Are you taking for granted the meaning of commonly used terms found in typical residential Agreements of Purchase and Sale? Do they really mean what you think they mean? Do you assume you have no need to examine their meanings? Here is your opportunity to ensure that you are practising with the benefit of hard law, not questionable assumptions. At this program you will learn how Courts have interpreted important Magic Words and Phrases. Experienced real property practitioners and litigators from across Ontario will discuss and provide an examination of the various key terms in a series of common sense practice-related fact scenarios. Don't miss this excellent opportunity to better protect your clients and your practice.

Chair:



Timothy P. Kennedy,
Low, Murchison LLP
- Ottawa

Speakers:

Mark O. Charron, Williams McEney
Harry Herskowitz, DelZotto, Zorzi LLP
Miriam A. Kelly, Q.C., LSM Barrister & Solicitor
John P. Lundrigan, Nelligan O'Brien Payne LLP - Ottawa
Merredith A. MacLennan, Hebert Leal - Ottawa
Ray H. Mikkola,
Pallet Valo LLP, Lawyers & Trade-Mark Agents

This CLE program has been approved for a LawPRO CLE Premium Credit. To obtain your \$50 LawPRO insurance premium reduction, please visit their website: www.lawpro.ca/clecredit



This program has been accredited by the Real Estate Committees of the Law Society of Upper Canada 3 hours toward the professional development requirement for certification.



Magic Words in Real Estate

Monday, March 26, 2007 - 9:00 a.m. to 1:00 p.m.

Chair: **Timothy P. Kennedy**, Low, Murchison LLP-Ottawa

9:00 a.m. Introductory Remarks

9:15 a.m. **Fact Scenario #1 – That's Not What I Bargained for!**

Perspective of Vendor and Purchaser counsel on unwanted surprises in a property transaction, such as a smaller than expected parcel of land. Key terms include:

- *More or less*
- *Unable or unwilling to remove*
- *Good and Marketable Title*

Merredith A. MacLennan, Hebert Leal - Ottawa
Miriam A. Kelly Q.C., LSM Barrister & Solicitor

10:10 a.m. **Fact Scenario #2 - Did I Miss Something?**

Perspective from Vendor and Purchaser counsel on the following terms in the context of a real estate transaction:

- *Shall use best efforts*
- *Ready willing and able to preform*
- *Time shall be of the essence*

Ray H. Mikkola, Pallet Valo LLP, Lawyers and Trade-Mark Agents
Harry Herskowitz, DelZotto, Zorzi LLP

11:00 a.m. Break

11:20 a.m. **Fact Scenario #3 - The Dirty Property**

Perspective from Vendor and Purchaser counsel on the following terms in respect of real estate transactions:

- *To the best of one's knowledge*
- *Clean in the context of environmental issues*

Mark O. Charron, Williams McEnery LLP
John Lundrigan, Nelligan O'Brien Payne - Ottawa

12:20 p.m. Question Period

1:00 p.m. Program Concludes

2007 INSTITUTE OF CONTINUING LEGAL EDUCATION

Local Autonomy: Where and How Is the Pendulum Swinging?

Monday, February 6, 2007 9:00 a.m. – 5:00 p.m.

Part 1 – Planning Matters

The Province is proposing changes to the *Planning Act* through Bill 51 and its regulations. What does it mean for development applications? What can a municipality regulate now, what is conditional zoning and how do municipalities intend to regulate architectural components of new development? Where can development occur now with the Growth Plan for the Greater Golden Horseshoe? Within the Greenbelt Area and beyond, is there any local autonomy left or has planning moved back to the Provincial level? Update yourself on these changes and the top planning cases in 2006 which you should have read but probably didn't.

Part 2 – Municipal Affairs

The Province has enacted the City of Toronto Act, 2006 and is proposing significant changes to the *Municipal Act*, 2001 through Bill 130. What does this mean for local governments in the Province? Do municipalities have any new revenue-generating opportunities? What different powers and responsibilities does the City of Toronto have from all other municipalities? What does an objective-based Building Code do and how does it function? Update yourself on these changes and the top municipal law cases in 2006 which you need to know.

The Real Business of Real Property Law

Tuesday, February 6, 2007 9:00 a.m. – 5:00 p.m.

This year's real property program will be a soup to nuts look at the essential ingredients for running a successful real estate practice. Whether you're a sole practitioner, a member of a big firm, practise residential real estate or have a strictly commercial real estate practice, this program is a look forward to help you meet the challenges that lie ahead. Our program will feed into a panel discussion featuring outspoken and influential panellists expressing their views on the changing (and future) role of Real Estate Lawyers in real estate transactions. Materials will include a variety of precedents that are intended to deal with issues raised in the presentations.

Six Environmental Law Pitfalls Facing Lawyers Every Day

Tuesday, February 6, 2007 1:30 p.m. – 5:00 p.m.

What are today's most treacherous environmental law pitfalls that you and your clients face? What strategies can you employ to limit clients' and lawyers' risks? How do environmental lawyers avoid these environmental law traps? Attend this program to learn useful tools and "tricks of the trade". Speakers will identify problems and provide techniques to stick-handle through six environmental law challenges facing litigators and real estate, business and municipal lawyers.

www.oba.org/2007institute

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if you take two or more CLE programs.
(Please visit www.oba.org for more information)

OTHER REAL PROPERTY PROGRAMS YOU WON'T WANT TO MISS

Your First Smooth Real Estate Transaction (YLD)

Monday, March 5, 2007 9:00 a.m. to 1:00 p.m.

Residential real estate transactions continue to be a major source of negligence claims against lawyers in Ontario. Real estate practitioners are pricing themselves lower and lower, while the land titles system and title insurance won't always provide protection should things go wrong. Our program is designed to give you a great basic overview of residential real estate transactions, while providing tips on common problem areas and negligence claims issues and how to avoid them. Even if you don't practice real estate (and never plan to), it pays to know the basics. Experienced practitioners will guide you through the basics of purchases, sales, new properties, and title searching, for both homes and condominiums. Valuable precedents and checklists will be provided. Dig up best practices and pave over pitfalls in this essential overview of residential real estate transactions!

Co-Chairs: **Patricia De Sario**, Stewart Title Guaranty Company
Susannah Roth, O'Donohue & O'Donohue

Enforcement and Realization in Real Estate: Mortgages, Taxes and Condominiums

Wednesday, May 2, 2007 9:00 am to 1:00 pm

When a mortgagor defaults, which enforcement option will you recommend to the mortgagee? This program will begin by examining the type of information, including business and legal factors, which should be considered before a course of action is taken. Experts in the field will guide you through the procedures for each available remedy and highlight the rights and obligations of the main parties and third parties in each. The program will review common pitfalls and examine the most recent important cases on mortgage enforcement. Finally, the program will review other types of enforcement in real estate, including condominium lien enforcement and tax sales. This program will be a practical aid and resource, whether you have substantial experience with enforcement files and want an update and refresher, or are new to this field and need a thorough review.

Chair: **Paul A. Muchnik**, Cassels Brock & Blackwell LLP

Water, Water Everywhere: Ontario's Water Law and Policy Regime and the New Clean Water Act

Monday, May 7, 2007 9:00 a.m. to 1:00 p.m.

Ontario's new Clean Water Act (the "CWA") is ground-breaking legislation with significant implications for the development of industry, municipalities, and conservation authorities. This program, presented jointly by the OBA's Environmental Law and the Municipal Law Sections, will outline the policy issues surrounding source water protection and key findings of the Walkerton Inquiry, making sense of the provincial/municipal patchwork of laws, and the new roles for conservation authorities. This program will assist municipal, environmental and real property lawyers to understand the risk management and assessment framework, help navigate the liability maze presented by Ontario's water laws, and evaluate the short and long implications for planning and development.

Co-Chairs: **David Boghosian**, Barrister & Solicitor
Rodney Northey, Birchall Northey LLP - Ottawa