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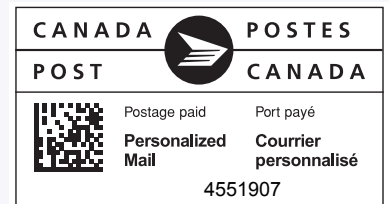


ELDER LAW 2020

Chaired by

Deidre J. Herbert
McLellan Herbert

November 3rd, 2020 • Attend via Live Webinar



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CHAIR



Deidre J. Herbert, Partner, McLellan Herbert, Vancouver BC. Ms. Herbert was an ad hoc Bencher for the Law Society of British Columbia (Unauthorized Practice) from 1992 until 1994 and is a former chair of the Canadian Bar Association Wills & Trusts (Vancouver) subsection. She is also a contributing author to CLE's Estate Planning and Wealth Preservation, CLE's Annotated Estates Practice and is a frequent lecturer for the Professional Legal Training Program, People's Law School and Continuing Legal Education. Ms. Herbert was also a member of the Intestate Succession, *Wills Variation Act*, and *Family Relations Act* Subcommittee as part of the Succession Law Reform Project.

FACULTY



Gregory G. Blue, Q.C., Senior Staff Lawyer, British Columbia Law Institute, Vancouver BC. Greg was called to the Saskatchewan Bar in 1981 and to the BC Bar in 1986. He was a Legal Research Officer to the Law Reform Commission of British Columbia from 1989-1997. With BCLI, Greg was the principal staff lawyer responsible for the Succession Law Reform Project, the Probate Rules Reform project, the Report on the Privacy Act and numerous other projects. He also served as reporter to the Trustee Act Modernization Committee. He was a Co-Chair of the CBABC Legislation and Law Reform Committee in 1997-98 and its Chair in 1998-99. He is the author of the Annotated British Columbia Mineral Tenure Act (Vancouver: Western Legal Publications, 1998 and Aurora: Canada Law Book, 2nd ed. 2010.). He was appointed Queen's Counsel in 2009.



Andrea E. Frisby, Principal, Legacy Tax + Trust Lawyers, Vancouver, BC. Andrea focuses her practice on assisting clients with estate and trust planning and administration. She prepares wills, trust documents, powers of attorney and representation agreements for clients, and also provides legal advice on estate and trust administration. Andrea has authored numerous papers in the areas of wills, estates, trusts and capacity issues and is a frequent speaker on these topics. Andrea has recently completed the Society of Trusts and Estate Practitioners (STEP) Diploma achieving a Distinction across all four examinations and has her TEP designation.



Dr. Stefanie Green, SolaceBC, Victoria, BC. Dr. Stefanie Green spent 10 years in general practice and another 12 years working exclusively in maternity and newborn care. She changed her focus in 2016 and now spends the great majority of her clinical time working in assisted dying. Based in Victoria, BC, Dr. Green is the co-founder and current President of the Canadian Association of MAID Assessors and Providers (CAMAP). She is medical advisor to the BC Ministry of Health MAID oversight committee, moderator of CAMAP's national online forum and has hosted 3 national conferences on the topic. Dr. Green enjoys speaking about MAID to the public, to health care communities and to a wide range of audiences locally, nationally and internationally. She is clinical faculty at University of British Columbia and the University of Victoria.

Det. Tammy Hammell, Domestic Violence Criminal Harassment, Elder Abuse Unit, Vancouver Police Department, Vancouver, BC.



Isobel Mackenzie, Office of the Seniors Advocate British Columbia, Victoria, BC. Isobel Mackenzie has over 20 years' experience working with seniors in home care, licensed care, community services and volunteer services. Isobel led B.C.'s largest not-for-profit agency, serving over 6,000 seniors annually. In this work, Isobel led the implementation of a new model of dementia care that has become a national best practice, and led the first safety accreditation for homecare workers, among many other accomplishments. Isobel has been widely recognized for her work and was named BC CEO of the Year for the not-for-profit sector and nominated as a Provincial Health Care Hero. Prior to her appointment as the Seniors Advocate, Isobel served on a number of national and provincial boards and commissions, including the BC Medical Services Commission, the Canadian Homecare Association, BC Care Providers, BC Care Aide and Community Health Worker Registry, and the Capital Regional District Housing Corporation.

ELDER LAW 2020

Rapidly changing demographics in Canada are increasing demand for legal and professional services specific to aging clients and their family members. This evolving area of law presents new issues and challenges for lawyers, financial professionals, and support persons who care for or interact with the elderly. It is imperative that these advisors and network members stay ahead of the curve on the issues most commonly faced by the elderly.

PBLI's one day program on advising the aging and their caregivers will provide you with the tools you need to navigate this developing area. Our multidisciplinary panel of experts will update you on the current state of the law as well as developing trends and upcoming legislative changes, and will equip you with constructive advice and best practices.

KEY AREAS ADDRESSED:

- Long-term care homes and the COVID-19 pandemic
- Consent and capacity assessment issues
- Powers of attorney and representation agreements
- Resources to protect against elder abuse and financial fraud
- Best practices for assisting multi-cultural clients
- Medical assistance in dying

WHO SHOULD ATTEND:

- Lawyers practising in the areas of elder law, estate planning, family law, and health law
- Financial advisors for elderly clients and their families
- Community support workers
- Health care workers



Laura Tamblyn Watts, CEO, CanAge, Toronto, ON. Laura is the CEO of CanAge, Canada's national seniors' advocacy organization. Her work focuses on aging, inclusion, consumer rights and social justice. She has previously served as Chief Public Policy Officer at the Canadian Association of Retired Persons (2018- 2019) and in a number of positions at the Canadian Centre for Elder Law including as their long-time National Director (2004-2018). She teaches Law and Aging at the University of Toronto. She is a past Chair of the CBA National Elder Law section, where she sits as a current Executive member. Laura is a Board member of Elder Abuse Prevention Ontario and is joining the Board of the Investment Industry Regulatory Organization of Canada (IIROC) in Fall 2020. Laura helped to co-found Canada's second low income seniors' legal services centre, (BC CEAS) SeniorsFirst BC, and served as its first Legal Director. She received her law degree from the University of Victoria and was called to the Bar in 1999. Laura is the author of numerous papers, articles and research projects on aging issues and is also frequent keynote speaker and media commentator.

ELDER LAW 2020

NOVEMBER 3RD, 2020

9:00 Welcome and Introduction by PBLI

9:05 Chair's Welcome and Introduction

Deidre J. Herbert
McLellan Herbert

9:10 Long-Term Care in the Time of COVID-19: From Frontlines to Reform

Laura Tambllyn Watts
CanAge

- The crisis in long-term care in the time of COVID-19 across Canada (Lynn Valley and other examples)
- How we got here, where we are now, and how we can fix long-term care in the future
- Practical steps for reform
- Federal / provincial alignment, commissions and enquiries

9:55 Questions and Discussion

10:05 Morning Break

10:20 Health Care Consent and Capacity Assessment Tribunals

Gregory G. Blue, Q.C.
British Columbia Law Institute

- How capacity assessment tribunals work
- Challenging assessments of mental incapability
- BCLI project status/findings

11:00 Questions and Discussion

11:10 Powers of Attorney and Representation Agreements

Andrea E. Frisby
Legacy Tax + Trust Lawyers

- Advance planning matters
- Drafting tips
- Challenges of online execution of POAs and representation agreements

11:50 Questions and Discussion

12:00 Lunch Break

1:00 Fraud and Abuse Against Seniors

Detective Tammy Hammell
Vancouver Police Department

- Preventing and addressing elder abuse and neglect
- Scams and financial exploitation of seniors

1:45 Questions and Discussion

1:55 Afternoon Break

2:10 Multiculturalism in Elder Law

Isobel Mackenzie
Office of the Seniors Advocate BC

- Cultural sensitivity and awareness
- Identifying and navigating cultural norms when assisting senior clients

2:55 Questions and Discussion

3:05 Medical Assistance in Dying

Dr. Stefanie Green
Solace BC

- The current landscape of MAiD in BC
- The Delta Hospice Society and religious objections to MAiD

3:50 Questions and Discussion

4:00 Chair's Closing Remarks – Program Concludes

INFORMATION

Four Ways to Register:

1. Telephone us: 604-730-2500 or toll free 877-730-2555
2. Fax us: 604-730-5085 or toll free 866-730-5085
3. Mail your registration form with payment
4. Register at www.pbli.com/1621

Registration: The registration fee is \$720.00 plus GST of \$36.00 totalling **\$756.00** covering your access to the live webinar and electronic materials.

Special pricing: Directors, officers and employees of charities and private (i.e. non-governmental) NPOs are eligible for a 50% discount (\$360.00 plus GST \$18.00 totalling \$378.00).

Group Discounts: Register four persons from the same organization at the same time and you are entitled to a complimentary fifth registration.

Payment: You may pay by VISA, MasterCard or cheque. Cheques should be made payable to the Pacific Business & Law Institute. Registration fees must be paid prior to the program.

When and Where: Check-in begins at 8:30 a.m. The program starts at **9:00 a.m. (PST)**. Attend via Live Webinar: All you need is a computer with a good internet connection and external plug-in speakers or good headphones for optimal audio and volume.

Materials: The faculty will prepare papers and/or other materials explaining many of the points raised during this program. Please contact us at registrations@pbli.com if you are unable to attend the program and wish to purchase a set of materials.

Your Privacy: We will keep all information that you provide to us in strict confidence, other than to prepare a delegate list containing your name, title, firm and city for our faculty and the program delegates. We do not share our mailing lists with any non-affiliated organization.

Cancellations: Full refunds will be given for cancellations (less a \$60.00 administration fee) if notice is received in writing five full business days prior to the program (**October 27th, 2020**). After that time we are unable to refund registration fees. Substitutions will be permitted. We reserve the right to cancel, change or revise the date, faculty, content, availability of webinar or venue for this event.

Course Accreditation: Attendance at this course can be listed for up to **5.5 hours** of continuing professional development credits with the Law Society of BC.

Registration Form

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