

LIDSTONE & COMPANY

Law Letter

Lidstone and Company Newsletter Index

Article	Month/Year	Page
A		
<u><i>Abbotsford (City) v. Mary Jane's Glass & Gifts Ltd</i>, 2017 BCSC 237</u>	<u>05/17</u>	19
<u><i>Abu-Moosa v. City of Mississauga</i>, 2013</u>	<u>09/13</u>	13
<u><i>Adam v. Insurance Corporation</i>, 2018 BCCA 482</u>	<u>03/19</u>	18
<u>Addition to Reserve Process for Indigenous Peoples, The</u>	<u>06/19</u>	8
<u>Administrative Search Warrants and Grow-Ops - Bulletin</u>	<u>05/10</u>	1
<u>Accommodating Temporary Disabilities</u>	<u>06/16</u>	12
<u>Agreements to Service Reserves</u>	<u>09/11</u>	7
<u>Air BnB Regulations</u>	<u>06/16</u>	1
<u><i>ALIB v. British Columbia</i>, 2012: Court of Appeal Limits Duties to Consult and Accommodate</u>	<u>09/12</u>	9
<u>Always Look a Gift Horse in the Mouth</u>	<u>05/10</u>	6
<u>Animal Regulation: <i>International Bio Research v. Richmond (City)</i>, 2011</u>	<u>05/11</u>	9
<u>Anonymous Submissions: to Consider or Not to Consider</u>	<u>05/13</u>	1
<u><i>Antrim Truck Centre Ltd. v. Ontario (Transportation)</i>, 2011</u>	<u>03/12</u>	16
<u><i>Antrim Truck Centre Ltd. v. Ontario (Transportation)</i>, 2013</u>	<u>05/13</u>	8
<u><i>Arkininstall v. City of Surrey</i>, 2010 - Bulletin</u>	<u>05/10</u>	1
<u>Assistance to Business</u>	<u>12/11</u>	10
<u>Auditor General for Local Government Act</u>	<u>03/12</u>	1
<u>Avoiding a Standoff: Regulating Within the Spheres of Concurrent Authority</u>	<u>09/12</u>	5
B		
<u>Back to Normal: <i>Wu v. Vancouver</i> Reversed on Appeal</u>	<u>03/19</u>	1
<u>Bad Body Odours in the Workplace</u>	<u>10/18</u>	8
<u>Balancing act: freedom of religion includes freedom from religion</u>	<u>10/18</u>	13
<u><i>Balmoral Developments Hilda Inc. v. Corporation of the City of Orillia</i>, 2012</u>	<u>12/12</u>	12
<u><i>Batty v. Toronto</i>, 2011</u>	<u>12/11</u>	5
<u>Bavin, Carrie (see Moffatt, Carrie)</u>		
<u><i>Baziuk v. Shelley</i>, 2012</u>	<u>03/12</u>	15
<u>BC Court of Appeal confirms scope of public hearings does not include scrutiny of</u>	<u>06/15</u>	4

<u>business operations</u>		
<u>BC Court of Appeal Upholds Judgment in GVRD v. Township of Langley</u>	<u>01/15</u>	1
<u>452195 BC Ltd. v. Abbotsford (City), 2013</u>	<u>04/14</u>	16
<u>0731989 BC Ltd. v. District of Hope, 2013</u>	<u>06/14</u>	19
<u>(The) BC Water Sustainability Act and Local Governments</u>	<u>11/16</u>	7
<u>Biskey v. Chatham-Kent (Municipality), 2012</u>	<u>05/13</u>	9
<u>Bitter Truth About Lemonade (The)</u>	<u>09/10</u>	3
Black, Scott		
<u>Dollard-des-Ormeaux (City) v. Sasson, 2011</u>	<u>05/11</u>	9
<u>Information Privacy Complaint, 2011</u>	<u>12/11</u>	16
<u>Johnston v. Victoria (City), 2010</u>	<u>04/11</u>	14
<u>Metercor Inc. v. Kamloops (City), 2011</u>	<u>05/11</u>	10
<u>Prince George (City) v. Columbus Hotel Company (1991) Ltd., 2011</u>	<u>05/11</u>	7
<u>Saini v. Grand Forks (City), 2011</u>	<u>05/11</u>	7
<u>Susan Heyes Inc. dba Hazel & Co. v. South Coast British Columbia</u>	<u>10/11</u>	1
<u>Transportation Authority et al. (B.C.) (Civil) (By Leave) (34224)</u>		
<u>Vancouver (City) v. Zhang, 2010</u>	<u>04/11</u>	15
<u>Yanke v. Salmon Arm (City), 2011</u>	<u>09/11</u>	13
Botterell, Rob		
<u>Crown & Local Government Consultation with First Nations on OCPs</u>	<u>06/14</u>	10
<u>Funding Impacts of Major Projects</u>	<u>02/16</u>	15
<u>Local Government Environmental Assessment – An Important Planning Tool</u>	<u>10/15</u>	7
<u>Local Governments And The UN Declaration</u>	<u>9/17</u>	12
<u>Pending Revisions to ATR Policy</u>	<u>04/14</u>	12
<u>Role of Discount Rate in Infrastructure Decisions</u>	<u>06/15</u>	8
<u>Securing Social Licence & First Nations Support – The Case of Site C</u>	<u>01/15</u>	12
<u>Tsilhqot'in Nation v. British Columbia</u>	<u>09/14</u>	1
<u>Brief History of Censure Motions, A</u>	<u>03/19</u>	5
<u>British Columbia Transit Act</u>	<u>02/16</u>	19
<u>British Columbia/Yukon Association of Drug War Survivors v. Abbotsford (City),</u>	<u>06/15</u>	12
<u>2015 BCCA 142</u>		
<u>Brown Fields Redevelopment</u>	<u>05/12</u>	8
<u>Brownfield Regulation (Part 1)</u>	<u>09/17</u>	6
<u>Building Act: Implications for Local Government, The</u>	<u>06/15</u>	3
<u>Building Act Update</u>	<u>06/16</u>	16
Bulletins		
<u>Administrative Search Warrants and Grow-Ops</u>	<u>05/10</u>	1
<u>Campaign Finance Disclosure Statement Deadline</u>	<u>03/12</u>	1
<u>Supreme Court of Canada refuses to Hear Susan Heyes Appeal</u>	<u>10/11</u>	1
Burke, Colleen		
<u>Chiovetti v. Parksville (City), 2018 BCSC 2314</u>	<u>03/19</u>	18
<u>Local Government: Lessons Learned from the Kinder Morgan Proceedings</u>	<u>10/18</u>	10
<u>Burnaby Fights to Protect Domain of Municipal Laws</u>	<u>09/14</u>	9
<u>Bylaw Enforcement Part 1: Relative Merits of Bylaw Notices vs. Tickets</u>	<u>05/17</u>	9
<u>Bylaw Enforcement Part 2: Relative Merits of Offence Act Prosecutions vs.</u>	<u>05/17</u>	10

<u>Injunctions</u>		
<u>Bylaw Enforcement Principles Affirmed by Court</u>	<u>02/16</u>	1
<u>Bylaw Enforcement: <i>Salt Spring Island Local Trust Committee v. Guinness</i>, 2010</u>	<u>12/10</u>	12
<u>Bylaw Drafting: Avoiding Vague Provisions</u>	<u>09/13</u>	8
<u>Bylaw Drafting: Remember the <i>Interpretation Act</i></u>	<u>06/13</u>	7
<u>Bylaw Revision</u>	<u>06/15</u>	11
<u>Bylaw Revision and Consolidation</u>	<u>05/17</u>	11
<u>Bylaw Validity: <i>Peachland (District) v. Peachland Self Storage</i>, 2012</u>	<u>05/13</u>	8
<u>Bylaw Validity: <i>Eng v. Toronto (City)</i>, 2012</u>	<u>12/12</u>	11
C		
<u>Campaign Finance Disclosure Statement Deadline - Bulletin</u>	<u>03/12</u>	1
<u>Can workplace human rights discrimination be perpetrated by someone other than complainant's employer?</u>	<u>02/18</u>	6
<u><i>Canada (Attorney General) v. Bedford</i>, 2012</u>	<u>05/12</u>	14
<u><i>Canada (Governor General in Council) v. Courtoreille</i>, 2016 FCA 311</u>	<u>05/17</u>	21
<u><i>Canada Wireless Telecommunications v. Nanaimo (City)</i>, 2012</u>	<u>09/12</u>	11
<u>Cannabis Retail Stores and the Constitution</u>	<u>03/19</u>	21
<u>Care and Handling of Petitions</u>	<u>05/17</u>	3
Carricato, Andrew		
<u>Bad Body Odours in the Workplace</u>	<u>10/18</u>	8
<u>Can workplace human rights discrimination be perpetrated by someone other than complainant's employer?</u>	<u>02/18</u>	6
<u>Employers Have a Right to Require Employees to Submit to an Independent Medical Examination</u>	<u>09/17</u>	9
<u>Local Government Election Wrap Up</u>	<u>03/19</u>	14
<u>Making your Workplace Respectful Can Reduce the Risk of a Constructive Dismissal Claim</u>	<u>06/19</u>	6
<u><i>Catalyst Paper Corporation v. North Cowichan (District)</i>, 2012</u>	<u>03/12</u>	15
<u>Changes to the Labour Relations Code and Employment Standards Act</u>	<u>06/19</u>	1
<u>Charities' Limited Partnership Holdings</u>	<u>02/16</u>	18
<u><i>Chiovetti v. Parksville (City)</i>, 2018 BCSC 2314</u>	<u>03/19</u>	18
<u>City Does Not Have to Prove Property Owners Knew About Drug Lab to Recoup Clean-Up Costs: <i>Abu-Moosa v. City of Mississauga</i>, 2013</u>	<u>09/13</u>	13
<u>Climate Emergency Declarations in BC</u>	<u>06/19</u>	4
Coad, Rebecca		
<u>Cannabis Retail Stores and the Constitution</u>	<u>03/19</u>	21
<u>Trans Mountain Pipeline Ruling</u>	<u>10/18</u>	14
<u><i>Compagna v. Nanaimo (City)</i>, 2016 BCSC 1045</u>	<u>11/16</u>	20
<u>Conflict of Interest: <i>Conibear v. Dahling</i>, 2010</u>	<u>12/10</u>	10
<u>Conflict of Interest: <i>Schlenker v. Torgrimson</i>, 2012</u>	<u>05/12</u>	16
<u><i>Conflict of Interest Exceptions Regulation</i>, BC Reg 91/2016</u>	<u>06/16</u>	16
<u>Conflict of Interest Update: <i>Schlenker v. Torgrimson</i>, 2013</u>	<u>05/13</u>	6
<u>Constitutionality of Moorage Zoning Bylaw Challenged: <i>West Kelowna (District) v. Newcombe</i>, 2013</u>	<u>09/13</u>	12

<u>Councilor’s Conviction under FOIPPA Upheld</u>	<u>09/12</u>	3
<u>Court Catalyzes Municipal Powers</u>	<u>05/10</u>	1
<u>Court considers adequacy of notice of public hearing: Outdoor Recreation Council of British Columbia v. Chilliwack</u>	<u>01/15</u>	19
<u>Court Rules Noise Bylaw Vague but Could Be Improved: Salt Spring Island Rod and Gun Club v. Capital Regional District, 2013</u>	<u>09/13</u>	14
<u>Court of Appeal Upholds Latecomer Bylaw</u>	<u>09/12</u>	1
<u>Crown & Local Government Consultation with First Nations on OCPs</u>	<u>06/14</u>	10
Cruickshank, Marisa		
<u>Administrative Search Warrants and Grow-Ops - Bulletin</u>	<u>05/10</u>	1
<u>Accommodating Temporary Disabilities</u>	<u>06/16</u>	12
<u>Assistance to Business</u>	<u>12/11</u>	10
<u>Bitter Truth About Lemonade, The</u>	<u>09/10</u>	3
<u>Changes to the Labour Relations Code and Employment Standards Act</u>	<u>06/19</u>	1
<u>Councilor’s Conviction under FOIPPA Upheld</u>	<u>09/12</u>	3
<u>Delegation Primer</u>	<u>03/12</u>	9
<u>Differences between Unionized and Non-Unionized Employees</u>	<u>01/15</u>	5
<u>Duty to Accommodate Cocaine Addicts</u>	<u>09/17</u>	11
<u>Duty to Create Records Responsive to FOI Requests</u>	<u>02/16</u>	6
<u>Employee resignations: can they be rescinded by the employee?</u>	<u>02/18</u>	4
<u>Employment Law: the Right to be Heard</u>	<u>09/14</u>	7
<u>A Fee By Any Other Name</u>	<u>05/11</u>	4
<u>How Thick is Your Skin: Defamation of Elected Officials</u>	<u>04/14</u>	7
<u>Itinerant Girl Guide Cookie Vendors: Business License Exemptions</u>	<u>12/10</u>	3
<u>Medical Weed Control</u>	<u>05/10</u>	4
<u>The New Limitation Act</u>	<u>05/12</u>	4
<u>Personal Emails and FOI</u>	<u>04/14</u>	2
<u>Probationary Employment Matters</u>	<u>11/16</u>	1
<u>R. v. Shaw, 2010</u>	<u>12/10</u>	14
<u>Sahota v. Vancouver (City), 2010</u>	<u>12/10</u>	14
<u>To Disclose or Not to Disclose</u>	<u>09/11</u>	1
<u>To Zone or Not to Zone: Fighting Puff and Other Dragons</u>	<u>04/11</u>	7
<u>Cumulative Impacts of Energy Projects on Local Governments</u>	<u>04/14</u>	11

D

<u>Dealing with Dangerous Dogs</u>	<u>05/17</u>	7
Dean, Robin		
<u>Composting Facility Stunk Out of Judicial Review: Foundation Organics Ltd v. Capital Regional District, 2014</u>	<u>04/14</u>	13
<u>Deer Cull gets Go Ahead: Suman v. Invermere, 2013</u>	<u>04/14</u>	12
<u>Heritage Alteration Permit Ruled to Vary Density of Use: Society of Fort Langley Residents for Sustainable Development v. Langley (Township), 2013</u>	<u>04/14</u>	16

<u>Local Governments and Canada’s New Anti-Spam Legislation</u>	<u>06/14</u>	1
<u>Once a Highway, Always a Highway? The Court Tackles Owner Acquiescence under s. 42(1) of the Transportation Act: 452195 BC Ltd. V. Abbotsford (City), 2013</u>	<u>04/14</u>	16
<u>Something in the Water: Local Governments and Drinking Water Liability</u>	<u>09/14</u>	12
<u>Trial Courts have Discretion to Issue Conditional Orders for Dangerous Dogs under Community Charter s. 49(10): Smith v. Regional District of Central Okanagan, 2013</u>	<u>04/14</u>	15
<u>Use of Video Surveillance by Local Governments</u>	<u>01/15</u>	15
<u>Defamation and managing online forums</u>	<u>9/17</u>	15
<u>Defamation Lawsuits By Municipal Governments in Canada</u>	<u>09/11</u>	4
<u>Delegation Primer</u>	<u>03/12</u>	9
<u>Development Approval: Yanke v. Salmon Arm (City), 2010</u>	<u>12/10</u>	10
<u>Development Approval: Yanke v. Salmon Arm (City), 2011</u>	<u>09/11</u>	13
<u>Development Moratorium, The</u>	<u>10/18</u>	15
<u>Differences between Unionized and Non-Unionized Employees District of West Vancouver v. Liu, 2014</u>	<u>01/15</u>	5
<u>Doggie went A Courtin’, A</u>	<u>09/14</u>	17
<u>Dollard-des-Ormeaux (City) v. Sasson, 2011</u>	<u>03/19</u>	12
<u>Dollard-des-Ormeaux (City) v. Sasson, 2011</u>	<u>05/11</u>	9
Dubinsky, Sara		
<u>Anonymous Submissions: to Consider or Not to Consider</u>	<u>05/13</u>	1
<u>Bylaw Enforcement Part 1: Relative Merits of Bylaw Notices vs. Tickets</u>	<u>05/17</u>	9
<u>Bylaw Enforcement Part 2: Relative Merits of Offence Act Prosecutions vs. Injunctions</u>	<u>05/17</u>	10
<u>City of Abbotsford Shuts Down Weeds Dispensary</u>	<u>02/16</u>	3
<u>Court of Appeal Upholds Latecomer Bylaw</u>	<u>09/12</u>	1
<u>Excess or Extended Services: Latecomers 101</u>	<u>09/11</u>	10
<u>Fire Interface Responsibilities</u>	<u>05/11</u>	6
<u>A Grandmotherhood Issue: Conibear v. Dahling, 2010</u>	<u>09/10</u>	10
<u>A Grandmotherhood Issue: Conibear v. Dahling, 2010</u>	<u>12/10</u>	10
<u>Implications of the new Protection of Communities and Exploited Persons Act</u>	<u>01/15</u>	4
<u>“Insite” Decision: Lessons for Local Governments, The Kuciuk v. Sechelt (District), 2013</u>	<u>12/11</u>	1
<u>Kuciuk v. Sechelt (District), 2013</u>	<u>06/13</u>	10
<u>Lessons Learned: Best Practices and Pitfalls to Avoid Magder v. Ford, 2012</u>	<u>05/10</u>	8
<u>Magder v. Ford, 2012</u>	<u>12/12</u>	1
<u>Medical Marihuana Update</u>	<u>06/15</u>	1
<u>New Medical Marihuana Regime, The</u>	<u>09/13</u>	1
<u>New Uniform Building Code: Changes to Local Government Authority to Set Standards</u>	<u>09/14</u>	10
<u>Nuisance and Statutory Authority: the Canada Line Decision</u>	<u>04/11</u>	5
<u>Personal Information: Does Information About Property Count?</u>	<u>06/16</u>	8
<u>Privilege and Confidentiality: Keeping Information Protected</u>	<u>10/15</u>	5
<u>Quebec (Attorney General) v. Lacombe Quebec (Attorney General) v. Canadian Owners and Pilots Association 2010</u>	<u>12/10</u>	13

<u>Recent Defamation Case Law of Note for Local Governments</u>	<u>03/12</u>	8
<u>Salt Spring Island Local Trust Committee v. Guinness, 2010</u>	<u>12/10</u>	12
<u>Sewer Reg Relaxative: Potty Talk on the New Private Sewer Regulations</u>	<u>09/10</u>	9
<u>Sewer Reg Relaxative: Potty Talk on the New Private Sewer Regulations</u>	<u>12/10</u>	8
<u>Special Costs for Pre-Litigation Conduct</u>	<u>02/18</u>	17
<u>Update on Cannabis Production in the ALR</u>	<u>06/19</u>	13
<u>Viridis v. North Vancouver (City), 2010</u>	<u>12/10</u>	12
<u>Walking the Line: Waiver of Solicitor Client Privilege</u>	<u>05/12</u>	1
<u>When is a Minimum Fine not a Minimum Fine?</u>	<u>09/17</u>	8
<u>Duty to Accommodate Cocaine Addicts</u>	<u>09/17</u>	11
<u>Duty to Consult First Nations: ALIB v. British Columbia, 2012</u>	<u>09/12</u>	9
<u>Duty to Consult First Nations: Neskonlith Indian Band v. Salmon Arm (City), 2012</u>	<u>05/12</u>	14
<u>Duty to Create Records Responsive to FOI Requests</u>	<u>02/16</u>	6
<u>Duty to Provide Notice to and Consult Regional Districts: Greater Vancouver Regional District v. British Columbia (Attorney General), 2011</u>	<u>09/11</u>	14
<u>Duty to Reject Non-Compliant Tenders and When Does it Arise?</u>	<u>06/14</u>	7

E

<u>Election Readiness: BC 2018</u>	<u>02/18</u>	8
<u>Employee resignations: can they be rescinded by the employee?</u>	<u>02/18</u>	4
<u>Employers Have a Right to Require Employees to Submit to an Independent Medical Examination</u>	<u>09/17</u>	9
<u>Employment Law: the Right to be Heard</u>	<u>09/14</u>	7
<u>Energy Step Code</u>	<u>02/18</u>	15
<u>End of Correctness? New Directions Muller for Judicial Review, The</u>	<u>10/18</u>	6
<u>Eng v. Toronto (City), 2012</u>	<u>12/12</u>	11
<u>Erecting Temporary Shelters: Johnston v. Victoria (City), 2010</u>	<u>04/11</u>	14
<u>Escheat of Property: Saini v. Grand Forks (City), 2011</u>	<u>05/11</u>	7
<u>Excess or Extended Services: Latecomers 101</u>	<u>09/11</u>	10
<u>Expropriating Contaminated Sites</u>	<u>03/19</u>	20

F

<u>A Fee By Any Other Name</u>	<u>05/11</u>	4
<u>Fire Interface Responsibilities</u>	<u>05/11</u>	6
<u>First Nation Consultation</u>	<u>05/11</u>	1
<u>First Nation Consultation: Where We Are At</u>	<u>9/17</u>	14
<u>First Nation Consultation</u>	<u>12/12</u>	3
<u>Flushing bodies: Not Just for Goldfish Anymore?</u>	<u>04/11</u>	1
Forbes, Rachel		
<u>Catalyst Paper Corporation v. North Cowichan (District), 2012</u>	<u>03/12</u>	15
<u>Flushing bodies: Not Just for Goldfish Anymore?</u>	<u>04/11</u>	1
<u>Getting Ruff on Animal Abusers</u>	<u>05/11</u>	3
<u>Kelowna (City) v. Axa Pacific Insurance Company, 2010</u>	<u>12/10</u>	11

Lions and Tigers and Snakes - Regulating Animals	09/10	5
Lions and Tigers and Snakes - Regulating Animals	12/10	5
Retreat! An Update on Workshops, Shirtsleeve Sessions, and Other ‘Meetings’	09/10	1
Retreat! An Update on Workshops, Shirtsleeve Sessions, and Other ‘Meetings’	12/10	1
Yanke v. Salmon Arm (City), 2010	12/10	10
Foundation Organics Ltd v. Capital Regional District, 2014	04/14	13
Frivolous Prosecution: R. v. Shaw, 2010	12/10	14
Funding Impacts of Major Projects	02/16	15

G

Game of Drones	10/15	11
Gemex Developments Corp. v. Coquitlam (City) 2010	04/11	14
Getting Ready for Autonomous Vehicles	02/18	1
Getting Ruff on Animal Abusers	05/11	3
Giltrow, Maegen		
Burnaby Fights to Protect Domain of Municipal Laws	09/14	9
BC Court of Appeal Upholds Judgment in GVRD v. Township of Langley	01/15	1
Bylaw Enforcement Principles Affirmed	02/16	1
Cumulative Impacts of Energy Projects on Local Governments	04/14	11
First Nation Consultation	12/12	3
Is your local government protected? Misuse of information and authority	10/15	1
Local and First Nations Governments Share Concern Over “safe Drinking Water” Bill	05/13	2
Obligations upon Local Governments-Bullying and Harassment of Employees	09/13	3
“Promised” Permits: Fettering Discretion Issues	06/13	9
Service Provision to First Nations: The Duty to Continue Providing a Service	06/16	7
A Grandmotherhood Issue: Conibear v. Dahling, 2010	09/10	10
A Grandmotherhood Issue: Conibear v. Dahling, 2010	12/10	10
Greater Vancouver Regional District v. British Columbia (Attorney General), 2011	09/11	14
Green Development Fundamentals – Zoning and Impact Studies	03/12	12
Green Mountain Holdings Ltd. v. Merritt (City), 2011	12/11	16
Groundwater licensing transition has been extended to 2022	03/19	11
GVRD v. Langley (Township), 2014	04/14	1

H

Health Care Costs Recovery Act	05/12	11
Hildebrand, Claire		
City Bylaws Prohibiting Parking and Repair of Heavy Vehicles Enforced: Prince George (City) v. Christenson, 2014	06/14	17
Council Members and Alleged Illegal Expenditures: Orchiston v. Formosa	06/14	14
Lake Country (District) v. Kelowna Ogoopogo Radio Controllers Association, 2014	06/14	17
District found Liable for Negligent Misrepresentation: 0731989 BC Ltd. V.	06/14	19

<u>District of Hope, 2013</u>		
<u>Local Government Election Reform</u>	<u>06/14</u>	5
<u>Noise and Animal Bylaws: North Cowichan (District) v. Bradshaw, 2013</u>	<u>06/14</u>	18
<u>OCP and Zoning Bylaw Amendments Allowed to Create Therapeutic Care Centre: Pettersen v. Prince George (City), 2014</u>	<u>06/14</u>	15
Hildebrand, Paul		
<u>GVRD v Langley (Township), 2014</u>	<u>04/14</u>	1
<u>Liability for Streets, Sidewalks, Buildings and Other Facilities</u>	<u>11/16</u>	14
<u>Holding Municipal Office: Baziuk v. Shelley, 2012</u>	<u>03/12</u>	15
<u>Honesty Really is the Best Policy -The Supreme Court of Canada’s decision in Bhasin v. Hrynew</u>	<u>01/15</u>	8
<u>How Thick is Your Skin: Defamation of Elected Officials</u>	<u>04/14</u>	7
<u>Housing Agreements – Best Practices</u>	<u>09/17</u>	1
I		
<u>Implications of the new Protection of Communities and Exploited Persons Act</u>	<u>01/15</u>	4
<u>Increasing Use of Air Space Parcels (To Infinity and Beyond)</u>	<u>05/12</u>	5
<u>Indirect Pecuniary Interest: Tuchenhagen v. Mondaux, 2011</u>	<u>12/11</u>	17
<u>Information on New Societies Act Now Available on BC Registry Services Website</u>	<u>02/16</u>	18
<u>Information Privacy Complaint, 2011</u>	<u>12/11</u>	16
<u>Injurious Affection: Antrim Truck Centre Ltd. v. Ontario (Transportation), 2011</u>	<u>03/12</u>	16
<u>Injurious Affection: Antrim Truck Centre Ltd. v. Ontario (Transportation), 2013</u>	<u>05/13</u>	8
<u>Ins and Outs of Reserve Funds</u>	<u>06/16</u>	9
<u>“Insite” Decision: Lessons for Local Governments, The</u>	<u>12/11</u>	1
<u>International Bio Research v. Richmond (City) 2011</u>	<u>05/11</u>	9
<u>Interpretation of the Private Managed Forest Land Act: Stevens v. Capital Regional District, 2010</u>	<u>05/10</u>	9
<u>Is your local government protected? Misuse of information and authority.</u>	<u>10/15</u>	1
<u>Itinerant Girl Guide Cookie Vendors: Business License Exemptions</u>	<u>12/10</u>	3
J		
<u>Johnston v. Victoria (City), 2010</u>	<u>04/11</u>	14
<u>Joint and Several Liability</u>	<u>12/12</u>	9
<u>Judicial Review of Municipality Reasonableness: Metercor Inc. v. Kamloops (City), 2011</u>	<u>05/11</u>	10
<u>Judicial Review of Municipality Reasonableness: Sahota v. Vancouver (City), 2010</u>	<u>12/10</u>	14
<u>Jurisdiction of Determining Location of Airports and Aerodromes: Quebec (Attorney General) v. Lacombe Quebec (Attorney General) v. Canadian Owners and Pilots Association, 2010</u>	<u>12/10</u>	13
K		
<u>Kazemi v. North Vancouver (City), 2016 BCSC 1240</u>	<u>11/16</u>	19

<u>Keeping Good Form: amendments to Letters of Assurance under the BC Building Code</u>	<u>04/11</u>	11
<u>Kelowna (City) v. Axa Pacific Insurance Company 2010</u>	<u>12/10</u>	11
<u>Kuciuk v. Sechelt (District), 2013</u>	<u>06/13</u>	10
L		
<u>Lake Country (District) v. Kelowna Ogopogo Radio Controllers Association, 2014</u>	<u>06/14</u>	17
<u>Land Use Bylaw: Salt Spring Island Local Trust Committee v. West Coast Vacations Inc., 2012</u>	<u>12/12</u>	12
<u>Latecomer Charges: Green Mountain Holdings Ltd. v. Merritt (City), 2011</u>	<u>12/11</u>	16
<u>(The) Law of Dealing With Homelessness</u>	<u>11/16</u>	13
<u>Lawful Nonconformity: Proving Commitment to Use</u>	<u>09/11</u>	11
<u>Legal Challenges to Panhandling Laws</u>	<u>12/11</u>	7
<u>Legal Lens on Using Photos of People</u>	<u>02/16</u>	12
<u>Lennox v. New Westminster (City), 2012</u>	<u>05/12</u>	15
<u>Lessons Learned: Best Practices and Pitfalls to Avoid</u>	<u>05/10</u>	8
<u>Lessons Learned from the Fort McMurray Fire</u>	<u>11/16</u>	21
<u>Liability for Streets, Sidewalks, Buildings and Other Facilities</u>	<u>11/16</u>	14
Lidstone, Alex		
<u>Brief History of Censure Motions, A</u>	<u>03/19</u>	5
Lidstone, Don		
<u>50 Ways to Lose Your Bylaw</u>	<u>10/15</u>	6
<u>Agreements to Service Reserves</u>	<u>09/11</u>	7
<u>ALIB v. British Columbia, 2012: Court of Appeal Limits Duties to Consult and Accommodate</u>	<u>09/12</u>	9
<u>Brown Fields Redevelopment</u>	<u>05/12</u>	8
<u>Brownfield Regulation (Part 1)</u>	<u>09/17</u>	6
<u>Bylaw Drafting: Avoiding Vague Provisions</u>	<u>09/13</u>	8
<u>Bylaw Drafting: Remember the Interpretation Act</u>	<u>06/13</u>	7
<u>Bylaw Revision</u>	<u>06/15</u>	11
<u>Bylaw Revision and Consolidation</u>	<u>05/17</u>	11
<u>Conflict of Interest Update: Schlenker v. Torgrimson, 2013</u>	<u>05/13</u>	6
<u>Development Moratorium, The</u>	<u>10/18</u>	15
<u>First Nation Consultation</u>	<u>05/11</u>	1
<u>Getting Ready for Autonomous Vehicles</u>	<u>02/18</u>	1
<u>Green Development Fundamentals – Zoning and Impact Studies</u>	<u>03/12</u>	12
<u>Ins and Outs of Reserve Funds</u>	<u>06/16</u>	9
<u>Joint and Several Liability</u>	<u>12/12</u>	9
<u>Limitation Act Amended</u>	<u>09/13</u>	11
<u>Local Governments and the TPP and CETA</u>	<u>02/16</u>	8
<u>Mega Mansions in the ALR</u>	<u>10/18</u>	17
<u>Municipal Directors on Regional Boards</u>	<u>04/14</u>	17
<u>Personal Liability for Unlawful Expenditures</u>	<u>01/15</u>	6
<u>Strategic Litigation against Public Participation: SLAPP Shots</u>	<u>12/11</u>	13

<u>What's the Use? Non-Conformity as to Use Versus Non-Conformity is to Other Regulations</u>	<u>04/11</u>	12
<u>Limitation Act Amended</u>	<u>09/13</u>	11
<u>Limited Partnerships and Their Use by Local Governments</u>	<u>02/16</u>	4
<u>Lions and Tigers and Snakes - Regulating Animals</u>	<u>09/10</u>	5
<u>Lions and Tigers and Snakes - Regulating Animals</u>	<u>12/10</u>	5
<u>Lizotte v Aviva Insurance Company of Canada, 2016 SCC 52 ("Lizotte") and Alberta (Information and Privacy Commissioner) v. University of Calgary, 2016 SCC 53 ("University of Calgary")</u>	<u>05/17</u>	20
<u>Local and First Nation Governments: Safe Drinking Water Bill</u>	<u>05/13</u>	2
<u>Local Government Act Requires Installation of Smoke Alarm to Rental Property</u>	<u>02/16</u>	19
<u>Local Government Election Reform</u>	<u>06/14</u>	5
<u>Local Government Election Wrap Up</u>	<u>03/19</u>	14
<u>Local Government Environmental Assessment – An Important Planning Tool</u>	<u>10/15</u>	7
<u>Local Government: Lessons Learned from the Kinder Morgan Proceedings</u>	<u>10/18</u>	10
<u>Local Government Participation in Administrative Tribunals</u>	<u>06/14</u>	13
<u>Local Governments and the Syrian Refugee Crisis</u>	<u>02/16</u>	10
<u>Local Governments and the TPP and CETA</u>	<u>02/16</u>	8
<u>Local governments and the UN Declaration</u>	<u>9/17</u>	12
<u>Lobbyist Registration for Local Government Affiliates</u>	<u>05/10</u>	11
 M		
<u>Madanijad v. North Vancouver (District), 2015 BCSC 895</u>	<u>06/15</u>	13
<u>Making your Workplace Respectful Can Reduce the Risk of a Constructive Dismissal Claim</u>	<u>06/19</u>	6
<u>Magder v. Ford, 2012</u>	<u>12/12</u>	1
McKeachie, Jessica		
<u>Administrative Search Warrants and Grow-Ops - Bulletin</u>	<u>05/10</u>	1
<u>Always Look a Gift Horse in the Mouth</u>	<u>05/10</u>	6
<u>Lobbyist Registration for Local Government Affiliates</u>	<u>05/10</u>	11
<u>Prince George (City) v. Columbus Hotel Company (1991) Ltd., 2010</u>	<u>05/10</u>	10
<u>Prince George (City) v. Riemer, 2010</u>	<u>05/10</u>	10
<u>Short Snappers</u>	<u>05/10</u>	9
<u>Sierra Club of Canada v. Comox Valley (Regional District), 2010</u>	<u>05/10</u>	9
<u>Stevens v. Capital Regional District, 2010</u>	<u>05/10</u>	9
<u>Whither the Land Reserve?</u>	<u>09/10</u>	9
<u>Whither the Land Reserve?</u>	<u>12/10</u>	9
<u>Medical Marijuana Update</u>	<u>06/15</u>	1
<u>Medical Weed Control</u>	<u>05/10</u>	4
<u>Mega Mansions in the ALR</u>	<u>10/18</u>	17
<u>Metercor Inc. v. Kamloops (City), 2011</u>	<u>05/11</u>	10
Mitchner, Cam		
<u>Batty v. Toronto, 2011</u>	<u>12/11</u>	5
<u>Lawful Nonconformity: Proving Commitment to Use</u>	<u>09/11</u>	11

<u>The Occupy Movement: Use of Public Space</u>	<u>12/11</u>	3
<u>Vancouver v. O’Flynn-Magee, 2011</u>	<u>12/11</u>	6
<u>Vancouver v. Zhang, 2010</u>	<u>12/11</u>	4
<u>Victoria v. Adams, 2009</u>	<u>12/11</u>	4
Moffatt, Carrie		
<u>BC Court of Appeal confirms scope of public hearings does not include scrutiny of business operations</u>	<u>06/15</u>	4
<u>Challenges of the Freeman on the Land Movement to Local Government</u>	<u>01/15</u>	3
<u>City Does Not Have to Prove Property Owners Knew About Drug Lab to Recoup Clean-Up Costs: <i>Abu-Moosa v. City of Mississauga</i>, 2013</u>	<u>06/13</u>	13
<u>Constitutionality of Moorage Zoning Bylaw Challenged: <i>West Kelowna (District) v. Newcombe</i>, 2013</u>	<u>09/13</u>	12
<u>Court Rules Noise Bylaw Vague but Could Be Improved: <i>Salt Spring Island Rod and Gun Club v. Capital Regional District</i>, 2013</u>	<u>09/13</u>	14
<u>Game of Drones</u>	<u>10/15</u>	11
<u>Legal Lens on Using Photos of People</u>	<u>02/16</u>	12
<u>(The) Law of Dealing With Homelessness</u>	<u>11/16</u>	13
<u>Local Government Participation in Administrative Tribunal Hearings</u>	<u>06/14</u>	13
<u>Perils of Public Works on Private Property without Proper Access, The</u>	<u>04/14</u>	9
<u>Receiving Gifts: A Flowchart to Navigate s. 105 of the <i>Community Charter</i></u>	<u>09/14</u>	11
<u>Regulation of Bouncy Castles, (The)</u>	<u>06/16</u>	14
<u>Soil Removal Bylaw Deemed Invalid at BC Court of Appeal: <i>Peachland (District) v. Peachland Self Storage Ltd.</i>, 2013</u>	<u>09/13</u>	15
Moore, Ian		
<u><i>Abbotsford (City) v. Mary Jane’s Glass & Gifts Ltd.</i>, 2017 BCSC 237</u>	<u>05/17</u>	19
<u><i>Canada (Governor General in Council) v. Courtoreille</i>, 2016 FCA 311</u>	<u>05/17</u>	21
<u>Climate Emergency Declarations in BC</u>	<u>06/19</u>	4
<u>Energy Step Code</u>	<u>02/18</u>	15
<u><i>Lizotte v Aviva Insurance Company of Canada</i>, 2016 SCC 52 (“<i>Lizotte</i>”) and <i>Alberta (Information and Privacy Commissioner) v. University of Calgary</i>, 2016 SCC 53 (“<i>University of Calgary</i>”)</u>	<u>05/17</u>	20
<u>Municipal Authority to Regulate and Remove Encroachments from Road Allowances</u>	<u>06/16</u>	3
<u>Municipal Authority to Enter Private Property: <i>Gemex Developments Corp. v. Coquitlam (City)</i> 2010</u>	<u>04/11</u>	14
<u>Municipal Liability: <i>Biskey v. Chatham-Kent (Municipality)</i>, 2012</u>	<u>05/13</u>	9
<u>Municipal Liability: <i>Lennox v. New Westminster (City)</i>, 2012</u>	<u>05/12</u>	15
<u>Municipal Liability for Nuisance: <i>Susan Heyes Inc. dba Hazel & Co. v. South Coast British Columbia Transportation Authority et al.</i> (B.C.) (Civil) (By Leave) (34224) - Bulletin</u>	<u>10/11</u>	1
<u>Municipal Liability for Nuisance: <i>Susan Heyes Inc. dba Hazel & Co. v. South Coast British Columbia Transportation Authority et al.</i> (B.C.) (Civil) (By Leave) (34224)</u>	<u>12/11</u>	15
<u>Municipal Remediation: <i>Prince George (City) v. Columbus Hotel Company (1991) Ltd.</i>, 2011</u>	<u>05/11</u>	7

<u>Municipal Remediation: <i>Prince George (City) v. Columbus Hotel Company (1991) Ltd., 2010</i></u>	<u>05/10</u>	10
<u>Municipal Subsidiary Corporations: Pros and Cons</u>	<u>05/13</u>	4
<u>Municipalities Making their Marks: Official Marks and their Armorial Bearings</u>	<u>09/13</u>	5
<u>Municipalities Recovering as Third Parties under Insurance Policies: <i>Kelowna (City) v. Axa Pacific Insurance Company 2010</i></u>	<u>12/10</u>	11
Murdy, Chris		
<u>What is a meeting and why does it matter?</u>	<u>06/19</u>	15
N	<u>05/12</u>	14
<u><i>Neskonlith Indian Band v. Salmon Arm (City), 2012</i></u>		
<u>The New Limitation Act</u>	<u>05/12</u>	4
<u>The New Medical Marihuana Regime</u>	<u>09/13</u>	1
<u>New Uniform Building Code: Changes to Local Government Authority to Set Standards</u>	<u>09/14</u>	10
<u><i>North Cowichan (District) v. Bradshaw, 2013</i></u>	<u>06/14</u>	18
<u>Nuisance and Statutory Authority: the Canada Line Decision</u>	<u>04/11</u>	5
O		
<u>Obligations upon Local Governments-Bullying and Harassment of Employees</u>	<u>09/13</u>	3
<u>The Occupy Movement: Use of Public Space</u>	<u>12/11</u>	3
<u>OCP Adherence: <i>Residents & Ratepayers of Central Saanich Society v. Central Saanich (District), 2011</i></u>	<u>05/11</u>	8
<u>OCP Amendments: <i>Kuciuk v. Sechelt (District), 2013</i></u>	<u>06/13</u>	10
<u>OCP Interpretation: <i>0742848 B.C. Ltd. v. Squamish (District), 2011</i></u>	<u>09/11</u>	14
<u>OCP Procedures: <i>Virdis v. North Vancouver (City), 2010</i></u>	<u>12/10</u>	12
<u><i>Okanagan Indian Band v. Canadian National Railway Company, 2015 BCSC 1365</i></u>	<u>10/15</u>	14
<u><i>Orchiston v. Formosa</i></u>	<u>06/14</u>	14
<u><i>Order F12-05, City of Fort St. John, 2012</i></u>	<u>03/12</u>	16
P		
<u><i>Paldi Khalsa Diwan Society v. Cowichan Valley (Regional District), 2014</i></u>	<u>09/14</u>	14
<u>Partnering for Economic Development</u>	<u>09/14</u>	4
<u><i>Peachland (District) v. Peachland Self Storage, 2012</i></u>	<u>05/13</u>	8
<u><i>Peachland (District) v. Peachland Self Storage Ltd., 2013</i></u>	<u>09/13</u>	15
Parcells, Lindsay		
<u>Addition to Reserve Process for Indigenous Peoples, The Auditor General for Local Government Act</u>	<u>06/19</u>	8
<u>(The) BC Water Sustainability Act and Local Governments</u>	<u>03/12</u>	1
<u>Defamation Lawsuits By Municipal Governments in Canada</u>	<u>11/16</u>	7
<u>Duty to Reject Non-Compliant Tenders and When Does it Arise?</u>	<u>09/11</u>	4
<u>Honesty Really is the Best Policy -The Supreme Court of Canada's decision in</u>	<u>06/14</u>	7
	<u>01/15</u>	8

<i>Bhasin v. Hrynew</i>		
<u>Housing Agreements – Best Practices</u>	<u>09/17</u>	1
<u>Increasing Use of Air Space Parcels (To Infinity and Beyond)</u>	<u>05/12</u>	5
<u>Legal Challenges to Panhandling Laws</u>	<u>12/11</u>	7
<u>Limited Partnerships and Their Use by Local Governments</u>	<u>02/16</u>	4
<u>Municipal Authority to Regulate and Remove Encroachments from Road Allowances</u>	<u>06/16</u>	3
<u>Municipal Subsidiary Corporations: Pros and Cons</u>	<u>05/13</u>	4
<u>Municipalities Making their Marks: Official Marks and their Armorial Bearings</u>	<u>09/13</u>	5
<u>Partnering for Economic Development</u>	<u>09/14</u>	4
<u>Permissive Tax Exemptions</u>	<u>09/12</u>	6
<u>Post AIT: CFTA and NWPTA Impacts on Municipalities</u>	<u>02/18</u>	11
<u>Property Disposal 101</u>	<u>04/14</u>	5
<u>Public Private Partnerships - Promise and Precaution</u>	<u>12/12</u>	5
<u>Remedial action requirements – best practices</u>	<u>10/18</u>	3
<u>Security for Works and Services</u>	<u>05/17</u>	4
<u>Sitting on the Dock of the Bay, Watching the Bylaws Roll Away</u>	<u>10/15</u>	3
<u>Statutory Limits on Farming Bylaws</u>	<u>06/15</u>	6
<u>Statutory Rights of Way – Best Practices</u>	<u>03/19</u>	10
<u>Unlawful Assistance to a Business: a Primer</u>	<u>06/13</u>	1
<u>Parties Permitted at Heritage Park: Sudbury v. Delta</u>	<u>01/15</u>	17
<u>Pending Revisions to ATR Policy</u>	<u>04/14</u>	12
<u>Perils of Public Works under Private Property without Proper Access, The</u>	<u>04/14</u>	9
<u>Personal Information: Does Information About Property Count?</u>	<u>06/16</u>	8
<u>Permissive Tax Exemptions</u>	<u>09/12</u>	6
<u>Personal Emails and FOI</u>	<u>04/14</u>	2
<u>Personal Liability for Unlawful Expenditures</u>	<u>01/15</u>	6
<u>Petterson v. Prince George, 2014</u>	<u>06/14</u>	15
Phillips, Robin		
<u>Care and Handling of Petitions</u>	<u>05/17</u>	3
<u>Defamation Lawsuits By Municipal Governments in Canada</u>	<u>9/17</u>	15
<u>Expropriating Contaminated Sites</u>	<u>03/19</u>	20
<u>Balancing act: freedom of religion includes freedom from religion</u>	<u>10/18</u>	13
<u>SLAPP suits: Taseko, WCWC and potential legislation</u>	<u>02/18</u>	9
<u>Police Act amendments on specialized policing</u>	<u>06/15</u>	14
<u>Post AIT: CFTA and NWPTA Impacts on Municipalities</u>	<u>02/18</u>	11
<u>Potable Water: Dealing With Your Health Authority</u>	<u>09/13</u>	9
Price, Anthony		
<u>Adam v. Insurance Corporation, 2018 BCCA 482</u>	<u>03/19</u>	3
<u>Water versus Rail: a tale of a crossing</u>	<u>06/19</u>	14
<u>Prince George (City) v. Columbus Hotel Company (1991) Ltd., 2010</u>	<u>05/10</u>	10
<u>Prince George (City) v. Columbus Hotel Company (1991) Ltd., 2011</u>	<u>05/11</u>	7
<u>Prince George (City) v. Riemer, 2010</u>	<u>05/10</u>	10
<u>Privacy Protection: Information Privacy Complaint, 2011</u>	<u>12/11</u>	16
<u>Privilege and Confidentiality: Keeping Information Protected</u>	<u>10/15</u>	5

<u>“Promised” Permits: Fettering Discretion Issues</u>	<u>06/13</u>	9
<u>Prohibitory Bylaw: <i>Dollard-des-Ormeaux (City) v. Sasson</i>, 2011</u>	<u>05/11</u>	9
<u>Probationary Employment Matters</u>	<u>11/16</u>	1
<u>Property Disposal 101</u>	<u>04/14</u>	5
<u>Property Tax Exemption to Independent Schools</u>	<u>02/16</u>	19
<u>Property Tax Reasonableness: <i>Catalyst Paper Corporation v. North Cowichan (District)</i>, 2012</u>	<u>03/12</u>	15
<u>Prostitution: <i>Canada (Attorney General) v. Bedford</i>, 2012</u>	<u>05/12</u>	14
<u><i>Pruden v. Gagnon</i>, 2015 BCSC 2029</u>	<u>02/16</u>	18
<u>Public Private Partnerships - Promise and Precaution</u>	<u>12/12</u>	5
<u>Putting Climate Change into Consumers’ Hands: Municipal Authority to Impose Gas Pump Labelling Requirements</u>	<u>10/15</u>	9

Q

<u><i>Quebec (Attorney General) v. Lacombe</i> <i>Quebec (Attorney General) v. Canadian Owners and Pilots Association</i> 2010</u>	<u>12/10</u>	13
--	------------------------------	----

R

<u><i>R. v. Shaw</i>, 2010</u>	<u>12/10</u>	14
<u><i>R. v. Skakun</i>, 2014</u>	<u>09/14</u>	16
<u>Railway Crossing Agreements – Cost Apportionment</u>	<u>03/19</u>	8
<u>Real Court Drama of Shawinigan Lake, The</u>	<u>05/17</u>	1
<u>Recent Cases of Interest</u>	<u>06/19</u>	17
<u>Recent Changes re: Policy v. Operational Decisions</u>	<u>06/13</u>	6
<u>Recent Defamation Case Law of Note for Local Governments</u>	<u>03/12</u>	8
<u>Receiving Gifts: A Flowchart to Navigate s. 105 of the <i>Community Charter</i></u>	<u>09/14</u>	11
<u>Regulation of Bouncy Castles, (The)</u>	<u>06/16</u>	14
<u>Remedial action requirements – best practices</u>	<u>10/18</u>	3
<u>Retreat! An Update on Workshops, Shirtsleeve Sessions, and Other ‘Meetings’</u>	<u>09/10</u>	1
<u>Retreat! An Update on Workshops, Shirtsleeve Sessions, and Other ‘Meetings’</u>	<u>12/10</u>	1
<u>Retroactive Justification for Seizure: <i>Prince George (City) v. Riemer</i>, 2010</u>	<u>05/10</u>	10
Rivkin, Olga		
<u>First Nation Consultation: Where We Are At</u>	<u>09/17</u>	14
<u>Groundwater licensing transition has been extended to 2022</u>	<u>03/19</u>	11
<u>Preventing Water Wars in Times of Drought</u>	<u>02/18</u>	18
<u>Real Court Drama of Shawinigan Lake, The</u>	<u>05/17</u>	1
<u>Those who don’t take risks don’t have ocean views: the duty to warn</u>	<u>10/18</u>	1
<u><i>Rogers Communications Inc. v. Chateauguay (City)</i>, 2016 SCC 23</u>	<u>06/16</u>	15
<u>Role of Discount Rate in Infrastructure Decisions</u>	<u>06/15</u>	8
Ross, Stuart		
<u>The Bitter Truth About Lemonade</u>	<u>09/10</u>	3
<u><i>Gemex Developments Corp. v. Coquitlam (City)</i> 2010</u>	<u>04/11</u>	14
<u>Itinerant Girl Guide Cookie Vendors: Business License Exemptions</u>	<u>12/10</u>	3

<u>Keeping Good Form: amendments to Letters of Assurance under the BC Building Code</u>	<u>04/11</u>	11
<u>Take a Hike: Limiting Liability on Recreational Trails</u>	<u>04/11</u>	10
 S		
<u>Sahota v. Vancouver (City), 2010</u>	<u>12/10</u>	14
<u>Saini v. Grand Forks (City), 2011</u>	<u>05/11</u>	7
<u>Salt Spring Island Local Trust Committee v. Guinness, 2010</u>	<u>12/10</u>	12
<u>Salt Spring Island Local Trust Committee v. West Coast Vacations Inc., 2012</u>	<u>12/12</u>	12
<u>Salt Spring Island Rod and Gun Club v. Capital Regional District, 2013</u>	<u>09/13</u>	14
<u>Schlenker v. Torgrimson, 2012</u>	<u>05/12</u>	16
<u>Search Warrants: Arkinstall v. City of Surrey, 2010 - Bulletin</u>	<u>05/10</u>	1
<u>Securing Social Licence & First Nations Support – The Case of Site C</u>	<u>01/15</u>	12
<u>Security for Works and Services</u>	<u>05/17</u>	4
<u>Seizure of animals by Burnaby lawful, but SPCA liable for defamation: Simans v. Burnaby, 2014</u>	<u>01/15</u>	20
<u>Sewer Reg Relaxative: Potty Talk on the New Private Sewer Regulations</u>	<u>09/10</u>	9
<u>Sewer Reg Relaxative: Potty Talk on the New Private Sewer Regulations</u>	<u>12/10</u>	8
<u>Service Provision to First Nations: The Duty to Continue Providing a Service</u>	<u>06/16</u>	7
<u>Short Snappers</u>	<u>05/10</u>	9
<u>Sierra Club of Canada v. Comox Valley (Regional District), 2010</u>	<u>05/10</u>	9
Singh, Jagmohan		
<u>British Columbia Transit Act</u>	<u>02/16</u>	19
<u>Charities' Limited Partnership Holdings</u>	<u>02/16</u>	18
<u>Information on New Societies Act Now Available on BC Registry Services Website</u>	<u>02/16</u>	18
<u>Local Government Act Requires Installation of Smoke Alarm to Rental Property</u>	<u>02/16</u>	19
<u>Property Tax Exemption to Independent Schools</u>	<u>02/16</u>	19
<u>Sitting on the Dock of the Bay, Watching the Bylaws Roll Away</u>	<u>10/15</u>	3
<u>SLAPP suits: Taseko, WCWC and potential legislation</u>	<u>02/18</u>	9
<u>Smith v. Regional District of Central Okanagan, 2013</u>	<u>04/14</u>	15
<u>Society of Fort Langley Residents for Sustainable Development v. Langley (Township), 2013</u>	<u>04/14</u>	16
<u>Soil Removal Bylaw Deemed Invalid at BC Court of Appeal: Peachland (District) v. Peachland Self Storage Ltd., 2013</u>	<u>09/13</u>	15
<u>Solicitor-Client Privilege: Order F12-05, City of Fort St. John, 2012</u>	<u>03/12</u>	16
<u>Something in the Water: Local Governments and Drinking Water Liability</u>	<u>09/14</u>	12
<u>Special Costs for Pre-Litigation Conduct</u>	<u>02/18</u>	17
Sroka, Robert		
<u>British Columbia/Yukon Association of Drug War Survivors v. Abbotsford (City), 2015 BCCA 142</u>	<u>06/15</u>	12
<u>Burnaby (City) v. Trans Mountain Pipeline ULC, 2015 BCCA 78</u>	<u>06/15</u>	14
<u>Building Act Update</u>	<u>06/16</u>	16

<u>Conflict of Interest Exceptions Regulation, BC Reg 91/2016</u>	<u>06/16</u>	16
<u>Madanijad v. North Vancouver (District), 2015 BCSC 895</u>	<u>06/15</u>	13
<u>Okanagan Indian Band v. Canadian National Railway Company, 2015 BCSC 1365</u>	<u>10/15</u>	15
<u>Pruden v. Gagnon, 2015 BCSC 2029</u>	<u>02/16</u>	18
<u>Rogers Communications Inc. v. Chateauguay (City), 2016 SCC 23</u>	<u>06/16</u>	15
<u>Tappay v. City of North Vancouver, 2015 BCHRT 179</u>	<u>02/16</u>	18
<u>The City of Calgary v. Trevor Arthur John Gold et al., 2015 ABQB</u>	<u>02/16</u>	17
<u>Thompson-Nicola Regional District v. 0751548 BC Ltd., 2015 BCSC 1205</u>	<u>10/15</u>	14
<u>Thompson v. Corp. of the District of Saanich, 2015 BCSC 1750</u>	<u>02/16</u>	17
<u>True Construction Ltd v. Kamloops (City), 2015 BCSC 1059</u>	<u>10/15</u>	13
<u>Statutory Rights of Way – Best Practices</u>	<u>03/19</u>	10
<u>Stevens v. Capital Regional District, 2010</u>	<u>05/10</u>	9
Stokes, Lynda		
<u>Railway Crossing Agreements – Cost Apportionment</u>	<u>03/19</u>	8
<u>Strategic Litigation against Public Participation: SLAPP Shots</u>	<u>12/11</u>	13
<u>Statutory Limits on Farming Bylaws</u>	<u>06/15</u>	6
<u>Structures for Political Expression: Vancouver (City) v. Zhang, 2010</u>	<u>04/11</u>	15
<u>Suman v. Invermere, 2013</u>	<u>04/14</u>	12
<u>Supreme Court of Canada Refuses to Hear Susan Heyes Appeal – Bulletin</u>	<u>10/11</u>	1
<u>Susan Heyes Inc. dba Hazel & Co. v. South Coast British Columbia Transportation Authority et al. (B.C.) (Civil) (By Leave) (34224) - Bulletin</u>	<u>10/11</u>	1
<u>Susan Heyes Inc. dba Hazel & Co. v. South Coast British Columbia Transportation Authority et al. (B.C.) (Civil) (By Leave) (34224)</u>	<u>12/11</u>	15
 T		
<u>Take a Hike: Limiting Liability on Recreational Trails</u>	<u>04/11</u>	10
<u>Tax Sale Troubleshooting</u>	<u>09/17</u>	4
<u>Tappay v. City of North Vancouver, 2015 BCHRT 179</u>	<u>02/16</u>	18
<u>Telecommunications Bylaw: Canada Wireless Telecommunications v. Nanaimo (City), 2012</u>	<u>09/12</u>	11
<u>The City of Calgary v. Trevor Arthur John Gold et al., 2015 ABQB</u>	<u>02/16</u>	17
<u>Thompson-Nicola Regional District v. 0751548 BC Ltd., 2015 BCSC 1205</u>	<u>10/15</u>	14
<u>Thompson v. Corp. of the District of Saanich, 2015 BCSC 1750</u>	<u>02/16</u>	17
<u>Those who don't take risks don't have ocean views: the duty to warn</u>	<u>10/18</u>	1
<u>To Disclose or Not to Disclose</u>	<u>09/11</u>	1
<u>To Zone or Not to Zone: Fighting Puff and Other Dragons</u>	<u>04/11</u>	7
<u>Trans Mountain Pipeline Ruling</u>	<u>10/18</u>	14
<u>True Construction Ltd. v. Kamloops (City), 2015 BCSC 1059</u>	<u>10/15</u>	13
Trylinski, Susan		
<u>Burden of Proof in Assessment Hearings</u>	<u>05/17</u>	13
<u>Lessons Learned from the Fort McMurray Fire</u>	<u>11/16</u>	21
<u>Tsilhqot'in Nation v. British Columbia</u>	<u>09/14</u>	1
<u>Tuchenhagen v. Mondaux, 2011</u>	<u>12/11</u>	17

U

Unlawful Assistance to a Business: a Primer	06/13	1
Update on Cannabis Production in the ALR	06/19	13
Use of Video Surveillance by Local Governments	01/15	15

V

Vallance, Rachel

Air BnB Regulations	06/16	1
The <i>Building Act</i>: Implications for Local Government	06/15	3
Compagna v. Nanaimo, 2016 BCSC 1045	11/16	20
Court considers adequacy of notice of public hearing: <i>Outdoor Recreation Council of British Columbia v. Chilliwack</i>	01/15	19
Dealing with Dangerous Dogs	05/17	7
Dispensary Society, 2016 BCSC 1566	11/16	18
Election Readiness: BC 2018	02/18	8
Encroachments on Local Government Property: <i>District of West Vancouver v. Liu, 2014</i>	09/14	17
Funding Impacts of Major Projects	02/16	15
Kazemi v. North Vancouver (City), 2016 BCSC 1240	11/16	19
Local Government Election Wrap Up	03/19	14
Local Governments and the Syrian Refugee Crisis	02/16	10
Municipal Councillors and the Disclosure of Personal Information: <i>R v. Skakun, 2014</i>	09/14	16
Parties Permitted at Heritage Park: <i>Sudbury v. Delta</i>	01/15	17
Permitted Uses under Zoning Bylaws: <i>Paldi Khalsa Diwan Society v. Cowichan Valley (Regional District), 2014</i>	09/14	14
Putting Climate Change into Consumers' Hands: Municipal Authority to Impose Gas Pump Labelling Requirements	10/15	9
Seizure of animals by Burnaby lawful, but SPCA liable for defamation: <i>Simans v. Burnaby, 2014</i>	01/15	20
Tax Sale Troubleshooting	09/17	4

Van den Dolder, Lisa

Canada (Attorney General) v. Bedford, 2012	05/12	14
Canada Wireless Telecommunications v. Nanaimo (City), 2012	09/12	11
Greater Vancouver Regional District v. British Columbia (Attorney General), 2011	09/11	14
Green Mountain Holdings Ltd. v. Merritt (City), 2011	12/11	16
International Bio Research v. Richmond (City), 2011	05/11	9
Lennox v. New Westminster (City), 2012	05/12	15
Neskonlith Indian Band v. Salmon Arm (City), 2012	05/12	14
Residents & Ratepayers of Central Saanich Society v. Central Saanich (District) 2011	05/11	8

<u>Schlenker v. Torgrimson, 2012</u>	<u>05/12</u>	16
<u>Tuchenhagen v. Mondaux, 2011</u>	<u>12/11</u>	17
<u>0742848 B.C. Ltd. v. Squamish (District), 2011</u>	<u>09/11</u>	14
<u>Vancouver (City) v. Zhang, 2010</u>	<u>04/11</u>	15
<u>Vancouver v. O’Flynn-Magee, 2011</u>	<u>12/11</u>	6
<u>Vancouver v. Zhang, 2010</u>	<u>12/11</u>	4
<u>Victoria v. Adams, 2009</u>	<u>12/11</u>	4
<u>Viridis v. North Vancouver (City), 2010</u>	<u>12/10</u>	12
Voell, Matt		
<u>Antrim Truck Centre Ltd. V. Ontario (Transportation), 2011</u>	<u>03/12</u>	16
<u>Antrim Truck Centre Ltd. v. Ontario (Transportation), 2013</u>	<u>05/13</u>	8
<u>Avoiding a Standoff: Regulating Within the Spheres of Concurrent Authority</u>	<u>09/12</u>	5
<u>Balmoral Developments Hilda Inc. v. Corporation of the City of Orillia, 2012</u>	<u>12/12</u>	12
<u>Baziuk v. Shelley, 2012</u>	<u>03/12</u>	15
<u>Biskey v. Chatham-Kent (Municipality), 2012</u>	<u>05/13</u>	9
<u>Canada Wireless Telecommunications v. Nanaimo (City), 2012</u>	<u>09/12</u>	11
<u>Catalyst Paper Corporation v. North Cowichan (District), 2012</u>	<u>03/12</u>	15
<u>Doggie went A Courtin’, A</u>	<u>03/19</u>	12
<u>Eng v. Toronto (City), 2012</u>	<u>12/12</u>	11
<u>Health Care Costs Recovery Act</u>	<u>05/12</u>	11
<u>Order F12-05, City of Fort St. John, 2012</u>	<u>03/12</u>	16
<u>Peachland (District) v. Peachland Self Storage, 2012</u>	<u>05/13</u>	8
<u>Potable Water: Dealing With Your Health Authority</u>	<u>09/13</u>	9
<u>Recent Changes re: Policy v. Operational Decisions</u>	<u>06/13</u>	6
<u>Salt Spring Island Local Trust Committee v. West Coast Vacations Inc., 2012</u>	<u>12/12</u>	12
<u>Walking the Line: Waiver of Solicitor Client Privilege</u>	<u>05/12</u>	1
W		
<u>Walking the Line: Waiver of Solicitor Client Privilege</u>	<u>05/12</u>	1
<u>Water versus Rail: a tale of a crossing</u>	<u>06/19</u>	14
<u>West Kelowna (District) v. Newcombe, 2013</u>	<u>09/13</u>	12
<u>West Vancouver (District) v. Liu, 2014</u>	<u>09/14</u>	17
<u>What is a meeting and why does it matter?</u>	<u>06/19</u>	15
<u>What’s the Use? Non-Conformity as to Use Versus Non-Conformity is to Other Regulations</u>	<u>04/11</u>	12
<u>When is a Minimum Fine not a Minimum Fine?</u>	<u>09/17</u>	8
<u>Whither the Land Reserve?</u>	<u>09/10</u>	9
<u>Whither the Land Reserve?</u>	<u>12/10</u>	9
X		
Y		
<u>Yanke v. Salmon Arm (City), 2010</u>	<u>12/10</u>	10

<u>Yanke v. Salmon Arm (City), 2011</u>	<u>09/11</u>	13
Yardley, James		
<u>Back to Normal: Wu v. Vancouver Reversed on Appeal</u>	<u>03/19</u>	1
<u>End of Correctness? New Directions Mullied for Judicial Review, The</u>	<u>10/18</u>	6
Z		
<u>Zoning Bylaw: Balmoral Developments Hilda Inc. v. Corporation of the City of Orillia, 2012</u>	<u>12/12</u>	12
#		
<u>0731989 BC Ltd. v. District of Hope, 2013</u>	<u>06/14</u>	19
<u>0742848 B.C. Ltd. v. Squamish (District), 2011</u>	<u>09/11</u>	14
<u>452195 BC Ltd. v. Abbotsford (City), 2013</u>	<u>04/14</u>	16
<u>50 Ways to Lose Your Bylaw</u>	<u>10/15</u>	6

Lidstone & Company

Rob Botterell focuses on major project negotiations for local governments (such as in relation to pipelines, LNG, dams and reservoirs, mines, oil and gas, and similar matters). He also deals with law drafting as well as local government matters in relation to aboriginal and resource law. Rob also advocates on behalf of local governments. Rob led a team that put together the Freedom of Information and Protection of Privacy legislation and advised on the Personal Property Security Act and others. He negotiated the key provisions of the Maa-nulth Treaty for Huu-ay-aht, has drafted over 500 pages of laws, and has negotiated with all levels of government and industry on major projects. He was a Trustee of the Islands Trust and in 2012 chaired a panel at the UBCM annual convention on "Voting on the Internet". Rob has an LL.B. from UVic and MBA from UBC, and is a Fellow of Institute of Canadian Bankers after having been the TD Bank Regional Comptroller in the 1980's. Rob has practiced law in British Columbia for 20 years.

Colleen Burke studied municipal and land use planning law while attending UBC Law School and has been working with local governments in British Columbia since her articling days. Called to the Bar in 2000, she has practised law as in-house counsel and as an associate with Murdy & McAllister. Colleen regularly provides advice on local government power within the context of constitutional law as well as common law and legislation, with a particular focus on information and privacy, Charter rights, and regulation involving federal, provincial, aboriginal and local government bodies. She prepares bylaws dealing with fire, building, water and sewer services, marine and riparian areas, agriculture, animals, traffic, parks, cemeteries, business licensing, environmental protection, nuisance, fees, taxation, ticketing, council, delegation and meeting procedures. She also drafts agreements for occupation and services.

Colleen is a member and past Chair of the Municipal Section of the Canadian Bar Association (B.C. Branch) and is also a member of the Association's Aboriginal, Environmental and Information and Privacy Sections. For many years, Colleen taught at Capilano University as a guest lecturer on the subject of "Municipal Dealings in Property" to students of Public Administration 203.

Andrew Carricato advises and advocates for clients on a wide range of workplace law issues in both unionized and non-unionized environments. He advises clients on recruitment, discipline, terminations, attendance and disability management, accommodations, workplace investigations, human rights, freedom of information and privacy matters, as well as labour relations, the interpretation of collective agreements and grievance arbitrations. Andrew also helps clients navigate various local government issues and litigation processes, including at the courts, labour arbitrations, the human rights tribunal and other administrative tribunals.

Rebecca Coad joined Lidstone & Company in 2018, after practicing in commercial litigation at a national firm since her call in 2015. Rebecca has a broad background in litigation, including constitutional and environmental issues, and has appeared in all levels of court in British Columbia. She has also represented clients in arbitrations and regulatory proceedings. Rebecca advises local governments on a wide range of matters including municipal contracts, property disputes, governance, and regulatory matters. With her background in politics, Rebecca understands both the legal and practical issues facing local governments and works with clients to achieve the best results.

Marisa Cruickshank advises local governments in relation to a variety of matters, with an emphasis on constitutional, administrative and environmental law issues. Marisa completed her law degree at the University of Victoria. She was awarded five major scholarships and academic awards. She also served as a judicial law clerk in the British Columbia Court of Appeal.

Sara Dubinsky is a graduate of the University of Victoria Faculty of Law. Sara summered with a boutique litigation firm in Vancouver and appeared at the Braidwood Commissions of Inquiry on behalf of the British Columbia Civil Liberties Association, where she articulated. Sara is a litigation lawyer and handles bylaw enforcement matters. She also provides legal opinions on a wide variety of issues, and is the go-to person in our firm for conflict of interest opinions. Sara received three awards in law school for her performance in the Wilson Moot Competition.

Alison Espetveidt is a municipal lawyer licenced in Alberta and British Columbia. She advises and advocates for clients on a wide range of municipal law issues, including land use planning and development, real estate, expropriation, governance and enforcement. Alison's interest in municipal issues began when she worked in the aldermanic office at the City of Calgary. She has appeared as an advocate before many different bodies in Alberta. She has experience with administrative tribunals such as subdivision and development appeal boards, assessment review boards, the Land Compensation Board, the Alberta Utilities Commission and the Environmental Appeals Board. She has also appeared in the Provincial Court of Alberta, the Court of Queen's Bench (Alberta) and the Alberta Court of Appeal. In addition to private practice, Alison has worked in-house for municipalities and businesses. She understands the complexities of the issues facing her clients. In her practice, she aims to provide practical solutions to immediate problems and to identify opportunities to develop best practices. Alison works hard to understand her clients' goals and priorities.

Paul Hildebrand is Associate Counsel at Lidstone & Company. Paul is the head of the law firm's Litigation Department. He won the Gold Medal in law at the University of British Columbia in 1980. Paul has a Doctorate in Economics in addition to his Law Degree and Master of Science degree in mathematics. For nearly 29 years, Paul Hildebrand has practiced law in the area of complex litigation, including a 12 year stint with McAlpine & Company, one of the leading complex litigation firms in Canada. Paul is responsible for the conduct of our local government clients' litigation matters, including defense of claims, insurance matters, suing other parties, injunctions, appeals, and other litigation related matters. He also has expertise in regard to arbitration, mediation and conciliation. He has done securities work, including financings for public and private companies, and real estate transactions.

Don Lidstone Q.C. practices generally in the area of local government law. His municipal law focus is in the areas of governance, finance and taxation, land use and development, environmental law, aboriginal law and bylaw/legislative drafting. Invited to speak regularly at conferences, symposia and SPRING 2017 Edition Lidstone & Company {00407617; 1 } 23 universities, he has chaired the Sustainable Region Initiative (Governance and Finance), Liquid Waste Expert Review Panel, Fire Services Review Panel, Whistler Waste Blue Ribbon Panel, and the Municipal Law Section of the British Columbia Branch of the Canadian Bar Association. Don has published numerous papers and manuals and consulted on the development of the Community Charter and other municipal statutes in a number of provinces. He was designated Queen's Counsel in 2008.

Michael McAllister is Senior Counsel. He has practised law exclusively on local government matters since 1988. Michael was born in Nelson, B.C. and is a lifelong British Columbia resident. Michael attended the University of British Columbia where he received a Bachelor of Social Work in 1977 and his Bachelor of Law Degree in 1987. After articling with Davis & Company and being called to the Bar in British Columbia in 1988, he joined Murdy & McAllister. Michael's practice has evolved over his many years at Murdy & McAllister. Over the past decade, Michael's practice has narrowed to working exclusively on solicitor matters, focusing on general advice to local government and complex land development. Michael is also active in the Municipal Law Section of the Canadian Bar Association.

Ian Moore practices broadly in the areas of local government and public interest environmental law. He advises local governments on a variety of matters, including: environmental sustainability and climate change, land use planning, contracts, liability, governance, and reconciliation with Indigenous peoples. Ian was called to the bar in September 2017 after completing his articles with the firm. He is licensed to practice in both Alberta and BC. Prior to joining the firm, Ian spent a decade being involved in a variety of community and public policy initiatives, including helping develop Edmonton's climate change and food strategies; co-founding the student legal newspaper, *Juris Diction*; and running the University of Alberta Students' Union's sustainability office.

Christopher Murdy has practised law exclusively on behalf of local government since 1984. Chris is a lifelong resident of B.C. and attended the University of British Columbia where he received a Bachelor of Commerce Degree and then his Bachelor of Laws Degree. After articling and being called to the Bar in British Columbia in 1983, he attended the University of Oxford where he received a Graduate Degree in Law. Chris has a mixed practice of solicitor's and barrister's work, advising on all areas of municipal law and in particular has provided advice and acted as counsel in matters involving conflict of interest, public-private partnerships, complex developments, bylaw challenges and subdivision appeals. He has appeared in all levels of Court in Canada, including the Supreme Court of Canada on

behalf of local government clients. Chris is also active in the Canadian Bar Association, the Municipal Law Section of the Canadian Bar Association and with the Continuing Legal Education Society of British Columbia as a speaker in courses involving municipal and real estate law issues.

Lindsay Parcels practices municipal law with a particular interest in land use, real property, corporate, commercial, mediation and environmental matters. Lindsay has 20 years of legal experience. He was called to the Alberta bar in 1992 and the British Columbia bar in 1995. Lindsay completed a Master's degree in Municipal Law from Osgoode Hall Law School in 2009 and a combined Bachelors of Laws and Masters of Business Administration degree from Dalhousie University in 1991. Before attending Law School, he served for one year as a legislative intern at the Alberta Provincial Legislature. Lindsay is currently Co- Chair of the Municipal Law Section of the BC Branch of the Canadian Bar Association.

Anthony Price was born and raised in the beautiful Bulkley Valley in northern British Columbia. Since 2010, his practice has focused exclusively on providing advice and representation to local governments in civil litigation, judicial review and regulatory law proceedings, with an emphasis on bylaw enforcement through injunctions, civil litigation defence, expropriations, and human rights complaints. Anthony has appeared at all levels of court in British Columbia and the Supreme Court of Canada and has also served as a Judicial Law Clerk at the Supreme Court of British Columbia in 2006/2007.

Olga Rivkin, a former partner in the local government department of a national law firm, has joined Lidstone & Company as a senior associate lawyer. She advises municipalities and regional districts on a variety of topics, including aboriginal law, land development, subdivision, real estate, highways, remediation, water, infrastructure, governance and operations. Olga has represented local governments across British Columbia in numerous negotiations, drafted a variety of agreements and assisted with project management.

Robert Sroka provides legal opinions and drafts agreements on all local government matters with an active interest in land use planning and real estate development. Robert came to Lidstone & Company from The City of Calgary Law Department, where he served as a bylaw prosecutor, drafted real estate transactions, and advised on planning issues. Robert obtained his JD from The University of British Columbia and spent two summers as an Ottawa intern in the offices of federal cabinet ministers. He is currently a LLM Candidate at the University of Calgary, where his work on urban brownfield redevelopment financing has been presented at several law conferences.

Lynda Stokes' practice consists predominantly of solicitor and advisory work with an emphasis on real property, land use regulation and development, municipal services and environmental issues. Since 2014, she has served on the executive of the Municipal Law Subsection of the BC Branch of the Canadian Bar Association. She also serves on the board of the Vancouver East Cultural Centre (the "Cultch") and is a past board member of the Public Dreams Society and MovEnt, a contemporary, Vancouver-based dance organization. Lynda joined Lidstone and Company as part of its merger with Murdy & McAllister. She began practising at Murdy & McAllister in 2011 after spending five years as in-house legal counsel with the Metro Vancouver Regional District. Before working at Metro Vancouver, Lynda spent several years with the federal Department of Justice where she provided advice on a range of First Nations' matters to the Specific Claims Branch of Indigenous and Northern Affairs Canada. She began her career articling and working in private practice with large corporate law firms, first in Edmonton and then in Vancouver. Lynda was called to the Bar in Alberta in 1999 and in British Columbia in 2000.

Rachel Vallance provides legal opinions, agreements and bylaws on all local government matters. She completed her law degree at the University of Victoria, where she participated in the law co-op program. Rachel has worked at the Ontario Securities Commission in Toronto, the Ministry of Justice in Victoria, Chimo Community Services in Richmond, and Chandler & Thong-Ek, a business law firm with offices in Thailand and Myanmar. During law school, Rachel received awards both for academic performance and involvement in student affairs. Prior to her law degree, Rachel completed an Honours BSc in Psychology and Ethics, Society & Law at the University of Toronto.

Matthew Voell acts for local government clients on a wide variety of civil and commercial matters, including disputes involving breaches of contracts and agreements, real estate development and insurance defence. Matthew also provides litigation services for clients on a wide variety of public and administrative law matters, including judicial review of administrative decisions and bylaw enforcement. Matthew has represented clients at all levels of Court in British Columbia, as well as before numerous administrative tribunals, including the BC Human Rights Tribunal, the Office of Information and Privacy Commissioner, and BC Assessment. Matthew also sits on the BC Cancer and Providence Health Care Research Ethics Boards.

James Yardley's practice mainly involves litigation and dispute resolution, although he also provides advice on a broad variety of local government matters. James has practised law involving local governments since his call to the Bar in 1991. He was born and raised in Prince George, has a law degree from the University of Toronto, and a Masters degree in Community and Regional Planning from UBC. James has appeared in numerous trials, appeals, petitions, mediations and arbitrations on matters that involve administrative law, judicial review, construction disputes, planning law, expropriation and injurious affection claims, bylaw challenges, bylaw enforcement, constitutional law, claims alleging misfeasance in public office and bad faith, environmental law disputes and prosecutions, contract disputes, insurance coverage disputes, election challenges, human rights complaints, property taxation disputes, and claims involving police forces. James has been involved in proceedings before tribunals that include the B.C. Utilities Commission, the National Energy Board, the Environmental Appeal Board of British Columbia, the Property Assessment Appeal Board of British Columbia, the B.C. Human Rights Tribunal, the B.C. Comptroller of Water Rights and the former Expropriation Compensation Board.

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Lidstone & Company
Barristers and Solicitors

1300 – 128 Pender Street West
Vancouver, BC V6B 1R8
Telephone: 604-899-2269
Facsimile: 604-899-2281
lidstone@lidstone.info
www.lidstone.info

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