

IN HONOUR OF THE LATE BERNIE ADELL



Oct 30-31, 2015

Symposium
Donald Gordon Centre

“One Law for All”: Has *Weber v. Ontario Hydro* Transformed Collective Agreement Administration and Arbitration in Canada?

Registration [online](#) or complete and return form below



FACULTY OF
Law CENTRE FOR LAW
IN THE CONTEMPORARY WORKPLACE

Symposium Agenda

FRIDAY, OCTOBER 30, 2015

- 8:00 am **Registration and Breakfast**
- 8:45 am to 9:00 am **Welcome, and Some Thoughts on the Adell Legacy**
Kevin Banks, Director, Centre for Law in the Contemporary Workplace, Queen's University, Faculty of Law
- 9:00 am to 9:45 am **Weber and Almost Everything After – Twenty Years Later**
Brian Etherington, University of Windsor, Faculty of Law
- 9:45 am to 11:00 am **Weber and the Conceptual Framework for Labour Arbitration in Canada**
(Chair – Don Carter, Professor Emeritus, Queen's Law)
- Worrying About Weber? Try the O'Leary Therapy* – Brian Langille, University of Toronto Faculty of Law
- A Reconsideration of Management Rights Theory in Light of Weber* – Elizabeth Shilton, Centre for Law in the Contemporary Workplace, Queen's University, Faculty of Law
- 11:00 am to 11:15 am **Break**
- 11:15 am to 12:30 pm **Some Practical Implications of Weber for the Arbitration Process**
(Chair – Carol Mackillop, Mackillop Law Professional Corporation)
- Does Weber Contribute to Delay in Arbitration?* – Kevin Banks, Centre for Law in the Contemporary Workplace; Richard Chaykowski, Faculty of Arts and Science, Queen's University
- Arbitrating Human Rights Issues: Some Comparative Empirical Data* – Sara Slinn, Osgoode Hall Law School, York University
- 12:30 pm to 1:30 pm **Lunch**
- 1:30 pm to 3:00 pm **Arbitrating Statutory Rights**
(Chair – Mark Contini, Mathews Dinsdale & Clark LLP)
- Weber and Judicial Review – The Policy Implications of Deference on Public Law Issues* – Michael Lynk, University of Western Ontario, Faculty of Law
- Perspectives from a Statutory Tribunal* – Jo-Anne Pickel, Human Rights Tribunal of Ontario
- 3:00 pm to 3:15 pm **Break**
- 3:15 pm to 4:45 pm **Some “Comparative Law” Issues**
(Chair – Chris Dassios, Power Workers' Union)
- Are There Some Particularities to Weber's Application in Quebec?* – Renée-Claude Drouin, Université de Montréal
- Arbitrating Statutory Rights Claims in the U.S.* – Alan Hyde, Rutgers School of Law
- 6:30 p.m. **Group Dinner**

SATURDAY, OCTOBER 31, 2015

8:30 am to 10:00 am **Weber and Access to Justice**
(Chair – Manoj Dias-Abey, PhD Candidate, Queen's Law)

Weber and the Privatization of Public Rights – Claire Mummé, University of Windsor
Faculty of Law

Are all Workplace Rights Created Equal, and Does Weber Shed Any Light on the Question? – Karen Schucher, Humber College Institute of Technology and Advanced Learning, The Business School

10:00 am to 10:15 am **Break**

10:15 am to 11:30 am **Institutional Issues Posed by Weber: Can Arbitration Bear the Weight? An Arbitrators Panel**
(Chair – Susan Stewart, Arbitrator & Mediator)

Panelists:

Paula Knopf, Arbitrator, Toronto

Bruce Archibald, Arbitrator, Halifax

Rick MacDowell, Arbitrator, Toronto

Randi Abramsky, Arbitrator, Toronto

11:30 am to 12:15 pm **Next Steps (Facilitation by Workshop Organizers)**

12:15 pm **Boxed Lunch**

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In honour of the Late Bernie Adell
SYMPOSIUM
DONALD GORDON CENTRE

Twenty years ago, the Supreme Court of Canada decided *Weber v Ontario Hydro*, one of the most influential and baffling decisions ever issued by the Supreme Court of Canada in the field of labour arbitration. Join the Centre for Law in the Contemporary Workplace at a Symposium to examine the *Weber* legacy, evaluate its impact on labour arbitration, and discuss what lessons we can learn from the *Weber* experience about employment dispute resolution more generally.

LOCATION

Donald Gordon Conference Centre
421 Union Street, Kingston, ON
K7L 3N6

WHEN

Fri, Oct 30th-8:00 am to 5:00 pm & Sat, Oct 31st-8:00 am to 12:15 pm

ACCOMMODATION

Symposium participants are encouraged to stay at the Donald Gordon Conference Centre, where a preferred rate with breakfast of \$135.00+tax/night has been negotiated. To reserve, please call before September 30th 613-533-2221 and indicate that you are attending the Weber Symposium. Alternatively, you can make your reservations online at www.donaldgordoncentre.com, click "book online now" link which is on the top right hand side of the screen, scroll to the bottom of the page and you will see "Special Accounts", enter 142010 for Group Code and 291015 for the PIN. Dinner on Thursday evening is available for an addition charge of \$20.00+tax. (Dinner on Friday evening is included in the Symposium registration fee)

REFUND POLICY

For cancellations received in writing prior to September 30th, 2015 the Symposium fee will be fully refunded. No refunds will be given after September 30th, 2015. There will be no refunds for "no-show" registrants.

INFORMATION

For further information about this symposium, please contact the Centre for Law in the Contemporary Workplace at 613-533-6000 ext. 79599 or by e-mail at clcw@queensu.ca

PROFESSIONAL DEVELOPMENT

The program will count as 9 of the 9 substantive hours of Continuing Professional Development (CPD) required by the Law Society of Upper Canada or 9.75 of the 10 hours of CPD required by the Law Society of British Columbia. Please note that this program is not accredited for the Law Society of Upper Canada's professionalism hours or for the New Member requirement.

REGISTRATION

Form to be sent by e-mail to clcw@queensu.ca, by fax to 613-533-6509 or to CLCW, Faculty of Law, 128 Union Street, Kingston, Ontario, Canada, K7L 3N6

REGISTRATION RATE:

\$550+tax

Surname Given Name

Firm or Organization

Address 1

Address 2

City Province

Postal Code

Office Phone #

e-mail

Friday Dinner Preference (circle one):
Chicken Beef Vegetarian
Allergies: _____

Method of Payment (payment due with registration application)

Visa MasterCard Amex
 Cheque (payable to Queen's University)

Card No.

Expiry Date

Authorized Signature