



Society of Ontario Adjudicators and Regulators

SOAR's 34th Annual Conference November 3, 2022

Changing Tides: The Ebb and Flow of Administrative Justice

Cases and Resources

WORKSHOP 1: How to SEA through the noise: Culturally Competent Decision-Writing

Abdollahpour v. Banifatemi, [2015 ONCA 834](#)

Canada (Attorney General) v. First Nations Child and Family Caring Society of Canada, [2021 FC 969](#)

Downey v. Nova Scotia (Attorney General), [2020 NSSC 201](#)

Ekhatov v. Canada (Citizenship and Immigration), [2022 FC 1303](#)

Elias Restaurant v. Keele Sheppard Plaza Inc., [2020 ONSC 5457](#)

Gebremedhin v. Canada (Citizenship and Immigration), [2022 FC 1386](#)

Gill v. Canada (Citizenship and Immigration), [2010 FC 122](#)

Girao v. Cunningham, [2020 ONCA 260](#)

Marcovitz v. Bruker, [2007 SCC 54](#)

Perron v. Perron, [2012 ONCA 811](#)

Sole Cleaning Inc. v. Chu, [2020 ONSC 7226](#)

Valtchev v. Canada (Minister of Citizenship and Immigration), [2001 FCT 776](#)

R. v. S. (R.D.), [1997 CanLII 324](#)

R. v. Armitage, [2015 ONCJ 64](#)

R. v. Morris, [2018 ONSC 5186](#)

R. v. Morris, [2021 ONCA 680](#)

Other Resources

- The Rt. Hon. Richard Wagner, “Ethical Principles and Cultural Competence: a duty to learn” (Remarks delivered to the Ontario Superior Court Justices, May 6, 2021), [online](#).
- Canadian Judicial Council, *Ethical Principles for Judges / Principes de déontologie judiciaire*, [online](#) at p. 36.
- Immigration and Refugee Board of Canada, Chairperson’s Guideline 4: Gender Considerations in Proceedings Before the Immigration and Refugee Board, [online](#).
- Immigration and Refugee Board of Canada, Guideline 9: Proceedings Before the IRB Involving Sexual Orientation, Gender Identity and Expression, and Sex Characteristics, [online](#).
- Federation of Asian Canadian Lawyers, [“Inspiring’ Decision by Shaun Nakatsuru in R. Armitage”](#), March 8, 2015.
- Marlene Leung, [“‘Transformative’ decision: How a judge’s decision is turning legal heads”](#), *CTV News*, March 9, 2015.
- Michael Friscolanti, [“Ontario’s ‘poetic’ judge is back with another ruling”](#), *MacLean’s*, March 17, 2017.
- Sean Fine, [“Judge urges courts to consider racism against black Canadians when sentencing”](#), *The Globe and Mail*, April 23, 2018.
- Sean Fine, [“Judge urges courts to consider racism against black Canadians when sentencing”](#), *The Globe and Mail*, April 23, 2018.
- Priyanka Sharma, [“Anti-Black Racism Reports in R v Morris”](#), *TheCourt.ca*, February 9, 2021.
- The Canadian Press, [“Ontario’s top court criticized for declining to require judges to consider anti-Black racism in sentencing”](#), *CBC.ca*, October 8, 2021.

WORKSHOP 2: Swimming with the Sharks: Navigating Incivility and Harassment in Administrative Proceedings

- [College of Physicians and Surgeons of Ontario v. O’Connor](#), 2022 ONSC 195 (CanLII)
- [WSIAT Practice Direction: WSIAT Code of Conduct for Representatives](#)

WORKSHOP 4: Admin Law Deep Dive

- [Yatar v. TD Insurance Meloche Monnex](#), 2022 ONCA 446 (CanLII)
- [Canadian Federation of Students v. Ontario \(Colleges and Universities\)](#), 2021 ONCA 553 (CanLII)
- [Canada \(Attorney General\) v. National Police Federation](#), 2022 FCA 80 (CanLII)
- [AltaLink Management Ltd v Alberta \(Utilities Commission\)](#), 2021 ABCA 342 (CanLII)
- [The College of Physicians and Surgeons of British Columbia v. The Health Professions Review Board](#), 2022 BCCA 10 (CanLII)
- [Law Society of Saskatchewan v. Abrametz](#), 2022 SCC 29 (CanLII)
- [R. v. Bissonnette](#), 2022 SCC 23 (CanLII)
- [R v. Sullivan](#), 2022 SCC 19
- [Society of Composers, Authors and Music Publishers of Canada v. Entertainment Software Association](#), 2022 SCC 30