

Balancing Transparency, Privacy and Expediency in the Digital Age



Date: Thursday, February 4, 2016 | 1:45 pm - 4:45 pm

This program is eligible for up to 3.0 Substantive Hours

Location: Twenty Toronto Street Conferences and Events,
20 Toronto Street, 2nd Floor, Toronto

Program Chairs: **Jeff Cowan**, WeirFoulds LLP
Robert Ratcliffe, Ministry of the Attorney General - Crown Law Office Civil

Openness and transparency are fundamental elements of our legal system, ensuring integrity and accountability on the part of decision makers. However, this open court principle was established at a time when access to reported decisions was more controlled. Many tribunals and quasi-judicial bodies now publish their decisions in full online, raising a myriad of concerns about the unrestricted public disclosure of sensitive personal and commercial information.

Has the digital age changed the ballgame when it comes to openness and transparency in administrative adjudication? How does expediency factor in? Join us to explore how fairness in administrative law can be achieved by balancing transparency, privacy and expediency. Get critical insights on issues arising under both FIPPA and PHIPA, and those that arise from public access to documents filed with tribunals. Our expert faculty will get you up-to-date on the measures that tribunals are adopting to both protect against data mining and respect privacy interests generally.

Whether you are a practitioner or a member of the tribunal community, gain helpful advice and best practices to achieve this challenging balance in the digital age.

<p>1:45 pm Welcome and Opening Remarks</p>	<ul style="list-style-type: none"> • Anonymization and other efforts being made by tribunals to achieve a balance
<p>1:50 pm How the Digital Age Has Changed the Equilibrium David Goodis, Assistant Commissioner, Office of the Information and Privacy Commissioner of Ontario Patricia Kosseim, Senior General Counsel and Director General, Office of the Privacy Commissioner of Canada</p> <ul style="list-style-type: none"> • What are the risks associated with the disclosure of personal information in the context of an administrative proceeding? • How do protections under FIPPA and PHIPA factor in? 	<ul style="list-style-type: none"> • What can be learned from how the Courts address these issues
<p>2:15pm Exploring Tribunal and Court Initiatives Aimed at Balancing Privacy and Transparency Irwin Fefergrad, Registrar, Royal College of Dental Surgeons of Ontario Yola Grant, Associate Chair, Human Rights Tribunal of Ontario Roslyn J. Levine Q.C., Executive Legal Officer, Office of the Chief Justice, Superior Court of Justice</p>	<p>3:15 pm Networking Break</p> <p>3:30 pm Practical Strategies for Protecting Your Client's Privacy Interests Emily K. McCarthy, Barrister and Solicitor John Wilkinson, WeirFoulds LLP</p> <ul style="list-style-type: none"> • How to effectively advocate for your clients, while minimizing the impacts of disclosure • Mitigating risk in social media and electronic communications
	<p>4:30 pm Concluding Reflections: Where Do We Go From Here? Dean Lorne M. Sossin, Osgoode Hall Law School</p>
	<p>4:45 pm Program Concludes</p>

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