ONE DAY LAW & LEARN SEMINAR

REGULATING SPEECH IN A DIGITAL AGE

A Day of Learning for Legal Professionals With:
- International scholars and professors from UBC, The Peter A. Allard School of Law and other prestigious Institutions.
- Leading jurists on free speech from BC Civil Liberties Assoc. and West Coast LEAF.

Keynote Addresses Including:

The Honourable Lynn Smith, Q.C.
former justice of the Supreme Court of British Columbia

The Honourable Marshall Rothstein, C.C., Q.C.
former justice of the Supreme Court of Canada

Monday, May 13th, 2019 @ 9:00 am
Breakfast and Lunch Included · Cost $360 · Earn 5.5 CPD Hours including 2 Ethics Credits
Location: Congregation Beth Israel, 989 West 28th Ave, Vancouver, BC V5Z 0E8

Register Today Call: 604 731 4161 Online: www.bethisrael.ca
Have Questions? Email: regulatingspeechinadigitalage@gmail.com
WELCOME
RABBI INFELD – CONGREGATION BETH ISRAEL
INTRODUCTORY COMMENTS
THE HONOURABLE LYNN SMITH, Q.C. & HOWARD A. MICKELSON, Q.C.

MEDIA DISRUPTION: LESSONS FROM GERMAN HISTORY ON ADDRESSING HATE SPEECH
DR. HEIDI TWOREK
- Assistant Professor in International History, University of British Columbia
- Visiting Fellow, Center for History and Economics, Harvard University
- Non-Resident Fellow, German Marshall Fund of the United States
- Non-Resident Fellow, Canadian Global Affairs Institute

#CYBERMISOGYN
KASARI GOVENDER
Executive Director, West Coast LEAF

WHAT CANADA CAN DO ABOUT HARMFUL SPEECH ON SOCIAL MEDIA PLATFORMS?
DR. CHRIS TENOVE
Postdoctoral Fellow, Department of Political Science, University of British Columbia

CAN WE COUNT ON HUMAN RIGHTS LEGISLATION TO REGULATE HATE SPEECH?
THE HONOURABLE LYNN SMITH, Q.C.
Former Justice of the Supreme Court of British Columbia

NETWORKING LUNCH (PROVIDED)

WHATCOTT: THE TENSION BETWEEN FREEDOM OF EXPRESSION AND HATE SPEECH LAWS
THE HONOURABLE MARSHALL ROTHSTEIN, C.C., Q.C.
Former Justice of the Supreme Court of Canada

FREE SPEECH: MARKETPLACE OR MARKET FAILURE?
HOT TOPICS
Panel Moderated by The Honourable Lynn Smith, Q.C.

PANELISTS INCLUDE:
Professor Emma Cunliffe
Associate Professor, Faculty of Law, University of British Columbia
Professor Craig E. Jones, Q.C.
Professor, Faculty of Law, Thompson Rivers University; Branch McMaster LLP, Vancouver
Lindsay M. Lyster, Q.C.
President, BC Civil Liberties Association; Moore Edgar Lyster, Vancouver
Rabbi Infeld
Congregation Beth Israel, Vancouver
THE HONOURABLE LYNN SMITH, Q.C.
Mentor to Doctoral Students at the Pierre Elliot Trudeau Foundation
After practicing law with Shrum, Liddle and Hebenton and serving as Professor and Dean of Law at the U.B.C. Faculty of Law, Lynn Smith was appointed to the Supreme Court of British Columbia in 1998. She sat as a Justice of that Court until her retirement in September 2012. She has returned as an Honorary Professor to the Allard School of Law and teaches a seminar on Charter Litigation. She continues to be active in judicial education, on subjects relating to the Canadian Charter, evidence and fact-finding, and sexual assault law. She was named a Vancouver Y.W.C.A. Woman of Distinction in 1992. She received the Georges Goyer Award from the B.C. Branch of the Canadian Bar Association in 2003 and an honorary doctorate from Simon Fraser University in 2004. The U.B.C. Law Alumni Association in 2016 gave her a Lifetime Achievement Award.

THE HONOURABLE MARSHALL ROTHSTEIN, C.C., Q.C.
Partner Based in the Vancouver Office of Osler, Hoskin & Harcourt LLP
One of Canada’s most esteemed jurists, he served as Justice of the Supreme Court of Canada from 2006 until his retirement in 2015, and he has over 50 years of judicial and legal experience. Marshall’s work has shaped the Canadian business law landscape, having authored more than 100 judgments and arbitral decisions on domestic and cross-border cases of commercial significance and complexity. He brings a unique perspective to the firm, and his broad-ranging practice focuses on a wide variety of dispute resolution matters, including M&A, tax, competition, intellectual property and issues in the transportation and energy sectors. A Winnipeg native, Marshall attended the University of Manitoba (B. Comm., LL.B.) and was called to the Manitoba Bar in 1966 before becoming a civil litigator in private practice. He was appointed Queen’s Counsel in 1979. For nearly three decades, he solidified his reputation as one of the country’s leading counsel in numerous high-profile cases. Marshall was appointed to the Trial Division of the Federal Court of Canada in 1992, was elevated to the Federal Court of Appeal in 1999 and appointed to the Supreme Court of Canada in 2006. Marshall was appointed a Companion of the Order of Canada in 2017, one of Canada’s highest civilian honours, which recognizes outstanding achievement, dedication to the community and service to the nation.

KASARI GOVENDER
Executive Director of West Coast LEAF
Ms. Govender has appeared before every level of court in BC, as well as the Supreme Court of Canada, on numerous key equality cases. She earned her Master’s Degree in International Human Rights Law from the University of Oxford. She was an Adjunct Professor of Law at the University of British Columbia and is currently the founding President of Rise Women’s Legal Centre as well as a member of the Board of Governors for the University of Victoria. She speaks regularly on access to justice, gender equality, and legal responses to gender-based violence.

DR. HEIDI TWOREK
Assistant Professor of International History at the University of British Columbia
Dr. Tworek is a visiting fellow at the Center for History and Economics at Harvard University as well as a non-resident fellow at the German Marshall Fund of the United States and the Canadian Global Affairs Institute. Dr. Tworek works on the history of news and contemporary media policy in Europe and North America. Her latest book is News from Germany: The Competition to Control World Communications, 1900-1945 (Harvard University Press).
CHRIS TENOVE
Postdoctoral Fellow in Political Science at UBC
Dr. Tenove teaches and conducts research on digital politics, international relations, political theory and public policy. In November 2018 the Public Policy Forum published a report that he co-authored with Dr. Heidi Tworek (UBC) and Dr. Fenwick McKelvey (Concordia), called Poisoning Democracy: How Canada Can Address Harmful Speech Online. He has previously worked as an award-winning journalist for newspapers, magazines and radio programs.

PANELISTS

DR. EMMA CUNLIFFE
Associate Professor at the Allard School of Law at UBC
Dr. Cunliffe's research focuses on equality, Charter values and factual reasoning in criminal trials. Her interdisciplinary scholarship illustrates how legal processes amplify discrimination and bias and applies principles of evidence-based reasoning to expert forensic evidence. Dr Cunliffe's research combines feminist and critical race theory-informed approaches with meticulous empirical work to produce insights that have influenced law and policy in Canada and Australia, particularly in the areas of expert testimony, and regarding the operation of gendered and radicalized stereotypes in legal doctrine.

CRAIG JONES, Q.C.
Full Professor of Law at Thompson Rivers University and Associate Counsel at Branch MacMaster LLP in Vancouver
Professor Jones holds an LLB from UBC and LLM from Harvard, and is the author of several books and numerous articles on diverse legal topics. Craig has served as President of the B.C. Civil Liberties Association and Supervising Counsel of the Constitutional Law group of the BC Ministry of Attorney General, where he represented the Attorney General in a number of significant constitutional cases. His current areas of research interest are subconscious decision making processes and their role in judicial decisions. He practices principally in the areas of public law and class actions.

LINDSAY M. LYSTER, Q.C.
Practices Labour, Human Rights and Public Law as a Partner at Moore Edgar Lyster LLP in Vancouver
Ms. Lyster primarily acts for trade unions and individuals, working to protect and further worker rights. She has appeared as counsel before labour arbitrators, human rights tribunals, labour boards and at all levels of court, including the Supreme Court of Canada. Lindsay also draws upon her eight years of experience as a member of the British Columbia Human Rights Tribunal in conducting third party investigations and mediations for employers, service providers and unions. Lindsay is the President of the British Columbia Civil Liberties Association, and frequently contributes to continuing legal education, including co-chairing the Annual CLEBC Human Rights Law Conference. Lindsay graduated from the UBC Faculty of Law in 1991 as Gold Medalist, and clerked for Madam Justice McLachlin at the Supreme Court of Canada.

RABBI JONATHAN INFELD
Rabbi Jonathan Infeld was born in Pittsburgh, PA. He graduated from Brandeis University with a BA in Near Eastern Judaic Studies in 1995. After graduating and before beginning rabbinical school, Rabbi Infeld spent a year studying in Jerusalem at Pardes Institute. Rabbi Infeld was ordained at the Jewish Theological Seminary in New York in 2002. His first position was as the Assistant Rabbi of the Marlboro Jewish Centre in New Jersey. In 2006 Rabbi Infeld moved to Vancouver to become Rabbi of Congregation Beth Israel.