



Communiqué

IN THIS ISSUE

NEWS

CEO Report	2
Become a Bencher	3
Influences on the Law Society Budget	4
Part-Time Practising Fees	5
Important Changes to the Canada Deposit Insurance Corporation Requirements	6
Bits & Bytes	7
Lawyers for Literacy	8

FEATURE

Payment Method - CAFT	11
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PRACTICE

Everything Changes The New <i>Limitations Act</i>	12
Director or Officer? Are you Covered?	13
Practice Management Quick Tips	14

EDUCATION

Updates on PREP, Articling and Call to the Bar	16
Articling Recruitment Guidelines	18
PREP and Articling Important Dates	21

WELL-BEING

How to Support a Struggling Friend (Or Colleague)	22
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NOTICES

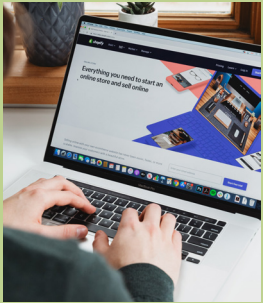
Annual Member Report	23
Membership Changes	24
Meeting Notice	25
In Memoriam	25



NEWS:
Important Changes to the Canada
Deposit Insurance Corporation Requirements 6

RESOURCES

Great LEXpectations	26
CPD - So Many Options!	28
Did You Know?	29
Education Centre Calendar of Events	30



CEO Report



LEAH KOSOKOWSKY
Chief Executive Officer

Due to the highly contagious nature of the Omicron variant, the benchers returned to using the Zoom platform to host their meeting on February 11, 2022. Despite the return to a remote meeting, much was accomplished.

The benchers received their usual updates on the work of the complaints investigation and discipline committees and they were also advised that the trust safety appeals committee had decided their first appeal of a decision to revoke the status of a trust account supervisor. Appeal decisions will be posted on the Law Society website with the member's name redacted.

The Federation of Law Societies is creating competency profiles for two points in time. The first profile will reflect the expected competencies of Canadian common law school graduates and individuals who obtain a Certificate of Qualification from the National Committee on Accreditation. The second profile will apply to individuals who have completed articling and are seeking to be called to the Bar. The benchers had an opportunity to review a draft of the proposed competency profiles and to provide feedback for the Federation's consideration. We anticipate that future iterations of the profiles will be circulated again for further review.

The benchers approved some minor amendments to the Trust Safety Guideline. While the amendments are not substantive, they add clarity to the trust safety appeal process.

What's New

NOTHING STAYS THE SAME
The New Limitations Act

**MORE PRACTICE
MANAGEMENT TIPS**
From Barney Christianson

**CONTINUING PROFESSIONAL
DEVELOPMENT**
So Many Options!



As we are entering a new bencher election and appointment year, the benchers established the nominating committee which will also make recommendations on committee membership.

The benchers received the budget for the 2022-2023 fiscal year in which we have budgeted for both a fee increase of \$170 along with a small overall deficit of \$174,388.

Finally, the Manitoba Law Library, which is operated by the Law Society out of the Great Library space in the Old Law Courts Building, delivered a monitoring report to the benchers. The report reflected upon the great strides achieved by the library staff in the remote offering of library services to the profession.



“
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approved some
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BECOME A BENCHER!

Interested in the work of the Law Society?

The bi-annual Law Society bencher and election process will be underway shortly and we encourage all practising members to consider seeking election or appointment to the bencher table.

To be eligible for election or appointment, a member of the Law Society must be a practising lawyer on the 1st Monday in March. Each bencher sits for a two year term, for a maximum of four terms (eight years).

If you are interested and would like to learn more about the bencher experience, please contact any one of the following or any other sitting bencher. We would all be pleased to speak with you.

Leah Kosokowsky

Chief Executive Officer

204-926-2030

lkosokowsky@lawsociety.mb.ca

Grant Driedger

President

204-346-5112

gdriedger@snj.ca

Sacha Paul

Vice President

204-934-2571

srp@tdslaw.com

To learn more,
see our website on how to [Become a Bencher](#).

INFLUENCES ON THE LAW SOCIETY BUDGET

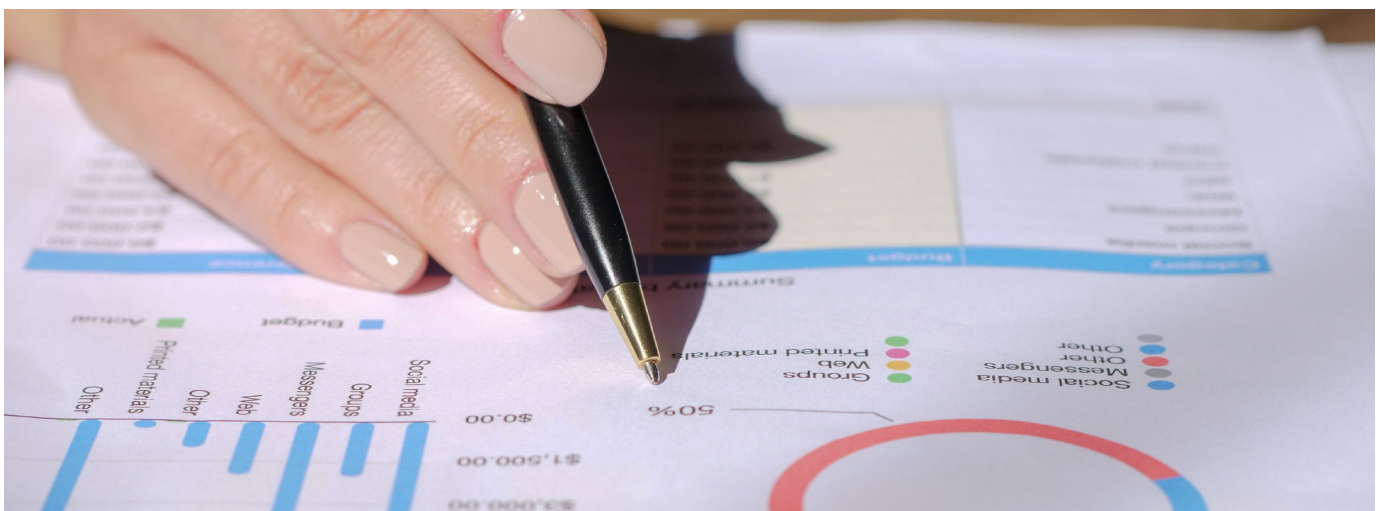
LEAH KOSOKOWSKY, Chief Executive Officer

DID YOU KNOW?

In the Law Society's annual budget process, a significant source of revenue is the statutory grant that the Law Society receives from The Manitoba Law Foundation. In your fee notices, you often will see reference to fluctuations in the amount of the grant that is received and you may be asking why that is the case. In short, the grant is one of two statutorily mandated grants made by the Foundation.

The Manitoba Law Foundation derives its income in large part from the interest that is earned on lawyers' pooled trust accounts (referred to as "IOLTA") and s. 90(1) of *The Legal Profession Act* stipulates that the annual grant to the Law Society of Manitoba is the greater of 16.67% of the total IOLTA received in the prior fiscal year or \$335,383.00. The other statutory grant is made to Legal Aid Manitoba (greater of 50% of total IOLTA or \$1,007,629). In years when IOLTA is insufficient to make grants in these amounts, the grants are paid in pro rata amounts after accounting for the Foundation's operating costs.

IOLTA varies considerably according to fluctuations in interest rates and, of course, the impact of the economy on lawyers' practices. Over the years, the grant received by the Law Society has exceeded \$1.3 million at its best (2019/20) and has been as low as \$167,783 (2009/10). Since the Foundation was first created in 1986, it has granted approximately \$17.1 million to the Law Society in statutory grants.



New Part-Time Practising Fees Pilot Program

NOW ACCEPTING APPLICATIONS

The Law Society's benchers recently approved a two-year part-time practising fees pilot program, commencing April 1, 2022. This exciting initiative will help promote equity, diversity and inclusion in Manitoba's legal profession.

Eligibility for Part-Time Practising Fees

The pilot program is open to lawyers in private practice who anticipate to work no more than 750 billable hours annually **and** have maximum gross billings of \$80,000 annually.

Lawyers must also be parents or legal guardians who work part-time to accommodate their child care responsibilities, or have care-giving responsibilities for another family member who requires regular, ongoing care or supervision.



Learn more about
[Part-Time Practising Fees](#)
and how to apply.

For more information on the part-time practising fees pilot program, contact Alissa Schacter by email at aschacter@lawsociety.mb.ca or by phone at 204-926-2029.

IMPORTANT CHANGES TO THE CANADA DEPOSIT INSURANCE CORPORATION REQUIREMENTS - *Effective April 30, 2022*

A Message from the Audit Department

If your firm maintains a trust account or accounts at a savings institution insured by the Canada Deposit Insurance Corporation (“CDIC”), you are no doubt familiar with the annual CDIC reporting obligations that happen each spring. However, this year there’s a change. You will no longer submit a report to your savings institution of client balances (anonymized with an alpha-numeric code). Instead, effective April 30, 2022, you must register as a professional trustee with CDIC through your savings institution and complete related annual reporting requirements.

These changes do not apply to firm trust accounts that are maintained at a credit union or caisse populaire incorporated under *The Credit Unions and Caisses Populaires Act*.

The amendments to *The Canada Deposit Insurance Corporation Act* (the “Act”) create a new category of “professional trustee” who is required to, among other things:

- Designate an account as a professional trustee account with their CDIC insured savings institution;
- Complete required attestation, provide contact information and re-attest professional trustee status annually; and
- Meet ongoing obligations as a professional trustee.

The Law Society requires that all trust accounts have professional trustee status and be maintained as such because the prior status of “trustee” has changed and client confidentiality can no longer be protected.

Failure to re-attest each year will result in the account or accounts losing the professional trustee account designation.

CDIC has explained that new requirements for deposits held in trust enhance CDIC’s ability to extend protection to these deposits and reimburse them quickly after a CDIC member failure. They also note that the new rules balance CDIC’s need for accurate data with the trustee’s obligation to provide the necessary information, taking into account the reporting burden and the nature of many trust deposits.

Note that you do not need to correspond directly with CDIC in order to obtain and thereafter maintain professional trustee status – you need only correspond with your CDIC insured savings institution.

For further information, see our newly updated [Practice Direction 00-01](#), [CDIC’s website](#) and contact your CDIC insured savings institution. If you have any questions concerning these changes, please contact a member of the Audit Department at audit@lawsociety.mb.ca.



BITS and BYTES

Leah Kosokowsky, CEO

1 In the April 2021 issue of the Communiqué, I penned a short [article](#) about my brother Doug, who received a kidney transplant in 2013 and I encouraged everyone to consider registering as an organ donor. [The Manitoba Law Reform Commission](#) recently released its [Final Report #142](#) titled “Presumed Consent Organ and Tissue Donation.”

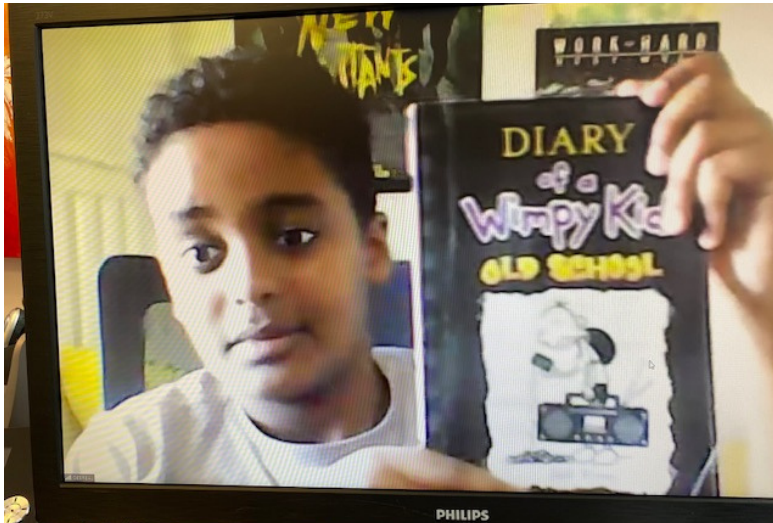
2 Our friends at Taylor McCaffrey are participating in a terrific fundraiser to support the Cerebral Palsy Association of Manitoba. You can do the same and Build your Team for the 2022 Cerebral Palsy Association of Manitoba Stationary Bike Race which is taking place on Saturday, May 28 at Shaw Park. Gather 14 Riders and Cycle Together. Each 25 minute ride supports the lives of Manitobans living with Cerebral Palsy! For more information, visit <https://supportcerebralpalsy.ca/>.

3 The Law Society is very pleased to welcome four new staff members. **John Bryans** is replacing **George Roy** at the Manitoba Law Library while George is on parental leave. **Lori Borkowsky** has joined the Audit Department as an Auditor-Inspector. **Sharon Kravetsky** is the new Practice Resource Coordinator for the Education and Competence Department and **William Barnstead** joins us as Legal Counsel in the Insurance Department.

4 Save the Date! **Chief Justice Chartier** is retiring this fall as the Chief Justice of Manitoba. The Court of Appeal of Manitoba is hosting a gala dinner on Thursday, October 27, 2022 at the RBC Convention Centre, with the Chief Justice of Canada, the **Right Hon. Richard Wagner, P.C.** as the guest speaker. Stay tuned for further details over the coming months.

Lawyers for Literacy

Saturday, April 9, 2022



In support of West Broadway Youth Outreach

The Law Society of Manitoba is pleased to continue to support the WBYO and sponsor another [Virtual Edition of Lawyers for Literacy](#). While in person participation is still not possible this year, lawyers will once again have the opportunity to spend quality one-on-one time helping a child with their reading skills.

Hosted by the WBYO, Executive Director Ken Opaleke and his team look forward to bringing this event to you virtually again. They have done a fantastic job throughout the pandemic by continuing to deliver valuable programming online.

Volunteers spend quality one-on-one time helping children to read. Sign up for a two-hour time slot, either morning or afternoon, to participate in a series of 10-minute breakout sessions with each child, all via Zoom.

EVENT INFORMATION



When?

Saturday, April 9, 2022

Sign up for one of the following two time slots:

Group 1

(9:45 a.m. – 11:45 a.m.)

OR

Group 2

(11:45 a.m. – 2:00 p.m.)

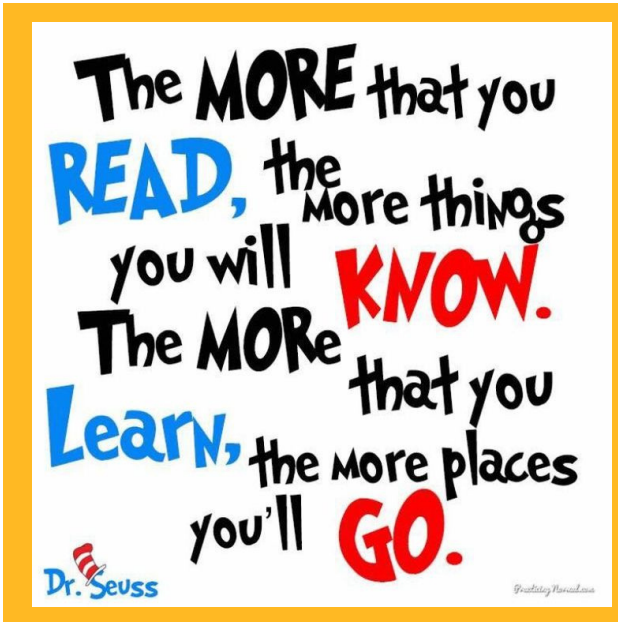
Where?
via Zoom

Why?

To share the joy of reading!

Contact:

To sign up to volunteer for Lawyers for Literacy, contact Debbie Rossol at drossol@lawsociety.mb.ca or by phone at 204-926-2048.



How Can You Donate?

Ask friends, family & colleagues to sponsor you.

All donations will go towards the West Broadway Youth Outreach endowment fund, supporting the WYBO kids in their pursuit of higher education with annual scholarships awarded to qualifying recipients.

Monetary donations can be made by cash, cheque or online donation. [Pledge forms](#) are available on the Law Society website. WBYO will provide a charitable receipt for donations of \$25.00 or more.

Online donations can be made by using the [Canada Helps](#) link and selecting "Lawyers for Literacy" as the "fund".

Other Ways to Give

The donation of items is also welcomed. WBYO accepts gently used books, children's clothing, games, toys, and musical instruments... pretty much anything you can think of that would be of interest to a child.

Check out the [Top Urgent Needs](#) listed on the WBYO website.

The Law Society is happy to collect any donated items at our office.



West Broadway Youth Outreach

WBYO is a recreational life skills program for children who live in the West Broadway area. Children range in age from 4 to 12, as well as junior volunteers, mentors and role models aged 13 to 17 years old. They provide many structured programs after school and during the evenings year round. All activities are free.



FEE RENEWAL



2022-2023 Practising Fees

Payment Due Date:
April 1, 2022

An email was sent on March 1st with instructions on how to retrieve your personalized invoice in the [Member's Portal](#).

FAST TRACK PHOTO ID RENEWAL

Your Fast Track Photo ID card expires on
March 31st

Renewal is EASY!

**Cards are issued when your practising fees
and fast track payment are received.**



After your card expires, you will have a 30 day grace period where your 2021-2022 card will allow you access to the Law Courts. After April 30th, Manitoba Sherriff's Officers will confiscate any expired Fast Track Photo Identification cards.

For assistance, contact
Shari Lough
at 204-942-5571
or email slough@lawsociety.mb.ca

**FEATURED
PAYMENT
METHOD:
CAFT**



You can conveniently pay for your practising fees by automatic withdrawal!

CAFT

Customer Automated Funds Transfer (CAFT) is a secure online service used by the Assiniboine Credit Union which permits the Law Society to initiate withdrawals directly from a lawyer/firms' bank account held at Canadian credit unions or financial institutions. This method of payment is convenient for both lawyers and firms. Once banking information has been provided, an email directing the Law Society to withdraw funds from the bank account to cover a specific amount owing is all that is required.

To implement this payment method, follow these easy steps:

1

The lawyer/law firm will provide the Law Society with its banking information and written authorization permitting the Law Society to withdraw funds directly from a designated account. This is done by completing the [Pre-Authorized Debit \(PAD\) Form](#) and forwarding it and a void cheque to: cmalone@lawsociety.mb.ca and chiebert@lawsociety.mb.ca.

2

The Law Society will enter this information onto the secure site administered by the Assiniboine Credit Union.

Under no circumstance will the Law Society withdraw funds from a lawyer/firm's bank account without express written consent (via email or hard copy).

3

When the lawyer/firm wishes to make a payment to the Law Society, they only need to send an email to the attention of both cmalone@lawsociety.mb.ca and chiebert@lawsociety.mb.ca advising of the payment details and requesting that the Law Society debit or withdraw funds from the bank account previously identified on the PAD Form.

This email should include:

- a) name of the lawyer to whom the payment relates;
- b) member number;
- c) invoice number;
- d) dollar amount of the payment; and
- e) date funds can be withdrawn.

For more information and other options, check out the [Payment Methods](#) on our website.

EVERYTHING CHANGES - NOTHING REMAINS THE SAME - *THE NEW LIMITATIONS ACT*

TANA CHRISTIANSON, Director - Professional Liability Claims Fund



Manitoba's new [Limitations Act](#), which comes into force on September 30, 2022, dramatically changes the law on limitations in Manitoba. Here are some of the significant points:

- A basic two-year limitation period for almost all civil claims replaces a hodgepodge of limitation periods.
- Discoverability principles from the old legislation have been blown up and replaced with sections that are similar but not identical to those in the Limitations Acts of Saskatchewan and BC.
- The new *Act* has a 15-year ultimate limitation period, with a controversial 30-year ultimate limitation period for certain Aboriginal claims. There is no limitation for sexual assault and no limitation for assault on an intimate partner or a dependent person.

Take the time to read and review the new legislation now, before it takes effect.

Sign up for The New *Limitations Act* CPD program taking place by video webinar on April 28, 2022. [Click here](#) for program details.

DIRECTOR AND OFFICER? *Are You Covered?*

TANA CHRISTIANSON, Director - Professional Liability Claims Fund

If you serve on a Board of Directors and your board does not arrange Directors and Officers liability insurance, are you covered by your Law Society insurance?

Your [professional liability insurance policy](#) specifically excludes claims arising from a lawyer acting in the capacity of a director or officer. If you serve on a board and get sued as a board member, you are not covered by your professional liability insurance policy.

However, to address this coverage gap, the Law Society has arranged a separate [policy of insurance](#) to provide “last resort” outside director’s liability insurance to all **practising** Manitoba lawyers.

What does this director and officer policy cover? It covers you if you are a lawyer with a valid Manitoba practising certificate who acts as director, officer or trustee of a Canadian corporation, organization, charity, trust or entity that is domiciled or headquartered in Canada. So, if you receive written notice of a claim or become aware of any factor or circumstance that might reasonably expect to give rise to a claim against you for a so called “outside Director’s wrongful act”, then you may be entitled to coverage with a limit of \$3 Million per claim and \$3 Million as an annual aggregate.

Unlike your professional liability insurance, the Directors and Officers insurance program is administered through outside brokers. For information on how to [report a claim](#), visit the Law Society of Manitoba Member’s Portal or call us at the Professional Liability Insurance Claims Fund at the Law Society of Manitoba.



PRACTICE MANAGEMENT QUICK TIPS *To Make Practice (and Life) Easier*

TANA CHRISTIANSON, Director - Insurance



Barney (Bjorn) Christianson is the Law Society of Manitoba's Practice Management Advisor. Barney has been 'in the trenches' for a long time, practising as a litigator and solicitor in both small and large firms. Barney can talk to you about how to make your practice more effective and efficient. A practice that runs smoothly translates into less aggravation, including fewer complaints and insurance claims, more revenue and an all-around better feeling about what you do each day. Call or email Barney about tweaks and changes that might make your practice a pleasure again.

If you are looking for advice on how to make your practice more efficient and less aggravating, contact Barney. His practice management advice is free and confidential.

Barney is plugged into a North American network of bar-related practice advisors and has identified the following resources that are worth sharing.

Cognitive Impairment Awareness

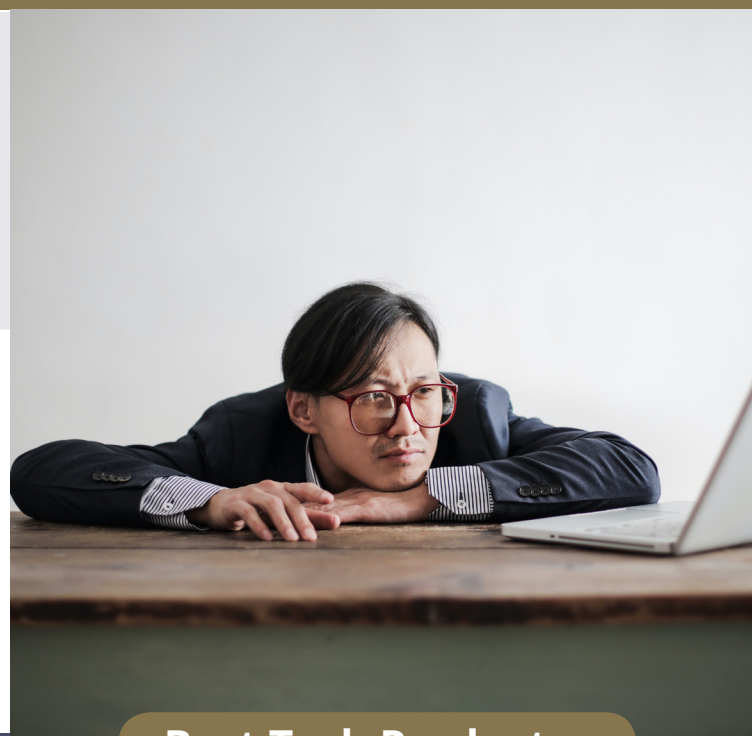
Look around the office – or maybe in the mirror.
Be afraid.

Read up on [Cognitive Impairment in Baby Boomers](#)
(ouch)!

Digital Legacy

Continuing with the depressing theme, but giving some hope, here is some important information on data control post-mortem: [How Apple Protects Your Data After Death](#)

For other platforms, check out this article on planning what happens to digital data – yours or your clients' - after death: [Life File: How to Safeguard Your Digital Legacy](#)



Best Tech Products

Well, we missed Christmas but Barney says it's not too late to buy him an Apple Watch 7.

Here are lots of other appealing gadgets and gizmos: [The Best Tech Products of 2021](#)

New Tricks for PowerPoint

Check out [What's New in MS PowerPoint?](#)

Barney reminds you that Keynote in Macs is a great alternative.



If you would like to contact Barney Christianson, Q.C., the Law Society of Manitoba's [Practice Management Advisor](#), for free confidential advice about practice management issues, call him directly at 204-857-7851 or by email at barney.christianson@gmail.com.

UPDATES ON PREP, ARTICLING AND THE CALL TO THE BAR

JOAN HOLMSTROM, Director - Competence and Manitoba CPLED

As you hopefully know by now, Manitoba's bar admission course is a program called PREP which is operated by CPLED (Canadian Centre for Professional Legal Education). The PREP course consists of four phases running from either June to March (the June Intake) or from December to September (the December Intake). A detailed schedule of important dates for the June 2021 and the December 2021 intakes appears later in this article. Students in PREP participate in online learning exercises and assessments while articling at the same time.



New PREP Offering: Accelerated PREP - May 30 to Sept 1, 2022

In 2022, CPLED is offering an accelerated version of the PREP course for up to 32 Manitoba students. Accelerated PREP is a third intake option, in addition to the typical June 2022 and December 2022 schedule offerings.

The 2022 summer offering of Accelerated PREP will run for approximately 14 weeks, starting in late May 2022 and ending just before the Labour Day long weekend. Students participating in Accelerated PREP are expected to NOT be articling as they work through the course. Accelerated PREP takes what is delivered over 9 months and condenses it into 3 months with the expectation that the PREP course becomes the student's full-time job. Once completed, the student can then start or continue with their articles to fulfill the eligibility requirements for being Called to the Bar in Manitoba.

If you are interested in having your articling student(s) participate in Accelerated PREP, please note that registration is on a first come first served basis given the limited numbers permitted to enroll in the 2022 pilot offering. Registration opens Wednesday, April 20, 2022.

Visit the CPLED website to learn more about [Accelerated PREP](#) or contact Joan Holmstrom, Director | Competence at 204-926-2017 or by email at jholmstrom@lawsociety.mb.ca.

Call to the Bar - June 16, 2022

We are cautiously optimistic that the Mass Call to the Bar Ceremony will return to an in person format this year after being conducted virtually for the last two years due to the pandemic restrictions.

The return of the in person ceremony will also see some changes, the first of which is a new location. The ceremony is moving from the Centennial Concert Hall to the Convention Centre. It is hoped that this new venue will provide greater accessibility for all participants and their guests.

More information about the Call Ceremony will be provided as the date approaches.



2022 Articling Students

If you are looking for an articling student to start in 2022, please know that the Law Society has the resumes of a number of individuals looking for articling positions. These resumes can be provided to you upon request by contacting Lisa Ehnes by email at lehnes@lawsociety.mb.ca.





Manitoba Articling Recruitment Guidelines *For the 2023-2024 Articling Year*

The following guidelines are intended to complement the rules, and contain the procedures for the recruitment of articling students in Winnipeg within the context of the rules. These guidelines were developed by representatives of the Manitoba Bar Association (MBA), the Law Society of Manitoba, the Manitoba Law Students Association and the University of Manitoba, Faculty of Law. All Winnipeg firms and organizations engaged in the recruitment of articling students for the 2023-2024 articling year, and all candidates applying to such employers, are expected to adhere to the guidelines and dates set out below.

Guidelines & Important Dates to Remember for Firms, Organizations and Students

Firm Profiles

Employers are to provide profiles containing information about the firm's practice, office facilities, the number of articling positions available, the documents required for the application (resume, cover letter, copies of transcripts), the contact person, address to which applications must be sent, and all other pertinent information to both:

1. The Faculty of Law, Career Development Office, via email: lisa.griffin@umanitoba.ca (phone: 204-474-7932); and
2. The Law Society of Manitoba, via email: lehnes@lawsociety.mb.ca (phone: 204-926-2042)

no later than 4:00 p.m., Monday, March 21, 2022. All postings received by this date will be accessible to Robson Hall students through the Faculty of Law Career Development website on Friday, March 25, 2022, by noon and to all others from the Law Society of Manitoba by emailing a request to lehnes@lawsociety.mb.ca. *Profiles received after Monday, March 21, 2022, will be posted as soon as possible.*

Application Deadline

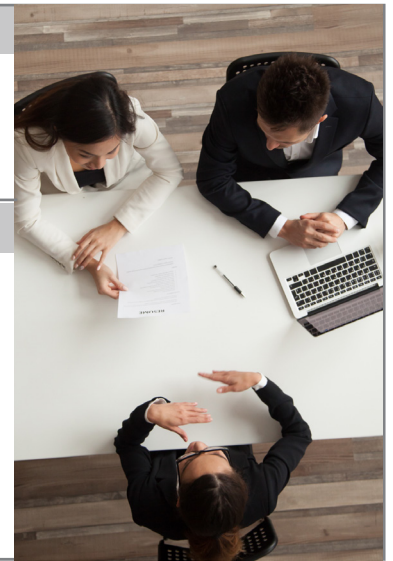
The application deadline for students to submit resumes, cover letters and transcripts directly to the employers for 2023-2024 articling positions is **12:00 (noon), Friday, May 13, 2022.**

Interview Call Day

Interview offers may only be made between the hours of **10:00 a.m. to 2:00 p.m., Friday, May 27, 2022**. No communication regarding interviews may be made prior to this time.

Interview Period

8:00 a.m., Monday, June 6, 2022, to 5:00 p.m., Tuesday, June 14, 2022. Interviews shall not be conducted prior to 8:00 a.m. on Monday, June 6, 2022. Firms and organizations may interview students at a location of their choosing. Both the Law Society of Manitoba and the Faculty of Law may provide space upon request. Please contact lehnes@lawsociety.mb.ca or lisa.griffin@umanitoba.ca if you require either. Firms cannot communicate with students between this **Interview Period** and the **Earliest Offer Date** described herein.



Eligible Students

Approved principals or their delegates may make an offer of an articling position only to students who have, at a minimum, completed their second year of law studies. Only students who have, or will have obtained an LL.B., J.D. or CQ from the National Committee of Accreditation on or prior to **June 30, 2023** will be eligible to apply for 2023-2024 articling positions

Earliest Offer Date

Approved principals or their delegates may **not** make an offer of an articling position in Winnipeg for the 2023-2024 articling term **before 2:00 p.m. on Wednesday, June 15, 2022**. Offers made on June 15, 2022 must remain open until 10:00 a.m. of the following morning. Offers made on June 15, 2022 can be accepted or rejected by students anytime before 10:00 a.m. on June 16, but must be responded to by that time. *Offers made after June 16, 2022 must be responded to no later than 10:00 a.m. the following morning.*

Content of Offers

At the time the offer is made, firms must provide students with the name and contact information of the person to whom the student should communicate acceptance or rejection of the offer. Firms are also encouraged to include pertinent information with the offer, such as the proposed start date, salary and benefits.

Communication of Acceptance/Rejection

As a courtesy to firms and fellow students, students shall deal with offers received as soon as reasonably possible. Once a student has accepted an offer from one firm, the student must promptly communicate his/her rejection to any other firm that has extended an offer to the student. Failure to promptly communicate rejection of an offer prejudices the offering firm, as well as fellow students to whom subsequent offers may be made.

These [recruitment guidelines](#) for workplaces looking to hire articling students to start in the spring/summer of 2023 are also posted on our website.

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continued...

Accepted Offers

Once an offer has been accepted, neither the employer nor the student may withdraw from the agreement without the permission of the Chief Executive Officer of the Law Society of Manitoba.

Offer of Articling Positions after June 16, 2022

Firms and organizations may contact students directly to fill any unfilled articling positions. Offers made after June 16, 2022 must remain open until 10:00 a.m. the following day, unless accepted or rejected by the student.



Communication of Results

Once an offer has been accepted, the student and the employer must immediately advise both:

1. Lisa Griffin; Career Development, University of Manitoba, Faculty of Law by email: lisa.griffin@umanitoba.ca or phone: 204-474-7932); and
2. Lisa Ehnes, The Law Society of Manitoba, by email: lehnes@lawsociety.mb.ca or phone: 204-926-2042)

Timeline

Employer profiles/postings due at both Robson Hall and the Law Society of Manitoba	4:00 pm CDT, Monday, March 21, 2022
Profiles/postings available to students	12:00 pm (noon) CDT, Friday, March 25, 2022
Application deadline for students	12:00 pm (noon) CDT, Friday, May 13, 2022
Interview offers	Between 10:00 am and 2:00 pm CDT, Friday, May 27, 2022
Interview period	8:00 am, Monday, June 6, 2022 to 5:00 pm CDT, Tuesday June 14, 2022
Earliest offer date	No earlier than Wednesday, June 15, 2022 at 2:00 pm CDT

PREP and ARTICLING - Important Dates

With more than one offering of the bar admission program provided each year, please refer to the following table which highlights the important dates for articling students according to the relevant program, depending on which offering of PREP is being taken.

	June 2021 Intake	December 2021 Intake	Accelerated PREP	June 2022 Intake
March 2022	<p>Phase Four: Capstone Assessment takes place online: March 14 to 17 or March 21 to 24 or March 28 to 31</p> <p><i>Students will be completing assessment assignments online for 4 full days.</i></p> <p><i>Workplaces are reminded to not assign any work to students during their assigned Capstone week.</i></p>	<p>Complete work on Phase One: Foundation Modules by April 3</p>		
April 2022		<p>Foundation Workshops pre-work to be completed</p>	<p>Registration opens on April 20 and is limited to 32 students</p>	<p>Registration opens on April 20</p>
May 2022	<p>Phase Four: Capstone Results released May 12</p>	<p>Phase Two: Foundation Workshops</p> <p><i>Students attend week long workshops.</i></p> <p><i>Workplaces are reminded to not assign any work to students during their assigned Workshop Week.</i></p> <p>Phase Three: Virtual Firms open on May 20 with the Business Law rotation</p>	<p>Registration closes May 20</p> <p>Phase One: Foundation modules opens May 30</p>	
June 2022	<p>Call to the Bar Ceremony</p> <p>Capstone Re-Assessments</p>	<p>Phase Three: Virtual Firm Business Law rotation continues</p>		
July 2022			<p>Phase Two: Foundation Workshops</p> <p>Phase Three: Virtual Law Firm begins</p>	<p>Registration closes July 15</p> <p>Continue work on Phase One</p>

How to Support a Struggling Friend (or Colleague)

EILEEN DERKSEN, Director - Continuing Professional Development



We all want to help when someone we care about is struggling, yet most of us don't quite know how. In fact, some of our instinctual impulses, such as jumping in with advice trying to "solve" the situation, actually aren't the most effective approaches.

The article, *How to Support a Struggling Friend*, provides some research based tips to help us be there for each other.

Key points include:

- 1 Being supportive isn't easy – many people aren't sure what to say or do.
- 2 **Providing support is a skill you can learn.**
- 3 Resist the urge to downplay your friend's situation.
- 4 Ask questions and **really** listen.
- 5 Give emotional support first, cognitive support second.
- 6 Don't take charge with your opinions.
- 7 Avoid too much venting together.

Learn more by reading the [full article](#).



Annual Member Report Complete Online

This year's Annual Member Report is now available in the [Member's Portal](#) and is due April 1, 2022. It combines your annual report on your continuing professional development activities in 2021 and your Law Corporation renewal (for those that have them). For trust account supervisors, there are additional reporting requirements. This report must be filed by every lawyer who had practising status in Manitoba at any time in 2021.

Completing and submitting this report is mandatory. If you have provided us with your business email address, then you should have already received notification by email that your personalized online report is ready for completion. The email notification would also have contained your user ID and login instructions on how to access the Member's Portal for easy completion and filing of the report. If you have not received your email notification but believe you should have, first check your spam or junk mail folder. To avoid Law Society emails mistakenly being flagged as spam, add the email address no_reply@lawsociety.mb.ca to your contacts/safe sender list.

If you are still unable to locate this notice in your inbox, then please contact Donna Mihalick at dmihalick@lawsociety.mb.ca or by phone at 204-926-2050. If you have not provided the Law Society with your business email address, please do so immediately.

Due April 1, 2022

Membership Changes

Practising to Non-Practising:

January 20, 2022	Lisa S. Milette
January 21, 2022	Kelly T. MacWilliam
January 22, 2022	Caroline N. Lacey
January 31, 2022	Rachel M. Wood
February 1, 2022	Alexa N. Cantor
February 2, 2022	Clare M. Brackley
February 8, 2022	O. Laura F. Onyebukwa
February 12, 2022	Jessica J. Spindler
February 14, 2022	Benji F. Greenberg
February 16, 2022	Leo E. Cholakis
February 28, 2022	Krista D. Klassen
February 28, 2022	Natasha L.M. Cartier
March 1, 2022	Shasta M. Benaim

New Admissions:

January 21, 2022	Sutheat Tim
January 21, 2022	Uba E. Anya
January 24, 2022	Marcia L.B. Smith
January 24, 2022	Annie C.H. Ta
February 1, 2022	Graham A.F. Fuga
March 3, 2022	Cameron R. Wardell

Non-Practising to Practising:

February 22, 2022	Rena A. Baker
March 1, 2022	Wendy Friesen

Practising to Inactive:

January 22, 2022	Melissa L.M. Schrader
January 31, 2022	John D. Peden
January 31, 2022	Nolan R. Boucher
February 1, 2022	Norman J. Watkins, Q.C.
February 7, 2022	William J. Kenny
February 10, 2022	Katherine M. Bayer
February 12, 2022	Gail G. MacAulay, Q.C.
February 12, 2022	Jacqueline F. G. C. Boily
February 18, 2022	Saurabh V. Kumar
February 24, 2022	Dajin Kim
March 1, 2022	Reannah J. Hocken
March 4, 2022	Jack G.H. Burke-Gaffney

Update your membership information by using the [Member Forms](#) located in the For Lawyers, Membership Services section of the Law Society's website.

Notice of Benchers' Meeting

The next regular meeting of the benchers of the Law Society of Manitoba will be held on:

Thursday, March 24, 2022
at 12:30 p.m. via
videoconference.

The dates of future meetings of the benchers are as follows:

- Thursday, May 19, 2022
- Thursday, June 23, 2022

Members of the Law Society are encouraged to attend via videoconference and participate in the deliberations of the governing body.

If you wish to attend a meeting via videoconference, please contact Pat Bourbonnais at pbourbonnais@lawsociety.mb.ca.

Agenda and meeting minutes are published on the website [here](#).

IN MEMORIAM

Raymond Walter Kuszelewski, who passed away on January 11, 2022. Mr. Kuszelewski received his call to the Bar in Manitoba on September 23, 2013. He joined Legal Aid Manitoba, serving as counsel in Thompson for one year, and then practised for an additional year as a sole practitioner. In 2015, Mr. Kuszelewski relocated to Nova Scotia where he continued to practice up to the date of his death.

eLex

This is a monthly newsletter available to all members of the Law Society. It provides a quick summary of the state of the law in Manitoba, summarizing the latest decisions, the status of legislation, and selected articles of interest to the practising bar. It's easy to skim or read in depth. If you'd like to subscribe, let us know by emailing library@lawsociety.mb.ca.

To learn more visit: lawlibrary.ca/elex/.



GREAT LEXPECTATIONS

KAREN SAWATZKY, Director - Legal Resources

We're open again!

It's great to have the door open to members who are in the courthouse. We will continue to follow the court's rules on masking.

Follow us on [Twitter](#) for the latest news.

Legal Research Tip

This month's tip comes from our MLIS co-op student, John Bryans.

FAQs with John: Historical Point-in-Time Legislation

As a student librarian doing a co-op at the Great Library, one of the first things I learned was locating point-in-time legislation. "Backdating" is the act of tracing the history of an act through its previous versions. During the month I've been at the Great Library, I've had several questions about locating historical point-in-time legislation, especially for Manitoba statutes.

I thought I would conduct a quick refresher on how to access these documents using the HeinOnline database behind the Law Society Member Portal.

Great Library Hours

Monday to Friday:
8:30 a.m. to 4:30 p.m.

For assistance, please continue to contact us
by phone 204-945-1958
or email at library@lawsociety.mb.ca
as much as possible.

ACTS
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LEGISLATURE OF THE PROVINCE OF MANITOBA

Let's say, for example, you were interested in tracing back *The Cemeteries Act* to find out what the Act looked like in 1980.

Remember that:

- Federal statutes were revised in 1886, 1906, 1927, 1952, 1970, and 1985; and
- Manitoba statutes were revised in 1892, 1902, 1913, 1924 (consolidated amendments), 1940, 1954, 1970, and re-enacted: 1987-1990

In our example, the closest revision year was 1970. *The Cemeteries Act* in 1980 will include the 1970 version plus any amendments made up until 1980.

Next, look up the amendments and the 1970 version of the Act. We'll do this by navigating to the Law Society of Manitoba [Member's Portal](#) and accessing HeinOnline.

From the "Browse Databases by Category" menu on the HeinOnline homepage, select "Canadian Content" - "Provincial Statutes of Canada" - "Manitoba". From here, select the first link, "Statutes of Manitoba".

Although the year we are interested in is 1980, it's a good idea to go one year past the year you're looking for. This way you catch amendments that were made in 1980, but weren't published until 1981. Select the link for 1980-1981.

Scroll down the left-side menu to click on "List of Statutes in Continuing Consolidation". Acts are listed alphabetically, and under *The Cemeteries Act*, we can see the 1970 Revised Statutes of Manitoba version and its chapter, as well as a list of amendments up until 1980, including chapter and section:

Cemeteries Act C 30 RSM 1970
SM 1971, c. 82, s. 5
SM 1972, c. 81, s. 4
SM 1976, c. 69, s. 7
SM 1977, c. 57, s. 2

The next step is to put all of the amendments into context within the 1970 Act, and then we'll have a picture of how *The Cemeteries Act* was comprised in 1980.

For more information about finding historical legislation, access our Finding Point-in-Time Legislation guide in the [Legal Ease](#) section of the [Great LEXpectations](#) website.



The Manitoba Law Library is on Twitter!
Follow us [@MBLawLibrary](#) for the latest updates on essential legal information and resources.

Continuing Professional Development *So Many Options!*

EILEEN DERKSEN, Director - Continuing Professional Development



Sometimes we hear members say “I just need to get my hours...” While I understand there is a concrete requirement that is measured by hours, my heart sinks a bit when I hear professional development reduced to “hours”.

The Mandatory Continuing Professional Development rules were put in place to provide a minimum requirement to assist you in making sure that you prioritize maintaining and enhancing your professional competence... reality is, we all work to “deadlines”. The real intention is for you to reflect on your competence and determine your professional development needs so you can then find meaningful resources to address your needs and goals. This is not about just “getting your hours”. Please don’t do that to yourself, that’s just wasting your time and energy!

Now, more than ever, you have a vast array of options to enhance your own professional development. Online resources abound and you can access them at virtually (so punny) any time of day. This is excellent news as we know that the needs of individual lawyers vary a great deal and there is no one provider of CPD that can offer all things to all lawyers.

Here in Manitoba we are particularly fortunate to have a collaborative and collegial relationship amongst the various arms of the legal profession. Each arm contributes to and offers educational opportunities and I highly recommend that you take a look around to ensure you are taking advantage of the most relevant CPD for you and your practice.

Here are a few places for you to look for high quality CPD:

- [Manitoba and Canadian Bar Association](#)
- [Robson Hall Law School Events](#)
- Robson Hall also has video recordings of past lectures posted on YouTube:
 - [2021-2022 Distinguished Visitor Lecture Series](#)
 - [2020-2021 Distinguished Visitor Lecture Series](#)
 - [Indigenous legal & Human rights topics](#)
 - [Robson Hall general playlist](#)
- Manitoba Law Library posts education events from a variety of providers on their [Law Library Events Calendar](#)
- [Criminal Defence Lawyers Association of Manitoba](#)
- The Federation of Law Societies of Canada:
 - [National Criminal Law Program](#)
 - [National Family Law Program](#)

And yes, the Law Society of Manitoba also offers [CPD Programs, both live and on demand](#).

As always, if you have any questions about CPD or the requirements you may contact us at: cpd@lawsociety.mb.ca or mcpd@lawsociety.mb.ca.



Justice Canada has a number of family law resources, including **free** online training to support legal professionals.

Most recently they have released important resources and practical guidance to help practitioners identify and respond to family violence in their family law cases.

In particular, we encourage you to consider accessing the:

1. [HELP Toolkit: Identifying and Responding to Family Violence for Family Law Legal Advisors](#)
2. [Online Training for Professionals](#) which offers free access to five courses:
 - 1) Introduction to Federal Family Law Amendments
 - 2) Family Violence and Family Law for Legal Advisors
 - 3) Parenting under the New Divorce Act
 - 4) Family Dispute Resolution and Duties for Parties to a Proceeding
 - 5) Relocation under the Divorce Act

Visit [Justice Canada Changes to Family Laws](#) to find and access all their resources.

Education Centre Calendar of Events

Upcoming Programs

Update on Medical Assistance in Dying (MAiD)

An overview of the current MAiD legislation and more

March 16, 2022

12:00 noon - 2:00 p.m.

[Register](#)

Taking Care of the Mind that Leads

Promoting mindfulness and well-being

April 21, 2022

12:00 noon - 1:30 p.m.

[Register](#)

The New Limitations Act

New limitation periods in effect on September 30, 2022

April 28, 2022

1:00 p.m. - 4:00 p.m.

[Register](#)

Réflexions du banc concernant la pratique du droit en français

le 25 mai 2022

Réservez la date !

2022 Northern Bar CPD

June 3, 2022

Save the Date!

Other CPD Resources

CPD On Demand

- **CPDonline:** *Access over 150 on demand CPD sessions for legal professionals*
- **Members Only CPD:** *Collaborations with the MBA, Teranet Manitoba and others*

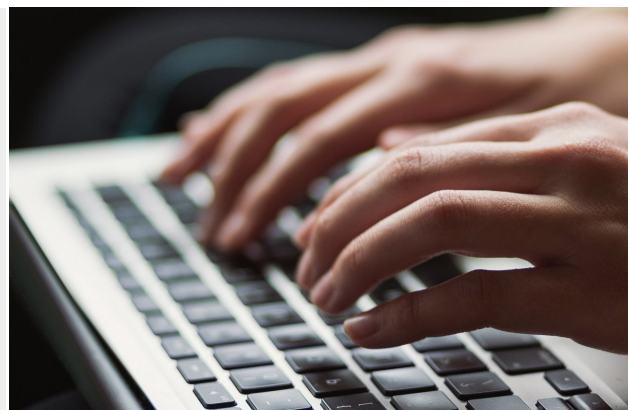
Practice Resources

- **Practice Area Fundamentals:** *Real Estate, Criminal Law, Wills and Estates and more*
- **Professional Responsibilities:** *Trust Accounting, Equity, Diversity & Inclusion, and more*
- **Practice Management:** *Retainers, Contingency Planning, Retirement, and more*

Did You Know?

It is now easier than ever to **register for CPD Programs!**

Simply visit the [CPD Programs](#) page on the Education Centre and click on the session that you are interested in to begin.



Upcoming IMPORTANT DATES At a Glance



MARCH 21

FIRM PROFILE DEADLINE

by 4:00 p.m.

for 2023-2024 Articling Recruitment

MARCH 24

BENCHER MEETING

12:30 p.m.

APRIL 1

FILING DEADLINE

2021 Annual Member Report

APRIL 1

FILING DEADLINE

2021 Mandatory Continuing
Prof. Development (MCPD) Report

APRIL 1

RENEWAL DEADLINE

Law Corporation Permit

APRIL 1

PAYMENT DUE

2022-2023 Practising Fees



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Sacha Paul

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Law Society staff working
remotely remain available
by either email or phone
during core office hours.

lawsociety.mb.ca

