

Amendment History

September 26, 2013

The Benchers approved a renumbering scheme for the *Code of Professional Conduct*, assigning a new number to each chapter, section, rule and commentary.

The Benchers approved amendments to the *Code of Professional Conduct* (Rules 1.1, 3.1-2, 3.2-1A, 7.2-6A) to provide guidance to lawyers who provide legal services under limited scope retainers.

January 30, 2014

The Benchers approved amendments to the *Code of Professional Conduct* (Rules 3.2-1 (Commentary), 3.4-2A, 3.4-2B, 3.4-2C, 3.4-2D and Commentary) to facilitate the provision of short-term summary legal services by reducing the scope of the conflicts check required when providing advice or representation of a summary nature under the auspices of a *pro bono* or not-for-profit legal services provider.

April 9, 2015

The Benchers approved the following amendments to the *Code of Professional Conduct*:

- (a) Rule 1.1-1 amendments to the terms:
 - (i) client;
 - (ii) conflict of interest;
 - (iii) consent;
 - (iv) disclosure (deleted);
 - (v) interprovincial law firm (deleted).
- (b) Section 3.1 amendment to add commentary [7B] to the competence rule 3.1-2.
- (c) Rules 3.2-2A and 3.2-2B amendment to add language rights rules and commentaries.
- (d) Section 3.3 amendment to add new rule 3.3-7 and commentary on disclosure on transfer between law firms.
- (e) Section 3.4 amendment to the conflicts rules 3.4-1 to 3.4-11, 3.4-17 to 3.4-26 and 3.4-27 to 3.4-41.
- (f) Section 3.5 amendment to add new rule 3.5-7 and commentary on client property.
- (g) Section 5.1 amendment to add rule 5.1-2A and commentary on incriminating physical evidence.

September 9, 2016

The Benchers approved the following amendments to the *Code of Professional Conduct*:

- (a) Rule 3.2-1 and Rule 7.1-3 (re: treatment of equity seeking groups and the duty to report).
- (b) Rule 5.3 – deleted;
Rule 5.4 – deleted;
New Rule 5.4-1 – Communicating with Witnesses;
New Rules 5.4-2 and 5.4-3 – Conduct During Witness Preparation and Testimony.
- (c) Rule 7.8-1 – new Commentary 1;
Rule 7.8-2 – removes “reasonableness” requirement;
Rule 7.8-2 – new Commentary 1.
- (d) Miscellaneous Typos:
 - (i) Rule 3.4-2D – minor amendment to Commentary 2 to address missing language;
 - (ii) Rule 3.4-4 – Commentary 4 (reference to Rule 3.4-20 rather than 3.4-26);
 - (iii) Rule 5.7-1 – renumbering.

September 8, 2017

The Benchers approved the following amendments to the *Code of Professional Conduct*:

- (a) Rule 3.1-2 (re: competence - amendments to Commentaries 8 and 9).
- (b) Rule 3.2-7 (re: dishonesty, fraud by client or others – expand Rule heading, Rule and Commentaries 2 and 3).
- (c) Rule 3.7-1 – delete last sentence of Commentary 3 and delete Commentaries 3A and 3B;
Rule 3.7-7A and Rule 3.7-7B – new Rules relating to leaving a law firm;
Rule 3.7-9 – add new Commentary 5 (manner of withdrawal)
- (d) Rule 5.1-2A – add sentence to Commentary 4 and add sentence to Commentary 5 (incriminating physical evidence);
- (e) Rule 7.2-9 – amend typo in Commentary 1
Rule 3.4-21 and 3.4-22 – amend typos.