

# CONTAMINATED SITES 2018: AVOIDING AND SOLVING PROBLEMS

OCTOBER 18<sup>TH</sup>, 2018

**9:00 Welcome and Introduction by PBLI**

**9:05 Chairs' Welcome and Introduction**

**Paul Cassidy**  
McCarthy Tétrault LLP  
**Greg Quandt**  
Hemmera Envirochem Inc.

**9:10 2018 Case Law Update**

**Paul Cassidy**  
McCarthy Tétrault LLP

- A review of recent decisions of the BC Supreme Court and Court of Appeal, as well as relevant tribunal decisions

**9:50 Questions and Discussion**

**10:00 Refreshment Adjournment**

**10:15 Anatomy of a Contaminated Sites Dispute**

**Aidan Cameron**  
McCarthy Tétrault LLP  
**Eva Gerencher & Cindy Ott**  
SLR Consulting (Canada) Ltd.  
**Jana McLean**  
BR Law  
**Janice Walton**  
Blake, Cassels & Graydon LLP

- A unique look at contaminated sites litigation through a demonstration cross-examination of expert witnesses

**11:45 Questions and Discussion**

**12:00 Networking Lunch**

**1:00 Buying or Selling Contaminated Lands: Mitigation and Avoidance of Unintended Liabilities**

**Kinji Bouchier**  
Lawson Lundell LLP  
**Owen James**  
McEwan Partners

- Strategies and approaches to avoiding legal challenge on contaminated sites acquisition or divestment
- The importance of language in PSAs: Real world experience

**1:45 Questions and Discussion**

**1:55 Refreshment Adjournment**

**2:10 Professional Judgement: CSAP and MOE's Expectations**

**Duncan Macdonald**  
PGL Environmental Consultants  
**Peter Reid**  
Hemmera Envirochem Inc.  
**Tara Siemens Kennedy**  
SNC-Lavalin

- Issues surrounding the concept of "Professional Judgement"
- How can CSAPs be better enabled to apply professional judgement?

**2:55 Questions and Discussion**

**3:05 Ministry of Environment Update**

BC Ministry of Environment

**3:45 Questions and Discussion**

**3:55 Chairs' Closing Remarks**

**4:00 Program Concludes**