



The Woodward Workshops in First Nations Law and Governance

“Knowledge Sharing Series”

Join one of Canada’s leading Aboriginal law firms for a series of high quality, low cost workshops on various law and governance topics.

Harvest Time: Realizing the Economic Promise of Aboriginal Rights

Hosted with Coast Salish Insurance Services Partnering with New Sky Insurance and Risk Management Solutions and Jardine Lloyd Thompson Canada

Topics to be Covered:

- What is a Benefit Sharing Agreement?
- Is a Benefit Sharing Agreement a good opportunity for your community?
- What important clauses should go into your Benefit Sharing Agreement to protect your community’s Aboriginal rights and title?



DATE: November 4, 2009 10 a.m. – 2 p.m.
PLACE: The Comeakin Room, Quw’utsun’ Cultural and Conference Centre, Duncan BC
COST: \$30 (includes lunch)

November Profile: Eamon Murphy

Those Irish eyes are back!

Eamon Murphy is returning to Woodward and Company after four years running a law firm on Salt Spring Island. Eamon continued to practice Aboriginal law while residing on Salt Spring, and has broadened his practice to include a wide range of litigation and administrative law issues, as well as corporate and real property law.

Eamon began his career as lawyer at Woodward & Co. in 1999 and soon focused on fisheries litigation, including Aboriginal fishing rights cases and fish farm litigation.

Eamon will be resuming his practice at Woodward & Co., focusing on employment policy development and litigation for First Nations and Aboriginal groups, advising about economic and corporate development issues and assisting on Aboriginal rights litigation and reserve land development.



Eamon is also an accomplished musician who played keyboards professionally before becoming a lawyer. He still loves to play piano but, like his practice, his hobbies have broadened also: he enjoys soccer, cycling and gardening in his spare time.

UPCOMING EVENTS:

Fundraising Event: Sat. Nov. 14, 8:30pm – Guatemala Red Yellow Green & Blues (for G.A.S.A.). At White Eagle Hall, 90 Dock Street, Victoria. (Formerly “Masala Guatemala”.)

Speaking Engagement: Calgary, AB Fri. Nov. 27, 5 – 7pm
“Tar Sands on Trial: The Beaver Lake Cree Fight Big Oil to Save the Boreal.” Jack Woodward presents with Andrew Nikiforuk and Garth Lenz. **See the W&Co website for details.**

www.woodwardandcompany.com

W&Co Converts to an LLP

Notice to clients of change in structure

As of November 1, 2009, Woodward and Company has become a Limited Liability Partnership, signified by the letters LLP after the official name “Woodward & Co. Lawyers, LLP.”

As the Law Society requires, all clients are referred to the following notice:

The partners in a limited liability partnership are not personally liable for the negligent acts or omissions of another partner or an employee unless the partner knew of the negligent act or omission and did not take reasonable steps to prevent it. Each partner is personally liable for his or her own actions, and the partnership continues to be liable for the negligence of its partners, associates and employees. Accordingly, there is no reduction or limitation on the liability of the partnership.

As of November 1st the following lawyers are partners in the new firm:

Jack Woodward
Eamon Murphy



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One of **Woodward & Co's** clients, **Nunavut Tunngavik Inc.**, is intervening in the November 12 Supreme Court of Canada hearing for *Little Salmon/Carmacks First Nation v. Yukon*, an important case about whether the Crown's duty to consult applies to modern treaty rights.

The key question is whether Yukon must, before granting a parcel of land to a private party, consult with the First Nation about the impacts that the grant would have on the First Nation's treaty rights and if so, whether Yukon has already met that duty.

Yukon's position is that such consultation is not required under the *Little Salmon Carmacks First Nation Final Agreement* (a modern land claims settlement) and that, in any event, it has already adequately consulted.

Little Salmon/Carmacks and Aboriginal interveners, including Nunavut Tunngavik Incorporated, have advanced various arguments for why the Crown's constitutional common law duty to consult applies even in the context of this modern land claims settlement.

Woodward & Co associate **Dominique Nouvet** and her co-counsel Jim Aldridge have prepared NTI's intervention on this appeal.

Jack speaks to the audience in Toronto.

THE BEAVER LAKE CREE FIGHT TO STOP TAR SANDS EXPANSION GOES ON THE ROAD

Jack Woodward and **Drew Mildon** travelled to Toronto and Ottawa at the end of October to explain the groundbreaking legal action filed to protect the Beaver Lake Cree Nation's constitutionally guaranteed treaty rights and way of life against tar sands developments in BLCN's traditional hunting and fishing lands.

The Toronto event was sponsored by Environmental Defence. It included presentations to investors, media interviews and a well-attended speaking event at Trinity College. In Ottawa, the trip coincided with Indigenous Sovereignty Week, and was organized by Sierra Club of Canada. The trip raised awareness and some funds for the band. Next stop: Calgary on November 27th.