

WestlawNext Canada Newsletter

January 2018

ANNOUNCEMENT

Increased Pay-Per-View Usage Rates for Westlawnext® Canada

Domestic and International Content on WestlawNext Canada: Pay-Per-View rates and suggested chargeback values* for content on WestlawNext Canada have increased as of January 1, 2018 to reflect increases in editorial costs and enhancements in 2017. For Domestic content, Pay-Per-View rates and suggested chargeback values have increased by approximately 5-10%. For International content, these values have increased by approximately 25%. The new figures are posted [here](#).

**Suggested chargeback values are applied to usage within your subscription plan and are suggested amounts that you may choose to discount should you wish to charge your research back to clients. These values are assigned to content types which are included in your subscription and are never billed or invoiced.*

WHAT'S NEW

Legislative Watch

Legislative Watch is a new addition to LawSource on WestlawNext Canada that allows customers to track a bill from parliament and all provincial and territorial legislatures. Researchers can track individual bills or track bills relating to specific statutes.

Expanded Tribunal Coverage

As part of our commitment to consistently update our content to enhance your work performance, WestlawNext Canada has expanded coverage for the following tribunals:

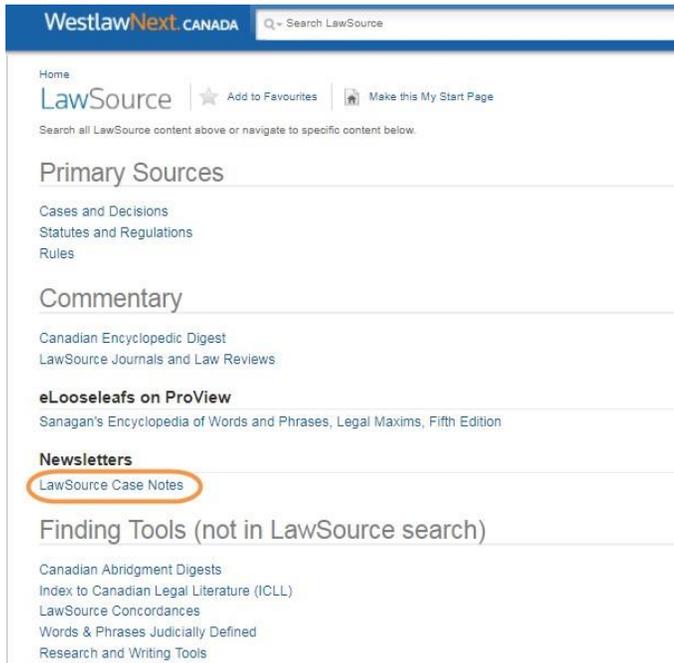
Board	Coverage
Alberta Information and Privacy Commissioner Decisions	Comprehensive coverage from 2005 forward
British Columbia Office of Commissioner of Information and Privacy	Comprehensive coverage from 2005 forward
British Columbia Review Board	Comprehensive coverage from 2006 forward Selected coverage from 1992 to 2005
Canada Industrial Relations Board	Comprehensive coverage from 1999 forward
Canadian Radio-television and Telecommunications Commission	Comprehensive coverage from 2007 forward
College of Physicians and Surgeons of Manitoba (Executive Committee, Inquiry Panel and Investigation Committee)	Comprehensive coverage from 2010 forward
Newfoundland and Labrador Office of the Information and Privacy Commissioner	Comprehensive coverage from 2011 forward
Ontario Prosecution Disposition Reports	Comprehensive coverage from 2011 forward Selected coverage from 1989 to 2010
Toronto Local Appeal Body	Comprehensive coverage from 2017 forward

To access these decisions directly, simply enter the name of the board into the "Court Name" field in the Cases and Decisions search template.



LawSource Case Notes Newsletter

In partnership with Law Times, WestlawNext Canada is pleased to announce its new current awareness newsletter, LawSource Case Notes. Available with a LawSource subscription, LawSource Case Notes provides readers with summaries of select new Supreme Court of Canada cases, significant or interesting decisions from the Federal courts (trial, appeal and tax), as well as cases from across the country. LawSource Case Notes can be accessed from the LawSource home page under the new Newsletters heading under Commentary:



WestlawNext CANADA

Home
LawSource [★ Add to Favourites](#) [🏠 Make this My Start Page](#)

Search all LawSource content above or navigate to specific content below.

Primary Sources

- Cases and Decisions
- Statutes and Regulations
- Rules

Commentary

- Canadian Encyclopedic Digest
- LawSource Journals and Law Reviews

eLooseleafs on ProView

- Sanagan's Encyclopedia of Words and Phrases, Legal Maxims, Fifth Edition

Newsletters

- LawSource Case Notes

Finding Tools (not in LawSource search)

- Canadian Abridgment Digests
- Index to Canadian Legal Literature (ICLL)
- LawSource Concordances
- Words & Phrases Judicially Defined
- Research and Writing Tools

It can also be accessed from WestlawNext Canada's Articles and Newsletters page, under Newsletters:

Newsletters

[Cournoyer-Ouimet en bref](#)

[Canadian Labour Reporter](#)

[The Employment Bulletin \(Editor: Mark Fletcher\)](#)

[Milligan's Criminal Law Advisor](#)

[Dismissal and Employment Law Digest \(D.E.L.D.\) \(Levitt\)](#)

[DLA Piper Intellectual Property Law Newsletter](#)

[Epstein's This Week in Family Law](#)

[Houlden and Morawetz Insolvency Newsletter](#)

[Kim Spencer McPhee Class Action Monitor](#)

[LawSource Case Notes](#)

[Mack's Criminal Law Bulletin](#)

[Mann's Technology Newsletter](#)

[McKeown Brand Management in Canada](#)

[Police Powers Newsletter](#)

[RegQuest](#)

[Securities Newsletter](#)

[Segal's Motor Vehicle and Impaired Driving Newsletter](#)

[Watt's Criminal Law and Evidence Newsletter](#)

[WeirFoulds Estates & Trusts Newsletter](#)

LawSource Case Notes documents contain summaries with hyperlinks to both the relevant Canadian Abridgment classification, as well as to the full text case:

[Administrative law - Standard of review](#)

Decision to issue notice of compliance was reasonable

Reasonableness. Minister of Health made decision to issue notice of compliance (NOC) to TC Inc. for exemestane tablet, which was generic version marketed by PC Inc.. Minister of Health made decision to issue NOC to HH Inc. for its 100 mg/vial inflixmab powder solution, which was generic version marketed by J Inc. . PC Inc. brought application to challenge issuance of NOC. Federal judge found that standard of review of minister's decision was correctness, that minister's interpretation of regulations was incorrect and thus, decision to issue NOC was set aside. J Inc. also brought application to challenge issuance of NOC and on consent of parties, federal judge set aside decision to issue NOC. PC Inc. and J Inc. appealed and appeals were consolidated. Appeal allowed. Federal judge erred by reviewing minister's decisions on standard of correctness. Applying standard of reasonableness, decision to issue NOC was reasonable. Contextual analysis did not rebut presumption of reasonableness. While regulations were enacted pursuant to Patent Act which fell under Ministry of Industry, not Health, this was too narrow of view of prevailing jurisprudence . Presumption of reasonableness applied when administrative decision-maker was interpreting not just its home statute, but also when decision-maker was interpreting "statutes closely connected to its function" which applied equally to regulations that were closely connected to function of Minister of Health.

Administrative law—Standard of review—Miscellaneous

Teva Canada Ltd. v. Pfizer Canada Inc., 2016 FCA 248, 2016 CarswellNat 5051, 271 A.C.W.S. (3d) 234, 488 N.R. 110 (F.C.A.)

[TOP](#)

Criminal Reissue

A completely revised Canadian Abridgment Criminal Law classification scheme is now available on WestlawNext Canada. Last revised in 2007, the Criminal Law classification scheme, was fully reviewed in order to better reflect the way our users research Criminal law. Consultation with the judiciary, practitioners and academics resulted in significant revisions to the classification scheme to reflect developments within the field and best meet research needs. Some highlights include:

Sentencing

- Sentencing digests are separated into their own section to make them easier to find (previously there was a sentencing section under each individual offence).

Offences

- Offences are now organized to correspond with Criminal Code headings (previously offences were listed alphabetically).

Procedural Issues

- Procedural issues of particular interest to practitioners were moved to higher classification level, and are now easier to find. The following are now top level classifications:
 - Investigation and arrest
 - Search and seizure
 - Bail, interim release and detention
 - Disclosure
 - Jury

Appeals

- Moved to a separate, upper level classification, it's easier to find appeals by ground, e.g. Conduct of judge or counsel.

Modernization

- Language was modernized to reflect how users think about criminal law; case names were added to classification headings:
 - Crown disclosure (Stinchcombe)
 - Third party disclosure (O'Connor)
- All restorative justice headings are grouped together

Lawyers from our Legal Writing Group conducted a thorough case-by-case review of the over 203,000 digests to ensure proper placement within the new scheme.

More Titles for Texts and Annotations

You can now Browse Legal Topics and access enhanced Text and Annotations when browsing titles on FamilySource and InsolvencySource.

COMING SOON

Related Proceedings

Keycite Canada on WestlawNext Canada currently contains the direct history of a case available on the History tab. This includes graphical KeyCite, which offers a pictorial view of your case's history. It's the fastest way to see how a case has moved through the court system. WestlawNext Canada will now be adding relationships to cases that are not part of the direct appellate history (applications, interlocutory motions, etc.)

"Related Proceedings" will link from the KeyCite display to a separate document that includes both the direct history and any interlocutory matters at each level of that history chain, giving you more case relationships and more case information.

DID YOU KNOW?

WestlawNext Canada French interface

Did you know that you can conduct legal research on WestlawNext Canada in French? Simply click on the "Basculer vers l'interface française" link in the footer on any screen to switch from the English interface to the French one. The French User Interface includes pages beyond the Sign on and Home pages, such as content search pages, results list displays, document delivery and foldering tools across the WestlawNext Canada service.

TEST9231072 | Legal Topics | Folders | History | Alerts | Help | Sign Off

WestlawNext CANADA

Search Tips
q- Enter search terms, citations, databases, anything ... FIND Search ADVANCED

Browse

Find and KeyCite by Name | McGill Guide | International | Products | Product Information

Primary Sources

Cases and Decisions	Statutes and Regulations	Rules
Securities Regulatory Materials and Bulletins	Policy Documents and Directives	

Commentary

Canadian Encyclopedic Digest	Texts and Annotations	Legal Memoranda
Articles and Newsletters	Collective Agreement Summaries	Personal Injury Practical Guidance (ON)

Court Documents

Pleadings, Motions and Facta/Briefs	Insolvency Court Filings	
-------------------------------------	--------------------------	--

Finding Tools (not in federated search)

Browse Legal Topics	Words & Phrases	Index to Canadian Legal Literature (ICLL)
Canadian Abridgment Digests	Quantum Services	Legal Directories
Legislative Concordances	Indices	Canadian Guide to Uniform Legal Citation (McGill Guide)
Forms and Precedents	Research and Writing Tools	Defined Terms (Cases and Legislation)

Getting Started | Help | Basculer vers l'interface française | Sign Off

Preferences | My Contacts | Getting Started | Help | Basculer vers l'interface française | Sign Off

THOMSON REUTERS

Copyright © Thomson Reuters Canada Limited or its licensors (excluding individual court documents). All rights reserved. | Licence Agreement | Privacy | Accessibility | Contact Us
Need Help? 1-800-397-5164 Improve WestlawNext Canada