

ALAI CANADA

News

July
2013

ANNUAL GENERAL MEETING 2013 PRESIDENT'S REPORT

President's report on the ALAI Canada annual general meeting that took place in Montreal on Wednesday, April 24, 2013.

It is my pleasure today to deliver to you the report of our association's activities since the last annual general assembly, which took place on April 18, 2012. I will report on our activities – national and international – management of ALAI Canada, and ALAI Canada's new brand image.

National Activities

In 2012, Bill C-11 was finally adopted in November, and the Supreme Court made five important rulings regarding copyright. ALAI offered its members an interesting and varied range of activities, some of which were related with these subjects.

The annual conference, which took place in Montreal on September 28, marked the kick-off for the city's fall-winter season. The conference was organized in the context of the imminent adoption of Bill C-11 and was titled "C-11: For Better and for Worse." It took place at the Centre d'Archives de Montréal before a full house.

I would like to thank our conference chair and ALAI board member, Catherine Bergeron, for her dedication and energy in organizing this conference and the other talks held in Montreal. I would also like to thank the members of the conference committee and the board of directors for their involvement, especially Cindy Bélanger in Montreal and Andrea Rush in Toronto.

Aside from the annual conference, a number of dinner and breakfast talks have taken place since the last annual general meeting.

First, immediately after the annual general meeting on April 18, lawyer Véronique Roy gave a talk on the issues, legal aspects, and customs of publishing contracts. Following that, a talk on protection of software in Europe was delivered by Jacques De Werra. In early 2013, Julie Desrosiers of Fasken Martineau gave a presentation on copyright damages. Then, Mario Bouchard, a lawyer with the Copyright Board of Canada, gave a talk titled "Quintette à (dis?)corde opus 1, no 1, œuvre collective composée sur la direction de McLachlin: l'altiste en répétition." The final talk was presented by Sébastien Pigeon, lawyer for Aetios Production inc., on parody and satire and the evolution of fair dealing.

In Toronto, three talks were presented:

“Hadopi Laws No. 1 and 2, Impact on Peer to Peer File Sharing and Protection of Personal Data Under the Laws of France,” by Anne Sylve Vassenaix-Paxton

“Copyright Quintet opus 1, no 1, by McLacklin et al. Playing the Score,” by Mario Bouchard, Copyright Board of Canada

“Judicial Review of Copyright Decisions,” by the Honourable Michel Bastarache, the Honourable David Stratas, and the Honourable John Morden (moderator)

Finally, in Quebec City, Louis Cloutier, legal counsel for Frima Studio, gave a talk about lawyers and video games – copyright and its issues in everyday life.

International

As the Canadian branch of ALAI, ALAI Canada attended the annual study days that took place, in October 2012, in Kyoto, Japan, with the theme “Copyright and Related Rights in the ‘Cloud’ Environment.”

Management

Now, let’s turn to the question of management of ALAI Canada.

One member of the board of directors, Anthony Hémond, resigned from the board. He was replaced by Jean-Philippe Paré, of the Bibliothèque et Archives nationales du Québec, by a vote of the board of directors.

Today’s meeting also marks the end of the mandates of Catherine Bergeron and Hélène Messier, both of whom have indicated their desire to continue for another mandate.

We will confirm these continued mandates in a vote, to be held later in our agenda.

I would like to take advantage of this opportunity to give my sincere thanks to all other members of the board of directors: Ysolde Gendreau, professor (outgoing chair); Cindy Bélanger, lawyer (treasurer); Catherine Bergeron, lawyer (chair of the conference committee); Georges Azzaria, professor (secretary); Hélène Messier, lawyer; Jean-Philippe Paré, lawyer; Marianne Proulx, lawyer; Aidan O’Neill, lawyer; and Anne Godbout. I would like to thank Andrea Rush, lawyer, who helped to organize a number of the Toronto activities this year.

I would also like to express my gratitude to our administrative secretary, Gisèle Chabot, without whom ALAI Canada could never run as smoothly.

New brand image

It is my pleasure to announce that this year ALAI invested in improving its brand image. You will soon receive revamped invitations. An example of this new stationery has been included with your documents. I would like to thank Marianne Proulx for having taken responsibility for obtaining bids and for relations with the graphic designer to arrive at this image, all during her maternity leave! Thanks, Marianne.

2013

Our next talk, for spring 2013, will be by the Honourable Michel Bastarache, on May 14, on the judicial review of decisions by the Copyright Board.

I would like to invite anyone who would like to be involved in organizing talks or to propose subjects to write to ALAI or come and talk to me later today. We are always listening to member requests, so if you are interested in particular subjects tell us about your ideas, even if they aren't yet in concrete form!

Madeleine Lamothe-Samson

BOARD OF DIRECTORS

The ALAI board of directors is composed as follows:

Madeleine Lamothe-Samson, Norton Rose Fulbright Canada, president

Vice-president: to be announced

Cindy Bélanger, Heenan Blaikie, treasurer

Georges Azzaria, Université Laval, secretary

Ysolde Gendreau, Université de Montréal, outgoing president

Catherine Bergeron, Robic, administrator

Hélène Messier, Copibec, administrator

Aidan O'Neill, Fasken Martineau Dumoulin, administrator

Jean-Philippe Paré, Bibliothèque et Archives nationales du Québec, administrator

Marianne Proulx, Cirque du Soleil, administrator

MEMBERS

ALAI Canada welcomes the following new members:

BELLEMARE, Éric, student, Université McGill

BISSONNETTE, Joëlle, APEM

CRAWLEY, Alexander, Bellweather Productions Inc.

DION-DUVAL, Audrey, Université de Montréal

FARLEY-CHEVRIER, Francis, UNEQ

GODIN, Keven, Stein Monast

HOPE, Chris, Cassels Brock & Blackwell

LEDUC, Geneviève, APFTQ

THOMAS, Ariel, Fasken Martineau

VERVILLE, Sophie, Université Laval

Returning members: BARSALOU, Geneviève, Jolicoeur Lacasse; FINLAY, Erin, Access Copyright; GÉRIN, Michel, IPIC; LEGAULT, Robert B., LJT; SELINE, Janice, CARCC

The complete membership list is available on the ALAI site: www.alai.ca

ANNUAL CONFERENCE

The annual conference, titled “C-11: For Better and for Worse,” held on September 28, 2012 was a great success. Here is the list of speakers:

Lawyer Annie Morin, Artisti

Lawyer Stéphane Gilker, Fasken Martineau Dumoulin

Lawyer Hélène Messier, executive director, Copibec

Olivier Charbonneau, Concordia University

Marcel Boyer, professor emeritus of economic science, Université de Montréal and Fellow of CIRANO and the C.D. Howe Institute

Lawyer Claude Brunet, Norton Rose Fulbright Canada

Alain Lauzon, executive director, SODRAC

Lawyer Gilles M. Daigle, Gowlings

Lawyer Jonathan Lee Hickey, Québecor Media

David Fewer, director, Samuelson-Glushko Canadian Internet Policy and Public Interest Clinic

Éric Franchi, lawyer specializing in copyright and teacher at INIS

Prof. Peter Yu, Drake University Law School

Prof. Ysolde Gendreau, Faculty of Law, Université de Montréal

Victor Nabhan, international legal consultant and president of ALAI International

ALAI INTERNATIONAL

ALAI International’s annual congress will take place this year in Cartagena, Colombia, September 16–18, and the theme will be distribution and management of works on the Internet. All information is available on the congress Web site,

www.alaicartagena2013.com .

ACTIVITIES

You will receive regular updates on our talks. Please note that the talks are accredited by the Barreau du Québec for continuing education. Visit our Website for more information: www.alai.ca.

TELL US YOUR NEWS

ALAI invites all members to tell us their news or make suggestions for new activities.

You can send your news to: alaican@aei.ca