

MEMBERSHIP

The Canadian IT Law Association ("IT.CAN") is currently accepting memberships for 2017. For more information about joining IT.CAN please visit our website at www.it-can.ca or contact Executive Director Lisa Ptack at lisa.ptack@it-can.ca. Please note the special introductory membership rate of \$100 for new members.



CONTACT US

FOR QUESTIONS ABOUT REGISTRATION

**Thomsom Reuters,
Media Solutions Canada**

Telephone:
416-609-5868

Toll Free:
1-877-298-5868

Email:
carswell.media@thomsonreuters.com
Please mention IT-CAN in the subject line

FOR GENERAL QUESTIONS
ABOUT IT.CAN

Lisa Ptack, Executive Director

Telephone:
905-889-0640

Email:
lisa.ptack@it-can.ca

Powered by



GENERAL INFORMATION

HOW IT WORKS

The layout of this year's Spring Forum allows you to customize your day to suit your learning needs. Create your own conference of up to 10 courses to achieve your professional development goals.

All courses are offered in multiple learning environments: **In-Class, Live Webinar** or **Archived Webinar**.

THEMES

The day consists of 2 themes: **1. IT Contracting and Negotiation: Strategies for Practical Implementation** and **2. Current Issues in IT Law**.

You are not required to stick to one theme; out of the 10 informative courses, select those that appeal to you to create your perfect schedule.

PICK YOUR COURSE

If you wish to take two courses that are happening at the same time, no need to worry, we have a solution. All courses will be recorded and available to purchase as an **Archived Webinar**. To ensure a full day of learning, you must choose a minimum of 5 courses.

TO REGISTER VISIT WWW.IT-CONFERENCE.CA

Register before April 3, 2017 and Save 10%

ACCREDITATION

LAW SOCIETY OF BRITISH COLUMBIA

This program has been accredited by the Law Society of British Columbia for the professional development requirement for certification.

LAW SOCIETY OF UPPER CANADA (CPD)

This program can be applied towards the 9 Substantive Hours of Continuing Professional Development (CPD) required by the Law Society of Upper Canada. There are two sessions that have been accredited for Professionalism hours. Please see the program outline for details.

BARREAU DU QUÉBEC

The Barreau du Québec automatically recognizes the same number of hours for this training activity, as long as it has been accredited by another Law Society that has adopted MCLE.

LAW SOCIETY OF NEW BRUNSWICK

This program has been accredited by the Law Society of New Brunswick for the mandatory continuing professional development requirement.

LAW SOCIETY OF ALBERTA

For Alberta lawyers, consider including this course as a CPD learning activity in your mandatory annual Continuing Professional Development Plan as required by the Law Society of Alberta.

For details regarding the hours of each session, please see the **Program Outline.*

PRICING

REGISTER ONLINE AT WWW.IT-CONFERENCE.CA

	IN CLASS SELECTION	NON IT.CAN	IT.CAN
BEST VALUE	Full Access (Full Day + 5 Webinar Archives)	\$1,800	\$1,700
	Full Day (5 In-class)	\$1,175	\$1,075
	Full Day + 1 Webinar Archive	\$1,350	\$1,250
	Full Day + 2 Webinar Archive	\$1,500	\$1,400
	Full Day + 3 Webinar Archive	\$1,625	\$1,525
	Full Day + 4 Webinar Archive	\$1,725	\$1,625
	WEBINAR SELECTION	NON IT.CAN	IT.CAN
BEST VALUE	Full Access (Full Day Web + 5 Webinar Archives)	\$1,600	\$1,500
	Full Day Web (5 Live Webinars)	\$975	\$875
	Full Day Web + 1 Webinar Archive	\$1,150	\$1,050
	Full Day Web + 2 Webinar Archive	\$1,300	\$1,200
	Full Day Web + 3 Webinar Archive	\$1,425	\$1,325
	Full Day Web + 4 Webinar Archive	\$1,525	\$1,425

**Prices do not include tax*

In class participants can choose between print and digital material. If you wish to receive both an additional charge of \$99 will apply. Webinar participants will receive an online link to access the program materials.

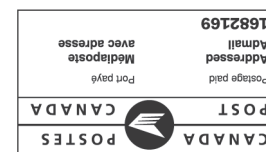
PRICE CLARIFICATION

In-class registration fee includes the course, materials, breakfast, lunch and coffee breaks. Substitutions are granted with notification to Carswell Media.

Webinar price is on a per-person basis. For payment of the price for one person, only one individual is allowed to be logged in, and viewing at a time. To inquire about Group Rates, please contact Carswell Media.

CANCELLATION AND REFUND POLICY:

Full refunds, less a \$250.00 (plus applicable taxes) administration fee, will be given for cancellations received in writing 10 business days before the course start date. Unfortunately, refunds cannot be provided after this date. Substitution of delegates may be made at any time. Please note that Carswell Media reserves the right to cancel any program deemed necessary and will, in such an event, make a full refund of registration fees paid. With this said, Carswell Media is not responsible for any travel expenses incurred. For reasons beyond the control of the course organizer, it may be necessary to change the subject agenda of the program and no liability is assumed for any such changes in content.



JOIN US FOR THE

2017 TECHNOLOGY LAW SPRING FORUM

CHAIRIED BY

Kirsten Thompson, McCarthy Tétrault LLP

Ian Thorburn, Solicitor, City of Toronto

St. Andrew's Club & Conference Centre

150 King Street West 16th Floor, Toronto ON, M5H 1J9

MAY 18, 2017 | WWW.IT-CONFERENCE.CA

L'Association canadienne du droit
des technologies de l'information



Canadian IT Law Association

PROGRAM OUTLINE

THEME 1: DRAFTING AND REGULATING IN A WORLD OF DISRUPTIVE TECHNOLOGIES

THEME 2: TECHNOLOGY CONTRACTING: THE EVOLUTION FROM A PRE-CLOUD TO A POST CLOUD WORLD

8:00-8:45
REGISTRATION & BREAKFAST

8:45-9:00
INTRODUCTIONS AND WELCOME
Kirsten Thompson, McCarthy Tétrault LLP
Ian Thorburn, Solicitor, City of Toronto

THEME 1

DRIVEN BY DATA: AUTONOMOUS AND CONNECTED VEHICLES AS DATA REPOSITORIES

1.5 hours CPD (Substantive)
Speakers: David Adams, President, Global Automakers of Canada
Helen Fotinos, McCarthy Tétrault LLP
Kelly Friedman, DLA Piper

- How the software industry is changing the automotive industry
- Regulating the vehicle as an information aggregator
- Auto cybersecurity
- Statutory data privacy requirements
- Third party use of data (advertisers, insurers)
- Ownership of data
- Intellectual property rights and software licensing
- Government regulation and policy
- The business framework for commercial agreements

RISK ALLOCATION IN CLOUD COMPUTING CONTRACTS

1.5 hours CPD (Substantive)
Speakers: Cory Freed, Senior Corporate Counsel, Microsoft Canada Inc.
John Le Blanc, Senior Legal Counsel, Scotiabank
Lisa R. Lifshitz, Torkin Manes LLP

- Differences between cloud and on premises risk allocation
- Limitations of liability:
 - Current trends
 - Carve-outs
 - Direct vs. indirect damages
- Indemnities:
 - Scope and limitations
 - Performance: Third party vs. first party
 - Intellectual property infringement
 - Privacy compliance/data breach
 - Security
 - Subcontractors
- Data management, location, access and usage
- Meeting regulatory requirements

10:30-10:45
REFRESHMENT BREAK

THEME 1

10:45-12:00

KEY CONSIDERATIONS IN PREPARING FOR, RESPONDING TO AND RECOVERING FROM A DATA INCIDENT

1.25 hours CPD (Substantive)
Speakers: Catherine Beagan Flood, Blake, Cassels & Graydon LLP
Christine Ing, Blake, Cassels & Graydon LLP
Derek May, Account Executive, Hub International Insurance

- Before a breach:
 - Drafting a cybersecurity plan and managing risk
 - Governance model
 - Leveraging industry standards
- During a breach:
 - Key considerations to preserve privilege
 - Retaining outside experts: Important 3rd party clauses
 - Reporting to regulators
- After a breach:
 - Insurance coverage limits, benchmarking and claims handling:
 - Third and first party coverages
 - How to determine appropriate limits
 - What does the claims process look like?

THEME 2

PROCUREMENT CONTRACTING MODELS FOR CLOUD VS. ON PREMISES

1.25 hours CPD (Substantive)
Speakers: Anaar Dhanji, Senior Counsel, Enterprise Strategic Sourcing, BMO Financial Group
Paul Emanuelli, General Counsel & Managing Director, The Procurement Office
Wendy Law, Deputy City Solicitor, City of Mississauga

- Procurement strategies for competing Cloud vs. on premises
- Due diligence considerations including:
 - Privacy
 - Information security
 - Regulatory requirements
- Distinctions in contracting models for procuring cloud services and contractual considerations

12:00-1:00
NETWORKING LUNCH

THEME 1

1:00-2:15

UNDERSTANDING THE REGULATORY ECOSYSTEM FOR THE FINTECH REVOLUTION

1.25 hours CPD (Substantive)
Speakers: Will Cornelissen, Partner, Deloitte Canada
John Jason, Counsel, Cassels Brock & Blackwell LLP

- How does Fintech fit into the Canada's financial regulatory environment?
- Regulatory requirements of Fintech as facilitator vs. disruptor
- Challenges of regulating nimble technology: Balancing security and innovation
- Jurisdictional issues and the regulatory landscape in Canada

- Current regulations on Fintech
- Fiduciary duty and robo advisors

THEME 2

IP CONTRACTING TO PROTECT OWNERSHIP IN A POST CLOUD WORLD

1.25 hours CPD (Substantive)
Speakers: Brian Gray, Norton Rose Fulbright Canada LLP
Chris Runstedler, Director of Business Affairs, Sandvine

- Licensing models to protect ownership
- Appropriate IP indemnifications and warranties
- Ownership of functionality and content features
- Open source and source code management issues
- What renewal protections exist?
- Drafting provider and customer terms of service agreements to protect IP rights

THEME 1

2:15-3:30

CONTRACTING USING COGNITIVE COMPUTING AND ARTIFICIAL INTELLIGENCE

1.25 hours CPD (Substantive)
Speakers: Alireza Arasteh, Director, Mandiant Security
Rebecca Thorkildsen, Global Director, Legal Solutions, Pangea3, Thomson Reuters

- Increasing inclusion of AI and cognitive computing components in technology deals
- Cognitive computing and AI tools to improve capacity, accuracy, efficiency and consistency of technology contracting prior to and post execution
- Risk allocation strategy: Liability issues and how to protect against risk when relying on an algorithm?
- Due diligence in a world of data driven technologies and artificial intelligence:
 - Compromise assessments
 - Assessing risk in the design and implementation phases
 - Vendor risk management process: Recall and precision testing

THEME 2

SERVICE LEVEL AGREEMENTS AND SERVICE WARRANTIES IN A CHANGING WORLD

1.25 hours CPD (Substantive)
Speakers: Ted Crysler, Senior Legal Counsel, Rogers Communications
James Kosa, Deeth Williams Wall LLP

- Traditional model vs. utility-based model
- Development and review of appropriate service levels with appropriate remedies
- Assessing what performance measures align with business requirements
- Key Performance Indicators (KPIs) that are clearly defined
- Role of a security or other audit to validate performance obligations
- Use of warranties and benchmarking

3:30-3:45
REFRESHMENT BREAK

THEME 1

3:45-5:15

TECHNOLOGY, BUSINESS PROCESS INNOVATION AND THE NEW CONTRACTS PROCESS

1.5 hours CPD (Substantive)
Speakers: Addison Cameron-Huff, Technology Lawyer

Wendy Gross, Osler, Hoskin & Harcourt LLP
Josh Stark, Head of Operations & Legal, Ledger Labs

- Smart Contracts/ Automated Contracts: Will Contracts be lawyer free?
- Technological innovations and their impact on commercial contracts
- Blockchain and business processes
- Other technology disruptors and their impact on the practice of law
- Legal process outsourcing and the commoditization of legal advice

THEME 2

CONTRACTING FOR TERMINATION, TRANSITIONING AND SUSPENSION OF SERVICES

1.5 hours CPD (Substantive)
Speakers: Andrew Alleyne, Fasken Martineau DuMoulin LLP
Pascal Barabé, Senior Legal Counsel, SAP Canada Inc.

- Termination for convenience:
 - Revenue recognition vs. flexibility
 - The price of flexibility
- Termination for breach: Damages and remedies
- Transition planning best practices:
 - Considerations in transitioning between an on premises solution to a Cloud platform
 - Export and back up of data
 - Developing an exit strategy
- Suspension of services: When is it commercially reasonable?

5:15
PROGRAM ENDS

SAVE 10%
Register before April 3, 2017

www.it-conference.ca