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CHILD PROTECTION LAW IN CANADA 2nd EDITION Kirwin, Stringer Release No. 9, December 2021

Publisher's Special Release Note 2021

The pages in this work were reissued in September 2021 and updated to reflect that date in the release line. Please note that we did not review the content on every page of this work in the September 2021 release. We will continue to review and update the content according to the work's publication schedule. This will ensure that subscribers are reading commentary that incorporates developments in the law as soon as possible after they have happened or as the author deems them significant.

Changes to chapter and heading numbering may have occurred. Please refer to the Correlation Table in the front matter if you wish to confirm references.

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This resource organizes and updates child protection case law and unreported cases for Canadian common law provinces and territories.

This release features updates to Chapters 2 (Jurisdiction), 4 (Motions), 8 (Evidence at Trial), 9 (Summary Proceedings and Agreements), 10 (Access), and 11 (Appeals).

Highlights

- **Motions - Ontario — Medical Treatment** — The court accepted public pronouncements by both Toronto Public Health, and the Toronto District School Board as an exception to the hearsay rule, that COVID-19 vaccinations are safe for children ages 12-17. The court stated that absent evidence to the contrary, it was in the child’s best interests to be vaccinated: *A.C. v. L.L.*, 2021 ONSC 6530, 2021 CarswellOnt 13587 (Ont. S.C.J.).
- **Jurisdiction — Ontario — Disclosure to third party** — Determining the specific order or orders necessary to give rise to effective or “meaningful” submissions involved the exercise of discretion. The motion judge committed no error of principle, and was not clearly wrong, in making the specific orders she did. Further, the appellate court found no error in the motion judge’s conclusion that, as a matter of law, she had jurisdiction to order production of relevant documentation to a third party in appropriate circumstances: *The Catholic Children’s Aid Society of Toronto v. S.K.S.*, 2021 ONSC 5813, 2021 CarswellOnt 12961 (Ont. S.C.J.).

ProView Developments

Your ProView edition of this product now has a new, modified layout:

- The opening page is now the title page of the book as you would see in the print work
- As with the print product, the front matter is in a different order than previously displayed
- The Table of Cases and Index are now in PDF with no searching and linking
- The Table of Contents now has internal links to every chapter and section of the book within ProView
- Images are generally greyscale and size is now adjustable
- Footnote text only appears in ProView-generated PDFs of entire sections and pages