

## 2010 Annual Report

### Report from the Chair



Mary Mouat, chair

2010 was a significant year for the Law Foundation. As the year began, the board believed it would need to use up to \$15 million of the foundation's grant stabilization reserve in order to maintain funding to our continuing programs.

To account for the cyclical nature of interest rate income, the foundation set aside a grant stabilization reserve to prevent drastic cutbacks in our grants budget in any single year. In 2004, 2008, 2009 and 2010, the board drew down the reserve to meet the shortfall between our income and the needs of our grantees.

I am pleased to report that only \$1 million of the reserve was required to maintain funding for the Law Foundation's continuing programs in 2010 due to a variety of factors, including:

- larger than projected trust balances;
- improved bank agreements;
- unspent funds returned to revenue;
- better than expected returns on investments, as well as our investment portfolio regaining its value after the loss in 2008; and
- the Law Society auditing process identifying trust accounts that had not been paying interest to the foundation.

The reserve, given the factors above, currently holds approximately two years of budgeted funding and, despite the current economy, cuts to the program budget are no longer on the immediate horizon.

After reducing the large project fund to \$500,000 in 2009, the board reinstated it to \$750,000 at our November 2010 board meeting. Nonetheless, given the current financial climate, the Law Foundation administration budget has been reduced, as has foundation staff.

Although interest rates remained low in 2010, competitive interest rate agreements were negotiated and favourable new agreements were reached this year, due to the diligence of Executive Director Wayne Robertson, QC, and Finance Director Jo-Anne Kaulius, with HSBC Bank Canada, Royal Bank of Canada, TD Canada Trust and Canadian Imperial Bank of Commerce. New agreements were also made with the Vancity Savings, First West, Coast Capital, Prospera, Coastal Community and Island Savings credit unions. Members of the profession who choose these institutions will ensure that the foundation receives the highest rates of return on their pooled trust accounts.

The foundation's mandate to fund legal education, legal research, legal aid, law reform and law libraries is fulfilled by funding continuing programs and one-time projects, both large and small, that promote the rule of law and a just society.

In 2010, the foundation assessed 250 applications for funding, and awarded 96 continuing program and 32 project (12 large, 11 small, 7 on-track and 2 other) grants. These grants totalled over \$17 million, and of this amount, \$16 million was allocated to continuing programs.

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Program highlights in 2010 included the merger of the D.R. Innovation Society (formerly Dispute Resolution Practicum Society) and the BC Mediator Roster Society into Mediate BC and pouring the foundation for the new UBC law school. The year 2010 also saw the end of the Law Foundation's New Initiatives process.

At its 2010 planning session, the board identified a number of priorities for the future: public legal education, supporting grantees, family law, use of technology and collaboration.

At the end of 2010, there were several changes in the board of governors. Joining the board are Sandra Dick, Patrick Kelly, Warren Milman and Eugene Raponi, QC.

Ms. Dick was appointed by the Law Society as the member from Nanaimo County. Called to the bar in 1990, she has practised primarily in the area of family law ever since, and is a partner with Heath Law LLP in Nanaimo. Ms. Dick has been chair of the Family Law Subsection of Nanaimo since 2008. She has also been president of the Nanaimo City Bar Association.

Mr. Kelly of Victoria was appointed to the board by the Attorney General. He is currently the vice president of National Services for Canadian Executive Services Overseas (CESO), and previously worked for Indian and Northern Affairs Canada, BC Hydro and the Canadian Council for Aboriginal Business. He is a life bencher of the Law Society and was a bencher from 2002–2009. Some of his other volunteer activities have been with British Columbia Building Corporation, Vancouver Community College and the Mission Indian Friendship Centre.

Mr. Milman was appointed by the BC Branch, Canadian Bar Association. He was called to the bar in 1993 and is a litigation partner at McCarthy Tetrault in Vancouver, practising in the area of commercial litigation, with a focus on insolvency. Mr. Milman is a member of his firm's Pro Bono Committee and was formerly the chair of Pro Bono Law of BC. He has served as legislative liaison for the Class Action subsection of the Canadian Bar Association.

Mr. Raponi is the Law Society's appointment for Victoria County. Called to the bar in 1982, he practises in civil litigation with a focus on family law, mediation and collaborative family law at the firm of Waddell Raponi in Victoria. He was an executive member of the Canadian Bar Association National Family Law Section and served as its chair. Mr. Raponi also served as a member of the Executive Committee of the BC Branch, Canadian Bar Association, and as chair of its Advisory Committee to the Judicial Council (Provincial Court) for three years.

This year, we also said farewell to governors John Dustan, Nancy Merrill and John Waddell, QC.

John Dustan was appointed by the Attorney General and served on the board from 2004 to June 2010. He was an important member of the Finance Committee during all those years, chairing the committee for four years. He was also on the Bursary, Scholarship and Fellowship Committee for six years and served on the Funding Strategies Committee and Special Needs Fund during his two terms as governor. His investment expertise and great sense of humour will be greatly missed.

*At its 2010 planning session, the board identified a number of priorities for the future: public legal education, supporting grantees, family law, use of technology and collaboration.*

Nancy Merrill joined the board in January 2005. During her time on the board, she chaired the New Grants Committee and served on six other committees (Finance, Funding Strategies, Child Welfare, New Initiatives, Policy and Planning and Special Needs Fund). Like all governors, Ms. Merrill worked with several programs and dealt with a number of challenges; her work in 2010 was particularly appreciated. Ms. Merrill was recently elected a benchler of the Law Society for the County of Nanaimo.

John Waddell, QC, joined the board in January 2005. He practises civil litigation law in Victoria, is a member of the BC Mediator Roster Society and is on the board of the Canadian Bar Association (BC) Benevolent Society. During his time on the foundation board, Mr. Waddell was chair of the New Initiatives Committee for three years, and also served on the Funding Strategies and Policy and Planning Committees. We will miss his insightful comments, irreverent humour and guitar performances.

I also am leaving the board. I was appointed in January 2006 and completed my two-year term as chair on December 31, 2010. It has been a privilege and a pleasure to be part of the Law Foundation of British Columbia.

In closing, I would like to thank our board of governors for their significant contribution to access to justice in British Columbia in the past year. I would also like to thank foundation staff for their diligent work, as together the board and staff ensure that funds are used strategically and effectively to promote the Law Foundation's mandate.



**Mary Mouat**  
Chair 2010

# Profile

The mandate, mission statement, vision and values have been adopted by the board of governors as policy guidelines. In 2009, the board set strategic priorities for the next five years. These are the principles upon which funding decisions are based.

## Mandate

Our legislative mandate is to fund legal education, legal research, legal aid, law reform and law libraries for the benefit of British Columbians.

## Mission Statement

To advance and promote a just society governed by the rule of law, through leadership, innovation and collaboration.

## Vision

A society where access to justice is protected and advanced.

## Values

- Integrity
- Diversity
- Respect
- Sustainability

## Strategic Priorities 2010–2015

Maintain and improve Law Foundation finances.

Provide support for Law Foundation grantees.

Continue the ongoing evaluation of Law Foundation programs and projects.

Research and address gaps in access to justice in BC — sectoral and substantive.

Develop new programs and initiatives.

## Purpose

British Columbia led the way in 1969 when it established the first law foundation in North America. Since then, every other jurisdiction in North America has followed BC's lead by establishing a law foundation.

The Law Foundation of BC is a non-profit foundation created by legislation to receive and distribute the interest on clients' funds held in lawyers' pooled trust accounts maintained in financial institutions. Pooled trust accounts are used to hold client funds for short periods, until it becomes feasible to

distribute those monies to the client or others. Typically, some funds held in this way are purchase monies in real estate transactions, while others are retainers, settlement proceeds, estate funds, etc.

Because of the difficulty and cost of ascertaining how much interest in pooled trust accounts was attributable to each client's funds, and because the amount of interest related to each client was usually small, for many years financial institutions paid no interest on these accounts, although the total funds in the pooled account might be very substantial. As a result, the financial institutions profited from the use of the funds in the pooled trust accounts without charge.

British Columbia lawyers pioneered a change to this practice in 1969 when they persuaded the provincial government to enact legislation requiring financial institutions to pay interest on these pooled trust accounts to the Law Foundation, which would then use the interest to benefit the public of British Columbia.

The legislation directed the Law Foundation to distribute these funds in five areas:

- legal education
- law reform
- legal research
- law libraries
- legal aid

The foundation recognizes that, while its objects are legal in nature, the income is to be allocated to programs that will benefit the general public of British Columbia.

From its inception through 2010, the Law Foundation has approved grants totalling almost \$439 million to support important law-related programs in British Columbia.

## Administration

The Law Foundation is administered by a board of governors (the board), which is responsible for making all decisions concerning grants. It has 18 volunteer members:

- the Attorney General (or his/her appointee);
- 3 persons, not lawyers, appointed by the Attorney General;
- 12 members of the Law Society or the judiciary appointed by the benchers to represent geographical areas of the province; and
- 2 members of the Law Society appointed by the BC Branch, Canadian Bar Association.

The Law Foundation is independent of the government, the Law Society and the BC Branch, Canadian Bar Association, although its governors are appointed by these bodies. The board has five standing committees:

- Fellowships and Research (Formerly Bursary, Scholarship and Fellowship)
- Finance and Administration
- New Grants
- Policy and Planning
- Special Needs Fund

In 2010, a liaison governor continued to monitor work initiated under the Child Welfare Fund, and the New Initiatives Committee dealt with funds allocated to a variety of time-limited projects.

The board and the committees meet regularly during the year. A staff of 11 assists the board.

## How Grants Are Made

The Law Foundation's funds are used for the purposes of legal education, legal research, legal aid, law reform and law libraries. A grant application must fall within one or more of these categories to be considered for funding support, and it must establish that it will result in a clear benefit to the people of British Columbia. Grants are normally restricted to non-profit organizations.

The foundation sets its grant budget and funding guidelines on an annual basis. Those seeking grant support are urged to discuss their proposals with foundation staff before committing time and resources to put together funding requests. If a project appears to fit within the mission statement, program objectives and funding guidelines for that year, a formal proposal with more detailed information will be requested.

Application deadline dates can be obtained by contacting the Law Foundation.

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E-mail: lfbc@tlfbc.org  
www.lawfoundationbc.org

## Program Objectives

The Law Foundation seeks to ensure access to justice through its program objectives, which are:

### 1. Legal Education

To promote legal education programs and services in British Columbia to make the law more accessible through:

- a. increasing public awareness of the law and the justice system;
- b. providing education to groups with particular legal needs; and
- c. assisting in the academic and professional development of those providing legal services to ensure those services are of the highest quality.

### 2. Legal Research

To advance the knowledge of:

- a. law,
- b. social policy and
- c. the administration of justice

through the identification of areas and issues needing study and analysis and the encouragement and support of projects to address those needs.

### 3. Legal Aid

To assist in the provision of legal services, including:

- a. advice to and representation of economically disadvantaged persons; and
- b. support of community service and non-profit organizations that address issues that benefit groups of disadvantaged persons or the public.

To facilitate public access to the justice system.

Legal aid includes the Legal Services Society, community-based advocacy, public interest law and other legal aid.

### 4. Law Reform

To encourage and support projects promoting changes to the law and the administration of justice in accord with current knowledge, values and technology.

### 5. Law Libraries

To assist law libraries and resource centres to keep their materials current.

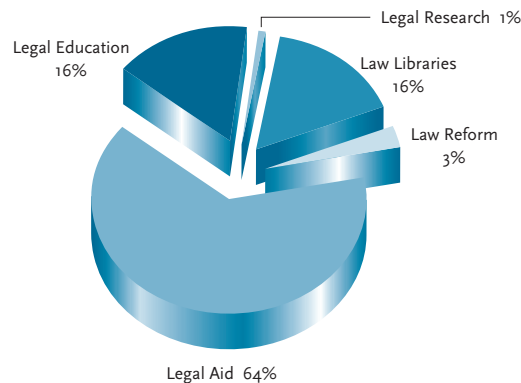
To encourage and support projects designed to improve the utility and accessibility to both the legal profession and the public of legal and law-related materials.

# Programs and Projects Funded in 2010

The Law Foundation provides support for the law-related programs and projects described in the Annual Report.

Grants are divided into Continuing Programs and Projects. For reporting purposes, they are listed in the Annual Report under one of the Law Foundation's five statutorily mandated objectives (see chart). However, many of the organizations' activities fall under more than one of the mandated areas.

Within each sub-section, grants are listed from highest to lowest dollar amounts, rather than alphabetically by name.



## Grants Approved in 2010

Legal Education	\$ 2,733,666
Legal Research	115,892
Legal Aid	11,284,646
Law Reform	519,400
Law Libraries	2,809,250
<b>Total</b>	<b>\$17,462,854</b>

**Total continuing program grants: \$16,016,208**

**Total project grants: \$1,446,646**

## Continuing Programs

### LEGAL EDUCATION

### Professional Legal Education

#### Law Society of BC

The Professional Legal Training Course, a skills-based training program for recent law school graduates, to develop competent lawyers to serve the public **\$257,180**

#### Mediate BC Society

Province-wide support for, and promotion of, mediation and other collaborative dispute resolution processes **\$250,000**

#### Law Foundation

Public interest articling fellowships that allow students to work at non-profits that could not otherwise afford an articling student

*BC Law Institute* **\$120,000**

*Community Legal Assistance Society* **\$120,000**

#### University of British Columbia, Faculty of Law

Graduate fellowships **\$120,000**

Undergraduate scholarships **\$58,000**

Entrance awards for disadvantaged students **\$27,000**

#### University of Victoria, Faculty of Law

Graduate scholarships **\$60,000**

Entrance scholarships **\$58,000**

#### Law Foundation

An education and training fund for the professional development of Law Foundation-funded advocates, including funding for courses and attendance at a provincial training conference **\$114,000**

#### Law Foundation

Graduate fellowships for graduate legal studies by BC lawyers and graduates of BC law schools **\$68,750**

*Erin Fries*: Research about international systems of human and labour rights, and what system could be implemented to better protect workers in BC

*Margaret Hall*: A study of the definitions and use of "mental capacity" and "best interests" by legal, medical and health professionals when working with older adults and their capacity to make decisions

*Lorne Neudorf*: A study about the effect of judicial independence in developing states and how it affects economic investment, human rights and responsible citizenship

*Elin Sigurdson*: Research into the utility of constitutional law and litigation for rights-seeking people and groups attempting to effect social change

*Jeffrey Yuen*: An exploration of the impact of assisted reproductive technology on the legal definition of parenthood, and the legal recognition of non-traditional family forms



*Mary Mouat, Law Foundation board chair, and Dean Mary Anne Bobinski, UBC Faculty of Law, at the site of the new law school*

**University of British Columbia,  
Faculty of Law**

A block grant for research and education projects **\$27,500**

**University of Victoria, Faculty of Law**

A block grant for research and education projects **\$27,500**

**University of Saskatchewan,  
Native Law Centre**

A program for Aboriginal students planning to enter law school, and to support the centre's research on Aboriginal legal issues **\$20,600**

**Public Legal Education**

**People's Law School Society**

Province-wide legal information and education programs **\$288,640**

**BC Branch, Canadian Bar Association**

The Lawyer Referral Service providing low-cost legal information and assistance; Law Week 2010; and Dial-A-Law, a province-wide telephone service providing free legal information **\$279,310**

**Justice Education Society**

A program to provide legal education and information about the justice system for the public **\$150,000**

**PovNet Society**

A poverty law website (www.povnet.org), e-mail networking tool and databases for community legal advocates **\$110,000**

**Justice Education Society**

The Northern Public Legal Education Program — a legal information program for First Nations youth in Prince George and surrounding communities **\$76,000**

**Debate and Speech Association of BC**

Participation of high school students in the province-wide Law Foundation Cup Debates on legal topics **\$20,000**

**LEGAL RESEARCH**

**Law Foundation**

A legal research fund to advance the knowledge of law, social policy and the administration of justice by supporting legal research by BC law professors, members of the legal profession, other faculty and non-profit organizations with expertise in carrying out legal research

*BC Civil Liberties Association, Micheal Vonn:* Research on the legislative gaps regarding genetic privacy and genetic discrimination in Canada **\$20,000**

*BC Civil Liberties Association, Micheal Vonn:* Research on plans by law enforcement agencies to access telecommunications, and which existing access regimes and oversight mechanisms are most effective in preventing abuse of this power **\$20,000**

*International Centre for Criminal Law Reform and Criminal Justice Policy, Eileen Skinnider:* Research to help identify key legal and policy issues relating to victims of environmental crime in BC from a criminal and regulatory perspective **\$16,600**

*Fraser Milner Casgrain LLP:* A special issue of the *University of British Columbia Law Review* on diversity issues, both within and outside the legal profession **\$15,000**

*University of British Columbia, Bruce MacDougall:* A book that will examine and critique existing Canadian law about estoppel and related doctrines of election and abandonment **\$9,952**

*Simon Fraser University School of Criminology, Sara Smyth:* Research on how the Internet has opened up new channels for illegal activity, and the legal and social implications of these developments **\$9,899**

*University of British Columbia, Claire Young:* Research on the impact of Canadian pension policy on women **\$9,441**

**LEGAL AID**

**Legal Services Society**

Support for the BC legal aid plan and the provision of legal information and representation to low-income people **\$3,599,750**



*Nancy Merrill, governor, Mike Seaborn, program director, and George McGladrey, executive director, Nanaimo Citizen Advocacy Association*

**Community-Based  
Advocacy**

**Poverty Law Advocacy  
Services**

The following advocacy programs provide legal information and assistance on poverty law matters to low-income people in the cities and regions listed.

**Together Against Poverty Society**  
Greater Victoria area **\$168,000**

**Nelson Cares Society**  
West Kootenay region **\$143,866**

**Abbotsford Community Services  
Society**  
Abbotsford, Mission, Chilliwack and Hope **\$131,250**

**Island JADE Society**  
Campbell River and Courtenay areas **\$117,060**

**Community Connections Society of  
Southeast BC**  
East Kootenay region **\$89,210**

<b>Ki-Low-Na Friendship Society</b>	
Central Okanagan region	\$82,500
<b>Fort St. John Women's Resource Society</b>	
Fort St. John area	\$75,000
<b>Haida Gwaii Legal Project Society</b>	
Haida Gwaii	\$75,000
<b>Kamloops and District Elizabeth Fry Society</b>	
Kamloops area	\$75,000
<b>Maple Ridge/Pitt Meadows Community Services</b>	
Maple Ridge, Pitt Meadows area	\$75,000
<b>Nanaimo Citizen Advocacy Association</b>	
Nanaimo area	\$75,000
<b>Newton Advocacy Group Society</b>	
Surrey area	\$75,000
<b>Nicola Valley Community Justice Services Society</b>	
Nicola Valley	\$75,000
<b>North Shore Community Resources Society</b>	
North Vancouver area	\$75,000
<b>Penticton and Area Women's Centre</b>	
Penticton area	\$75,000
<b>Powell River Community Services Association</b>	
Powell River area	\$75,000
<b>SHARE Family and Community Services</b>	
Coquitlam, Port Coquitlam, Port Moody, Anmore, Belcarra and adjacent areas	\$75,000



*Maureen St. Louis, advocate, and Martin Wyant, executive director, SHARE Family and Community Services*



*Anne Fletcher, advocate, Social Health and Economic Development Society and Judge Dennis Schmidt, governor, in Bella Coola*

<b>Active Support Against Poverty Society</b>	
Prince George area	\$71,450
<b>Quesnel Tillicum Society</b>	
Quesnel area	\$70,000
<b>South Peace Community Resource Society</b>	
Dawson Creek area	\$65,000
<b>Port Alberni Friendship Center</b>	
Port Alberni area	\$64,860
<b>Upper Skeena Counselling &amp; Legal Assistance Society</b>	
Hazelton area	\$55,000
<b>Contact Women's Group Society</b>	
Williams Lake area	\$50,000
<b>Social Health and Economic Development Society</b>	
Bella Cooola region	\$40,000
<b>Prince Rupert Unemployed Centre Society</b>	
Prince Rupert area	\$35,000
<b>Downtown Eastside Residents' Association</b>	
Vancouver's Downtown Eastside	\$14,635

### **Specialized Advocacy Services**

The following advocacy programs provide service in specific areas of law or to particular constituencies.

<b>University of Victoria, Faculty of Law, Law Centre Clinical Program</b>	
A clinical program for law students providing legal services to low-income people in the Greater Victoria area	\$359,800

<b>TRAC Tenant Resource &amp; Advisory Centre Society</b>	
A legal information service for tenants and landlords on residential tenancy issues with an information line available throughout BC	\$297,490
<b>West Coast Domestic Workers' Association</b>	
A specialized advocacy service and legal education program for live-in caregivers	\$179,650
<b>University of British Columbia, Faculty of Law, First Nations Clinical Program</b>	
A clinical program for law students providing legal services to the Aboriginal community	\$167,000
<b>Greater Vancouver Law Students' Legal Advice Program</b>	
A law students' legal advice program operating free clinics in the Greater Vancouver area	\$166,920
<b>BC Coalition of People with Disabilities</b>	
A specialized advocacy, legal education and referral program for people with disabilities	\$153,590
<b>Kettle Friendship Society</b>	
A mental health advocacy program providing legal information and assistance on residential tenancy and child protection matters in the Lower Mainland	\$150,000
<b>BC Centre for Elder Advocacy and Support</b>	
An advocacy program providing legal information and assistance to older adults in BC	\$112,500



**Abbotsford Community Services Society/Progressive Intercultural Community Services Society**

Advocacy services and legal education for seasonal farm workers in the Fraser Valley and Lower Mainland **\$109,000**

**MPA — Motivation, Power and Achievement Society**

Courtworkers to assist people with mental illnesses in the criminal justice system **\$107,820**

**BC Families in Transition**

An advocacy program assisting unrepresented people in Family Court in Greater Victoria and providing family law information to low-income people **\$91,200**

**MOSAIC**

An advocacy program providing legal information and assistance to low-income immigrants and refugees in the Lower Mainland **\$87,670**

**Atira Women’s Resource Society**

An advocacy program providing legal information and help with poverty law, child protection, family law and criminal law matters to women in Vancouver’s Downtown Eastside **\$75,000**

**CHIMO**

Poverty law advocacy services provided by volunteers as part of the organization’s Outreach and Advocacy Program **\$75,000**

**South Fraser Women’s Services Society**

An advocacy program providing legal information and assistance on family law to women in the Surrey/White Rock area **\$75,000**

**Battered Women’s Support Services**

An advocacy program providing legal information and assistance to women in the Lower Mainland who have experienced abuse **\$62,600**



*Victoria Correia, program coordinator, and John Pavey, director, The Salvation Army Pro Bono & Justice Services; Anna Fung, QC, governor, Don MacDougall, chair, BC Pro Bono Committee, Pro Bono & Justice Services*

**Public Interest Law**

**Community Legal Assistance Society**

Test case litigation and law reform on behalf of disadvantaged individuals and groups **\$734,950**

**West Coast Environmental Law Association**

Law reform, legal research, legal education and legal aid about environmental law matters **\$575,000**

**BC Public Interest Advocacy Centre**

Representation of the public interest in regulatory matters and systemic advocacy on behalf of disadvantaged people **\$535,480**

**BC Civil Liberties Association**

Test case litigation, legal education and law reform to protect the civil liberties and human rights of British Columbians **\$313,600**

**West Coast LEAF Association**

Legal education, law reform and test case litigation to advance equality for women **\$167,550**

**Other Legal Aid**

**Multiple Sclerosis Society, BC Division**

The Volunteer Legal Advocacy Program providing legal information, advocacy and representation to people with multiple sclerosis **\$50,000**

**Salvation Army Belkin House**

Advice and some representation services provided to low-income people by volunteer lawyers **\$50,000**

**Public Service Ads**

Placement of public service ads in yellow page directories, informing the public about legal aid services, free legal information and how to find a lawyer **\$35,000**

**LAW REFORM**

**BC Law Institute**

Law reform research leading to improvements in the law and the administration of justice **\$280,600**

**BC Freedom of Information and Privacy Association**

A program focusing on law reform and public legal education about freedom of information and privacy legislation **\$70,000**

**LAW LIBRARIES**

**BC Courthouse Library Society (Courthouse Libraries BC)**

Operating costs for the province’s 30 courthouse law libraries **\$2,737,750**

**Law Society of BC**

Contribution to the operating costs of the CanLII Virtual Law Library, which includes providing current versions of BC legislation for free online (www.canlii.org) **\$71,500**

# In the Spotlight

## Public Interest Articling Fellowships

Public Interest Articling Fellowships (the fellowships) were established by the Law Foundation in 2005, and were recently made a continuing program. The fellowships provide an opportunity for graduating law students to article for non-profit public interest organizations that would otherwise not have the resources to hire an articling student. The fellowships are intended to advance the long-term sustainability of public interest organizations by introducing a new generation of lawyers to public interest work, to increase the likelihood that future members of the bar will engage in public interest work and to provide increased services to marginalized members of society.

The fellowships include articling student compensation, Law Society fees and overhead expenses. The following Law Foundation Continuing Programs have received fellowships thus far: BC Civil Liberties Association; Community Legal Assistance Society; University of Victoria, Faculty of Law,



*Heather Campbell and Michael McCubbin, public interest articling students at the BC Law Institute and Community Legal Assistance Society respectively*

The Law Centre; Greater Vancouver Law Students' Legal Advice Society; BC Law Institute; Upper Skeena Counselling and Legal Assistance Society; and University of Victoria, Environmental Law Centre.

## Mediate BC

In June 2010, BC Mediator Roster Society and D.R. Innovation Society (formerly Dispute Resolution Practicum Society) merged to become Mediate BC. The merged organization's mission is to lead, promote and facilitate mediation and other collaborative dispute resolution processes throughout BC.

Mediate BC is governed by volunteer directors drawn from senior dispute resolution practitioners and educators, the bar, the judiciary and the Ministry of Attorney General. Kari Boyle is Mediate BC's executive director.

There is growing public interest in using mediation as a way to resolve conflict. People who work in the civil justice system and people who participate in the system as litigants are all becoming aware of mediation's potential for settling disputes in a timelier and less costly way.

Mediate BC contributes to the justice reform dialogue in the province and operates a full range of programs and services formerly offered by the two organizations, including:

- civil, family and child protection mediator rosters;
- practicum programs for civil, family and child protection mediators;

- civil, family and child protection mediation services for the public;
- ongoing professional development opportunities and other support for mediators;
- specialized dispute resolution design services, research and advice; and
- dispute resolution information and education for the public.



*Kari Boyle, executive director, Mediate BC*

The work of Mediate BC has helped shape the landscape of dispute resolution in the province and effect changes in legal culture from a court-based adversarial model to a more collaborative dispute resolution model. We look forward to continued success in the coming years.

## Projects

### LEGAL EDUCATION

#### Professional Legal Education

##### Law Foundation

Legal advocacy training to develop and provide a course of core skills and legal knowledge for legal advocates **\$76,890**

##### Canadian Bar Association

Access to professional development webinars for lawyers and students in BC to help them participate in Section meetings and other professional development events **\$40,000**

##### Provincial Court of BC

Judicial interns to participate in the Circuit Court Program **\$30,000**

##### Simon Fraser University, School of Criminology

Research on possible development of a law school at SFU **\$15,000**

##### Thompson Rivers University

A consultation process regarding the development of the Thompson Rivers University law library **\$15,000**

##### Canadian Institute for the Administration of Justice

A conference on sentencing and corrections: "Sentencing Theory Meets Practice" **\$7,500**

#### Public Legal Education

##### People's Law School Society

A media campaign providing information for immigrants in five languages about debt and consumer law issues **\$73,500**

##### Justice Education Society

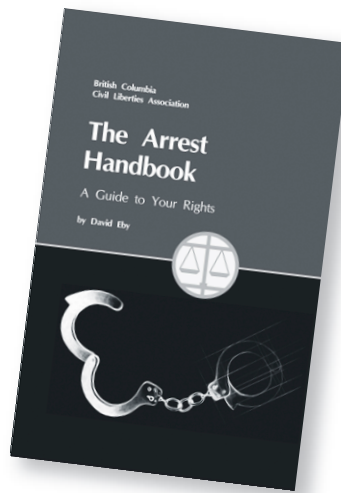
A project to create self-help materials on small claims and for the Supreme Court of BC websites **\$30,000**

##### Victoria Epilepsy and Parkinson's Centre Society

A book, *Epilepsy and the Law: What Are the Legal Rights of a Person with Epilepsy?* **\$26,590**

##### BC Civil Liberties Association

Revisions to and a reprint of the *Arrest Handbook* **\$15,000**



##### BC Freedom of Information and Privacy Association

Legal education about freedom of information and privacy rights under the Personal Health Information Access and Protection of Privacy Act **\$15,000**

##### Cowichan Women Against Violence Society

A conference for those working with Duncan's domestic violence court **\$15,000**

##### DOXA Documentary Film Festival

A Justice Forum at the film festival, focussing on legal and human rights issues **\$15,000**

##### People's Law School Society

Legal education materials, online and print, about consumer law issues **\$15,000**

##### Seniors' Outreach Services Society

Legal information workshops for seniors in the Kelowna area on housing and other legal issues **\$10,560**

##### Shuswap Nation Tribal Council

Legal information workshops for a provincial gathering of Elders **\$10,000**

##### West Coast Prison Justice Society

Legal education materials for prisoners **\$9,396**

### LEGAL RESEARCH

##### Foundation for Legal Research

A research fund to promote scholarly, practical legal research **\$30,000**

### LEGAL AID

##### Legal Services Society

A 2010 conference for the Association of Legal Aid Plans of Canada: "Legal Aid for a New Decade" **\$15,000**

#### Community-Based Advocacy

##### First United Church Mission

An advocacy project providing poverty law information and assistance in Vancouver's Downtown Eastside **\$175,000**

### **Pivot Legal Society**

Advocacy services or legal representation in the courts, at appeals or for judicial reviews for clients on housing and welfare issues **\$102,000**

### **BC Coalition of People with Disabilities**

Advocacy services on CPP Disability issues and support for an intake/reception co-ordinator **\$96,410**

### **Terrace and District Community Services Society**

An advocacy project on poverty law issues in the Terrace area **\$75,000**

### **Vernon Women's Transition House Society**

A project providing poverty law advocacy, information and public legal education in the North Okanagan area **\$75,000**

### **Watari Research Association**

Support services for offenders at the Downtown Community Court in Vancouver **\$50,000**

### **Salvation Army Belkin House**

A project to help people applying for refugee status **\$15,000**

## **Public Interest Law**

### **Ecojustice Canada Society**

Test case litigation on public interest environmental law issues **\$175,000**

## **Other Legal Aid**

### **Canadian Bar Association**

The Public Commission on Legal Aid to consult with groups in BC and develop recommendations for the future of legal aid in the province **\$50,000**

## **LAW REFORM**

### **Mediate BC**

A project to develop a process for handling Canadian Human Rights Act complaints in a First Nations context and enhance dispute resolution capacity **\$75,000**

### **West Coast Environmental Law Association**

A law reform proposal for developing responsible, clean energy in rural BC **\$40,000**

### **West Coast LEAF Association**

The development of a gender lens legislative auditing and analysis tool **\$38,800**

### **Vancouver Area Human Rights Coalition Society**

The compilation, publishing and distribution of a report on workplace bullying in BC **\$15,000**

## **MISCELLANEOUS GRANTS**

Support for organizations to address the following emergent needs recognized throughout the year:

### **BC Coalition of People with Disabilities**

Transitional funding for the CPP Disability Benefits Advocacy Program

### **BC Courthouse Library Society**

Development of the Clicklaw HelpMap

### **First United Church Mission**

Office space renovation for new advocacy project

### **Maple Ridge/Pitt Meadows Community Services**

Transitional funding for poverty law advocacy services

### **Penticton and Area Women's Centre**

Capital costs needed to maintain office systems

### **People's Law School Society**

Transition costs

### **University of Western Ontario**

Canadian Clinical Legal Education Conference

### **Vernon Women's Transition House Society**

Start-up costs for an advocacy project

### **Watari Research Association**

Bridging costs for the Downtown Community Court Project

**Total Miscellaneous Grants \$148,585**



Meeting with groups that received funding under the Legal Education in Schools Initiative, left to right: *Daphne Morrison*, program director; *Raquel Chin*, past president, BC Social Studies Teachers Association; *Elizabeth Walker*, project developer, Monro Communications; *Marylou Leung*, project manager, Justice Education Society; *Wanda Cassidy*, associate professor and director, Centre for Education, Law and Society, Simon Fraser University; *Patricia Byrne*, manager, Provincial Programs, Justice Education Society; *Jane Turner*, project administrator, Professional and Social Issues Division, BC Teachers' Federation; *Rick Craig*, executive director, Justice Education Society; *Özlem Sensoy*, assistant professor, Faculty of Education, Simon Fraser University

# Financial Statements 2010

## Independent Auditors' Report

December 31, 2010



**To the Governors**  
**The Law Foundation of British Columbia**

### **Report on the Financial Statements**

We have audited the accompanying financial statements of The Law Foundation of British Columbia, which comprise the statement of financial position as at December 31, 2010, and the statement of changes in net assets, income and expenses, and cash flows for the year then ended, and a summary of significant accounting policies and other explanatory information.

### **Management's Responsibility for the Financial Statements**

Management is responsible for the preparation and fair presentation of these financial statements in accordance with Canadian generally accepted accounting principles, and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

### **Auditors' Responsibility**

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with Canadian generally accepted auditing standards. Those standards require that we comply with ethical requirements and plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

### **Opinion**

In our opinion, the financial statements present fairly, in all material respects, the financial position of The Law Foundation of British Columbia as at December 31, 2010, and the results of its operations and its cash flows for the year then ended in accordance with Canadian generally accepted accounting principles.

*Tompkins, Wozny, Miller & Co.*

Chartered Accountants

Vancouver, Canada April 2, 2011

**TOMPKINS, WOZNY, MILLER & CO.**  
Chartered Accountants

## Statement of Financial Position

The Law Foundation of British Columbia

As at December 31

	2010 \$	2009 \$
<b>ASSETS</b>		
Cash	3,829	804,911
Investments [note 4]	70,404,275	87,925,210
Prepaid expenses and other	76,696	65,662
Property and equipment [note 5]	64,209	96,021
	<b>70,549,009</b>	<b>88,891,804</b>
<b>LIABILITIES AND NET ASSETS</b>		
<b>Liabilities</b>		
Accounts payable	212,192	136,461
Child Welfare Fund [note 6]	252,878	252,643
Legal Services Society/ Law Foundation Research Fund [note 7]	2,368,015	2,170,500
Grants payable [note 8]		
— within one year	24,580,669	32,007,516
— long term	3,121,582	12,954,566
<b>Total liabilities</b>	<b>30,535,336</b>	<b>47,521,686</b>
<b>Net assets</b>		
Equity in property and equipment	64,209	96,021
Grant stabilization reserve [note 9]	39,949,464	41,274,097
<b>Total net assets</b>	<b>40,013,673</b>	<b>41,370,118</b>
	<b>70,549,009</b>	<b>88,891,804</b>

Commitments [note 13]

See accompanying notes

Approved by:



Governor



Governor

## Statement of Changes in Net Assets

Years ended December 31

	EQUITY IN PROPERTY AND EQUIPMENT \$	GRANT STABILIZATION RESERVE \$	NET ASSETS \$
<b>2010</b>			
Balance, beginning of year	96,021	41,274,097	41,370,118
Decrease in net assets for the year	(35,915)	(1,320,530)	(1,356,445)
Acquisition of property and equipment	4,103	(4,103)	—
	<b>64,209</b>	<b>39,949,464</b>	<b>40,013,673</b>
<b>2009</b>			
Balance, beginning of year	116,954	41,497,897	41,614,851
Decrease in net assets for the year	(39,180)	(205,553)	(244,733)
Acquisition of property and equipment	18,247	(18,247)	—
	<b>96,021</b>	<b>41,274,097</b>	<b>41,370,118</b>

See accompanying notes

## Statement of Income and Expenses

Years ended December 31

	2010 \$	2009 \$
<b>INCOME</b>		
Interest received on lawyers' trust accounts	6,966,801	6,174,086
Investment income (net) [note 10]	7,204,851	12,288,485
Unclaimed trust funds and other income [note 11]	260,638	338,396
	14,432,290	18,800,967
Child Welfare Fund [note 6]	(235)	20,237
	14,432,055	18,821,204
<b>EXPENSES</b>		
Audit and annual report	53,791	53,021
Consulting and legal	48,882	111,880
Meetings and travel	152,383	157,035
Office and other	91,982	113,560
Rent and occupancy costs	167,599	159,355
Salaries and employee benefits	1,053,876	1,033,692
Amortization of property and equipment	35,915	39,180
Total expenses	1,604,428	1,667,723
Child Welfare Fund [note 6]	(235)	20,237
	1,604,193	1,687,960
<b>Net income before grants approved</b>	<b>12,827,862</b>	<b>17,133,244</b>
<b>Program and project grants approved</b> [note 12]	<b>17,462,854</b>	<b>18,421,012</b>
Less program and project grants refunded or unused	3,278,547	1,043,035
	14,184,307	17,377,977
<b>Decrease in net assets for the year</b>	<b>(1,356,445)</b>	<b>(244,733)</b>

See accompanying notes

## Statement of Cash Flows

Years ended December 31

	2010 \$	2009 \$
<b>OPERATING ACTIVITIES</b>		
Interest received on lawyers' trust accounts	6,966,801	6,174,086
Investment income realized (net)	3,536,116	3,852,190
Unclaimed trust funds and other income received	260,638	338,396
Expenses paid	(1,503,816)	(1,705,307)
Program and project grants paid, net of refunds and returns	(31,217,561)	(27,695,729)
<b>Cash used in operating activities</b>	<b>(21,957,822)</b>	<b>(19,036,364)</b>
Legal Services Society/Law Foundation Research Fund — investment income	197,515	170,500
Child Welfare Fund payments, net of grants received	(226,342)	(720,044)
	(21,986,649)	(19,585,908)
<b>INVESTING ACTIVITIES</b>		
Property and equipment purchased	(4,103)	(18,247)
Sale of investments (net)	21,189,670	19,992,419
<b>Cash provided by investing activities</b>	<b>21,185,567</b>	<b>19,974,172</b>
<b>(Decrease) increase in cash for the year</b>	<b>(801,082)</b>	<b>388,264</b>
Cash, beginning of year	804,911	416,647
<b>Cash, end of year</b>	<b>3,829</b>	<b>804,911</b>

See accompanying notes

# Notes to Financial Statements

The Law Foundation of British Columbia

December 31, 2010

## 1. NATURE OF ACTIVITIES

The Law Foundation of British Columbia (the foundation) was established in 1969 under the Legal Profession Act of British Columbia as a tax exempt not-for-profit organization to receive and distribute interest on clients' trust funds held in lawyers' pooled trust accounts. The foundation is administered by a board of governors who are responsible for distributing these funds, and related investment and other income, to provide legal aid, legal research, law reform, legal education and law libraries for the benefit of the general public of British Columbia. The foundation also periodically administers other funds and programs.

## 2. SIGNIFICANT ACCOUNTING POLICIES

The foundation expects to adopt Canadian accounting standards for not-for-profit organizations (ASNPO) in its 2011 fiscal year. These standards were released by the Canadian Institute of Chartered Accountants (CICA) in December, 2010 as Part III of the *Canadian Institute of Chartered Accountants Handbook*. Where specific standards are not provided in Part III of the handbook, the accounting standards for private enterprises (ASPE) contained in Part II of the CICA handbook will be adopted. The adoption of ASNPO and ASPE is not expected to have a significant impact on the financial statements of the foundation.

These financial statements have been prepared in accordance with Canadian generally accepted accounting principles, and reflect the following significant accounting policies:

### **Cash Basis — Interest on Lawyers' Pooled Trust Accounts**

The foundation uses the cash basis of reporting interest earned on lawyers' pooled trust accounts.

The foundation assumes that solicitors who hold funds in trust for or on account of clients comply strictly with Section 62 of the Legal Profession Act and Part 3 Division 7 of the Rules of the Law Society of British Columbia. These rules require that interest earned on funds held in lawyers' pooled trust accounts be remitted to the foundation.

### **Property and Equipment**

Expenditures on property and equipment are capitalized and amortized on a straight-line basis as follows:

- Leasehold improvements      term of lease
- Furniture and equipment      5 years
- Computers and accessories    3 years

For property and equipment, except leasehold improvements, one-half the normal amortization is recorded in the year the asset is acquired.

### **Investment Income and Operating Expenses**

Investment income and operating expenses are accounted for on an accrual basis.

### **Program and Project Grants Approved**

The foundation expenses grants in the current year that provide annual operating funding to organizations covering 12-month periods beginning in the current and subsequent calendar years, plus grants for special projects, which may be payable over several years. Those grants that are not yet paid are reflected as grants payable.

Grants made that are conditional on the receipt of matching funds by the grantee are included in program and project grants approved and grants payable. Unmatched grants may be reversed, transferred to other programs or projects, or the matching condition may be waived, as subsequently approved by the foundation.

Expenditures on programs that are operated by the foundation are included in program and project grants approved as they are disbursed. The unexpended portion of funding approved for these programs is reflected as a commitment and is not included in grants approved or grants payable.

### **Investments**

Investments are recorded at market value. Gains and losses arising from changes in the market value of investments are recorded as they occur. Transactions are reported based on their settlement date.

### **Restricted and Administered Funds**

#### **a) Child Welfare Fund**

The Child Welfare Fund is an externally restricted grant that is being reported as both income and expense as qualifying expenses are incurred or grants are awarded, in accordance with the deferral method of accounting.

#### **b) Legal Services Society/Law Foundation Research Fund (research fund)**

As the foundation administers, but does not exclusively control the expenditures from the research fund, expenditures will be treated as a reduction of the fund. Interest is added annually to the fund.

### **Use of Estimates**

The preparation of financial statements in conformity with Canadian generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of income and expenses during the reported period. Actual results could differ from the estimates.



### Statement of Cash Flows

The statement of cash flows is prepared on a net cash basis, and cash flows from operating activities are presented using the direct method.

### 3. FINANCIAL INSTRUMENTS

The foundation has adopted the recommendations of Sections 3855 and 3861 of the *Canadian Institute of Chartered Accountants Handbook* dealing with financial instruments. The foundation's financial instruments consist of cash, investments, accounts payable and grants payable. The foundation values its cash and investments at fair value on a held for trading basis. The foundation reports its accounts payable and grants payable at amortized cost. Any change in fair value is brought in to income or expense as it occurs. The foundation's investments are the only financial instruments with a significant difference between cost and fair value.

The foundation's equity fund investments are subject to market risk. Its fixed income fund investments are subject to market and credit risk, bank deposits are subject to credit risk and yields are subject to changes in prevailing interest rates. The foundation's exposure to currency risk is indicated by its ownership of international bonds and debentures, as described in note 4. The foundation does not engage in hedge transactions. As the majority of the foundation's investments consist of pooled funds, it is the opinion of management that the foundation is not exposed to liquidity or cash flow risk with respect to its investments, nor is it subject to significant concentrations of credit risk.

### 4. INVESTMENTS

	COST \$	MARKET VALUE \$
<b>2010</b>		
CC&L Canadian Q-Core Fund — 1,425,236 units	14,724,478	14,411,129
CC&L Bond Fund — 5,267,018 units	56,072,504	55,993,146
	<b>70,796,982</b>	<b>70,404,275</b>

#### 2009

CC&L Canadian Q-Core Fund — 2,229,028 units	23,041,845	19,158,280
CC&L Bond Fund — 6,545,865 units	69,657,340	68,766,930
	92,699,185	87,925,210

The foundation owns 1.413% (2009 — 2.761%) of the units of the CC&L Canadian Q-Core Fund and 5.276% (2009 — 6.536%) of the units of the CC&L Bond Fund. The CC&L Canadian Q-Core Fund consists solely of Canadian equities. The CC&L Bond Fund consists of Canadian government and corporate bonds and debentures that make up approximately 90.2% (2009 — 90.6%) of its portfolio and international bonds, debentures and other foreign content that make up approximately 9.2% (2009 — 9.4%) of its portfolio.

At December 31, 2010, the average yield of the CC&L Bond Fund investments was 2.85% (2009 — 3.59%).

The foundation's investment policy allows for equities of up to 25% of the market value of its portfolio, with pooled fixed income funds making up the remainder.

### 5. PROPERTY AND EQUIPMENT

	COST \$	ACCUMULATED AMORTIZATION \$	NET BOOK VALUE \$
<b>2010</b>			
Leasehold improvements	123,027	81,273	41,754
Furniture and equipment	65,948	50,711	15,237
Computers and accessories	23,949	16,731	7,218
	<b>212,924</b>	<b>148,715</b>	<b>64,209</b>
<b>2009</b>			
Leasehold improvements	123,027	63,471	59,556
Furniture and equipment	82,381	54,832	27,549
Computers and accessories	32,758	23,842	8,916
	238,166	142,145	96,021

## 6. CHILD WELFARE FUND

The BC Ministry of Children and Family Development granted the foundation \$1 million in 2004, an additional \$2 million in 2006 and \$124,000 in 2008 to develop innovative proposals consistent with the guiding principles of the Child, Family and Community Service Act, to expand the use of alternative dispute resolution in child welfare — particularly for Aboriginal children and families.

In 2008, the foundation granted \$350,000 to the fund. In 2009, a \$50,000 grant was received from the province of British Columbia Office of the Representative of Children and Youth for the purpose of child welfare evaluation and research.

The fund comprises:

	2010 \$	2009 \$
Child Welfare Fund, beginning of year	252,643	222,880
Grants received	—	50,000
	<b>252,643</b>	<b>272,880</b>
Direct development expenses paid	(40,241)	(58,604)
Grants — paid	—	(16,700)
— returned to the fund	40,476	55,067
	<b>235</b>	<b>(20,237)</b>
<b>Child Welfare Fund, end of year</b>	<b>252,878</b>	<b>252,643</b>

## 7. LEGAL SERVICES SOCIETY/LAW FOUNDATION RESEARCH FUND (RESEARCH FUND)

The Legal Services Society of BC and the foundation established the research fund with a grant of \$1,000,000 each pursuant to a deed of trust dated March 31, 2008. The purpose of the research fund is to support research on and evaluation of legal aid and other access to justice programs to enhance the quality of and access to justice for British Columbians. The research fund is administered by the foundation, and distribution of the funds is approved by an advisory committee consisting of one nominee from the Legal Services Society, the foundation and the Notary Foundation. Investment income earned on unexpended funds is to be added to the research fund.

Planning and discussions are underway to determine appropriate uses for the fund.

	2010 \$	2009 \$
Research fund, beginning of year	2,170,500	2,000,000
Investment income allocated [note 10]	197,515	170,500
<b>Research fund, end of year</b>	<b>2,368,015</b>	<b>2,170,500</b>

## 8. LONG-TERM GRANTS PAYABLE

The foundation has approved grants with multi-year payment schedules that are estimated to be payable in the following years:

	2010 \$	2009 \$
2010	—	32,007,516
2011	24,580,669	9,903,026
2012	2,817,832	2,201,540
2013	178,750	725,000
2014	47,000	125,000
2015	78,000	—
	<b>27,702,251</b>	<b>44,962,082</b>
Less portion payable within one year	(24,580,669)	(32,007,516)
	<b>3,121,582</b>	<b>12,954,566</b>

## 9. GRANT STABILIZATION RESERVE

The foundation has a goal of insulating continuing programs from fluctuations in the foundation's income that result from changes in the prime rate and the balances in lawyers' pooled trust accounts that generate income to the foundation. To accomplish this goal, the foundation has built up a reserve that functions as a stabilization fund that declines in years in which the foundation's net income before grants approved is less than the grants approved, and increases when net income before grants approved is greater than the grants approved.

## 10. INVESTMENT INCOME (NET)

Investment income (net) comprises:

	2010 \$	2009 \$
Interest and dividends earned	3,914,694	4,248,385
Write-up of investments to market value	4,381,268	9,528,801
Loss on sale of investments	(712,532)	(1,092,506)
Investment advisory fees	(181,064)	(225,695)
	<b>7,402,366</b>	<b>12,458,985</b>
Less investment income allocated to the research fund [note 7]	(197,515)	(170,500)
	<b>7,204,851</b>	<b>12,288,485</b>

## 11. UNCLAIMED TRUST FUNDS AND OTHER INCOME

### Unclaimed Trust Funds

Under the Law Society of British Columbia's (the society) unclaimed trust fund procedures, lawyers submit unclaimed trust funds to the society. The society holds the funds for five years before remitting the money to the foundation. The total received for 2010 was \$122,979 (2009 — \$210,746).

### Other Income

In 2007, the Law Society of British Columbia Pro Bono Funding Task Force (the task force) recommended that the society allocate a portion of annual lawyers' practice fees to fund pro bono services. The task force noted that the foundation was uniquely well suited to determining recipients of pro bono grant funds, and the benchers decided to transfer one percent of the general fund portion of annual lawyers' practice fees to the foundation to be used for funding pro bono programs. The total received for 2010 was \$137,660 (2009 — \$127,650).

## 12. PROGRAM AND PROJECT GRANTS APPROVED

	2010 \$	2009 \$
Major continuing program and project grants were made to:		
Legal Services Society of BC	3,614,750	3,599,750
BC Courthouse Library Society	2,753,750	2,737,750
University of Victoria, Faculty of Law	525,900	559,650
University of BC, Faculty of Law	418,893	513,240
Other continuing program grants	8,717,915	8,338,290
Other project grants	1,431,646	2,672,332
	<b>17,462,854</b>	<b>18,421,012</b>

There were no project grants in 2009 that were conditional upon the receipt of matching funds by the grantees. At December 31, 2010, aggregate grants totalling \$2,617,337 (December 31, 2009 — \$3,214,734) were conditional upon the receipt of matching funds.

## 13. COMMITMENTS

### a) Premises Lease

In addition to shared building operating costs, property taxes and HST, the foundation is committed to annual rent payments until April 30, 2013 for its office premises. The required payments are as follows:

	ANNUAL RENT PAYMENTS \$	TOTAL RENT COMMITMENT \$
2011 – 2012	77,088	154,176
2013 (4 months)	31,988	31,988
		<b>186,164</b>

### b) Legal Advocacy Training Course

In 2008, the foundation agreed to provide funding totalling \$484,500 to set up and manage a legal advocacy training course and to operate the program for a three-year period, starting in March 2008 and ending in 2011. In 2010, the foundation expended \$76,890 (2009 — \$155,720, 2008 — \$162,750) on expenses relating to the development and operation of this program, and this amount is included in program and project grants approved. At December 31, 2010, the foundation was committed to spending a further \$89,140 on this program.

## 14. CAPITAL DISCLOSURES

The foundation defines its capital as its net assets, principally its grant stabilization reserve, plus the amounts required to pay its grants payable and its Child Welfare Fund and Legal Services Society/Law Foundation Research Fund obligations. The foundation manages its capital with the goal of making funds available to meet its grant and funding obligations, to make future grants to continuing grantees, and to make future one-time project grants. The foundation accomplishes this, in part, by depositing its operating capital with chartered Canadian financial institutions, and by placing the balance of its capital with professional fund managers who invest its capital in accordance with investment policies set by the foundation's governors.

There were no changes to the foundation's overall capital risk management strategy during the year ended December 31, 2010, and there are no external restrictions on the foundation's capital except those relating to the Child Welfare Fund and Legal Services Society/Law Foundation Research Fund.

**The Law Foundation  
of British Columbia**

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If you would prefer to receive the Law Foundation's *Annual Report* electronically in future, send us an e-mail at: [annualreport@tlfbc.org](mailto:annualreport@tlfbc.org)



**Board of Governors**

*As of December 31, 2010*

**FROM LEFT TO RIGHT**

**Doug McCallum**

Finance and Administration Committee  
New Grants Committee

**Robert Groves**

Finance and Administration Committee  
New Initiatives Committee

**Patricia Schmit, qc**

Fellowships and Research Committee (Chair)  
Policy and Planning Committee

**Tamara Hunter**

New Grants Committee  
New Initiatives Committee

**John Dustan (January – June 2010)**

*Continues on the committees listed here*  
Fellowships and Research Committee  
Finance and Administration Committee

**Judge Dennis Schmidt**

Fellowships and Research Committee  
New Initiatives Committee

**Nancy Merrill**

New Grants Committee (Chair)  
Special Needs Fund Committee

**Mary Mouat**

Chair of the Board of Governors  
Ex-officio member of all committees

**Jerry McHale, qc**

**John Waddell, qc**  
New Initiatives Committee (Chair)  
Policy and Planning Committee

**Justice David Masuhara**

Policy and Planning Committee  
Special Needs Fund Committee

**Ron Toews, qc**

New Grants Committee  
Policy and Planning Committee

**Margaret Sasges**

Fellowships and Research Committee  
Finance and Administration Committee (Chair)

**Bruce Strachan**

Child Welfare Liaison  
Policy and Planning Committee

**Anna Fung, qc**

Finance and Administration Committee  
New Grants Committee

**Staff Members**

*As of December 31, 2010*

**karima budhwani**

Program Director (on leave)

**Janna Cumming**

Program Director

**Jo-Anne Kaulius**

Finance Director

**Linda Mix**

Program Director

**Sandra Morgenstern**

Program Assistant

**Daphne Morrison**

Program Director

**Wayne Robertson, qc**

Executive Director

**Veenu Saini**

Program Director (on leave)

**Michael Seaborn**

Program Director

**Lois Shelton**

Legal Advocate Training Manager

**Leona Stewart**

Executive Assistant

**Amy Tam**

Program Assistant

**Lauren Walker**

Program Assistant

**Samantha Hulme**

New Grants Committee  
Policy and Planning Committee (Chair)

**Frank Scordo**

New Grants Committee  
New Initiatives Committee

**Kelle Maag, qc**

Finance and Administration Committee  
Special Needs Fund Committee (Chair)

**Additional committee members**

(not in photo)

**Linda Parsons, qc**

Policy and Planning Committee

**Warren Wilson, qc**

Finance and Administration Committee

Photographs: Brian Dennehy; Mike Seaborn; Lois Shelton;  
Kari Streeelasky

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