

Cliff: 429968

Date Prepared: September 11, 2017

Date Decision Required: September 22, 2017

**MINISTRY OF ATTORNEY GENERAL
GAMING POLICY & ENFORCEMENT BRANCH
BRIEFING NOTE**

PURPOSE: For DECISION for Honourable David Eby, QC
Attorney General

ISSUE: Government requires third-party external advice in matters related to British Columbia Lottery Corporation (BCLC) and gambling service provider compliance with the provincial anti-money laundering strategy.

DECISION REQUIRED/ RECOMMENDATION:

The Gaming Policy & Enforcement Branch (GPEB) has identified a number of potential candidates that are available to undertake this work. The Branch can either undertake a direct award to the preferred candidate and provide public notice of so-doing, or seek an expression of interest from the market place for services as described in the terms of reference. Given that a market solicitation generally requires a four week notice period, an expression of interest and direct award is the recommended option.

SUMMARY:

1. In order to maintain integrity in the gambling industry particularly in respect of cash in gambling facilities, government launched a multi-phase Anti-Money Laundering Strategy (AMLS) in 2011. The first two phases of the strategy focused on the British Columbia Lottery Corporation (BCLC) developing and implementing cash alternatives.
2. The third phase of the AMLS included the establishment of the Joint Illegal Gambling Investigation Team (JIGIT) embedded with the Combined Forces Special Enforcement Unit (CFSEU-BC).
3. JIGIT has identified an ongoing issue with significant money laundering in BC casinos.
4. The third phase of the AMLS is focused on enforcement and regulatory guidance from GPEB.
5. In order to meet the Branch's obligation in relation to this phase of the AMLS, a third-party assessment of BCLC and gambling service provider compliance and execution of money laundering protocols and strategies is required.
6. Government can either appoint a candidate directly and provide public notice, or go to market in order to secure a legally-trained consultant to provide external advice to GPEB. Terms of Reference are attached to this note as an appendix.

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GPEB has developed a Terms of Reference for the Review of Anti-Money Laundering Measures in B.C. Gambling Facilities (ToR). The ToR defines the purpose of this engagement as follows:

To carry out a comprehensive review of the provincial AMLS strategy and specific AML measures currently in place and make recommendations about additional steps that could be taken by government to mitigate the risk of money laundering and the use of proceeds of crime in B.C. gambling facilities.

The successful proponent will be expected review and provide recommendations in the following areas:

- 1) The role of GPEB as regulator of gambling in British Columbia and the role of BCLC as the Crown entity charge with conduct and management of gambling in BC, including considering the practices of BCLC's service providers;
- 2) Relevant legislation, including but not limited to the *Gaming Control Act* and the *Criminal Code of Canada* considering specifically whether GPEB and BCLC have the requisite authority to carry out their roles under the provincial AMLS; and
- 3) The compliance with the existing body of writing directed to GPEB in relation to AMLS and the recommendations contained therein, to the current practices in B.C. gambling facilities, considering the interest of the province in mitigating the risk of proceeds of crime entering gambling facilities.

DISCUSSION:

Undertaking this review requires a relatively uncommon mix of skills, including legal training, policy evaluation skills, and experience in a regulatory framework. GPEB has identified a number of suitable candidates:

- 1) Robin Junger – Mr. Junger holds a JD from UBC and a LLM from Harvard Law School. His career has included extensive public sector work including a period as Deputy Minister in the provincial government. Mr. Junger has significant experience in public policy and regulatory not least through his time as head of the Environmental Assessment Office, Chair of the BC Oil and Gas Commission, and Chief Treaty Negotiator for B.C. Mr. Junger is presently with mcmillan LLP and has availability to take on this work;
- 2) Don Bourgeois – Mr. Bourgeois holds an LLB from Osgood Hall Law School. His career has spanned twenty five years in the gambling sector, including executive positions in the industry, and a period as General Counsel for the Alcohol and Gaming Commission of Ontario (GPEB's counterpart in Ontario). Mr. Bourgeois is the author of a number of academic articles relating to regulatory risk in the gambling industry. Mr. Bourgeois' potential availability is presently being confirmed but is generally understood to be good.

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OPTIONS:

- 1. Direct award a contract to a chosen candidate on the basis that the required skill set is highly specialized. Post a notice to BC Bid for five days advising of the intent to contract and permitting the market to object to the contract within the period. **This is the recommended option.**
 - a. This option is the most time efficient, as the notice period can be as short as five days. Given that legal training, knowledge of public policy, and regulatory experience are required, the market is unlikely to yield additional viable candidates to undertake this work.
 - b. An objection from a market player would have the effect of requiring a market solicitation of some kind, or a decision that the objecting proponent is incapable of appropriately undertaking the work. This would potentially have the effect of lengthening the time required to move on the contract, but is a substantially unlikely outcome.
- 2. Under take a Short-form Request for Proposals (SRFP). The SRFP process is designed to solicit for services where price is not the only consideration. This process generally requires a twenty day notice period.
 - a. This option introduces a significant time-delay. The recommended minimum notice period for SFRP solicitations is twenty days working days (four weeks).
 - b. Additionally, the SRFP requires a robust scoring matrix, which legally obliges the province to contract with the highest scoring proponent.

OTHER MINISTRIES IMPACTED/CONSULTED:

Procurement Services, Ministry of Citizen's Services

② Neither proposed candidate approved
① Draft terms of ref not approved
③ Approach for contract award approved.

OPTION 1 APPROVED

DATE:

September 13, 2017

Richard Fyfe, QC
Deputy Attorney General

OPTION 1 APPROVED

DATE:

September 18, 2017

David Eby, QC
Attorney General

Cliff: 429968

Date Prepared: September 11, 2017
Date Decision Required: September 22, 2017

Prepared by:
Dave Boychuk
Director
Gaming Policy & Enforcement Branch
[REDACTED]

Approved by:
John Mazure
Assistant Deputy Minister
Gaming Policy & Enforcement Branch
[REDACTED]

Attachment(s)
Terms of Reference
Robin Junger – CV
Don Bourgeois - CV

Terms of Reference – Review of Anti-Money Laundering Measures in B.C. Gambling Facilities

1. Introduction

Government launched a multi-phased Anti-Money Laundering Strategy (AMLS) in 2011 to help mitigate money laundering threats to casinos. The first two phases of the strategy focused on the British Columbia Lottery Corporation (BCLC) developing and promoting alternatives to cash buy-ins.

The third phase of the AMLS has focused on enforcement and regulatory guidance from the Gaming Policy and Enforcement Branch (GPEB). Phase three also included the formation of the Joint Illegal Gaming Investigation Team (JIGIT) in April 2016. JIGIT is housed within Combined Forces Special Enforcement Unit (CFSEU-BC), allowing it to draw on the anti-gang and organized crime expertise of its police members. Ongoing investigations by JIGIT have identified that a significant amount of money is being laundered through B.C. casinos.

GPEB has statutory responsibility for the integrity of gaming in B.C. under section 23 of the *Gaming Control Act (GCA)*. Under section 27 of the GCA, the General Manager of GPEB must provide the Minister with advice on broad policy, standards and regulatory issues and, under the Minister's direction, must develop, manage and maintain the government's gaming policy. Under section 7 of the GCA, BCLC is responsible for the conduct and management of commercial gaming on behalf of government. Gambling facility service providers are under contract to BCLC to operate gambling facilities in B.C.

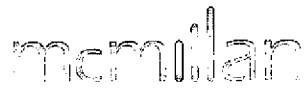
2. Purpose

- a) To carry out a comprehensive review of the provincial AMLS and specific AML measures currently in place and make recommendations about additional steps that could be taken by government to mitigate the risk of money laundering and the use of proceeds of crime in B.C. gambling facilities.
- b) In carrying out this review, the contractor will consult and interview key players including GPEB, CFSEU-BC and BCLC staff.

3. Actions

As part of the comprehensive review, the contractor must complete the following actions:

- a) Review the roles and responsibilities of GPEB, BCLC, and gambling facility service providers as they pertain to the AMLS and make recommendations, as necessary, to clarify roles and responsibilities and ensure alignment and common objectives among these key players;
- b) Review the relevant legislation, including the *Gaming Control Act* and *Gaming Control Regulation*, and make recommendations, as necessary, to ensure that the key players have the requisite authorities to carry out their roles and responsibilities under the AMLS; and
- c) Review GPEB reports and audits related to AMLS, Minister and General Manager direction to BCLC with respect to the AMLS, and BCLC's AML policies, procedures and practices to ensure ALM policies and their implementation in B.C. gambling facilities sufficiently mitigate the risk of the proceeds of crime entering gambling facilities and meet government's direction to and expectations of BCLC.




Robin M. Junger*

Co-Chair, Aboriginal and Environmental, Co-Chair, Oil and Gas (B.C.)

Vancouver



*Law Corporation

education and year of call

- Called to the British Columbia bar - 1994
- Called to the Yukon Territory bar - 2004
- Harvard University, LL.M. - 1993
- University of British Columbia, J.D. - 1991
- University of Calgary, B.A. - 1992

practice areas

environmental regulation
 aboriginal law
 administrative law
 government relations
 public-private partnerships

industries

energy
 food, beverage and agribusiness
 mining
 natural resources
 infrastructure
 forest products

profile

Robin advises clients on environmental, aboriginal and administrative law matters. He is recognized for integrating all aspects of a client's interests - legal, business and social - and finding practical solutions to complex problems.

Robin is a Harvard Law School graduate and one of only three Canadian lawyers ranked in both the areas of environmental and aboriginal law by Chambers Global - The World's Leading Lawyers for Business. He is also ranked by Lexpert as one of Canada's leading Infrastructure Lawyers.

Prior to joining McMillan, Robin served as British Columbia's Deputy Minister of Energy, Mines & Petroleum Resources and Deputy Minister of Energy and Clean Technology. He also served as head of the BC Environmental Assessment Office, Chair of the BC Oil & Gas Commission and a Chief Treaty Negotiator for the Province of BC. He was integrally involved in the development of some of BC's most significant environmental legislation, including the Environmental Management Act and the Clean Energy Act.

Robin has successfully helped major project proponents obtain environmental assessment approvals for LNG infrastructure, metal mining, coal mining and clean energy projects. He has successfully negotiated a range of impacts and benefit agreements, engagement agreements and capacity funding agreements with numerous aboriginal groups, and he has acted for governmental agencies and aboriginal groups on a range of matters. He has also represented clients in judicial review proceedings in provincial and federal courts.

Robin is also a member of [McMillan Vantage LP](#)



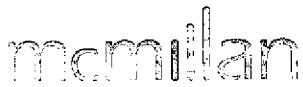
Robin M. Junger

directorships and professional associations

- Vancouver Bar Association
- Canadian Bar Association
- Member - British Columbia roster of panelists for the British Columbia-Alberta Trade, Investment and Labour Mobility Agreement, the New West Partnership Trade Agreement and the Agreement on Internal Trade
- Board Member and Executive Committee Member – Association for Mineral Exploration British Columbia
- Member, Policy Review Committee, BC Chamber of Commerce

representative matters

- Counsel for Cedar 1 LNG Export Ltd. (a Haisla Nation company) in successfully obtaining National Energy Board approval for a liquefied natural gas export license
- Counseled a LNG pipeline company in successfully obtaining an environmental assessment certificate for a major intraprovincial pipeline
- Counsel for Barrick Gold in respect of environmental matters in British Columbia
- Counseled and represented Avanti Mining in successfully obtaining an environmental assessment certificate, Mines Act and Environmental Management Act permits for the Kitsault Mine project
- Advised and represented Avanti Mining in successfully negotiating a benefits agreement with the Nisga'a Nation
- Counseled on the Moose Cree First Nation's equity participation in the \$2.6B Lower Mattagami Hydroelectric Project in Ontario
- Counseled Pattern Energy in successfully obtaining an environmental assessment certificate for the Meikle Wind Energy Project
- Counseled and represented a BC coal mine in successfully obtaining an environmental assessment certificate and related compliance matters
- Advise CH2M Hill in respect of environmental matters in British Columbia
- Counsel and represent Noront Resources on environmental and aboriginal law matters regarding the proposed Eagle's Nest mine in Northern Ontario (Ring of Fire)
- Counseled Constantia Resources in negotiation of an Advanced Consultation and Capacity Agreement with the Whispering Pines Clinton Indian Band



Robin M. Junger

- Counseled an Ontario natural gas-powered electricity generator on First Nation consultation and environmental assessment matters
- Counsel for Fortune Minerals on environmental and aboriginal issues regarding the proposed Arctos Anthracite project
- Counseled the Minister of Forests, Lands and Natural Resource Operations in respect of his decision to approve a Master Development Agreement for Jumbo Resort
- Conducted a review and provided recommendations regarding the project review (environmental assessment) process for Port Metro Vancouver
- Negotiated the Roberts Bank Protocol Agreement (a precursor to the Tsawwassen Final Agreement)
- Represented a disabled aboriginal person in a Charter of Rights case related to equality rights and treaty benefits

awards and rankings

- Recognized in *Best Lawyers in Canada* 2018 as a leading lawyer in the areas of both Environmental and Aboriginal Law
- Repeatedly recommended, Environmental and Aboriginal Law, in the 2017 *Canadian Legal Lexpert Directory*
- Recognized by *Chambers Global* 2017 as a leading lawyer in Environmental and Aboriginal Law
- Recognized by *Chambers Canada* 2017 as a leading lawyer in the areas of Aboriginal Law - Canada and Environment - Canada
- Recognized by *Lexpert* in the *Special Edition - Leading Canadian Lawyers in Global Mining 2016/17*
- Recognized by *Lexpert* in the *Special Edition Report on Canada's Leading Energy Lawyers 2016*
- Recognized by *Chambers Global* 2016 as a leading lawyer in Environmental and Aboriginal Law
- Listed in the *Canadian Legal Lexpert Directory* 2016 as a leading practitioner in the areas of Aboriginal and Environmental Law
- Recognized by *Lexpert* in the *Report on Business Magazine* 2016 as a "Leading Energy Lawyer"
- Recognized in *Lexpert's Special Edition on Canada's Leading Infrastructure Lawyers* 2016
- Recognized as *Lexpert Ranked Lawyers* in 2015
- Recognized as a leading lawyer in the 2015/16 *Lexpert*



Robin M. Junger

Special Edition on Global Mining

- Harvard Law School Addison Brown Prize (private international law)
- Law Society of British Columbia Graduate Scholarship
- Law Foundation of British Columbia Graduate Fellowship

teaching engagements

- Past sessional instructor, Private International Law and Public International Law, University of Victoria, Faculty of Law

media mentions

- "NDP has yet to put price tag on 'defending B.C.'s interests' in pipeline expansion fight", by Derrick Penner, *Vancouver Sun*, August 14, 2017
- "Thomas Berger to lead legal challenge against Trans Mountain", by Nelson Bennett, *Business in Vancouver*, August 10, 2017
- "No provincial charges for Mount Polley mining disaster, but possibility of federal charges remain", by Gordon Hoekstra, *Vancouver Sun*, August 3, 2017
- "Supreme Court decisions good for development projects", by Nelson Bennett, *Business in Vancouver*, July 28, 2017
- "Musqueam's YVR pact could be native partnership template", by Glen Korstrom, *Business in Vancouver*, July 4, 2017
- "How B.C.'s political shakeup will affect pipelines, hydro, lumber and housing", *BNN (Business News Network)*, June 30, 2017
- "Three-year deadline to lay charges for Mt. Polley dam failure approaching fast", by Gordon Hoekstra, *Vancouver Sun*, June 20, 2017
- "Horgan draws bead on pipeline project with unloaded gun", by Nelson Bennett, *Business in Vancouver*, June 5, 2017
- "Rule of law needs to be respected with Trans Mountain: Former deputy energy minister" *BNN (Business News Network)*, May 31, 2017
- "Trudeau defends Trans Mountain as BC Greens, NDP gear up for fight" by Robert Fefe and Shawn McCarthy, *The Globe and Mail*, May 30, 2017
- "Changing industry regulatory goalposts draw fire" by Nelson Bennett, *Business in Vancouver*, April 4, 2017
- "Legal challenges will not prevent Kinder Morgan from moving ahead, experts say", by Gordon Hoekstra,



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Vancouver Sun, December 2, 2016

- "Trans Mountain expansion: The First Nations factor" by Nelson Bennett, *Business in Vancouver*, December 1, 2016
- "A 'duty to consult' aboriginals is no excuse to delay project approvals" by Tim Murphy and Robin Junger, *Financial Post*, November 28, 2016
- "First Nations file for judicial review of Petronas LNG" by Nelson Bennett, *Business in Vancouver*, October 27, 2016
- "Hereditary chiefs demand extension of Pacific NorthWest LNG review" by Gordon Hoekstra, *Ottawa Citizen*, July 26, 2016
- "Federal Appeal Court deals blow to Northern Gateway pipeline (Updated)" by Patrick Blennerhassett, *Business in Vancouver*, June 30, 2016
- "First Nations demands for access payments not legal: province" by Nelson Bennett, *Business in Vancouver*, June 20, 2016
- "Canada's aboriginals tell Trudeau they can block pipelines" by Julie Gordon, *Reuters*, May 20, 2016
- "B.C. orders review of Trans Mountain pipeline expansion" by Gordon Hoekstra, *Vancouver Sun*, April 24, 2016
- "Competing factions claim to represent bands in multibillion-dollar B.C. gas export plant debate." by Nelson Bennett, *Business in Vancouver*, April 6, 2016
- "Tahoe Resources and Lake Shore Gold complete merger", *Lexpert Magazine*, April 1, 2016
- "Mineral rights continue to clash with native land claims in B.C." by Nelson Bennett, *Business in Vancouver*, March 15, 2016
- "An uneasy duty" by Kerry Banks, *Listed Magazine*, March 4, 2016
- "Trans Mountain pipeline plan enters home stretch" by Nelson Bennett, *Business in Vancouver*, January 19, 2016
- "Proposed BC mines raise Alaskan concerns over transboundary watershed, tailings safety" by Jax Jacobsen, *SNL Financial*, September 2, 2015
- "Courts deliver double punch to Site C dam opponents" by Nelson Bennett, *Business in Vancouver*, August 28, 2015
- "'Game-changing' Aboriginal land title" by Treena Hein, *Wood Business*, June 5, 2015
- "Tussle over proposed Yukon environmental review bill could spell grief for miners" by Jax Jacobsen, *SNL Financial*, May 25, 2015



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- "Routes of energy controversy" by Nelson Bennett, *Business in Vancouver*, May 19, 2015
- "Expert says Government can move forward on resource projects if they are necessary development" by Dwight Ford, *EnergeticCity.ca*, May 12, 2015
- "Discusses the role of aboriginal agreements in project development" CBC Daybreak North, May 11, 2015
- "Expert says First Nations can't veto Site C and other resource projects" by Dwight Ford, *EnergeticCity.ca*, May 11, 2015
- "Petronas LNG project doesn't hinge on Lax Kw'alaams offer" by Nelson Bennett, *Business in Vancouver*, May 7, 2015
- "What does Aboriginal title mean for mining in BC?" by Robin Junger and Brent Ryan, *The Northern Miner*, July 16, 2014
- "Supreme Court clarifies provincial governance and impact of aboriginal title" by Robin Junger, *Business in Vancouver*, July 14, 2014
- "Why the Supreme Court's Tsilhqot'in land title decision is no game changer" by Robin Junger, *Financial Post (reprinted in the Republic of Mining)*, July 10, 2014
- "Miners should be at ease with recent aboriginal court rulings" by Robert Simpson, *PR Associates*, November 20, 2014
- "Premier's positive spin can't shake concerns about Tsilhqot'in title decision" by Vaughn Palmer, *The Vancouver Sun*, July 18, 2014
- "First Nations Title" *CBC Early Edition with Rick Cluff*, July 14, 2014
- "Balance of power: Mining, energy and resources" *China Business Law Journal*, October 2013

publications

April 2017

Duty to Consult does not Apply to all Aboriginal Concerns
Aboriginal Law Bulletin

January 2017

Court of Appeal Holds Duty to Consult Does Not Apply to
Statutory Interpretation
Aboriginal Law Bulletin

November 2016

A 'duty to consult' aboriginals is no excuse to delay project
approvals



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Financial Post

April 2016

A Thunderbolt Decision on Métis Rights: *Daniels v Canada (Indian Affairs and Northern Development)*¹

Aboriginal Bulletin

January 2016

Equivalency Agreements, Environmental Assessment and Aboriginal Consultation – Implications of Coastal First Nations v. British Columbia (Environment)

Environmental and Aboriginal Law Bulletin

2015

Aboriginal Title and Mining in Canada - More Questions than Answers

Rocky Mountain Mineral Law Institute

September 2015

What do the Recent Site C Decisions Mean for Major Projects in British Columbia?

Environmental and Aboriginal Law Bulletin

February 2015

Knock, Knock: Responding to Search Warrants and Inspections in the Environmental Law Context

Environmental Law Bulletin

July 2014

What Does Aboriginal Title Mean for Mining in British Columbia?

Aboriginal Law Bulletin

July 2014

Amendment to the BC Recycling Regulation Impacts Small Businesses and Franchisees

Environmental Law Bulletin

June 2014

Supreme Court declares Aboriginal title in *Tsilhqot'in Nation v. British Columbia*¹

Aboriginal Law Bulletin

April 2014

First Nation challenge based on spiritual interests rejected in Jumbo case

Aboriginal Law Bulletin

March 2014

New BC Recycling Requirements for Paper Products Coming into Force Soon

Environmental Bulletin



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December 2013

BC Supreme Court Quashes Morrison Copper/Gold Project
Environmental Assessment Certificate Decision
Environmental Bulletin

October 2013

Case Law Update 2012-2013: Duty to Consult
Continuing Legal Education Society of British Columbia,
Aboriginal Law Conference - 2013

September 2013

Update: *Louis v British Columbia (Minister of Energy, Mines and
Petroleum Resources)*
Aboriginal Law Bulletin

July 9, 2013

Sustainability report: Will B.C.'s major projects be decided in a
courtroom?
Business In Vancouver

May 2013

BC Supreme Court Upholds Yet Another Decision of the BC
Environmental Assessment Office
Environmental Bulletin

March 2013

BC and Canada Announce MOU on Environmental Assessment
Substitution
Environmental Bulletin

January 2013

Yukon Court of Appeal Finds Duty to Consult Exists When
Recording Mineral Claims
Aboriginal and First Nations Law Bulletin

November 2012

BC Court of Appeal overturns decision and finds duty to consult
met in environmental assessment
Aboriginal and First Nation Law Bulletin

May 2012

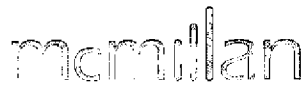
Minerals and Mining – Canada Chapter
Globe Law and Business
Co-authored by Robin Junger, Henry Krupa, Laurel Petryk and
Darrell Podowski

May 2012

BC Administrative Law Practice Manual, Chapter 2 –
Administrative Law Decision Makers
BC Continuing Legal Education Society

March 2012

Administrative Law Remedies in the Aboriginal Law Context
Canadian Journal of Administrative Law Practice, Vol. 25, No. 1
Co-authored by Robin Junger and Nika Robinson



Robin M. Junger

February 2012

Improving the environmental assessment process
The Vancouver Sun

January 2012

Mining - Recent Developments of Importance
The 2012 Lexpert/American Lawyer Guide to the Leading 500
Lawyers in Canada - 14th Edition
Co-authored by Robin Junger, Darrell Podowski, and Laurel
Petryk

November 2011

Cumulative Effects
Canadian Aboriginal Law 2011 Conference, Pacific Business
Law Institute
Co-authored by Robin Junger, Eugene Meehan, QC, Keith
Clark and Nika Robinson

November 2011

Seven Steps for Navigating the Environmental Assessment
Process in British Columbia
Environmental Bulletin

November 2011

Cumulative Effects
Canadian Aboriginal Law 2011 Conference, Pacific Business
Law Institute
Co-authored by Robin Junger, Eugene Meehan, QC, Keith
Clark and Nika Robinson

October 2011

Administrative Law Remedies in the Aboriginal Law Context
Continuing Legal Education Society of BC, 2011 Administrative
Law Conference
Co-author Robin Junger and Nika Robinson

presentations

January 2017

AME's The Gathering Place
Legal Issues Panel
AME Roundup 2017, Vancouver, British Columbia

May 2016

Working Together and Moving Forward Post Tsilhqot'in
Panel Speaker
Minerals North Conference, Smithers, BC

February 18, 2016

State of the (Oil) Nation: What's in the Pipeline?
Osgoode Professional Development, Toronto, Ontario

September 16, 2015

Watch your step...archaeology and project development in BC



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Seminar hosted by McMillan and Stantec

July 17, 2015

Indigenous Rights and Mineral Development: Challenges and Opportunities - Canadian Perspective
61st Annual Rocky Mountain Mineral Law Institute

January 27, 2015

Aboriginal Engagement: The Current Context from a Legal Perspective
AME BC Mineral Exploration Roundup 2015

November 5, 2014

The *Tsilhqot'in* Decision - What is Next?
CLEBC Mining Law 2014

July 16, 2014

Tsilhqot'in v. B.C. - What does it mean for the resource sector?
McMillan Seminar, Vancouver, BC

May 10, 2014

Key Aspects of Pipeline Development: Regulatory Process and Structuring of the Contracts
Round-Table Discussion, Energy Committee, Inter-Pacific Bar Association Annual Meeting and Conference, Vancouver, BC

May 7, 2014

Indigenous and environmental issues
2nd Coaltrans Conference - West Coast, Vancouver, BC

April 8, 2014

How do we improve certainty in the IA review process?
Theme forum presentation at the International Association for Impact Assessment 34th Annual Conference in Viña del Mar, Chile

April 8, 2014

Environmental litigation regarding impact assessment
Chair, paper presentation at the International Association for Impact Assessment 34th Annual Conference in Viña del Mar, Chile

May 13, 2013

Streamlining EIAs and the approval process: How far do we go?
33rd Annual Conference of the International Association for Impact Assessment, Calgary, Alberta

November 8, 2012

Aboriginal Law - Consultation and Other Emerging Issues
Lexpert Events, Calgary, Alberta

November 2012

Reconciling the duty to consult with other law
Aboriginal Law - Consultation and Other Emerging Issues,
Toronto, Ontario



Robin M. Junger

A solid black rectangular redaction box covering the name and contact information of Robin M. Junger.

June 20, 2012

Administrative Law Practice Manual, Chapter 2 – Administrative Law Decision Makers
Continuing Professional Development Seminar, Vancouver

May 26, 2012

BC Chamber of Commerce Annual General Meeting
luncheon address by Robin Junger on Major Project Development in British Columbia: Challenges & Solutions, Penticton, BC

April 26, 2012

2012 Environmental, Energy and Resources Law Summit
Speaker, Robin Junger - Hot Topics in Environmental, Energy and Resources Law, Fairmont Waterfront Hotel, Vancouver, BC

April 25, 2012

Advanced Administrative Law 2012
Speaker, Special Duties and Obligations, UBC Robson Square, Vancouver, BC

January 2012

Aboriginal Consultation and Accommodation
speaker, Robin Junger - Environmental Law Forum, Cambridge, Ontario

November 2011

Environmental Assessment of Major Projects in British Columbia
presenter, Robin Junger - McMillan LLP Continuing Professional Development Seminar, Vancouver

fogler
rubinoff

fogler
rubinoff



Don Bourgeois

Counsel Gaming and Gambling

t: [REDACTED]
f: [REDACTED]

PROFILE

Don has over 25 years of experience in the gaming sector, primarily in executive positions, including casinos, charitable gaming, lottery, internet gaming, and horse racing. He was previously General Counsel for the Alcohol and Gaming Commission of Ontario, where he was also Deputy Registrar, and counsel for the Ontario Racing Commission and its Executive Director. Don was the architect of the AGCO's shift to a risk-based approach to regulation and the modernization of the liquor licensing regulatory structure and the *Gaming Control Act* and its regulation, the development of the Registrar's Standards and Requirements, the Registrar's eligibility assessment process for applicants for registration or licensing, and the AGCO's regulatory assurance program. He is Co-Director of the

9/11/2017

Bourgeois, Don | Lawyers | Fogler, Rubinoff LLP

Osgoode Professional Development's Certificate in Gaming Law, and the author of several legal texts, including *The Law of Charitable and Casino Gaming* and numerous articles. He is the recipient of several awards, including the Canadian Gaming Association's Industry Leadership and Outstanding Contribution.

Industry Groups

Gaming and Gambling
Not-for-Profits and Charities
Sports and Entertainment

Education:

Called to the Ontario Bar, 1984
LL.B., Osgoode Hall Law School, 1981
B.A., Wilfrid Laurier University, 1978

Publications:

Liquor Laws of Canada, (with Craig Slater), LexisNexis Canada, scheduled for late 2018
Halsbury's Laws of Canada – Charities, Associations and Not-for-Profit Organizations, LexisNexis Canada second edition scheduled for 2018, reissue (2013), first edition (2008)
Halsbury's Laws of Canada – Liquor Control, LexisNexis Canada reissue scheduled for 2017
"The Role of the Lawyer in Enterprise Risk Management and Risk Assessments", *Canadian Gaming Lawyer Magazine* (Summer, 2015)
Guide to the Ontario Not-for-Profit Corporations Act, 2010, Lexis Nexis Canada (2017 expected publication date)
Election Law of Canada, Lexis Nexis Canada (April 2015)
The Law of Charitable and Not-for-Profit Organizations, LexisNexis Canada, fifth edition (2016), fourth edition (2012), third edition (2002), second edition (1995) and first edition (1990).
The Law of Charitable and Casino Gaming, Butterworths Canada, 1999
Charities and Not-for-Profit Administration and Governance Handbook, Butterworths Canada, second edition (2009) and first edition (2001)

Charities and Not-for-Profit Fundraising Handbook, Butterworths Canada, second edition (2006) and first edition (2000)
"A Role for the Private Sector Lawyer in the Policy-Making Process", Chapter 14, Public Law, Bar Admission Course, Law Society of Upper Canada
Public Law in Canada, Nelson Canada, 1990
The Six Nations Indian Land Claim to the Bed of the Grand River, Historical Research Report Series, Report No. 1, Ministry of Natural Resources, 1986
"The Role of the Historian in the Litigation Process", *Canadian Historical Review*, June 1986
Review of Our Children Are Our Future in Canadian Journal of Native Studies, 1983
Numerous articles for trade publications, newsletters and conferences

Professional and Community Activities:

Co-Director, The Osgoode Certificate in Gaming Law, Osgoode Hall Law School, Professional Development Program
President, Createscape Waterloo Region

9/11/2017

Bourgeois, Don | Lawyers | Fogler, Rubinoff LLP

Trustee, Agora Foundation
Director, Canadian International Development Organization

Awards and Recognition:

Mayor's City Builder Award (2016) – City of Kitchener
Industry Leadership and Outstanding Contribution (2014) – Canadian Gaming Association
The Queen Elizabeth II Diamond Jubilee Medal (2012)
AMS/John Hodgson Award (2008) – Canadian Bar Association, Charitable and Not-for-Profit
Law
The Amethyst Award (2008) – Ontario Public Service
Kitchener-Waterloo Arts Award (2000)