

NOTICE OF MEASURE

to Achieve a Legitimate objective under Chapter 7 of the Canadian Free Trade Agreement (CFTA)

Approved by the GOVERNMENT OF BRITISH COLUMBIA

Regulated Occupation Name:

Lawyers

Province(s)/Territory(ies) whose workers are affected:

Quebec

Under which legitimate objective(s) is/are the measure(s) being filed:

Consumer protection – The practice of law involves advising on and assisting in the creation of legal rights and obligations which can significantly and permanently impact clients' personal, commercial or economic status. A high level of subject matter knowledge is required.

Rationale/Justification:

Additional training and/or examinations for lawyers from Quebec (members of the Barreau du Quebec) to ensure competency in provincial common law. British Columbia has a common law legal system whereas Quebec has a civil law system. There are significant differences in the foundational principles of the two legal systems and in the way the law is developed and codified. A person trained to practise law under one legal system will not possess the knowledge or expertise to practise in the other system.

Additional Requirement(s):

Additional training and/or examinations for lawyers from Quebec (members of the Barreau du Quebec), if needed.

A Quebec lawyer (member of the Barreau du Quebec) possessing a joint common law and civil law degree, seeking to become a lawyer with an unlimited licence to practise law in British Columbia, must complete the required transfer examinations. (Provided the Quebec lawyer has not been absent from the practice of law for more than 3 of the past 5 years. Otherwise, he or she must also complete the same requalification requirements as a British Columbia lawyer seeking to return to practice.)

A Quebec lawyer (member of the Barreau du Quebec) possessing a civil law degree only, seeking to become a lawyer with an unlimited license to practice law in British Columbia, must obtain a Certificate of Qualification issued under the authority of the Federation of Law Societies of Canada, and must complete the required transfer examinations. (Provided the Quebec lawyer has not been absent from the practice of law for more than 3 of the past 5 years. Otherwise, he or she must also complete the same requalification requirements as a British Columbia lawyer seeking to return to practice.)

Anticipated Duration of the additional requirement(s):

Indefinite

Date Approved:

2008 / 12 / 10
YY MM DD

Date(s) Reviewed and/or Updated

Contact Information

BC Provincial Labour Mobility Coordinator
AITlabourmobility.gov.bc.ca