



APRIL 29, 2021 – ADMINISTRATIVE LAW UPDATE

Margaret Leighton, Law Society Tribunal (Ontario)



Margaret Leighton sits as a lawyer member of the Law Society Tribunal, is a member of the Court appointed panel determining claims of sexual misconduct arising out of the Heyder/Beattie class action against the Canadian Armed Forces/DND, and, in 2021, joined Ethical Associates Inc. as Review Counsel.

A graduate of the University of British Columbia and the University of Toronto, Margaret has a long history in Ontario's administrative tribunal community. In 2020 she retired as head of legal services at Tribunals Ontario, between 2012 and 2018 she directed the legal unit of the Social Justice Tribunals. She has acted as counsel to the Pay Equity Hearings Tribunal, Human Rights Tribunal, Labour Relations Board, and Board of the Alcohol and Gaming Commission. Between 2003 and 2006 Margaret

adjudicated refugee protection applications as a member of the Immigration and Refugee Board.

Margaret is the past chair of the Council of Canadian Administrative Tribunals, editor-in-chief of the Canadian Journal of Administrative Law and Practice, co-chair of the Law Society of Ontario's annual six-minute administrative law program, and a regular contributor to legal education and professional development programmes.

Paul Daly, Chair in Administrative Law and Governance, University of Ottawa



Associate Professor Paul Daly holds the University Research Chair in Administrative Law & Governance at the University of Ottawa, to which he was recruited from the Faculty of Law, University of Cambridge. Previously, he was successively Assistant Professor, Associate Dean and Associate Professor at the Faculté de droit, Université de Montréal and held visiting positions at Harvard Law School and Université Paris II, Panthéon-Assas. A graduate of University College Cork (B.C.L., LL.M.), the University of Pennsylvania Law School (LL.M.) and the University of Cambridge (Ph.D.), his influential scholarly work on public law – dozens of books, peer-reviewed journal articles, book chapters and shorter pieces – has been widely cited, including by the Supreme Court of Canada, various other Canadian courts and tribunals, the Irish Supreme Court and the High Court of Australia. His blog, *Administrative Law Matters*,

was the first blog ever cited by the Supreme Court of Canada.

Dr. Daly's practice and research interests span the broad field of public law, with a particular emphasis on judicial review, advice and training for regulatory agencies and administrative tribunals, public authority liability and complex

constitutional issues. He has worked for numerous public and private sector clients including the Attorney General of Canada, Bell Canada, the Canadian Securities Administrators, the Canadian Nuclear Safety Commission, the Financial Services Regulatory Authority, the Immigration and Refugee Board, the Law Society of Saskatchewan and the Ontario Securities Commission. Since September 1, 2019 he has been a part-time Review Officer of the Environmental Protection Tribunal of Canada.

Sherry Liang, Assistant Commissioner, Tribunal Services, Information and Privacy Commissioner of Ontario



Sherry is Assistant Commissioner, Tribunal Services with the Information and Privacy Commissioner of Ontario. In that capacity she is responsible for the Tribunal Services Department which investigates and resolves access to information appeals and privacy and health information complaints. Before her appointment to this position Sherry served in various capacities at the IPC and held appointments as a Vice-Chair with the Human Rights Tribunal of Ontario, the Grievance Settlement Board, and the Ontario Labour Relations Board. Sherry has also been a Co-Chair of the University of Toronto Tribunal, practiced as an independent labour arbitrator and mediator, and was an Expert Advisor to Professor Harry Arthurs on the Federal Labour Standards Review Commission. Sherry began her legal career in 1988 practising labour, administrative law and civil litigation at a Toronto law firm. She received a B.A. (Arts) from Queen's

University, and her LL.B. and LL.M. (Administrative Law) from the Faculty of Law, University of Toronto.

Mary Liston, Associate Professor, Peter A. Allard School of Law, University of British Columbia



Mary Liston teaches public law including administrative and constitutional law, legal theory, and law and literature. Her research focuses on public law broadly and administrative law in particular. It also lies at the intersection of constitutional law, legal theory, and democratic theory. She has participated in two leading casebooks as a co-author of [Public Law: Cases, Commentary and Analysis](#) and as a contributor to [Administrative Law in Context](#). Her work has been cited by the Supreme Court of Canada in several precedential public law cases.

Mary's [early scholarship](#) focused on the evolution of the concept of the rule of law and how it functions as a foundational legal principle in Canadian public law. This evolution tracked both theoretical and institutional change, culminating in a [reconceptualization](#) of this principle in the Canadian state. Her work grapples with the normative and institutional challenges that political power poses for the rule of law and democratic governance. She seeks to understand the complexity that good government demands as well as the current weaknesses in our system of responsible government. And, her work addresses—where possible—the legal means to improve accountability, public participation, and structures of justification for state action. Profiles of her work in [administrative law](#) can be found at Allard Law's [Research Portal](#).

Mary has developed sub-areas of expertise in the emerging field of Aboriginal administrative law as well as modes of interpreting legal texts. She has also brought her perspective to bear on public law in other jurisdictions. By developing a comparative approach, she has placed Canadian public law in dialogue with Australia, New Zealand, South Africa, the United Kingdom and the United States. Her comparative learning also extends to a deep commitment to better understand Indigenous legal orders in Canada. Finally, she has been working on a project examining on the [role of apologies in Canadian public law](#).