

Updating Charities and Not-For-Profit Organizations on recent legal developments and risk management considerations.

SEPTEMBER 2002 ISSUE

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HIGHLIGHTS

Recent CCRA Newsletter Addresses Impact of Anti-terrorism Legislation
Directors' Legal Duties and Liabilities
How Directors Can Protect Themselves
Upcoming presentation on the Impact of Antiterrorism Legislation on Charities in Canada
Upcoming presentation on Church Incorporation

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NEW PUBLICATIONS

Recent CCRA Newsletter Addresses Impact of Anti-Terrorism Legislation

by Terrance S. Carter in *Charity Law Bulletin No. 16*, September 20, 2002

In its recent Registered Charities Newsletter, Spring 2002 - No.12, under an article entitled "The New Anti-Terrorism Law: Impact on Charities", the Charities Directorate of Canada Customs and Revenue Agency ("CCRA") outlines the process of deregistration of charities under the *Charities Registration (Security Information) Act* ("Charities Registrations Act") that was established by Part 6 of Bill C-36, the *Anti-Terrorism Act*. The complete text of the Registered Charities Newsletter, Spring 2002 - No.12 is available at www.ccra-adrc.gc.ca/tax/charities/newsletters/news12-e.html. The newsletter provides insight into how CCRA envisions the process of deregistration being implemented and its impact upon both registered charities and applicants for charitable status in Canada. While it is helpful that CCRA has addressed this important issue affecting charities, the newsletter raises a number of concerns about CCRA's perception of the fairness of the process. A summary of these concerns are discussed in this Bulletin after a brief explanation is given about the process itself.

Read more:

[Web] www.carters.ca/pub/bulletin/charity/2002/chylb16.htm

[PDF] www.carters.ca/pub/bulletin/charity/2002/chylb16.pdf

IN THE PRESS

Law may inadvertently draw innocent causes within its maw as suspect causes include environmental groups
by Terrance Carter in **Canadian Fundraiser**, September 30th

[PDF] www.carters.ca/news/2002/cdnfndrs/tsc0930.pdf

[Publisher] www.canadianfundraiser.com

'Ideological' terrorist definition may affect charities by Terrance S. Carter published in **Lawyers Weekly**,
September 13, 2002

[PDF] www.carters.ca/news/2002/lwyrwkly/tsc0913.pdf

[Publisher] www.lexisnexis.ca

ANNOUNCEMENTS

Carter & Associates is pleased to announce that Esther S.J. Oh, B.A., LL.B., has joined the firm's solicitors group. [Web] www.carters.ca/lawyers/estheroh.html

RECENT AND UPCOMING EVENTS

Church Incorporation to be presented by Jacqueline M. Connor, B.A., LL.B. at the **Church Financial Seminar** 2002 organized by the Trent Valley Association of Baptist Churches, October 5, 2002

[PDF] www.carters.ca/pub/seminar/charity/2002/notice/tva1005.pdf

The Impact of Anti-terrorism Legislation on Charities In Canada to be presented by Terrance S. Carter, B.A., LL.B., at the **Christian Legal Fellowship (CLF) Annual Conference** in Banff, Alberta. October 5, 2002, Register through the CLF at www.christianlegalfellowship.org/conference.htm

Duties and Liabilities of Boards of Directors and How to Protect Yourself A workshop presented by the **United Way of Peel Region and the Volunteer Lawyers Service** to be conducted by Jacqueline M. Connor, B.A., LL.B., of Carter & Associates, October 23, 2002 - Notice and Registration Form at www.unitedwaypeel.org/events/liabilitiesoct2002.pdf

Directors' Legal Duties and Liabilities Presented by Jacqueline M. Connor at the **Not-For-Profit Board Management Series Seminar** on Director Duties and Liabilities: Strategies to Protect Yourself, September 24, 2002

[PDF] www.carters.ca/pub/seminar/charity/2002/jmc0924.pdf

How Directors Can Protect Themselves Presented by Terrance S. Carter at the **Not-For-Profit Board Management Series Seminar** on Director Duties and Liabilities: Strategies to Protect Yourself, September 24, 2002

[PDF] www.carters.ca/pub/seminar/charity/2002/tsc0924.pdf

CONTRIBUTORS



Terrance S. Carter – Practices primarily in the area of Charity and Not-for-Profit Law, Mr. Carter is member of the Charities Advisory Committee and the Technical Issues Committee advising Canada Revenue Agency, as well as a consulting editor of *Charities Law*, 2003/2004 Ed. published by Butterworths, contributing author to Industry Canada's *Primer for Directors of Not-For-Profit Corporations*, and editor of www.carters.ca, www.charitylaw.ca and www.antiterrorismlaw.ca.



Jacqueline M. Connor – Practices in Charity and Not-for-Profit Law, including Incorporation and Corporate Restructuring, Legal Risk Management Reviews, as well as Wills, Estate Planning and Estate Administration. She is a contributing author to Industry Canada's *Primer for Directors of Not-For-Profit Corporations*, and has written numerous articles on Charity and Not-for-Profit issues for the *Charity Law Bulletin*. Ms. Connor is also a regular speaker at the annual Church & the Law™ Seminar.

ACKNOWLEDGEMENTS, ERRATA AND OTHER MISCELLANEOUS ITEMS

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