

Symposium Publication: Court Jurisdiction and Proceedings Transfer Act

The most recent issue of the Osgoode Hall Law Journal (available [here](#)) is a special issue, guest edited by Janet Walker, Gerard Kennedy and Sagi Peari, considering the *Court Jurisdiction and Proceedings Transfer Act*. This statute governs the taking of jurisdiction and both staying and transferring proceedings in civil and commercial matters in three Canadian provinces: British Columbia, Nova Scotia and Saskatchewan.

The abstract to the introductory article states: “In 2016, the Court Jurisdiction and Proceedings Transfer Act (“CJPTA”) marked its tenth year in force. Promulgated by the Uniform Law Conference of Canada, and adopted in British Columbia, Saskatchewan and Nova Scotia, the CJPTA was developed to clarify and advance the law of judicial jurisdiction. In a symposium hosted by Osgoode Hall Law School, ten leading scholars were invited to present papers on specific questions in order to assess the promise of the CJPTA to meet the needs of Canadians in the years ahead and to provide leadership for the law in other parts of Canada. This article provides an overview of the issues discussed in the symposium; it places the papers that were presented in the larger context of developments in the law of judicial jurisdiction in Canada and internationally; and it summarizes in an appendix the drafting reforms that might be made to the Act.”

The articles about the CJPTA are:

Judicial Jurisdiction in Canada: The CJPTA—A Decade of Progress (Janet Walker)

Six of One, Half a Dozen of the Other? Jurisdiction in Common Law Canada (Stephen G.A. Pitel)

Jurisdiction Motions and Access to Justice: An Ontario Tale (Gerard J. Kennedy)

Has the CJPTA readied Canada for the Hague Choice of Court Convention? (Geneviève Saumier)

General Jurisdiction over Corporate Defendants under the CJPTA: Consistent with

International Standards? (Catherine Walsh)

Residual Discretion: The Concept of Forum of Necessity under the Court Jurisdiction and Proceedings Transfer Act (Michael Sobkin)

Three Objections to Forum of Necessity: Global Access to Justice, International Criminal Law, and Proper Party (Sagi Peari)

Cross-Border Transfers of Court Proceedings (Vaughan Black)

The Court Jurisdiction and Proceedings Transfer Act and the Hague Conference's Judgments and Jurisdiction Projects (Joost Blom)