

## Elder Law Resources

<b>Legislation</b>	<p><b>Federal Legislation:</b>  <a href="#">Old Age Security Act, R.S.C. 1985, c. O-9.</a></p> <p><b>Provincial Legislation:</b>  <a href="#">Adult Protection Act, R.S.N.S. 1989, c. 2.</a>  <a href="#">Health Act, R.S.N.S. 1989, c. 195.</a>  <a href="#">Homes for Special Care Act, R.S.N.S. 1989, c. 203.</a>  <a href="#">Hospitals Act, R.S.N.S. 1989, c. 208.</a>  <a href="#">Incompetent Persons Act, R.S.N.S. 1989, c. 218.</a>  <a href="#">Involuntary Psychiatric Treatment Act, S.N.S. 2005, c. 42.</a>  <a href="#">Patients' Abandoned Property Act, R.S.N.S. 1989, c. 336.</a>  <a href="#">Personal Directives Act, S.N.S. 2008, c. 8.</a>  <a href="#">Protection for Persons in Care Act, S.N.S. 2004, c. 33.</a>  <a href="#">Public Trustee Act, R.S.N.S. 1989, c. 379.</a></p>
<b>Case Law</b>	<p><b>Internet Resources:</b></p> <p>Law News Online &lt;<a href="http://www.nsbs.org/librarydatabases.php?page=LNAQBE">http://www.nsbs.org/librarydatabases.php?page=LNAQBE</a>&gt;  This database provides access to the full text of decisions from Nova Scotia (primarily the Court of Appeal and the Supreme Court), as well as access to the digests of decisions that appear in the <i>Nova Scotia Law News</i>. Please read the "Coverage of Database" note on the query screen to Law News Online for the correct coverage information.</p> <p>CanLII &lt;<a href="http://www.canlii.org">http://www.canlii.org</a>&gt;  This database provides access to decisions of various courts and tribunals from all provinces and territories across Canada, including the Federal Court, Federal Court of Appeal, and Supreme Court of Canada.</p> <p>The Courts of Nova Scotia - Decisions Database &lt;<a href="http://decisions.courts.ns.ca/">http://decisions.courts.ns.ca/</a>&gt;  This database provides access to the full text of decisions from various levels of courts in Nova Scotia. Consult the website for coverage information.</p> <p><b>Commercial Databases:</b></p> <p>Westlaw Canada's LawSource  This resource is available to all members of the Nova Scotia Barristers' Society via the public access computers at barristers' libraries throughout the province.</p> <p>LexisNexis Quicklaw &lt;<a href="http://www.lexisnexis.com/ca/legal">http://www.lexisnexis.com/ca/legal</a>&gt;  Subscription required.</p> <p>Maritime Law Book &lt;<a href="http://www.mlb.nb.ca/">http://www.mlb.nb.ca/</a>&gt;  Subscription required to access value-added content.</p>
<b>Journals</b>	<p>The <b><i>Index to Canadian Legal Literature</i></b> provides citations to articles found in scholarly journals, as well as citations to other periodicals, books, government publications, audio-visual material, continuing legal education material, and case comments. Search for legal literature by author, title, subject, case, statute, and book review. The <i>Index to Canadian Legal Literature</i> is available in print as part of the <i>Canadian Abridgment</i>, as well as electronically via Westlaw Canada's LawSource (database identifier: ICLL) and LexisNexis Quicklaw.</p>
<b>Texts</b>	<p>Figas, Jacqueline E. <i>The Aging Client and Long-Term Care</i>. (Toronto: CCH Canadian, 2008). KB 137.S1 F471 2008.</p> <p>Gordon, Robert M. &amp; Simon N. Verdun-Jones. <i>Adult Guardianship Law in Canada</i>, looseleaf (Scarborough, Ont.: Carswell, 1992). KB 137 V483 1992</p>

	<p>Law Reform Commission of Nova Scotia. <i>Adult Guardianship in Nova Scotia: Suggestions for Reform of the Incompetent Persons Act: Discussion Paper</i> (Halifax, N.S.: The Commission, 1993). KB 137 N935 1993 / Oversize Collection</p> <p>Law Reform Commission of Nova Scotia. <i>Reform of the Laws Dealing with Adult Guardianship and Personal Health Care Decisions: Final Report</i> (Halifax, N.S.: The Commission, 1995). KB 137 N935 1995 / Oversize Collection</p> <p>Law Reform Commission of Nova Scotia. <i>Grandparent-Grandchild: Access: Discussion Paper</i> (Halifax, N.S.: The Commission, 2007). KB 137 N935G 2007 / Oversize Collection</p> <p>Law Reform Commission of Nova Scotia. <i>Grandparent-Grandchild: Access: Final Report</i> (Halifax, N.S.: The Commission, 2007). KB 137 N935GF 2007 / Oversize Collection</p> <p>Soden, Ann. <i>Advising the Older Client</i> (Markham, Ont.: LexisNexis Butterworths, 2005). KB 137.S1 S679 2005</p> <p><b>Library &amp; Information Services' Online Resources: The Barristers' Library's Textbooks / Treatises Catalogue</b> &lt;<a href="http://www.nsbs.org/librarydatabases.php?page=CATQBE">http://www.nsbs.org/librarydatabases.php?page=CATQBE</a>&gt; lists all texts available at the Barristers' Library in Halifax, as well as at county barristers' libraries. To find other texts on the topic of elder law, search the catalogue using subject headings such as "estates", "executors and administrators", "fiduciaries", "guardians", "power of attorney", "retirement", and "senior citizens".</p>
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<p><b>CLE &amp; CPD</b></p>	<p>Canadian Bar Association. <i>The 2003 Canadian Legal Conference Expo</i> (Montreal: CBA, 2003). KB 252 C212E 2003 / Oversize Collection See <i>"General Planning for the Older Client: A Case Management and Multidisciplinary Approach"</i>.</p> <p>Canadian Bar Association. <i>The 2004 Canadian Legal Conference Expo</i> (Montreal: CBA, 2004). KB 252 C212E 2004 / Oversize Collection See <i>"Cross-Border Issues for Snowbirds and Roaming Retirees"</i> and <i>"Cross-Border Issues for Snowbirds and Roving Retirees: US Tax Considerations and Planning Opportunities"</i>.</p> <p>Canadian Bar Association, Nova Scotia Branch. <i>Elder Law: Catching the Grey Wave</i> (Halifax, N.S.: CBANS, 2002). KB 137.S1 C212E 2002 / Oversize Collection</p> <p>Canadian Bar Association, Nova Scotia Branch. <i>Elder Law in the Next Decade Conference</i> (Halifax, N.S.: CBANS, 2010). KB 137.S1 C212EI 2010 / Oversize Collection</p> <p>Canadian Bar Association, Nova Scotia Branch. <i>Older and Wiser: The Lawyer as Family Advisor</i> (Halifax, N.S.: CBANS, 2004). KB 137.S1 C212O 2004 / Oversize Collection</p> <p>Canadian Bar Association, Ontario Branch. <i>Our Clients' Needs: Real Issues and Practical Solutions in Serving The Older Client</i> (Toronto: CBAO, 2004). KB 137.S1 C212C 2004 / Oversize Collection</p> <p>Continuing Legal Education Society of British Columbia. <i>Elder Law</i> (Vancouver, B.C.: CLEBC, 2004). KB 137.S1 C762 2004 / Oversize Collection</p> <p>Nova Scotia Barristers' Society, Continuing Professional Development. <i>Support and the Separated Senior</i> (Halifax, N.S.: The Society, 2009). KB 137.S1 N935 2009 / Oversize Collection / available online via <a href="#">Secondary Sources</a></p> <p><b>Library &amp; Information Services' Online Resources: Secondary Sources</b> &lt;<a href="http://www.nsbs.org/librarydatabases.php?page=2DSourcesAQBE">http://www.nsbs.org/librarydatabases.php?page=2DSourcesAQBE</a>&gt; provides access to a wide range of secondary sources, including papers presented at Continuing Professional Development and Continuing Legal Education Society of Nova Scotia conferences. To find other secondary sources on the topic of elder law, use the advanced search screen with subject headings such as "estates", "fiduciaries", "retirement", and "senior citizens".</p>
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## Websites

### **Canadian Bar Association - National Elder Law Section**

<[http://www.cba.org/CBA/sections\\_Elder/main/](http://www.cba.org/CBA/sections_Elder/main/)>

The Canadian Bar Association's National Elder Law Section addresses legal issues of importance to the elderly, including age discrimination, abuse and exploitation, undue influence, capacity and consent, guardianship, decision-making, powers of attorney, and elder divorce and separation. The website includes links to the section's by-laws, articles and reports, national officers and branch chairs, and conference information.

### **Canadian Centre for Elder Law**

<<http://www.bcli.org/ccel/>>

The Canadian Centre for Elder Law (CCEL) is a division of the British Columbia Law Institute. This national, non-profit organization is committed to exploring legal issues affecting older Canadians. The objectives of CCEL are "to enrich and inform the lives of older adults with the law; to meet the increasing need for legal education and research in relation to legal issues having particular significance for older adults; and, to serve as a national focal point for this emergent field". The CCEL meets these objectives through research and scholarship, law reform, and information and education. The website includes links to upcoming conferences and forums, publications, useful resources, and information about current projects.

### **Canadian Network for the Prevention of Elder Abuse**

<<http://www.cnpea.ca/>>

The Canadian Network for the Prevention of Elder Abuse is a non-profit organization dedicated to the prevention of abuse of older adults in Canada. The website includes access to a variety of resources, one of which is a fact sheet listing contact numbers from every province and territory in Canada for persons seeking assistance on issues related to elder abuse.

### **Caregivers Nova Scotia**

<<http://www.caregiversNS.org>>

Caregivers Nova Scotia (CNS) is a non-profit organization offering information and support to family and friends providing care. CNS provides information to caregivers through workshops, conferences, newsletters, a lending library, telephone assistance, and support groups. The website provides links to adult day programs throughout the province, information about active support groups, a list of the lending library's titles, and an online forum to exchange ideas, share tips, and provide support.

### **Family Violence in Canada: A Statistical Profile**

<<http://www.statcan.gc.ca/pub/85-224-x/4064472-eng.htm>>

Published by Statistics Canada's Canadian Centre for Justice Statistics, these annual reports include statistical information on violence against older adults.

### **Legal Information Society of Nova Scotia: Seniors Law**

<<http://www.legalinfo.org/general-content/general-content/seniors-law.html>>

The Legal Information Society of Nova Scotia (LISNS) is a not-for-profit organization providing Nova Scotians with information about the law. LISNS offers several services, including a Legal Information Line to respond to questions about the law from the public, a Lawyer Referral Service, and a Dial-a-Law program providing legal information through taped messages. LISNS's website includes a "Seniors Law" section providing information about elder abuse, advance health care directives, power of attorney, and making a will.

### **National Clearinghouse on Family Violence: Abuse of Older Adults**

<<http://www.phac-aspc.gc.ca/nfv-cnivf/index-eng.php>>

The National Clearinghouse on Family Violence is operated by the Public Health Agency of Canada. The website provides links to papers on community awareness of elder abuse, financial abuse of older adults, abuse in long-term care facilities, and self-neglect by older adults. It also includes links to a directory of services and programs for victims of elder abuse and a resource and training kit on elder abuse for care providers.

### **Nova Scotia Centre on Aging**

<<http://www.msvu.ca/nsca/index.asp>>

The Nova Scotia Centre on Aging is associated with Mount Saint Vincent University's Department of Family Studies and Gerontology. The Centre works in partnership with other public and private organizations to carry out its three-part mandate of research, education, and community consultation

on issues important to older adults. The website includes a publication section with online access to a number of papers, a selection of useful links, and information about the Centre's current and past projects.

**Nova Scotia Department of Health: Continuing Care Programs**

<<http://www.gov.ns.ca/health/ccs/>>

Continuing Care is a program of Nova Scotia's Department of Health to help persons who require ongoing short- or long-term care outside of the hospital. Continuing Care provides access to adult protection services, home care, long-term care, and self-managed care. The website provides important information about facilities licensed/approved by the Department of Health, as well as online fact sheets and forms.

**Nova Scotia Department of Seniors**

<<http://www.gov.ns.ca/scs/>>

The Department of Seniors is the provincial government department responsible for the planning and development of seniors-related policies, programs, and services in Nova Scotia. The website provides online access to *Programs for Seniors 2009 – 20<sup>th</sup> edition*, which is a comprehensive directory of the programs and services available to seniors in Nova Scotia. Other publications available through the website include the *Age-Friendly Cities Report*, the *2009 Seniors' Statistical Profile*, and a list of the books and periodicals available through the agency's Information Resource Centre.

**Public Health Agency of Canada: Seniors Health**

<<http://www.phac-aspc.gc.ca/sh-sa-eng.php>>

The website for the Public Health Agency of Canada includes a section devoted to the health of senior citizens in Canada. The website includes information on age-related and chronic diseases, health promotion, injury prevention, as well as an A to Z index of publications of interest to seniors.

**Seniors Canada Online**

<<http://www.seniors.gc.ca/>>

Seniors Canada Online provides easy access to seniors-related government information from the Government of Canada, as well as provincial and territorial governments. Search by subject or use the alphabetical index to find information on topics such as aboriginal services, care facilities, community services, employment programs, financial matters, housing, legal matters, transportation, retirement, safety and security, veterans' services, and volunteering.

**Library & Information Services' Online Resources: Legal Links**

<<http://www.nsbs.org/librarydatabases.php?page=LLQBE>> provides access to legal information on the World Wide Web.