



THE OSGOODE CERTIFICATE IN MANAGING LEGAL AND BUSINESS RISK IN THE SUPPLY CHAIN

Supply chain disruptions continue at record highs, carrying with them significant business and legal consequences. Stay on top of strategies for managing risk in a volatile production and shipping world.

Focused on the practical and using real-world scenarios, you will engage with industry leaders and get the up-to-date critical knowledge and skills you need to competently manage or advise on mitigating supply chain risks in a “just-in-time” world.

- Supply chain management – understanding and issue spotting the legal issues and risks
- COVID-19, labour shortages, sanctions – how have supply chain management and the law surrounding it changed?
- International trade, customs and compliance
- Supply chain logistics and supplier management
- Negotiating and drafting supply chain agreements, including structure, business risk considerations and key terms
- Sustainable supply chains: strategies, compliance and innovation

PROGRAM DIRECTOR

Martha Harrison

Partner, McCarthy Tétrault LLP

REGISTRATION DETAILS

**October 23, 31, November 9, 15,
22, 2023**

**9:00 a.m. – 4:45 p.m. ET
Online (Live)**

Can't make the date?

*Registration includes 120-day
unlimited, online access to the
recorded program.*

Register today at:

**[osgoodepd.ca/
supplychain](https://osgoodepd.ca/supplychain)**

The Osgoode Certificate in Managing Legal and Business Risk in the Supply Chain

Benefits of the Program:

- Pre-program kickoff to meet your Program Director and network with other learners
- Foundational online primer on "Supply Chain Fundamentals"
- Weekly, live, online sessions where you can engage with industry experts and other learners
- Apply what you have learned through a practical case study to help you create your own issue spotting checklist, along with exercises where you will get feedback from instructors
- Obtain an Osgoode Certificate in Managing Legal and Business Risk in the Supply Chain upon completion of program requirements

With massive and continuing interruptions to supply chain transactions precipitated by the COVID-19 pandemic, risks are at an all-time high. As a professional who advises on or works in supply chain, international trade, or procurement, it is critical that you have a comprehensive understanding of the legal issues involved in supply chain management so you can successfully mitigate risk at each stage of the supply chain process. Failure to do so could result in costly consequences to the growth, market position, reputation and profitability of your business.

This new Osgoode Certificate in Managing Legal and Business Risk in the Supply Chain is a **unique, focused** and **practical** program. Designed for supply chain professionals and their legal advisors, and delivered in 5 days over 5-weeks, the program gives you an integrated understanding of the fundamental legal and business issues involved in developing, maintaining, de-risking and managing supply chains, along with the skills you need to effectively deal with the legal, regulatory, business, social and policy issues related to international trade and sustainability in today's world.

Presented through the lens of leading industry experts and senior legal practitioners, and **enhanced with real-world examples**, you will **engage** with core concepts and evolving practices from key industries and sectors. You will leave the program with a thorough understanding of the complex laws and regulations affecting supply chains today and receive **practical tools** that you can immediately use to reduce supply chain risk for your client or business, including an issue-spotting checklist.

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You will learn:

- Practical strategies to identify legal issues at each stage of the supply chain process and what to do about them
- How the COVID-19 pandemic impacted supply chain management
- Compliance tactics for international trade laws and customs
- Strategies for navigating sanctions and export controls
- Risk mitigation techniques in international trade practices
- Approaches to managing your supplier relationships
- Supply chain competition and antitrust issues, including collusion, price-fixing, and suppliers as competitors
- Need to know shipping terms and when risk transfers
- Financing options for the cross-border purchase and sale of goods
- Tactics to reduce risk by strategic sourcing
- Emerging issues in labour laws, including Canada's Bill S-211 and other changes
- Corporate governance considerations for sustainable supply chains
- Environmental compliance rules and best practices
- How to negotiate and draft supply agreements to mitigate risk, including key terms, delivery, risk of loss, excuses for non-performance and remedies

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Who Should Attend

- Lawyers that practice or advise in areas such as international trade, customs, procurement, cross-border transactions, transportation, foreign investment, logistics or construction
- In-house counsel
- Supply chain managers
- Contract managers
- Procurement managers
- Professionals that work in procurement, manufacturing, oil and gas, natural gas, construction, consumer products/retail, agriculture or other that deals with supply chain
- Senior leadership at organizations with a cross-border function
- Trade compliance professionals
- Government workers that handle trade, customs, supply chain or shipping regulations
- Accounting and finance professionals
- Consultants

You will learn and gain valuable insight from a faculty of leading supply chain management and legal experts, including:

Program Director



Martha Harrison

Partner, McCarthy Tétrault LLP

Advisory Board

Amesika Baeta

District Manager, GTA West,
Export Development Canada

Shayne Dalton

Assistant General Counsel,
Supply Chain & Operations,
Pratt & Whitney Canada

Warrington Ellacott

Senior Manager, Government
Relations, Whirlpool Canada, and
Chair of the Board of Directors,
Canadian Association of Importers
and Exporters

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Program Faculty

Michelle Albanese

Senior Consultant, Upswing
Solutions

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Chief Economist, Canadian
Manufacturers & Exporters

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Hunter Fox

Associate, Gowling WLG

Robin Guy

Vice President, Government
Relations, Canadian Chamber
of Commerce

Martha Harrison

Partner, McCarthy Tétrault LLP

Jessica Horwitz

Bennett Jones LLP

David A. Johnston

Professor of Operations
Management and Information
Systems; Program Director, Master
of Supply Chain Management,
Schulich School of Business, York
University

Matthew Kronby

Borden Ladner Gervais LLP

Paul Lalonde

Partner, Dentons

Felicia Leborgne Nowels

Akerman LLP

Brian Lipson

McCarthy Tétrault LLP

Kevin Macdonald

Blake Cassels & Graydon LLP

Arnon Melo

President, Mellohawk Logistics

Joy Nott

Partner, Trade & Customs, KPMG

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Partner, Gowling WLG

Kiruba Sankar

Director-Program Support, Policy
& Development - Purchasing and
Materials Management, City of
Toronto

Sheldon Silverman

Senior Director, Legal, AMD

Jacquelyn Stevens

Willms & Shier Environmental
Lawyers LLP

Brenda C. Swick

Cassels Brock & Blackwell LLP

Jennifer Tangco

VP Centre of Excellence
Metro Supply Chain

Michiel (Mike) van Akkooi

Senior Vice President, External
Affairs and Co-Head of ESG, Kinross
Gold Corporation

Julia Webster

Partner, Baker McKenzie

Agenda

MODULE 1

October 23, 2023

9:00 a.m. – 4:45 p.m. ET

Supply Chain Management: Understanding and Spotting Legal Issues and Risks

This opening module provides an overview on how supply chains were operating pre-pandemic and the current issues facing supply chain management today. You will be given a framework to understand the legal issues throughout the supply chain process involving trade, logistics, supplier management, sustainability and more.

The case study exercise, led by Program Director Martha Harrison, will be introduced with tools to create your own issue spotting checklist. Module 1 will conclude with an engaging panel discussion on the impact of the COVID-19 pandemic on supply chain management from varying industry perspectives, to answer the question “why is everyone talking about supply chains?”.

- Supply chain operations in Canada pre-pandemic and an overview of supply chain management today, including the legislative impact on Canadian companies and suppliers, industries most affected and greater focus on sustainable supply chains
- The legal issues in supply chain management
- The difference in vulnerability based on your position in the supply chain

- Dealing with internal vs. external stakeholders
- How supply chain management differs at the individual country level, regional trading level and international level

MODULE 2

October 31, 2023

9:00 a.m. – 4:45 p.m. ET

International Trade, Customs and Compliance: A Comprehensive Update

This module begins with understanding the trade agreements and customs that affect Canada and Canadian businesses. You will then take a closer look at non-tariff barriers, sanctions and export controls, focusing on risk mitigation practices in international trade. Consideration of how U.S. law and jurisdictional issues impact Canadian business will also be discussed.

- Canadian trade agreements at the regional and global level
- Strategies for customs compliance
- What are non-tariff barriers and how are they implemented at law?
- Sanctions and export controls: regulatory standards
- International trade risk mitigation practices
- U.S. law and jurisdictional issues: the impact on Canadian business

MODULE 3

November 9, 2023

9:00 a.m. – 4:45 p.m. ET

Supply Chain Logistics and Supplier Management

With a focus on supply chain logistics and supplier management, you will learn need-to-know shipping terms and explore strategies for sourcing and managing suppliers to reduce risk. Using the sample case study, supplier issues, including competition/anti-trust and supplier bankruptcy, will also be addressed and analyzed.

- Understanding common shipping terms and when the risk transfers
- Risk considerations when managing suppliers, including availability of supply, trade agreement advantages, diversification and export regulations/sanctions
- The use of insurance in supply chain management
- The important interaction between the legal team, logistics and export control
- Financing options for cross-border purchase of goods
- Competition and anti-trust issues with suppliers
- Dealing with supplier bankruptcy

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MODULE 4

November 15, 2023
9:00 a.m. – 4:45 p.m. ET

Sustainable Supply Chains: Strategies, Compliance and Innovation

Starting with the changing labour laws in Canada and import prohibitions related to forced labour, sanctions and ethical considerations, you will explore corporate responsibility in supply chains and discuss governance decisions related to environmental compliance and diversity.

This module will conclude with an interactive workshop highlighting ESG in practice, using real-world examples to showcase how to successfully implement sustainability goals into your supply chain processes.

- Canada's changing labour laws: Bill S-211
- Understanding how supply chain governance decisions affect brand/reputation and what boards should be thinking about
- Environmental compliance concerns, including carbon intensity adjustments and government disclosure requirements on materials, chemicals, etc.
- Governance strategies for diversity in supply chain networks and the impact on profitability and return on investment
- Supplier diversity programs: what are they and how to create and implement an effective program

MODULE 5

November 22, 2023
9:00 a.m. – 4:45 p.m. ET

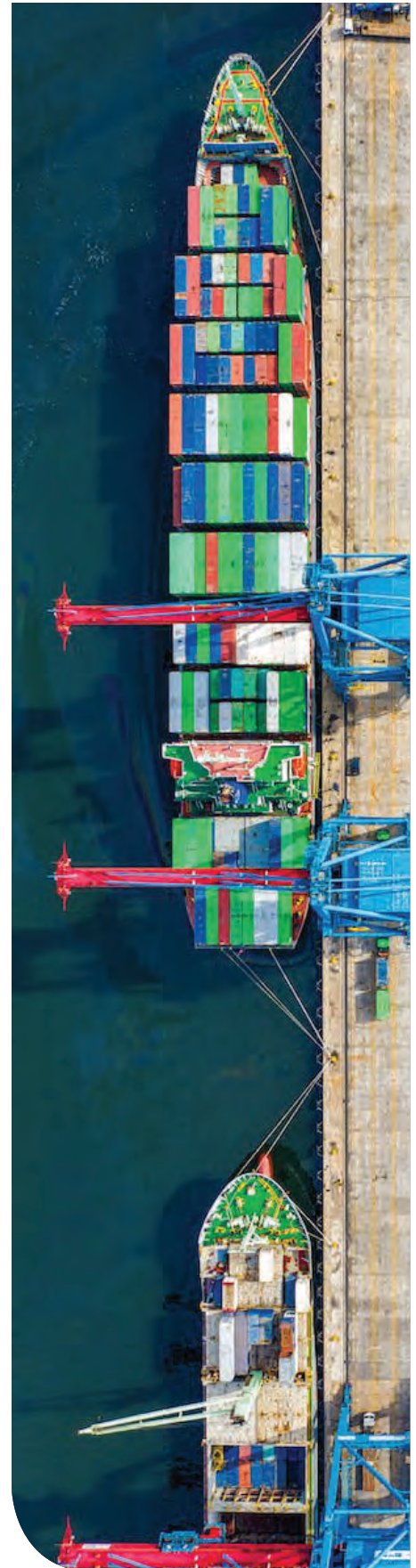
Bringing It All Together: Supply Chain Agreements

This concluding module will provide you with a thorough understanding of how to structure your supply chain purchase and sale agreement to incorporate the lessons in trade, logistics, supplier management and sustainability that you have learned in Modules 1-4.

The program will conclude with a wrap-up of the issue spotting case study exercise to ensure you leave with a practical, ready-to-use checklist for your next cross-border purchase transaction.

Focusing on the key agreement terms to negotiate to reduce your risk and the practical strategies to employ when your supplier doesn't deliver as planned, topics include:

- How to structure your purchase and sale agreement, including jurisdiction considerations, term, supplier exclusivity rights, risk of loss and threshold for "failures"
- Supply chain warranties
- Excuses for non-performance: force majeure, commercial impracticability, and frustration
- Remedies for breach of contract
- International arbitration and dispute resolution



Registration Details

Fee per Delegate: \$3,995 + TAX

SCMAO members price: \$3,595 + TAX (save \$400)

SCMAO insiders price: \$3,795 + TAX (save \$200)

Fees include online attendance, electronic materials, and technical support. Group discounts are available. Visit www.osgoodepd.ca/group-discounts for details.

Financial Assistance

This program is eligible for OSAP funding. Federal and provincial job grants may be available. You may also apply for financial assistance with OsgoodePD. To learn more, visit: www.osgoodepd.ca/financial-assistance.

Program Changes

We will make every effort to present the program as advertised, but it may be necessary to change the date, location, speakers or content with little or no notice. In the event of program cancellation, York University's and Osgoode Hall Law School's liability is limited to reimbursement of paid fees.

Cancellations and Substitutions

Substitution of registrants is permitted at any time. If you are unable to find a substitute, a full refund is available if a cancellation request is received in writing 21 days prior to the program date. If a cancellation request is made with less than 21 days notice, a \$150 administration fee will apply. No other refund is available.

For Further Program-Related Information, Please Contact:

Elise Parr, Program Lawyer at eparr@osgoode.yorku.ca

Certificate of Program Completion

You will receive a certificate upon completion of the **Osgoode Certificate in Managing Legal and Business Risk in the Supply Chain**. Participants must attend all program modules and satisfactorily pass a take-home exam by December 20, 2023 to receive a certificate.

Register today at:

osgoodepd.ca/supplychain



Email: osgoodepd@osgoode.yorku.ca



Phone: 416 597 9724



Mail: 1 Dundas Street West, 26th Floor, Toronto, ON, M5G 1Z3



OsgoodePD has been approved as an Accredited Provider of Professionalism Content by the LSO.

Eligible CPD Hours - LSO (ON):

33h 10m CPD (28h 10m Substantive; 4h 30m Professionalism; 30m EDI)



OsgoodePD programs may be eligible for CPD/MCLE credits in other Canadian and US jurisdictions. To inquire about credit eligibility, please contact cpd@osgoode.yorku.ca.



This certificate has been accredited by the SCMAO for 15 CPD Credits.

