

Jonathan Coady

Partner



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Language(s) spoken: English

Bar Admission(s): Nova Scotia, 2007; Prince
Edward Island, 2007

Legal Assistant(s): [Pam Myers](#)

Jonathan works primarily in the area of administrative and public law, representing individuals, government agencies, and regulated entities before courts and tribunals. He has:

- Acted as counsel for a provincial Attorney General in significant cases involving the Constitution Act, 1867
- Represented individuals, corporations, municipalities and public agencies before administrative tribunals.
- Served as counsel to administrative tribunals.
- Advised government agencies and decision-makers on their obligations under federal and provincial legislation.
- Recovered property valued at more than \$2M USD for a foreign state agency.
- Defended individuals in criminal and regulatory proceedings.
- Prosecuted offences under the Controlled Drugs and Substances Act as an agent of the Public Prosecution Service of Canada.
- Secured settlements of more than \$1M CDN for losses resulting from defective supplies.
- Appeared in the Supreme Court of Canada, Provincial Court of Prince Edward Island, the Supreme Court of Prince Edward Island, the Prince Edward Island Court of Appeal, the Tax Court of Canada, and the Federal Court.
- Represented parties before the Information and Privacy Commissioner of Prince Edward Island, Island Regulatory and Appeals Commission, Prince Edward Island Labour Relations Board, Prince Edward Island Human Rights Commission, Maritime Provinces Harness Racing Commission, Immigration and Refugee Protection Board of Canada, Employment Insurance Board of Referees, Public Service Commission of Canada, Transportation Appeal Tribunal of Canada, and the Commission of Inquiry into the Decline of Sockeye Salmon in the Fraser River.

Practice Areas

Litigation & Alternative Dispute Resolution

Education & Career

Education

University of Cambridge, LL.M., 2009

Dalhousie University, LL.B., 2006

University of Prince Edward Island, B.Sc., 2003

Activities

Member, Charlottetown Management Team, Stewart McKelvey

Co-lecturer, Supreme Court Practice, Prince Edward Island Bar Admission Course

Member, Rules of Court Committee, Prince Edward Island

Chair, Administrative Law Section, Prince Edward Island Branch, Canadian Bar Association

Chair, Administrative Law Section, National Executive, Canadian Bar Association

Member, Articling and Admissions Committee, Law Society of Prince Edward Island

Lecturer, University of Prince Edward Island, Department of Political Science

Advocacy Advisor, Supreme Court Advocacy Institute

Accolades

Best Lawyers: Administrative and Public Law, 2019

Best Lawyers: Corporate and Commercial Litigation, 2019

Thought Leadership

Client Update: Land use planning in Prince Edward Island: the year in review

December 20, 2018

Client Update: Duty to consult in Prince Edward Island (Epekwitk)

June 29, 2018

Client Update: Land Use Planning in Prince Edward Island: The Year in Review

December 29, 2017

Privilege Prevails: Privacy Commissioner protects solicitor-client communications

March 16, 2017

Land Use Planning in Prince Edward Island: The Year in Review

December 20, 2016

You've got mail - Ontario Court of Appeal sends a constitutional message to municipalities about community mailboxes

October 28, 2016

Publications

Co-author, "Making the grade: court review of university decision-making", Discovery: Atlantic Education and the Law

September 26, 2018

"Renovate or rebuild: What shall we do with standard of review?" Canadian Bar Association Administrative Law Section Resources

December 01, 2017

"The Time Has Come: Standard of Review in Canadian Administrative Law," (2017) 68 UNB Law Journal 87

"Administrative law in one sitting: A special contribution from Justice David Stratas," Canadian Bar Association Administrative Law Section Resources

April 01, 2017

"Privilege Prevails: Privacy Commissioner Protects Solicitor-Client Communications," Stewart McKelvey Resources

March 16, 2017

"Land Use Planning in Prince Edward Island: The Year in Review," Stewart McKelvey Resources

December 20, 2016

"You've Got Mail - Ontario Court of Appeal Sends a Constitutional Message to Municipalities about Community Mailboxes," Stewart McKelvey resources

October 28, 2016

"Make Your List and Check it Twice: IRAC Sends a Holiday Reminder to Municipalities" Stewart McKelvey Client Update

December 23, 2015

"Finding our way in the fight against terrorism" The Guardian

October 25, 2014

"The Charter: Can Our Rights be Protected Without It?" The Guardian

December 13, 2012

"Where are you Going, and What do you Wish? Applying TeleZone to Actions Against the Provincial Crown" Canadian Bar Association National Administrative Law Conference

November 23, 2012

"Collective Bargaining: Lessons from the NHL Lockout" Stewart McKelvey Labour and Employment Blog

October 17, 2012

“Reasonable Accommodation Does Not Require Placement in Dream Job” Atlantic Employers’ Counsel, Fall 2011

“Recording of Defence Medical Exams is the Exception and Not the Rule – At Least for Now” Atlantic Insurance Counsel, Fall 2010

“Conditional Release of Terror Suspects in Canada: Lessons from the United Kingdom” (2010) 36(1) Queen’s Law Journal 251

“Close the Door on Torture” The Mark

May 30, 2009

“Employee Performance Reviews: Good Faith Criticism or Grounds for Constructive Dismissal?” Atlantic Employers’ Counsel, Winter 2007

“Supreme Court of Canada Clarifies Test for Causation” Atlantic Insurance Counsel, Spring 2007

“Islanders, the Constitution, and Property Rights” The Guardian A7

January 13, 2006

Presentations

“Provincial Court Practice – Getting a Charge,” Continuing Legal Education Workshop, Law Society of Prince Edward Island, Crowbush, Prince Edward Island (2014)

“Regulatory Offences for Farmers in Prince Edward Island,” Continuing Legal Education Workshop, Law Society of Prince Edward Island, Charlottetown, Prince Edward Island (2014)