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VULNERABLE PERSONS: PROTECTION AND REMEDIES IN CANADA

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This reference work guides the practitioner through all aspects of law and practice related to vulnerable persons in Canada. This book is the first Canadian legal text on this subject, and is conveniently organized so the user can quickly access the legal remedies available for the protection of persons in vulnerable circumstances in the common law provinces of Canada. The four types of vulnerable persons are discussed in this book and organized by chapter: youths who fall outside the scope of child protection laws and adults who suffered child abuse, spouses, the elderly, and medical patients and persons with disabilities.

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What's New in this Update:

This release includes updates to Chapter 2: Youth Protection and Childhood Remedies, Chapter 4: Protection of the Elderly and Remedies and Appendix Words & Phrases.

Highlights:

Chapter 2: Youth Protection and Childhood Remedies — Updated abbreviated legislation excerpts for the Provinces of Alberta, British Columbia and Manitoba.

Chapter 4: Protection of the Elderly and Remedies — Part IV — case law update — *Anderson v. Farine*, 2025 MBKB 11: the Court of King's Bench refused to remove one of three adult siblings as the elder mother's attorney, despite complaints from the other siblings as to her inadequacy as an attorney and caregiver. Nor was this sibling removed as attorney despite the court finding that she used the elder's funds for her own personal expenditures. The court did order that she refrain from using the elder's money for her own resources, that she continue in the role of attorney with the limited power to expend funds for any just expenses related to the elder's care and that she pass her accounts.

Chapter 4: Protection of the Elderly and Remedies — VI Ontario — case law update — *Newton v. Anishinabeck Police Service*, 2025 ONSC 677: the plaintiff's commenced an action against the police service for damages based on dubious torts arising out of criminal charges laid against them because of their actions in withdrawing money from the bank account of an elderly person pursuant to a power of attorney. The money was used for renovations to a home the elderly person once owned but was transferred to a third party. The criminal charges were withdrawn upon the money being repaid. Summary judgment dismissing the action for damages based on dubious torts was granted.

§ WP:12.50 — Child Abduction — British Columbia — Child abduction in the family law context, is the withholding or removal of a child from their place of habitual residence to another jurisdiction, without the consent of the other parent or a court order: *Gill v. Kaur*, 2024 CarswellBC 927, 2024 BCSC 542 at para. 148 Shergill J.