

Nancy Rubin, K.C.

Partner



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Language(s) spoken: English

Bar Admission(s): Nova Scotia, 1992

Legal Assistant(s): [Leona Clements](#)

Nancy's diverse group of clients includes developers, print, and broadcast media, insurers, electricity consumers and renewable energy generators. Nancy has acted as counsel before the Nova Scotia Supreme Court, Court of Appeal, New Brunswick Queen's Bench, Federal Court, private arbitration tribunals and the Nova Scotia Utility and Review Board ("UARB"). Her practice includes:

- Administrative tribunal work at the UARB on land use planning and development matters, expropriations, municipal annexation/amalgamation.
- Regulatory work relating to electricity and natural gas utility rate hearings, renewable energy and cost of service, efficiency programs, feed-in tariffs, payday loans, liquor licensing and petroleum products pricing.
- Pre-publication advice, access to information, privacy and reputation management. Specific litigation results include striking out unconstitutional sections of legislation that closed disciplinary hearings, confirming a qualified privilege in defamation law, resisting publication bans, securing access to court records.
- Commercial litigation including professional liability, breach of contract, and insured claims.

Practice Areas

Cannabis

Class Actions

Education

Energy

Environmental & Natural Resources

Health

Insurance

Intellectual Property

Litigation & Alternative Dispute Resolution

Media, Advertising & Marketing

Municipal

Privacy

Real Property

Education & Career

Education

University of Ottawa, LLB (magna cum laude), 1991

Dalhousie University, B.Sc., 1987

Activities

Member, Canadian Bar Association

Member, Governance Committee, Nova Scotia Barristers' Society, 2020 – present

American College of Trial Lawyers, Emil Gumpert Awards Committee; Alternate Dispute Resolution Committee

Member, Partnership Board, Stewart McKelvey, 2017 – present

Supreme Court Liaison Committee, Nova Scotia Barristers' Society, Chair 2013 – 2019; Member, 2002 – 2012

Canadian Media Lawyers Association/Ad IDEM, President 2015 – 2017; Atlantic Regional Board Representative, 2006 – 2014,

Past President/Board Member 2017 – present

Member, Media Liaison Committee, Nova Scotia Barristers' Society, 2005 – present

Standards Council, Advertising Standards Canada, 1999 – 2018

Past chair, Municipal Law Section, Nova Scotia Branch, Canadian Bar Association

Member, Canadian Defence Lawyers

Part-time faculty, Civil Trial Practice, Dalhousie Law School, 1998 – 2001

Guest lecturer, Media Law, School of Journalism, University of Kings College, 2003 – present

Past member Marketing Committee, Students Committee, Strategic Planning Committee, Stewart McKelvey

Mentor, Schulich School of Law, 2009 – 2010

Board Member, Phoenix Youth Programs, 2012 – 2017

Member, Canadian Renewable Energy Association (CanREA), 2023

Accolades

Fellow, American College of Trial Lawyers, 2018

Chambers and Partners Canada 2022, 2023 Litigation: General Commercial – Atlantic Canada, Band 3 lawyer

King's Counsel, 2012

Benchmark Canada, local litigation star (General Commercial), 2015 – 2022

Best Lawyers 2023 Defamation and Media Law "Lawyer of the Year" in Halifax

Best Lawyers 2015 Defamation and Media Law “Lawyer of the Year” in Halifax

Best Lawyers 2013 Energy Regulatory Law “Lawyer of the Year” in Halifax

Best Lawyers: Corporate and Commercial Litigation, 2009 – 2023

Best Lawyers: Defamation and Media Law, 2006, 2008 – 2023

Best Lawyers: Energy Regulatory Law, 2008 – 2010 and 2012 – 2023

Lexpert Guide to the Leading US/Canada Cross-border Litigation Lawyers in Canada, Defamation and Media Law, 2013, 2018

Lexpert rating: Energy (Electricity), 2021 – 2023

Lexpert rating: Litigation – Defamation & Media, 2008 – 2023

Martindale-Hubbell rating: BV Distinguished®

Thought Leadership

An email scam cautionary tale

September 16, 2022

Federal Government announces significant investments in Nova Scotian clean energy initiatives

July 21, 2022

Nova Scotia municipality plans changes to wind turbine regulations

June 27, 2022

Liability for online misconduct: do new torts mean increased risk for universities?

July 26, 2021

Careful what you disclose: Court recognizes a new privacy tort for Nova Scotia

February 26, 2021

Wiseau Studio LLC v. Harper: *Room Full of Spoons* is fair dealing

May 12, 2020

Cautiously inching toward the new normal in Atlantic Courts

May 06, 2020

Publications

Interviewed for “Lawyer fears ‘slippery slope’ after identity of N.L. man facing sexual assault charges shielded”, CBC

Newfoundland and Labrador

April 01, 2022

The Press and the Courts, Vol.31, No. 1, comments The Charter of Rights and Freedoms

"Court Reporting – Keeping the Media in the Loop", The Society Record, Vol. 23, No.5, October 2005

Presentations

Presenter, "Importance of Natural Justice and Procedural Fairness in Hearings", Halifax Hockey Summit, 2022

June 24, 2022

Panelist, "Arrest and Detention of Journalists", CMLA/Ad Idem National Conference, 2019

Panelist, "Journalism and media law" Canadian Association of Journalists, CAJ2019

Presenter, "Practice at the NS Utility and Review Board", CBA Municipal Law Section, 2018

Panelist, "The Public's Right to Know & The Media's Right to Ask", Media & the Law: Working Together to Improve Access & Public Trust, 2018

Panelist, "Principles of Open Court – Media & Criminal Law", Annual NS Crown Fall Education Conference, 2017

Presenter, "Land Use Planning for Legalization", Licensed Professional Planners Association of Nova Scotia – Cannabis Legalization, Community Impacts Conference, 2017

Panel member, Forging Your Own Style: Creating Confidence and Embracing Your Voice, Atlantic Women in Litigation conference, 2016

Panel member, Demand Management – A Blessing or a Curse?, CAMPUT, 2016

Presenter, How to Write the Story Without Getting Sued, Nash 77 Conference, 2015

Panel member, #YouKnowHerName, Nash 77 Conference, 2015

Panel member, Fair use of images and video online, CAJ conference, 2015

Panel member, Production Orders – Bill C-13 Amendments to the Criminal Code, and Is Resistance Futile?, CMLA/Ad IDEM national conference, 2015

Panel moderator, Copyright – Fair dealing/Fair Use, "Hot news" and other topics, CMLA/Ad IDEM national conference, 2015

Panel member, Maintaining Service Quality in Tough Times, CAMPUT, 2014

Seminar, Privacy Issues for Educators, School Insurance Program, 2012

Co-Presenter on access to court records, pub bans and privacy issues for journalists and media lawyers, CMLA/Ad IDEM National Conference, 2012

Co-presenter with Ernst & Young, Getting the Information Needed to Quantify Business Losses for Damages, NSBS, March 2011

Presenter, Cyber-Libel: How to Take a 17th Century Tort into the 20th Century, NSBS, May 2008

Volunteer Chambers Judge, Discovery Practice, Nova Scotia Barristers' Society Bar Admission Course, 2005 – present

Privacy Seminar, Insurance Brokers of Nova Scotia, November 2003

Zoning and Land Use in Nova Scotia, Jurisdictional Issues – What Council Can Regulate And What The NSUARB Is Permitted To Do On Appeal, Lorman Seminar, August 2003

Freedom of Information and Municipal Practice, Canadian Bar Association, Professional Development Conference, January 1999

Volunteer Member of The Speakers Bureau, Nova Scotia Public Legal Education. Presented topics including nursing liability, officers' and directors' liability and issues relevant to the Epilepsy Association, 1992 – 1997

Prepared papers and presented at the annual Stewart McKelvey Insurance Day Seminar. Topics included "How to Advance a Small Claim in Court," "Section B Expenses," "Occupier's Liability," and "Fatal Injuries Actions", 1992 – present