

***An Update has
Arrived in Your
Library for:***

**Please circulate this notice to anyone
in your office who may be interested
in this publication.**

Distribution List

| | |
|--|--------------------------|
| | <input type="checkbox"/> |
| | <input type="checkbox"/> |
| | <input type="checkbox"/> |
| | <input type="checkbox"/> |
| | <input type="checkbox"/> |

**THE LAW OF BANKING AND PAYMENT
IN CANADA**

Bradley Crawford, Q.C.

Release No. 28, December 2018

What's New in this Update:

Prominent among the topics addressed in this release are the following:

- a new chapter 13.5, taking a new approach and adding new material to the existing commentary on prefunded payment products cards, in recognition of their novel legal concepts, arising from differences in regulation and operation from those of traditional debit and credit cards;
- notice of a new federal regime for resolution of distressed financial market infrastructures, §5:30.33;

THOMSON REUTERS CANADA

Customer Support

1-416-609-3800 (Toronto & International)

1-800-387-5164 (Toll Free Canada & U.S.)

Fax 1-416-298-5082 (Toronto)

Fax 1-877-750-9041 (Toll Free Canada Only)

Email CustomerSupport.LegalTaxCanada@TR.com

This publisher's note may be scanned electronically and photocopied for the purpose of circulating copies within your organization.

- comment on new decision exonerating a bank on a claim of wrongful honour of a customer's cheque, §10:10.90;
- new judicial interpretation of "deposit business" in British Columbia provincial regulation of closed loop merchant-operated prefunded payment products, §13.5:130.30;
- commentary on newly reported judicial decisions such as: *Zriek v. Bank of Montreal*, 2018 CarswellOnt 1008 (Ont. S.C.J.); *TSCC No. 2051 v. Georgian Clairlea Inc.* (2018), 93 R.P.R. (5th) 119, 2018 CarswellOnt 9535 (Ont. S.C.J.); *Solar Power Network Inc. v. ClearFlow Energy Finance Corp.*, 2018 CarswellOnt 14442, (Ont. C.A.); *Sankar v. Bell Mobility Inc.*, 2015 CarswellOnt 1816, (Ont. S.C.J.), affirmed 2016 CarswellOnt 4940 (Ont. C.A.), affirmed 2017 CarswellOnt 5104 (Ont. C.A.); *R. v. Suzi*, 2018 CarswellAlta 1227, 2018 ABPC 130 (Alta. Prov. Ct.); *Cowper-Smith v. Morgan*, [2017] 2 S.C.R. 754, 416 D.L.R. (4th) 1, 2017 CarswellBC 3483 (S.C.C.); *All Trans Financial Services Credit Union Limited v. Financial Institutions Commission*, 2018 CarswellBC 1676, 2018 BCCA 270 (B.C. C.A.).