



**Tamara Hunter**

**Associate Counsel**

tamara.hunter@dlapiper.com

**Vancouver**

T: +1 604 643 2952

F: +1 604 605 3712

Tamara Hunter is a member of the firm's litigation group. She practises in the areas of freedom of information and privacy law, administrative law and professional regulation law.

Tamara leads DLA Piper Canada's Privacy, Data Protection and Security practice in Canada and is based in the firm's Vancouver office. She has 17 years' experience advising and representing clients on privacy, data protection and security and on access to information matters.

Tamara has extensive experience advising on privacy compliance issues, anti-spam law compliance, information security breaches, privacy impact assessments and has conducted numerous proactive privacy reviews and audits (including as a global team member for global clients), and has developed and provided information security breach plans (both proactive and responsive), breach reports to privacy regulators, as well as privacy training. Examples of Tamara's client work in these areas include organizations such as hotel/restaurant chains, retail financial institutions, retail clothing chains, logistics suppliers, insurance providers, medical device suppliers, minor sport associations and public utilities, as well as several educational institutions and professional regulatory bodies.

Tamara has represented numerous organizations (both private sector and public sector) before Canadian privacy regulators, including the Office of the Information and Privacy Commissioner for British Columbia, the Office of the Information and Privacy Commissioner for Alberta and the federal Office of the Information Commissioner. She has been lead counsel on numerous inquiry proceedings before the Office of the Information and Privacy Commissioner for British Columbia. Tamara has represented organizations in litigation related to privacy and data protection issues before the Supreme Court of British Columbia, the British Columbia Court of Appeal and the Federal Court of Canada.

Tamara also regularly advises and represents the privacy regulator in British Columbia. She has been named by the Office of the Information and Privacy Commissioner for British Columbia as a qualified lawyer approved to act on its behalf in matters relating to privacy protection law, administrative law and access to information law. She has represented the OIPC on numerous judicial review proceedings in the Supreme Court of British Columbia.

Born in New Westminster, B.C., Tamara obtained a Bachelor of Arts degree from Simon Fraser University in 1988. She received

**RELATED SERVICES**

- Human Rights
- Litigation, Arbitration and Investigations
- Professional Governance and Regulation
- Regulatory and Administrative Law
- Data Protection, Privacy and Security

**RELATED SECTORS**

- Education
- Health Law

**LANGUAGES SPOKEN**

English

the Chancellor's Entrance Scholarship and majored in both economics and business administration.

Tamara then attended the University of British Columbia where she received her Law Degree in 1990.

## LANGUAGES SPOKEN

- English

## EXPERIENCE

---

- Workers' Compensation Board, 2020 BCIPC 46
- Plenary Group (Canada) Ltd. v. BC (Information and Privacy Commissioner) 2018 BCSC 444
- University of British Columbia v. Lister 2017 BCSC 41
- West Vancouver Police Department v. BC (Information and Privacy Commissioner) 2016 BCSC 934
- British Columbia (Ministry of Justice) v. Maddock, 2015 BCSC 746
- Transportation Investment Corporation, 2015 BCIPC 6
- Transportation Investment Corporation, 2015 BCIPC 3
- Thompson Rivers University, 2014 BCIPC 56 (CanLii)
- Langley (Township) v. DeRaadt 2014 BCSC 650
- Law Society of BC (Re), 2013 BCIPC 28 (CanLII)

## CREDENTIALS

---

### Admissions

- British Columbia, 1992

### Prior Experience

Prior to joining the firm, Tamara was a Law Clerk to the Right Honourable Chief Justice Lamer of the Supreme Court of Canada.

### Recognitions

- *Best Lawyers in Canada*, Lawyer of the Year (Privacy and Data Security Law), 2020
- Martindale-Hubbell, Distinguished<sup>®</sup> Peer Review Rated
- *Best Lawyers in Canada* (Corporate and Commercial Litigation), 2017-2021 (Administrative and Public Law), 2018-2021 (Privacy and Data Security Law), 2018-2021
- *Chambers Canada* (Privacy and Data Protection), 2018-2021

### Education

- LL.B., University of British Columbia, 1990
- B.A., Simon Fraser University, 1988

### Memberships

- Governor, The Law Foundation of British Columbia, 2010-2015
- Chair, The Law Foundation of British Columbia, 2013-2015

- Founding Member and past Co-Chair, Freedom of Information & Privacy Law Subsection
- Member, B.C. Privacy Professionals Network

## Community Involvement

- Pro Bono Law of B.C. - Top Ten Fundraiser for 2009 "Advice-a-thon"; Top Fifteen Fundraiser for 2014 "Advice-a thon"
- PEO (Philanthropic Educational Organization) - New Westminster BC Chapter
- Fraserview Community Services Society, President (2019-Present); Board Member (2017-Present)

## INSIGHTS

---

### Publications

#### And then it grew teeth: Canada's privacy law gets enforcement-laden overhaul

18 November 2020

On Tuesday November 17th, 2020, Canada's Minister of Innovation, Science and Industry Navdeep Bains introduced Bill C-11, entitled the *Digital Charter Implementation Act, 2020* (the "**DCIA**") for first reading.

---

#### A decision by the Québec Access to Information Commissioner highlights the importance of compliance with both federal and provincial privacy legislation

7 October 2020

The *Commission d'accès à l'information du Québec* (Québec Access to Information Commissioner) has issued an interesting decision. An interprovincial trucking company received an access request from a former employee for various employment-related records, including her personnel file. The company took the position that its activities fall under federal jurisdiction and, thus, it is subject to the federal *Personal Information Protection and Electronic Documents Act* ("PIPEDA") (not to the Québec private sector privacy legislation, namely the *Act respecting the protection of personal information in the private sector*).

---

#### Turning downtime into privacy time: COVID-19 privacy review in Canada

24 APR 2020

As many businesses adapt to the current environment imposed by COVID-19, now may be the time for your organization to consider evaluating the state of your privacy and data protection management.

---

#### Important updates for British Columbia Public Bodies amidst COVID-19 (Canada)

1 APR 2020

In light of the current and developing COVID-19 circumstances, the following alerts have been released for British Columbia Public Bodies, subject to the Freedom of Information Legislation. One order permits public bodies to use and disclose personal information using tools and cloud services outside of Canada in certain circumstances. Another extends the time for freedom of information responses. Last, organizations are asked to remain vigilant for cyber crime.

---

#### Data breach class actions – The proof of damages dichotomy

20 NOV 2019

---

The Quebec Superior Court has denied an Application for Authorization to Institute a Class Action, resulting from the September 7, 2017 global data breach at Equifax. The decision can be distinguished from other applications resulting from data breach scenarios, in that the Court concluded that the Plaintiff had not demonstrated the existence of damages.

---

### **Case involving voyeuristic teacher leads to clarification of law relating to private vs. public places and provides valuable lesson for employers**

3 SEPT 2019

Canada in Focus

On August 27th, 2019 former Ontario school teacher Ryan Jarvis was sentenced to six months in jail and 12 months' probation after the Supreme Court of Canada convicted him of voyeurism earlier this year. Although this is a criminal decision, it is nevertheless instructive for employers as the decision clarified the law relating to private versus public places, in particular an individual's expectation of privacy. The decision also demonstrates how workplace policies, which clearly outline objectionable conduct, assist employers in setting workplace standards and expectations.

---

### **What directors and officers of Canadian organizations need to know about potential individual liability for cyber-claims**

16 APR 2019

This information bulletin addresses the potential individual culpability and/or liability of directors and officers of Canadian organizations for breach of privacy or anti-spam legislation, and highlights corporate regulatory offences under such laws.

---

- Co-author, "Invasion of Privacy in the Context of an Investigation: Does it Render Evidence Inadmissible in Canadian Civil Proceedings?" *International In-house Counsel Journal*, Volume 9, No. 33, Autumn, 2015
- Co-author, "Canada's New Digital Privacy Act: A Welcome Upgrade of the Personal Information Protection and Electronic Documents Act", Bloomberg BNA, July, 2015.
- Republished, "Saskatchewan Employee Snooping Case: Two Privacy Wrongs Make a Right?", *Risk Management in Health Care*, Volume 17, No. 2, April, 2015.

## **Events**

- Speaker, "B.C. Public Bodies and Storage of Personal Information 'Only in Canada': Impact of the USA Cloud Act", Launching into the New Decade, Thompson Rivers University Conference, January 2020
- Speaker, "How GDPR compares to Canadian privacy law and affects Canadian organizations," Privacy and Security in the Digital Age, Thompson Rivers University Conference, January 2019
- Speaker, Access to Information and Privacy Law Symposium, Canadian Bar Association, 2017
- Speaker, DLA Piper (Canada) LLP Canadian Employment and Labour Law Conference, 2015 and 2016

## **NEWS**

---

### **DLA Piper (Canada) LLP recognized by *Chambers Canada* 2021**

10 September 2020

DLA Piper (Canada) LLP is pleased to see 25 of our lawyers recognized across 16 practice areas in the 2021 edition of *Chambers Canada*.

---

## DLA Piper Canada increases rankings in 2021 edition of *Best Lawyers in Canada*

28 AUG 2020

DLA Piper (Canada) LLP is pleased to see 79 of our lawyers across 35 practice areas recognized in the 2021 *Best Lawyers in Canada* guide, resulting in our best showing with the guide since its inception.

---

## DLA Piper (Canada) LLP recognized by *Chambers Canada 2020*

20 Sep 2019

DLA Piper (Canada) LLP is pleased to be recognized as an industry leader in the 2020 edition of *Chambers Canada*.

---

## DLA Piper Canada lawyers recognized in 2020 edition of *Best Lawyers in Canada*

21 AUG 2019

DLA Piper (Canada) LLP is pleased to see 70 of our lawyers across 34 practice areas recognized in the 2020 *Best Lawyers in Canada* guide.

---

## MEDIA MENTIONS

- Quoted, "Canadians concerned over 'growing risks to their reputation' in an online world: privacy commissioner ", *The Lawyer's Daily*, February 8, 2018 [This article was originally published by *The Lawyer's Daily* , part of LexisNexis Canada Inc.]
- Quoted, "Proposed PIPEDA regulations will raise corporate obligations", *Canadian Lawyer*, September 7, 2017
- Quoted, "Guidelines to Develop Whistleblowing System," *Slaw*, March 3, 2016.
- Quoted, "Beacon technology finding footing in Canada", *The Lawyers Weekly*, August, 2015.  
*This article originally appeared in the August 28, 2014 issue of The Lawyers Weekly, published by LexisNexis Canada Inc.*
- Interviewed by *Nymity* for "Privacy Interviews with Experts", July, 2015.