

Five programs need to be reviewed, says UNBSJ panel

EVALUATION → B1

part of an academic planning process, designed to make the university a better place.

The committee of seven, with two members from each of the three faculties and one at large, was asked to consult with their colleagues and make some recommendations.

“Ultimately it will get to senate, where a full discussion will take place,” he said.

It is still early days in the whole process and the senates on both campuses need to look at the reports. The committee set up on the Fredericton campus has not yet completed its report, he said.

The report identifies the high

potential programs at UNB Saint John as applied management, business, marine biology, nursing and health science and psychology.

Programs identified as managing well but in some cases requiring additional resources include computer science, chemistry/biology, economics, education, English, French, mathematics, philosophy, sociology and statistics.

Asked if the report would help each campus avoid areas where they might be competing, MacKinnon referred back to the fact that the report on the Fredericton campus is not ready yet.

Once both reports are completed, there will be a search for potential synergies between the campuses, he said.

“But this is still early days in the academic planning process,” he said.

Former MLA's lonely death a far cry from her driven life

KEDDY → B1

of her struggles with diabetes and fibromyalgia.

“I would be cheating the taxpayers and the voters if I ran again and only did half a job, and I don't want to do that,” she said at the time.

Born June 20, 1937, Keddy, a native of east of Saint John, grew up with strong Progressive Conservative roots.

“When I was 10 my mother made me go out and deliver flyers. She was a very strong PCer,” she said.

After retiring from a 40-year career in education, she became active in politics and won the nomination for her riding. She also ran multiple unsuccessful campaigns for city council, both before and after her time in the legislature.

“She was a lady that served her community. As a teacher and an educator, she touched so many lives across Canada and affected them in a positive way,” said current Progressive

Conservative Leader Bruce Fitch.

“The many times that I met her it was always positive and I know she was well respected by her colleagues and they always spoke highly of her.

“We too thank her for her contribution and express sympathy towards the family.”

Keddy, a former director of the Canadian Teachers' Federation, graduated from Simonds Regional High School in 1955 and then the New Brunswick Teachers' College a year later. She obtained bachelor's degrees in education and physical education from the University of New Brunswick in 1975.

In the 20 years in between, she worked for the North Atlantic Treaty Organization from 1962 to 1966 and was named NATO Professional of the Year.

Her teaching took her all over the country – and Europe as a civilian educator with the air force – before settling to teach at Simon Fraser University in British Columbia, where she also

owned and operated a manufacturing company.

She was also a long-time member of the Royal Canadian Legion, Branch 53 (Jervis Bay Memorial).

“She'd do anything for her constituents in east Saint John and the Red Head area.”

In addition to her volunteering and donations to the branch, he said Keddy was also fond of the branch's video lottery terminal. McGinley said they last spoke at the most recent Remembrance Day ceremony – something she never missed, he said.

“We lost another good one,” he said. “That's too bad.”

Keddy's community involvement included work for the Salvation Army, Mothers March of Dimes, Heart and Stroke Foundation, Canadian Cancer Society and United Way.

190-year-old trust says city forever 'seized, possessed of' courthouse

BUILDING → B1

must buy the building, only that it be involved with its future as per the trust.

Brunswick News contacted the city on Wednesday morning to see if it would look further into the trust to possibly reconsider its decision, but we didn't receive any comment by deadline.

Only Coun. Susan Fullerton voted in favour of the purchase. She says council wasn't made aware of the trust before voting earlier this month.

“My gut instinct was, and is: for us to let building fall to the wrecking ball or into unqualified hands would not be right thing to do,” says Fullerton. “I was coming from a place of how regretful we would be at some future time that we let this building get away.”

Coun. Shirley McAlary says, trust or not, she can't justify buying the building from the province. It wasn't disclosed what the asking price was for the property, but McAlary said the province was seeking market value. She said that equalled close to \$500,000.

To change her mind, McAlary says the province would have to offer to hand over the building to the city for close

to free.

Leger learned of the trust about a decade ago, when he prepared a memo for the law society. At that time, he and Barry were part of a group of lawyers lobbying for the renovation and expansion of the old courthouse instead of a new building at another location.

Leger can't remember how he came across the declaration, but he saw the original in the city archives. A lawyer for the city had located it for him.

Leger also found an 1883 civil case in which a judge confirmed the power of the trust, and the city's obligation under it.

Although trusts are common undertakings in law, Leger never has dealt with a trust that engaged a city or municipality. He says the trust for the courthouse is a charitable trust, which means it's exempt from rules that limit how long the trust can be in place.

One example of where a trust trumped the interests of city council was in 1980, when the city was vying to be home for the Quebec Nordiques' American Hockey League franchise. The plan was for the team to play at the Lord Beaverbrook Rink, but Beaverbrook had given the building to

the city in trust for the children, and prohibited any professional team from playing there. A judge upheld the trust, preventing the team.

Like with the rink, Leger and Barry say strings were attached with the building of the courthouse.

“You have to keep things in context,” says Leger, noting that the population of Saint John was no bigger than Rothesay is today.

“A building of that grandeur must have cost people an awful lot of money ... it would have represented a sacrifice for the people of the day.”

Also included in the trust is a qualification that the city can't use the building for any other purposes other than as a courthouse, unless it has the consent of the justices of the peace and the city.

After 190 years of changes in law, and municipal and provincial organization, the lawyers say it's unclear who now can offer consent for use of the building.

That's part of the reason why they're asking for the city to engage in discussions with the province, to figure out all the questions the trust raises. Leger notes, “there are some doors that have been left open” in their letter

to council.

In sending the letter to council, the lawyers caution they're not intending to offer legal opinion.

“Our concern is there is possibly a legal obligation, if not moral obligation, on the city,” said Barry.

Barry was shocked when the city voted not to purchase the building with little discussion. He says a previous council had told the legal community it would preserve the old courthouse if they removed their objection to the law courts at Peel Plaza.

The Saint John Law Society reached out to its members last week to form a committee to look at what can be done to preserve the old courthouse. Society president Jill Knee says a number of responses had been received and they're now in the process of setting up a date for the group to meet.

“The public should be involved. We're trying to rally the public around this,” says Barry.

Adding to Barry's comment, Leger says, “What we tried to do is set the stage, and that stage is the trust ... hopefully (council) will recognize its existence even though it's almost 200 years ago.”

Property owners ask city to take closer look at development

SHOPPING → B1

had envisioned for the area by creating another regional retail centre.

“There's just so many policies that the city really needs to consider.

“There is vacant land within the existing regional retail centre, large parcels of land that are still yet to be developed.

“So by creating this new node, it would allow these other parcels of land to just sit vacant,” he said.

The city needs to consider the current policies that were put in place to support retail centres in the city before approving the development, he stressed.

“We're not so much concerned with competition, we just feel the city needs to consider their current policies

which support the existing regional retail centre.

“As soon as you create another regional retail centre, you're going to have these two competing areas that are very close to each other and it's like, which do you support?” he said.

“People have invested money and land into this retail centre, understanding that the city is investing in that area and encouraging development to go there.”

David Greene, general manager for McAllister Place, also submitted a letter outlining a number of issues with the development, including with how the proposed development may cause issues with stormwater management and flood risk.

He said he believes a comprehensive stormwater management master plan



Vacant land between Ashburn Road and Route 1 is being proposed for a multimillion-dollar development. PHOTO: BRUCE BARTLETT/TELEGRAPH-JOURNAL

should be completed ahead of large scale retail development.

“Basically, until that is done, there's

no real, from my understanding, identification of what is going on and what the fix is,” he said.

in the courts

Court refuses man's guilty plea to indecent act

SAINT JOHN • Jody Alan Duplessis admitted in court on Thursday that he committed an indecent act on Nov. 17, 2015, but he didn't agree with what the Crown said he did. As a result, Judge Marco Cloutier refused to accept the 41-year-old Hampton resident's guilty plea to a single count of committing an indecent act. The Crown had read out the alleged facts of the case after Duplessis, of Tilley Street, pleaded guilty. Although he agreed with some of the facts he disagreed with just what his indecent act entailed. Duplessis figured the disagreement to be “irrelevant,” but Cloutier said he needed to admit to everything in order to find him guilty. A not guilty was entered, and Duplessis has been ordered to return to court on March 8 to set a trial date on the matter.

Books said to be weapon in assault

SAINT JOHN • A 37-year-old is in custody on a charge of assault with a weapon for allegedly striking a woman with two hardcover books. **Edward Martin Zarpa** was arraigned on three counts on Wednesday and was back in court on Thursday for a scheduled bail hearing. That hearing didn't go ahead, as duty counsel Wes McIntosh told the court that Zarpa, of Peters Street, wished to reserve his right to a bail hearing for a later date and get a lawyer as soon as possible. Along with the alleged assault with the books, Zarpa is accused with committing common assault on the same victim, Brenda Cook, and resisting arrest. The incident is said to have happened on Tuesday. Cook was in the court on Thursday. Her left eye was purple, and bloodshot. Before leaving the courtroom, Zarpa paused at the glass walking looking at Cook and took a heaving breath as he cried. No details about the alleged incident have been presented in court. The Crown had an order put in place prohibiting Zarpa from contacting Cook from the jail. He's to return back to court on March 8.

Trial date set for threat charge

SAINT JOHN • Jean Claude Richard made a first appearance in court on Thursday in connection with an alleged threat from last year. Richard, 35, of Swallow Street, is accused of threatening Dennis Burbridge on Nov. 16, 2015. Richard pleaded not guilty to the charge, and a trial was set immediately. He'll return to court for his trial on Nov. 24.

words in season

For I am persuaded, that neither death, nor life, nor angels, nor principalities, nor powers, nor things present, nor things to come, Nor height, nor depth, nor any other creature, shall be able to separate us from the love of God, which is in Christ Jesus our Lord. **Romans 8:38-39 (King James Version)**

almanac

Lotteries

Visit telegraphjournal.com for the latest lottery numbers.

Today in history

1473, the founder of modern astronomy, Nicolaus Copernicus, was born in Poland. His theory established the Sun as the centre of the planetary system. 1906, Michigan doctor William Kellogg formed the Battle Creek Cornflake Company to make a breakfast cereal he had developed for patients suffering from mental disorders. 1930, the Quebec legislature rejected a bill to admit women to the practice of law.

News of the Port

Name	Ship Line	Agent	Cargo activity	Name	Ship Line	Agent	Cargo activity
VESSELS IN PORT							
Friday							
Advantage Summer	Charter	Kent Agency	Crude Oil from foreign ports	Great Eastern	Charter	Kent Agency	Petroleum for Foreign Ports
Acadian	Charter	Kent Agency	Petroleum for Foreign Ports	Penn 121	Charter	Kent Agency	Petroleum for Foreign Ports
				Dolphin	Charter	Kent Agency	Towing Penn 121
				Linda Lee Bouchard	Charter	Kent Agency	Towing B205
				B205	Charter	Kent Agency	Petroleum for Foreign Ports
Saturday							
Iver Progress	Charter	Kent Agency	Petroleum for Foreign Ports	Monday			
Sunday							
Federal Crimson	Charter	Montship	Scrap Metal for Foreign Ports	AHS Hamburg	Tropical Shipping	Kent Agency	Containers to and from foreign ports