

# BULLETIN

SPRING 2012  
VOL. 48

## TABLE OF CONTENTS

CLSA Editor's Notice – 1

President's Report – 2

Report of the Mid-Winter Meeting – 5

Board Meeting Minutes – 6

Graduate Student Message – 11

Journal Report – 12

Announcements – 14

2012 Annual Meeting Schedule - 20

Board of Directors – 30

• CLSA Membership: includes a subscription to the Canadian Journal of Law and Society (two issues per annum) & the CLSA/ACDS Bulletin. To join apply online at <http://www.acds-clsa.org/en/>

• The CLSA/ACDS Bulletin is produced twice a year for members of the Canadian Law & Society Association. The purpose of the Bulletin is to provide a forum for CLSA members to share information and views on recent developments and issues affecting law and society research in Canada. CLSA members are invited to submit editorials, notices of forthcoming publications and conferences and other items of interest to members of the Association.

## EDITOR'S NOTICE

### OVERVIEW

This edition contains a report from our Mid-Winter Meeting in January, the report of the Canadian Journal of Law and Society, the CLSA graduate student's report, an update on our Annual Meeting, to be held at the University of Waterloo from 27 to 29 May, 2012, as well as a number of new publications of interest to socio-legal scholars. In addition, this volume of the Bulletin also contains updates on forthcoming joint meetings with LSA, and LSAANZ.

Both editors would like to thank Dominique Nanoff for her help with translation, Tim Young for his help with the formatting, and all the CLSA members who sent in announcements.

## PRESIDENT'S REPORT

As spring approaches, our most important activity is to prepare for our annual meeting in Waterloo, Ontario on May 27-29, 2012. A special thank you to Lyndsay Campbell, our program coordinator, for all the organizational work she has done in preparation for the conference such as arranging for our plenary speaker, and other tasks too numerous to mention. We have over 100 papers as listed on our preliminary program that can be viewed on our website as well as in this issue of the bulletin. Thanks also to Nikolai Kovelev, our local coordinator, for the extensive work he has facilitated, and will be doing, in arranging the venues and rooms where the presentations and many events of the conference will take place. Our conferences will provide excellent opportunities to establish and renew contacts with other socio-legal scholars in Canada. There will also be many opportunities to explore the creative interdisciplinary work by many in our intellectual community. Among the many highlights of the conference is our plenary featuring a talk by Philip Girard as well as our joint panels with the Canadian Historical Association. I look forward to seeing many of you there.

I would also like to thank our hosts for the mid-winter meeting that was held on January 27 and 28 in Ottawa. Many thanks to Dominique Robert, Marie-Eve Sylvestre, Maritza Felices-Luna, and Prashan Ranasinghe and the other members of the Justice Studies and Research Laboratory at the University of Ottawa for organizing such stimulating panels on January 27 and for their hospitality in arranging for our board meeting on January 28. As you will see from our minutes, we have taken the first steps towards implementing the recommendations contained in the Futures Committee Report. Our hope is that these changes will encourage even more of you to participate in the work of our association.

Thanks as well to Jane McMillan for organizing a featured session at the LSA meetings in Hawaii that is jointly sponsored by the CLSA and CRN (Collaborative Research Network) 43 on Law and Indigeneity for which Jane is the coordinator. The session is titled "The Cultural Power of Law in Indigenous Legal Experiences in Hawaii and Canada: Decolonization or Recolonization?" The attractive venue together with CLSA participation as one of the sponsors are strong incentives for us to attend this conference.

Finally, I want to acknowledge the contributions of the many graduate students who are members of our association. You will note their presence not only as presenters at our conferences but as organizers of workshops and volunteers for other activities that are vital to our intellectual community. My thanks for Sarah Hamill and Dayna Crosby for their work as graduate student representatives on our board and a special thanks to Sarah for her work as co-editor of the bulletin and English language web editor for the association.

As my two year term expires in June, this will be my last annual meeting as President of the CLSA. It has been an honor to have the opportunity to give back to this association at least some of what it has given me. I was at the inaugural meeting of the CLSA in 1985 and I have never failed to be inspired by the important work that we do collectively as socio-legal scholars at each of the meetings I have attended. I believe that as much as we have grown in the past 27 years, the best is yet to come.

Richard Weisman

## LA LETTRE DU PRÉSIDENT

Avec l'arrivée du printemps, notre plus grande préoccupation du moment est la préparation de notre conférence et assemblée générale annuelle qui aura lieu à Waterloo (Ontario) du 27 au 29 mai 2012. Merci à Lindsay Campbell, la coordonnatrice du programme, pour le travail accompli en vue d'organiser cet événement, notamment la recherche d'un conférencier pour la séance plénière et bien d'autres tâches, trop nombreuses pour que je puisse les énumérer ici. Pour notre programme préliminaire, nous disposons d'une centaine de communications dont vous pourrez prendre connaissance sur notre site Web ainsi que dans le présent bulletin. Merci également à Nikolai Kovelev, notre coordinateur local, pour tous ses préparatifs et ceux qui lui restent à effectuer pour réserver les salles et coordonner les diverses interventions et activités qui auront lieu durant la conférence.

Nos conférences sont pour nos membres une excellente occasion d'établir et de renouer des contacts avec d'autres chercheurs socio-juridiques de tout le pays et de l'étranger, et de se mettre au fait du travail interdisciplinaire novateur réalisé par notre communauté intellectuelle. Au nombre des multiples temps forts de la conférence, mentionnons la séance plénière durant laquelle il nous sera donné d'entendre Philip Girard, ainsi que nos panels de discussion organisés conjointement avec la Société historique du Canada. Je me réjouis à la perspective d'y retrouver nombreux d'entre vous.

Je tiens aussi à remercier les hôtes de notre conférence de la mi-hiver, qui s'est tenue les 27 et 28 janvier derniers à Ottawa. Un grand merci à Dominique Robert, Marie-Eve Sylvestre, Maritza Felices-Luna et Prashan Ranasinghe, de même qu'aux autres membres du Laboratoire d'études et de recherche sur la justice de l'Université d'Ottawa, pour avoir organisé des panels de discussion fort stimulants le 27 janvier et la réunion de notre conseil d'administration le 28 janvier. Comme vous pourrez le constater en lisant le procès-verbal, nous avons pris de premières mesures en vue de l'application des recommandations du rapport du comité *Futures*. Nous espérons qu'avec ces changements, vous serez encore plus nombreux à participer aux activités de notre association.

Merci à Jane McMillan pour l'organisation d'une séance spéciale à la prochaine conférence de la *Law and Society Association (LSA)* à Hawaii, coparrainée par l'ACDS et le CRN 43 (Collaborative Research Network 43) et portant sur la Loi et l'indigénité. La séance spéciale, que Jane coordonnera, s'intitule « Le pouvoir culturel de la loi dans les expériences juridiques indigènes à Hawaii et au Canada : décolonisation ou recolonisation? » Le lieu particulièrement attrayant retenu pour cette conférence et le fait qu'elle soit coparrainée par l'ACDS sont de bonnes incitations à participer en grand nombre à cet événement.

Pour terminer, j'aimerais saluer les nombreux étudiants diplômés membres de notre association pour leur contribution. Non seulement participent-ils à titre de présentateurs durant nos conférences mais également à titre d'organiseurs d'ateliers et de bénévoles pour nombre d'activités vitales à notre communauté intellectuelle. Merci à Sarah Hamill et à Dayna Crosby pour leur travail de représentantes des étudiants diplômés au sein de notre conseil, et une reconnaissance toute particulière à Sarah pour sa contribution à notre Bulletin à titre de corédactrice et pour son travail de rédactrice de la version anglaise du site Web de l'Association.

Mon mandat de deux ans prenant fin en juin prochain, ce sera donc la dernière assemblée annuelle à laquelle je participerai en tant que président de l'ACDS. Cela aura été un honneur pour moi de pouvoir redonner à l'Association un peu de ce qu'elle m'aura apporté. J'étais présent à la réunion inaugurale de l'ACDS en 1985 et, pour moi, l'important travail que nous réalisons collectivement en tant que chercheurs socio-juridiques n'a jamais cessé d'être une source d'inspiration à chacune des réunions auxquelles j'ai assisté. S'il est indéniable que nous avons pris

un essor considérable au cours de ces 27 dernières années, je suis convaincu que le meilleur reste à venir.

Richard Weisman

## **REPORT OF THE MID-WINTER MEETING**

This year's mid-winter meeting was held on January 27-28, 2012 in Ottawa and hosted by the Laboratory of Justice Studies and Research (LERJ-JSRL) at the University of Ottawa. The first day involved several panels ranging from discussions of social control of vulnerable populations, to corporate regulation, to alternative modes of justice with a little legal history to end the day. Participants came from across Canada and included several graduate students, alongside professors. Once the formal aspects of the day were over, the Faculty of Law hosted a reception in the Tsampeleros Atrium in Fauteux Hall.

The following day's board meeting included reports from the CLSA president, treasurer, and journal editor. There were updates on the graduate students' activities, the Bulletin, our membership drive, the planning of our joint meeting with the Law and Society Association of Australia and New Zealand. Mariana Valverde also provided us with an update on the World Consortium. Other items of discussion included the progress on our annual meeting in Waterloo and a discussion of how to improve the CLSA-ACDS website. An interim nominations committee was established to select Board Members and a President for our Annual General Meeting in Waterloo. This committee is comprised of: Ben Berger, Ibironke Odumosu and Jane McMillan

A very special thanks to Dominique Robert, Marie-Ève Sylvestre, Maritza Felices-Luna, the Laboratory of Justice Studies and Research, and the University of Ottawa Faculty of Law for their help in organizing and hosting the 2012 CLSA Mid-Winter Meeting.

**Sarah Hamill, PhD Candidate, Faculty of Law, University of Alberta.**

## MINUTES OF THE BOARD MEETING, 28 JANUARY 2012

### CLSA Board of Directors Meeting

#### Mid-winter Meeting

January 28, 2012

University of Ottawa

In attendance: Richard Weisman, Ben Berger, Mike Mopas, Lise Gotell, Mariana Valverde, Sarah Hamill, Dayna Crosby, Sam Singer, Ibironke Odumosu, Eric Reiter, Lyndsay Campbell, Jane McMillan

Regrets: Josephine Savarese, Kimberly White, Nikolai Kovalev and Suzanne Bouclin. Nic Carrier is on parental leave.

#### 1. President's Report-Richard Weisman

#### 2. Approval of minutes from Board Meeting- May 31, 2011

Moved: Ben Berger

Second: Lise Gotell

(correction to Item 7: "The newsletter will be revived.")

#### 3. Matters arising from the minutes

(Most matters arising from minutes have already been incorporated into the agenda)

#### 4. Treasurer's Report-Mike Mopas- see appended document.

##### *Highlights of discussion:*

- CLSA is facing a deficit of almost \$7000, mainly due to: two payments made to CFHSS in 2011; atypical costs associated with website; and deficit at 2011 Annual Meeting.
- Discussion of onerous nature of Treasurer's role and the need to delegate some responsibilities – possibility of delegating some repetitive tasks such as processing expense claims to paid CJLS staff-person.
- The Board was in agreement with the Treasurer's recommendations and agreed that we should: create a new board position (or non-board position) devoted to fundraising; generate advertising revenue from Annual Meeting program; consolidate CLSA's bank accounts to reduce bank fees; formalize the financial relationship with CJLS; and to create better oversight of Congress expenses through clearer communications between local organizers and Executive (in particular VP responsible for conferences).
- Sam Singer updated the Board on the revocation of CLSA's charitable status, which he learned of just before the meeting by searching the Canada Revenue Agency's public list of charities online (revocation date – April 30, 2011). The notice online states that the CLSA must pay a revocation tax.
- He strongly emphasized that this must be dealt with immediately. The Board may require legal advice to deal with this matter. The address on file with the CRA is still an address in Winnipeg. Mike mentioned that a letter on the subject may have been forwarded to him and that he passed it on to the bookkeeper. This needs to be resolved as soon as possible.
- Sam Singer resigned from the Board of the CLSA as he is currently working at the Tax Court. The Board expressed sincere gratitude for Sam's work on behalf of the CLSA.

##### *Acceptance of report and Treasurer's recommendations:*

Moved: Mariana Valverde

Second: Jane McMillan

**5. Update on Membership Drive-** Richard Weisman for Kimberly White

There are 122 current memberships and 125 up for renewal. Goal is to achieve membership of 300. There was a reminder to encourage colleagues and graduate students to renew and join.

**6. Update on Annual Meeting in Waterloo-** Lyndsay Campbell, Ben Berger

- Lyndsay updated the Board on abstract submissions and on plans for Annual Meeting 2012. With 6 panel proposals and 56 additional papers so far, it looks like attendance will be small (approximately 75). Lyndsay will send out an email extending the deadline in order to attract a few more papers.
- Lyndsay and local organizer, Nikolai Kovalev, have decided to hold the awards banquet offsite.
- Many Board members emphasized that, in the future, we need to be sure not to have successive meetings in small locations and that we should always try to coordinate with CALT (CALT is meeting in Montreal in 2012). The VP in charge of conferences will play a role in coordinating with CALT. It is important to hold CLSA annual conference in venues and circumstances that will encourage attendance and revenue.
- Future meetings: 2013 joint meeting in Vancouver. Congress 2014 is at Brock University, so there is a clear need to coordinate with CALT. We should consider approaching LSA re. a joint meeting in 2015.

**7. Update on LSA meeting and CLSA panels-** Jane McMillan

Feature CLSA panel for LSA 2013 has been organized.

**8. Update on CJLS-** Mariana Valverde – report circulated.

Mariana highlighted that the journal is receiving high numbers of manuscript submissions. There is a deficit (mainly due to two one-off events). After the move to Cambridge, the journal will be publishing two regular issues and one special issue yearly.

**9. Update on Website-** Sarah Hamill (this item was combined with agenda item 18.2--Discussion about CLSA website – problems and solutions).

Sarah informed us that there was a security breach in December (please note: members' personal data was not at risk).

There was a discussion of the extremely high costs of website maintenance, the inability to manage website content and a lack of functionality. The website is a major factor in deficit. Richard sought advice from York IT person and learned that the website uses an outdated programming language.

It was agreed that Richard, Kimberly and Sarah will explore alternatives to Rebel Trail, including approaching other website design companies and seeking estimates/examples of work/feedback from clients. The goal is to find an alternative so that we can give our six months notice to Rebel Trail. Richard, Kimberly and Sarah will update the Board so that we can make a decision by email.

**10. Suzanne Bouclin's proposal re. translation placement-** see document (not included in Bulletin)

The Board was in support of the proposal to arrange a placement for a translation student to work with the CLSA.

#### 11. **Update on Bulletin-** Sarah Hamill

The Board expressed thanks to Sarah and Josephine for their work reviving the CLSA Bulletin. Sarah emphasized that bulletins are archaic and that the CLSA might want to consider replacing the Bulletin with a blog.

#### 12. **Update on Prize committees-** Jane McMillan

The work is underway. So far, there are 15 submissions for the book prize and the committees for the book and article prizes have been established. The prizes will be awarded at the 2012 Annual Meeting Awards Banquet.

#### 13. **Update on Graduate Student Activities-** Dayna Crosby, Sarah Hamill

Graduate students are hard at work planning the 2012 Congress Graduate Student Workshop. There are some issues to be coordinated with Lyndsay and Nikolai. Sarah also indicated that the organizers need some help with translation of emails and materials. Along with CLSA volunteers, there is a possibility that the translator who works with the CJLS could provide some assistance.

#### 14. **Update on World Consortium-** Mariana Valverde

Only associations can be members of the Consortium. The main activity is the website. The Calendar page of the website provides a listing of law and society conferences and is a resource when planning conferences.

Mariana also provided an update on LSA. The Board discussed approaching the LSA to discuss a possible joint meeting in 2015 (possibly Banff). The VP responsible for conferences should take responsibility for coordinating with LSA.

#### 15. **Setting up of nominating committee for selection of Board members and President for AGM meeting for Waterloo, 2012.**

It was determined that we should create an interim nominating committee with a January - January term, see agenda item 16, motion 1. Ben Berger, Ibironke Odumosu and Jane McMillan will serve as this year's nominating committee.

#### 16. **Report on Conference call of October 21, 2011 and discussion and vote on four motions contained in follow-up on recommendations of Futures Committee-** plus additional motion tabled in conference call. Document included.

These proposed changes to governance arise out of the Futures Committee and are intended to make the governance of the CLSA more transparent.

Motions tabled-

1. *That the CLSA establish a nominating committee consisting of three persons, to serve for a period of one year- at least one person from the executive and all three members from the Board- to advertise the positions of President, Board Member, and Regional Representative, and to accept nominations by others as well as self-nominations; that the nominating committee be empowered to canvass the membership to encourage additional nominations for these positions as needed.*

There was some discussion about whether Executive positions (apart from the President) should also be subject to nomination by the committee and election by general membership. The Board decided to maintain the current practice of having new Board Executive Members appointed from the Board of Directors by existing Board Executive. This practice helps to ensure that we have a committed and knowledgeable Executive.

Members of the nominating committee will serve a January to January term.

Moved: Lyndsay Campbell

Second: Mike Mopas

2. *That the CLSA establish regional representatives – one each to be elected from the Maritimes, Quebec, Ontario, the Prairies, and BC- and that these representatives be empowered to set up regional associations of the CLSA and take up other regional initiatives; that these regional representatives serve as members of the board of the CLSA for terms of three years each.*

There was discussion about the value of regional associations, with concerns expressed about the balkanizing effect and about whether there is sufficient critical mass in some regions. The motion was therefore amended.

*That the CLSA establish regional representatives – one each to be elected from the Maritimes, Quebec, Ontario, the Prairies, and BC- and that these representatives be empowered to take up regional initiatives; that these regional representatives serve as members of the board of the CLSA for terms of three years each.*

Moved: Eric Reiter

Second: Ibironke Odumosu

3. *That the CLSA switch to on-line voting for elections for President, Board member, and Regional representative.*

Moved: Eric Reiter

Second: Ben Berger

Amended as of February 5 after consultation with the board to the following:

*That the CLSA switch to on-line voting for elections for President and Board Members as soon as practicable. Until we have on-line voting, we will vote on-site at the annual meeting President and Board Members.*

4. *That we extend the mandate of the Futures committee to organize and carry out the membership survey and present the results at a future Annual General Meeting.*

The motion was amended.

*That we extend the mandate of the Futures committee to organize and carry out the membership survey and present the results at the 2013 Annual General Meeting.*

Moved: Ben Berger

Second: Jane MacMillan

**17- Nominations for appointments to the Board to fill positions vacated by Ben and Lise who were appointed to the executive. Both would be two year positions.**

The interim nominating committee, see agenda item 15, should canvas members to find nominees for these replacement positions. It was decided that these positions should be for three year terms, rather than two year terms. In the spirit of the governance motions passed in agenda item 16, it was decided that CLSA members would vote on site for the election of new Board members at the 2012 AGM.

Amended through consultation with board members as of February 5 to

*That we vote on-line for replacement positions to the board as soon as practicable. Until we have on-line voting, we will vote on-site at the annual meeting for the election of new board members to fill vacancies left by moving board members to positions on the executive.*

**18- Filling of executive positions and discussion of process for filling these positions.**

New Board Executive members will continue to be appointed by the existing Board Executive. The Nominating Committee will advise the President and Board on possible candidates.

**18.2- Discussion about CLSA website – problems and solutions**

See above, discussed under agenda item **5. Website update)**

**19- Other Business**-suggestions?

As described in agenda item 4, the Board agreed that we should create a new board position (or non-board position) devoted to fundraising. The interim nominating committee is charged with recommending someone to fill this role as soon as possible. If it isn't possible to find someone who would also be willing to be a Board member, it was agreed that as a second option, the nominating committee would find a candidate who would communicate with the board.

Adjourned.

## GRADUATE STUDENT MESSAGE

Hello everyone!

We'd first like to congratulate those of you who are joining us in Waterloo this year! We wanted to take this opportunity to let you know about the graduate student events we have planned for this year's Congress.

Prior to the conference, we will be hosting an informal, grad student social on May 26<sup>th</sup>, 2012. Stay tuned via email for further details!

Every year, the CLSA runs several graduate student workshops during the conference to help support and develop graduate students' academic skills, career prospects, and collegiality. You are welcome to attend any and all of these sessions. This year there will be three workshops facilitated by junior and senior academics on the following topics (dates and locations TBA):

1. **Grad School Survival Strategies:** Practical tips for finishing your program on time (or ahead of time!) and what to do when you can't. This roundtable discussion will feature faculty members who will facilitate discussions about what worked (and didn't work) for them to complete their programs.
2. **INSPIRE the Academy:** What does "inspire" mean? Come to this teaching/pedagogy workshop prepared to engage with techniques and tools toward inspiring undergraduate students and staying inspired in the academy yourself!
3. **All Work no Play? Self-Care for Grad Students:** The graduate school experience can be isolating. Come to this workshop to hear tips and develop strategies towards a work/life balance that will help you make the most of the grad school experience.

In order to attend these workshops **and present at the conference, you must be registered at Congress AND be a member of the CLSA** (congress registration does not include CLSA membership for students. Register for Congress at <http://congress2012.ca/attend/registration/> and if you have not yet renewed your CLSA Membership for 2012 you can do so at <http://www.acds-clsa.org/en/subscribe.cfm>

During the conference, we will be running the yearly election of a new graduate student representative to the CLSA Board. The grad reps serve for a two year overlapping term and are responsible for communicating with graduate students, for organizing and reporting on the graduate student workshops, and for organizing the graduate social and election at the annual meeting. They are funded to attend the Mid-Winter and annual board meetings. We encourage you to consider this position as it is an excellent opportunity to network, learn how academic associations function, and begin the service component of your academic life! If you are interested, please contact let us know prior to the conference (emails below).

In regards to funding, the CLSA has a **limited** amount of funds to support graduate students. Please be aware that these funds will not be enough to cover all of your travel and accommodation costs, and you are advised to seek other funding through your home institutions. Original documentation is required for reimbursement. Relatively cheap accommodation can be booked through the Congress website: <http://congress2012.ca/attend/where-to-stay-in-waterloo/>

Let us know if you have any questions. We look forward to seeing you in Waterloo!

Sarah Hamill ([sehamill@ualberta.ca](mailto:sehamill@ualberta.ca)) and Dayna Crosby ([dcrosby@ualberta.ca](mailto:dcrosby@ualberta.ca))

## CANADIAN JOURNAL OF LAW AND SOCIETY

### EDITOR'S REPORT

2012 is an exciting and busy year here at the Journal. Our first issue is at the publishers and includes a special section on the Canadian Truth and Reconciliation Commission on the Residential School System guest edited by Rosemary Nagy and Robinder Kaur Sehdev. Please see below for the table of contents. Two other volumes are in the works for this year, including a special issue on *Intensified Surveillance in the Aftermath of 9/11* guest edited by Kevin Haggerty.

We continue to receive quality submissions with the help of our external reviewers. We are very appreciative of all of the external reviewers who spend time evaluating manuscripts.

Cambridge University Press will take over the publication of the Journal in 2013 and we are currently in the process of creating an online archive of the entire Journal. We hope that the archive will increase the readership and international profile of the CJLS. As part of the changes brought about with the move to Cambridge, the Journal will adopt a standard of three volumes a year. One of these volumes will be a special issue. Please feel free to get in contact with the editorial board to pitch ideas for special issues.

Finally, the Journal had a very productive board meeting this January in Ottawa and the editorial team wishes to extend our sincere gratitude to our hard working editorial board.

Sincerely,

Dawn Moore, Mariana Valverde and Violaine Lemay

\* \* \*

2012 est une année stimulante et chargée pour l'équipe de rédaction de la *RCDS*. Notre premier numéro est maintenant sous presse et il inclut une section spéciale, dirigée par Rosemary Nagy and Robinder Kaur Sehdev, sur la *Commission canadienne de vérité et de réconciliation relative aux pensionnats indiens*. La table des matières de ce numéro apparaît plus bas. Deux autres volumes sont en train pour cette année, incluant un numéro spécial, sous la direction de Kevin Haggerty, qui traitera de l'intensification de la surveillance des suites du 11 septembre 2001.

Nous continuons de publier des articles de qualité notamment grâce à l'aide de nos évaluateurs externes, qui prennent généreusement le temps d'évaluer les manuscrits que nous leur faisons parvenir. Nous leur exprimons ici notre profonde reconnaissance.

Les Presses de l'université de Cambridge prendront le relais de la publication de la *RCDS* en 2013 et nous entrons présentement dans le processus de création d'archives en ligne qui contiendront la totalité des parutions de la Revue. Nous espérons que ces archives augmenteront le lectorat et le profil international de la *RCDS*. Parmi les changements qu'apporte le passage vers Cambridge se trouve l'adoption nouvelle, pour la Revue, d'un standard de trois volumes par année. Un de ces trois volumes constituera un numéro spécial. N'hésitez surtout pas à contacter le comité éditorial au sujet d'idées nouvelles pour ces numéros spéciaux.

Enfin, comme nous avons eu une très productive rencontre du comité de la *RCDS* en janvier, à Ottawa, l'équipe éditoriale tient à exprimer sa sincère gratitude pour l'impressionnant labeur de son vaillant comité éditorial.

Sincèrement vôtres,

Dawn Moore, Mariana Valverde et Violaine Lemay

## Table of Contents, Volume 27, Number 1, 2012

Dubé, Richard. "La théorie de la dissuasion remise en question par la rationalité du risque "

Mikhailovskiy, Eric & Jonathan Glenn Betteridge. "Who? What? Where? And with what Consequences?: An Analysis of Criminal Cases of HIV Non-disclosure in Canada."

Dej, Erin & Jennifer M Kilty. " "Criminalization Creep": A Brief Discussion of the Criminalization of HIV/AIDS Non-disclosure in Canada"

## Truth, Reconciliation and Residential Schools Special Section for the *Canadian Journal of Law and Society*

Nagy, Rosemary & Robinder Kaur Sehdev. "Introduction: Residential Schools and Decolonization"

Koostachin, Jules. " Remembering Inninimowin: The Language of the Human Beings"

Stanton, Kim. "Looking Forward, Looking Back: The Canadian Truth and Reconciliation Commission on the Indian Residential Schools Legacy and the Mackenzie Valley Pipeline Inquiry"

Hughes, Jula. "Instructive Past: Procedural Lessons from the *Royal Commission on Aboriginal Peoples* for the *Canadian Truth and Reconciliation Commission on Indian Residential Schools*"

Green, Robyn. "Unsettling Cures: Exploring the Limits of the Indian Residential School Settlement Agreement"

## Book Reviews

Hier, Sean P. *Panoptic Dreams: Streetscape Video Surveillance in Canada* (Vancouver: UBC Press) 2010, 328p. Reviewed by Sandra Robinson.

Blomley, Nicholas. *Rights of Passage: Sidewalks and the Regulation of Public Flow* (New York:Routledge) 2010, 144p. Reviewed by Dave Cowan.

Suzack, Cheryl, Shari M Huhndorf, Jeanne Perreault & Jean Barman, eds. *Indigenous Women and Feminism: Politics, Activism, Culture.* (Vancouver: UBC Press) 2011, 344p. Reviewed by Rita Kaur Dhamoon.

Leyton-Brown, Ken. *The Practice of Execution in Canada* (Vancouver: UBC Press 2010, 216p. Reviewed by David Gurnham.

Mountz, Alison. *Seeking Asylum: Human Smuggling and Bureaucracy at the Border* (Minneapolis: University of Minnesota Press) 2010, 264p. Reviewed by Anthea Vogl.

Brooks, Kim & Robert Leckey, eds. *Queer Theory: Law, Culture, Empire* (New York: Routledge) 2010, 240p. Reviewed by Sasha Cocarla.

## ANNOUNCEMENTS

### EVENTS AND HAPPENINGS

#### CLSA – LSAANZ JOINT MEETING, VANCOUVER 2013

The Canadian Law & Society Association is joining with the Law and Society Association of Australia and New Zealand for its 2013 conference, to be held at the UBC Faculty of Law in Vancouver on 1 - 4 July 2013. The theme of the conference is "Law On The Edge", with a number of sub-themes that focus on law in times of crisis, tragedy and uncertainty; indigeneity, pluralism and difference; law on the geo-political edge; connections, departures, mobilities; and new legal spaces on the edge. The conference will include several keynote speakers and a plenary panel of distinguished law and society scholars. It is intended to spark conversations about the shared but somewhat different histories and legal cultures of Canada, New Zealand and Australia, and we are looking forward to building on the vibrant connections that already exist between law and society researchers in these three countries. We will keep CLSA members informed as the conference planning continues.

**Emma Cunliffe, Faculty of Law, University of British Columbia**

#### FOURTH ANNUAL INTERNATIONAL SUMMER INSTITUTE ON THE CULTURAL STUDY OF LAW, 6 TO 8 AUGUST 2012

"Culture, Rights, Identity: Interfaces between the Humanities and the Law"

<http://www.blogs.uni-osnabrueck.de/lawandculture>

\*Invitation\*

The fourth annual International Summer Institute on the Cultural Study of the Law will be held from August 6 to 18, 2012 at the University of Osnabrück, Germany. Hosted by the Institute of English and American Studies (IfAA), the Summer Institute seeks to bring together advanced graduate, doctoral, and postdoctoral students of the humanities and/or the law from around the world to promote and examine the interdisciplinary study and research of law and culture.

During the two week program, students will partake in a unique experience of scholarly collaboration and exchange through workshops, public lectures, panel discussions, excursions and a final symposium. Participating faculty in this year's Summer Institute include:

- \*Rosemary J. Coombe (York University, Toronto)
- \*Helle Porsdam (University of Copenhagen)
- \*Fiona Macmillan (Birkbeck School of Law, University of London)
- \*Joseph Slaughter (Columbia University, New York)
- \* Kay Schaffer (University of Adelaide)

with more faculty to be announced in the upcoming weeks.

The Institute will offer a total of four workshops for 30-35 international participants (doctoral, post-doctoral and advanced M.A. - see below for eligibility) over a two-week period. The first workshop will be concerned with basic theories, concepts and perspectives within the emerging field of cultural legal studies, focusing specifically on the range and potential of interdisciplinary studies and approaches. The remaining three workshops will focus on key areas of critical inquiry that have been central to the dynamic development of the field and are of particular importance within a European context:

- \* The relation between human rights and cultural rights
- \* Historical development and current debates about culture as heritage, property and as a resource and its legal definition and regulation (including concepts such as copyright, intellectual property and authorship)
- \* The cultural presence and representation of the law and the role of culture in the representation and dissemination of the concept of rights (e.g. law and literature, life writing and human rights, visual

culture and rights rhetoric)

**\*Participant Eligibility\***

The Summer Institute aims at advanced graduate, doctoral, and postdoctoral students from various academic fields, whose research interests and projects are situated at the interface between law and the humanities and who are concerned with a better understanding of the interdependence of law and culture.

Even though the Institute strongly invites students from a broad variety of disciplines and academic backgrounds, it focuses almost exclusively on questions and issues related to research done in the humanities and legal studies.

Doctoral candidates in literature, the law, the arts, the humanities, and the related social sciences are invited to apply, as are advanced students pursuing a J.D. or its equivalent (such as the L.L.B). Young scholars or junior faculty members who have received a Ph.D. or corresponding degree in the last five years are also eligible. While applications by doctoral/post-doctoral students are prioritized, the Summer Institute also encourages applications from advanced Master students about to conclude their studies and with a strong interest in interdisciplinary research.

There are openings for 30-35 students to participate in the Summer Institute.

Due to its international audience, the Summer Institute will be completely conducted in English. It does not offer language instruction classes, either in German or in English.

**\*Application Process\***

Applicants should complete:

- \* An application form: <http://www.blogs.uni-osnabrueck.de/lawandculture/application-2012/>
- \* A statement of purpose no more than two pages long, describing current scholarly interests, previous research, and plans for how the Summer Institute would specifically further these interests and plans.
- \* An up-to-date curriculum vitae.

Students interested in taking part in the Summer Institute should submit their applications no later than April 30, 2012. Detailed information about the Institute, the workshops, international faculty, admission and fees can be found at:

<http://www.blogs.uni-osnabrueck.de/lawandculture>

Please direct all inquiries and questions to the main coordinator of the Institute at

[lawandculture@uos.de](mailto:lawandculture@uos.de)

## **HONOLULU 2012: A UNIQUE GATHERING IN A BEAUTIFUL LOCATION**

A remarkable gathering of the global socio-legal community is taking shape at the Hilton Hawaiian Village in Honolulu, Hawai'i from June 5-8, 2012. Co-sponsored by five of the world's leading socio-legal organizations (Law & Society Association; Research Committee on the Sociology of Law, International Sociological Association; Canadian Law and Society Association; Japanese Association of the Sociology of Law; and the Socio-Legal Studies Association), this meeting is situated between Asia and North America in a Pacific locale with its own rich and complex history.

Years of planning for this unique event have drawn on the time and talents of a large and broad-based international committee as well as the generous cooperation of many organizations and funding sources. A major grant from the U.S. National Science Foundation and a generous subsidy from LSA have ensured the participation of numerous scholars from all regions of the globe.

In response to our Call for Papers, we received an outpouring of submissions: 2,658 participants from 65 different countries, making this one of the largest international gatherings in our history. Scholars in attendance will represent all world regions, including North America, Asia, Europe, Africa, Latin America, the Middle East, Australia, and New Zealand. Longstanding CRNs (collaborative research networks) have been very active, organizing over 100 sessions. In addition, under the leadership of Masayuki Murayama, a group of c.30 newly-established IRCs (international research collaboratives) organized specifically for the Honolulu meetings, and designated to receive LSA and NSF funding in support of their members, have contributed more than 50 sessions.

A plenary session on "Contested Sovereignties" will combine music, ceremony, and paper presentations to link the culture and history of Hawai'i and the Pacific to global socio-legal themes of legal pluralism, colonization, law and religion, and self-determination. In addition, the program will include eight Featured Sessions that were organized to highlight an array of socio-legal research issues and methods. These were selected by scholars and participating organizations from around the world, with a particular emphasis on the Asia-Pacific Region that is the site for this year's meeting. Topics include: Changing Methodologies; Law and Disasters in Comparative Perspective; Politics of Religious Freedom; Classic Japanese Theories of Sociology of Law; Environmental Justice in the Mekong Region; Constitutionalism in Asia; Theoretical Frameworks for the Understanding of Law and Society Issues; and The Cultural Power of Law in Indigenous Legal Experiences in Hawaii and Canada.

Planning for an international meeting of this kind must take into account the cultural diversity of the participants and the varied expectations they may bring to scholarly conferences. Indeed, the excitement associated with this meeting derives in part from our anticipation of the many opportunities it will afford for cross-cultural exchange, not only within the sessions themselves but also during our time together in residence at the Hilton Hawaiian Village. At the Honolulu meetings, you will notice a few innovations designed to facilitate connections and to welcome first-time participants: an enlarged lounge area that will serve as a gathering and meeting place; a new Meet2Eat program where participants without dinner plans can go each evening to meet others and plan spontaneous outings; and an enhanced LSA Discussion Board for people to meet virtually before arriving in Honolulu to make plans and to find roommates, dinner companions, intellectual conversation partners, or fellow hikers, bikers – or surfers!

We hope you will share the Program Committee's excitement about a meeting that promises to be one of the most memorable in our history. We look forward to seeing you in Hawai'i.

**David Engel, Barbara Yngvesson, Annie Bunting, 2012 Program Committee**

## UPDATE ON CLSA – ACDS ANNUAL MEETING, 2012, WATERLOO

Plans are progressing for the annual meeting of the CLSA, to be held May 27-29 as part of Congress at the University of Waterloo. Approximately 90 papers will be presented, on a wide range of topics that represent both novel and longstanding challenges for justice. We are very pleased to announce a number of other special events associated with this year's conference:

- On May 27, the plenary address, "The Many Legalities of Northern North America 1500-1749: A Reconnaissance," will be given by **Philip Girard**, University Research Professor at the Schulich School of Law at Dalhousie University.
- We will be screening a **film**, "This is Us: Voices from the Street," based on community-based research involving users of illicit drugs in Saskatchewan.
- The CLSA is pleased to be co-sponsoring with the **Canadian Historical Association** a session on using a game to teach students about the Quebec Conference of 1864.
- The **annual banquet** is scheduled to be held off campus on May 28, probably at Marbles restaurant, which is accessible and offers a range of menu options. This event will offer a wonderful opportunity to connect and socialize with colleagues. Tickets for the banquet will be sold separately from the conference registration fees.

The draft schedule for the conference is available on the CLSA website. We look forward to welcoming you to the Kitchener-Waterloo area.

Lyndsay Campbell, Programme Coordinator

Nikolai Kovalev, Local Arrangements Coordinator

\* \* \*

Nous continuons nos plans pour la réunion de l'ACDS durant le Congrès à l'Université de Waterloo le 27-29 mai. Environ 90 communications seront présentées abordant plusieurs nouveaux problèmes ainsi que d'anciens débats. Nous sommes très heureux d'annoncer quelques événements spéciaux qui auront lieu cette année:

- La séance plénière du 27 mai sera prononcée par **Philip Girard**, professeur à la Schulich School of Law, l'Université Dalhousie. Le titre sera « Les multiples formes de juridicité dans le nord de l'Amérique du nord, 1500-1749: Une exploration ».
- Nous allons aussi avoir une projection du **film**, «This is Us: Voices from the Street», basée sur la recherche empirique et communautaire avec les utilisateurs de drogues illicites en Saskatchewan
- L'ACDS est heureuse de présenter, en conjonction avec la **Société historique du Canada**, une session sur l'utilisation d'un jeu pédagogique sur la Conférence de Québec de 1864.
- Le **banquet annuel** est prévu le 28 mai, et se tiendra probablement au restaurant Marbres. Ce restaurant est accessible et offre une gamme d'options pour les personnes avec des restrictions alimentaires. Ce sera une occasion idéale pour ressauter et socialiser avec d'anciens et de nouveaux collègues. Le prix du banquet n'est pas inclus dans les frais d'inscription au congrès. Des billets seront disponibles, néanmoins, à la salle d'inscription.

Le calendrier de la conférence est aussi disponible sur le site CLSA/ACDS. Ce sera notre plaisir de vous accueillir à la région de Kitchener-Waterloo.

Lyndsay Campbell, coordonnatrice du programme

Nikolai Kovalev, Coordonnateur local

## **VIDEO ANNOUNCEMENT - *THIS IS US: VOICES FROM THE STREET***

### **BREAKING DOWN THE BORDERS THAT SURROUND THE INNER CITY**

In 2008, a team of street experienced community based researchers developed a video - with the School of Journalism, University of Regina and members of the Regina Drug Use in the Inner City Research Team - investigating why Saskatchewan people have the highest per capita rate of illegal injection drug use in Canada. Using a handheld camera, the video team documented the stories of illicit drug users. Participants reported struggling in a sea of racism, poverty, grief, violence, with constant threats of criminal prosecution and in the absence of effective programming and social solidarity. One reported: “[I]t’s a lot like being in a forest and being lost”. At the same time, participants demonstrated resilience through humor and hope for the future.

The film brings the community together to make a difference. It works to break down the figurative borders that surround the inner city by giving prominence to the stories of marginalized citizens, ensuring that their voices are heard within the spaces of the dominant society. “This is Us’ challenges the punitive discourse towards drug crimes by inviting understanding rather than disdain.

The 59-minute DVD is included in a resource kit that contains related fact sheets and research papers. The kit promotes community justice through drug courts, substance use treatment and harm reduction oriented strategies. **Intended for use in community meetings and talking circles, the DVD kit is available from the University of Regina's Social Policy Research Unit for \$20 and shipping.**

**For further information visit [www.thisisus.ca](http://www.thisisus.ca)**

## THE GOOD NEWS

### RECENT & FORTHCOMING PUBLICATIONS

#### BOOKS

Boudreau, Michael. *City of Order: Crime and Society in Halifax, 1918-35* (Vancouver: UBC Press, 2011)

Brown, R Blake. *Arming and Disarming: A History of Gun Control* (Toronto: University of Toronto Press, 2012).

Comack, Elizabeth. *Racialized Policing: Aboriginal People's Encounters with the Police*, with a foreword by Donald E Worme (Halifax, NS & Winnipeg, MB: Fernwood Publishing, 2012)

Dodd, Susan. *The Ocean Ranger: Remaking the Promise of Oil* (Halifax, NS & Winnipeg, MB: Fernwood Publishing, 2012)

Pavlich, George. *Law and Society Redefined* (Oxford: Oxford University Press, 2011)

#### ARTICLES AND BOOK CHAPTERS

Clark, Scott. "The Nunavut Court of Justice: An Example of Challenges and Alternatives for Communities and for the Administration of Justice" (2011) 53:3 *Canadian Journal of Criminology and Criminal Justice* 343.

Karaian, Lara. "Lolita Speaks: 'Sexting', Teenage Girls and the Law" (2012) *Crime Media Culture* (forthcoming).

Young, Claire. "Pensions, Privatization and Poverty: The Gendered Impact" (2012) 23 *CJWL* 661.

## 2012 CANADIAN LAW AND SOCIETY ASSOCIATION ANNUAL MEETING

### CONFÉRENCE 2012 DE L'ASSOCIATION CANADIENNE DROIT ET SOCIÉTÉ

**Crossroads: Scholarship for an Uncertain World / À la croisée des chemins: le savoir face à un monde incertain**

**81st Congress of the Humanities and Social Sciences / 81e Congrès des sciences humaines**

#### Draft Schedule

#### Accessibility Information:

You can find accessibility information regarding the University of Waterloo Mathematics & Computer buildings & classrooms through their website at:

<http://www.studentservices.uwaterloo.ca/disabilities/Facilities/buildings/MC.html>

The campus map with accessible entrances to buildings can be found at:

<http://uwaterloo.ca/map/>

If you select on the option to add the "Accessible Entrances" layer, it will highlight the entrances to the building that are accessible.

You can also contact Rose Padacz in the Office for Persons with Disabilities at: [rmpadacz@uwaterloo.ca](mailto:rmpadacz@uwaterloo.ca) for more information.

#### Sunday May 27, 2012

TIME	Room 1	Room 2	Room 3
8:30-10:00 am	MC 4021 Law, Science & Risk: <ul style="list-style-type: none"> <li>• Quinlan (chair)</li> <li>• Piro et al.</li> <li>• Bronson</li> <li>• Orsini &amp; Smith</li> </ul>	MC 4042 Prisons: Past, Present & Future <ul style="list-style-type: none"> <li>• Clark (chair)</li> <li>• Kropf</li> <li>• McElligott &amp; Piché</li> <li>• D'Angelo</li> </ul>	MC 4061 Hate Crimes, Stigma and Violence <ul style="list-style-type: none"> <li>• Weisman (chair)</li> <li>• Sweet</li> <li>• Swiffen</li> <li>• Bryan</li> </ul>
10:00-10:30 am	MC 1056: break		
10:30 am-12:00 noon	MC 4021 Evidence and Rationality <ul style="list-style-type: none"> <li>• Bronson (chair)</li> <li>• Frederiksen</li> <li>• Hania</li> <li>• Quinlan</li> <li>• Sente</li> </ul>	MC 4042 Disability Rights, Identity and Law / Les droits du handicap, l'identité et la loi <ul style="list-style-type: none"> <li>• Paré (chair)</li> <li>• Malhotra &amp; Rowe</li> <li>• Paré &amp; Bélanger</li> <li>• Dhand</li> </ul>	MC 4061 Grad student session – "Grad School Survival: Strategies"
12:00-1:00 pm	MC 1056 Lunch	MC 4042: Executive Board meeting	MC 4061: Grad student lunch

1:00-2:30 pm	MC 4021 Power and Urban Space: <ul style="list-style-type: none"><li>• Fogel (chair)</li><li>• Keatinge</li><li>• Maier</li><li>• Wright</li><li>• White</li></ul>	MC 4042 The Emergence of the Modern Canadian State <ul style="list-style-type: none"><li>• Monaghan (chair)</li><li>• Hoffman</li><li>• Hamill</li><li>• Sukdeo</li></ul>	MC 4061 The Enbridge Pipelines / Les pipelines Enbridge <ul style="list-style-type: none"><li>• chair TBD</li><li>• Courtemanche</li><li>• Jobidon</li><li>• Genest</li></ul>
2:30-3:00 pm	MC 1056: break		
3:00-4:30 pm	MC 4021 Counter-Terrorism, Policing and Security <ul style="list-style-type: none"><li>• Bussey (chair??)</li><li>• O'Reilly</li><li>• Diab</li><li>• Blackburn</li></ul>	MC 4042 Colonial Threads <ul style="list-style-type: none"><li>• Sims (chair)</li><li>• Havrylyshyn</li><li>• Dodd</li><li>• Macfarlane</li></ul>	MC 4061 Harm to Women: Debates <ul style="list-style-type: none"><li>• chair TBD</li><li>• Raguparan</li><li>• De Shalit et al.</li><li>• Tremblay &amp; Beers</li><li>• Silcox</li></ul>
4:30-5:00 pm	break		
5:00-6:30 pm	MC 2065 PLENARY: Philip Girard (off-site event to follow, hopefully)		

### Monday May 28, 2012

TIME	Room 1	Room 2	Room 3
8:30-10:00 am	MC 4021 Law, Marginalization and Justice, No. 1 <ul style="list-style-type: none"><li>• Hogeveen (chair)</li><li>• Woolford &amp; Hogeveen</li><li>• Freistadt</li><li>• Taylor</li></ul>	MC 4042 Race, Indigeneity & Justice in Legal History <ul style="list-style-type: none"><li>• Bryan (chair)</li><li>• Bradbury</li><li>• McKelvey</li><li>• Campbell</li></ul>	MC 4061 Contemporary Democratization Movements <ul style="list-style-type: none"><li>• Clément (chair)</li><li>• Ilumoka</li><li>• Taha</li><li>• Shalaby</li></ul>
10:00-10:30 am	MC 1056: break		
10:30 am – 12:00 noon	MC 4021 Grad student session – “Inspire(d) Teacher/Inspiring Students”	MC 4042 Citizenship & Immigration <ul style="list-style-type: none"><li>• Airey (chair)</li><li>• Sivalingam</li><li>• Gaucher</li><li>• Hastie</li></ul>	MC 4061 Social Movements and Resistance <ul style="list-style-type: none"><li>• Ilumoka (chair)</li><li>• Tunnicliffe</li><li>• Clément</li><li>• Isitt</li><li>• Thomas-Hawthorne</li></ul>
12:00-1:30 pm	MC 1056: Lunch MC 2065: Annual General Meeting		

12:15-1:20 pm	<b>Place TBD</b> Congress Guest Event: Mary Eberts, "Professor As Citizen"		
1:15-5:45 pm (co-sponsored with the CHA)	MC 1085 Constitution-Making Through Digital History Games: The Quebec Conference, 1864 Muir and Carver		
1:30-3:00 pm	MC 4021 Dignity, Equality, Freedom: The Charter 30 Years On <ul style="list-style-type: none"><li>Nathalie Des Rosiers (chair)</li><li>Doug Elliott</li><li>Ryder Gilliland</li></ul>	MC 4042 Representation and Law <ul style="list-style-type: none"><li>chair TBD</li><li>Young</li><li>Jakob</li><li>McFarlane &amp; Tasson</li><li>Glover</li></ul>	MC 4061 All Work No Play? Self-Care for Grad Students <ul style="list-style-type: none"><li>Hogeveen</li></ul>
3:00-3:30 pm	MC 1056: break		
3:30-5:00 pm	MC 4021 Human Rights, Cultural Rights, Business and International Law <ul style="list-style-type: none"><li>Gaucher (chair)</li><li>Aylwin</li><li>Airey</li><li>MacLeod</li></ul>	MC 4042 Pluralism in Law and Religion <ul style="list-style-type: none"><li>chair TBD</li><li>Epp Buckingham</li><li>Bussey</li><li>Machtinger</li><li>Chowdhury</li></ul>	MC 4061 Indigenous People(s) and Racialization in Canada <ul style="list-style-type: none"><li>McMillan (chair)</li><li>Oman</li><li>Savarese</li><li>Clark</li><li>Anderson</li></ul>
6:30 pm – on	BANQUET (off-site – hopefully at Marbles Restaurant)		

**Tuesday May 29, 2012**

TIME	Room 1	Room 2	Room 3
8:30-10:00 am	MC 4021 Gender, Violence and Risk <ul style="list-style-type: none"><li>Crosby (chair)</li><li>Fogel</li><li>Silcox</li><li>Karaian</li><li>Poole-Fournier</li></ul>	MC 4042 Access to Justice: Issues, Strategies and Especially "Hard Cases" <ul style="list-style-type: none"><li>Savarese (chair)</li><li>Shantz</li><li>McMurphy et al.</li><li>Semple</li><li>Gontcharov</li></ul>	MC 4061 Equality and Discrimination <ul style="list-style-type: none"><li>Epp Buckingham (chair)</li><li>Gilmour et al.</li><li>Buterman</li><li>Affara</li><li>Virdi</li></ul>
10:00-10:30 am	MC 1056 break		

10:30 am - 12:00 noon	MC 4021 Law, Marginalization & Justice, No. 2 <ul style="list-style-type: none"><li>• Hogeveen (chair)</li><li>• Minaker &amp; Hogeveen</li><li>• Crosby</li><li>• Eklics &amp; McLane</li></ul>	MC 4042 Structures, Ideology & Governance in Canadian Legal History <ul style="list-style-type: none"><li>• chair TBD</li><li>• Sims</li><li>• Monaghan</li><li>• Groulx</li></ul>	MC 4061 Academic Research on the Canadian Judiciary and Courts: Problems and Prospects <ul style="list-style-type: none"><li>• Cole (moderator)</li><li>• Comiskey</li><li>• Direnfeld</li><li>• Myers</li></ul>
12:00- 1:30/2:00 pm	MC 1056: lunch break		MC 4061 12:00-2:00 pm Board Mtg
1:30/2:00 – 3:30 pm	MC 4021	MC 4042	MC 4061 (starts 2:00pm)  VIDEO SCREENING  “This is Us: Voices from the Street”
3:30 – 4:30 pm	MC 2065  Good-byes		

## May 27

### Morning Session 1: 8:30-10:00

- MC 4021: Law, Science and Risk
  - Chair: Andrea Quinlan
  - Mark Piore, Roxanne Mykitiuk, Dayna Scott and Jeff Nisker, “The Limits of the Law on Reproductive Harm: The Case of Household Chemical Exposure”
  - Kelly Bronson, “Framing the Debate: How Technical Discourse Binds Public Concerns Over Biotechnology in the Canadian Courts”
  - Michael Orsini and Miriam Smith, “Show Me the Evidence: The Contested Legal Subject in Environmental Illness”
- MC 4042: Prisons: Past, Present and Future
  - Chair: Scott Clark
  - Joel Kropf, “Unsentimental Kindness: The Validation of Compassion in Mid-Twentieth-Century Penal-Reform Discourse”
  - Greg McElligott & Justin Piché, “Grand Visions Interrupted? Debating the Future of Federal Prisons in Canada”
  - Sonia D’Angelo, “‘Nothing More Than an HIV Prison Camp’: History, Guantánamo Bay and the Manufacturing of Contagion”
- MC 4061: Hate Crimes, Stigma and Violence
  - Chair: Richard Weisman
  - Joanna Sweet, “Culture, ‘Race,’ and Honour-Related Violence”
  - Amy Swiffen, “Violence of Hate / Violence of Law: New Arguments about Hate Crime”
  - Tim Bryan, “Re-Inscribing the National Narrative in Hate Crime Cases: How a Logic of Exceptionality Can Re-Constitute the Rule”

*Break: 10:00-10:30 (MC 1056)*

### **Morning Session 2: 10:30-12:00**

4. MC 4021: Evidence and Rationality
  - Chair: Kelly Bronson
  - Soren Frederiksen, “Has the US Supreme Court’s Philosophy of Science Been Imported to Canada?”
  - Patricia Hania, “Is Certainty A Principle of Water Governance in Ontario?”
  - Andrea Quinlan, “Making Rape Case Evidence: A Historical Study of the Sexual Assault Evidence Kit”
  - Shanthi Sente, “Constructing a Research Agenda for Legal Scholars”
  
5. MC 4042: Disability Rights, Identity and Law / Les droits du handicap, l’identité et la loi
  - Chair: Mona Paré
  - Ravi Malhotra and Morgan Rowe, “The Performance of Gender, Law and People with Disabilities”
  - Mona Paré and Nathalie Bélanger, “La recherche de l’inclusion scolaire et le recours au Tribunal de l’enfance en difficulté de l’Ontario : une procédure efficace pour les familles francophones?”
  - Ruby Dhand, “Mental Health Tribunals and The Social Model of Disability: Conceptual and Practical Quandaries”
  
6. MC 4061: Grad student session: “Grad School Survival Strategies”
  - Practical tips for finishing your program on time (or ahead of time!) and what to do when you can’t. This roundtable discussion will feature faculty members who will facilitate discussions about what worked (and didn’t work) for them to complete their programs.

*Lunch 12:00-1:00 (MC 1056)*

- *Grad student lunch (MC 4061)*
- *Executive Board Meeting (MC 4042)*

### **Afternoon Session 1: 1:00-2:30**

7. MC 4021: Power and Urban Space
  - Chair: Curtis A. Fogel
  - Brenna Keatinge, “Sex Battles: Civic Politics and the Regulation of Adult Entertainment Urban Space in a Toronto Inner Suburb”
  - Katharina Maier, “From the Screens to the Streets – From a Park Night to a Website: The Meaning of Space for the ‘Occupy Toronto’ Movement”
  - Jordana Wright, “Towards a Legal Geography of Tower Renewal”
  - Kimberley White, “Beauty Treatment: Policing the Public Image of Graffiti and ‘Mental Illness’ in Canada”
  
8. MC 4042: The Emergence of the Modern Canadian State
  - Chair: Jeffrey Monaghan
  - Charles Paul Hoffman, “The Nova Scotia Legislative Council Reference”
  - Sarah Hamill, “Law as a Means to Many Ends: The ALCB’s Regulation of Licensed Premises, 1924 to 1939”
  - Vanisha Sukdeo, “‘We Are Going to Run This City:’ The Winnipeg General Strike, Socialism, and Sedition Laws in Canadian Legal History”

9. MC 4061: The Enbridge Pipelines: A Northern Gateway to Legal Uncertainty? / Les pipelines Enbridge: un portail vers l'incertitude juridique?
- Chair TBD
  - Olivier Courtemanche, "L'obligation de consultation des peuples autochtones: territorialisation de leurs voix?"
  - Nicholas Jobidon, "Independence and Impartiality Issues Due to Government Involvement in the Northern Gateway"
  - Alexandre Genest, "Will Regulatory Approval of the Northern Gateway Project Hold Up to International Investment Law Scrutiny?"

*Break: 2:30-3:00 (MC 1056)*

### **Afternoon Session 2: 3:00-4:30**

10. MC 4021: Counter-Terrorism, Policing and Security
- Chair TBD
  - Patricia O'Reilly, "The Illegality of Law: The Misuse of Legislation and Police Response to Protest at the G20 Meetings"
  - Robert Diab, "On the Future of Counter-Terrorism and Liberal Reform Advocacy"
  - Jessie Blackbourn, "The UK's Independent Reviewer of Terrorism Legislation: Controlling Executive Power or Constraining Legislative Scrutiny?"
11. MC 4042: Colonial Threads
- Chair: Daniel Sims
  - Alexandra Havrylyshyn, "Troublesome Trials in New France: The Itinerary of an Ancien Régime Legal Practitioner, 1740-1743"
  - Susan Dodd, "The Gift of Judas: Blood Money and Its Taint"
  - Karen A. Macfarlane, "'Selling Protections Against Arrest': Debt and the Development of Diplomatic Immunity"
12. MC 4061: Harm to Women: Debates
- Chair TBD
  - Menaka Raguparan, "Criminal-Legal Subject Position: Voices of Independent In-Call and/or Out-Call Sex Workers"
  - Ann De Shalit, Genevieve Iacovino, Emily van der Meulen and Amanda Glasbeek, "Gendering Video Surveillance in Toronto: CCTV and Women's Sense of Urban Security"
  - Francine Tremblay and Sarah Beers, "The Trouble with Sex in Sex Work"
  - Jennifer Silcox, "(Un)Reasonable Women: Female-Only Defences and Their Legal Implications"

### **Plenary Session, 5-6:30 pm**

13. MC 2065: Philip Girard  
"The Many Legalities of Northern North America 1500-1749: A Reconnaissance" / "Les multiples formes de juridicité dans le nord de l'Amérique du nord, 1500-1749: Une exploration"

**May 28**

**Morning Session 1: 8:30-10:00**

14. MC 4021: Law, Marginalization and Justice, No. 1
  - Chair: Bryan Hogeveen
  - Andrew Woolford and Bryan Hogeveen, “One Cold City: Neoliberal Restructuring and NonProfit Services in the Inner Cities of Edmonton & Winnipeg”
  - Joshua Freistadt, “Race, Space, and Mobility Within Edmonton’s Anti-Panhandling Efforts: Rethinking Space, and the Race-Space Connection, through the Prism of Mobility”
  - Rebecca Taylor, “Protective Safe Houses in Alberta: Exiting the Sex Trade Behind Locked Doors(?)”
  
15. MC 4042: Race, Indigeneity and Justice in Legal History
  - Chair: Tim Bryan
  - Bettina Bradbury, “Troubling Inheritances: An Illegitimate Maori Daughter Contests Her Father’s Will in the New Zealand Courts and the Judicial Review Committee of the Privy Council”
  - Susan McKelvey, “Creating the Myth of ‘Raceless’ Justice in the Murder Trial of *R. v. Richardson*, Sandwich, 1903”
  - Lyndsay Campbell, “Law and Racialization in Canada, 1850-1890”
  
16. MC 4061: Contemporary Democratization Movements
  - Chair: Dominique Clément
  - Adetoun Ilumoka, “Democratisation Movements and People’s Law in the 21st Century: New Opportunities for Legal Research, Teaching and Training?”
  - Mai Taha, “Behind the ‘Spring’: Egyptian Labour Law and the Workers’ Movement as ‘Militant Particularisms’”
  - Omar Shalaby, “L’influence du facteur juridique sur les évolutions politiques de l’Égypte depuis l’ère Hosni Mubarak”
  - POWERPOINT/PROJECTOR

*Break: 10:00-10:30 (MC 1056)*

**Morning Session 2: 10:30-12:00**

17. MC 4021: Grad student session: “Inspire(d) Teacher/Inspiring Students: Toward Engagement in the University Classroom”
  - Joanne Minaker
  - What does “inspire” mean? Come to this teaching/pedagogy workshop prepared to engage in discussions about inspiring undergraduate students and staying inspired in the academy yourself!
  
18. MC 4042: Citizenship and Immigration
  - Chair: Siobhán Airey
  - Harini Sivalingam, “Unsettling Waters: Canadian Responses to the Arrival of Tamil Asylum Seekers by Boats”
  - Megan Gaucher, “Re-Thinking Conjuality: Family Reunification and the Capacity for Non-Conjugal Relationships in Canadian Migration Law”
  - Bethany Hastie, “A Duel of Duality: Anti-Trafficking Strategies as Victim Protection Tools and Migration Control Mechanisms”

19. MC 4061: Social Movements and Resistance
- Chair: Adetoun Ilumoka
  - Jennifer Tunnicliffe, “‘The Best of a Bad Job’: Canada and the International Bill of Rights”
  - Dominique Clément, “Social Movements and Human Rights Law in Canada”
  - Benjamin Isitt, “Crises of Legitimacy: Judging Social Movements in British Columbia”
  - Lulu Thomas-Hawthorne, “Social Justice and the ‘Flexible System’ in Contract Law”

12:00-1:30

- *CLSA Annual General Meeting & Lunch (MC 1056)*
- *Lunch Break (MC 2065)*

12:15-1:20 pm

20. CONGRESS GUEST EVENT  
Mary Eberts, “Professor As Citizen”

### **Afternoon Session: 1:30-3:00**

21. CROSS-LISTED PANEL: James Muir and Peter Carver, “Constitution-Making Through Digital History Games: The Quebec Conference, 1864”  
1:15-5:45, MC 1085  
co-sponsored with the Canadian Historical Association
22. MC 4021: Dignity, Equality, Freedom: The Charter 30 Years On  
Chaired by Nathalie Des Rosiers
- Doug Elliott
  - Ryder Gilliland
23. MC 4042: Representation and Law
- Chair TBD
  - Diana Young, “Representing the Abject in Law and Culture”
  - Joey Brooke Jakob, “To See Or Not To See: The Visible Body as a Technology of Governance”
  - Craig McFarlane and Stephen Tasson, “Representation and the Unrepresentable in José Saramago’s *Blindness and Seeing*”
  - Kate Glover, “Scholarship: A World of/for Uncertainty and Crossroads”
24. MC 4061: Grad Student Session: “All Work No Play? Self-Care for Graduate Students”
- Bryan Hogeveen
  - The graduate school experience can be isolating. Come to this workshop to hear tips and develop strategies towards a work/life balance that will help you make the most of the grad school experience.

*Break: 3:00-3:30 (MC 1056)*

### **Afternoon Session 2: 3:30-5:00**

25. MC 4021: Human Rights, Cultural Rights, Business and International Law
- Chair: Megan Gaucher
  - Nicole Aylwin, “Cultural Activists or Cultural Experts? Neoliberalism, Cultural Diversity and the Place of

Cultural Rights Claims”

- Siobhán Airey, “Signposts on the Evolving Concept of Development Within International Human Rights Law and International Trade Law – Concerns at Coherence?”
- Sorcha MacLeod, “Reputational Carrots, Regulatory Sticks and the Future Ordering of Business and Human Rights”

26. MC 4042: Pluralism in Law and Religion

- Chair TBD
- Janet Epp Buckingham, “Can a Canadian Office of Religious Freedom Prevent Religious Persecution?”
- Barry W. Bussey, “Military Pressure On Seventh-Day Adventist Conscientious Objectors To Bear The Rifle In WWII Restricted Enlistment”
- Yael C.B. Machtinger, “The Impact of the Past on the Present in Light of Precedent: A Historical Sampling of Interactions between Jewish and Secular Family Law”
- Farah Deeba Chowdhury, “Muslim Family Law in Bangladesh: Resistance to Secularisation”

27. MC 4061: Indigenous People(s) and Racialization in Canada

- Chair: L. Jane McMillan
- Natalie Oman, “Post?-Colonial Treaty-Making: Contested Valuations of Democracy”
- Josephine Savarese, “Revisiting the Disappearance of ‘a Daughter X’ and Reconsidering Questions on Access to Justice in the Child Welfare Context”
- Scott Clark, “Criminal Justice in Nunavut: Inuit Community Intersections with Police and the Court”
- Andrea Anderson, “The Silent Injustice in Wrongful Convictions”

**Banquet: 6:30 on – offsite**

## ***May 29***

### **Morning Session 1: 8:30-10:00**

28. MC 4021: Gender, Violence and Risk

- Chair: Dayna Crosby
- Curtis A. Fogel, “Masculinity and Sexual Violence in North American Sport”
- Jennifer Silcox, “Girlhood Violence and the Influence of Youth Criminal Justice Legislative Changes”
- Lara Karaian, “Managing Risky Subjects: Investigating Canada’s Crime Prevention Response to Teenage ‘Sexting’”
- Katherine Poole-Fournier, “‘You Will Shower with the Gorillas in the Mist Down at Long Bay Jail’: Narratives of Sexual Assault as Retribution and the Legitimation of Carceral Institutions”

29. MC 4042: Access to Justice: Issues, Strategies and Especially “Hard Cases”

- Chair: Josephine Savarese
- Laura Shantz, “‘She’s an Endless Vacuum of Need that We Can’t Fill’: Risk, Need and the ‘Difficult to Serve’”
- Suzanne McMurphy, Robin Wright, Gemma Smyth, Amanda Cramm, and Meaghan Smith, “Preparing Professionals to Work in an Uncertain World: Integrating Law and Social Work Education with a Social Justice Focus”
- Noel Semple, “Regulation of the Legal Profession and Access to Justice: A ‘New Legal Realist’ Approach”
- Igor Gontcharov, “The Circular Path of the Law: Ethical Oversight of Legal Research”

30. MC 4061: Equality and Discrimination
- Chair: Janet Epp Buckingham
  - Joan M. Gilmour, Marcia Rioux and Natalia Angel, “Disability, Decisional Capacity and Supported Decision-Making”
  - Jan Lukas Buterman, “Enabling Sexual Minority Inclusion: A Policy Analysis”
  - Sana Affara, “The Boundaries of Family Mediation and the Exclusion of ‘Difference’”
  - Preet Viridi, “Accessing Justice When Families Break Down: A Case Study of Divorce Amongst Sikhs in Ontario, Canada”

*Break: 10:00-10:30 (MC 1056)*

**Morning Session 2: 10:30-12:00**

31. MC 4021: Law, Marginalization and Justice, No. 2
- Chair: Bryan Hogeveen
  - Joanne Minaker and Bryan Hogeveen, “Criminalized Mothers: Criminalizing Motherhood”
  - Dayna Crosby, “Gentrification and the City: An Analysis of Edmonton’s *Avenue Initiative Revitalization Strategy*”
  - Greg Eklics and Patrick McLane, “Preventive Custody Decisions under Canadian Criminal and Immigration Law”
32. MC 4042: Structures, Ideology and Governance in Canadian Legal History
- Chair TBD
  - Daniel Sims, “Fur Trade Law in Western New Caledonia”
  - Jeffrey Monaghan, “Surveillance and Settler Colonialism: Indigenous Identities and Modes of Ordering in Canada’s North-West”
  - Gord Groulx, “On Critique, Ideology and Legal Frameworks: An Account of the Changing State of Punishment in Canada”
33. MC 4061: Academic Research on the Canadian Judiciary and Courts: Problems and Prospects
- Moderator and Commentator: Justice David Cole, Ontario Court of Justice
  - Marie Comiskey, “An Ontario-Wide Jury Simulation Study: The Challenges Involved in Gaining the Cooperation of the Courts”
  - Rochelle Drenfeld, “Part VI of the YCJA: Publication, Records and Information”
  - Nicole Myers, “Who Said Anything About Justice? Court Culture and the Courtroom Workgroup”

*Lunch: 12:00-1:30*

*Board Meeting 12:00-2:00 (MC 4061)*

**Afternoon session: 2:00-3:30**

34. VIDEO SCREENING: “This is Us: Voices from the Street” (MC 4061)

**CANADIAN LAW & SOCIETY  
ASSOCIATION  
BOARD OF DIRECTORS**

**OFFICERS/EXECUTIVE**

Richard Weisman  
President  
Law & Society  
Program, York  
University  
[rweisman@yorku.ca](mailto:rweisman@yorku.ca)

Benjamin Berger  
Vice-President  
Osgoode Hall Law  
School, York University  
[bberger@osgoode.yorku.ca](mailto:bberger@osgoode.yorku.ca)

Kimberley White  
Vice-President  
Law & Society Program  
Division of Social Sciences  
York University  
[kjwhite@yorku.ca](mailto:kjwhite@yorku.ca)

Michael Mopas  
Treasurer  
Department of Sociology and  
Anthropology Carleton University  
[michael\\_mopas@carleton.ca](mailto:michael_mopas@carleton.ca)

Mariana Valverde  
CJLS/RCDS Editor/Rédactrice  
Centre of Criminology  
University of Toronto  
[m.valverde@utoronto.ca](mailto:m.valverde@utoronto.ca)

Lise Gotell  
Secretary  
Women's Studies  
University of Alberta  
[lisegotell@ualberta.ca](mailto:lisegotell@ualberta.ca)

Josephine Savarese  
Bulletin Co-Editor  
Department of Criminology &  
Criminal Justice St Thomas  
University  
[savarese@stu.ca](mailto:savarese@stu.ca)

**DIRECTORS-AT-LARGE**

Article 4.3  
(a) The Board of Directors of the  
Association shall consist of the  
Officers described at article 4.1  
(Officers), nine Directors-at-Large  
and two student Directors.  
(b) Directors at Large shall serve  
three year terms, and three Directors-  
at-Large shall be replaced every year  
[when their three year terms expire].  
Student directors are elected for one  
or two year terms.

**STUDENT DIRECTORS**

Dayna Crosby  
Graduate Student Representative  
Department of Sociology  
University of Alberta  
[dcrosby@ualberta.ca](mailto:dcrosby@ualberta.ca)

Sarah Hamill  
Graduate Student Representative  
English Website Content Manager  
Faculty of Law University  
of Alberta  
[sehamill@ualberta.ca](mailto:sehamill@ualberta.ca)

**DIRECTORS**

Suzanne Bouclin  
Faculty of Law  
University of Ottawa  
[sbouclin@uottawa.ca](mailto:sbouclin@uottawa.ca)

Michel Coutu  
CJLS/RCDS French Co-Editor  
Faculty of Arts & Sciences - School of  
Industrial Relations  
[michel.coutu@umontreal.ca](mailto:michel.coutu@umontreal.ca)

L Jane McMillan  
Department of Anthropology St  
Francis Xavier University  
[ljmcmill@stfx.ca](mailto:ljmcmill@stfx.ca)

Christiane Wilke  
Department of Law  
Carleton University  
[christiane\\_wilke@carleton.ca](mailto:christiane_wilke@carleton.ca)

Ibriónke Odumosu  
College of Law  
University of  
Saskatchewan  
[ibriónke.odumosu@usask.ca](mailto:ibriónke.odumosu@usask.ca)

Eric Reiter  
Department of History  
Concordia University  
[ereiter@alcor.concordia.ca](mailto:ereiter@alcor.concordia.ca)

David Szablowski  
Department of Social Sciences  
York University [davidsz@yorku.ca](mailto:davidsz@yorku.ca)

Nicholas Carrier  
Institute of Criminology and Criminal Justice  
Carleton University  
[Nicholas\\_carrier@carleton.ca](mailto:Nicholas_carrier@carleton.ca)

**CONTACT  
INFORMATION**

[savarese@stu.ca](mailto:savarese@stu.ca)  
[sehamill@ualberta.ca](mailto:sehamill@ualberta.ca)  
Comments, suggestions and submissions for  
the next edition welcome!

Check our  
Website for the  
latest news!

See us at:  
<http://www.acds-clsa.org/en/>