

Date Revised – August 10, 2012

## Curriculum Vitae

### Alexander Wayne MacKay

C.M., Q.C., B.A., B.Ed., M.A., LL.B.

Dalhousie University  
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*Distinguished career achievements in teaching, research and leadership, focused on building an engaged and empowered community. Effectively communicates messages in the realms of education, law and human rights; leads with a personal touch, and inspires supportive relationships that promote principled decision making. An advocate for minority inclusion and advantage, modeling and linking innovative teams and relationships to support cultural strength and diversity, achievement and excellence.*

*Nationally recognized scholar, teacher and accomplished author in the areas of constitutional law, the Charter of Rights, human rights and privacy law, education law. Broad experience as a senior level media personality at local and national levels, providing high profile commentary in print, radio and television. Member of Order of Canada as of 2005.*

## **Career Experience**

**Professor of Law** July 1, 1979 - June 30, 2001; July 1, 2004 - Present  
Dalhousie Law School

Nationally recognized career achievements in teaching law, including the receipt of numerous awards recognizing both teaching and research excellence at the regional and national level and appointed as member of the Order of Canada in 2005. A sought after public speaker, with high empathy for students, the ability to make complex subjects understandable, and strong connection to the audience. Especially noteworthy is the ability to inspire, open-mindedness and an abiding concern for the less privileged. Exceptional communicative ability and knowledge of public law, with prolific publication of scholarly material and professional contribution in meetings, consultations, representations, adjudication's, studies, seminars, workshops, symposia, conferences and lectures, extending across Canada and beyond.

Appointed Assistant Professor, July 1, 1979; Re-appointed and promoted July 30, 1982 to Associate Professor; Granted Tenure - July 1, 1984. Promoted to Full Professor - July 1, 1985. Subjects Taught: Constitutional Law, Administrative Law, Criminology, Public Law, Privacy Law, Charter Watch Seminar, Education Law Seminar.

- Appointed to John Yogis and Don Keddy Chair in Human Rights Law (July 5, 2012)
- Appointed Queen's Counsel by the Lieutenant Governor of Nova Scotia (May 11, 2009).
- Member of Order of Canada (appointed June, 2005 – inducted February, 2006).
- Instructor in “Intensive Summer Program for Judges” as part of Commonwealth Judicial Education Institute at Dalhousie Law School, June (2007 – 2012).
- Recipient of the Queen Elizabeth II Bicentennial Medal (1952 – 2002) for Distinguished Service, 2002.
- Recipient of Dalhousie University's 2001 Alumni Award of Excellence for Teaching.
- Recipient of the Hon. Walter S. Tarnopolsky National Award for Achievements in Human Rights (Awarded by International Committee of Jurists), August, 2001
- Winner of William Paul McClure Kennedy Memorial Award for Outstanding Excellence in Teaching Law, (National Law Teacher Award), 1999.
- Winner of Association of Atlantic Universities Award for Excellence in Teaching, 1995.
- Winner of Canadian Association of Law Teachers' Award for Academic Excellence, 1994.
- Winner, Dalhousie Award for "Excellence in Teaching Law", 1993.
- Finalist for Dalhousie's "Excellence in Teaching Award", 1991 - 1992.
- Winner of class ring from class of 1984 as teacher who contributed most to the class.

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- Designed and supervised a new Human Rights Student Placement course, linking the Nova Scotia Human Rights Commission and Dalhousie Law School, 1996 - 1999.
- Schools Law (summer program for teachers in Dalhousie's M.Ed. program), 1979 - 1995.
- Sent by Commonwealth Judicial Education Institute to Malawi, Africa to train Magistrates and Tribal Chiefs to be Judges under the New Malawi Constitution, June, 1995.
- Instructor at Banff Law Teaching Clinic held in Banff, Alberta, May, 1992, May - June, 1994 and Montreal, Quebec, May, 1993.
- Taught a segment on "Public Law and Legal Education" in Indigenous Black and Micmac Pre-Law Programme, August 1990, August 1991, and August 1992.
- Founding Director of the Law Programme for Indigenous Blacks and Micmacs at Dalhousie, 1989 - 1990. Interim Director of the Law Programme for Indigenous Blacks and Micmacs, 1991.
- Comparative Canadian and Australian Education Law, Monash University, Melbourne Australia July - August, 1988. (Scholar in Residence)
- Winner of the prestigious Jackson prize as the best education article in the 1986-87 academic year.
- Taught Comparative Constitutional Law segment in the Civil Law and Common Law Exchange Program (July, 1985 in Halifax, July, 1986 in Sherbrooke and July, 1987 in Halifax).
- Delivered papers and presented to legal and lay audiences both within Nova Scotia and throughout Canada. Most frequent topics include: Charter of Rights, Education Law, Privacy Law, Criminal Law, Constitutional Law, human rights, discrimination, racism and prisoners' rights.
- Delivered more than 160 such presentations.
- Wrote eight books, ninety scholarly articles and delivered over one hundred and sixty conference presentations as a legal scholar and author. Also prepared twenty-five articles for general audiences

**President and Vice - Chancellor**

July 1, 2001 to June 30, 2004

Mount Allison University

Developed a people-oriented vision for the University focused on human capital as the foremost resource upon which to achieve academic excellence. Actively built strong relationships with strategic stakeholder groups, resulting in substantial increases in monetary support, innovative partnerships with government, universities, and the private sector; and widespread recognition and enhanced credibility for research and teaching achievements.

- Encapsulated the distinguishing elements of Mount Alison, identifying and promoting a unique identity and educational niche for the University in order to engage both internal and external audiences in support of the mission.
- Raised the national and provincial profile of Mount Allison as a centre for research and innovation, as well as a leader in the provision of a first class undergraduate education.

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- Led the strategic planning process, using a team-based approach to integrate broad base input from all segments of the campus. This process included a comprehensive strategy for the recruitment and retention of top level faculty and the enrollment of outstanding students from the global market. The quality of both faculty and students at Mount Allison currently ranks first in Canada in the annual's survey.
- Created a link to the University of Moncton to promote bilingualism, established Federal funding for aboriginal initiatives, enhanced public profile and available resources for the learning disabilities centre, and developed and implemented plans to improve the overall physical accessibility of the Campus.
- Guided the Board of Regents through to the completion and approval of a 20 year Campus Facilities Master Plan, including an estimated \$150 million in capital construction.
- Successfully raised \$7.2 million during 2002 - 2003, recognizing significant increases in alumni, government and corporate giving levels. Funded research increased by 365% during 2002 - 2003.
- Built a culture of respect and teamwork among faculty, staff and administration. Settled all three collective agreements during the second year of the mandate with no work stoppage, in some cases through innovative interest-based bargaining.
- Spearheaded the creation of a high profile National Advisory Council for the University to provide broad policy advice and build national profile, as well as fund-raising support. This involved prominent Canadian leaders from media, government, business and other sectors.
- Established an effective student health clinic, enhanced sexual harassment policies and programs, spearheaded the creation of a more coherent recreation and athletics program and championed improved fitness and athletics facilities and a new student center.
- Led a successful strategy to resist taxation of the University's real property, resulting in a complete reversal of the proposed government policy to tax universities. (Directed this lobby effort on behalf of all New Brunswick universities).
- Expanded the Development Office and staff - as an investment to be more competitive with other universities with respect to fund raising. This investment has produced impressive funding results.
- Developed an excellent relationship between the University and the Town, and resolved long standing contentious issues. Worked in partnership with the Town to attract government projects and funds, and played an active role in community affairs.

**Executive Director**

Sept. 1, 1995 – June 30, 1998

Nova Scotia Human Rights Commission

Recipient of the Hon. Walter S. Tarnopolsky National Award for Achievements in the Field of Human Rights, 2001. (Awarded by International Committee of Jurists)

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- Enabled the development of a strong staff community, facilitating effective communication, and the resolution of conflictual perspectives. Eliminated a substantial case backlog and raised commission profile within the broader Provincial community.
- Built a settlement and conciliation focus supporting a proactive approach to human rights issues.
- Led the settlement for *Wilson Hodder v. Government of Nova Scotia*, setting a national precedent on same sex benefits.
- Visible and high profile champion of human rights throughout the Province of Nova Scotia.
- Initiated programs toward the effective management of sexual harassment within schools, currently still in place.
- Forged partnerships with numerous human rights agencies to advance the cause of human rights in a concerted fashion.
- Honorary mention as runner up in the Bnai Braith Award for contributions to Racial Harmony (1997).
- Introduced strategic planning and performance management as means to a more efficient and effective Human Rights Commission.
- Nova Scotia representative on the Continuing Committee of Human Rights Officials, responsible for the implementation of Canada's international human rights obligations.

**Lawyering & Consultation**

Sept. 1, 1980 - Present

Admitted Barrister and Solicitor of the Supreme Court of Nova Scotia, September 1, 1980. Appointed Queen's Counsel by Lieutenant Governor of Nova Scotia on May 11, 2009. Independent legal consultation and association with other lawyers and legal firms (specifically affiliated with Pink Larkin 1988 - 1995). Argued leading cases in Charter of Rights, education and constitutional law, including minority language rights in Nova Scotia, school closings, integrating the mentally disabled in schools, and the presumption of innocence in criminal law.

- *An Inquiry into Bishop's University: A Report to the Faculty Council and the Corporation of Bishop's University (A Case Study on Challenges in University Governance)*, Submitted in November, 2007, as Independent Commission of Inquiry (including Wayne MacKay (Chair), Ken McGovern and Anne Stalker).
- *Report of the Canadian Association of Law Teachers (CALT) Panel on Supreme Court Appointments (2005)*. Served as a contributing member of the Panel and prepared and wrote a portion of the Report. (June, 2005).
- *Carrière v. Royal Canadian Mounted Police et al*, (F.C.T.D.). Wrote the factum submissions on constitutional and *Bill of Rights* challenges to the *Pension Act and Crown Liability and Proceedings Act* - alleged to bar court action on the matter, April, 2000.
- Legal Opinion for Workers' Compensation Board of Nova Scotia: Re. Pain Functional Restoration Program Charter Challenge, February, 2000. *Nova Scotia v. Martin* [2003] 2 S.C.R. 504.

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- *Canadian Foundation for Children, Youth and the Law v. Attorney General of Canada* (Ontario Supreme Court of Justice) - the challenge to corporal punishment as authorized by s. 43 of the *Criminal Code*. Prepared an affidavit and appeared as an expert witness in Toronto, July - August, 1999. *Canadian Foundation for Children, Youth and the Law v. A.G. Canada* [2004] 1 S.C.R. 76.
- Report to the Non-smokers' Rights Association: *Opinion on the Constitutionality of Plain Packaging Legislation*, July, 1998.
- Legal Opinion for Department of Foreign Affairs and International Trade (Canada): *Opinion for Use in Ethyl Corp. v. Canada: An Arbitration under Chapter 11 of NAFTA*, December, 1997.
- Legal Opinion for Prince Edward Island Department of Education: *Re: Minimal Legal Obligations of the P.E.I. Government in Respect to Maintaining Elected School Boards*, November, 1996.
- Report to the Canadian Bar Association: *An Opinion to the Canadian Bar Association Standing Committee on Equality on Recommendations Concerning Judicial Discipline*, June, 1995.
- Report to the Commonwealth Judicial Education Institute: *Judicial Ethics: Exploring Misconduct and Accountability for Judges*, June, 1995.
- Legal Advisor to the *Nova Scotia Barristers Society Disciplinary Committee* - Investigating complaints against a Bar Society member, June, 1995.
- *Pike et al. v. Labrador West Integrated School Board and Her Majesty in Right of Newfoundland*. Application for a mandatory injunction (Nfld. S.C. - T.D.). Constitutional consultant to Derek W. Hillier (Easton/Facey). Prepared a draft factum on the law of integrating the disabled in schools, 1992.
- *Blore and Grosvenor Wentworth Parent Teacher Association v. Halifax District School Board and Major Stevens, Springvale Parent Teacher Group v. Halifax District School Board*, (1991), 105 N.S.R. (2d) 414 (T.D.).
- Submission to the *Formula Review Committee* on behalf of The Parent Associations within Kings County District School Board (re - funding of public education in Nova Scotia - Legal Analysis), October 11, 1990.
- *C.A.R.A.L. v. A.G. Nova Scotia* (1990), 96 N.S.R. (2d) 284 (C.A.) and Constitutional consultant to Anne Derrick in her challenges to Nova Scotia's legislation prohibiting abortions in free standing clinics on behalf of Canadian Abortion Rights Action League (C.A.R.A.L.) and Dr. H. Morgentaler.
- Legal Memorandum for the *Government of Prince Edward Island* on the prospects of a *Charter* challenge to the closing of C.F.B. Summerside (August, 1989 - Under Pink-Larkin).
- Argued as co-counsel in *Lavoie v. Cape Breton County District School Board* (N.S.S.C.). Sought an Interlocutory Injunction in July/1987 - (S.H. No. 59252, Prothonetory's Office) and argued the case in full trial during January, March and August 1988.
- *Lavoie v. A.G. of N.S.* (1988), 84 N.S.R. (2d) 387 (T.D.) and (1988), 90 N.S.R. (2d) 16 (T.D.).

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- *Lavoie v. A.G. of N.S.*, (1989), 58 D.L.R. (4th) 293 (N.S.S.C. - App. Div.). Successfully argued this appeal in February 1989. This was the first Nova Scotia case on minority language educational rights.
- Wrote the trial, appeal and Supreme Court of Canada facta and acted as constitutional consultant in Charter challenge to the *Federal Court Act - Dywidag Systems v. Zutphen Bros. Construction Ltd.*, (1987), 76 N.S.R. (2d) 398 (N.S.S.C. - App. Div.), reversed in (1990), 106 N.R. 11 (S.C.C.).
- Argued as co-counsel in *Elwood v. Halifax County-Bedford District School Board* (N.S.S.C.). Interlocutory Injunction obtained in October, 1986 and out of court settlement June 1, 1987 (Charter challenge on behalf of mentally disabled). This case forms one of the three chapters in Jack Batten, *On Trial*, Toronto: MacMillan, 1988.
- *Report of the Canadian Bar Association's Special Committee on Cameras in the Courts: Final Report August 1987*. Served as a contributing member of the committee and prepared and wrote the appendix on "Constitutional Considerations".
- Panel Member for Canadian Human Rights Tribunal on Physical Disability Discrimination-*DeJager v. D.N.D.*, (1986), 7 C.H.R.R. D/3508. Wrote the tribunal decision, July, (1986).
- Argued Leave Motion in Supreme Court of Canada re Charter challenge to *R. v. Bezanson*, (1983), 61 N.S.R. (2d) 181 (N.S.S.C. App. Div.). Also prepared Charter aspect of factum for N.S.S.C., Appeals Division argument.
- Argued some of the early Charter of Rights cases and succeeded in invalidating section 8 of *Narcotic Control Act*.
- *R. v. Cook*, (1983), 4 C.C.C. (3d) 419 (N.S.S.C. - App. Div.).
- *R. v. Cranston*, (1983), 55 N.S.R. (2d) 376 (N.S.S.C.) - Appeal June 7/83 - Not Reported.

**Law Clerk**

1978 - 1979

To the late Rt. Hon. Bora Laskin, Chief Justice of the Supreme Court of Canada

**Article Clerk**

Summers 1977 - 1978 - 1980

Kitz, Matheson, Green and MacIsaac, Halifax, Nova Scotia

**High School Teacher**

1972 - 1975

Dartmouth Board of School Commissioners, Dartmouth, Nova Scotia. (Prince Andrew High). Taught Canadian, American and European history and designed a course on Social Issues and Human Rights.

## **Appointments**

- Chair, John Yogis and Donald Keddy Chair in Human Rights Law July 5, 2012.
- Associate Dean Research, Schulich School of Law, July 1, 2011.
- Chair, Nova Scotia Task Force on Bullying and Cyberbullying, May, 2011.
- Member, Atlantic Human Rights Center Board, September, 2009.
- Member of Queen's Counsel, appointed May 11, 2009.
- Member, Nova Scotia Barristers' Society Discipline Committee, June, 2008.
- Member of Blue Ribbon Panel on the Future of Medical Education in Canada appointed by the Association of Faculties of Medicine of Canada, March, 2008.
- Member of Canadian Civil Liberties Association July, 2007. Reappointed July, 2009-2011.
- Member of International Center for Human Rights and Democratic Development Fact Finding Inquiry into Democracy and Dissent in Egypt (May, 2006) and official representative of the Center at the annual conference of World Human Rights Commissions, sponsored by the United Nations High Commission for Human Rights, held in Santa Cruz, Bolivia, October, 2006.
- Acting Citizenship Judge (in Order of Canada capacity) February, 2006. Presided over citizenship ceremonies on Feb. 22/06; Aug. 30/06; Mar. 15/07 and April 15/08.
- Chair, Independent Commission on Governance at Bishop's University (Quebec), February 2006. (Commission established by the Canadian Association of University and Colleges - CAUT). Report submitted November, 2007.
- Member, Order of Canada (June, 2005).
- Member, Canadian Association of Law Teachers Panel on Supreme Court Appointments, 2004 - 2005.
- Vice Chair, International Center for Human Rights and Democratic Development, 2002 - 2006. (Acting Chair 2004 - 2005). Strategic Counsel to Board of Directors and Center - 2007 - Present.
- Member, New Brunswick Enterprise Southeast, Community Economic Development Agency, 2002 - 2004
- Member, Pay Equity Commission of Nova Scotia, 1989 - 1996.
- Associate Editor, Administrative Law Reports, 1983 - 1995.
- Member, Panel from which Tribunals of Inquiry are selected under the *Nova Scotia Human Rights Act*, 1993 - 1995.

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- Appointed to the Nova Scotia Teachers' Certification Appeals Committee (Minister of Education Representative), 1994 - 1995.
- Member, Nova Scotia Human Rights Commission, 1990 - 1992.
- Director, Law Programme for Indigenous Blacks and Micmacs (I.B.M.), 1989 - 1991.
- Served on Expert Advisory Committees for Kierans Committee on Constitutional Reform, 1991.
- Served as an International Observer on the Canadian Observer Delegation for the Chilean Election, 1990.
- Distinguished Guest Lecturer at Faculty of Education, University of Alberta, Edmonton Alberta (also made available to the Law School) in October and November, 1990.
- Chair, President's Task Force on Access for Black and Native People. Produced Task Force Report - *Breaking Barriers: Access for Black and Native People*, 1989.
- Distinguished Visitor at Monash University, Melbourne, Australia, July - August 1988.
- Chairperson of Constitutional Subsection, Canadian Bar Association (Nova Scotia Branch), 1981 - 1988.
- Member, Special Committee on Cameras in the Courts, C.B.A. (National), 1985 - 1987.
- Board of Canadian Council of Christians and Jews, 1983 - 1987.
- Board Member of Public Legal Education of Nova Scotia, 1985 - 1986.
- Member of panel from which Tribunals of Inquiry are selected under the *Canadian Human Rights Act*, 1984 - 1986.
- Tribunal member, Canadian Human Rights case -*DeJager v. Dept. of National Defence*, July, 1986, and wrote the reasons for judgment.
- Researcher and Co-ordinator, Royal Commission on the Economic Union, Macdonald Commission, 1985.
- Research Co-ordinator of Legal and Constitutional Arrangements section for Royal Commission on the Economic Union and Development Prospects for Canada, MacDonal Commission, 1984 - 1985.
- Board Member, Dalhousie Legal Aid Service, 1980 - 1983.

*Professional Memberships:*

2008 - Present	Member, Nova Scotia Bar Society Discipline Committee
1979 - Present	Member, Canadian Association of Law Teachers Member, Canadian Bar Association

**Alexander Wayne MacKay**

	Member, Canadian Association for Practical Studies of Law and Education (CAPSLE)
2001 – 2004	Member, Atlantic Association of Universities (AAU) and Member Association of Universities and Colleges of Canada (AUCC)
1980 - Present	Member, Nova Scotia Barristers' Society

**Research and Advice to Government**

Drawing upon his expertise in Constitutional Law and human rights, Professor MacKay has given advice to governments at the provincial and federal levels.

*Respectful and Responsible Relationships: There's No App for That: Report of the Nova Scotia Task Force on Bullying and Cyberbullying*, appointed chair of the Task Force by Nova Scotia Department of Education, May, 2011, submitted Report on February 29, 2012. (authored the Report).

“Responding to Cyberbullying: The Path to More Respectful and Responsible Relationships”. Presentation (as an expert witness) to the *Senate of Canada Standing Committee on Human Rights* (Cyberbullying and Canada's International Obligations), Senate of Canada, Ottawa, Canada, June 11, 2012.

“Cyberbullying in the School Context: Lessons from the Nova Scotia Task Force Experiences”. Presentation (as a witness) by video link as part of the Canadian National School Boards Association Presentation to the *Senate of Canada Standing Committee on Human Rights* (Cyberbullying and Canada's International Obligations) Halifax, Nova Scotia, May 14, 2012.

Appeared before the *Nova Scotia Law Amendments Committee*, as expert witness, re – Proposed Amendments to Bill 30 (*Promotion of Respectful and Responsible Relationships Act*) Nova Scotia Legislature, Halifax, Nova Scotia, May 8, 2012.

Served as member of a legal advice team (with John Whyte and Mary Ellen Turpel-Lafond) to the National Panel on First Nations Education in Canada, and contributed to its report entitled *Nurturing the Learning Spirit of First Nations Students: The Report of the National Panel on First Nations Elementary and Secondary Education for students on Reserve*, between October, 2011 and February, 2012.

*Keynote Presentation: Responding to the Needs of Disable Children: the Promise and Limits of Equality*. Consultation services retained by the Quebec Department of Education, Quebec City, Quebec, October, 2010.

**Alexander Wayne MacKay**

*Discussion Guide for Phase Two Consultation on Setting the Direction for Special Education in Alberta* (with Professors Sharon Frieson and Shirley McBride). Consultation services retained by Calder Bateman Communications, agents of the Alberta Department of Education, Edmonton, January – February, 2009.

“Putting the French Immersion Debates in the Broader Context of Inclusion and Advancing the Education of ‘All’ Students”. A presentation to the Minister’s Consultation on French Secondary Language Programs for New Brunswick Public Schools, Fredericton, New Brunswick, July 10, 2008.

“Adding Social Condition to the Canadian Human Rights Act” (with Natasha Kim). A study commissioned by the Canadian Human Rights Commission and submitted March, 2008. This extensive 210 page research paper will appear on the Commission’s web page and be the focus of a consultation and possible statutory amendment process in 2008-2009. Professor MacKay also presented to Commissioners and staff on February 23 and 24, 2009, in Ottawa.

“Promotion and Protection of Democracy, Policies and Perspectives for the 21<sup>st</sup> Century” Presentation as Vice Chair of Rights and Democracy to Senate Standing Committee on Foreign Affairs and International Development. Ottawa, October 2, 2006.

“Inclusive Education: A Review of Programming and Services in New Brunswick” A province-wide Study and Consultation commissioned by the New Brunswick Minister of Education in November, 2004. Consultations conducted with a wide range of stakeholders during 2004 – 2005 and comprehensive final Report and Recommendations submitted in December, 2005. The final Report is entitled, *Connecting, Care and Challenge: Tapping Our Human Potential* and is available on the New Brunswick Department of Education web page.

“Rights by Example: The Education Context as a Microcosm of Society’s Recognition of the Rights of Children”. Presentation to the *Standing Senate Committee on Human Rights*, Senate of Canada, Halifax, June 16, 2005.

“Human Rights and Counter-Terrorism A Fine Balance”. Presentation to the *Special Senate Committee on the Anti-Terrorism Act*, Senate of Canada. Ottawa, Canada, March 15, 2005.

“Reflections on Two Decades of the Charter: Changing Canadian Society”. Presentation to the *Standing Human Rights Committee of the Senate of Canada* on the 20<sup>th</sup> Anniversary of the *Canadian Charter of Rights*, Senate of Canada, Ottawa, April 15, 2002.

“An Analysis of the Anti-terrorism Bill: Security at What Price? ”. Presentation to the *Special Senate Committee on the Subject Matter of Bill C-36*, Senate of Canada, Ottawa, Canada, October 24, 2001.

Advised Hon. Senator Donald H. Oliver on a speech delivered on April 6, 2000 in *Senate Debates* (1020-1024) re: - Bill C-20 (The Clarity Bill) - "Confusion in the Name of Clarity and Exclusion in the Name of Inclusion".

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"Social Condition as a Prohibited Ground of Discrimination under the *Canadian Human Rights Act*" (with Natasha Kim and Tina Piper), Study Paper, submitted to Canadian Human Rights Act Review Panel, December, 1999 and adopted by the Panel (Chaired by Justice LaForest) in its 2000 Report - *Promoting Equality: A New Vision*.

Appeared before the *Legal and Constitutional Affairs Committee of the Senate of Canada* as an expert legal witness on Bill C-71 (Tobacco Advertising), Senate of Canada, Ottawa, Canada, April 7, 1997.

Appeared before the *Legal and Constitutional Affairs Committee of the Senate of Canada* as an expert legal witness on Bill C-22 (Pearson Airport Cancellation), Senate of Canada, Ottawa, Canada, October, 1994, January, 1995, May 1995.

Co-chaired (with Leon Trakman) "Charter Advisory Committee" and member of "Advisory Committee on the Constitutional Amending Process" to *Nova Scotia Kieran's Committee on Constitution*, 1991.

Served as a member on the *Canadian Observer Delegation for the Chilean Election* (sponsored by Oxfam Canada), December, 1990.

Presentation to *The Standing Committee on Legal and Constitutional Affairs of the Senate of Canada* Re - Bill C - 84 (Refugee Bill) and potential *Charter* violations. Presentation in conjunction with David Beatty, Mark Gold and Dale Gibson, Senate of Canada, Ottawa, Canada, October 13, 1987.

*Submission to the Special Joint Committee on the 1987 Constitutional Accord: Constitutional Vision or Legal Nightmare*, August 5, 1987, Ottawa.

"Institutional and Constitutional Arrangements: An Overview" in Clare Beckton and Wayne MacKay, *Recurring Issues in Canadian Federalism*, vol. 57 of the research reports under the Macdonald Commission, at 1-75 (with Clare Beckton), University of Toronto Press, 1986.

"The Supreme Court of Canada: Reform Implications for an Emerging National Institution" in Clare Beckton and Wayne MacKay, *The Courts and the Charter* vol. 58 of the research reports under the Macdonald Commission, at 37 - 131 (with Richard Bauman). University of Toronto Press, 1985.

Research Coordinator (with Clare Beckton) for the Royal Commission on the Economic Union (Macdonald Commission) responsible for *Recurring Issues in Canadian Federalism* (Vol. 57) and *The Courts and the Charter* (Vol. 58) of the research reports series.

Research Report on the Proposed Amendment to section 96 of the *Constitution Act, 1867* (A Report for the Nova Scotia Government submitted September, 1984), (with Wade MacLauchlan.)

**Alexander Wayne MacKay**

"Communications in the Constitutional Framework: New Wine, Old Bottles and Leaking Jugs" as Part IV of *An Analysis of Objectives for Canadian Broadcasting*, (A Report for the Federal Department of Communications submitted Spring, 1981).

*Submission on Control of Communications: A Brief to the Nova Scotia House of Assembly Select Committee on Constitutional Matters*, January, 1979.

## **Degrees and Honours**

### **Supreme Court of Nova Scotia**

Admitted Barrister of the Supreme Court of Nova Scotia, September 1, 1980, Queen's Counsel, May 11, 2009.

### **Order of Canada**

Appointed Member of the Order of Canada, June, 2005, inducted February 17, 2006.

### **Paul Harris Fellow**

Appointed by the Rotary Foundation of Rotary International "in appreciation of tangible and significant assistance given to the furtherance of better understanding and friendly relations among peoples of the world." February 23, 2005.

### **Bachelor of Laws, 1978**

#### **Dalhousie University, Halifax, Nova Scotia**

- Gold Medal winner and Smith Shield mooter
- First in class all three years
- Administrative and Constitutional Law Prizes
- Frederick P. Bligh Scholarship
- Honorable Allister Fraser Scholarship
- Life Underwriter Association Scholarship

### **Bachelor of Education, 1972**

#### **Mount Allison University, Sackville, New Brunswick**

- Nova Scotia Teachers' Bursary for Highest Standing

**Alexander Wayne MacKay**

**Master of Arts, (History), 1971  
University of Florida, Gainesville, Florida**

Thesis: "An Exploratory Study on the Wickersham Commission: From Crisis to Commission to Confusion".

- Rotary International Fellowship.

**Bachelor of Arts, (Honours History), 1970  
Mount Allison University, Sackville, New Brunswick**

Thesis: "MacKenzie King and Latin America: 1936 - 1948".

- Full Entrance Scholarship renewed in succeeding years.

## **Theses Supervision**

### Dalhousie Law School: Theses Supervision

Lisa Taylor, "The Compulsory Speech Ban on Sexual Assault Victims: Paternalistic, Unfair and Unconstitutional", Master of Laws, Dalhousie University, 2006 – 2010.

Patti Doyle-Bedwell, "Residential Schools and Legal Liability", Master of Laws, Dalhousie University, 1994-2000.

Barbara Murray, "Sexual Harassment in Schools", Master of Laws, Dalhousie University, 1998 - 1999.

Stuart Gilby, "Environmental Racism and Aboriginal Peoples", Master of Laws, Dalhousie University, 1995 - 1996.

Catherine Cogswell, "Prosecution of Sexual Assault Offences", Master of Laws, Dalhousie University, 1993 - 1994.

Timothy Chick, "Corporations and the Canadian Charter of Rights", Master of Laws, Dalhousie University, 1990 - 1993.

Kathleen Boehringer, "Broadcasting Law in Canada and Australia", Master of Laws, Dalhousie University, 1989 - 1990.

Allan Perry, "Criminal Law and the Charter", Master of Laws, Dalhousie University, 1985 - 1986.

Participated in the Dalhousie Law School Graduate Seminar on various occasions by conducting a seminar on "Advocacy Scholarship".

**Alexander Wayne MacKay**

Supervisor or External Examiner on Graduate Theses from other University Faculties:

Nora Margaret Findlay, "The Problem of the Penumbra: Elementary School Principal's Exercise of Discretion in Student Disciplinary Issues", Doctor of Philosophy (Graduate Program in Educational Policy Studies) (Ph.D.), University of Western Ontario, 2012.

Thomas Mark Anderson, "Education about Religion(s) and the Pursuit of a Distinctly Canadian Public Good", Doctorate of Educational Administration, University of Regina, 2011.

Joyce Desmond Clayton, "Implications of Special Education Litigation for Special Education Policy in Canada", Doctorate of Education, Educational Psychology/Faculty of Education, University of Alberta, 2010.

Bryan Pritchard, "Search and Detention under the Young Offenders Act", Doctorate of Education, (Ph.D.), University of Alta., 1993.

Ailsa Watkinson, "Caring and Justice in Education: A Charter Challenge", Doctorate of Education, (Ph.D.), University of Sask., 1992.

Rod Dolmage, "The Roles of Interests Groups and the Courts in Educational Policy", Doctorate of Education, (Ph.D.), University of Sask., 1990.

Ruth Kimmins, "An Examination of Educational Legislation Pertaining to the Practice of School Psychology with emphasis on the Canadian Legal System", Master of Arts, Mount St. Vincent University, 1982.

External Program Reviews:

Participant in Five Year Review of Rights and Democracy (The International Center for Human Rights and Democratic Development) at Request of Evaluation Division of Department of Foreign Affairs and International Trade, March 2008.

External Reviewer as part of the Evaluation of Saint Thomas University's Human Rights Program and Center (Fredericton, New Brunswick) On-site visits during June, 2006 and External Review Report submitted on August 3, 2006.

**Interests**

Writing for newspapers and magazines, genealogy, history, hockey, collecting die cast vehicles and antique toys, karaoke singing, singing in general, walking and fitness.

## Scholarly Research & Publications

Primary areas of research interest include the Charter of Rights, fundamental freedoms, public law, education law, criminal law, privacy law and human rights.

### Books

A. Wayne MacKay, *Respectful and Responsible Relationships: There's No App for That: The Report of the Nova Scotia Task Force on Bullying and Cyberbullying*. Submitted to the Nova Scotia Department of Education on February 29<sup>th</sup>, 2012. Available on request from the Department of Education and electronically published at (cyberbullying.novascotia.ca).

A. Wayne MacKay, *Connecting, Care and Challenge: Tapping Our Human Potential, Inclusive Education: A Review of Programming and Services in New Brunswick*. Submitted to the New Brunswick Department of Education on December 31<sup>st</sup>, 2005 and available on the Department web page and from the Department in hard copy form.

A Wayne MacKay & Lyle Sutherland, *Teachers and the Law*, 2<sup>nd</sup> ed. (Toronto: Emond-Montgomery Ltd., 2006). Updated and significantly revised edition that is double the length of the 1<sup>st</sup> edition.

A. Wayne MacKay & Greg Dickinson, *Beyond the "Careful Parent": Tort Liability in Education*, (Toronto: Emond-Montgomery Ltd., 1998).

A. Wayne MacKay & Pam Rubin, *Study Paper on Psychological Testing and Human Rights in Education and Employment*, (Toronto: Ontario Law Reform Commission, 1996).

A. Wayne MacKay & Lyle Sutherland, *Teachers and the Law: A Practical Guide for Educators* (1<sup>st</sup> ed.), (Toronto: Emond - Montgomery Ltd., 1992).

A. Wayne MacKay & Greg Dickinson, *Rights, Freedoms and the Education System in Canada: Cases and Materials*, (Toronto: Emond - Montgomery Ltd., 1989).

A. Wayne MacKay, Christine Boyle, Edward McBride & John Yogis, eds., *Charterwatch: Reflections on Equality*, (Toronto: Carswell, 1986), 35-105.

A. Wayne MacKay, *Educational Law in Canada*, (Toronto: Emond - Montgomery Ltd., 1984).

**Articles**

John McKinlay, Robert J. Konopasky, Abigail Konopasky, A. Wayne MacKay and Tessa Barrett, "Education's Perfect Storm: Outmoded or No Bullying Policies, Grievous Harm to Victims and Justifiable Civil Litigation", in R.C. Flynn, ed., *Rights and Reason: Shifting Tides in Law and Education* (Toronto: Informco Inc., 2012) at (Chp 7). Published Proceedings of the Twenty Second Annual Conference of the Canadian Association for the Practical Study of Law in Education (CAPSLE), held in St. John's, Newfoundland, May 1-3, 2011.

A. Wayne MacKay, "The Comparative Roles of Courts and Administrative Agencies: Applying Constitutional Principles of Diversity in Canada" (2011), 29 *National Journal of Constitutional Law* 33.

A. Wayne MacKay (with the assistance of Victoria Young) "Justice Bastarache, the Charter and Judging: Principled Pragmatism and the Centrality of Equality" in N.C.G. Lambert (ed.), *At the Forefront of Duality – Essays in Honour of Michel Bastarache* (Cowansville, Que.: Yvon Blais/Thomson Reuters, 2011) at 165.

A. Wayne MacKay, "An International Call for Action and Canada's Long and Winding Road to Inclusion" (2010), *Hong Kong Law J.* 449.

A. Wayne MacKay, "Social and Economic Rights in Canada: What Are They and Who Can Best Protect Them?" (with the assistance of Natasha Kim), in B. Adell and J. Magnet (eds.), *Canadian Rights and Freedoms: 25 Years under the Charter* (Toronto: Butterworths, 2009). Also a special volume (2009) 45 *Sup. Ct. Law Rev.* 385.

A. Wayne MacKay, "The Lighthouse of Equality: A Guide to Inclusive Schooling" in M. Manley-Casimir (ed.) *The Courts, the Charter and the Schools* (Toronto: Univ. of Toronto Press, 2009) at .

A. Wayne MacKay, "Safe and Inclusive Schools – Expensive ... Quality Education – Priceless. For Everything Else There's Lawyers!" (2008) 18 *Education Law J.* 21.

A Wayne MacKay, "Author's Summary Connecting Care and Challenge: Tapping Our Human Potential – Inclusive Education: A Review of Programming and Services in New Brunswick" (2007) 17 *Education Law J.* 37.

A Wayne MacKay, "In Defence of the Courts: A Balanced Judicial Role in Canada's Constitutional Democracy" (2007) 20 *National J. of Constitutional Law* 183.

A. Wayne MacKay, "Human Rights in the Global Village: The Challenges of Privacy and National Security" (2006) 20 *National J. of Constitutional Law* 1. The 2005 Dr. Abdul Lodhi Lecture in Human Rights, sponsored by the Atlantic Human Rights Center, St. Thomas University.

**Alexander Wayne MacKay**

A Wayne MacKay and Janet Burt-Gerrans, "Student Freedom of Expression: Violent Content and the Safe School Balance" (2005) 40 McGill J. of Education 423.

A. Wayne MacKay and Janet Burt-Gerrans, "Inclusion and Diversity in Education: Legal Accomplishments and Prospects for the Future" (2003) 13 Education Law J. 77.

A. Wayne MacKay and Tina Piper, "The Domestic Implementation of International Law: A Canadian Case Study" in Errol Mendes, ed., *Bridging the Global Divide on Human Rights: A Canada-China Dialogue* (Toronto: Ashgate Publishing, 2003), 111-131.

A. Wayne MacKay & Monica McQueen, "Public Inquiries and the Legality of Blaming: Truth, Justice and the Canadian Way" in Alan Manson and David Mullan, eds., *Commissions of Inquiry: Praise or Reappraise* (Toronto: Irwin Law, 2002), 249-292.

A. Wayne MacKay and Janet Burt-Gerrans, "Towards a Safe and Effective Learning Environment: The Delicate Balance of Rights and Order in Schools" in R.C. Flynn, ed., *In Support of Lifelong Learning* (Toronto: Informco. Inc., 2004), at 206-227 (Chp. 9). Published Proceedings of the Thirteenth Annual Conference of the Canadian Association for the Practical Study of Law in Education (CAPSLE), held in St. Andrews-by-the-Sea, New Brunswick, May 4-7, 2002.

A. Wayne MacKay, "Student Free Expression in Canada: How Free is the Educational Marketplace, and What Ideas Can Be Put on the Market?" in R.C. Flynn, ed., *2001: An Education Law Odyssey* (Toronto: Informco. Inc., 2004), at 230-250 (Chp. 16). Published Proceedings of the Twelfth Annual Conference of the Canadian Association for the Practical Study of Law in Education (CAPSLE), held in Vancouver, British Columbia, April 29 - May 1, 2001.

A. Wayne MacKay, "The Legislature, the Executive, and the Courts: The Delicate Balance of Power or Who is Running This Country Anyway?" (2001) 24 Dal. Law J. 37.

A. Wayne MacKay, "The Supreme Court of Canada and Federalism: Does / Should Anyone Care Anymore?" (2001) 80 Can. Bar Rev. 241. (Special edition to commemorate 125<sup>th</sup> Anniversary of the Supreme Court of Canada).

A. Wayne MacKay, "Judging and Equality: For Whom Does the Charter Toll", in Logan Atkinson, Jane Dickson-Gilmore, Mary-Anne Nixon, Neil Sargent, Peter Swan and Barry Wright, eds., *Introduction to Legal Studies, Third Edition The Carleton Department of Law Casebook Group* (Toronto, Captus Press Inc., 2001), 116-121.

A. Wayne MacKay, Richard Devlin & Natasha Kim, "Reducing the Democratic Deficit: Representation, Diversity and the Canadian Judiciary or Towards a "Triple P" Judiciary" (2000) 38 Alta. Law Rev. 734.

A. Wayne MacKay, "The Waves of Information Technology, the Ebbing of Privacy and the Threat to Human Rights" (1999) 10 National J. of Constitutional Law 411.

**Alexander Wayne MacKay**

A. Wayne MacKay & Chantal Richard, "Multiculturalism: Who Needs It?" (1998) 8 Education Law J. 265.

A. Wayne MacKay, "Human Rights and Education: Problems and Prospects" (1997) 8 Education Law J. 69.

A. Wayne MacKay, "Regulating Freedom of Expression the Canadian Way" in Daniel Soberman and Denis Magnusson, eds., *Canadian Constitutional Dilemmas Revisited* (Kingston: Queen's Institute of Inter-Governmental Relations, 1997) 69-80. (Symposium in Honour of William R. Lederman).

A. Wayne MacKay, "Framing the Issues for Cameras in the Courts: Redefining Judicial Dignity and Decorum" (1996) 19 Dal. Law J. 139.

A. Wayne MacKay & Vincent Kazmierski, "And on the Eighth Day, God Gave Us - Equality in Education: *Eaton v. Brant, Board of Education* and Inclusive Education" (1996) 7 National J. of Constitutional Law 1.

A. Wayne MacKay, "Some Thoughts on a More Humanist and Equitable Legal Education" (1995) 33 Alta. Law Rev. 920.

A. Wayne MacKay, "Principles in Search of Justice for the Young: What's Law Got to do with It?" (1995) 6 Education Law J. 181.

A. Wayne MacKay, "Judicial Free Speech and Accountability: Should Judges be Seen but not Heard?" (1993) 3 National J. of Constitutional Law 159.

A. Wayne MacKay, "Federal-Provincial Responsibility in the Area of Criminal Justice and Aboriginal Peoples" (1992) U.B.C. Law J. 314. Special Issue on Aboriginal Justice.

A. Wayne MacKay, "Minority Language Educational Rights Vindicated" in David Schneiderman, ed., *Language and the State: The Law and Politics of Identity* (Cowansville: Yvon Blais Inc., 1991), 123-140.

A. Wayne MacKay, "Multiculturalism, Heritage Language Rights and All That: The Situation of Allophones in Canada" in David Schneiderman, *Language and the State: The Law and Politics of Identity* (Cowansville: Yvon Blais Inc., 1991) 333-341.

A. Wayne MacKay & Richard Devlin, "An Essay on Institutional Responsibility: The I.B.M. Programme at Dalhousie Law School" (1991) 14 Dal. Law J. 296.

A. Wayne MacKay, "Dispensing Justice in Canada: Exaggerating the Values of Judicial Independence" (1991) 40 U. N. B. Law J. 273.

**Alexander Wayne MacKay**

A. Wayne MacKay & Dianne Pothier, "Developments in Constitutional Law: The 1988-89 Term" (1990) 1 Sup. Ct. Law Rev. 81.

A. Wayne MacKay, "Chapter 15 - The Rights Paradigm in the Age of the Charter" in Ratna Ghosh and Douglas Ray, eds., *Social Change and Education in Canada* (Toronto: Harcourt, Brace Jovanovich, 1991), 202-216. Revised in 1995.

A. Wayne MacKay & Lyle Sutherland, "Chapter 5 - Canada" in Ian Birch and I. Richter, ed., *Comparative School Law* (Toronto: Pergamon Press, 1990).

A. Wayne MacKay & Lyle Sutherland, "Chapter 4 - Making and Enforcing School Rules in the Wake of the *Charter of Rights*" in Jack Lam, ed., *Canadian Public Education System: Issues and Prospects* (Calgary: Detselig Press, 1990), 65-84.

A. Wayne MacKay & Kathryn Heckman, "Municipal Issues and the Charter of Rights: The Impact at the Grass Roots" in Jack Novack, ed., *Proceedings of Municipal Law Conferences* (Halifax: Henson College, 1990), 17-42.

A. Wayne MacKay, Justice John Sopinka, Dale Gibson & Eddie Greenspan, "Corporations and the Charter: Beyond the Pale of the Corporate Veil" in Frank McArdle, ed., *Cambridge Lectures: 1989* (Montreal: Yvon Blais Inc., 1990), 97-126.

A. Wayne MacKay, "Mandates, Legal Foundations, Powers and Conduct of Commissions of Inquiry" in Paul Prose and Innis Christie, eds., *Commissions of Inquiry* (Toronto: Carswell, 1990), 29-47. This same article appears in the companion special issue of the Dal. Law J.

A. Wayne MacKay, "Freedom of Expression: Is It All Just Talk?" (1989) 68 Can. Bar Rev. 13. (An updated and reworked version of the article below).

A. Wayne MacKay, "Freedom of Thought, Belief, Opinion and Expression Including Freedom of the Press and Other Media of Communications and Freedom of Peaceful Assembly: Whose Interests are Protected?" in Gerald A Beaudoin, ed., *Your Clients and the Charter (Proceedings of the October 1987 Colloquium of the Canadian Bar Association in Montreal)* (Cowansville: Yvon Blais Inc., 1988), 131-186.

A. Wayne MacKay, "The Judicial Role in Educational Policy Making: Promise or Threat"? (1988) 1 Educ. Law J. 127.

A. Wayne MacKay, "Linguistic Duality and the Distinct Society in Quebec: Declarations of Sociological Fact or Legal Limits on Constitutional Interpretation?" in Katherine Swinton and Carol Rogerson, ed., *Competing Constitutional Visions: The Meech Lake Accord* (Toronto: Carswell, 1988), 65-79.

**Alexander Wayne MacKay**

A. Wayne MacKay, "The Elwood Case: Vindicating the Educational Rights of the Disabled" (1987) 3 Can. J. of Special Education 103. A modified version also appears in Margaret Csapo and Leonard Goguen, eds., *Special Education Across Canada: Issues and Concerns for the 90's* (Vancouver: Centre for Human Development and Research, 1989).

A. Wayne MacKay & Gordon Krinke, "Education as a Basic Human Right: A Response to Special Education and the Charter" (1987) 2 Can. J. of Law and Society 73.

A. Wayne MacKay, "Interpreting the Charter of Rights: Law, Politics and Poetry" in Gerald A. Beaudoin, ed., *Charter Cases 1986-87 (Proceedings of the October 1986 Colloquium of the Canadian Bar Association in Montreal)* (Cowansville: Yvon Blais Inc., 1987), 347-383.

A. Wayne MacKay & Isabel Grant, "Constructive Murder and the Charter: In Search of Principle" (1987) 25 Alta. L. Rev. 129.

A. Wayne MacKay, "The Charter of Rights and Special Education: Blessing or Curse?" (1987) 3 Can. J. of Exceptional Children 118.

A. Wayne MacKay, "Making and Enforcing School Rules in the Wake of the Charter of Rights" in Allen Nicholls and Terry Wuester, eds., *The Canadian Charter of Rights and Freedoms and Education* (Vancouver: B.C. School Trustees Association, 1986), 73-89.

A. Wayne MacKay, "Judging and Equality: For Whom Does the Charter Toll?" in Christine Boyle, Wayne MacKay, Edward McBride & John Yogis, eds., *Charterwatch: Reflections on Equality* (Toronto: Carswell, 1986), 35-105. This same article appears in the companion special issue of the Dal. Law J.

A. Wayne MacKay, "The Equality Provisions of the Charter and Education: A Structural Analysis." (1986) 11 Can. J. of Education 293. This article was awarded the Jackson prize as the best education article in the 1986-87 year.

A. Wayne MacKay, "The Canadian Charter of Rights and Freedoms: Implications for Student Conduct" in Michael Manley Casimir & Terri Sussel, eds., *The Courts in the Classroom: The Charter and Educational Change* (Calgary: Detselig Press, 1986), 9-50.

A. Wayne MacKay, "Fairness After the Charter: A Rose By Any Other Name" (1985) 10 Queen's L. J. 263. This is a special issue on Administrative Law and the *Charter of Rights*.

A. Wayne MacKay, "Fairness After the Charter", in *Dalhousie Centennial Lectures: 100th Anniversary of Dalhousie Law School 1883- 1983*, (Halifax: The C.L.E. of Nova Scotia, 1985), 1-76. The essay was prepared and delivered in October 1983, as part of the centennial celebrations.

A. Wayne MacKay, "Public Education in Nova Scotia: Legal Rights, Fleeting Privileges or Political Rhetoric?" (1984) 8 Dal. Law J. 137.

**Alexander Wayne MacKay**

A. Wayne MacKay, "The Canadian Charter of Rights: A Springboard for Students' Rights" (1984) 4 *The Windsor Yearbook of Access to Justice* 174.

A. Wayne MacKay & Margaret Holgate. "Fairness in the Allocation of Housing: Legal and Economic Perspectives" (1983) 7 *Dal. Law J.* 383. This was the special centennial edition of the *Law Journal*.

A. Wayne MacKay, "Judicial Process in the Supreme Court of Canada" (1983) 21 *Osgoode Hall Law J.* 55.

A. Wayne MacKay, *The Canadian Charter of Rights: Law Practice Revolutionized* (Halifax: Dalhousie Continuing Legal Education, 1982). (Editor and contributor of an article on Judicial Process).

A. Wayne MacKay, "The Influence of the Prosecutor" in Sandra Oxner, ed., *Criminal Justice* (Toronto: Carswell, 1982), 69-78.

A. Wayne MacKay, "Human Rights in Canadian Society: Mechanisms for Raising the Issues and Providing Redress" (1978) 4 *Dal. Law J.* 739.

**Comments and Annotations**

A Wayne MacKay, "Extending Charter benefits to Canada's poor" *The Lawyers' Weekly*, April 17, 2009. (Focus on Constitutional Law Supplement).

A Wayne MacKay, "Power, Parliament and Prorogation: A Canadian Political Drama", *Jurist* (online publication from the University of Pittsburgh) December 12, 2008. Reprinted in *dialogue Magazine*, Vol. 22, No. 5, February – March, 2009, at 8.

A. Wayne MacKay, "Why the Government Was Wrong to Cancel the Court Challenges Program" (with Daniel McGruder and Kenneth Jennings), in M. Charlton and P. Barker (eds.) *Crosscurrents: Contemporary Political Issues* (6<sup>th</sup> ed.) (Toronto: Thomson Nelson, 2009) at 371.

A. Wayne MacKay, "Social and Economic Rights in Canada: What Are They and Who Can Best Protect Them?" in Association for Canadian Studies, *The Charter of Rights and Freedoms in Canadian Society: 1982-2007 / Canadian Issues / Thèmes Canadiens, Fall/2007* at 37.

A. Wayne MacKay, "Inclusive Education and Maximizing Our Human Potential" (2006) 6 *Perspectives* 1. (Canadian Teachers' Federation).

A. Wayne MacKay, "Foreward" in Robert Keel and Nadya Tymochenko, eds., *An Educator's Guide to Managing Sexual Misconduct in Schools* (Aurora: Canada Law Books, 2003).

**Alexander Wayne MacKay**

A. Wayne MacKay, "R. v. Sharpe: Pornography, Privacy, Proportionality and the Protection of Children" (1999) 12 National J. of Constitutional Law 113.

A. Wayne MacKay "Don't Mind Me, I'm From the R.C.M.P.: R. v. M.R.M. Another Brick in the Wall Between Students and Their Rights" (1997) 7 Criminal R. (5th) 24.

A. Wayne MacKay & William Grant, "Human Rights in Nova Scotia Schools: Protected or Neglected?" (1996) 6 (No. 1) CAPSLE/Comments 1 - 4.

A. Wayne MacKay & Vaughn Black, "Constitutional Alchemy in the Supreme Court: Hunt v. T.&N. plc." (1994) 5 National J. of Constitutional Law 72.

A. Wayne MacKay, "The Charter, Due Process and the Presumption of Innocence in the Criminal Process" (1994) 42 Chitty's Law J. 1. (Originally delivered at Acadia University, 1983).

A. Wayne MacKay, "Inmates"Rights: Lost in the Maze of Prison Bureaucracy?" (1988) 11 Dal. Law J. 698.

A. Wayne MacKay, "The Elwood Case: Vindicating the Educational Rights of the Disabled" (1987) 2 School Law Commentary (Nos. 2 and 3).

A. Wayne MacKay, "Students as Second Class Citizens under the Charter" (1987) 54 Criminal. R. (3d) 390.

A. Wayne MacKay and Thomas Cromwell, "Oakes in the Supreme Court: A Cautious Initiative Unimpeded by Old Ghosts" (1986) 50 Criminal. R. (3d) 34.

A. Wayne MacKay, Ruth Kimmins & William Hunter, "Educational Legislation and Litigation Pertaining to the Practice of School Psychology" (1985) 1 Canadian Journal of Sch. Psych. 1.

A. Wayne MacKay, "Education Rights for the Handicapped in Nova Scotia" (1985) 1 Can. J. of Spec. Ed. 15.

A. Wayne MacKay, "Courts, Cameras and Fair Trials: Confrontation or Collaboration" (1985) 8 Prov. Judges J. 7.

A. Wayne MacKay & Thomas Cromwell, "Oakes: A Bold Initiative Impeded by Old Ghosts" (1983) 32 Criminal. R. (3d) 221.

A. Wayne MacKay, "The Social Cost of Incompetence" (1982) 7 Dal. Law J. 739.

As associate editor of the *Administrative Law Reports* (Carswell), published the following annotations:

**Alexander Wayne MacKay**

A. Wayne MacKay & Anne Bastedo, "From Interested to Aggrieved Persons: Access to Planning Appeals in Nova Scotia" (1987) 23 Admin. Law Reports 246.

A. Wayne MacKay, "Pupil Allocation - Consumer Free Choice and Legitimate Board Control" (1986) 21 Admin. Law Reports 51.

A. Wayne MacKay, "*Friends of the Public Gardens v. Halifax*: The Anatomy of a Development Fight or You Can't Fight City Hall" (1985) 13 Admin. Law Reports 288.

A. Wayne MacKay, "*Doherty v. Dartmouth Housing Authority*" (1985) 11 Admin. Law Reports 169.

A. Wayne MacKay, "*Dale Corp. v. Rent Review Comm.*: Fairness in the Individual Case and Official Notice" (1985) 9 Admin. Law Reports, 87.

A. Wayne MacKay, "*Bales v. Board of School Trustees*: Parents, School Boards and Reasonable Special Education" (1985) 8 Admin. Law Reports 225.

A. Wayne MacKay, "Public Authorities and Negligence: New Wine in Old Bottles" (1984) 7 Admin. Law Reports 150.

A. Wayne MacKay, "Secrecy Rebuked - *Dale Corp. v. Rent Review Comm.*" (1984) 2 Admin. Law Reports 261.

A. Wayne MacKay, "*Curry v. Dargie*: Malicious Prosecution and Crown Immunity" (1984) 6 Admin. Law Reports 193.

A. Wayne MacKay, "*Reddall v. Ontario College of Nurses*: Expertise and the Proper Appellate Function" (1984) 1 Admin. Law Reports 279.

**Book Reviews**

A. Wayne MacKay, "Prisoners of Isolation: Solitary Confinement in Canada" (1984) 8 Dal. Law J. 43.

A. Wayne MacKay, "The Ordering of Justice - A Study of Accused Persons as Dependents in the Criminal Process" (1983) 3 Windsor Yearbook of Access to Justice 472.

A. Wayne MacKay, "Lawyers" (1982) 7 Dal. Law J. 208.

A. Wayne MacKay, "Cruel and Unusual" and "Barred from Prison" (1980) 7 Dal. Law J. 193.

## Academic Conference Papers Delivered

In the thirty-three years between 1979 - 2012, while at Dalhousie Law School, the Nova Scotia Human Rights Commission, and Mount Allison as President, delivered approximately one hundred and sixty conference addresses to academic and legal audiences.

### Conferences and Presentations as Law Professor and Human Rights Director

Health Promotion Clearinghouse Annual General Meeting and Lunch and Learn on Youth Matters, sponsored by Health Promotion Clearinghouse, Holiday Inn Harbourview, Dartmouth, Nova Scotia, June 28, 2012. Topic – “Cyberbullying: A Threat to the Health and Well-being of Youth”.

Law School Lunch with Court of Appeal Justices, sponsored jointly by Schulich School of Law and Nova Scotia Court of Appeal, Salty’s Restaurant, Halifax, Nova Scotia, June 18, 2012. Topic – “Legal Responses to the Growing Problems of Cyberbullying and Social Media Abuse.”

Taking Stock of Inclusion in the Education Sector: Where Have We Come From, Where Are We Going?, sponsored by the Atlantic Human Rights Center (AHRC), Crowne Plaza Hotel, Fredericton, New Brunswick, June 15, 2012. Topic – “Inclusion, Bullying and School Violence: Links, Myths and Realities.”

Annual Atlantic Native Teachers’ Education Conference: Student Success in the 21st Century, sponsored by Atlantic Native Teachers’ Education Group (ANTEC), University of Cape Breton, Sydney, Nova Scotia, May 17, 2012. Topic – “Respectful and Responsible Relationships: There’s No App for That – Reflections on the Nova Scotia Task Force on Bullying and Cyberbullying.”

Responding to Vulnerable Students: A Constructive Gathering, sponsored by Chaplan, Clement Mehlman, and Dalhousie Allies Group, Student Union Bldg., Dalhousie University, Halifax, Nova Scotia. Topic - “Human Rights Dimensions of Bullying and Cyberbullying at Universities.”

Let’s Talk: The Laws and Your Life (30th Anniversary Event), sponsored by Legal Information Services Nova Scotia (LISNS), World Trade and Convention Center, Halifax, Nova Scotia, March 21, 2012. Topic – “Cyberbullying and the Law: Can You Regulate Cyberspace?”

Colloquium Series Winter 2012, sponsored by The School of Human Communications Disorders, Dalhousie University, Halifax, Nova Scotia, March 21, 2012. Topic – “The Nova Scotia Cyberbullying Task Force: Words as Weapons.”

Eminent Speakers Series: Internet Free Speech, sponsored by the Dalhousie University Law and Technology Institute, Weldon Law Bldg., Dalhousie University, Halifax, Nova Scotia, February, 2012. Topic – “Solving the Cyberbullying Problem: There’s No App for That.” (Reported and discussed in *The Lawyers Weekly*, March 23, 2012).

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Faculty Seminar Series, sponsored by Schulich School of Law, Weldon Law Bldg., Dalhousie University, Halifax, Nova Scotia, October 7, 2011. Topic – “Task Force on Cyberbullying: Balancing Legal and Political Responses.”

Nova Scotia Barristers’ Society Bar Council Meeting, sponsored by Nova Scotia Barristers’ Society, Centennial Bldg. Offices, Halifax, Nova Scotia, September 23, 2011. Topic – “Task Force on Cyberbullying: A Lawyer’s Primer.”

Joint Conference of the Nova Scotia Chiefs of Police Association (NSCPA) and the Nova Scotia Association of Police Boards (NSAPB): Governance and Technology, sponsored by Bridgewater RCMP and Police Service, Best Western Plus, Bridgewater, Nova Scotia, September 16, 2011. Topic – “Policing Cyberbullying”.

Nova Scotia Task Force on Bullying and Cyberbullying Public Meeting: The Legal Dimensions, sponsored by the Nova Scotia Task Force on Bullying and Cyberbullying, Empire Theatre/Spring Garden Rd., Halifax, Nova Scotia, September 12, 2011. Topic – “The Canadian Legal System and Cyberbullying: A Layperson’s Guide”.

Annual Canadian Bar Association Meeting (International Commission of Jurists segment), sponsored by International Commission of Jurists, World Trade Center, Halifax, Nova Scotia, August 14, 2011. Topic – “Judicial Impartially and Independence: The Nature of Judging.”

12<sup>th</sup> Canadian Conference on Collaborative Mental Health Care: Charting a New Course to Better Care, sponsored by National Collaborative Working Group on Shared Mental Health Care, World Trade Center, Halifax, Nova Scotia, June 23-25, 2011. Topic – “The Mental Health Dimensions of Bullying and Cyberbullying: One of the Challenges for Nova Scotia’s Task Force on Bullying and Cyberbullying”. (June 23 with Pam Murchison – mother of cyberbullied victim who committed suicide).

The 2011 Annual Meeting of the Nova Scotia Barristers’ Society: Back to Law School, Strong Traditions, Fresh Ideas, sponsored by the Nova Scotia Barristers’ Society, Schulich School of Law, Halifax, Nova Scotia, June 11, 2011. Topic – “Administrative Tribunals Applying the Charter: Not Just a Holy Grail for Courts”.

Supreme Court of British Columbia Education Seminar, sponsored by the National Judicial Institute, in Vancouver, British Columbia, November 8 – 10, 2010. Topic – “Different Routes to Equality: Separate but Equal?”.

Rencontres des Partenaires en Education, sponsored by the Quebec Department of Education at Quebec City, Quebec, October, 2010. Topic – “Responding to the Needs of All Children, Including Disabled Children: The Promise and Limits of Equality”.

National Education Conference, sponsored by Canadian Association of Provincial Court Judges, Halifax, Nova Scotia, September 30 – October 1, 2010. Topic – “The Intersection of Education Law

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and Provincial Court Jurisdiction: Some of What You Wanted to Know About Education, Children, Parents, Judges and Schools but Were Afraid to Ask”.

Symposium: Contribution of the Honourable Michel Bastarache, sponsored by the University of Moncton Law School, Hotel Beausejour, Moncton, New Brunswick, May 3 – 5, 2010. Topic – “Justice Bastarache, The Charter and Judging: The Centrality of Equality and Principled Pragmatism.”

Commonwealth Day: Annual Dinner, sponsored by Commonwealth Club: Halifax Chapter, at Citadel Inn, Halifax, Nova Scotia, March 8, 2010. Topic – “Human Rights in the Global Village: The Courts Role in Balancing Conflicts.”

Nova Scotia Human Rights Commission: Training Session, sponsored by Nova Scotia Human Rights Commission, Art Gallery of Nova Scotia, Halifax, February 18, 2010. Topic – “Adding Social Condition to the Nova Scotia Human Rights Act: The Time is Right.”

Inclusion in Education: The Implementation of Article 24 of the United Nations Convention on the Rights of Persons with Disabilities, sponsored by the University of Hong Kong and the University of Hawaii Institute for Peace, at University of Hong Kong, Hong Kong, China, November 28, 2009. Topic – “An International Call for Action and Canada’s Long and Winding Road to Inclusion: The Canadian Experience.”

Dalhousie University Black Student Center 20<sup>th</sup> Birthday Celebration, sponsored by Dalhousie University, Halifax, Nova Scotia, October 15, 2009. Topic – “The History and Context of the Black Student Center: Breaking Barriers Report (1989).”

Setting The Direction: Minister’s Forum, sponsored by the Alberta Department of Education, June 8-9, 2009, Shaw Conference Center, Edmonton, Alberta. Topic – “Thoughts and Reactions to Changes in Special Education and Inclusion in Alberta.”

2009 Intergovernmental Conference on Classification, Compensation and Labour Relations, sponsored by the Nova Scotia Public Service Commission, May 14, 2009, Westin Hotel, Halifax, Nova Scotia. Topic – “Collective Bargaining After B.C. Health Case: The Supreme Court of Canada as Oracle.”

Third Annual International Seminar on Inclusive Education, sponsored by Rea Tech Educational Consultants, April 2-3, 2009 Sao Paulo, Brazil. Topic – “A Canadian Perspective on Inclusion: What Is Inclusion Anyway?”

Symposium on Inclusive Education and Employment, sponsored by Nova Scotia Human Rights Commission and Disabled Persons’ Coalition, December 3, 2008, Westin Hotel, Halifax, Nova Scotia. Topic – “Inclusive Education: The Long Journey from Rhetoric to Reality.”

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2008 Joseph Howe Symposium: The Media's Right to Offend: Exploring The Legal and Ethical Limits of Free Speech, sponsored by the School of Journalism, King's College, November 1, 2008, King's College, Halifax, Nova Scotia. Topic – “The Constitutional and Legal Parameters of the Offensive Free Speech Debate.”

Interchange Conference on Diverse Perspectives: A New Generation of Students, sponsored by University of Kings' College and the Atlantic Association of Registrars and Admissions Officers, June 5, 2008, Kings University, Halifax, Nova Scotia. Topic – “Building More Inclusive Post Secondary Institutions: Beyond the Barriers.

Conference of Alberta School Superintendents (CASS)/Alberta Education Special Education Symposium 2008, sponsored by Alberta Department of Education, May 8, 2008, Capri Hotel, Red Deer Alberta. Topics – “Respecting Constitutional Rights and the Values of Equality: The Prime Directive” and “New Directions in Special Education – It's All about Better Education for Students.”

Educational Leadership Today and Tomorrow: The Law as Friend or Foe, sponsored by the Canadian Association for the Practical Study of Law and Education (CAPSLE), April 20-22, 2008, Halifax, Nova Scotia. Topic – “Safe and Inclusive Schooling = Expensive / Quality Education = Priceless / For Everything Else There's Lawyers”, (Keynote Address).

Colloquium Series 2007 – 2008, sponsored by School of Human Communications Disorders, Faculty of Health Professions, March 11, 2008, Dalhousie University School of Human Communication Disorders, Halifax, Nova Scotia. Topic – “Equality, Inclusion and the Need for Professional Support.”

Ideal Law Conference 2008, sponsored by the “Social Activist Law Student Association of Dalhousie University Law School (SALSA), February 8-9, 2008, Dalhousie Law School, Halifax, Nova Scotia. Topic – “Guantanamo North: Security Certificates and Terrorism.”

Constitutional Guest Lecture Series: University of Alberta, sponsored by University of Alberta Faculty of Law, November 19, 2007, Alberta Law School, Edmonton, Alberta. Topic – “The Supreme Court of Canada and Federalism: Does/Should Anyone Care Anymore?”

Sixth Annual Lieutenant-Governor Lois E. Hole Lecture in Public School Education, sponsored by the Public School Boards' Association of Alberta, November 17, 2007, Westin Hotel, Edmonton, Alberta. Topic – “The Lighthouse of Equality and Inclusive Schooling.”

National Administrative Law and Labour and Employment Law CLE Conference: Getting Down to Brass Tacks: More Than Just Standards of Review, sponsored by the Canadian Bar Association (Administrative and Labour Section), November 16, 2007, Hilton Hotel, Gatineau, Quebec. Topic – “The Comparative Role of Courts and Administrative Agencies: Applying Constitutional Principles of Diversity in Canada.”

**Alexander Wayne MacKay**

The Viscount Bennett Memorial Lecture Series: Judging Rights, sponsored by the Faculty of Law, University of New Brunswick, November 1-2, 2007. University of New Brunswick Faculty of Law, Fredericton, New Brunswick. Topic – “Inclusive Schools: Principles, Promises and Challenges: The Mackay Report and Beyond.”

Trust in Academic Freedom, sponsored by Canadian Centre for Ethics in Public Affairs, October 23, 2007, McNally Theatre Auditorium, St. Mary’s University, Halifax, Nova Scotia. Topic – “Does Academic Freedom Serve Democracy: Its Dimensions and Limitations.”

Gathering Wisdom: Exploring Common Challenges and Crafting Meaningful Solutions, sponsored by the Canadian Association of Statutory Human Rights Agencies (CASHRA), June 17-19, 2007, Yellowknife, Northwest Territories. Topic – “Advancing Indigenous Rights: The Relevance and Importance of International Law.”

Town and Gown Relations in Canada’s Smaller Communities: A Research and Best Practices Symposium, sponsored by Town of Sackville and Mount Allison University, May 24-25, 2007, Marshlands Inn, Sackville, New Brunswick. Topic – “Universities, Communities and Students: Balancing Human Rights.”

Nova Scotia Government Employees’ Union Annual Convention, sponsored by the Nova Scotia Government Employees’ Union, May 10, 2007, Westin Hotel, Halifax, Nova Scotia. Topic – “Human Rights Issues in the Workplace. (Panel Chair)

Canadian Rights and Freedoms in Our Future: The Next 25 Years Under the Charter, sponsored by the Association of Canadian Studies and Ottawa University, April 16 – 17, 2007, Ottawa University, Ottawa, Ontario. Topic – “Social Rights and the Canadian Charter of Rights and Freedoms.”

Step It Up! Racing Toward an Inclusive Society, sponsored by Student Accessibility Center of the University of New Brunswick, March 30, 2007, Fredericton, New Brunswick. Topic – “Diversity in the Workplace and the Duty to Accommodate: Unlocking Workers’ Potential” and “Lessons Learned from MacKay’s New Brunswick Inclusion Study.”

Year-End Practicum – Seminar for Teachers of Mount St. Vincent University, sponsored by Faculty of Education Mount St. Vincent University, March 19, 2007, Halifax, Nova Scotia. Topic – “Teachers and the Law: Student Free Expression as a Case Study.”

Inaugural Shar Shalom Multiculturalism Lecture Series, sponsored by Shar Shalom Synagogue of Halifax and St. Mary’s University, March 1, 2007, Saint Mary’s University, Halifax, Nova Scotia. Topic – “Multiculturalism, Diversity and Civility in a Post 911 Canada.”

Celebrating Our Children: A Conference for Parents of Young Children with Special Needs, sponsored by Early Intervention Nova Scotia, November 17 – 19, Mount St. Vincent University, Halifax, Nova Scotia. Topic – “The Promise and Challenge of Inclusive Education.”

**Alexander Wayne MacKay**

Annual Meeting of New Brunswick School Principals, sponsored by the New Brunswick Dept. of Education, November 7 – 9, 2006, St. Andrews, New Brunswick. Topic – “The Principal as Leader in Inclusive Education: Responding to Student Needs.”

Annual Meeting of Vice Presidents Academic (Canada), sponsored by the National Association of Vice Presidents Academic (NATVAC), October 11 – 12, 2006, Fredericton, New Brunswick. Topic - “Universities and the Duty to Accommodate.”

Fifth Annual Charter Conference, sponsored by the Ontario Bar Association, September 29, 2006, Toronto, Ontario. Topic – “In Defence of the Courts: A Balanced Judicial Role in Canada’s Constitutional Democracy.”

Right to Know Forum, sponsored by the Right to Know Coalition of Nova Scotia, September 27, 2006, Kings’ College, Halifax, Nova Scotia. Topic – “Do We Have a Right to Know and Why Should We Care?”

Thirteenth Annual American Education Law Conference, sponsored by the University of Southern Maine, The University of Maine School of Law and the University of the Pacific McGeorge School of Law, July 24 – 27, 2006, Portland Maine. Topic – “The Lighthouse of Equality: Clues to the Meaning and Substance of Inclusive Schooling.”

Nova Scotia Dept. of Justice Spring Training for Lawyers, sponsored by the Nova Scotia Dept. of Justice, June 22, 2006, Halifax, Nova Scotia. Topic – “Recent Trends in the *Charter of Rights* and the Judicial Role.”

The Next Wave: The Future of Human Rights in Canada, sponsored by the Canadian Association of Statutory Human Rights Agencies (CASHRA), June 14 – 16, 2006, Fredericton, New Brunswick. Topic – “Achieving an Inclusive Society: The Duty to Accommodate and Beyond.”

Canadian Universities and Foreign Policy: Reflections on the Promotion of Human Rights and Democracy Around the World, sponsored by the Rights and Democracy Network and the Canadian Department of Foreign Affairs, March 23-24, 2006, Montreal, Quebec. Topic – “Internationalization of Universities and the Promotion of Equality and Diversity on Campuses.”

Building Inclusive Schools: A Search for Solutions, sponsored by the Canadian Teachers’ Federation, November 17-19, 2005. Topic – “Building Inclusive Schools: The Legal Framework of Equality.”

Maintaining Civil Discourse in Times of International Instability, sponsored by the Canadian Jewish Congress, Atlantic Region, September 11, 2005, Halifax, Nova Scotia. Topic – “Civil and Respectful Discourse at Home and Abroad: Canada’s Role in the Promotion of Human Rights in a Turbulent World.”

**Alexander Wayne MacKay**

First Annual Education Law Institute: “Law Works”, sponsored by Ontario Institute of Studies in Education (OISE) / University of Toronto, August 18 – 19, 2005, Toronto, Ontario. Topic – “Towards a Safe and Effective Learning Environment: The Delicate Balance of Rights and Order in Schools” (Keynote Address).

The 2005 ATLAS Human Rights Conference, sponsored by the Atlantic International Studies Organization – Mount Allison, January 20-23, 2005, Sackville, New Brunswick. Topic – “Canada’s International Human Rights Obligations and Policy: If You Always Stand Straight, Your Shadow Cannot be Crooked” (Keynote Address).

Nunavut Legal Aid Anniversary Celebrations, sponsored by Nunavut Legal Aid, November 28, 2004, Iqaluit, Nunavut. Topic – “Nunavut: Canada’s New Frontier and Model of Legal Innovation for the World”.

National Summit on Inclusive Education, sponsored by Canadian Association for Community Living (CACL), November 24-26, 2004, Ottawa, Ontario. Topic – “The Lighthouse of Equality: Clues to the Meaning and Substance of ‘Inclusive Schooling’” (Keynote Address).

Acadia University Symposium on Engaged Learning, sponsored by Acadia University, September 30, 2004, Wolfville, Nova Scotia. Topic – “The University and the Community: Engaging the Ivory Tower”.

Professional Development Think Tank on First Nations Governance, sponsored by the First Nations Governance Center, September 28 – 29, 2004, Saskatoon, Saskatchewan. Topic – “The Role of Universities in seeking Partners and Relationships to advance First Nations Governance”.

The Independence of Bench and Bar: Ancient Principles, Modern Challenges, A symposium in honour of the Honourable T. Alexander Hickman, Chief Justice Supreme Court of Newfoundland, Trial Division, sponsored by the Bench and Bar of Newfoundland and Labrador, November 17, 2000, St. John's, Newfoundland. Topic - "The Legislature, the Executive and the Courts: The Delicate Balance of Power or Who is Running This Country Anyway?".

Symposium on the 125<sup>th</sup> Anniversary of the Supreme Court of Canada: Legacy and Challenges, sponsored by the Supreme Court of Canada, September 27 - 29, 2000, Ottawa, Ontario. Topic - "The Supreme Court of Canada and Federalism: Does / Should Anyone Care Anymore?".

The New ABC's of Learning, sponsored by Canada Law Book, November 25-26, 1999, Toronto, Ontario. Topic - "Liability the Manageable Nightmare: A Wrap Up".

Inquiries Conference, sponsored by Faculty of Law, Queen's University, February 12-14, 1999, Kingston, Ontario. Topic – "Public Inquiries: The Legality of Blaming".

**Alexander Wayne MacKay**

Education Seminar on HIV/AIDS for Insurers and Employers, sponsored by Abbott Laboratories Ltd., October 29, 1998, Halifax, Nova Scotia. Topic - "Evolving Law and Changing Definitions in Human Rights: HIV, Sexual Orientation and Family Status: New Challenges".

Building a Human Rights Agenda for the 21<sup>st</sup>. Century, sponsored by the Ottawa Human Rights Research and Education Centre, October 1-3, 1998, Ottawa, Ontario. Topic - "The Waves of Information Technology, The Ebbing of Privacy and the Threat to Human Rights".

Change Agents for the 21<sup>st</sup>. Century, sponsored by Canadian Association of Statutory Human Rights Agencies (CASHRA), May 31 - June 2, 1998, Halifax, Nova Scotia. Topic - "Psychological Testing and Human Rights".

Education and In Service Seminar for Counsellors, sponsored by the Nova Scotia Counselling Association, October 24, 1997, Chester, Nova Scotia. Topics - "Human Rights and Testing" and "Legal Dimensions of Counselling in Schools".

Orientation Session for Faculty and Staff, sponsored by Mount Allison University, August 29, 1997, Sackville, New Brunswick. Topic - "Higher Education and the Equality Imperative: The Perils of Objectifying Merit".

Partners for the Future: Education. Health. Business and Government Conference, sponsored by the Multicultural Association of Nova Scotia, April 18, 1997, Halifax, Nova Scotia. Topic - "Multiculturalism: Who Needs It?" Later Published in Education Law Journal, (1998).

Rare Bird XXVI Conference: Strength Together, sponsored by the Ontario Secondary School Teachers' Association (OSSTF), November 13, 1996, Toronto, Ontario. Topic - "Teachers and the Law: High Expectations and Real Life Problems".

Labour Law Across Canada Conference, sponsored by the Canadian Bar Association, October 23, 1996, Halifax, Nova Scotia. Topic - "The Union's Duty to Accommodate - Solidarity with Whom?"

Keeping One Step Ahead: An Interactive Programme for Supervising Officers on the Legal Context of Education, sponsored by the York Region Board of Education, October 19, 1996, Toronto, Ontario. Topic - "Emerging Legal Issues in Education: The Challenges of Change".

Transition. Technology and Training: AHEAD '96 Conference, sponsored by the Association of Higher Education and Disability (AHEAD), July 17-21, 1996, New Orleans, Louisiana. Topic - "Disability and Higher Education in Canada: Surveying the Canadian Landscape".

1996 National Congress on Education, sponsored by Canadian School Boards Association, July 3-6, 1996, Halifax, Nova Scotia. Topic - "Language Rights and Education: Competing Visions of Canada".

**Alexander Wayne MacKay**

Multicultural Education Council of Nova Scotia: Annual Meeting, sponsored by the Multicultural Education Council of Nova Scotia, June 13, 1996, Halifax, Nova Scotia. Topic - "Human Rights and Education: Problems and Prospects".

Volatile Times: Balancing Human Rights, Responsibilities and Resources, sponsored by Canadian Association of Statutory Human Rights Agencies (CASHRA), June 2-4, 1996, Victoria, British Columbia. Topic - "Issues in Disabilities and the Law: A Conversation" (with M. MacLennan).

Symposium on School Violence, sponsored by the Halifax District School Board and Departments of Education, Health and Justice, April 12, 1996, Halifax, Nova Scotia. Topic - "The Problems of School Violence: Fumbling Towards Solutions". (Proceedings Published).

International Day for the Elimination of Racial Discrimination: 1996 Program, sponsored by the Nova Scotia Human Rights Commission, March 21, 1996, Halifax, Nova Scotia. Topic - "The Origins and Prospects of Human Rights Codes in Canada".

Employment Law Conference, sponsored by Continuing Legal Education Society of Nova Scotia, March 8, 1996, Halifax, Nova Scotia. Topic - "Evolving Human Rights Issues in the Workplace".

Conference on Regulation of Professionals and Disciplinary Hearings, sponsored by INFONEX, February 27, 1996, Halifax, Nova Scotia. Topic - "Establishing the Playing Field: The Constitutional and Human Rights Framework".

Law Hour, sponsored by Dalhousie Law School, February 15, 1996, Halifax, Nova Scotia. Topic - "Do We Need Human Rights Commissions"?

The United Nations and Human Rights: Reflections on the 50th Anniversary Conference, sponsored by the Nova Scotia Human Rights Commission, December 9, 1995, Halifax, Nova Scotia. Topic "The Impact of International Law on the Charter of Rights and Human Rights Codes".

The Human Dimensions of Good Business Conference, sponsored by the Multicultural Association of Nova Scotia, November 9, 1995, Halifax, Nova Scotia. Topic - "Human Rights in an Evolving Society: The Challenges of Equity". (Proceedings to be published.)

Teacher Professional Development Conference, sponsored by the Ontario Teachers' Federation, March 31, 1995, Toronto, Ontario. Topic - "Practicing Safe School Administration in a Rights Conscious Society".

Pay Equity Training Seminar, sponsored by the Nova Scotia Pay Equity Commission, December 14, 1994, Halifax, Nova Scotia. Topic - "Judicial Review of the Pay Equity Commission".

Annual Meeting of the Canadian Bar Association, sponsored by the Canadian Bar Association, August 23-24, 1994, Toronto, Ontario. Topic - "Framing the Issues for Cameras in the Courts: Redefining Judicial Dignity and Decorum". Later published in Dalhousie Law Journal (1996).

**Alexander Wayne MacKay**

C.A.P.S.L.E. '93 Conference, sponsored by the Canadian Association for the Practical Study of Law in Education, Halifax, Nova Scotia, April 25-27, 1993. Topic - "Balancing Individual and Collective Rights in Education: The Modern Challenge". (Concluding Address.)

Distinguished Visitor at College of Law. University of Saskatchewan, Saskatoon, Sask., November 8- 11, 1992. Presented lectures on "Judicial Free Speech and Accountability" and "Affirmative Action Programs at Law Schools: Reversing (not Reverse) Discrimination".

Culture. Justice and Law, sponsored by the Canadian Institute for the Administration of Justice, Montreal, Quebec, October 14-17. 1992. Topic - "Affirmative Action Programs at Law Schools: Meeting the Future".

Annual Meeting of the Canadian Bar Association Halifax, Nova Scotia, August 25, 1992. Topic -- Judicial Free Speech and Accountability: Should Judges be Seen but Not Heard?"

C.A.P.S.L.E. '92 Conference, sponsored by the Canadian Association for Practical Study of Law in Education, Toronto, Ontario, May 1992. Topics - "Teachers and the Law: New Horizons" and "Integrating the Disabled: How Far Have We Come?".

Canadian Education Association '91 Conference, sponsored by the Canadian Education Association (C.E.A.), Calgary, Alberta, September 24-27, 1991 - Topic - "Education and the Law: A Student Perspective".

C.A.P.S.L.E. '91 Conference, sponsored by the Canadian Association for the Practical Study of Law in Education, Edmonton, Alberta, May 5-7, 1991 - Topic - "Practicing Safe Educational Administration in the Age of Rights". (Keynote Address)

C.A.P. '91 Conference, sponsored by the Canadian Association of School Principals, Victoria, British Columbia, March 27-29, 1991. Topic - "Special Education in the Age of Rights".

Autopsy of Charter Cases, sponsored by the Canadian Bar Association, Montreal, Quebec. November 22-24, 1990 - Topic - "Morgentaler: A Case Study in Charter Litigation".

Courts. Media and the Law, sponsored by the Canadian Institute for the Administration of Justice, Winnipeg, Manitoba, August 23-25, 1990. Topic - "Freedom of the Press and Privacy: Irreconcilable Differences?".

Equality in the Administration of Criminal Justice, sponsored by the Society for the Reform of Criminal Law, Edinburgh, Scotland, August 5-9, 1990. Topic - "Making Invisible Minorities Visible: Breaking Barriers and Pursuing Dreams at Dalhousie".

**Alexander Wayne MacKay**

Congress '90 Conference, sponsored by Canadian School Trustees Association, Montreal, Quebec, July, 1990. Topic - "The Prophylactic Purposes of Lawyers in School Administration". (Keynote Address.)

C.A.P. '90 Conference, sponsored by the Canadian Association of School Principals, Halifax, Nova Scotia, April, 1990. Topic - "Recent Developments in Education Law".

Legal Issues in University Education, sponsored by the Canadian Universities Association, Halifax, Nova Scotia, June 19, 1990. Topic - "Minority Access to University Education: Carpe Diem".

Henson College Seminars, University de St. Anne, Church Point, Nova Scotia. May 2, 1990, Topic: "Municipal Law and the Charter",

Henson College Pre-Federation of Canadian Municipalities Conference Workshop, sponsored by Henson College, Quebec City, Quebec: June 2, 1990. (Similar presentations were also made in Halifax, Nova Scotia in November, 1989 and in Summerside, Prince Edward Island during January 1990). Topic - "The Legal Basis of Municipal Government".

Human Rights in Atlantic Canada, a regional conference sponsored by the Atlantic Human Rights Center, Fredericton, New Brunswick, May 24-25, 1990. Topic - "The Limits of Legislating Human Rights".

The Impact of the Marshall Inquiry, sponsored by the Institute of Public Administration, Halifax, Nova Scotia, May 17, 1990. Topic - "The Social Impact of the Marshall Inquiry: An Educator's Perspective".

The Craft of Excellence: 8th Annual Conference, sponsored by Canadian Assoc. of School Principals, Halifax, Nova Scotia, April 17-20, 1990. Topic - "The Challenges of a School Principal in a Charter Age".

Focus '90: Integration: A Shared Responsibility, Victoria, British Columbia, April 1-4, 1990. Topic - "Legal Issues and Special Education".

Exploring New Pathways, sponsored by the Newfoundland Teachers Association, St. John's, Newfoundland: February 12-14, 1990. Topic - "Constitutional Restraints on Educational Change: Denominational Schools in Newfoundland".

Second Annual Conference on Human Rights and the Charter, sponsored by the Dept. of Justice, Ottawa, Ontario: February 6, 1990. Topic - "Minority Language Educational Rights: The On-Going Canadian Struggle". (Proceedings Published.)

Senior Staff Conference, sponsored by Northwest Territories Education Dept., August 13-17, 1989, Drum Lake Lodge, Northwest Territories. Topic - "Education Law in the North: Language Culture and the Canadian Mosaic".

**Alexander Wayne MacKay**

The Cambridge Lectures - 1989, sponsored by the Canadian Institute for Advanced Legal Studies July 9-19, 1989, Cambridge, England. Topic - "The Charter of Rights and the Corporation: Beyond the Pale of the Corporate Veil". (Chaired, introduced and structured the session.) Summarized in D. Brillinger, "Corporations badly treated in denial of Charter protection?" The Lawyers Weekly, July 28, 1989. (Proceedings published).

Charter of Rights and Integration, sponsored by Victor Schools, May 15-18, 1989, Victoria, British Columbia. Topic - "Law and Policy for the Disabled".

Language, Culture and State, April 28-30, 1989, Edmonton, Alberta. Topics - "Minority Language Education Rights and the Acadian Experience" and "Language Claims from Other Groups".

The Charter of Rights: Canadian-American Perspectives on Recent Developments 1988: The Fourth Mini Course, sponsored by Dalhousie Law School, June 13-15, 1988 Halifax, Nova Scotia. Topic - "Fundamental Freedoms: Whose Interests Does the Charter Protect?" and "The Morgentaler Decision - the Legal Implications".

Commissions of Inquiry: Lawyers' Values and Policy Makers' Values, February 25-27, 1988, Halifax, Nova Scotia. Topic (Keynote Address) - "Commissions of Inquiry: Do They Have An Identity Crisis?". (Proceedings published 1990).

Symposium on the Meech Lake Accord / University of Toronto, October 29-30, 1987, Toronto, Ontario. Topic - "Linguistic Duality in Canada and the Distinct Society in Quebec: Declarations of Sociological Fact or Legal Limitations on Constitutional Interpretation"? (Proceedings to be published as a book edited by K. Swinton and C. Rogerson, 1988).

The Charter of Rights and Freedoms: Liberty and Equality, sponsored by the Canadian Bar Association, October 23-24, 1987, Montreal, Quebec. Topic - "Freedom of Thought, Belief, Opinion and Expression Including Freedom of the Press and Other Media of Communications and Freedom of Peaceful Assembly: Whose Interests are Protected?". (Proceedings published).

1987 Canadian-American Legal Exchange, sponsored by Canadian Judicial Council and American Trial Lawyers' Association, September 4, 1987, Toronto, Ontario. Topic - "Charter: Equality Rights the Judicial Role". (Papers published).

The Charter of Rights: Canadian American Perspectives on Recent Developments. The Third Mini Course, sponsored by Public Services Committee of Dalhousie Law School, June 15-17, 1987, Halifax, Nova Scotia. Topic - "Legal Rights and the Principles of Fundamental Justice in the Administrative Process".

How to Prepare and Present a Charter Case, sponsored by the Canadian Bar Association, October 24-25, 1986, Montreal, Quebec. Topic - "Interpreting the Charter of Rights: Law, Politics and Poetry". (Published Proceedings edited by G. Beaudoin).

**Alexander Wayne MacKay**

Canadian Symposium on Special Education Issues, sponsored by Canadian Education Council. and Canadian Association of Special Education, March 4, 1986, Toronto, Ontario. Topic - "The Charter and Special Education: Blessing or Curse?". (Proceedings Published).

The Charter of Rights and Human Rights Legislation: Their Impact on Human Resource Management, sponsored by St. Mary's University, February 27, 1986, Halifax, N.S. Topic - "Human Resource Management in the Charter Era: A Study in Competing Values".

Invited Speakers Programs. Faculty of Law. Queen's University, January 29-30, 1986, Kingston, Ontario. Topics - "Legal Research After the Charter: Love Among the Ruins and "The Charter of Rights: For Whom Does the Bell Toll?".

Euthanasia: A Time for Rethinking, sponsored by Nova Scotia Nurses Assoc. and Dalhousie Public Services, January 25, 1986, Halifax, Nova Scotia. Topic - "Euthanasia and the Charter: Potential and Limits".

The Canadian Charter of Rights and Freedoms and Education Law in B.C., sponsored by the British Columbia School Trustees Association, November 21-23, 1985, Vancouver, BC Topics - "Enforcing School Rules After the Charter" and "Equality in Education". (Proceedings published).

Seminars for Judges on Equality and the Charter, sponsored by the Institute for the Administration of Justice, February and March, 1985, Halifax, N.S. Topic - "Equality and the Charter: A Structural Analysis".

The Charter of Rights and Education Policy-making: Obstacles & Opportunities, sponsored by the Nova Scotia Teachers Union, March 28-29, 1985, Halifax, N.S. Topic - "The Judicial Role in Education: Promise or Threat?" (Proceedings published).

Annual Meeting of the Canadian Association of Provincial Judges, September 26, 1984, St. John's, Newfoundland. Topic - "Cameras in the Courtrooms: Charter Implications".

Law Society of Newfoundland's Sesquicentenary Celebrations, June 17-20, 1984, St. John's, Newfoundland. Topic - "The Charter and Fair Procedures in Administrative Law"., (Proceedings published).

Continuing Legal Education Society Lectures for Dalhousie Law School Centennial, sponsored by Continuing Legal Education Society of Nova Scotia, October, 1983, Halifax, N.S. Topic - "Fairness after the Charter". (Proceedings published).

Charter of Rights and Freedoms Catalyst for Educational Reform, sponsored by Faculty of Education, Simon Fraser University, June 1-3, 1983, Vancouver, B.C. Topic - "The Charter of Rights: Implications for Students". (Proceedings published).

**Alexander Wayne MacKay**

Conference on Ethnic Rights, Multiculturalism and Discrimination, sponsored by the Indo-Canadian Association of Nova Scotia, February 25-27, 1983, Halifax, N.S. Topic - "Protecting Ethnic Rights under the Charter". (Proceedings published).

Learned Societies Conference for Educational Administration, sponsored by Canadian Association of Schools of Education Administration ((C.A.S.E.A.), June 2, 1982, Ottawa, Ontario. Topic - "Student Rights and the Charter: Reality or Mirage".

The Canadian Charter of Rights: Law Practice Revolutionized, sponsored by the Public Services Committee and University of Maine Law School, March 5-6, 1982. Topic - "The New Role of Canadian Courts". (Proceedings published).

Conference on Criminal Justice, sponsored by the Institute for the Administration of Justice, October 28-30, 1981, Halifax, Nova Scotia. Topic - "The Influence of the Prosecutor". (Proceedings published).

Conference on Legal Competence, sponsored by Dalhousie Law School, May 1981, Halifax, Nova Scotia. Topic - "The Social Costs of Incompetence". (Proceedings published).

**Conferences and Presentations while President of Mount Allison University**

"Implementing International Human Rights Obligations in Canada: Social Conditions in the Context of Human Rights". Presentation at the Atlantic International Studies Journal Roundtable entitled, "Navigating Global Waters: Atlantic Perspectives on International Studies", Mount Allison, Sackville, New Brunswick, January 23, 2004.

"Human Rights Issues in Education". Presentation to the Annual New Brunswick School Superintendents Meeting, Saint John, New Brunswick, August 15, 2003.

"Equality for Students with Disabilities: From Primary to Post-Secondary Education". Presentation to Rights, Obligations and Opportunities: Disability Service Providers Roundtable, Acadia University, Wolfville, Nova Scotia, June 19-20, 2003.

"The Role of the Courts in Canadian Democracy: Who is Running This Country Anyway?". Presentation to "Squaring the Circle: The Courts in Democratic Canada", sponsored by the Centre for Canadian Studies, Mount Allison University, Sackville, New Brunswick, March 14-15, 2003.

"Student Free Expression in Canada: The University Context". Presentation to the Atlantic Regional Conference of University Press (ARCUP), Mount Allison University, Sackville, New Brunswick, March 8-9, 2003 (Keynote Address).

"Peace-ing It Together: Sharing out Perspectives on War in Iraq". Panelist in Round Table Discussion, Mount Allison University, Sackville, New Brunswick, March 5, 2003.

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"Responding to Race and Culture Issues in Universities: Breaking Barriers". Presentation to World University Services Canada (WUSC) Conference, Mount Allison University, Sackville, New Brunswick, February 15, 2003.

"International Students: Cross Cultural Communication in the Global Village". Keynote address delivered at "Creating Cultural Competence on Campus": Winter Workshop of Atlantic Association of University Student Service Providers, Mount Allison University, Sackville, New Brunswick, February 7, 2003.

"Inclusion and Diversity in Education: Legal Accomplishments and Prospects for the Future". Presentation to the Annual National Conference of the Canadian Association for Community Living 2002, Toronto, Ontario, November 3 - 5, 2002 (with Janet Burt-Gerrans).

"The Legal Framework for Disability Issues in Schools and Universities". Presentation to the Annual Meeting of the Canadian Association of Disability Service Providers in Post-Secondary Education (CADSPPE), Fredericton, New Brunswick, June 2002.

"Accommodation of Difference and the Disabled: The Meaning of Equality". Presentation at "Human Rights at Work": Canadian Association of Statutory Human Rights Agencies (CASHRA), Charlottetown, P.E.I., May 28, 2002.

"Towards a Safe and Effective Learning Environment: The Delicate Balance of Rights and Order in Schools", Keynote Address Delivered at CAPSLE (Canadian Association for Practical Studies of Law and Education), 2002, St. Andrews, New Brunswick, May 4-5, 2002 (Proceedings to be Published), (with Janet Burt-Gerrans).

"Tolerance & Diversity in times of War: Canada's Anti-Terrorism Laws". Canadian Studies Panel Discussion, Mount Allison University, Sackville, New Brunswick, March 18, 2002.

"A Workshop on Human Rights and Equality". Presentation to "Achieving Pay Equity: Why and How", sponsored by the Canadian Bar Association, Moncton, New Brunswick, February 16, 2002.

"The University and Human Rights: Practical Problems of Implementation" (Dalhousie Law School Speaker's Series). Dalhousie University, Halifax, Nova Scotia, February 14, 2002.

"A Response to Professor Ian Green's Paper on the Courts and the Democratic Audit". Panel Presentation at the launch of the Democratic Audit Project, Ottawa, Ontario, December, 2001.

"The Anti-Terrorism Bill (Bill C-36): Balancing Security and Freedoms in Canada". a Public Presentation, Mount Allison University, Sackville, New Brunswick, November 26, 2001.

"The Quebec Secession Reference: From Fiction to Fact and Back". Canadian Studies Discussion with Dr. RONALDA MURPHY (Dalhousie Law School). Owens Art Gallery, Mount Allison University,

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Sackville, New Brunswick, November 19, 2001.

"Judicial Leadership in the Protection of Rights: Who is Running the Country Anyway."?. National Conference on Learning Disabilities, Halifax, Nova Scotia, October 2, 2001.

"Learning Disabilities and the Courts: In Search of an Equal and Appropriate Education". a Presentation to the 13<sup>th</sup> National Conference on Learning Disabilities; Jointly Sponsored by the Learning Disabilities Associations of Nova Scotia and Canada, Halifax, Nova Scotia, September 27–29, 2001.

"The Leadership Role of Courts in Canada: Who Is Running This Country Anyway"? Presentation to the Leadership Mount Allison Speaker Series in September, 2001 and the Canadian Studies class in September, 2002.

"Canadian Leadership in Human Rights: Challenges Old and New". Annual Meeting of the Canadian Bar Association and the International Commission of Jurists, Saskatoon, Saskatchewan. (An Address on the Presentation of the Walter S. Tarnopolsky Award for Human Rights), August 13, 2001.

"Student Free Expression in Canada: How Free is the Educational Marketplace, and What Ideas Can Be Put on the Market"? Paper Presented at CAPSLE (Canadian Association for Practical Studies of Law and Education) 2001 Conference, Vancouver, British Columbia, April 29 - May 1, 2001. (Proceedings to be Published).

**Canadian Human Rights Foundation Presentations:**

Conference on the Teaching of Human Rights, January 24, 1986. Topic - "The Charter as an Educational Tool".

Conference on Human Rights and the Role of the Police, March 9, 1984. Topic "Legal Checks upon Abuses of Police Powers".

Conference on Free Speech and Freedom of Information, January, 1983. Topic "Free Speech after the Charter".

Conference on Human Rights in the Administrative Process, January 1983. Topic "Prison Discipline".

## Publications for a General Audience

A. Wayne MacKay "Legal Aspects of Bullying and Cyberbullying: Access to Justice and Legal Responses to an Old Problem with New Dimensions" *The Society Record* (N.S. Barristers' Society) Vol. 29 (No. 2) at 37-38, October, 2011. (Also online – [www.nsbs.org/societyrecord.php](http://www.nsbs.org/societyrecord.php)).

A. Wayne MacKay, "How Harper Will Reshape Canada's Courts" *The Mark* (on-line publication), Mary 26, 2011.

A. Wayne MacKay, "Northern Exposure", *Hearsay* (the Dalhousie Law Alumni Magazine) Vol. 32 (2009) at 8-10.

A Wayne MacKay, *Inclusion: What is Inclusion Anyway?* (Fredericton: New Brunswick Department of Education, 2007 (Publication for general public in New Brunswick also available on Dept. of Education Webpage).

A. Wayne MacKay, "Stéphane Dion: Bearer of the Unity Torch or Another Candle in the Wind", *Charter Watch* (October, 1997).

A. Wayne MacKay, Julia Eastman, Anthony Johnston Janis Jones-Darrell. Viola Robinson and Scott Wood, *Breaking Barriers: Report of the Task Force on Access for Black and Native People*, submitted to Dr. H.C. Clark, President of Dalhousie University on September 21, 1989.

A. Wayne MacKay and Stephen Kimber, "Law, Morality and Justice in Atlantic Canada" *Atlantic Insight* (December, 1989).

A. Wayne MacKay "The Rape of Alice in Charterland" (1987) 1 *Correctional Rev.* 47. Also in *Lawyers' Weekly*, August 28, 1987 4.

A. Wayne MacKay, "Inmates Rights: Lost in the Maze of Prison Bureaucracy?" (1986) 1 *Correctional Rev.*, 8.

A. Wayne MacKay, "Rights and Responsibilities in Education". A Keynote Address published by N.B. Teachers Association (August, 1986).

A. Wayne MacKay, "Education and Law in an Information Society" (1986) 25 *BETA Briefs* (No. 1), 3. Also published in revised form in *N.S. Journal of Ed.* (1987), No. 400, 22.

A. Wayne MacKay, "Special Education in Nova Scotia: One Step Forward and Two Steps Back" (1985) 4 *The Canadian School Executive* 11.

A. Wayne MacKay, "Education and the Charter" and "The Nova Scotia Scene" (1984) 2 *Just Cause* 14-17.

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A. Wayne MacKay, "Special Report: Was the Jury Wrong?" Atlantic Insight (February 1983) 39.

A. Wayne MacKay, "Protecting Ethnic Rights under the Canadian Charter of Rights and Freedoms" (1983), 6 Multiculturalism 23.

A. Wayne MacKay, Submission to *Canadian Council of Christians and Jews* - Atlantic Region on "Days of Religious Observance" (January, 1983). Published as part of a report on this topic.

A. Wayne MacKay, "Sections 96 Constitutional Challenges" (1983) 9 N.S. Law News 1.

A. Wayne MacKay, *Drugs and the Law: A Guide for Students and Teachers* (legal and general editor), Halifax, P.L.E. of Nova Scotia, 1983.

A. Wayne MacKay, "Schools, Censorship and Free Expression: Old Issues in a New Context" (1983) 7 The Canadian School Executive 6.

A. Wayne MacKay, "Fishermen's Unions: Challenging the Codfish Aristocracy" (1981) 1 Law Union of Nova Scotia Newsletter 1.

A. Wayne MacKay, *Conference on Protecting Rights in Canada*, November 1980. Topic - "Implied Bill of Rights and 1960 Bill"

A. Wayne MacKay, "Communications and Cultural Identity" (1979) 5 Crossworld 6.

A. Wayne MacKay, "The Nova Scotia Fishery: The Case for Unionism" (1978) 9 Ansul 9.

A. Wayne MacKay, "Transracial Adoption and Other Proposals for Meeting the Needs of the Black Adoptive Child in Nova Scotia" (1977) 9 Ansul 5.

A. Wayne MacKay, "Rights and Remedies in the Courts" (1977) 9 Ansul 9.