



**SCHULICH SCHOOL OF LAW
DALHOUSIE UNIVERSITY**

**FACULTY PUBLICATIONS
(2020 – 2021)**

Dalhousie Law Faculty Publications (2020 – 2021)

Nayha Acharya –

- Nayha Acharya, *Mediation, The Rule of Law, and Dialogue*, [2021] 46 Queen's Law Journal 69. (Peer reviewed)
- Ashwani Kumar and Nayha Acharya, *Teaching as Meditative Inquiry in Higher Education: The Antidote to Instrumentalism*, (2021) 12(10) Critical Education 1. (Peer reviewed)
- Nayha Acharya, *How Covid-19 Re-kindled the Spirit of Teaching*, in Shauna Van Praagh and David Sandomierski Ed, *Collage sur le droit et le savoir en temps de pandémie*, (2020) 25-4 Lex-Electronica 1-223. En ligne : <https://www.lex-electronica.org/s/2084>)

Forthcoming

Accepted for Publication

- Nayha Acharya and Rob Currie, "Digital Privacy in Civil Discovery: The Relevance of 'Charter Values,'" in Chris Hunt and Robert Diab (Editors) *The Last Frontier: Digital Privacy and the Charter*, (Under contract with Thompson Reuters, projected publication in early Fall, 2021.)
- Nayha Acharya, *My Journey with Meditative Inquiry in Law Teaching and Scholarship*, book chapter in A. Kumar, "Engaging with Meditative Inquiry in Teaching, Learning, and Research: Realizing Transformative Potentials in Diverse Contexts" (Palgrave Publications, forthcoming in 2021) (Peer Reviewed)
- Nayha Acharya and Colin Jackson, *What I Wish I Knew When Started Law School: Using Autobiographical Inquiry to Invoke Empathetic Teaching*, (2021) Canadian Legal Education Annual Review, forthcoming.

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- In February 2021: Organized and hosted the Online Conference: *Interdisciplinary and Intercultural Exploration of the Work of J. Krishnamurti and its Relevance for Contemporary World Crises: A dialogue Between Indian and Canadian Voices*, pursuant to the Shastri Indo-Canadian Institute grant noted above, and mentored Schulich School of Law student Michal Jeszka who was part of our organizing committee.

- Edited conference proceedings of the above noted conference, published in *Other Education: A Journal of Educational Alternatives*. Available at: <https://www.othereducation.org/index.php/OE>
- Nayha Acharya, *What De-Colonizing Research Means to Me* (Blog Post for DLJ Blog) [Submitted]

Olabisi Akinkugbe -

Peer-Reviewed Articles

- *Africanization and the Reform of International Investment Law*, 53 Case W. Res. J. Int'l L. 7 (2021)
- *International Decision Commentary: Houngue Éric Noudehouenou v. Republic of Benin*, (2021) THE AMERICAN JOURNAL OF INTERNATIONAL LAW, Volume 115, Issue 2, pp. 281-287.
- O. D. Akinkugbe, "*Dispute Settlement Under the African continental Free Trade Area Agreement*", *African Journal of International and Comparative Law* November 2020, vol. 28, No. Supplement: pp. 138-158
- Co-Founder & Co-Editor In Chief, *Inaugural Issue*, Volume 1 *African Journal of International Economic Law* (2020). (Open Access)
- **Introduction to the Inaugural Issue of the African Journal of International Economic Law**
James Thuo Gathii and Olabisi D. Akinkugbe 5
- **The Economic Empowerment of Women in Africa: Regional Approaches to Gender Sensitive Trade Policies**
Clair Gammage and Mariam Momodu 13
- **The Spread of Competition Law and Policy in Africa**
Tim Büthe and Vellore Kigwiru 53
- **Competition Regimes in the Caribbean Community and Sub-Saharan Africa: A Comparison**
Taimoon Stewart..... 97
- **Africa in the Economy of Francesco: Rethinking the Ethics of the International Financial Order at the Intersection of Tax Justice and Catholic Social Teaching**
Fernando C. Saldivar, SJ..... 173
- **Investment Law and Treaty Reform in Africa: Fragments and Fragmentation**
Ndanga Kamau..... 273

- **Mapping Africa's Complex Regimes: Towards an African Centred AfCFTA Intellectual Property, (IP), Protocol**
Titilayo Adebola 247
- **Theorizing Developmental Regionalism in Narratives of African Regional Trade Agreements (RTAs)**
Olabisi D. Akinkugbe..... 307
- **African Practice in International Economic Law 2017-2019**
Amaka Vanni and Tsotang Tsietsi 339
- **Case Note, British American Tobacco (BAT) v Attorney General of Uganda, (EACJ, First Instance Division 2019) and GETMA International v The Republic of Guinea OHADA Common Court of Justice and Arbitration, (CCJA)**
Harrison Otieno Mbori..... 357

Book Chapters

- *The Politics of Regulating and Disciplining Judges in Nigeria* in Richard Devlin and Sheila Wildeman, *DISCIPLINING JUDGES*, (Edward Elgar, 2021) pp. 254-277.
- *Towards an Analyses of the Mega-Politics Jurisprudence of the ECOWAS Community Court of Justice* in James Thuo Gathii (eds.) *THE PERFORMANCE OF AFRICA'S INTERNATIONAL COURTS: USING INTERNATIONAL LITIGATION FOR POLITICAL, LEGAL, AND SOCIAL CHANGE*, pp. 149-177 (2020, Oxford University Press)

Book Review (in Peer-Reviewed Journal)

- Olga Martin-Ortega and Claire Methven O'Brien Eds., *PUBLIC PROCUREMENT AND HUMAN RIGHTS: OPPORTUNITIES, RISKS AND DILEMMAS FOR THE STATE AS BUYER*; (2021) 6:1 *BUSINESS AND HUMAN RIGHTS JOURNAL* 174-177.

Blogs

- *Symposium Teaching and Researching International Law: Global Perspectives*. AFRONOMICSLAW BLOG (Over 30 blog posts from Africa, Asia, Latin America, Caribbean and Europe), Co-Convenor, AfronomicsLaw & the National University of Singapore, Centre for International Law.
- *Symposium Introduction: Vulnerabilities in the Trade and Investment Regimes in the age of COVID-19*, AFRONOMICSLAW BLOG, August 18, 2020. (**Co-convenor** with Clair Gammage)
- *Judicial Nullification of Presidential Elections in Africa: Peter Mutharika v Lazarus Chakera and Saulos Chilima in Context*, AFRONOMICSLAW BLOG, 3 July 2020. (With James Thuo Gathii)

Forthcoming

Book Chapters (Peer Reviewed)

- *Dispute Settlement under the African Continental Free Trade Area*, H  l  ne Ruiz Fabri (ed) in *Max Planck Encyclopedia of International Procedural Law* (Oxford University Press, Forthcoming, 2021)
- *A Critical Appraisal of the African Continental Free Trade Area Agreement in INTERNATIONAL ECONOMIC LAW FROM A (SOUTH) AFRICAN PERSPECTIVE*, Franziska Sucker, and Kholofelo Kugler (eds.) (JUTA Law, South Africa; Forthcoming 2021)

Articles

- *Socio-Legal Approaches to International Economic Law in Africa*, CHICAGO JOURNAL OF INTERNATIONAL LAW, Volume 22.1, (Forthcoming Summer 2021)
- *Doing Development Differently: Reorienting Sino-African Trade and Investment Relations After the Pandemic*, ASIA EUROPE JOURNAL (Forthcoming 2021) (with Clair Gammage)

Book

- LAW, ECONOMICS & REGIONALISATION IN AFRICA - A SOCIO-LEGAL ANALYSIS OF THE ECONOMIC COMMUNITY OF WEST AFRICAN STATES – (Routledge, International Economic Law Series Forthcoming 2021)

Works in Progress

- *Judicializing Election Disputes in Africa’s International Courts* (Invited: JOURNAL LAW AND CONTEMPORARY PROBLEMS,) (with James Thuo Gathii) (**PR**)
- *Corporate Structures and the Attribution Dilemma in Multinational Enterprises*, (Invited Edited Volume by Melissa J. Durkee, THE LAW AND LOGISTICS OF ATTRIBUTION: CONSTRUCTING THE IDENTITY AND RESPONSIBILITY OF STATES AND FIRMS. Proposed Publisher: Cambridge University Press, ASIL Studies in International Legal Theory) (with James Thuo Gathii)
- Book Review: AFRICAN PERSPECTIVES ON SELECTED MARINE, MARITIME AND INTERNATIONAL TRADE LAW TOPICS, P. Vrancken and Charl Hugo (Eds). (African Sun Media, 2020); OCEAN YEARBOOK OF INTERNATIONAL LAW (2021)

Jamie Baxter -

Open Source Legal Casebook Project

(<https://www.opensourcelaw.ca/courses/property/>)

Because of a growing dissatisfaction with the casebooks available to teach 1L Property, I dedicated significant time and effort early in my sabbatical year to rethinking both the content of the course and the means by which students received and engaged that content. As I explored options, I came to realize the enormous untapped potential for a truly “open source” model of legal casebook publishing.

Law school teachers (and university teachers more generally) are increasingly interested in making learning materials more accessible to students and to each other. Several “open educational resources” (OER) models have emerged, which are free to access in various digital formats online and make it possible for teachers to adapt and remix content to suit their own goals, needs and styles. But one limitation of current OER models is that, while the content may be open and freely accessible, the various platforms used to host and publish that content are proprietary or difficult to set up, and they normally store content in formats that are incompatible with—or hard to translate to—other platforms.

The opensourcelaw.ca project I developed this year envisions a fully open source platform for casebook development based on a small set of well-supported open software packages and content authoring technologies. The key result is that anyone can copy the “source code” for casebooks based on this model and host them independently, for free, maintaining full control over their content and maximum flexibility in design, while ensuring that all this remains in the most open and accessible formats to share and improve in the future.

There is a unique aspect of legal pedagogy that makes this open source model feasible: our primary learning materials—court cases, statutes, etc.—are already freely accessible. The challenge is to get these materials into a format that law teachers can work with (edit, comment, etc.) and which makes it easy to share this work with others. To meet this challenge, I partnered with the Canadian Legal Information Institute (CanLii) and was granted access to their full content database to explore new way to import any case or statute from their repository into a casebook developed on the opensourcelaw.ca platform.

I am in the final stages of authoring the materials for my Property course on this platform and plan to pilot the casebook during the 2021-22 academic year. I am also completing the draft of an academic article that describes this work in the context of law school teaching and pedagogy.

Food Law Workshop (<https://www.foodlawworkshop.com>)

Work on the opensourcelaw.ca project got me thinking about how similar questions and possibilities around accessibility might be relevant to my research work. My work on food law and food systems governance is increasingly driven by and connected to the work of community organizations and local governments. These actors often have pressing research needs, on a relatively short time horizon, and want the results of that research to be easily accessible by the general public. Traditional research outputs (books, chapters, journal articles, etc.) are ill suited to these needs. This challenge led me to develop a new online research portal—the *Food Law Workshop*—to publish ongoing research in an accessible format.

The primary purposes of the Food Law Workshop to date are threefold. First, I am aiming to publish bite-sized writing pieces that fall somewhere between a traditional blog post and a longer piece of academic writing. The goal is to ensure that these pieces are thoughtful, well-researched and accurately cited, but also crafted in way that is accessible to a broader audience (for example, this piece on “Food as a Social-Ecological System”, www.foodlawworkshop.com/post/ses/). I have found that this type of rapid research output has been invaluable when consulting with research partners and expanding our research network in the course of developing our project on governing regional food systems. Second, much of my recent work on food systems is heavily data-driven and the Food Law Workshop platform allows me to present quantitative data and data analysis easily and effectively (for example, this piece on “Tracking Food Flows”, www.foodlawworkshop.com/post/flows_intro/).

Third, the Food Law Workshop site will serve as a repository for public legal information as part of a project to develop a “legal food hub” for Nova Scotia. Based on my work on regional food governance, I came to realize that lawyers play an important but under-appreciated role in supporting food systems change. Linking to some of my earlier research on rural access to justice and building on the “legal food hub” model developed in New England, we have begun to create a series of legal information guides addressing key legal issues facing farmers and food entrepreneurs in the province (such as how to design a farmland lease or how to structure a food business). This spring and summer, a student research assistant has worked to draft three sample guides and we are in the process of having these reviewed by expert practitioners, at which point we will make these guides available on the Food Law Workshop website. We anticipate working with stakeholders and partners across the food system this coming year to identify further issues and to develop and refine new legal information materials. An additional component of this work is the process of building a network of lawyers around the province with expertise and interest in supporting the regional food system as a means to promote lawyers’ roles in food systems change and to connect them with potential clients.

Other Activities

- In addition to the activities described above, I completed and submitted for publication a revised chapter on “Access to Justice” in Woolley et al., *Lawyers’ Ethics and Professional Regulation*, 4th edition.

Kim Brooks –

- R “Portrait of a Transplant Artist” (2020) 48(8/9) *Intertax* 698 – 707.
- “A Hitchhiker’s Guide to Comparative Tax Scholarship” (2020) 24:1 *Florida Tax Review* 1 - 50.

- “The History of Canada’s Double Tax Conventions” in Michael Land and Ekkehart Reimer, eds., *The History of Double Tax Conventions in the Pre-BEPS Era* (The Netherlands: IBFD, 2021), chapter 20 (583 – 621).
- “The logic, policy, and politics of tax law” in Arthur Cockfield et al, eds., *Materials on Canadian Income Tax* (16th ed.) (Toronto: Carswell, 2020).
- “Canada” in *cahiers: Restructuring the Treaty Network*, volume 105 (International Fiscal Association, 2020), 219 - 238 (with Shaira Naiji and Jim Samuel).
- *Canadian Tax Journal* (2020) 68(2):
 - Ariel Jurow Kleiman, Amy K. Matsui, and Estelle Mitchell, *The Faulty Foundations of the Tax Code: Gender and Racial Bias in Our Tax Laws*
 - Palma Joy Strand and Nicholas Mirkay, “Racialized Tax Inequity: Wealth, Racism, and the US System of Taxation”
 - Meredith Conway, “And You May Ask Yourself, What is that Beautiful House: How Tax Laws Distort Behavior Through the Lens of Architecture”
 - Rachel Davies and Miranda Stewart, “The Gatekeeper Court: For the Revenue or for the Taxpayer”
 - Lily Batchelder and David Kamin, “Taxing the Rich: Issues and Options”
 - Kerrie Sadiq and Richard Krever “Actions to counter base erosion and profit shifting: A general report”
 - Daisy Ogembo, “Are Presumptive Taxes a Good Option for Taxing Self-Employed Professionals in Low & Middle-Income Countries?”
 - Reuven Avi-Yonah, *Advanced Introduction to International Tax Law*
 - Mark Brabazon, *International Taxation of Trust Income: Principles, Planning and Design*
 - Carlo Garbarino, *Taxation of Bilateral Investments: Tax Treaties After BEPS*

Forthcoming

Accepted for Publication

- **R** “Fostering Self-Development, Passion and Engagement, and Stress Management in Large Law School Classrooms” (2020) *Canadian Legal Education Annual Review* (forthcoming).

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- DLJ chief editor

Cynthia Chewter –

- My most recent publication was a book chapter: “Consent to Treatment” in Michael Hadskis, Leah Hutt & Mary McNally eds, *Dental Law in Canada*, 3d ed (Toronto: LexisNexis, 2019).

Aldo Chircop –

Book

- Chircop, M. McConnell & Scott Coffen-Smout, eds. (2021. *Ocean Yearbook*, vol. 35 (Leiden: Nijhoff). (R)

Report

- *Competencies of the International Seabed Authority and the International Maritime Organization in the context of activities in the Area*, ISA Technical Study No. 25 (Kingston, Jamaica: International Seabed Authority, 2019) (open access: <https://www.isa.org.jm/node/20152>) (actually in press in 2021).

Articles & chapters in books (R denotes peer reviewed)

- E. Riddell-Dixon and A. Chircop (2021). “A Changing Arctic: Political and Legal Considerations”. In P. Whitney Lackenbauer and Peggy Mason (eds), *Beyond the Cooperation-Conflict Conundrum: Proceedings of an Arctic Security Webinar Series* (North American and Arctic Defence and Security Network). 71-94. (open access)
- Chircop (2021). “The Role of the IMO in Protecting Marine Biodiversity.” In N. Boillot & B. Quefellec (eds), *Le transport maritime et la protection de la biodiversité*. Paris: Editions A. Pedone. 31-51. (R)
- K. Bartenstein and A. Chircop (2020). “Polar Shipping Law”. In K. Scott and D. VanderZwaag (eds), *Research Handbook on Polar Law*. Cheltenham, UK: Edward Elgar. 370-389. (R)
- Chircop (2020). “Obligations of Flag States in Exclusive Economic Zones.” In Øystein Jensen (ed), *The Development of the Law of the Sea by the International Judiciary*. Cheltenham, UK: Edward Elgar. 139-167. (R)
- Chircop (2020). “The Polar Code and the Arctic Marine Environment: Assessing the Regulation of the Environmental Risks of Shipping.” *Journal of International Marine and Coastal Law* 35: 533-569.
- Chircop and M. Czarski (2020). “Polar Code Implementation in the Arctic Five States: Has Legislative Harmonization Recommended by AMSA Been Achieved?” *Polar Journal* 10(2): 303-321, DOI: [10.1080/2154896X.2020.1799614](https://doi.org/10.1080/2154896X.2020.1799614).

Forthcoming publications

- Chircop, A. Ascencio-Herrera and F. Haag (2022). “Coordinating UNCLOS Regimes: An Analysis of the Interface of the Competencies of the ISA and IMO with respect to Activities in the Area”. In D. Langlet and N, Krabbe (eds), *Bioprospecting, Biodiversity and Novel Uses of Marine Resources: New approaches in international law* (accepted, forthcoming as open access).
- J. Dalziel, A. Chircop, F. Goerlandt and R. Pelot (2022). “Regulatory Capture in the Shipping Industry: An Exploration”. In B. Campbell (ed), *Corporate Regulatory Power in a Time of Pandemic, Inequality and Climate Emergency: Pathways to Transformative Change* (submitted).
- Bishop, J. Owen, L. Wilson, T. Eccles, A. Chircop, L. Fanning (2022). “Icebreaking Governance and Inuit rights in Nunavut”. Submitted to *Marine Policy*.
- Chircop (2021). “Arctic Shipping and the Polar Code.” Forthcoming in A. Dey Nuttall & M. Nuttall, eds., *The Routledge Handbook of Arctic Politics*. Routledge. (accepted) (the publication continues to suffer delays because of health concerns of the co-editors). (R)

Unpublished reports

- Chircop (2021). Port State Jurisdiction and the Decarbonization of International Shipping: A Study of the Jurisdictional Aspects of Proposed European Union Measures. A Report to the World Shipping Council, Washington D.C., 16 April 2021.
- Chircop (2021). *Re Haida Claim to Lands, Territories and Resources in the Marine Context: A Hypothetical Reference*. Prepared for White Raven Law Corporation, Vancouver, B.C., 5 May 2021.
- International Working Group on Polar Shipping (2021), Report to the Executive Council and Assembly of the Comité Maritime International.

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows) (N/A this year)

- Aldo Chircop on illegal drug smuggling by small fishing vessels, in a feature article for *Smithsonian Magazine*, 12 November 2020.

Stephen Coughlan –

Books

- Don Stuart and Steve Coughlan, *Learning Canadian Criminal Law* (15th ed.) (Toronto: ThomsonReuters, 2021)

- Steve Coughlan, Rob Currie and Michelle Lawrence, *Annual Review of Criminal Law 2019*, (Toronto: Carswell, 2020)

Articles

- “*Sullivan*: Can a Section 7 Violation Ever be Saved by Section 1?” (2020) 63 CR (7th) 157

Case Comments

- *R v Hopkins* (2021) 69 CR (7th) 360
- *R v Craigg* (2021) 69 CR (7th) 180
- *R v Sahal* (2021) 68 CR (7th) 136
- *R v Quebec (Procureure generale) c 9147-0732 Quebec Inc* (2021) 67 CR (7th) 225
- *R v Edwards* (2020) 66 CR (7th) 312
- *R v Sharma* (2020) 65 CR (7th) 1
- *R v Lichtenwald* (2020) 64 CR (7th) 270
- *R v Penton* (2020) 64 CR (7th) 411
- *R v Nygaard* (2020) 63 CR (7th) 438
- *R v KGK* (2020) 61 CR (7th) 233

Unpublished reports

- I provided a confidential independent legal opinion on a proposed amendment to the *Criminal Code* to a member of the Senate of Canada.

Elaine Craig –

- Elaine Craig, “Private Records, Sexual Activity Evidence, and the *Charter of Rights and Freedoms*” (2021) 58:4 *Alberta Law Review* (forthcoming). [R]
- Elaine Craig, “The Quotidian and Constitutive Practice of Police Brutality Against Indigenous People” Review: Sherene Razack, “Settler Colonialism, Policing and Racial Terror: The Police Shooting of Loreal Tsingine” (2020) *Feminist Legal Studies* 28 in online journal: *Jotwell Equality Section* (2021).

Submitted

- Elaine Craig, “The Legal Regulation of Sadomasochism and the So-Called Rough Sex Defence”

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

Blogs/Opinion Pieces

- Elaine Craig (with Elizabeth Sheehy) – Opinion Editorial – “The New Sexual Assault Training Law is a Meaningless Political Gesture” – Globe and Mail – May 11, 2021
- Elaine Craig – Opinion Editorial – “Do We Still Need to Teach Judges Not to Rely on Stereotypes About Sexualized Violence?” – Globe and Mail – March 1, 2021

Robert Currie –

- Steve Coughlan, Michelle Lawrence & Robert J. Currie, *Annual Review of Criminal Law 2019* (Toronto: Carswell, 2020)
- “Extradition” in Joel E. Pink & David C. Perrier, eds., *From Crime to Punishment*, 9th ed. (Toronto: Carswell, 2020)
- Case Comment: *R. v. Dupuis* (2020), 69 CR (7th) 79 (ONCA) (R) **[editors are subject matter experts]**

Forthcoming

Accepted for Publication

- Robert J. Currie, ed, *Transnational and Cross-Border Criminal Law: Canadian Perspectives* (Toronto: Irwin Law, 2022) (under contract to publisher, currently in editing)
- *Research Handbook on Transnational Crime*, by Valsamis Mitsilegas et al, eds (2021) NEW JOURNAL OF EUROPEAN CRIMINAL LAW (in press)
- “Wrongful Extradition: Reforming the Committal Phase of Canada’s Extradition Law” (2021) 44 Manitoba Law Journal (forthcoming Fall 2021) (R) **[three external blind peer-reviewers]**
- (with Nayha Acharya) “Digital Privacy in Civil Discovery: The Relevance of Charter Values” in Chris Hunt & Robert Diab, eds., *The Last Frontier: Digital Privacy and the Charter* (Thomson Reuters, forthcoming 2021) (R) **[editors are subject matter experts]**

- (with Sarah Douglas) “Human Rights and Transnational Organized Crime” in Felia Allum & Stan Gilmore, eds, *Routledge Handbook of Transnational Organized Crime* (Routledge, forthcoming 2021)
- (with Sara Wharton) “Transnational Criminal Courts: A Partially-Realized Idea” in Neil Boister et al, eds, *Histories of Transnational Criminal Law* (Oxford: Oxford University Press, forthcoming 2021) (R) **[editors are subject matter experts]**

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- “Canada letting foreign fugitives get away with rape: Nova Scotia victims of international bail-jumpers deserve answers, and justice” *The Chronicle Herald* (12 June 2021), online: <https://www.saltwire.com/halifax/opinion/robert-j-currie-canada-letting-foreign-fugitives-get-away-with-rape-100597520/>
- “Canada should suspend its extradition treaty with France over the persecution of Hassan Diab” *rabble.ca* (3 June 2021), online: <https://rabble.ca/news/2021/06/canada-should-suspend-its-extradition-treaty-france-over-persecution-hassan-diab>
- “Is Canada helping other countries kill people?” *The Conversation* (28 July 2020), online: <https://theconversation.com/is-canada-helping-other-countries-kill-people-142257>
- Numerous media interviews
- Maintaining blog, “International & Transnational Criminal Law”
- Co-author, Newsletter of CANTECH (Canadian Law & Tech Association) with David Fraser

Michael Deturbide –

No publications for 2020/2021

Jocelyn Downie –

- Jocelyn Downie, Mona Gupta, Samuel Blouin, & Stefano Cavalli, “Assistance in Dying: A Comparative Look at Legal Definitions” (2021) *Death Studies*.
- Ben White, Lindy Willmott, Eliana Close, Jocelyn Downie, “Legislative Options to Address Institutional Objections to Voluntary Assisted Dying in Australia” (2021) 3 *UNSW Law Journal Forum* 1-19. **[R]**

- Ben White, Lindy Willmott, Jocelyn Downie, Andrew Geddis, Colin Gavaghan, “Assisted dying and evidence-based law-making: a critical analysis of an article’s role in New Zealand’s referendum” (2020) 133:1520 *New Zealand Medical Journal* 83-90. [R]
- Jocelyn Downie, “Why feminist philosophy (especially Sue Sherwin’s) matters: Reflections through the lens of medical assistance in dying” (2020) 13:2 *IJFAB* 21-27.
- Sumner, L.W., Downie, J., Gupta, M., Wales, J. (Royal Society of Canada Policy Briefing Committee on End-of-Life Decision Making) “End-of-Life Decision Making: Policy and Statutory Progress (2011-2020)” (October 2020) (available at https://rsc-src.ca/sites/default/files/EOL%20PB_EN_0.pdf).

Forthcoming

- Udo Schuklenk and Jocelyn Downie, “Social determinants of health and slippery slopes in assisted dying debates: Lessons from Canada” (forthcoming 2021) *Journal of Medical Ethics*. [R]
- Jocelyn Downie, “The Value of a Feminist Approach in the Ethics of End of Life Care” in Vikki Entwistle and Wendy Rogers, eds., *Routledge Handbook of Feminist Approaches to Bioethics* (Abingdon: Routledge, forthcoming 2021).
- Jocelyn Downie and Kate Scallion, “From *Rodriguez* to *Carter* to *Bill C-14*: Lessons learned from Canada’s journey to legal medical assistance in dying” in *International Perspectives on Reforming End-of-Life Law: Politics, Persuasion and Persistence* edited by Ben White and Lindy Willmott (Cambridge: Cambridge University Press, forthcoming 2021).
- Ben White, Lindy Willmott, Jocelyn Downie, Penney Lewis, Celia Kitzinger, Jenny Kitzinger, Kenneth Chambaere, Thaddeus Pope, Luc Deliens, Mona Gupta, Emily Jackson, Agnes van der Heide, Eliana Close, Katrine Del Villar and Jodhi Rutherford, in *International Perspectives on Reforming End-of-Life Law: Politics, Persuasion and Persistence* edited by Ben White and Lindy Willmott (Cambridge: Cambridge University Press, forthcoming 2021).
- “Who Is Eligible For Voluntary Assisted Dying? Nine Medical Conditions Assessed Against Five Legal Frameworks” Ben P White, Lindy Willmott, Katrine Del Villar, Jaynet Hewitt, Eliana Close, Laura Ley Greaves, James Cameron, Rebecca Meehan, Jocelyn Downie *University of New South Wales Law Journal* (forthcoming 2021). [R]
- “Comparative And Critical Analysis Of Key Eligibility Criteria For Voluntary Assisted Dying Under Five Legal Frameworks” Ben P White, Eliana Close, Lindy Willmott, Katrine Del Villar, Jocelyn Downie, James Cameron, Jayne Hewitt, Rebecca Meehan, Laura Ley Greaves *University of New South Wales Law Journal* (forthcoming 2021). [R]

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

OpEds, scholarly blogs

- Jocelyn Downie and Stefanie Green, “For people with dementia, changes in MAiD law offer new hope” (April 21, 2021) <https://policyoptions.irpp.org/magazines/april-2021/for-people-with-dementia-changes-in-maid-law-offer-new-hope/>.
- Jocelyn Downie, “In a Nutshell: The Continuing Saga of Canada’s Medical Assistance in Dying Legislation” (March 19, 2021) <https://impactethics.ca/2021/03/19/in-a-nutshell-the-continuing-saga-of-canadas-medical-assistance-in-dying-legislation/>.
- Jocelyn Downie, “What critics of feds’ bill on medical assistance in dying overlook” (February 24, 2021) <https://www.hilltimes.com/2021/02/24/maid/285470>.
- Jocelyn Downie, David Wright, Mona Gupta, “What’s the relationship between suicide and MAiD?” (February 15, 2021) <https://policyoptions.irpp.org/magazines/february-2021/whats-the-relationship-between-suicide-and-maid/>.
- Jocelyn Downie, “Medical assistance in dying bill an important step forward for Canadians with dementia” (October 27, 2020) <https://policyoptions.irpp.org/magazines/october-2020/medical-assistance-in-dying-bill-an-important-step-forward-for-canadians-with-dementia/>.
- Jocelyn Downie, “In a Nutshell: An Attempted Assault on Access to MAiD” (October 22, 2020) < <https://impactethics.ca/2020/10/22/in-a-nutshell-an-attempted-assault-on-access-to-maid/>>.
- Cal deWolfe & Jocelyn Downie, “It’s time for Canada to follow Ontario’s critical care triage protocol” (August 12, 2020) online < <https://policyoptions.irpp.org/magazines/august-2020/its-time-for-canada-to-follow-ontarios-critical-care-triage-protocol/>>.
- Jocelyn Downie, “An indefensible amendment to medical assistance in dying legislation” (July 23, 2020), online < <https://policyoptions.irpp.org/magazines/july-2020/an-indefensible-amendment-to-medical-assistance-in-dying-legislation/>>.
- Jocelyn Downie & Cal deWolfe, “La COVID-19 et les protocoles de triage” (July 12, 2020), online < <https://www.lapresse.ca/debats/opinions/2020-07-12/la-covid-19-et-les-protocoles-de-triage.php>>.
- Jocelyn Downie, “Return to sport should be about safety, not prizes” (July 6, 2020), online < <https://www.thestar.com/opinion/contributors/2020/07/06/return-to-sport-should-be-about-safety-not-prizes.html>>.

Videos/Podcasts

- “Medical Assistance in Dying: A Legal Overview” online video for Dying with Dignity Canada
<https://www.dyingwithdignity.ca/get-the-facts-assisted-dying-law-in-canada>.
- “Medical Assistance in Dying: A Legal Update” online video for Dying with Dignity Canada
<https://www.dyingwithdignity.ca/get-the-facts-assisted-dying-law-in-canada>.
- Episode 47, “Fixing our assisted dying laws with Jocelyn Downie” Uncommons with Nate Erskine-Smith (October 15, 2020),
<https://uncommons.ca/2020/10/15/episode-47-fixing-our-assisted-dying-laws-with-jocelyn-downie/>.

Websites

- Updated educational website on end of life law and policy in Canada
<http://eol.law.dal.ca/>

Media

- Multiple media interviews throughout the year particularly focused on amendments to medical assistance in dying legislation, *Truchon* case, and personal directives app (<https://www.legalinfo.org/forms/personal-directive/>).

Maria Dugas –

Unpublished reports

- Maria C. Dugas, “Sex Testing in Sport: Racism, Misogyny and Sexism by Another Name”.
 - Draft ready for submission August 2021

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- Blog: Committing to Justice: Will the Nova Scotia Court of Appeal Uphold Cultural-Based Sentencing for Black People? **Dalhousie Law Journal Blog, November 23, 2020, online:** <https://blogs.dal.ca/dlj/2020/11/23/committing-to-justice-will-the-nova-scotia-court-of-appeal-uphold-cultural-based-sentencing-for-black-people/>
- Featured in: *The Dalhousie Law Journal Podcast*, episode 10: Maria Dugas – Impact of Race and Culture Assessments, Nov 2020. Available here: <https://open.spotify.com/episode/4YLOTUpclUmeyELqkF6fwA>

- Quoted in: “Ottawa to adopt N.S. method to help curtail racism in the justice system” *CBC News*, March 17 2021. Available here: <https://www.cbc.ca/news/canada/nova-scotia/culture-race-assessments-federal-justice-nova-scotia-1.5947196>

Joanna Erdman –

Publications (between July 1, 2020 and June 30, 2021)

- “An Abortion Law Preformed.” *Journal of Law and Social Policy* 35 (2021): 44-67 (PR).
 - This article engages the transcribed testimony of Carolyn Egan and Janice Patricia Tripp in *R v Morgentaler* as a critical moment of lawmaking in the tradition of critical legal pluralism and its prefigurative politics. The article focuses on those moments in the testimony when Egan and Tripp answered questions about the 1969 abortion law that made the law itself, its rules and procedures, the subject of examination, and in doing so, constructed new meanings of the law and social action in relation to it. Egan and Tripp testified to the power of the 1969 abortion law in the everyday lives of people and used this experience to challenge the idea of law itself and the institutions of its making.
- “In the name of public health: misoprostol and the new criminalization of abortion in Brazil” *Journal of law and the Biosciences* (2021): 1-20, doi:10.1093/jlb/lsab009 (PR) (with M. Prandini Assis).
 - This article explores the criminal regulation of misoprostol as a controlled drug in Brazil as a new form of abortion criminalization. A qualitative analysis of Brazilian case law shows how the courts use a public health rhetoric of unsafe abortion to criminalize the distribution of misoprostol in the informal sector. Rather than an invention of the local bench, this judicial rhetoric reflects global public health discourse and policy on unsafe abortion and the double life of misoprostol as both an essential medicine and a controlled drug. The last section of the article draws on an outlier judgment in the case law to chart a regulatory future for misoprostol and its supply in the informal sector as a site of harm reduction and safe abortion in public health policy. CIHR-supported.
- “Reducing unnecessary caesarean sections: scoping review of financial and regulatory interventions.” *Reproductive Health* 17(133) (2020): 1-18, doi.org/10.1186/s12978-020-00983-y (with Opiyo N., Young C., Harris Requejo, J., Bales S., & Pilar Betrán A.).
 - This systemic review assessed the evidence on non-clinical interventions (namely financial, regulatory and legislative interventions) intended to reduce unnecessary caesarean section. The review concluded that the available evidence on the effects of these interventions is inconclusive given inconsistency in effects and low quality of the evidence and called for more rigorous studies and new ways of assessing impact.

- “Abortion Rights and Direct Service Activism in Canada” trans. in M. Herrera, S.E. Fernandez, and N de la Torre, eds. *Gender, Law and Justice/Tratado de Géneros, Derecho y Justicia*, vol. II. 47-55 (Rubinzal Press, 2020) (invited).
 - This chapter recounts the history of abortion rights activism in Canada and its reflection in constitutional jurisprudence.

Forthcoming/Accepted

- “Abortion Rights beyond the Medico-Legal Paradigm,” *Global Public Health* (with M. Prandini Assis) (PR).
- “The Procreative Subject and the Embodied State of International Human Rights Law” in S. Hennette Vauchez & R. Rubio-Marín, ed., *A Cambridge Companion to Gender & Law* (Cambridge: Cambridge University Press) (invited/edited volume) (R).
- “Gender Equality in Health Care: Revising CEDAW General Recommendation 24” in R. Cook ed. *Frontiers of Gender Equality* (Philadelphia: University of Pennsylvania Press) (with M. Prandini Assis) (R)
- “Abortion at-home: COVID-19 and Spaces of Care” in *COVID-19 and the Law: Disruption, Impact, and Legacy* (invited/edited volume) (R)

Scholarly Blogs

“A Radical Reorientation for U.S. Abortion Rights,” *Bill of Health – Petrie-Flom Center, Harvard Law School*, 14 July 2020. <https://blog.petrieflom.law.harvard.edu/about/>

Expert Opinion

- Expert Opinion, Constitutional Court of Colombia, Constitutional challenge to Art. 122 of the Penal Code, the criminalization of abortion/Acción de inconstitucionalidad contra el artículo 122 del Código Penal, Ref: Expediente No. D-13956 (11 November 2020) (with R.J. Cook), <https://www.corteconstitucional.gov.co/secretaria/archivo.php?id=22418>
 - Invited by the Constitutional Court of Colombia to submit an expert opinion on the human rights consensus on the decriminalization of abortion in international law. The challenge was brought by five organizations as part of the *La Causa Justa Movement*, including *La Mesa por la Vida y la Salud de las Mujeres*. In 2018, the Schulich School of Law hosted *La Mesa* for an international expert workshop on comparative legal approaches in abortion decriminalization. See also follow-up workshop discussed below.

Media Citations

- Patrick Adams, “Why Some Women Might Want ‘Missed-Period Pills’ New York Times (03 December 2020)

<https://www.nytimes.com/2020/12/03/opinion/pregnancy-missed-period-pills.html>

Peer Review Activities

- 5 articles: *Australian Feminist Law Journal*, *Contraception*, *Medicine Access*, *Sexual and Reproductive Health Matters*.
- 1 book proposal: *ZED Books*.
- Stanford Social Science Impact Labs re: independent reviewer for proposal, *Safeguarding access to abortion and enhancing reproductive autonomy: Innovations to simplify and de-medicalize abortion* (October 2020).

Elaine Gibson –

Forthcoming

Accepted for Publication

- International Journal of Population Data Science, **Factors Affecting Access to Administrative Health Data for Research in Canada: A Study Protocol** (with Cynthia Kendell, Dr. Adrian R Levy, Dr. Geoff Porter, Dr. Robin Urquhart) (R)
- Dalhousie Law Journal, **Call for Action: Provinces and Territories Must Protect Our Genetic Information** (with Leah Hutt and Erin Kennedy) (R)
- Canadian Journal of Law and Technology, **Digital Surveillance of COVID-19: Privacy and Equity Considerations** (with Cal DeWolfe and Ilana Luther) (R)
- Supreme Court Law Review, **Wired Identities: Retention and Destruction of Personal Health Information in an Electronic World** (special journal edition honouring Justice Gonthier; updated version of article previously published in Dalhousie Law Journal) (R)

Unpublished reports

- Canadian Judicial Council, **Review of Potential Liability, Legal Framework, and Best Practices on Receipt of Complaint Containing Threat of Harm to Self of Others** (2021)
- Nova Scotia Department of Health and Wellness, **Digital Surveillance of COVID-19: Lessons for Nova Scotia** (2020)

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- CBC Mainstreet – **Business Owners’ Rights Regarding Masks Being Mandatory**
November 2020
- CBC The National – **Injured Patients and Canada’s Medical Malpractice System**
October 2020

Diana Ginn –

Publications (books, book chapters, articles, reports published between July 1, 2020 and December 31, 2020)

- *Nova Scotia Real Property Practice Manual*. I provide regular updates to this loose-leaf service, digesting every real property-related court decision in Nova Scotia. Further, I am in the process of revising the volume chapter-by-chapter. The revision involves substantial reordering and rewriting and also going back and reading many of the earlier cases to ensure clarity. In Fall, 2020, I did the following in relation to the Manual:
 - Revised/ rewrote two chapters (each slightly more than 70 pages);
 - Provided two regular updates, digesting new cases, along with review of all Canada Gazette and Royal (NS) Gazettes published in the relevant time period, to find and report any matters relating to real property in Nova Scotia.

Ongoing:

- As noted in last year’s annual review, I am working with Lisa Teryl, a practicing lawyer and past executive director of the Human Rights Commission, and Ilana Luther of the Access to Justice and Law Reform Commission, on drafting
 - an Access to Administrative Justice Act, which streamlines and codifies procedural powers of provincially appointed administrative decision makers, and procedural rights for those appearing before such decision makers;
 - accompanying detailed procedural rules intended to assist administrative decision makers, particularly those without legal training;
 - the Consultation Document which will accompany the Act and Rules as they go to public consultation (to be done through the Access to Justice and Law Reform Commission). This Document requires not only a lay person’s explanation of every section of the Act, but also includes comparisons with similar legislation in other provinces, including explanations of different approaches to an issue, and why we are proposing the approach we are.

This is a time consuming project - at one point we had hoped we’d finish it last year, but finding a way both to reflect nuanced complexity and to write in a truly accessible manner requires a great deal of careful effort, to say nothing of the comprehensive research that goes into a project such as this. The three of us hold regular 2-hour meetings, and I do research and drafting between meetings.

- I have been invited to write a chapter relating to property law, for an upcoming book on Crown Law. In the fall, my focus was on liaising with writers of other chapters, preliminary research and determining the scope of the chapter.

Publications (books, book chapters, articles, reports published between January 1, 2020 and June 30, 2021)

- *Nova Scotia Real Property Practice Manual.*
 - Provided two regular updates, digesting new cases, along with review of all Canada Gazette and Royal (NS) Gazettes published during the relevant time periods, to find and report any matters relating to real property in Nova Scotia.

Forthcoming (Accepted for Publication)

- New re-issue of Halsbury's Title on *Religious Institutions*. (I wrote the original title in 2008, and this is the third re-issue I have completed.)

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- Interview, on Freedom of Religion in Canada, with *Capital Current* (Student-run newspaper, Carleton University)
- Several times a year I respond to requests from practicing lawyers to work through some of the complexities regarding the law on real property issues.

Lucie Guibault –

Publications (books, book chapters, articles, reports published between July 1, 2018 and June 30, 2019)

- L. Guibault and A. Rosborough, 'Copyright in the Public Interest - Canada's perceptual disability framework', in J. McCutcheon and A. Ramalho (eds.), *International Perspectives on Disability Exceptions in Copyright Law and the Visual Arts: Feeling Art*, Routledge, 2020, pp. 154-168
- Flynn, Sean and Geiger, Christophe and Quintais, João and Margoni, Thomas and Sag, Matthew and **Guibault, L.** and Carroll, Michael W., "Implementing User Rights for Research in the Field of Artificial Intelligence: A Call for International Action," *European Intellectual Property Review* 2020, 42(7), 393-398
- **L. Guibault**, "Extended Collective Licensing as Rights Clearance Mechanism for Online Music Streaming Services in Canada," (2020) *Can. J. L. & Tech.* 213 (**double blind peer-reviewed**)

- C. Handke, **L. Guibault** and J. Vallbé, “Copyright's Impact on Data Mining in Academic Research,” *Managerial and Decision Economics*, DOI: 10.1002/mde.3354, Early View, May 7, 2021 (**double blind peer-reviewed**)

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- L. Guibault, Editorial, *JIPITEC* 11/3 (2020), 241.
<https://www.jipitec.eu/issues/jipitec-11-3-2020/5193>
- L. Guibault was co-author with other Canadian IP scholars of a letter addressed to Federal Ministers of Canadian Heritage and Innovation, Science and Industry in response to the public *Consultation on How to Implement an Extended General Term of Copyright Protection in Canada*.
<https://www.ic.gc.ca/eic/site/693.nsf/eng/00279.html>
- L. Guibault became a member of the CODATA International Data Policy Committee (IDPC), the mission of which is to support the development and use of policies promoting Open Data for Research
- L. Guibault co-organized the Purdy Crawford Workshop on Business and Technology, September 2020

Michael Hadskis –

No publications for 2020/2021

Matthew Herder –

Publications (books, book chapters, articles, reports published between July 1, 2019 and June 30, 2020)

Books:

- Katherine Fierlbeck, **Matthew Herder**, & Janice Graham, eds., *Policy Gain or Confidence Game? Transparency and the Pharmaceutical Industry in Comparative Perspective* (2021).

Refereed Journal Articles:

- Eadie, Ashley L, Keith R Brunt & **Matthew Herder**, “Exploring the Food and Drug Administration’s review and approval of Entresto (sacubitril/valsartan)” (2021) 9:3 *Pharmacol Res Perspect* e00794.

- Vural, Ipek Eren, **Matthew Herder** & Janice E Graham, “From Sandbox to Pandemic: Agile Reform of Canadian Drug Regulation” (2021) *Health Policy*, online: <https://www.sciencedirect.com/science/article/pii/S0168851021001160>.
- Alexander C Egilman, Amy Kapczynski, Margaret E McCarthy, Anita T Luxkaranayagam, Christopher J Morten, **Mathew Herder**, Joshua D Wallach, Joseph S Ross, “Transparency of regulatory data across the European Medicines Agency, Health Canada, and US Food and Drug Administration” *Journal of Law, Medicine & Ethics* [in press].
- Sterling Edmonds, Andrea MacGregor, Agnieszka Doll, Ipek Eren Vural, Janice Graham, Katherine Fierlbeck, Joel Lexchin, Peter Doshi & **Matthew Herder**, “Transparency too little, too late? Why and how Health Canada should make clinical data and regulatory decision-making open to scrutiny in the face of COVID-19” 2020 7(1) *Journal of Law and the Biosciences*, 1-28, <https://doi.org/10.1093/jlb/ljaa083>
- Joel Lexchin, Janice Graham, **Matthew Herder**, Tom Jefferson & Trudo Lemmens, “Regulators, Pivotal Clinical Trials, and Drug Regulation in the Age of COVID-19” 2021 51(1) *International J Health Services* :5-13. DOI:10.1177/0020731420979824.
- Andrea MacGregor, Audrey D. Zhang, Joshua D. Wallach, Joseph S. Ross & Matthew Herder, “Disagreements Within the US Food and Drug Administration Regarding Approval of Novel Therapeutic Agents, 2011-2015” 2020 *Jama Network Open* DOI: 10.1001/jamanetworkopen.2020.9498.

Invited Journal Articles:

- Peter Doshi, Christopher J. Morten & **Matthew Herder**, “Integrated Drug Reviews at the US Food and Drug Administration—Reply” 2020 *JAMA Internal Medicine* DOI:10.1001/jamainternmed.2020.1978.

Book Chapters:

- Katherine Fierlbeck, Janice Graham & Matthew Herder, “Introduction” in Katherine Fierlbeck, **Matthew Herder**, & Janice Graham, eds., *Policy Gain or Confidence Game? Transparency and the Pharmaceutical Industry in Comparative Perspective* (2021).
- Marc-André Gagnon, **Matthew Herder**, Janice Graham, Katherine Fierlbeck & Anna Danyliuk, “Clinical Trial Data Transparency in Canada: Mapping the Progress from Laggard to Leader” in Katherine Fierlbeck, **Matthew Herder**, & Janice Graham, eds., *Policy Gain or Confidence Game? Transparency and the Pharmaceutical Industry in Comparative Perspective* (2021).
- Katherine Fierlbeck, Janice Graham & Matthew Herder, “Conclusion” in Katherine Fierlbeck, **Matthew Herder**, & Janice Graham, eds., *Policy Gain or Confidence Game? Transparency and the Pharmaceutical Industry in Comparative Perspective* (2021).

- Jason W. Nickerson & Matthew Herder, “COVID-19 Vaccines as Global Public Goods” in Flood, Colleen et al, eds. *Vulnerable: The Law, Policy and Ethics of COVID-19* (2020).

Other

Scholarly blogs, letters to the editor, opinion pieces

- Christopher Morten & **Matthew Herder** “We Can’t Trust Big Pharma to Make Enough Vaccines” 2021 May 31. The Nation.
<https://www.thenation.com/article/world/covid-vaccines-pharma/>
- **Matthew Herder**, Sheila Wildeman et al, “Securing Safe Supply During COVID-19 and Beyond: Scoping Review and Knowledge Mobilization” (at <https://cihr-irsc.gc.ca/e/52043.html>) (Winter 2021)
- **Matthew Herder** & Srinivas Murthy “A ‘once-in-a-generation’ chance to reset vaccine innovation in Canada” 2021 April 19. The Hill Times.
<https://www.hilltimes.com/2021/04/19/a-once-in-a-generation-chance-to-reset-vaccine-innovation-in-canada/293075>
- **Matthew Herder**, “Biopharmaceuticals, Financialization, and Nationalism in the Age of COVID-19” March 9, 2021, Healthy Debate,
<https://healthydebate.ca/opinions/biopharmaceuticals-financialization/>
- Peter Doshi & **Matthew Herder** “Did the FDA understaff its review of the Pfizer/BioNTech vaccine?” 2020 December 17. STAT.
<https://www.statnews.com/2020/12/17/did-the-fda-understaff-its-review-of-the-pfizer-biontech-vaccine/>
- Matthew Bonn, Sheila Wildeman & **Matthew Herder** “Expertise of People who Use Drugs must be Central to Design of Safe Supply” 2020 October 2. Policy Options.
<https://policyoptions.irpp.org/magazines/october-2020/expertise-of-people-who-use-drugs-must-be-central-to-design-of-safe-supply/>
- **Matthew Herder** & Janice E. Graham “Herder and Graham: Canadians Need and Deserve Transparency on COVID-19 Vaccines” 2020 September 15. Ottawa Citizen.
<https://ottawacitizen.com/opinion/herder-and-graham-canadians-need-and-deserve-transparency-on-covid-19-vaccines/wcm/175a3583-44bd-4b7d-9a57-daa02c443c3a/>
- **Matthew Herder** & Andrea MacGregor “Make the Deals with COVID-19 Vaccine-Makers Public Now” 2020 August 8. ETHICS.
<https://impactethics.ca/2020/08/08/make-the-deals-with-covid-19-vaccine-makers-public-now/>

Media Engagement / Public Education

Broadcast Interviews

- “Report on impact of illicit drugs across Nova Scotia kept confidential by government” Global News, December 11, 2020.
- “Nova Scotia preparing to deliver COVID-19 vaccine when available” Global News, November 27, 2020.
- “Canadians deserve greater vaccine transparency from the federal government” The Sunday Magazine, October 11, 2020.
- “Potential COVID-19 vaccine still not in Canada, three months after approval for trials” Global News, August 22, 2020.

Text Interviews

- M Gelman “FDA’s controversial Aduhelm decision leaves ALS patients feeling spurned” Endpoints News June 18, 2021.
- M Walsh “Canada releases redacted versions of COVID-19 vaccine contracts” The Globe & Mail June 11, 2021.
- K Gander “FDA Oversight of Clinical Trials Has Fallen Drastically Under Trump Compared With Obama” Newsweek October 1, 2020.

Adelina Iftene –

Publications (books, book chapters, articles, reports published between July 1, 2020 and June 30, 2021) * PR = peer reviewed

Journal Articles/ Essays

- “*R v. Hart*: A 5 Year Review”, (2020) 43:3 Manitoba Law Journal, Criminal Justice Special Issue (with Vanessa Kinnear, JD ‘19) (PR)
- “Of Life and Death in Canadian Penitentiaries,” (2020) 66 Canadian Journal of Family Physicians 759 (PR).
- “Red Zones: Criminal Law and the Territorial Governance of Marginalized People (Sylvestre, Bloomley, and Ballot)” [Book Review], (2020) 35:3 Canadian Journal of Law and Society.
- Adelina Iftene & Vanessa Kinnear, "[Mr. Big and the New Common Law Confessions Rule: Five Years in Review](#)" (2020) Manitoba LJ.
- Adelina Iftene, "Governments have failed to protect the incarcerated during pandemic" (September 2020) Policy Options.

<https://policyoptions.irpp.org/magazines/september-2020/governments-have-failed-to-protect-the-incarcerated-during-pandemic/>

- “Sexual and Reproductive Health Outcomes among Incarcerated Women in Canada: A Scoping Review,” (2021) *Canadian Journal of Nursing research* 1 (with Martha Paynter, Clare Heggie, Shelley McKibbon, Ruth Martin-Misener and Gail Tomblin Murphy) (PR)
- “COVID-19, Human Rights and Public Health in Prisons: A Case Study of Nova Scotia’s Experience during the First Wave of the Pandemic,” (2021) 44:2 *Dal LJ* (forthcoming) (PR)
- “The (Un)Constitutionality of Consecutive Periods of Parole Ineligibility and *R v Bissonnette*,” (2021) 69:3 *CLQ* (forthcoming).

Book chapters

- “COVID-19 In Prisons: Policies, Practices and Concerns,” in Colleen Flood, Sophie Theriault, Vanessa MacDonell, Sridhar Venkatapuram and Jane Philpott, “Law, Policy & Ethics of COVID-19” (University of Ottawa Press, 2020) (PR).
- “Aging Prisoners in the Canadian Federal Correctional System,” in Carla Cesaroni (ed.), *Canadian Prisons: Understanding the Canadian Correctional System* (Toronto: Oxford University Press, 2020) (PR)
- “Canada” in Valsamis Mitsilegas, Pedro Caeiro, and Sabine Gless (eds.), *The Encyclopedia of Criminal law and criminal Justice* (Edward Elgar Publishing, 2022, forthcoming) (with Rob Currie).
- “International Transfer of Prisoners,” in Robert Currie (ed.), *Transnational and Cross-Border Criminal Law: Canadian Perspectives* (Toronto: Irwin Law, 2022, forthcoming) (w Olivia Genge, JD '22).

Books

- *Annual Review of Criminal Law 2020* (Toronto: Thomson Reuters, 2021) (co-authored with Steve Coughlan and Rob Currie – I was responsible for the solo writing of two chapters, which is 40% of the book).

Reports

- ‘Do Independent External decision Makers Ensure that “An Inmate’s Confinement in a Structured Intervention Unit Is to End as Soon as Possible?,”’ May 2021 (with Jane B. Sprott and Anthony N. Doob – written as a review of the implementation of the structured intervention units by Correctional Service Canada, for Public Safety Canada).

Media coverage of the report:

- “New solitary confinement office reminiscent of ‘Warden’s Courts,” John Hill, *Lawyers’ Daily*, May 12, 2021
 - “Do the right thing: prison segregation oversight ‘inadequate’ report finds as author, watchdog call for new law,” Samantha Wright Allen, *The Hill Times*, May 12 2021
 - “Review of federal prison isolation units ‘not adequate,’ new report says,” *Canadian Press*, May 10, 2021
- Report for Protect and Support Cluster from the #Reimagine Nova Scotia interdisciplinary project that aims at providing a set of policy recommendations for the province in light of COVID-19 and the mass shooting, August 2021 (project coordinated by Dean Kim Brooks, Faculty of Management for public and governmental benefit).

Media coverage of the report:

- “Reimagine NS Profile: Support and Protect,” (feat in.)
 - *Dal News*, October 16, 2020
 - Interview on “Protect and Support - #Reimagine Nova Scotia, Policy recommendations for the province in light of COVID-19 and the mass shooting”, *Information Morning Cape Breton*, October 23, 2020.
- Report to the provincial government on the responses to and the impact of COVID-19 on provincially incarcerated people in Nova Scotia, August 2021 (part of the Health Law Institute CoVID-19 research project, submitted to the Departments of Justice, Housing and Municipal Affairs, Health and Wellness).

Media coverage of the report:

- “There hasn’t yet been a COVID outbreak in Nova Scotia’s jails, but it could still happen,” Tim Bousquet, *Halifax Examiner*, September 11, 2020

Colin Jackson –

Publications (books, book chapters, articles, reports published between July 1, 2020 and June 30, 2021)

- Bradley Bryan, Colin Jackson & Geoffrey Loomer, “Who is Subject to Canadian Income Tax” in Arthur Cockfield, Martha O’Brien & Catherine Brown, eds, *Materials on Canadian Income Tax*, 16th ed (Toronto: Carswell, 2020).

Forthcoming (Accepted for Publication)

- Colin Jackson, “Readability in the Canadian Tax System” (2021) 44 *Man LJ* [forthcoming]. (R – double-blind peer review with 3 peer reviews received)
- Colin Jackson, “Transformation of a Branch” in *Taxation of Corporate Reorganizations* (Toronto: Thomson Reuters) (loose-leaf, September 2021 update)

- Nayha Acharya & Colin Jackson, “What We Wish We Knew Then: A Backward and Forward Look at Learning and Teaching in Law School” (2022) CLEAR [forthcoming]

Archie Kaiser –

Recent Editorials

- Authored with Professors Grant, Lemmens and Sheehy concerning Bill C-7, Fall/Winter 2020/21: “Bill C-7 Shatters Illusions Regarding Canada’s Commitments to Persons with Disabilities”, *National Newswatch*, 8 December 2020
- “MAiD bill is an affront to equality”, *Toronto Star*, 11 March 2021

Kelsey Jones –

No publications for 2020/2021

Jodi Lazare –

- “Ag-Gag Laws, Animal Rights Activism, and the Constitution: What is Protected Speech?” (2020) 58:1 *Alberta Law Review* 83 **(R)**
 - Listed on SSRN top 10 download lists: “Animal Law eJournal” (21 October 2020); “Political Communication” (21 November 2020)

Forthcoming

Submitted

- “Animal Rights Activism and the Constitution: Are Ag-Gag Laws Justifiable Limits?”
 - Under review at the Osgoode Hall Law Journal (submitted March; out for review May)

Other

Media

- (Featured in) Gord Gilmour, “Editor’s Take: The court of public opinion?” *Manitoba Co-operator* (17 June 17 2021)
- (Featured in) Geralyn Wichers, “Will Bill 62 survive a constitutional challenge?” *Manitoba Co-operator* (17 June 17 2021)

- (Featured in) GERALYN WICHERS, “Will Bill 62 have unintended consequences?” Manitoba Co-operator (17 June 2021)
- “Dead calves discovered by roadside reveal Nova Scotia’s weak safeguards for farm animals” Saltwire Network — The Chronicle Herald (31 May 2021) (with Kelsey Warr)
- (Featured on) Radio-Canada Le réveil / Nouvelle-Écosse et T.-N.-L. (French-language morning show), Interview about the regulation of farmed animal welfare in Nova Scotia (20 May 2021)
- (Featured on) CBC Information Morning (Halifax), Interview about the regulation of farmed animal welfare in Nova Scotia (17 May 2021)
- (Featured in) DLJ Podcast (Dal Law Journal), “Ep 16 – Jodi Lazare – Are Ag-gag Laws Unconstitutional?” (12 March 2021)
- (Featured in) Colin Freeze, “Ontario hit with lawsuit challenging ‘Ag Gag’ legislation” The Globe and Mail (9 March 2021)
- (Featured in) Gavin MacRae, “Ag-Gag Comes North” Watershed Sentinel (17 February 2021)
- (Featured in) Tracy Jessiman, “RECYCLED LOVE: Lazare on a mission to save, protect animals” Saltwire Network — The Chronicle Herald; The Guardian (30 November 2020)

Jennifer Llewellyn –

Publications (books, book chapters, articles, reports published between July 1, 2020 and June 30, 2021)

- Roberts-Smith, Jennifer, Justin Carpenter, Kristina R. Llewellyn, Jennifer J. Llewellyn, with Tracy Dorrington-Skinner, Gerald Morrison, and Tony Smith. “Relational Presence: Designing VR-Based Virtual Learning Environments for Oral History-Based Restorative Pedagogy,” *Journal of Interactive Technology and Presence*, 17:1 (2020)
- Gibson, Lindsay, Jennifer Roberts-Smith, Kristina R. Llewellyn, and Jennifer Llewellyn, with the DOHR team. “A New Approach to Virtual Reality in History Education: The Digital Oral Histories for Reconciliation project (DOHR)” in Mario Carretero, Cristian Parellada and María Cantabrana Carassou, eds., *History Education and Digital Practices*. New York, NY: Routledge, 2021).

Forthcoming

- Jennifer J. Llewellyn, “Transforming Restorative Justice” *International Restorative Justice Journal* 2:2021.
- Ami Harbin, Christine Koggel & Jennifer J. Llewellyn (eds). *Relational Theory Implications and Applications: Special Issue Journal of Global Ethics* forthcoming spring 2022.

In Progress

- Book project: ***Guns, Politics and the Law: Reference re Firearms Act***, under contract with UBC Press for the Landmark Cases in Canadian Law series. (with R. Blake Brown)

I am co-authoring a book on the Firearms Reference that is under contract as one of the initial offerings in UBC Press’ New Landmark Cases in Canadian Law series. The working title is *Guns, Politics and the Law: Reference re Firearms Act*. Research is actively underway – we have completed an extensive review of current and subsequent references and treatments of the case in the case law, media and legislative debates.

- Book/Series Project: Global Editor for a multiple volume ***International Encyclopedia of Restorative Justice***. I am co-editing the entire project with Ivo Artsen from Leuven in Belgium. We have completed the conceptual development of the project and have a publisher. We have all of our regional editors for Asia/Pacific, Europe, North America, Africa, Australia/New Zealand, and Latin America. We have worked with each of the teams to develop the approach and structures to their volumes and select authors. Each volume will engage a group of writers for country or theme-based chapters. As global editors we are responsible for the overall intellectual structure and approach of the Encyclopedia as well as overseeing the development and completion of each volume. The Encyclopedia will also include a significant quantitative data collection aspect which the Global Editors will lead. We have developed an initial survey tool to use across all of the regions. This project will be a major focus during my sabbatical next year.
- Book Project: Llewellyn, Kristina, Jennifer Llewellyn, Jennifer-Roberts-Smith, Lindsay Gibson with Tony Smith, Gerald Morrison, and Tracy Dorrington-Skinner, ***Oral History Education for the Redress of Historical Harms: The Digital Oral Histories for Reconciliation Project*** (book proposal for Fernwood).

Other Scholarly Activity

- I served as the scholarly reviewer for the RSC Task Force Report on Covid-19.

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- I have given several interviews this past year for print, TV and radio related to my work in restorative justice including the Restorative Inquiry, the DOHR project, the Accessibility Process and other matters. These interviews have included the *Chronicle*

Herald, New 95.7 the Sheldon McLeod Show and Rick Howe Show, CBC radio (local and national) CBC and CTV news, Global and CBC's The National and other local papers.

Constance MacIntosh –

Publications (books, book chapters, articles, reports published between July 1, 2020 and June 30, 2021)

- Craig Forcese, Adam Dodek, Philip Bryden, Richard Haigh, Mary Liston and **Constance MacIntosh** (Co-authors), *Public Law: Cases, Commentary and Analysis (4th Edition)* (Toronto: Emond, 2020)
- Sherry Aiken, Colin Grey, Catherine Dauvergne, Gerald Heckman, Jamie Liew, & **Constance MacIntosh** (Co-authors) *Immigration and Refugee Law (3rd Edition)* (Toronto: Emond, 2020)
- Constance MacIntosh, “Decisionally Incapable Children and Medical Treatment Choices in Canada”. In Imogen Goold, Cressida Auckland and Jonathan Herring (Eds) Medical Decision-Making on Behalf of Young Children: A Comparative Perspective (Hart Publishing, Oxford. 2020). Pages 177-194

Reports

- Constance MacIntosh, “COVID-19 Health Risk: Lack of MSI Coverage Creates Public Health Risk for Nova Scotians” (Delivered to the [Nova Scotian](#) Minister of Health and the Minister of Municipal Affairs and Housing, funded under the *Targeted Health Law & Policy Interventions for an Efficient, Effective and Equitable Response to COVID19* grant) (June 2020)
- Constance MacIntosh, “Refugee-Serving NGOs and Legal Representation/Advice under the *Immigration and Refugee Protection Act*” (*Pro bono* report prepared for the Canadian Council for Refugees, March 2021)
- Constance MacIntosh, “Comments on redefining ‘residents’ for MSI purposes” (Brief memo for the Department of Health and Wellness, March 2021)

Other

Scholarly blogs, letters to the editor, opinion pieces

- Naiomi Metallic and **Constance MacIntosh**, “Canada’s actions around the Mi’kmaq fisheries rest on shaky legal ground” Policy Options, November 9, 2021

Magazine articles, media interviews, radio talk shows

- Dalhousie News, “Ask an Expert: Indigenous Law Scholar Constance MacIntosh on Modern Misconceptions about Treaty Rights” (October 1, 2020)

- Various short CBC interviews for print stories
- Global News (TV and on-line news), “Regional Chief Prosper calls for Mi’kmaq specific vaccine strategy” (January 26 2021)
- The Charlatan, “Dalhousie’s new Aboriginal and Indigenous Law Certificate equips Mi’kmaq students to bring change” (March 19 2021)

Andrew Martin –

Publications (books, book chapters, articles, reports published between July 1, 2020 and June 30, 2021)

- Andrew Flavelle Martin, “From Attorney General to Backbencher or Opposition Legislator: The Lawyer’s Continuing Duty of Confidentiality to the Former Client” (2021) 43:2 Manitoba LJ 247-259 (R) (peer-reviewed). **[NB this project was listed as SUBMITTED on my previous annual report]**
- Andrew Flavelle Martin, “Does the Attorney General have a Duty to Defend Her Legislature’s Statutes? A Comment on the *Reference Re Genetic Non-Discrimination Act*” (2021) 43:2 Manitoba LJ 220-246 (R) (peer-reviewed). **[NB this project was listed as FORTHCOMING on my previous annual report]**
- Andrew Flavelle Martin, “Folk Hero or Legal Pariah? A Comment on the Legal Ethics of Edgar Schmidt and *Schmidt v Canada (Attorney General)*” (2021) 43:2 Manitoba LJ 198-218 (R) (peer-reviewed). **[NB this project was listed as FORTHCOMING on my previous annual report]**
- Andrew Flavelle Martin, “Mental Illness and Professional Regulation: The Duty to Report a Fellow Lawyer to the Law Society” (2021) 58:3 Alberta L Rev 659-685 (R) (peer-reviewed). **[NB this project was listed as SUBMITTED on my previous annual report]**
- Andrew Flavelle Martin, “Legal Ethics and Judicial Law Clerks: A New Doctrinal Account” (2020) 71 UNB LJ 248-274 (R) (peer-reviewed). **[NB this project was listed as FORTHCOMING on my previous annual report]**
- Andrew Flavelle Martin, “*Gladue* at Twenty: *Gladue* Principles in the Professional Discipline of Indigenous Lawyers” (2020) 4:1 Lakehead LJ 20-49 (R) (peer-reviewed). **[NB this project was listed as FORTHCOMING on my previous annual report]**
- Andrew Flavelle Martin, “The Attorney General *Is* the Legislature’s Legal Advisor (Though Not Its *Only* Legal Advisor), Although That Role Is Admittedly Problematic and Should Probably Be Abolished: A Response to Steven Chaplin” (2020) 14:3 JPPL 625-632 (R).

Forthcoming

Accepted for Publication

- Andrew Flavelle Martin & Leslie Walden, “The Incorporation of Government Lawyering in the Teaching of Legal Ethics in Canadian Law Schools” (2021) CLEAR (R) (peer-reviewed) [accepted 29 June 2021].
- Andrew Flavelle Martin, “Where Are We Going? The Past and Future of Canadian Scholarship on Legal Ethics for Government Lawyers” (2021) Can Bar Rev (R) (peer-reviewed) [accepted 6 February 2021].
- Andrew Flavelle Martin, “Creative and Responsive Advocacy for Reconciliation: The Application of *Gladue* Principles in Administrative Law” (2021) McGill LJ (R) (peer-reviewed) [accepted 6 November 2020].
- Andrew Flavelle Martin, “But Why Him? A Review of *The Tenth Justice: Judicial Appointments, Marc Nadon, and the Supreme Court Act Reference* by Carissima Mathen and Michael Plaxton” (2021) Dal LJ (R) [accepted 8 January 2021].

Submitted

- Andrew Flavelle Martin, “The Duty of Legislative Counsel as Guardians of the Statute Book: *Sui Generis* or a Professional Duty of Lawyers?” [submitted to Manitoba LJ, 11 January 2021] **[NB this project was listed as SUBMITTED, to a different journal and under a different title, on my previous annual report].**
- Andrew Flavelle Martin, “The Non-Lawyer Attorney General: Problems and Solutions” [submitted to UNB LJ, 13 November 2020] **[NB this project was listed as SUBMITTED to a different journal on my previous annual report].**
- Andrew Flavelle Martin, “The Premier Should Not Also Be the Attorney General: *Roncarelli v Duplessis* Revisited as a Cautionary Tale in Legal Ethics and Professionalism” [submitted to Manitoba LJ, 19 February 2021].
- Andrew Flavelle Martin, “Decolonizing the Regulation of the Indigenous Practice of Law? A Comment on Issues of Bias and Jurisdiction in *Law Society of Ontario v Bogue and Coutlee (Re)*” [submitted to Lakehead LJ, 21 April 2021].
- Andrew Flavelle Martin, “Law Society Regulation and the Lawyer-Academic” [submitted to Osgoode Hall LJ, 11 May 2021].

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- Media interview for Zena Olijnik, “Law Society of B.C. publicly naming lawyer with misconduct citation unreasonable: B.C. appeal court” (8 April 2021) *Canadian*

Lawyer, online: <https://www.canadianlawyermag.com/resources/professional-regulation/law-society-of-b.c.-publicly-naming-lawyer-with-misconduct-citation-unreasonable-b.c.-appeal-court/354785>

Liam McHugh-Russell –

Accepted for Publication

- “*Doing Business, Legal Origins Theory, and the Politics of Governance by Knowledge*” (forthcoming) *Canadian Journal of Law and Development* (R) (9000 words)
 - Peer reviewed: acceptance based on two double-blind peer reviews

Public Service Publications

- (w/ [Endicott Society](#)) *Prendre le Pouvoir* (Paris: Seuil, 2022)
 - Public press “comic” book, in French, on democratizing the firm, co-written with an international, interdisciplinary team of 12 collaborators
- (w/ Anthony Piscitelli) “The Demutualization of Economical Insurance” (August 2021) *Policy Options* (1200 words)

Other

Media Appearances

- Quoted on labour and employment law matters in
 - Telegraph-Journal (New Brunswick)
 - SaltWire
- Appeared in a story on [Global News](#) at 6 Halifax and associated report

Twitter

- My posts on professional and personal topics have had over 1 million impressions since July 2020

Naiomi Metallic –

Publications (books, book chapters, articles, reports published)

- “NIL/TU,O Child and Family Services Society v. B.C. Government and Service Employees’ Union’ and Communications, Energy and Paperworkers Union of Canada v. Native Child and Family Services of Toronto” in Kent McNeil & Naiomi Metallic, eds, *Judicial Tales Retold: Reimagining Indigenous Rights Jurisprudence*, Canadian Native Law Reporter, Native Law Center, Saskatchewan, 2020). Peer Reviewed.

- “Searching for ‘Superchief’ and Other Fictional Indians: Case Comment on *R v Bernard*, 2017 NBCA 48” (2020) 57:1 OHLJ 230.
- Naomi Metallic, “New Brunswick Needs a Public Inquiry Into Systemic Racism in the Justice System: Nova Scotia Shows Why” (2020) 12 J New Brunswick Studies 7.

Forthcoming

Accepted for Publication

- "Realizing Administrative Aboriginal Law" in Colleen M Flood & Paul Daly, eds, *Administrative Law in Context*, 4th ed (forthcoming Emond Publishing: Toronto, 2021) (with Janna Promislow). Peer Reviewed.
- Breathing Life into Our Living Tree: The Promise, Limits and Challenge of An Act respecting the United Nations Declaration on the Rights of Indigenous Peoples, 2020 S.C. c 14 (accepted for publication in *Rewriting the Canadian Constitution* collection, Wade Wright, ed.)

Reports

- *Cash Back – A Yellowhead Institute Red Paper*, [online](#), May 2021 (co-authored and co-director with Shiri Pasternak). Peer Reviewed.
- *Connecting the Dots to Reveal a New Picture - A Report on Indian Act By-Law Enforcement Challenges Experienced by First Nation in Nova Scotia and Beyond*, prepared for the Mi'kmaq Tripartite Forum Justice Committee (Winter 2021). Peer Reviewed.
- *Reform on Social Assistance in New Brunswick First Nations – Considerations on a Legal Framework and Structure of the Social Assistance Program*, report to the New Brunswick First Nations, September 21, 2020 (with research assistance from Maile Graham-Laidlaw).

Other

Scholarly blogs, letters to the editor, opinion pieces

- “Canada’s actions around the Mi’kmaq fisheries rest on shaky legal ground,” Policy Options, November 9, 2020 (with Constance MacIntosh).

Magazine articles, media interviews, radio talk shows

- Interview with Tom Nichini on my article, “Searching for Superchief...” for Dalhousie Law Journal podcast, June 17, 2021.

- Interview with Popular Demand Pictures for documentary film regarding Chief Roger Augustine, June 9, 2021.
- Interview with CBC Nova Scotia Information Morning regarding Bill C-92, June 7, 2021.
- Interview with CBC Nova Scotia Mainstreet regarding mass graves at residential schools, May 31, 2021.
- Interview to CBC New Brunswick regarding Cash Back Report, May 21, 2021.
- Participation in CBC syndicate interviews (7 interviews across the country) regarding Yellowhead Cash Back report, May 20, 2021.
- Participate in podcast interview with Faculti regarding my paper on impacts of *Caring Society decision*, May 18, 2021.
- Participate in MediaIndigena 2-part podcast on Yellowhead CashBack Report, May 13, 2021.
- Quoted in Brendan Kennedy, "Follow the money': New report explores pathways to reparations for Indigenous peoples," Toronto Star, May 12, 2021.
- Interview with Fanny Lévesque, La Press, re Québecès reference re Bill C-92, May 7, 2021.
- Podcast with CBA President, Grad Regehr, "Conversation on Indigenous Law with John Borrows and Naiomi Metallic," March 12, 2021.
- Quoted in Bernise Carolino, "Aboriginal and Indigenous law certificate to advance Schulich Law's decolonization efforts," in *Canadian Lawyer*, January 28, 2021.
- Quoted in Luc Rinaldi, "To survive, Indigenous police forces need 'black belts in how to be lean'" in Canada's National Observer [online](#) article, January 21, 2021.
- Interview with Krista Hessey a Global News Re: fisheries case, October 19, 2020
- Interview with Robin Levison-King, BBC, regarding Marshall and NS Fisheries issues, October 2, 2020 – quoted in October 15, 2020, BBC News Toronto Online, "Inside Canada's decades-long lobster feud" by Robin Levinson-King.
- Interview with Brett Forester, APTN News in Ottawa, re Mi'kmaq fishing rights, September 28, 2020.
- Interview with David Koch, Brunswick News, regarding Constitutional jurisdiction and public inquiry in New Brunswick, August 5, 2020.

Sherry Pictou –

Publications (books, book chapters, articles, reports published between July 1, 2020 and June 30, 2021) – MULTI-DISCIPLINARY

- **Pictou, S. (2020).** “¿Qué es la descolonización? Concepciones Relacionales y Ancestrales Mi’kmaq y Perspectivas Antropológicas sobre las Relaciones de Tratados” In Hernández Castillo, R. Aida, Suzi Hutchings and Brian Noble (In Press), *Diálogos Transcontinentales. Alianzas Activistas con los Pueblos Indígenas de Cañada, Mexico y Australia.* Oaxaca, Mexico: International Working Group for Indigenous Affairs (IWGIA)/ Center for Research and Higher Studies in Social Anthropology (CIESA)/ Pochote Press. (Spanish Translation of English Publication 2019, see comments) R
- *M’sit No’kmaq*, Marshall A., Beazley, K. F., Hum, J., Joudry, S., Papadopoulos, A., Pictou, S., Rabesca, J. Lisa Young, Y, Zurba, M., (2021). “Awakening the sleeping giant”: re-Indigenization principles for transforming biodiversity conservation in Canada and beyond. *FACETS*. 6: 839-869. R

Forthcoming

Accepted for Publication

- Brady, J., Parker, B., **Pictou, S.**, and Robin-Martens, T. (Forthcoming 2021). *Pestiewink/Wihokewin: Invitation to Indigenous and Intersectional Feminist Food Studies. Critical Perspectives in Food Studies* (3rd Edition). (Copy Editing). R
- **Pictou, S.** (Forthcoming). Reconciliation or Apiksitaultimate? Indigenous Relationality for Conservation. In A. Olive, C. Finegan, & K. Beazley (Eds.), *Transformative Politics of the Wild: Biodiversity Conservation in Canada.* University of Toronto Press, Toronto (In Press). Toronto: Toronto University Press. R

Unpublished reports

- **Pictou, S.** (2021). *Wolastoqiyik and Mi’kmaq Grandmothers – Land/Water Defenders Sharing and Learning Circle: Generating Knowledge for Action.* *This report was produced in collaboration with Dr. Janet Conway and PhD Candidate, Angela Day (University of Toronto) and is based on two overlapping research grants (MSVU & SSHRC PEG) and will be posted to the Mother Earth Resource Extraction Hub – KAIROS

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

Interviews

- Pictou, S. (Published August 18 2020). Reflections with Dr.s Sherry Pictou and Melanie Zurba (based on an interview of May 2020 for Master of Environmental Studies Student, Jessica Hum. <https://www.tlicho.ca/news/story-telling-story->

[listening-decolonizing-research?fbclid=IwAR18-aV4wGQgbVijtjwLanKQIXfEOCWX5rwD9CFB2CtwWVb7Q7-wUkMrHPlo](https://www.facebook.com/1wAR18-aV4wGQgbVijtjwLanKQIXfEOCWX5rwD9CFB2CtwWVb7Q7-wUkMrHPlo)

- Pictou, S. (Aug. 28, 2020). Podcast Interview guest with Dr. Martha Stiegman. "Treaty Relations and Environmental Politics." Hosted by: Dr. Peter Andr e (Carleton University), The Eco-Politics Podcast. www.ecopoliticspodcast.ca/episode-10-treaty-relations-and-environmental-politics-in-canada-3/
- Pictou, S. (Oct. 2, 2020). Interviewed by Ameeta Vohra. Quoted in Pandoras Box is Open, *Halifax Magazine*. <https://halifaxmag.com/cover/pandoras-box-is-open/>
- Pictou, S. (Feb. 4, 2021). Dr. Sherry Pictou on Indigeneity, Feminism, and Resource Extraction. Interview by Chase Puentes for School of Marine and Environmental Affairs: *Currents* Student Blog. <https://smea.uw.edu/currents/dr-sherry-pictou-on-indigeneity-feminism-and-resource-extraction/>

Phillip Saunders -

Missing

Sara Seck -

Edited Collection: published

- Sumudu Atapattu, Carmen Gonzalez, and **Sara L Seck** (editors), *Cambridge Handbook of Environmental Justice and Sustainable Development* (Cambridge University Press, published March 2021) <https://www.cambridge.org/core/books/cambridge-handbook-of-environmental-justice-and-sustainable-development/72CD34627C60A0CFB37667968449DB65>

Edited Collection: submitted, in press:

- Meinhard Doelle and **Sara L Seck** (editors), *Research Handbook on Climate Change Law and Loss & Damage* (with Edward Elgar Publishing, manuscript submitted March 2021).

Edited Special Issues, submitted, in press:

- **Sara L Seck**, Richard Devlin, and Siobhan Quigg (guest editors) *Legal Ethics*, special issue, *Soft Law, Legal Ethics and the Corporate Lawyer: Confronting Human Rights and Sustainability Norms* (submitted February 2021).

Law Journal/Review Articles: (published)

- Sara L. Seck, “A relational analysis of enterprise obligations and carbon majors for climate justice” (2021) 11:1 *Oñati Socio-Legal Series* 254-284: Climate Justice in the Anthropocene, <http://opo.iisj.net/index.php/osls/article/view/1217> (Published February 2021) [R*]

Book Chapters: (published)

- **Sara L Seck**, “Transnational Mining Law” in *Oxford Handbook of Transnational Law*, edited by Peer Zumbansen (Oxford University Press, published online April 2021) 329-348. [R]
- **Sara L Seck** & Penelope Simons, “Sustainable Mining, Environmental Justice, and the Human Rights of Women and Girls: Canada as Home and Host State” in Sumudu Atapattu, Carmen G. Gonzalez & **Sara L Seck**, co-editors, *Cambridge Handbook of Environmental Justice and Sustainable Development* (published March 2021) 314-334. [R]
- Sumudu Atapattu, Carmen G. Gonzalez & **Sara L Seck**, “Intersections of Environmental Justice and Sustainable Development” in Sumudu Atapattu, Carmen G. Gonzalez & Sara L Seck, coeditors, *Cambridge Handbook of Environmental Justice and Sustainable Development* (published March 2021) 1-19.
- Sumudu Atapattu, Carmen G. Gonzalez & Sara L Seck, “Beyond Fragmentation: Reflections, Strategies and Challenges” in Sumudu Atapattu, Carmen G. Gonzalez & **Sara L Seck**, co-editors, *Cambridge Handbook of Environmental Justice and Sustainable Development* (published March 2021) 470-476.
- **Sara L Seck** & Sarah L MacLeod, “People at the Poles” in Karen Scott & David VanderZwaag, eds, *Research Handbook on Polar Law* (Edward Elgar, 84-104). [published Dec 2020] [R]
- Keith MacMaster & **Sara L Seck**, “Mining for Equality: Soft Targets and Hard Floors for Board of Directors?” in Oonagh E. Fitzgerald, editor, *Corporate Citizen: New Perspectives on the Globalized Rule of Law* (CIGI Press, 2020) 191-208. [published October 2020] [R*]
- **Sara L Seck**, Chapter 5 “Climate Change and the Human Rights Responsibilities of Business Enterprises” in David Ismangil, Karen van der Schaaf & Lars van Troost, eds, *Climate Change, Justice and Human Rights* (Amnesty International, 2020) 41-48, online: *Amnesty International* <https://www.amnesty.nl/media/strategic-studies-future-human-rights-policy-practice/changing-perspectives-human-rights> [published August 2020]. [R]
- Daniela Chimisso dos Santos & **Sara L Seck**, “Human Rights Due Diligence and Extractive Industries” in Surya Deva and David Birchell, editors, *Research Handbook on Human Rights and Business* (Edward Elgar, 2020) [published July 2020]. [R]

Forthcoming

Accepted for Publication

- Adebayo Majekolagbe, **Sara L Seck** & Penelope Simons, “Human Rights and the Impact Assessment Act: Proponents and Consultants as Duty Bearers” in Meinhard Doelle and John Sinclair, editors, *The Next Generation of Impact Assessment: A Critical Review of the Canadian Impact Assessment Act* (Irwin Law, 2021) 445-467. [published July 2021] [R]
- Unwana Udo, Tahnee Prior, and **Sara L Seck**, “Human Rights at the Ocean-Climate Nexus: Opening Doors for the Participation of Indigenous Peoples, Children and Youth, and Gender Diversity” *Ocean Yearbook* Volume 36 (submitted March 2021, peer reviewed, revised & resubmitted, accepted June 2021). [R*]
- Sara L Seck, “Elisabeth Mann Borgese: A Sketch”, chapter contribution to *The End of International Law (As We Know It)? ‘Women’ and the Construction of Another International Order*, edited by Immi Tallgren (invited, first submitted February 2021, accepted by editor April 2021). [R]
- **Sara L Seck**, “Climate Justice and the ETOs” in *The Routledge Handbook on Extraterritorial Human Rights Obligations (ETOs)* edited by Mark Gibney, Gamze Erdem Türkelli, Markus Krajewski, and Wouter Vandenhoele (Routledge) (invited, first submitted September 2020, accepted by editors January 2021). [R]
- **Sara L Seck**, “Human Rights and Environmental Change” in Deborah Poff & Alex C. Michalos, editors, *Encyclopedia of Business and Professional Ethics* (Springer) (invited, submitted April 2021, accepted April 7, 2021)

Submitted, Under Review

- Olga Koubrak, Sarah L MacLeod, **Sara L Seck**, & Anna Sharapova, “Indigenous Rights and Interests” in *Changing Arctic Ocean: Canadian and Russian Experiences and Challenges, special issue of Arctic Review of Law and Politics* submitted May 2021 for peer review (David VanderZwaag, special editor)
- Lisa Benjamin & **Sara L Seck**, “Human rights-based climate litigation in Canada: state duties and business responsibilities” *Journal of Human Rights and the Environment*, special issue, human rights and climate change litigation, (invited, submitted March 2021, peer and editors reviews received, revisions due August 2021). [R*]
- Melisa Handl, Penelope Simons, **Sara L Seck** “Gender and Intersectionality in Business and Human Rights” *Business and Human Rights Journal, special issue* (invited, submitted December 2020, peer and editor reviews received, revisions due August 2021). [R*]
- **Sara L Seck**, “Guiding Principle 11” in Barnali Choudhury, editor, *Commentary on the UNGPs* (Edward Elgar) (invited, draft submitted June 2021)

- **Sara L Seck**, “Teaching Note: Human Rights and the Environment” in Anthony Ewing, editor, *Teaching Business & Human Rights* (Edward Elgar) (invited, submitted July 2021)

Other Updates:

- The journal article Meinhard Doelle & Sara L Seck, “Loss and Damage from Climate Change: From Concept to Remedy” (2020) 20:6 *Climate Policy* (special issue: Loss & Damage after the Paris Agreement) 669-680, [published online 7 August 2019] DOI: 10.1080/14693062.2019.1630353 was reprinted by sci-hub: <https://www.sci-hub.tw/10.1080/14693062.2019.1630353> (date?) and re-published as chapter in book: *The Third Pillar of International Climate Change Policy: On ‘Loss and Damage’ after the Paris Agreement* (Routledge, 2021) ISBNs: HBK 978-0-367-67668-1; PBK 978-0-367-67669-8; eBook 978-1-003-13227-1; Planned Publication Date: 01/04/2021]

Other (scholarly blogs, letters to the editor, opinion pieces, workshops or conferences organized, magazine articles, media interviews, radio talk shows)

- Contributor to Amicus, *Claudia Duarte Agostinho and Others v Portugal and 32 Other States*, Application no. 29371/20, European Court of Human Rights, with the Extraterritorial Obligations Consortium, Amnesty International and others (May 2021), <https://www.etoconsortium.org/en/news/news/first-climate-change-case-at-the-european-court-of-human-rights-justice-must-not-stop-at-borders-182/>
- Dal News profile, “ ‘Solutions are Everywhere’: Schulich School Prof Champions Environment and Social Justice Through Law” (by Michelle Charlton, April 12, 2021) <https://www.dal.ca/news/2021/04/12/why-this-law-professor-and-social-justice-champion-dropped-a-ten.html>
- International Women’s Day: In Conversation with Dr. Sara Seck (March 9, 2021), *Afronomics Law* <https://www.afronomicslaw.org/category/analysis/international-womens-day-conversation-dr-sara-seck>
- Careers panel participant, Environmental Law Students’ Society (ELSS) – “Exploring Your Future in Environmental Law” (January 25, 2021)
- **Sara L. Seck**, “Human Rights and the Environment” (2020), The Teaching Business and Human Rights Forum, <https://teachbhr.org/resources/teaching-bhr-handbook/teaching-notes/human-rights-and-the-environment/>

Jonathan Shapiro –

Complete Edit of First Edition of *Learning Legal Writing*

Two years ago I wrote and created an interactive on-line textbook for the LRW course at the law school, entitled *Learning Legal Writing*. The book is unique in the country in that it is published on the TopHat platform, which includes interactive writing exercises. Students are able to read about a legal writing concept, and then test their knowledge with exercises and problems, and receive instantaneous feedback from the book itself. I note the book is therefore not traditional, but a sort of pastiche of a textbook, a blog, and an exercise workbook.

One of the challenges of using this format and platform is that there is not a traditional editor as one would have with a paper publishing company such as Thomson Reuters or Lexis Nexis. The TopHat platform permits direct publication by the author to the student consumer. This is advantageous from a cost perspective, but has disadvantages as well, as there is no external editor to proof the work for spelling, grammar, sentence structure, and other simple errors.

During the first year of use, and during the pandemic year, where the online textbook became the **primary** source of knowledge acquisition for students, a number of students helpfully pointed out several minor errors in the book. This undermines the credibility of the work and of me, the author, since a book on legal writing ought not to have spelling and grammar errors contained within.

I conducted a complete edit of the first edition of the book in order to clean up these minor errors. I also worked with several colleagues across the country who volunteered to review chapters of the book and made other more significant changes to the book, from sentence structure to substantive content.

The edited version of the book will be used by all three sections of LRW in the coming year.

I am also working on adding additional chapters to the book, which are underway but not yet complete. I have written a partial chapter on writing factums, and I hope to complete that in the coming year.

Complete Materials For Filmed Chambers Motion (Filming Delayed Due to COVID, release delayed due to update in Rules)

For a long time, I have intended to film a Chambers motion for the benefit of the Civil Procedure class at the law school. We used to require students to attend a Chambers hearing but it both overwhelmed the courts and led to inconsistent experiences for students. While discussing this with now Chief Justice Wood, it was suggested that we create a hypothetical Chambers motion, have it argued by two experienced lawyers before a real Justice of the Supreme Court, and film it.

At the start of the year, we had a partial set of materials for a motion created for us by a summer research student. I completed those materials, which consist of an affidavit from each side in the motion and motion briefs.

Unfortunately, the pandemic closed live hearings in the courts, and any discretionary projects like this were also put on hold. It is my hope that we will be able to make

arrangements to film the finished product once court access returns to a greater degree of normalcy in the coming year.

Additionally, after the materials were complete, the Supreme Court Rules Committee changed the Rule which is the subject of the mock motion. The materials will now need to be updated to reflect this substantive change before they can be used for filming in order to keep the law relevant and current.

I still intend to upload the materials that were completed to the Civil Procedure students (in all three sections) to use as a guiding sample, with the note that the law has been changed and that the filmed version of the arguments will follow in future years.

Draft Complete New Civil Procedure Workshop Problem

As you know from having taught the course, each year the Civil Procedure class works around a hypothetical (but usually based strongly in a real life scenario) workshop problem involving a civil litigation matter taken from its inception where the students draft pleadings, through two stages of negotiation, and drafting two motions. They do this under the joint guidance of the professor and a practicing lawyer in both the classroom portion and a workshop setting.

We have four regular workshop problems which we use in a rotation. We have long wanted to create an additional problem because it has been our view that 5 problems (for a full 5 years between rotations) is safer to ensure there is no student memory of the previous problems. We also want to expand the issues to include environmental law (we have medical malpractice, several personal injury accidents, and a manufacturing negligence problem, but no environmental law problem).

I drafted from scratch a new 5th workshop problem which will be used in the coming year and put into the regular rotation thereafter. The problem is based on the movie *A Civil Action*, itself based on a true story of a pollution and dumping case from Massachusetts. By researching and basing the problem on a real case, we hope the problem will be realistic for the students.

New Criminal Practice Fall Assignment

Two years ago the Federal government passed Bill C-51, which made significant amendments to the *Criminal Code*. One of the things the bill did was remove from the *Code* a number of sections that had been previously struck down as unconstitutional but which remained in the published statute. Each year in Criminal law I use a detailed practice problem a week in advance of the Fall Assignment (which is the first assignment of significant weight law students undertake in their law school education), which teaches and tests their ability to conduct a *Charter* analysis. I have used a problem for years that involves the use of a slot machine in a private home. That problem could no longer be used after the passage of Bill C-51.

Creating a new review problem to prepare the small group students was a major priority for me during my leave. I had been unable to find space to create a new problem and had to use the old problem in the previous year despite the law no longer being on the books.

Creating a new problem is a real challenge because it has to be realistic, but also simple enough for learning 1Ls to complete, and it has to hit the right kind of learning goals we work on in the first 7 weeks of class time.

I was able to completely create a new practice review problem based on the intersection of Canada's refugee and criminal law, and based on a recent Supreme Court of Canada case, which will, I hope, meet the teaching and learning needs of the students, and last the criminal small group professors (who use my practice materials) for years to come.

Updated and Revised Civil Procedure Casebook

A number of significant rule changes have occurred in the province over the last number of years. Economical actions limits have been raised from \$100,000 to \$150,000 along with some other streamlining in Rule 57, there are new presumptions for actions and applications in Rule 6, and the Supreme Court of Canada recently clarified the law of limitations and discoverability. This necessitated some significant updating to the Civil Procedure casebook to ensure our materials are up to date.

In order to keep the materials manageable for the students, we try not to add new material without removing an equivalent amount of material, and so some significant thinking had to go into making decisions on what to remove as well as what to add.

The up to date casebook will be used by all three sections of Civil Procedure for the coming year.

David VanderZwaag –

Publications (books, book chapters, articles, reports published between July 1, 2020 and June 30, 2021)

Articles

- Olga Koubrak, **David L VanderZwaag** & Boris Worm, "Saving the North Atlantic Right Whale in a Changing Ocean: Gauging Scientific and Law and Policy Responses" (2021) 200 *Ocean & Coastal Management* 105109 (R).
- UR Sumaila & **David L VanderZwaag**, "Guest Editorial—Canada and Transboundary Fisheries Management in Changing Oceans: Taking Stock, Future Scenarios" (2020) 25:4 *Ecology and Society* 44.
- Olga Koubrak & **David L VanderZwaag**, "Are Transboundary Fisheries Management Arrangements in the Northwest Atlantic and North Pacific Seaworthy in a Changing Ocean?" (2020) 25:4 *Ecology and Society* 42 (R).

Books

- Karen N. Scott & **David L VanderZwaag**, eds, *Research Handbook on Polar Law* (Cheltenham, UK: Edward Elgar, 2020).

Book Chapters

- Karen N. Scott & **David L VanderZwaag**, “Introduction to Polar Law” in Karen N. Scott & David L VanderZwaag, eds, *Research Handbook on Polar Law* (Cheltenham, UK: Edward Elgar, 2020) 1-17.
- **David L VanderZwaag**, “Canada’s Arctic Disputes: Cooperative Bridges, Foggy Futures” in Helene Ruiz Fabri, Erik Franckx, Marco Benatar & Tamar Meshel, eds, *A Bridge Over Troubled Waters: Dispute Resolution in the Law of International Watercourses and the Law of the Sea* (Leiden: Brill Nijhoff, 2021) 445-467 (R).

Reports

- Lawson W Brigham, Robert W Corell, Jong Deog Kim, Yoon Hyung Kim, Arild Moe, Charles E Morrison, **David L VanderZwaag** & Oran R Young eds, *2020 North Pacific Arctic Conference Proceedings, The Arctic in World Affairs: A North Pacific Dialogue on Will Great Power Politics Threaten Arctic Sustainability?* (Korea Maritime Institute, Busan and East-West Center, Honolulu).
- Yoon H Kim, Oran R Young, Robert W Corell, Lawson Brigham, Jong Deog Kim, Arild Moe, Charles E Morrison & **David L VanderZwaag**, “Overview: Will Great Power Politics Threaten Arctic Sustainability?” in *ibid.*, 3-36.

Forthcoming

Accepted for Publication

- **David L VanderZwaag**, “Arctic” (2021) YB Intl Env L, <https://doi.org/10.1093/yiel/yvaa025>
- Cecilia Engler, Phillip Saunders & **David L VanderZwaag**, “Are Canadian Ocean Laws and Policies Climate Ready? Progressions and Challenges”, in UR Sumaila, D Armitage, M Bailey & W Cheung, eds, *Canada’s Oceans: Pathways to Sustainability in a Sea of Change* (UBC Press).
- **David L VanderZwaag**, Nilufer Oral & Tim Stephens, eds, *Research Handbook on Ocean Acidification Law and Policy* (Cheltenham, UK: Edward Elgar, 2021)
- **David L VanderZwaag**, Nilufer Oral & Tim Stephens, “Introduction to the Research Handbook on Ocean Acidification Law and Policy”, in *ibid.*, ch 1.
- Nadja Steiner & **David L VanderZwaag**, “Ocean Acidification and the Arctic: Regional Scientific and Governance Responses”, in *ibid.*, ch 15.
- **David L VanderZwaag** & Jenny Boehner, “The CBD and Marine and Coastal Biodiversity: Progressions and Limitations”, in Jorge Cabrera Medaglia & Frederic

Perron-Welch, eds, *Legal Aspects of Implementing the Convention on Biological Diversity* (Cambridge University Press, 2022).

- **David L VanderZwaag**, "Sustaining Wild Salmon in the North Atlantic: Progressions and Tribulations", in H Jordan Diamond, Holly Doremus & Moon-Sang Kwon, eds, *Common Currents: Examining How We Govern the Ocean Commons* (Leiden, The Netherlands: Brill, 2022).

Jacqueline Walsh –

Forthcoming

Revised and Resubmitted

- Newell, W. and Walsh, J. "Legally-informed information disclosure in early-stage ventures" **Revise and Resubmit** in the International Journal of Technology Transfer and Commercialization

Accepted

- Newell, W., Winsor, B. and Walsh, J. (Guest Editors) "Enterprises and technology in communities in the North Atlantic periphery" Special Edition, **Forthcoming** in Journal of Enterprising Communities – People and Places in the Global Economy

Other

- Article re Technology and Innovation Law Clinic in Lawyers' Daily
- Article re Technology and Innovation Law Clinic in Nova Voce
- Guest Interview re Technology and Innovation Law Clinic with the Geek in Review Podcast

Sheila Wildeman –

- *Disciplining Judges*, Richard Devlin & Sheila Wildeman, eds (Cheltenham, Glos: Elgar, 2021).
includes 2 co-authored chapters:
 - Richard Devlin & Sheila Wildeman, "Introduction: disciplining judges – exercising statecraft" (1-22);
 - Richard Devlin & Sheila Wildeman, "The Canadian Judicial Council's (elusive) quest for legitimacy" (49-78).
- "Disabling Solitary: An Anti-Carceral Critique of Canada's Solitary Confinement Litigation" in *The Legacies of Institutionalisation: Disability, Law and Policy in the*

'Deinstitutionalised' Community, Claire Spivakovsky, Linda Steele and Penelope Weller, eds (Oxford: Hart, [July] 2020).

- With Matthew Herder et al, “Securing Safe Supply During COVID-19 and Beyond: Scoping Review and Knowledge Mobilization” (at <https://cihr-irsc.gc.ca/e/52043.html>) (Winter 2021)
- **Forthcoming** (finalized in April 2020 during sabbatical, but awaiting publication): “Habeas Corpus Unbound” in *Administrative Law in Context*, 4 th ed, Paul Daly & Colleen Flood, eds, Emond Montgomery (forthcoming 2021).

Reports

- Participant in the Reimagine NS report *Support and Protect*, Adelina Iftene, Chair (Faculty of Management, Oct 8, 2020)

Knowledge Translation / Mobilization

Print / online media

- Quoted in 5-6 articles, including sustained interview on accountability and oversight in provincial jails: Stuart Peddle, “East Coast Prison Justice Society calls for action in wake of N.S. jail video” *Halifax Herald*, April 6, 2021 <https://www.saltwire.com/halifax/news/local/east-coast-prison-justice-society-calls-for-action-in-wake-of-ns-jail-video-100572796/> [Other quotations in news articles omitted]

Media op-eds

- July 2020 - *Institution Watch* - Sheila Wildeman, “Fighting for Deinstitutionalization in Nova Scotia: Emerald Hall Human Rights Case” pp. 4-6 (newsletter of People First of Canada & Canadian Association for Community Living Joint Task Force on Deinstitutionalization);
- Oct 2, 2020 - *Policy Options* - Matt Bonn, Sheila Wildeman, Matt Herder, “Expertise of people who use drugs must be central to design of safe supply”
- Jan 12, 2021 - *Nova Scotia Advocate* - “Nova Scotia must protect human rights and reduce risks of COVID-19 in provincial jails”.

Television

- January 17, 2021: Pandemic response in provincial corrections (**Global News** - <https://globalnews.ca/news/7582002/prison-justice-coronavirus-nova-scotia-jails/>)

Radio

- April 7, 2021 – CBC Mainstreet NS “**Advocates raise alarm about disturbing video they believe was filmed inside Burnside jail**” <https://www.cbc.ca/listen/live-radio/1-37/clip/15835721>

Michelle Williams –

Forthcoming

In Progress

- Invitation to contribute chapter to *Keeping Sane as an African Canadian Working in White Institutions*, edited by Dr. Barb Hamilton-Hinch and Robert Wright to be published by Fernwood Press, (draft due September 2021)
- Invitation to contribute chapter to *Anti-Black Racism and the Criminal Justice System in Canada*, published by Emond-Montgomery (draft due October 2021)
- An International Law Understanding of African Nova Scotians as a Distinct People

Other

Magazine articles, media interviews, radio talk shows

- Re Establishment of African Nova Scotian Justice Institute:
 - <https://novascotia.ca/news/release/?id=20210712002>
 - <https://www.thecoast.ca/halifax/african-nova-scotian-justice-institute-an-atlantic-first/Content?oid=26773954>
 - <https://www.cbc.ca/news/canada/nova-scotia/african-nova-scotia-justice-institute-1.6098956>
 - <https://www.canadianlawyermag.com/practice-areas/litigation/african-nova-scotian-justice-institute-to-offer-eight-justice-related-support-outreach-programs/358344>
 - <https://www.saltwire.com/atlantic-canada/news/a-dream-too-long-in-the-making-new-institute-to-address-anti-black-racism-in-ns-justice-system-100610794/>
 - <https://www.canadianlawyermag.com/practice-areas/litigation/african-nova-scotian-justice-institute-to-offer-eight-justice-related-support-outreach-programs/358344>

- Re Emancipation Day Legislation:
<https://novascotia.ca/news/release/?id=20210413007>

Peer Review

- Dalhousie Law Journal, “Turning the Tables on R.D.S.: Racially-Revealing Questions asked by White Judges (August 20, 2020)
- Canadian Journal of Women and the Law, ‘No well-bred person will endeavour to force himself into a place where he is not wanted’: The Stories We Don’t Tell about Race in Canadian Law and Society, and the Transformative Power in Storytelling (November 2020)