SCHULICH SCHOOL OF LAW
DALHOUSIE UNIVERSITY

FACULTY PUBLICATIONS
(2012 – 2013)
Bruce Archibald –


Vaughan Black –

- Statutory Jurisdiction: An Analysis of the Court Jurisdiction and Proceedings Transfer Act (Toronto: Carswell, 2012) (with Stephen Pitel and Michael Sobkin);
- “Simplifying Court Jurisdiction in Canada” (2012), Journal of Private International Law 411 R.
- “Choice of Law and Territorial Jurisdiction of Courts in Family Matters” 32 Canadian Family Law Quarterly 53

David Blaikie –

Sarah Bradley –


Kim Brooks –


- “Tax Policy in Canada” (European tax collection) [forthcoming]

- “The Supreme Court’s 2012 Tax Cases: Formalism Trumps Pragmatism and Good Sense” (Supreme Court Reports, 2012) (with Neil Brooks) [forthcoming]


Aldo Chircop –


**Stephen Coughlan –**


• “Keeping Primary Goals Primary: Why There is No Right to an Adequate Investigation” (2012) 16 C.C.L.R. 247 (with Laura Peach) (peer reviewed, not blinded)


• Case comment on *R. v. F.(J.)* (2013) 99 C.R. (6th) 1

• Case comment on *R. v. Ward* (2013) 97 C.R. (6th) 377

• Case comment on *R. v. Aucoin* (2013) 97 C.R. (6th) 294


• Case comment on *R. v. Pearson* (2012) 95 C.R. (6th) 69


• Case comment on *R. v. Steele* (2012) 93 C.R. (6th) 348


*Canadian Law Dictionary* (7th ed.) (Barrons Educational Series, forthcoming)

“The Rise and Fall of Duress (or How Duress Changed Necessity Before Being Excluded by Self-defence)”, forthcoming, Queen’s Law Journal (anonymous blinded peer review.)

“*Citizen’s Arrest, Property Owners, and Private Fiefdoms*”, forthcoming, Canadian Criminal Law Review (non-blinded peer review)

“Sections 9, 10 and 11” in Errol P. Mendes and Stephane Beaulac, *The Canadian Charter of Rights and Freedoms* 5th ed. (with Rob Currie - non-blinded peer review)


**Elaine Craig** –

“*The Ethical Obligations of Defence Counsel in Sexual Assault Cases*” forthcoming (2014) 51(2) Osgoode Hall Law Journal R

“The Case for the Federation of Law Societies Rejecting Trinity Western University’s Proposed Law Degree Program” (2013) 25(1) CJWL. R


**Robert Currie** –


• Annotation: *Doyle Fowler v. Canada (Minister of Justice)* (2011), 96 C.R. (6th) 200 (Que. C.A.) R


• “Attempts”, in Federation of Law Societies, *2013 National Criminal Law Program* R


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Michael Deturbide –

• *Electronic Commerce and Internet Law in Canada* (Toronto: CCH Canadian, 2012) (with Teresa Scassa).

• Mobile Payments in Canada (report prepared for federal Office of Consumer Affairs, Industry Canada)

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Richard Devlin –

• *Lawyers’ Ethics and Professional Regulation* (2nd ed.)(LexisNexis,Toronto, 2012) Co-editor with A. Woolley, B. Cotter, J. Law. [for this edition I have added one new chapter “Judges’ Ethics, Lawyers Dilemmas”, revised one chapter, and co-revised two additional chapters].


Meinhard Doelle –


• “CEAA 2012: The End of Federal EA As We Know It?” (2012) 24 J. Env. L. & Prac. 1 R

• (with Nigel Bankes and Louie Porta) “Using Strategic Environmental Assessments to Guide Oil and Gas Exploration Decisions in the Beaufort Sea: Lessons Learned from Atlantic Canada” (2013) 22 RECIEL 103 R

• “Compliance and Enforcement in the Climate Change Regime” in Climate Change and the Law, Erkki Hollo, Kati Kulovesi and Michael Mehling (eds.) (Berlin: Springer, 2012)


• “Arctic Climate Governance: Can the Canary in the Coal Mine lift Canada’s Head out of the Sand(s)?” (Chapter in Publication on Polar Governance) forthcoming

• (With Chris Tollefson) Environmental Law: Cases and Materials 2nd ed. (Toronto: Thomson/Carswell, 2013) forthcoming


• (co-author) ”Invasive Seaweed: Law and Policy Responses” (2013) Botanica Marina forthcoming

Jocelyn Downie –


• (with Ben White), "Prosecutorial guidelines for voluntary euthanasia and assisted suicide: Autonomy, public confidence and high quality decision-making" Melbourne University Law Review R

• (with Ben White), "Prosecutorial discretion in assisted dying in Canada: A proposal for charging guidelines" McGill Journal of Law and Health. R

• (with Francoise Baylis), "Transnational Trade in Human Eggs: Law, Policy, and (In)Action in Canada" Journal of Law, Medicine, & Ethics. R


• (with Carolyn McLeod), co-editors, Bioethics, Special Issue on Conscientious Refusals (forthcoming 2014) R

• (with Francoise Baylis), co-editors, IJFAB (International Journal of Feminist Approaches to Bioethics), Special Issue on Transnational Reproductive Travel (forthcoming 2014). R
Joanna Erdman -


Elaine Gibson –


Diana Ginn –


- Updated version of *Title on Religious Institutions*, for newest edition of Halsbury’s Laws of Canada [forthcoming]

Michael Hadskis –


Archie Kaiser –


Lorraine Lafferty –

William Lahey –


Jennifer Llewellyn –


- I am guest editing (together with Bruce Archibald) this issue of the Dalhousie Law Journal featuring research emerging from the NSRJ-CURA.


Geoffrey Loomer –


Constance MacIntosh –


Wayne MacKay –

Moira McConnell –

- (P) (with Aldo Chircop and Scott Coffen-Smout), eds., *Ocean Yearbook*, Volume 27 (Leiden/Boston: Brill, Martinus Nijhoff). R


- Co-Investigator Donner Foundation Grant, Canadian and Russian Approaches/Challenges in Arctic Ocean Governance (shipping) – co-authored paper with Aldo Chircop (submitted September 2011 still in process - Publication now planned for 2013 in the Arctic Review. R [forthcoming]


Jonathan Penney –

- “Open Connectivity, Open Data: Two Dimensions of the Right to Seek, Receive, and Impart Information”, (2012) 4 Victoria University of Wellington L Rev (Special InternetNZ Series) 1 R


Leonard Rotman –


Phillip Saunders –

• “Sustainability and the Atlantic Bluefin Tuna: Science, Socioeconomic Forces, and Governance” with J. Phyne (St FX), Mike Stokesbury and Montana MacLean (Acadia); 16 Journal of International Wildlife Law and Policy 2013 (forthcoming).


Rollie Thompson –

• Editor, Nova Scotia Civil Procedure Rules, 2nd ed. (LexisNexis, looseleaf), Issues 15, 16, 17 and 18.


David VanderZwaag –


- (with Tim Stephens), eds, Polar Oceans Governance in an Era of Environmental Change (Chettenham, UK: Edward Elgar) [forthcoming]


Sheila Wildeman –


• “Doing the Rule of Law in Different Voices (or, what to do with *Doré v. Barreau du Quebec*?)” prepared for / distributed to participants at the CIAJ (Canadian Institute for the Administration of Justice) *National Dialogue on Administrative Law*, Toronto, May 24, 2013. [forthcoming]

Faye Woodman –

• “As the Baby-Boomers Age, How Should They be Taxed?: The “Old” Age Tax Credit and “New” Age-Dependent Taxation” in Kim Brooks, ed, *The Quest for Tax Reform Continues: The Royal Commission on Taxation Fifty Years Later* (Toronto: Carswell, 2013) at 239. R