

Law

2011–12

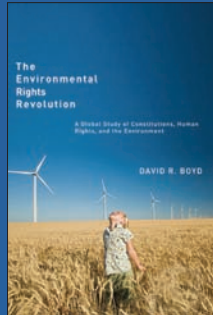
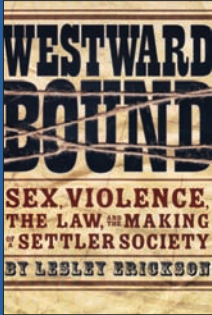


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Law

2011–12



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ENVIRONMENTAL LAW

The Environmental Rights Revolution 3
David R. Boyd

Human Rights 4
Laura Westra

LAW / ABORIGINAL STUDIES

Oral History on Trial 5
Bruce Granville Miller

Conflict in Caledonia 6
Laura DeVries

Ghost Dancing with Colonialism 7
Grace Li Xiu Woo

Aboriginal Title and Indigenous Peoples 8
Edited by Louis A. Knafla and Haijo Westra

Unsettling the Settler Within 9
Paulette Regan; Foreword by Taiiaki Alfred

No need of a chief for this band 10
Martha Elizabeth Walls

Treaty Talks in British Columbia, Third Edition 11
Edited by Christopher McKee

Speaking for Ourselves 11
Edited by Julian Agyeman, Peter Cole, Randolph Haluza-DeLay, and Pat O'Riley

LAW / HISTORY

Westward Bound 12
Lesley Erickson

The Practice of Execution in Canada 13
Ken Leyton-Brown

Wife to Widow 14
Bettina Bradbury

The British Columbia Court of Appeal 15
Christopher Moore

Colonial Proximities 15
Renisa Mawani

LAW / GENDER / SEXUALITY

Transforming Law's Family 16
Fiona Kelly

Judging Homosexuals 17
Patrice Corriveau; Translated by Käthe Roth; Foreword by Barry Adam

Troubling Sex 18
Elaine Craig

Feminized Justice 19
Amanda Glasbeek

Justice Bertha Wilson 19
Edited by Kim Brooks

LAW / POLITICS

Globalizing Citizenship 20
Kim Rygiel

The Freedom of Security 21
Colleen Bell

Corporate Social Responsibility and the State 22
Jane Lister

Constitutional Politics in Canada after the Charter 23
Patrick James

Media Divides 24
Marc Raboy and Jeremy Shtern

Property, Territory, Globalization 25
Edited by William D. Coleman

Between Consenting Peoples 26
Edited by Jeremy Webber and Colin M. Macleod

Storied Communities 27
Edited by Hester Lessard, Rebecca Johnson, and Jeremy Webber

In Defence of Principles 28
Andrew S. Thompson

The Politics of Acknowledgement 29
Joanna R. Quinn

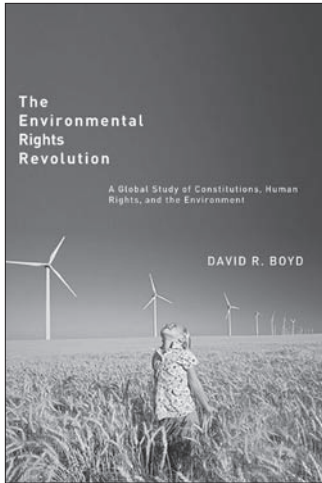
A Perilous Imbalance 30
Stephen Clarkson and Stepan Wood

Contested Constitutionalism	30	Globalization and Local Adaptation in International Trade Law	39
<i>Edited by James B. Kelly and Christopher P. Manfredi</i>		<i>Edited by Pitman B. Potter and Ljiljana Biukovic</i>	
Multi-Party Litigation	31		
<i>Wayne V. McIntosh and Cynthia L. Cates</i>			
Deliberative Democracy in Practice	31		
<i>Edited by David Kahane, Daniel Weinstock, Dominique Leydet, and Melissa Williams</i>			
First Nations, First Thoughts	32		
<i>Edited by Annis May Timpson</i>			
The Canadian War on Queers	32		
<i>Gary Kinsman and Patrizia Gentile</i>			
CRIMINOLOGY / SOCIO-LEGAL STUDIES		FROM OUR PUBLISHING PARTNERS	
Critical Criminology in Canada	33	Migration, Prostitution, and Human Trafficking	40
<i>Edited by Aaron Doyle and Dawn Moore</i>		<i>Min Liu</i>	
Panoptic Dreams	34	To Kill Another	40
<i>Sean P. Hier</i>		<i>Graham McAleer</i>	
Constructing Crime	35	Law, History, Colonialism	41
<i>Edited by Janet Mosher, and Joan Brockman</i>		<i>Edited by Diane Kirkby and Catharine Coleborne</i>	
Surveillance	36	Understanding Criminal Law	41
<i>Edited by Sean P. Hier and Josh Greenberg</i>		<i>Stephen Buckley and Caroline Buckley</i>	
Lost Kids	36	Equality with a Vengeance	42
<i>Edited by Mona Gleason, Tamara Myers, Leslie Paris, and Veronica Strong-Boag</i>		<i>Molly Dragiewicz</i>	
LAW & HEALTH		Women on Probation and Parole	42
Being Relational	37	<i>Merry Morash</i>	
<i>Edited by Jocelyn Downie and Jennifer J. Llewellyn</i>		Mass Atrocity Crimes	43
INTERNATIONAL LAW		<i>Edited by Robert I. Rotberg</i>	
Canadian Yearbook of International Law, Vol. 48, 2010	38	The Future of International Environmental Law	43
<i>Edited by John H. Currie and René Provost</i>		<i>Edited by David Leary and Balakrishna Pisupati</i>	
Canadian Yearbook of International Law, Vol. 47, 2009	38	Myanmar/Burma	44
<i>Edited by D.M. McRae and A.L.C. de Mestral</i>		<i>Lex Rieffel</i>	
A Consolidated Index to the Canadian Yearbook of International Law	38	Women, Violence, and the Media	44
<i>Edited by David Dunkley</i>		<i>Edited by Drew Humphries</i>	
		Combating Piracy	45
		<i>Edited by Jay S. Albanese</i>	
		Dwellers of Memory	45
		<i>Pilar Riaño-Alcalá</i>	
		BACKLIST HIGHLIGHTS	
		A selection of outstanding titles from UBC Press	46
		ORDERING INFORMATION	
		Canadian, US, and international orders, Library E-book information, review copies, and catalogue subscriptions	57

The Environmental Rights Revolution

A Global Study of Constitutions, Human Rights, and the Environment

David R. Boyd



DAVID R. BOYD is one of Canada's leading environmental lawyers and a former Trudeau Scholar. He is the award-winning author of *Unnatural Law: Rethinking Canadian Environmental Law and Policy* and *Dodging the Toxic Bullet: How to Protect Yourself from Everyday Environmental Health Hazards*, and the co-author of *David Suzuki's Green Guide*.

November 2011

978-0-7748-2160-5 HC \$95.00

July 2012

978-0-7748-2161-2 PB \$34.95

352 pages, 6 x 9"

3 maps, 10 charts, 22 tables

**Environmental Law,
Environmental Policy,
Constitutional Law
Law and Society Series**

This book is a must read for scholars, jurists and advocates of environmental law. Professor Boyd has single-handedly brought the field of environmental human rights into the twenty-first century.

– Lynda M. Collins, Centre for Environmental Law & Global Sustainability, University of Ottawa

The right to a healthy environment has been the subject of extensive philosophical debates that revolve around the question: Should rights to clean air, water, and soil be entrenched in law? David Boyd answers this question by moving beyond theoretical debate to measure the practical effects of enshrining the right in constitutions. His pioneering analysis of 192 constitutions and the laws and court decisions of 100 nations in Europe, Latin America, Asia, and Africa reveals a positive correlation between constitutional protection and stronger environmental laws, smaller ecological footprints, superior environmental performance, and improved quality of life.

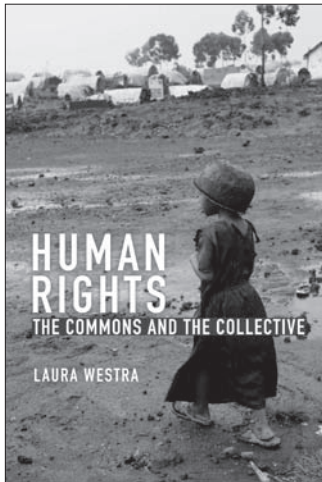
CONTENTS

- 1 Constitutions, Human Rights, and the Environment: The Context
 - 2 The Right to a Healthy Environment: Framing the Issues
 - 3 The Prevalence and Enforceability of Environmental Provisions in National Constitutions
 - 4 A Framework for Assessing the Legal Implications of the Right to a Healthy Environment
 - 5 The Legal Influence of the Constitutional Right to a Healthy Environment in Latin America
 - 6 The Legal Influence of the Constitutional Right to a Healthy Environment in Africa
 - 7 The Legal Influence of the Constitutional Right to a Healthy Environment in Asia
 - 8 The Legal Influence of the Constitutional Right to a Healthy Environment in Eastern Europe
 - 9 The Legal Influence of the Constitutional Right to a Healthy Environment in Western Europe
 - 10 Lessons Learned: Practical Experiences with the Right to a Healthy Environment
 - 11 Do Environmental Provisions in Constitutions Influence Environmental Outcomes?
 - 12 The Globalization of the Right to a Healthy Environment
 - 13 An Idea Whose Time has Come
- Appendices; Notes; References; Index

Human Rights

The Commons and the Collective

Laura Westra



LAURA WESTRA holds doctorates in both philosophy and jurisprudence, and has taught in the fields of philosophy, ethics, and environmental law at several US, Canadian, and Italian universities.

November 2011

978-0-7748-2117-9 HC \$90.00

July 2012

978-0-7748-2118-6 PB \$34.95

320 pages, 6 x 9"

Law, Environmental Studies

International law evolved to protect human rights. But what are human rights? Does the term have the same meaning in a world being transformed by climate change and globalized trade? Are existing laws sufficient to ensure humanity's survival? Westra argues that international law privileges individual over collective rights, permitting multinational corporations to overlook the collectivity and the environment in their quest for wealth. Unless policy makers redefine human rights and reformulate environmental law to protect the preconditions for life itself – water, food, clean air, and biodiversity – humankind faces the complete loss of the ecological commons, one of our most basic human rights.

CONTENTS

Foreword

Part I: Basic Collective Rights for Law and Morality: The Theory

- 1 Individual Rights and Collective Rights in Conflict: The Ecocentric Perspective
- 2 The Common Good and the Public Interest in Jus Cogens Norms and Erga Omnes Obligations in a "Lawless World"
- 3 Communities and Collectives: The Interface

Part II: Collective Rights and Reality of Globalization and Democracy Today: The Practice

- 4 Collective Basic Rights Today
- 5 Globalization, Democracy, and Collective Right
- 6 Cosmopolitanism, the Moral Community, and Collective Human Rights

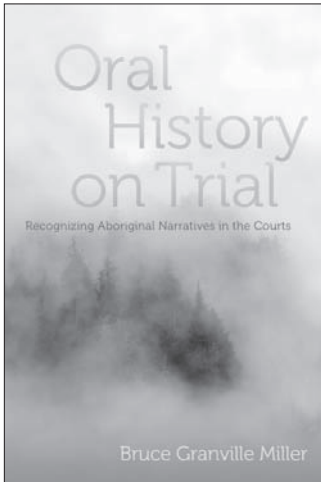
Part III: Towards a New Cosmopolitanism

- 7 "World Law" or International Legal Instruments? Towards the Protection of Basic Collective Human Rights
- Table of Cases; Table of Documents; Bibliography

Oral History on Trial

Recognizing Aboriginal Narratives in the Courts

Bruce Granville Miller



BRUCE GRANVILLE MILLER is a professor of anthropology at the University of British Columbia.

May 2011

978-0-7748-2070-7 **HC \$85.00**

January 2012

978-0-7748-2071-4 **PB \$29.95**

212 pages, 6 x 9"

Aboriginal Law, Aboriginal History, Anthropology, Canadian Legal History, Law & Society

Thoroughly documented and clearly written, Oral History on Trial is sure to become a leading work in the field. It discusses the standards considered authoritative when undertaking research about Aboriginal peoples and it scrutinizes the way in which law and the courts deal with Aboriginal oral narratives. Raising and resolving key issues about the admissibility and weight of evidence in courtrooms, it is an invaluable resource for judges, lawyers, and legal scholars, as well as anthropologists, historians, and Indigenous rights researchers.

– John Borrows, author of *Drawing Out Law: A Spirit's Guide*

This important book breaks new ground by asking how oral histories might be incorporated into existing text-based, “black letter law” court systems. Along with a compelling analysis of Aboriginal, legal, and anthropological concepts of fact and evidence, *Oral History on Trial* traces the long trajectory of oral history from community to court, and offers a sophisticated critique of the Crown’s use of Aboriginal materials in key cases. A bold intervention in legal and anthropological scholarship, *Oral History on Trial* presents a powerful argument for a reconsideration of the Crown’s approach to oral history.

CONTENTS

Preface

Introduction

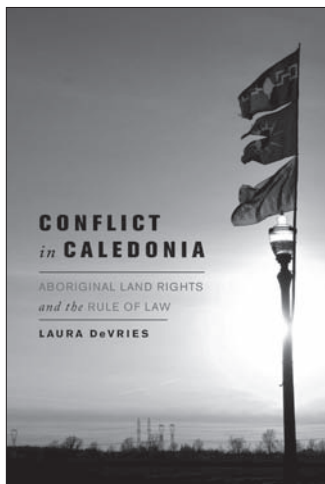
- 1 Issues in Law and Social Science
- 2 The Social Life of Oral Narratives
- 3 Aboriginal and Other Perspectives
- 4 Court and Crown
- 5 The Way Forward? An Anthropological View
- 6 Conclusions

References; Index

Conflict in Caledonia

Aboriginal Land Rights and the Rule of Law

Laura DeVries



LAURA DEVRIES is currently studying law at the University of British Columbia.

November 2011

978-0-7748-2184-1 HC \$85.00

July 2012

978-0-7748-2185-8 PB \$32.99

224 pages, 6 x 9"

Law & Politics, Aboriginal Law,
Aboriginal Politics & Policy, Law
& Society

Law and Society Series

From the first to the last page, the author pulls the reader into the fascinating and conflicting narrative surrounding the events leading to and eventually affecting all of Caledonia. It takes the conversation and understanding of Six Nations–Canadian relationship to a whole new level.

– Lorraine Mayer, chair, Native Studies
Department, Brandon University

This book offers, for those non-Aboriginals who will read it to the very end, a chance to decolonize their minds by questioning non-Aboriginal, taken-for-granted discourses that negatively impact Aboriginal–non-Aboriginal relations, both historically and in the present.

– Craig Proulx, Department of
Anthropology, St. Thomas University

In February 2006, First Nations protesters blocked workers from entering a housing development in southern Ontario. The protest highlighted the issue of land rights and sparked a series of ongoing events known as the “Caledonia Crisis.” This powerful account of the dispute links the actions of police, officials, and locals to non-Aboriginal discourses about law, landscape, and identity. DeVries encourages non-Aboriginal Canadians to reconsider their assumptions, to view “facts” such as the rule of law as culturally specific notions that prevent truly equitable dialogue. She seeks out possible solutions in alternative conceptualizations of sovereignty over land and law embedded in the Constitution.

CONTENTS

Introduction

1 “Rule of Law”

2 Places to Grow

3 “Us” and “Them”

4 A History of Sovereignty

5 In Search of Justice

6 Constitutional Territory

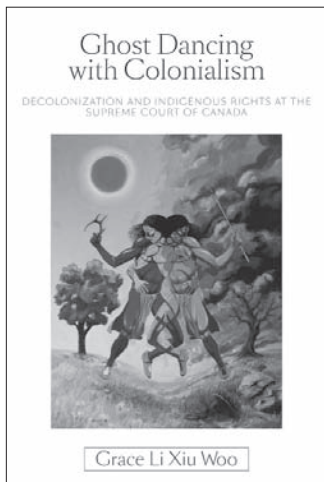
Conclusion

Appendices; Notes; Bibliography; Index

Ghost Dancing with Colonialism

Decolonization and Indigenous Rights at the Supreme Court of Canada

Grace Li Xiu Woo



GRACE LI XIU WOO is a retired member of the Law Society of British Columbia and a postdoctoral fellow at the Université de Montréal. She has taught in the Program of Legal Studies for Native People at the University of Saskatchewan.

September 2011
 978-0-7748-1887-2 HC \$85.00
 July 2012
 978-0-7748-1888-9 PB \$34.95
 281 pages, 6 x 9"
 8 b&w photos, 6 tables
Law, Aboriginal Studies
Law and Society Series

This book has impressive scholarly depth and in a systematic and challenging way makes a major contribution to understanding and assessing the Supreme Court's decision making with respect to Aboriginal peoples in the quarter century since Aboriginal and treaty rights have been formally recognized in Canada's Constitution.

– Peter H. Russell, author of *Recognizing Aboriginal Title*

Is Canada postcolonial? In 1982, it formally recognized Aboriginal and treaty rights. Yet, nearly thirty years later, Indigenous people continue to claim that they are being colonized. Woo reveals that although international law rejected the legitimacy of domination during the twentieth century, the judgments of Canada's Supreme Court continue to be haunted by beliefs and practices of the colonial age. By casting new light on ongoing tensions between Canada and Indigenous peoples, this book suggests ways to bridge the cultural divide and arrive at a truly postcolonial justice system.

CONTENTS

Introduction: Ghost Dancing and S.35

Part I: Paradigms & The British Empire

- 1 Anomalies
- 2 Conceptual Structures
- 3 Colonial and Postcolonial Legality

Part II: Case Study: Decolonizing Relations with Indigenous Peoples at the Supreme Court Of Canada

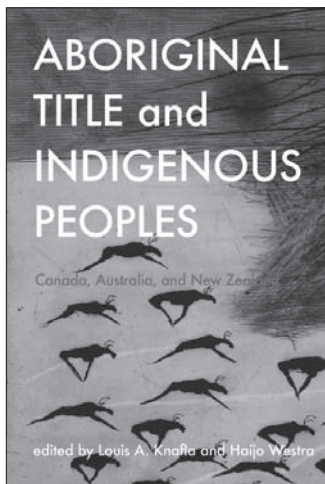
- 4 Methodology
- 5 Internal Architecture of the Court's Reasoning
- 6 Trends and Dance Tunes
- 7 Can the Court Become Postcolonial?

Appendices; Selected References

Aboriginal Title and Indigenous Peoples

Canada, Australia, and New Zealand

Edited by Louis A. Knafla and Haijo Westra



LOUIS A. KNAFLA is a professor emeritus of the Department of History and director of socio-legal studies at the University of Calgary. HAIJO WESTRA is a professor of Greek and Roman studies at the University of Calgary.

2010

978-0-7748-1560-4 HC \$85.00

January 2011

978-0-7748-1561-1 PB \$32.95

280 pages, 6 x 9"

Aboriginal Law, Aboriginal History, Political Science

Law and Society Series

This book enriches the literature, which is not greatly endowed with comparative scholarship on indigenous rights, and it will help scholars, policy makers, students, and indigenous groups to better appreciate both historical and recent legal developments in common law jurisdictions.

– Benjamin J. Richardson, Osgoode Hall Law School, York University

CONTENTS

Introduction. “This Is Our Land”: Aboriginal Title at Customary and Common Law in Comparative Contexts / *Louis A. Knafla*

Part 1: Sovereignty, Extinction, and Expropriation of Aboriginal Title

1 From the US Indian Claims Commission Cases to *Delgamuukw*: Facts, Theories, and Evidence in North American Land Claims / *Arthur Ray*

2 Social Theory, Expert Evidence, and the Yorta Yorta Rights Appeal Decision / *Bruce Riggsby*

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5 Beyond Aboriginal Title in Yukon: First Nations Land Registries / *Brian Ballantyne*

Part 2: Native Land, Litigation, and Indigenous Rights

6 The “Race” for Recognition: Toward a Policy of Recognition of Aboriginal Peoples in Canada / *Paul L.A.H. Chartrand*

7 The Sources and Content of Indigenous Land Rights in Australia and Canada: A Critical Comparison / *Kent McNeil*

8 Common Law, Statutory Law, and the Political Economy of the Recognition of Indigenous Australian Rights in Land / *Nicolas Peterson*

9 Claiming Native Title in the Foreshore and Seabed / *Jacinta Ruru*

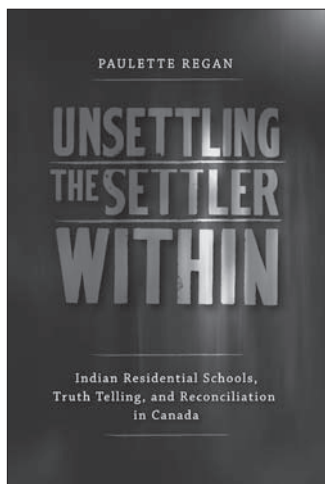
10 Waterpower Developments and Native Water Rights Struggles in the North American West in the Early Twentieth Century: A View from Three Stoney Nakoda Cases / *Kenichi Matsui*

Conclusion. Power and Principle: State-Indigenous Relations across Time and Space / *Peter W. Hutchins*
Acknowledgments; Selected Bibliography; Contributors; Indices

Unsettling the Settler Within

Indian Residential Schools, Truth Telling, and Reconciliation in Canada

Paulette Regan; Foreword by Taiaiake Alfred



PAULETTE REGAN is the director of research for the Truth and Reconciliation Commission of Canada. She holds a PhD from the Indigenous Governance Program at the University of Victoria.

2010

978-0-7748-1777-6 HC \$85.00

January 2011

978-0-7748-1778-3 PB \$34.95

316 pages, 6 x 9"

Aboriginal Studies, Canadian History, Law & Society

This book is significant not only as it concerns relations between indigenous peoples and Canadians; it will be of interest to those working in multicultural settings of many kinds where power imbalances have affected relations. Paulette Regan manages to combine scholarly discourse with personal accounts in ways that buttress its credibility and make it a must-read for anyone interested in reconciliation between peoples.

– L. Michelle LeBaron, Professor of Law and Director, UBC Program on Dispute Resolution

In 2008, Canada established a Truth and Reconciliation Commission to mend the deep rifts between Aboriginal peoples and the settler society that created Canada's notorious residential school system. *Unsettling the Settler Within* argues that non-Aboriginal Canadians must undergo their own process of decolonization in order to truly participate in the transformative possibilities of reconciliation. Settlers must relinquish the persistent myth of themselves as peacemakers and acknowledge the destructive legacy of a society that has stubbornly ignored and devalued Indigenous experience. A compassionate call to action, this powerful book offers a new and hopeful path toward healing the wounds of the past.

CONTENTS

Foreword / *Taiaiake Alfred*

Introduction: A Settler's Call to Action

- 1 An Unsettling Pedagogy of History and Hope
 - 2 Rethinking Reconciliation: Truth Telling, Restorying History, Commemoration
 - 3 Deconstructing Canada's Peacemaker Myth
 - 4 The Alternative Dispute Resolution Program: Reconciliation as Regifting
 - 5 Indigenous Diplomats: Counter-Narratives of Peacemaking
 - 6 The Power of Apology and Testimony: Settlers as Ethical Witnesses
 - 7 An Apology Feast in Hazelton: A Settler's "Unsettling" Experience
 - 8 Peace Warriors and Settler Allies
- Notes; Selected Bibliography; Index

No need of a chief for this band

Maritime Mi'kmaq and Federal Electoral Legislation, 1899–1951

Martha Elizabeth Walls



MARTHA ELIZABETH WALLS

teaches Canadian, Atlantic Canadian, and First Nations history.

2010

978-0-7748-1789-9 **HC \$85.00**

January 2011

978-0-7748-1790-5 **PB \$29.95**

216 pages, 6 x 9"

9 b&w photos, 16 tables, 1 map

Canadian Politics, Aboriginal History, Aboriginal Politics & Policy, Atlantic History

This important, compelling study reveals the creativity and persistence of the Mi'kmaq in responding to the federal assimilation campaign. By demonstrating the flexibility with which the Mi'kmaq resisted, accommodated, and adapted the triennial elective band council system, Walls contributes significantly to a more nuanced understanding of Mi'kmaq cultural change, political engagement, and interaction with government.

– Robin Jarvis Brownlie, author of *A Fatherly Eye: Indian Agents, Government Power, and Aboriginal Resistance in Ontario, 1918-1939*

In 1899 the Canadian government passed legislation to replace the community appointment of Mi'kmaq leaders and Mi'kmaq political practices with the triennial system, a Euro-Canadian system of democratic band council elections. Officials in Ottawa assumed the federally mandated and supervised system would redefine Mi'kmaq politics. They were wrong. Many Mi'kmaq communities rejected or amended the legislation, while others accepted it only sporadically to meet specific community needs and goals. Compelling and timely, this book supports Aboriginal claims to self-governance and complicates understandings of state power by showing that the Mi'kmaq, rather than succumbing to imposed political models, retained political practices that distinguished them from their Euro-Canadian neighbours.

CONTENTS

Introduction

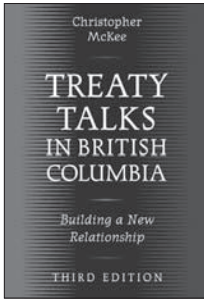
- 1 The Mi'kmaq World in 1900
- 2 Continuity and Change in Mi'kmaq Politics to 1899
- 3 The Origins of the Triennial Band Council System
- 4 Federal Interference and Political Persistence in Mi'kmaq Communities
- 5 The Limits of Triennial Elections

Conclusion

Notes; Bibliography; Index

Treaty Talks in British Columbia, Third Edition

Building a New Relationship
Edited by Christopher McKee



This updated edition of *Treaty Talks in British Columbia* traces the origins and development of treaty negotiations in the province and includes a postscript, co-authored with Peter Colenbrander, that provides an extensive overview of the treaty process from 2001 to 2009. The authors outline the achievements of and challenges for the treaty process and review some of the most recent jurisprudence affecting Native and non-Native rights. They also reflect on the growing number of initiatives outside the treaty process to achieve reconciliation between First Nations and the Crown and raise questions about the future relationship between these initiatives and treaty negotiations.

CHRISTOPHER MCKEE is a former political scientist at the University of British Columbia and currently Chairman of Gavea Emerging Markets Corporation. **PETER COLENBRANDER** joined the BC Treaty Commission in 1995. From 2001 until his retirement in 2008, he was the manager of the Commission's facilitation and monitoring activities.

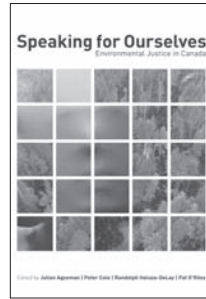
2009, 978-0-7748-1515-4 **PB \$30.95**
200 pages, 6 x 9"

Aboriginal Politics & Policy, Aboriginal Law, Canadian History, BC Studies

Speaking for Ourselves

Environmental Justice in Canada

Edited by Julian Agyeman, Peter Cole,
Randolph Haluza-DeLay, and Pat O'Riley



The concept of environmental justice has offered a new direction for social movements and public policy in recent decades, and researchers worldwide now position social equity as a prerequisite for sustainability. Yet the relationship between social equity and environmental sustainability has been little studied in Canada. *Speaking for Ourselves* draws together Aboriginal and non-Aboriginal scholars and activists who bring equity issues to the forefront by considering environmental justice from multiple perspectives and in specifically Canadian contexts.

JULIAN AGYEMAN is a professor in and chair of the Department of Urban and Environmental Policy and Planning at Tufts University. **PETER COLE** is an associate professor of Aboriginal and Northern Studies at the University College of the North. **RANDOLPH HALUZA-DELAY** is an assistant professor of sociology at King's University College. **PAT O'RILEY** is an associate professor in the Department of Equity Studies, Faculty of Liberal Arts & Professional Studies at York University.

2009, 978-0-7748-1618-2 **HC \$85.00**
978-0-7748-1619-9 **PB \$32.95**

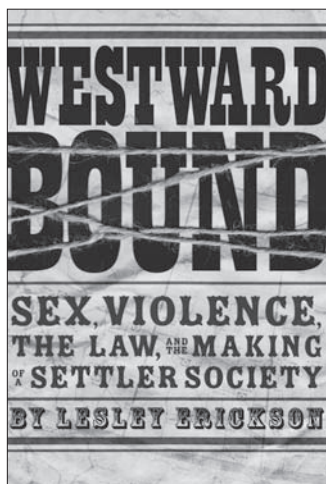
306 pages, 6 x 9"

Aboriginal Politics & Policy, Environmental Advocacy & Activism, Environmental Policy

Westward Bound

Sex, Violence, the Law, and the Making of a Settler Society

Lesley Erickson



LESLEY ERICKSON is a historian and editor who specializes in the history of gender, law, and nation building in western Canada.

August 2011

978-0-7748-1858-2 HC \$90.00

January 2012

978-0-7748-1859-9 PB \$34.95

352 pages, 6 x 9"

13 b&w photos and illustrations,
3 maps, 12 tables

**Law, Canadian History, Gender
Studies, Prairie Legal History**

Law and Society Series

Published by UBC Press for the
Osgoode Society for Canadian
Legal History

An important and groundbreaking effort and one which may prove to re-center attention on prairie history as a place where profound legal historical questions were examined and articulated ... Erickson's work has the potential to trigger a renaissance in prairie legal history.

– Jonathan Swainger, History, University of Northern British Columbia

Westward Bound debunks the myth of Canada's peaceful West and its masculine conceptions of law and violence by focusing on criminal cases involving women between 1886 and 1940. Rather than a desire to protect, official responses to the most intimate or violent acts betrayed an impulse to shore up the liberal order by maintaining boundaries between men and women, Native people and newcomers, and capital and labour. Victims and accused could only hope to harness entrenched ideas about masculinity, femininity, race, and class in their favour. This fascinating exploration of hegemony and resistance in key contact zones draws prairie Canada into larger debates about law, colonialism, and nation building.

CONTENTS

- Preface and Acknowledgments: Women and Criminal Courts at the Cultural Crossroads
- 1 Fruitful Land, Happy Homes, Manly Titans: Settlement Frontiers, Law, and the Intimate in Colonialism and Nation Building
 - 2 They Know No Better: Maintaining Race and Managing Domestic Space at the Fringes of Civilization
 - 3 The Most Public of Private Women: Prostitutes, Reformers, and Police Courts
 - 4 The Farmer, the Pioneer Woman, and the Hired Hand: Sexual Violence, Seduction, and the Boundaries of Class
 - 5 For Family, Nation, and Empire: Policing Drugs, Abortion, and Heterosexuality in the Interwar City
 - 6 The Might of a Good Strong Hand: Domestic Violence, Wife Murder, and Incest
 - 7 She Is to Be Pitied, Not Punished: The Murderess, the Woman Question, and the Capital Punishment Debate
 - 8 Conclusion
- Notes; Bibliography; Index

The Practice of Execution in Canada

Ken Leyton-Brown



KEN LEYTON-BROWN is an associate professor in the History Department at the University of Regina.

2010

978-0-7748-1753-0 **HC \$85.00**

January 2011

978-0-7748-1754-7 **PB \$32.95**

216 pages, 6 x 9"

Canadian Legal History, Law & Society, Socio-legal Studies

This fascinating work takes us from a dramatic account of the public execution of Claude Ruel on July 1, 1868 in St. Hyacinthe, Quebec, to the double hanging of Arthur Lucas and Ronald Turpin in Toronto's Don Jail on December 11, 1962. Just as that jail had gradually evolved from an example of mid-Victorian penal innovation into a symbol of public indifference and cruel confinement, so this story had evolved along a similar path within the public's perception. What's most original is the focus upon treating this process as an institutional history – a rich approach and one certain to provoke debate.

– Bruce Bowden, Registrar at Trinity College,
University of Toronto

It is easy to forget that the death penalty was an accepted aspect of Canadian culture and criminal justice until 1976. *The Practice of Execution in Canada* is not about what led some to the gallows and others to escape it. Rather, it examines how the routine rituals and practices of execution can be seen as a crucial social institution. Drawing on hundreds of case files, Ken Leyton-Brown shows that from trial to interment, the practice of execution was constrained by law and tradition. Despite this, however, the institution was not rigid. Criticism and reform pushed executions out of the public eye, and in so doing, stripped them of meaningful ritual and made them more vulnerable to criticism.

CONTENTS

Preface

1 Introduction

2 Trial and Sentencing

3 Redemption

4 Confession

5 Procession

6 Hanging

7 Display

8 Inquest

9 Disposal

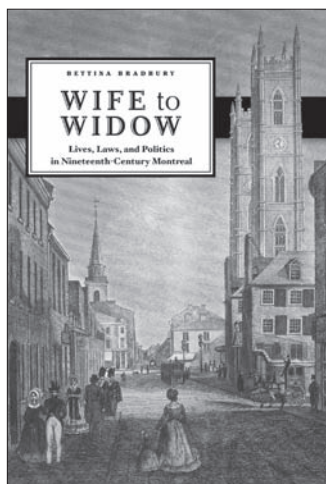
10 Conclusion

Notes; Bibliography; Index

Wife to Widow

Lives, Laws, and Politics in Nineteenth-Century Montreal

Bettina Bradbury



BETTINA BRADBURY teaches women's studies and history at York University.

May 2011

978-0-7748-1951-0 HC \$95.00

January 2012

978-0-7748-1952-7 PB \$39.95

496 pages, 6 x 9"

2 maps, 38 figures, 18 graphs,
4 tables

Canadian Social History,
Canadian Legal History, Women's
Studies, Quebec History

This monumental study of two generations of women who married either before or after the rebellions of 1837-1838 explores the meaning of the transition from wife to widowhood in early nineteenth-century Montreal. Bettina Bradbury weaves together the individual biographies of twenty women, against the backdrop of collective genealogies of over 500, to offer new insights into the law, politics, demography, religion, and domestic life of the time. She shows how women from all walks of life interacted with and shaped Montreal's culture, customs, and institutions, even as they laboured under the shifting conditions of patriarchy. Immensely readable, *Wife to Widow* provides a rare window into the significance of marriage and widowhood during key historical moments in the history of Montreal and Quebec.

CONTENTS

Introduction

Part 1: Marriage, Identity, and the Law

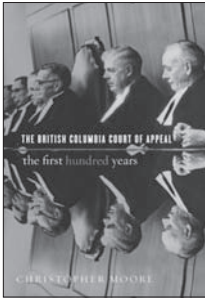
- 1 Marriage Metropole: Mobility and Marriage in Early-Nineteenth-Century Montreal
- 2 Companionate Patriarchies: Money Matters and Marriage
- 3 Marriage Trajectories: Class, Choices, and Chance
- 4 "Dower This Barbarous Law": Debating Marriage and Widows' Rights
- 5 Imagining Widowhood and Death: Marriage Contracts, Wills, and Funeral Provisions

Part 2: Individual Itineraries of Widowhood

- 6 Demographies of Death, Widowhood, and Remarriage
 - 7 In the Shadow of Their Husbands: The First Days of Widowhood
 - 8 "Within a Year and a Day": The First Year of Widowhood
 - 9 Widows' Votes: Marguerite Paris, Émilie Tavernier, Sarah Harrison, and the Montreal By-Elections of 1832
 - 10 Widow to Mother Superior: Émilie Tavernier Gamelin and Catholic Institution Building
 - 11 Patchworks of the Possible: Widows' Wealth, Work, and Children
 - 12 Care, Connections, and Widows' Final Years
- Conclusion
Notes; Bibliography; Index

The British Columbia Court of Appeal

The First Hundred Years
Christopher Moore



Courts of law at once reflect and shape the society in which they reside and dispense justice. To mark the 2010 centenary of the British Columbia Court of Appeal, this book presents an institutional, jurisprudential, and biographical account of the court and its evolving role in the province. Richly illustrated and replete with group portraits of judges and accounts of key cases, this authoritative history explores how the court came into being, how it has operated, and who its judges have been. In the process, it tells the story of how the court has shaped – and been shaped by – the social, political, and legal development of British Columbia.

CHRISTOPHER MOORE is a well-known writer of Canadian history and the author of several works of legal history. His website can be found at www.christophermoore.ca.

2010, 978-0-7748-1864-3 HC \$85.00

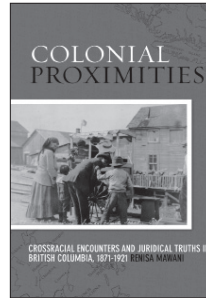
304 pages, 6 x 9"

105 b&w illustrations

BC History, BC Law, Canadian Legal History, Law & Politics

Colonial Proximities

Crossracial Encounters and Juridical Truths in British Columbia, 1871–1921
Renisa Mawani



Encounters among Aboriginal peoples, European colonists, Chinese migrants, and mixed-race populations generated a range of racial anxieties that underwrote colonialism in BC. By focusing on these points of contact, this book forges critical links between histories of migration and dispossession. The book highlights the legal and spatial strategies of rule mobilized by Indian agents, missionaries, and legal authorities who sought to restrict crossracial encounters. Mawani illustrates how interracial proximities in one colonial contact zone inspired the production of juridical racial truths and modes of governance that continue to linger in the racial politics of contemporary settler societies.

RENISA MAWANI is an associate professor of sociology at the University of British Columbia.

2009, 978-0-7748-1633-5 HC \$85.00

978-0-7748-1634-2 PB \$32.95

288 pages, 6 x 9"

16 b&w photos, 2 tables

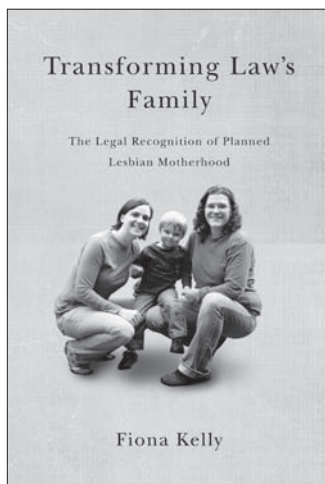
Aboriginal Law, Aboriginal History, BC History, Canadian Legal History, Postcolonial Studies

Law and Society Series

Transforming Law's Family

The Legal Recognition of Planned Lesbian Motherhood

Fiona Kelly



FIONA KELLY is an assistant professor in the Faculty of Law at the University of British Columbia.

May 2011

978-0-7748-1963-3 HC \$85.00

January 2012

978-0-7748-1964-0 PB \$29.95

184 pages, 6 x 9"

Law & Society, Gender & Sexuality Studies, Queer Studies, Socio-legal Studies, Parenting, Sociology of Gender & Family
Law and Society Series

An excellent survey of the changing regime of lesbian and gay legal recognition, including the challenges that culminated in the legalization of same-sex marriage in 2005 ... In light of the tremendous legal changes that have occurred in the past two decades and the claims by many that lesbians and gay men have now achieved formal legal equality, Kelly's examination is particularly timely and important.

– Katherine Arnup, associate professor of Canadian Studies, Carleton University

In recent years, gays and lesbians, along with their families, have become more visible in Canadian society. In *Transforming Law's Family*, Fiona Kelly explores the complex issues encountered by planned lesbian families as they work to define their parental rights, roles, and family structures within the tenets of family law. While Canada's courts have made progress in recognizing lesbian parenthood, some issues that are largely unique to planned lesbian families – such as the legal status of known sperm donors and non-biological mothers – remain undefined. Drawing on interviews with lesbian mothers, Fiona Kelly illuminates the changing definitions of family and suggests a model for law reform that would enable the legal recognition of alternative forms of parentage.

CONTENTS

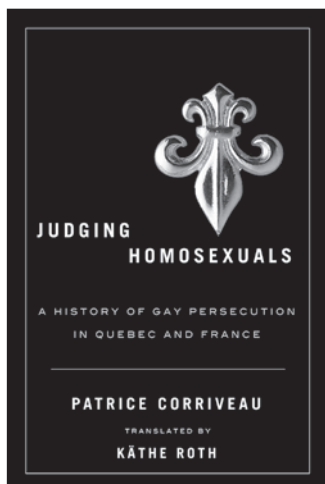
Introduction

- 1 The Legal and Social Context
 - 2 On Whose Terms? On What Terms?
Lesbian and Gay Family Recognition
 - 3 Defining Queer Kinship: How Do
Lesbian Mothers Understand Their
Familial Relationships?
 - 4 Engaging with Reform: Legal Mechanisms
for the Recognition of the Lesbian Family
 - 5 (Re)forming Law's Family
 - 6 Some Concluding Thoughts on Law
Reform and Progressive Social Change
- Appendix; Bibliography; Index

Judging Homosexuals

A History of Gay Persecution in Quebec and France

Patrice Corriveau; Translated by Käthe Roth; Foreword by Barry Adam



PATRICE CORRIVEAU is an associate professor in the Department of Criminology at the University of Ottawa and a researcher with the Interdisciplinary Research Laboratory on the Rights of the Child and the Sexual and Gender Diversity: Vulnerability, Resilience. **KÄTHE ROTH** has been a literary translator, working mainly in historical non-fiction, for more than twenty years.

March 2011

978-0-7748-1720-2 **HC \$85.00**

January 2012

978-0-7748-1721-9 **PB \$29.95**

244 pages, 6 x 9"

7 tables

**Law, Queer Studies, Criminology,
Socio-legal Studies, Social
Movements**

Sexuality Studies Series

In 2004, the first same-sex couple married in Quebec. How did homosexuality – an act that had for centuries been defined as criminal and abominable – come to be sanctioned by law? In Patrice Corriveau finds answers in a comparative analysis of gay persecution in France and Quebec. By tracing over time how various groups – family and clergy, doctors and jurists – tried to manage people who were defined in turn as sinners, as criminals, as inverts, and as citizens deserving of protection, this book shows how the law helped construct the crime.

CONTENTS

Foreword / *Barry Adam*

Preface

Introduction

1 Ancient Greece to the Seventeenth

Century: From Pederasty to Sodomy

2 The Grande Ordonnance of 1670 to the British Conquest: The Sodomist and the Stake

3 The British Conquest to the Late Nineteenth Century: From the Sodomist to the Invert, or From the Priest to the Physician

4 The Late Nineteenth Century to the Sexual Revolution: From Invert to Homosexual

5 The 1970s to the Present: From Prison to City Hall

Conclusion: From One Sexual Perversion to Another?

Notes; References; Index

Troubling Sex

Towards a Legal Theory of Sexual Integrity

Elaine Craig



ELAINE CRAIG is an assistant professor at Schulich School of Law, Dalhousie University.

November 2011

978-0-7748-2180-3 HC \$85.00

July 2012

978-0-7748-2181-0 PB \$32.95

208 pages, 6 x 9"

Law, Sexuality Studies

Law and Society Series

In this ambitious and thought-provoking work, Craig pulls into conversation the divergent threads in the Supreme Court's exploration of sexuality: sexual assault, sexual expression, sexual harassment, sexual equality ... Drawing on theoretical resources from across the spectrum, Craig offers a refreshingly iconoclastic approach to pressing political and moral questions about sexual integrity as a common good.

– Rebecca Johnson, Faculty of Law, University of Victoria

When legal scholars or judges approach the subject of sexuality, they are often constrained by existing theoretical frameworks. Queer theorists typically focus on sexual liberty but tend not to consider issues such as sexual violence; feminist theories focus on violence but often ignore the joy of sexuality. Craig examines the Supreme Court of Canada's approach to sexuality to assess the possibility of devising a legal theory of sexuality that can embrace both the good and the bad, ensuring equality without assimilation, diversity without exclusion, and liberty without suffering. Blending feminist theory with queer theory, she advances an iconoclastic approach to law and sexuality that has the power to transform both theory and practice.

CONTENTS

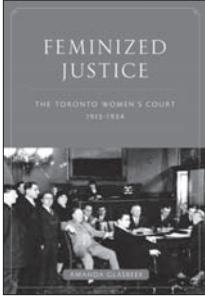
Introduction

- 1 Essentialism and Constructivism in Law
 - 2 Legal Conceptions of Sexual Nature and Natural Sex
 - 3 Natural Categories and Non-Categorical Approaches to Law and Sexuality
 - 4 Socially Constructed Conceptions of Sexual Violence
 - 5 A Moral Shift
 - 6 Some Subjective Truths About the Objective Truth of Sex
 - 7 Trouble Ahead: An Iconoclastic Approach to Sexual Integrity in the Law
- Notes; Bibliography; Index

Feminized Justice

The Toronto Women's Court,
1913–34

Amanda Glasbeek



An engrossing history of the trials and tribulations of the Toronto Women's Police Court – Canada's first experiment with feminized justice. In 1913, Toronto launched Canada's first woman's police court. The court was run by and for women, but was it a great achievement? This multifaceted portrait of the cases, defendants, and officials that graced its halls reveals a fundamental contradiction at the experiment's core: the Toronto Women's Police Court was both a site for feminist adaptations of justice and a court empowered to punish women. Reconstructed from case files and newspaper accounts, this engrossing portrait of the trials and tribulations that accompanied an early experiment in feminized justice sheds new light on maternal feminist politics, women and crime, and the role of resistance, agency, and experience in the criminal justice system.

AMANDA GLASBEEK is an assistant professor of criminology in the Department of Social Science at York University.

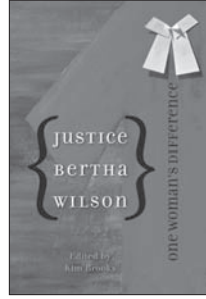
2009, 978-0-7748-1711-0 **HC \$85.00**
978-0-7748-1712-7 **PB \$32.95**
240 pages, 6 x 9"

**Legal History, Feminism & Gender Studies
in Law, Women's Studies**
Law and Society Series

Justice Bertha Wilson

One Woman's Difference

Edited by Kim Brooks



Bertha Wilson's appointment to the Supreme Court of Canada in 1982 capped off a career of firsts. Wilson had been the first woman lawyer and partner at a prominent Toronto law firm and the first woman appointed to the Ontario Court of Appeal. Her career and passing in 2007 provoked reflection on her contributions to Canadian society and raised the question, what difference do women judges make? *Justice Bertha Wilson* examines Wilson's career through three distinct frames – foundations, controversy, and reflections – and a wide range of feminist perspectives. Taken together, these provocative essays paint an intriguing portrait of a complex, controversial woman who made a deep impression on the Canadian legal landscape.

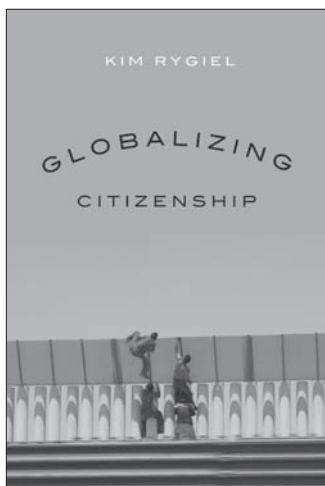
KIM BROOKS is an associate professor and the H. Heward Stikeman Chair in the Law of Taxation in the Faculty of Law at McGill University.

2009, 978-0-7748-1732-5 **HC \$85.00**
978-0-7748-1733-2 **PB \$32.95**
344 pages, 6 x 9"
4 b&cw photos

Feminism & Gender Studies in Law, Law & Politics, Law & Society, Women's Studies
Law and Society Series

Globalizing Citizenship

Kim Rygiel



KIM RYGIEL is an assistant professor of political science at Wilfrid Laurier University and co-editor of *(En)Gendering the War on Terror: War Stories and Camouflaged Politics*.

2010

978-0-7748-1804-9 **HC \$85.00**

978-0-7748-1805-6 **PB \$34.95**

272 pages, 6 x 9"

Globalization, International Political Science, Security Studies, Socio-legal Studies, Race & Transnationalism in Politics

Winner, **2011 ENMISA DISTINGUISHED BOOK AWARD**, International Studies Association

Shortlisted, **2011 PRIZE IN INTERNATIONAL RELATIONS**, Canadian Political Science Association

Since 9/11, national governments in the global North have struggled to govern populations and manage cross-border traffic without building new barriers to trade. What does citizenship mean in an era of heightened tension between global capitalism and the nation-state? Building on Foucault's concept of biopolitics and an examination of national border and detention policies, Rygiel argues that citizenship is becoming a globalizing regime to govern mobility. The new regime is deepening boundaries based on race, class, and gender, and causing Western nations to embrace a more technocratic, depoliticized understanding of citizenship.

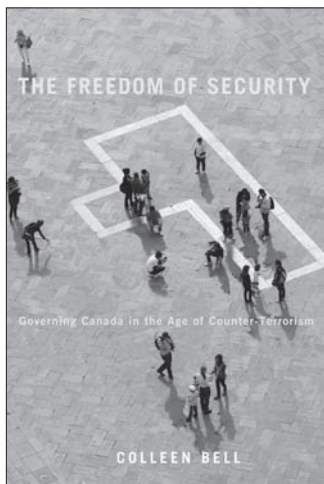
CONTENTS

- 1 Introduction: Globalization, Security, and Citizenship
 - 2 Citizenship in Crisis? Rethinking Citizenship as Government and Resistance
 - 3 Globalizing Citizenship: Governing Global Mobility through Citizenship
 - 4 Securitizing Citizenship: Citizenship as Biopolitics
 - 5 Mobile Citizens and Systems of Surveillance: Border Controls as Technologies of Citizenship
 - 6 (Un)Making Citizens and Abject Others: Detention Practices as Technologies of Citizenship
 - 7 Conclusion: Towards a Politics of Citizenship as Resistance
- Notes; References; Index

The Freedom of Security

Governing Canada in the Age of Counter-Terrorism

Colleen Bell



COLLEEN BELL is Lecturer of international politics in the Department of Politics at Birkbeck, University of London.

May 2011

978-0-7748-1825-4 **HC \$85.00**

January 2012

978-0-7748-1826-1 **PB \$32.95**

208 pages, 6 x 9"

Law & Politics, Canadian Political Science, Security Studies

Law and Society Series

An original and critical study of Canada's "War on Terror." Colleen Bell provides a sophisticated reading of the debate between liberty and security. As well as being theoretically engaged, her book is also one of the few to illuminate current Canadian security practices. Highly recommended.

– Peter Nyers, author of *Rethinking Refugees Beyond States of Emergency*

Post-9/11 security measures have sparked fears that the West is violating the very civil rights it strives to protect. Debates centre on the United States, but how have the politics of security influenced the commitment to freedom in other liberal democracies? Addressing security certificates to the war in Afghanistan to the detainment of Abdullah Almalki, Colleen Bell's wide-ranging analysis demonstrates that Canada's counter-terrorism practices are not a departure from liberal governance but rather a reconfiguration of its structures with an emphasis on security. She traces how the logic and practices of security are increasingly coming to define our rights and freedoms.

CONTENTS

Preface

Introduction: Relations of Freedom,
Relations of Security

- 1 Opting-In: Precautionary Engagement as National Security Strategy
- 2 The Socio-Legal Paradox of Freedom: Security Certificates and the Politics of Exception
- 3 Interventionary Designs: The Liberal Way of War in Afghanistan
- 4 Sovereignty and Refusal: The Violent Limits of Liberal Rights

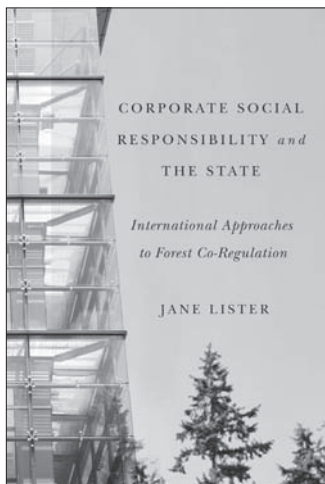
Conclusion: Freedom beyond Security

Bibliography; Index

Corporate Social Responsibility and the State

International Approaches to Forest Co-Regulation

Jane Lister



JANE LISTER is a postdoctoral fellow at the Liu Institute for Global Issues at the University of British Columbia.

May 2011

978-0-7748-2033-2 **HC \$85.00**

January 2012

978-0-7748-2034-9 **PB \$34.95**

280 pages, 6 x 9"

38 figures, 48 tables

Corporate Law, Environmental Law, Environmental Ethics, Environmental Politics, Canadian Public Policy & Administration, Environmental Business & Economics, Resource Management

This is a first-class study that makes a significant contribution to its field by developing and systematically applying a framework to evaluate governmental responses to forest certification at the national and sub-national levels.

– Fred Gale, Senior Lecturer, School of Government, University of Tasmania

Public concern about worsening global environmental and social conditions has led to skepticism about the efficacy of voluntary corporate social responsibility (CSR) programs, and pressure for governmental CSR engagement. One of the first studies to investigate the role of the state in CSR, this book provides insight into the new governance model of private-public co-regulation emerging around the globe. Examining forest certification in Canada, the US, and Sweden, Lister draws on extensive interviews with experts to offer unique evidence on CSR governance, ultimately arguing the importance of CSR as a supplement to rather than a substitute for state regulation.

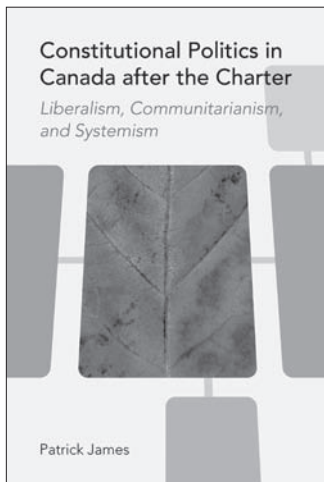
CONTENTS

- 1 Introduction
 - 2 Co-regulating Corporate Social Responsibility
 - 3 Government's Role in Forest Certification
 - 4 Canada: Government Authority in Forest Certification
 - 5 The United States: Enhanced Governance of Certified State Forests
 - 6 Sweden: Public/Private Forest Policy Interplay and Innovation
 - 7 Conclusion
- Appendices; Notes, References, Index

Constitutional Politics in Canada after the Charter

Liberalism, Communitarianism, and Systemism

Patrick James



PATRICK JAMES is a professor of international relations and director of the Center for International Studies at the University of Southern California.

2010

978-0-7748-1786-8 **HC \$85.00**

January 2011

978-0-7748-1787-5 **PB \$32.95**

200 pages, 6 x 9"

9 figures

**Constitutional Law, Canadian
Federal Politics**

Law and Society Series

Patrick James provides a highly intelligent and balanced synthesis of twenty-five years of constitutional politics literature in Canada ... He also develops an innovative theoretical approach (systemism) to evaluate competing constitutional theories and to test the theoretical significance of competing constitutional approaches. Simply put, as an exercise in theory building, testing, and evaluation, this book makes a unique contribution to the state of Canadian politics and constitutional studies.

– James Kelly, author of *Governing with the Charter: Legislative and Judicial Activism*

Since the *Charter of Rights and Freedoms* was introduced, Canada has experienced more than twenty-five years of constitutional politics and countless debates about the future of Canada. There has, however, been no systematic attempt to identify general theories about Canada's constitutional evolution. Patrick James corrects this oversight. By adding clarity to familiar debates, this succinct assessment of major writings on constitutional politics sharpens our vision of the past – and the future – of the Canadian federation.

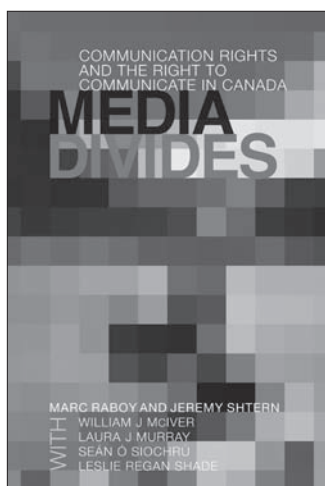
CONTENTS

- 1 Constitutional Politics in Canada:
The Charter and Beyond
 - 2 Systemism and Canadian Constitutional Politics
 - 3 Identifying Concepts and Theories
 - 4 Liberal Theories: Negative Identity,
Megapolitics, and Institutional Imbalance
 - 5 Communitarian Theories: Asymmetrical
Federalism and the Citizens' Constitution
 - 6 A Critique and Comparison of Liberal
and Communitarian Theories
 - 7 Conclusion
- Notes; References; Index

Media Divides

Communication Rights and the Right to Communicate in Canada

Marc Raboy and Jeremy Shtern, with William J. McIver, Laura J. Murray, Seán Ó Siochrú, and Leslie Regan Shade



MARC RABOY is a professor and Beaverbrook Chair in Ethics, Media and Communications in the Department of Art History and Communication Studies at McGill University. **JEREMY SHTERN** is a Fonds québécois de la recherche sur la société et la culture (FQRSC) postdoctoral fellow in the Faculty of Communication and Design at Ryerson University.

2010

978-0-7748-1774-5 **HC \$90.00**

January 2011

978-0-7748-1775-2 **PB \$32.95**

320 pages, 6 x 9"

5 charts, 1 table

Law & Politics, Media Studies, Technology & Society, Socio-legal Studies, Canadian Public Policy & Administration

Media Divides is a comprehensive "democratic audit" of Canadian communications policy, at a critical moment in its evolution, one that could determine whether our information and communication technology environment proceeds full speed in a market-oriented neoliberal direction, or instead, preserves and strengthens broader democratic values.

– Robert A. Hackett, co-author of *Remaking Media: The Struggle to Democratize Public Communication*

Canada is at a critical juncture in the evolution of its communications policy. *Media Divides* offers a comprehensive, up-to-date audit of communications law and policy. Using the concept of communications rights as a framework for analysis, leading scholars not only reveal the nation's democratic deficits in five key domains – media, access, the Internet, privacy, and copyright – they also formulate recommendations, including the establishment of a Canadian right to communicate, for the future.

CONTENTS

Preface

Part 1: Communication Rights and the Right to Communicate – The State of the Art

Introduction / *Marc Raboy and Jeremy Shtern*

1 Histories, Contexts, and Controversies /

Marc Raboy and Jeremy Shtern

2 Implementing Communication

Rights / *Seán Ó Siochrú*

Part 2: Communication Rights in Canada – An Assessment

3 The Horizontal View / *Marc*

Raboy and Jeremy Shtern

4 Media / *Marc Raboy*

5 Access / *Leslie Regan Shade*

6 Internet / *William J. McIver Jr.*

7 Privacy / *Leslie Regan Shade*

8 Copyright / *Laura J. Murray*

Part 3: Policy Recommendations and Alternative Frameworks

9 Fixing Communication Rights in Canada /

Marc Raboy and Jeremy Shtern

10 Toward a Canadian Right to Communicate /

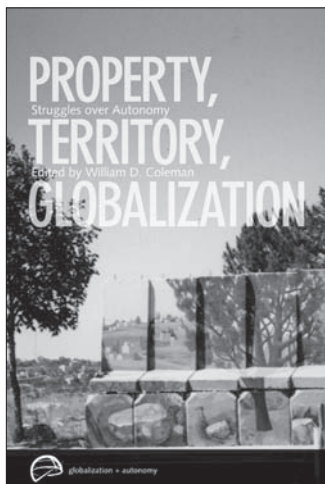
Marc Raboy and Jeremy Shtern

Appendices; Notes; Works Cited; Index

Property, Territory, Globalization

Struggles over Autonomy

Edited by William D. Coleman



WILLIAM D. COLEMAN is CIGI Chair in Globalization and Public Policy at the Balsillie School of International Affairs and professor in the Department of Political Science at the University of Waterloo.

May 2011

978-0-7748-2017-2 **HC \$85.00**

January 2012

978-0-7748-2018-9 **PB \$32.95**

288 pages, 6 x 9"

Globalization, International Law

Globalization and Autonomy Series

In a world of flux, as old territorial borders dissolve and new nations come together, who controls ideas, information, and creativity? Who patrols the new frontiers? This volume opens a window to the dark side of globalization and the struggles for autonomy it has generated – from forest disputes to indigenous land claims to conflicts between farmers and the patent owners of genetically modified seeds. The work of Palestinian poets, whose attachment to the land is explored in a powerful Coda, shows that a politics of place brings to the fore intense feelings of attachment, something common to all struggles over territory and autonomy.

CONTENTS

Preface

- 1 Introduction: Property, Autonomy, Territory, and Globalization / *Scott Prudham and William D. Coleman*
- 2 The Globalization of International Law, Indigenous Identity, and the New Constitutionalism / *A. Claire Cutler*
- 3 Lifeworlds and Property: Epistemological Challenges to Cree Concepts of Land in the Twentieth Century / *Susan M. Preston*
- 4 Making Forests “Normal”: Sustained Yield, Improvement, and the Establishment of Globalist Forestry in British Columbia / *Scott Prudham*
- 5 Contested Autonomy: Globalization and Miskito Customary Property Rights in the Rio Plantano Biosphere Reserve / *Sharlene Mollett*
- 6 Globalization, Intellectual Property, and the Emergence of New Property Types / *Daniel Gorman*
- 7 Competing or Relational Autonomies? Globalization, Property, and Friction over Land Rights / *Eva Mackey*
- 8 Plant Genetic Resources, Farmers’ Rights, and the Globalization of Intellectual Property Rights: Reinforcing Asymmetries in Autonomies / *William D. Coleman and Austina J. Reed*
- 9 Globalization without World Order: Intellectual Property and Its Discontents / *Anna Greenspan*

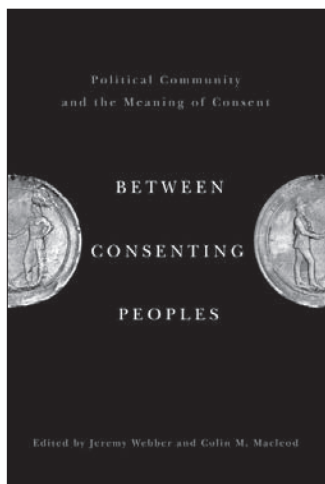
Coda

- 10 Property Rites: Cultural Narrations of the Palestinian Catastrophe / *Jasmin Habib*
- Notes and Acknowledgments; Works Cited; Contributors; Index

Between Consenting Peoples

Political Community and the Meaning of Consent

Edited by Jeremy Webber and Colin M. Macleod



JEREMY WEBBER holds the Canada Research Chair in Law and Society at the University of Victoria and is a Trudeau Fellow. **COLIN M. MACLEOD** is an associate professor of law and philosophy at the University of Victoria.

2010

978-0-7748-1883-4 HC \$85.00

July 2011

978-0-7748-1884-1 PB \$34.95

280 pages, 6 x 9"

Law & Politics, Political Theory,
Aboriginal Politics & Policy,
Constitutional Law, Philosophy,
Political Science

Consent has long been used to establish the legitimacy of society. But when one asks – consent becomes very elusive, more myth than reality. In *Between Consenting Peoples* leading scholars in legal and political theory examine the different ways in which consent has been used to justify political communities and the authority of law, especially in indigenous-nonindigenous relations. They explore the kind of consent – the kind of attachment – that might ground political community and establish a fair relationship between indigenous and nonindigenous peoples.

CONTENTS

Introduction

- 1 The Meanings of Consent / *Jeremy Webber*
- The Challenges of Consent in Indigenous Contexts**
- 2 Living Together: Gitksan Legal Reasoning as a Foundation for Consent / *Val Napoleon*
- 3 “Thou Wilt Not Die of Hunger ... for I Bring Thee Merchandise”: Consent, Intersocietal Normativity, and the Exchange of Food at York Factory, 1682-1763 / *Janna Promislow*
- 4 The Complexity of the Object of Consent: Some Australian Stories / *Tim Rowse*

Reconceiving Consent in Political and Legal Philosophy

- 5 Indigenous Peoples and Political Legitimacy / *Margaret Moore*
- 6 Consent, Legitimacy, and the Foundation of Political and Legal Authority / *David Dyzenhaus*
- 7 Consent or Contestation? / *Duncan Ivison*
- 8 Beyond Consent and Disagreement: Why Law’s Authority Is Not Just about Will / *Andrée Boisselle*

Concluding Reflections

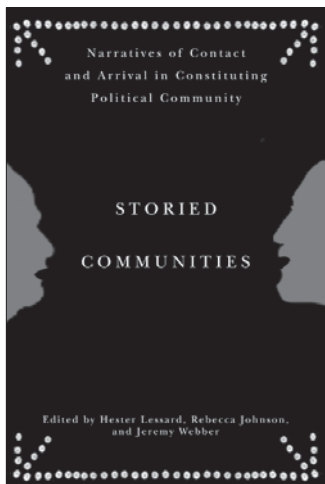
- 9 Consent, Hegemony, and Dissent in Treaty Negotiations / *James Tully*

Index

Storied Communities

Narratives of Contact and Arrival in Constituting Political Community

Edited by Hester Lessard, Rebecca Johnson, and Jeremy Webber



HESTER LESSARD is a professor of law at the University of Victoria. **REBECCA JOHNSON** is a professor of law at the University of Victoria. **JEREMY WEBBER** holds the Canada Research Chair in Law and Society at the University of Victoria and is also a Trudeau Fellow.

2010

978-0-7748-1879-7 HC \$85.00

July 2011

978-0-7748-1880-3 PB \$34.95

384 pages, 6 x 9"

Law & Politics, Aboriginal Politics & Policy, Race & Transnationalism in Politics, Historiography, Constitutional Law

By bringing to light the links between narratives of contact and narratives of arrival in settler societies, this volume opens up new ways to imagine, sustain, and transform political communities.

CONTENTS

Part 1: Introduction

1 Introduction / *Hester Lessard, Rebecca Johnson, and Jeremy Webber*

Part 2: Narratives of Contact and Arrival in the Canadian Political Space

- 2 Canadian Sovereignty and Universal History / *Michael Asch*
- 3 Historicizing Narratives of Arrival: The Other Indian Other / *Audrey Macklin*
- 4 The Conceit of Sovereignty: Toward Post-Colonial Technique / *Brenna Bhandar*

Part 3: Narratives and Narrative Form

- 5 Show Me Yours / *Richard Van Camp*
- 6 Horseflies, Haircutters, and Bulldogs: In Conversation with Richard Van Camp / *Blanca Schorcht*
- 7 Counter-Narratives of Arrival and Return: Testing the Interstices of Resistance / *Sneja Gunew*
- 8 Common Ground around the Tower of Babel / *J. Edward Chamberlin*

Part 4: Contact and Its Narratives

- 9 Juxtaposing Contact Stories in Canada / *Anne Godlewska*
- 10 Native Women, the Body, Land, and Narratives of Contact and Arrival / *Kim Anderson*
- 11 The Batman Legend: Remembering and Forgetting the History of Possession and Dispossession / *Bain Attwood*
- 12 Layered Narratives in Site-Specific "Wild" Places / *Jacinta Ruru*

Part 5: Arrival and Its Narratives

- 13 Narratives of Origins and the Emergence of the European Union / *Patricia Tuitt*
- 14 "Robbed of a Different Life": Alternative Histories, Interrupted Futures / *Susan Bibler Coutin*

Part 6: Institutional Implications: How Would We Do Things Differently If We Took Narrative Seriously?

- 15 Toward a Shared Narrative of Reconciliation: Developments in Canadian Aboriginal Rights Law / *S. Ronald Stevenson*
- 16 Hoquotist: Reorienting through Storied Practice / *Johnny Mack*
- 17 Proof and Narrative: "Reproducing the Facts" in Refugee Claims / *Donald Galloway*

Part 7: Theoretical Implications: Where Do We Go from Here?

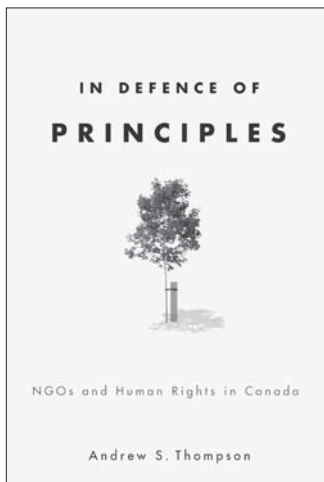
- 18 Differentiating Liberating Stories from Oppressive Narratives: Memory, Land, and Justice / *Martha Nandorfy*

Contributors; Index

In Defence of Principles

NGOs and Human Rights in Canada

Andrew S. Thompson



ANDREW S. THOMPSON is an adjunct assistant professor of political science at the University of Waterloo.

2010

978-0-7748-1861-2 **HC \$85.00**

July 2011

978-0-7748-1862-9 **PB \$32.95**

224 pages, 6 x 9"

Law & Politics, History of Civil Liberties & Human Rights, Law & Society, Canadian Social Policy

Law and Society Series

This book is an important addition to the literature on the evolution of human rights norms, the sociology of law, and Canadian politics. It is a first-rate study that adds a political dimension to the legalistic and historically oriented accounts of these issues.

– Alison Brysk, Mellichamp Professor,
Global and International Studies,
University of California, Santa Barbara

Since 9/11 and the onset of the “war on terror,” the principal challenge confronting liberal democracies has been to balance freedom with security and individual with collective rights. This book sheds new light on the evolution of human rights norms in liberal democracies by charting the activism of four Canadian NGOs on issues of refugee rights, hate speech, and the death penalty, including their use of difficult, often controversial legal cases as platforms to assert human rights principles and shape judicial policy-making. The struggles of these NGOs reveal not only the fragility but also the resilience of ideas about rights in liberal democracies.

CONTENTS

Preface

Introduction: In Defence of Principles

1 My Brother’s Keeper: The Canadian Council of Churches and the Rights of Refugees

2 The “Misuse” of Freedom? The Canadian Jewish Congress, the Canadian Civil Liberties Association, and the Limits of Expression

3 Shocking the Conscience? Amnesty International Canada and Abolition of the Death Penalty

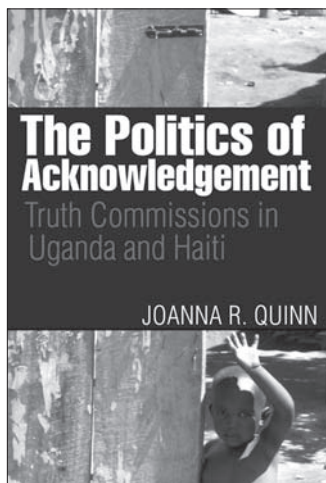
Conclusion: Principles in the Age of Rights

Notes; Selected Bibliography; Index

The Politics of Acknowledgement

Truth Commissions in Uganda and Haiti

Joanna R. Quinn



JOANNA R. QUINN is an assistant professor of political science and director of the Centre for Transitional Justice and Post-Conflict Reconstruction at the University of Western Ontario.

2010

978-0-7748-1846-9 HC \$85.00

January 2011

978-0-7748-1847-6 PB \$32.95

208 pages, 6 x 9"

2 maps, 2 figures

Politics & Law, Political Science,
Race & Transnationalism in
Politics

Law and Society Series

This highly original study not only provides a fascinating analysis of the lesser-known truth commissions in Haiti and Uganda but also sheds light on the complex factors that affect the success or failure of truth commissions in fostering acknowledgement and furthering democratic change. This book should be widely read by those interested in truth commissions, transitional justice, and the politics of acknowledgement.

– Bronwyn Anne Leebaw, Political Science,
University of California, Riverside

Human rights violations leave deep scars on people, societies, and nations. Rights groups argue that resolving past violence is necessary for a peaceful future. But how can nations ensure that instruments of transitional justice are the best path to reconciliation? This book develops a theoretical framework – a framework of acknowledgement – to evaluate truth commissions. Analysis of the difficulties encountered and the ultimate failure of truth commissions in Uganda and Haiti reveals that acknowledgement of past violence – by both victims and perpetrators – must come before goals such as forgiveness and social cohesion if reconciliation is to be achieved.

CONTENTS

1 Introduction

Part 1: Theoretical Model

2 The Politics of Acknowledgement

3 Truth Commissions

4 The Truth Commissions of Uganda and Haiti

Part 2: Analysis: Parallels between the Ugandan and Haitian Cases

5 Political Will

6 Institutional Constraints

7 Whither Acknowledgement?

8 Social Underpinnings

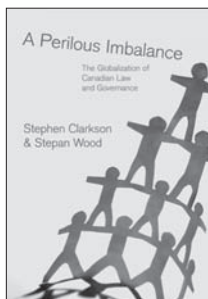
9 Acknowledgement: A New Lens for Evaluation

Appendices; Notes; Bibliography; Index

A Perilous Imbalance

The Globalization of Canadian Law and Governance

Stephen Clarkson and Stepan Wood



Shortlisted, 2011
**DONALD SMILEY
PRIZE**, Canadian
Political Science
Association

Canada's experience of and contribution to globalized governance is characterized by serious imbalances. This book explores these imbalances by tracing three interlinked developments: the emergence of a neoconservative supraconstitution, the transformation of the nation-state, and the growth of governance beyond the nation-state. Advocating a revitalized Canadian state as a vehicle for pursuing human security, ecological integrity, and social emancipation, and for creating spaces in which progressive, alternative forms of law and governance can unfold, this book offers a compelling analysis of the challenges that middle powers and their citizens face in a globalizing world.

STEPHEN CLARKSON is a professor of political economy at the University of Toronto and a senior fellow of the Centre for International Governance Innovation. **STEPAN WOOD** is a professor of law at Osgoode Hall Law School, York University, and a core faculty member of the York Institute for Research and Innovation in Sustainability.

2010, 978-0-7748-1488-1 HC \$85.00

978-0-7748-1489-8 PB \$32.95

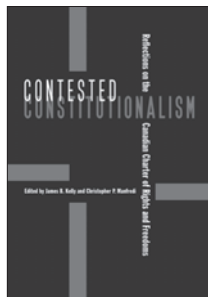
360 pages, 6 x 9"

Globalization, Law & Politics, Globalization
Law and Society Series

Contested Constitutionalism

Reflections on the *Canadian Charter of Rights and Freedoms*

Edited by James B. Kelly and
Christopher P. Manfredi



The introduction of the *Canadian Charter of Rights and Freedoms* in 1982 was accompanied by much fanfare and public debate. This book does not celebrate the *Charter*; rather it offers a critique by distinguished scholars of law and political science of its effect on democracy, judicial power, and the place of Quebec and Aboriginal peoples twenty-five years later. By employing diverse methodological approaches, contributors shift the focus of debate from the *Charter's* appropriateness to its impact – for better or worse – on political institutions, public policy, and conceptions of citizenship in the Canadian federation.

JAMES B. KELLY is an associate professor in the Department of Political Science at Concordia University. **CHRISTOPHER P. MANFREDI** is Dean of Arts and a professor in the Department of Political Science at McGill University.

2009, 978-0-7748-1674-8 HC \$85.00

978-0-7748-1675-5 PB \$32.95

336 pages, 6 x 9"

1 b&w photo, 7 tables

Constitutional Law, Law & Politics, Political Science

Law and Society Series

Multi-Party Litigation

The Strategic Context

Wayne V. McIntosh and Cynthia L. Cates



Drawing upon insights from law and politics, *Multi-Party Litigation* outlines the historical development, political design, and regulatory desirability of multi-party litigation strategies in cross-national perspective and describes a battle being fought on multiple fronts by competing interests. By addressing the potential and constraints of litigation, this book offers a comprehensive account of an international issue that will interest students and practitioners of law, politics, and public policy.

WAYNE V. MCINTOSH is a political science professor, associate chair, and director of undergraduate studies with the Department of Government and Politics, University of Maryland, College Park, MD. **CYNTHIA L. CATES** is a political science professor with the Department of Political Science, Towson University, Towson, MD.

2009, 978-0-7748-1596-3 HC \$85.00

978-0-7748-1597-0 PB \$32.95

308 pages, 6 x 9"

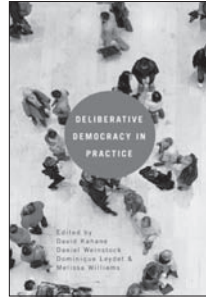
6 tables

Law & Politics, Law & Society

Law and Society Series

Deliberative Democracy in Practice

Edited by David Kahane, Daniel Weinstock, Dominique Leydet, and Melissa Williams



This book brings together leading scholars who explore debates in deliberative democratic theory in four areas of practice: education, constitutions and state boundaries, indigenous-settler relations, and citizen participation and public consultation. This dynamic volume casts new light on the strengths and limitations of deliberative democratic theory, offering guidance to policy makers and to students and scholars interested in democratic justice.

DAVID KAHANE is an associate professor and Vargo Distinguished Teaching Chair in the Department of Political Science at the University of Alberta. **DANIEL WEINSTOCK** is a professor of philosophy and Canada Research Chair in Ethics and Political Philosophy at Université de Montréal. **DOMINIQUE LEYDET** is a professor of philosophy at Université de Québec à Montréal. **MELISSA WILLIAMS** is a professor of political science at the University of Toronto.

2009, 978-0-7748-1677-9 HC \$85.00

978-0-7748-1678-6 PB \$32.95

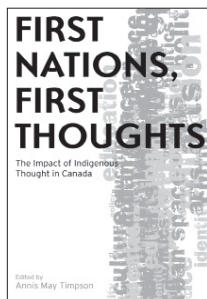
264 pages, 6 x 9"

Political Theory & Philosophy

First Nations, First Thoughts

The Impact of Indigenous Thought in Canada

Edited by Annis May Timpson



Countless books and articles have traced the impact of colonialism and public policy on Canada's First Nations, but few have explored the impact of Aboriginal thought on public discourse and policy development in Canada. *First Nations, First Thoughts* brings together Aboriginal and non-Aboriginal scholars who cut through the prevailing orthodoxy to reveal Indigenous thinkers and activists as a pervasive presence in diverse political, constitutional, and cultural debates and arenas, including urban spaces, historical texts, public policy, and cultural heritage preservation. This innovative, thought-provoking collection contributes to the decolonization process by encouraging us to imagine a stronger, fairer Canada in which Aboriginal self-government and expression can be fully realized.

ANNIS MAY TIMPSON is Director of the Centre of Canadian Studies at the University of Edinburgh.

2009, 978-0-7748-1551-2 **HC \$85.00**
 978-0-7748-1552-9 **PB \$32.95**
 336 pages, 6 x 9"
 3 b&w photos, 4 tables
Aboriginal Law, Aboriginal Politics & Policy, Canadian Public Policy & Administration

The Canadian War on Queers

National Security as Sexual Regulation

Gary Kinsman and Patrizia Gentile



From the 1950s to the late 1990s, agents of the state spied on, interrogated, and harassed gays and lesbians in Canada, employing social ideologies and other practices to construct their targets as threats to society. Based on official security documents and interviews with gays, lesbians, civil servants, and high-ranking officials, this path-breaking book discloses acts of state repression and forms of resistance that raise questions about just whose national security was being protected. Passionate and personalized, this account of how the state used the ideology of national security to wage war on its own people offers ways of understanding, and resisting, contemporary conflicts such as the "war on terror."

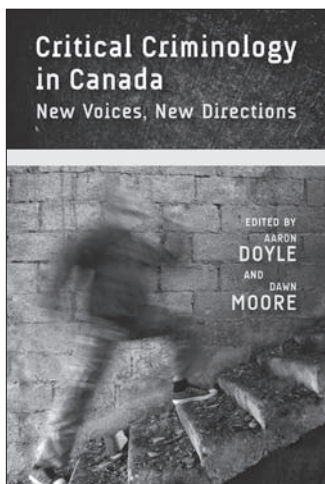
GARY KINSMAN is a professor in the Sociology Department at Laurentian University, Sudbury. **PATRIZIA GENTILE** is an assistant professor in the Pauline Jewett Institute of Women's and Gender Studies at Carleton University.

2009, 978-0-7748-1627-4 **HC \$95.00**
 978-0-7748-1628-1 **PB \$34.95**
 584 pages, 6 x 9"
 19 b&w photos, 2 charts, 1 map
Queer Studies, Women's Studies, Canadian Legal History, Canadian Women's History, Feminism & Gender Studies in Law
Sexuality Studies Series

Critical Criminology in Canada

New Voices, New Directions

Edited by Aaron Doyle and Dawn Moore



AARON DOYLE is an associate professor in the Department of Sociology and Anthropology at Carleton University. DAWN MOORE is an associate professor in the Department of Law at Carleton University.

2010

978-0-7748-1834-6 HC \$90.00

July 2011

978-0-7748-1835-3 PB \$34.95

336 pages, 6 x 9"

Criminology, Law & Society,
Socio-legal Studies, Canadian
Social Policy, Sociology
Law and Society Series

Finally, a book that brings together the state-of-the-art in Canadian critical criminology. Students of criminology across Canada must read this book if they are to understand and appreciate the state of play in academic criminology and realize what they are in for when they take on the label "criminologist."

– James Sheptycky, York University

This book presents the work of a new generation of critical criminologists who explore the geographical, institutional, and political contexts of the discipline in Canada. Breaking away from mainstream criminology and law-and-order discourses, the authors offer a spectrum of theoretical approaches to criminal justice – from governmentality to feminist criminology, from critical realism to anarchism – and they propose novel approaches to topics ranging from genocide to white-collar crime.

CONTENTS

Introduction: Questions for a New Generation of Criminologists / *Aaron Doyle and Dawn Moore*

Part 1: Canadian Criminology in the Twenty-First Century

- 1 The Dilemmas of 'Doing' Criminology in Québec: Curse or Opportunity? / *Benoît Dupont*
- 2 Reconciling Spectres: Promises of Criminology / *Bryan R. Hogeveen*
- 3 Commodifying Canadian Criminology: Applied Criminology Programs and the Future of the Discipline / *Laura Huey*

Part 2: Expanding the Criminological Focus

- 4 Corporate and White-Collar Crime: Reflections on the Study of Financial Wrongdoing in the Era of Neo-Liberalism / *James W. Williams*
- 5 Criminological Nightmares: A Canadian Criminology of Genocide / *Andrew Woolford*
- 6 Power and Resistance in Community-Based Sentencing / *Diana Young*
- 7 Stigma and Marginality: Gender Experiences of Families of Male Prisoners in Canada / *Stacey Hannem*

Part 3: Theory and Praxis

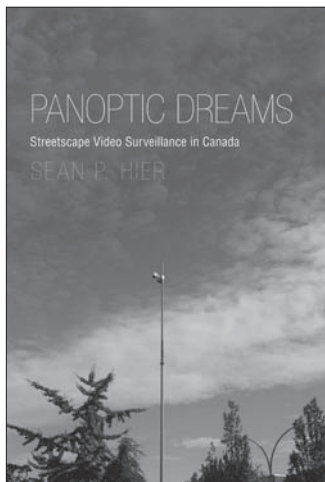
- 8 Reimagining a Feminist Criminology / *Gillian Balfour*
- 9 The Promise of Critical Realism: Toward a Post-Empiricist Criminology / *George S. Rigakos and Jon Frauley*
- 10 The Right to the City on Trial / *Lisa Freeman*
- 11 Anarcho-Abolition: A Challenge to Conservative and Liberal Criminology / *Kevin Walby*

Index

Panoptic Dreams

Streetscape Video Surveillance in Canada

Sean P. Hier



SEAN P. HIER is an associate professor in the Department of Sociology, University of Victoria.

2010

978-0-7748-1871-1 HC \$85.00

January 2011

978-0-7748-1872-8 PB \$32.95

328 pages, 6 x 9"

19 b&w photographs

Law & Society, Socio-legal Studies,
Security Studies, Sociology

"This book combines sound theory, rigorous research, lucid analysis, and clear-minded proposals that stand to reinvigorate the policy discourse on how to make public-area video surveillance relevant to Canadian cities and towns. Panoptic Dreams is the benchmark for future empirical studies in this field."

– Brandon C. Welsh, author of *Making Public Places Safer: Surveillance and Crime Prevention*

The number of Canadian cities using video surveillance systems to monitor city streets is growing. In Sean Hier explores how and why Canadian cities introduced street surveillance programs between 1981 and 2005 and brings to light the governance structures and privacy protection policy frameworks that made these programs possible. This book uses empirical findings to reflect critically on video surveillance policy and design structures in Canada. The original analyses will assist academics, privacy advocates, and others with community-based interests to assess the strengths and weaknesses of establishing streetscape CCTV surveillance monitoring systems.

CONTENTS

Part 1: Streetscape Monitoring Programs in Canada

- 1 Introduction
- 2 Establishing Streetscape Monitoring Programs

Part 2: The Rise of Streetscape Monitoring Programs

- 3 Monitoring Programs in French Canada
- 4 Sudbury's Lions Eye in the Sky
- 5 Kelowna and the Constitutional Debate about Public-Area Video Surveillance
- 6 London's Downtown Camera Project

Part 3: The Spread of Streetscape Monitoring Programs

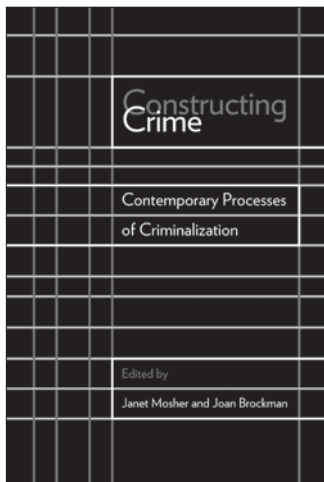
- 7 The Expansion of Streetscape Monitoring Programs
- 8 Thwarted Efforts to Establish Streetscape Monitoring Programs
- 9 Thunder Bay's Eye on the Street
- 10 Panoptic Dreams: Arguments, Implications, and Recommendations

Appendices; Notes; References; Index

Constructing Crime

Contemporary Processes of Criminalization

Edited by Janet Mosher, and Joan Brockman



JANET MOSHER is an associate professor at Osgoode Hall Law School, York University. JOAN BROCKMAN is a professor at the School of Criminology, Simon Fraser University.

2010

978-0-7748-1819-3 HC \$85.00

January 2011

978-0-7748-1820-9 PB \$32.95

224 pages, 6 x 9"

11 tables

Criminology, Law & Society
Law and Society Series

[This book] seeks to critique the current state of scholarship and policy making in criminology and law, with a particular concern for how crime is produced as an object of regulation and punishment. These are crucial questions for Canadian scholars, policy makers, and citizens.

– Val Marie Johnson, Saint Mary's University

Constructing Crime examines why particular behaviours are defined and enforced as crimes and particular individuals are targeted as criminals. Contributors interrogate notions of crime, processes of criminalization, and the deployment of the concept of crime in five areas – the enforcement of fraud against welfare recipients and physicians, the enforcement of laws against Aboriginal harvesting practices, the perceptions of disorder in public housing projects, and the selective criminalization of gambling. These case studies and an afterword by Marie-Andrée Bertrand challenge us to consider just who is rendered criminal and why.

CONTENTS

Introduction / *Janet Mosher and Joan Brockman*

- 1 Welfare Fraud: The Construction of Social Assistance as Crime / *Janet Mosher and Joe Hermer*
 - 2 Fraud against the Public Purse by Health Care Professionals: The Privilege of Location / *Joan Brockman*
 - 3 *Pimatsowin Weyasowewina*: Our Lives, Others' Laws / *Lisa Chartrand and Cora Weber-Pillwax*
 - 4 Incivilities: The Representations and Reactions of French Public Housing Residents in Montreal City / *Frédéric Lemieux and Nadège Sauvètré*
 - 5 The Legalization of Gambling in Canada / *Colin S. Campbell, Timothy F. Hartnagel, and Garry J. Smith*
- Afterword / *Marie-Andrée Bertrand*
Contributors; Index

Surveillance

Power, Problems, and Politics

Edited by Sean P. Hier and
Josh Greenberg



Surveillance is commonly rationalized as a solution for existing problems such as crime and terrorism. This book explores how surveillance, often disguised as risk management or harm reduction, is also at the root of a range of social and political problems. Canadian scholars from diverse disciplines interrogate the moral and ideological bases as well as the material effects of surveillance in policing, consumerism, welfare administration, disaster management, popular culture, moral regulation, news media, social movements, and anti-terrorism campaigns.

SEAN P. HIER is an associate professor in the Department of Sociology, University of Victoria. **JOSH GREENBERG** is an associate professor in the School of Journalism and Communication, Carleton University.

2009, 978-0-7748-1611-3 HC \$85.00

978-0-7748-1612-0 PB \$32.95

296 pages, 6 x 9"

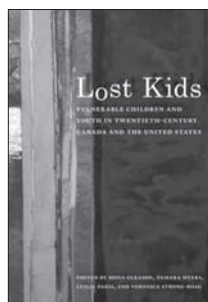
1 chart, 11 tables

Technology & Society, Law & Society,
Security Studies

Lost Kids

Vulnerable Children and Youth in
Twentieth-Century Canada and the
United States

Edited by Mona Gleason, Tamara Myers,
Leslie Paris, and Veronica Strong-Boag



Lost Kids examines adults' misgivings about, and the inadequate care of, vulnerable children. From explorations of interracial adoption and the treatment of children with disabilities to discussions of the cultural construction of the hopeless child, this multifaceted collection rejects the essentialism of the "priceless child" or "lost youth"; simplistic categories that continue to shape the treatment of those who deviate from the so-called norm.

The volume editors all teach at the University of British Columbia. **MONA GLEASON** is an associate professor in the Department of Educational Studies, **TAMARA MYERS** and **LESLIE PARIS** are associate professors in the Department of History, and **VERONICA STRONG-BOAG** is a professor in the Women's Studies and Educational Studies departments.

2009, 978-0-7748-1686-1 HC \$85.00

978-0-7748-1687-8 PB \$34.95

272 pages, 6 x 9"

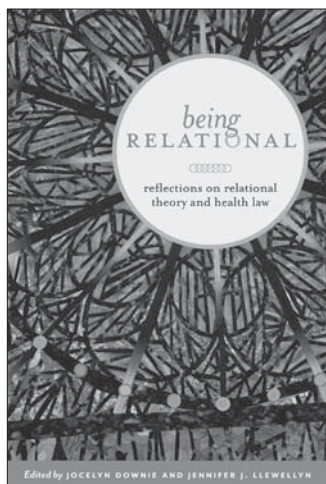
8 b&w photos

Health Policy, Socio-legal Studies,
Social Work

Being Relational

Reflections on Relational Theory and Health Law

Edited by Jocelyn Downie and Jennifer J. Llewellyn



JOCELYN DOWNIE is a professor of law and medicine and a Canada Research Chair in Health Law and Policy at Dalhousie University. She is a member of the Canadian Academy of Health Sciences and the Royal Society of Canada. **JENNIFER J. LLEWELLYN** is an associate professor of law at Dalhousie University, and director of the Nova Scotia Restorative Justice Community University Research Alliance.

October 2011

978-0-7748-2188-9 **HC \$95.00**

July 2012

978-0-7748-2189-6 **PB \$35.00**

332 pages, 6 x 9"

Law, Health Studies

Law and Society Series

In relational theory, the self is seen as fundamentally constituted in terms of its relations to others: it not only lives in relationship with and to others, but also owes its very existence to such relationships. *Being Relational* explores core moral and metaphysical concepts through a relational-theory lens, and analyzes how such considerations might apply to more practical areas of concern in health law and policy. This groundbreaking collection will appeal to a broad range of thinkers, especially those who seek to understand the complex ways in which power is created and sustained relationally.

CONTENTS

Introduction / *Jocelyn Downie and Jennifer J. Llewellyn*

Part 1

- 1 Relational Autonomy and Global Threats / *Susan Sherwin*
- 2 Walking in Another's Shoes and Which Shoes to Walk In: The Reciprocal Relation of Judgment and Autonomy / *Jennifer Nedelsky*
- 3 A Relational Approach to Equality: New Developments and Applications / *Christine Koggel*
- 4 Restorative Justice: Thinking Relationally about Justice / *Jennifer J. Llewellyn*
- 5 The Self in Situ: A Relational Account of Personal Identity / *Françoise Baylis*
- 6 Memory, Reparation, and Relation: Starting in the Right Places / *Sue Campbell*
- 7 A Feminist Relational Perspective on Conscience / *Carolyn McLeod*

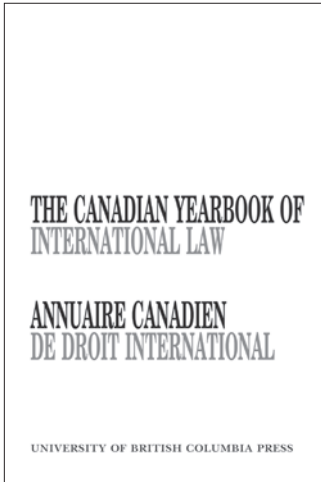
Part 2

- 8 Relational Theory and Resource Allocation in Health Care: Accounting for Difference / *Dianne Pothier*
- 9 Resistance is Essential: Relational Responses to Recent Law and Policy Initiatives Involving Reproduction / *Jocelyn Downie*
- 10 Relational Theory, Indigenous Peoples, and Health Laws and Policies / *Constance MacIntosh*
- 11 Insight Revisited: A Relational Approach to Supporting and Assessing a Person's Capacity to Make Treatment Decisions in Involuntary Psychiatric Hospital Settings / *Sheila Wildeman*
- 12 Non-Human Animals and Human Health: A Relational Approach to the Use of Animals in Medical Research / *Maneesha Deckha*

Index

Canadian Yearbook of International Law, Vol. 48, 2010

Edited by John H. Currie and René Provost



The contents of the *Yearbook* reflect the diversity of Canadian and international thought, opinion, and practice on current problems of international law. Included this year are cutting-edge analyses on such varied topics as the plea of superior orders in international criminal law; interaction of the economic and environmental dimensions of the principle of sustainable development; and legal dimensions of Canada's dispute with the European Union over international trade in seal products. Each volume includes a notes and comments section; a digest of international economic law; a section on current Canadian practice in international law; a digest of important Canadian cases; and book reviews.

Also available:

Canadian Yearbook of International Law, Vol. 47, 2009

Edited by D.M. McRae and A.L.C. de Mestral
2010, 978-0-7748-1987-9 HC \$175.00
740 pages, 6 x 9"

International Law, Reference

Canadian Yearbook of International Law

A Consolidated Index to the Canadian Yearbook of International Law

Volumes I-XXV(1962-1987)

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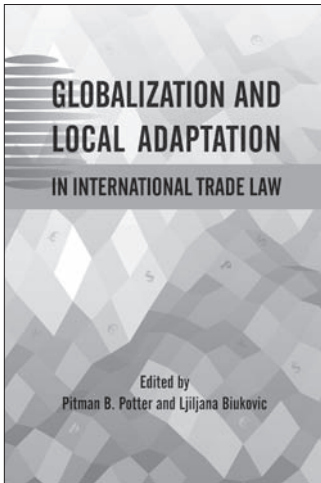
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PITMAN B. POTTER is the Hong Kong Bank Chair in Asian Research at the Institute of Asian Research and a professor of law at the University of British Columbia. **LJILJANA BIUKOVIC** is an associate professor of law at the University of British Columbia.

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CONTENTS

Preface

Part 1: Concepts and Methods

- 1 Introduction: Selective Adaptation, Institutional Capacity, and the Reception of International Law under Conditions of Globalization / *Pitman B. Potter*
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 - 13 Conclusion: Reaching Normative Consensus in International Trade Law / *Ljiljana Biukovic*
- Contributors; Index

Migration, Prostitution, and Human Trafficking

The Voice of Chinese Women
Min Liu

Migration, Prostitution, and Human Trafficking examines the nature, magnitude, and gravity of prostitution and sex trafficking – and the relationship between them – in contemporary China. By researching the backgrounds, circumstances, and other factors that drive Chinese women to migrate to Shenzhen, China, Liu hopes to shed light on the underlying reasons for their entry into the sex industry. She details Chinese legislation and governmental practices for dealing with human trafficking and prostitution. Prostitution is a global issue; its special dimensions in an expanding, market-driven economy encased in a communist political system are explored with candor and understanding.

MIN LIU is an assistant professor in the Department of Sociology and Criminal Justice at Delaware State University.

April 2011, 978-1-4128-1505-5 HC \$34.95
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Chinese Studies, Criminology, Women's Studies, Sociology
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To Kill Another

Homicide and Natural Law
Graham McAleer

Western theories of law have drifted steadily towards the privatization of homicide. Capital punishment is now viewed by many as barbaric, even for heinous crimes, while a private act of homicide like the (increasingly routine) starvation of comatose patients is seen by many as a caring gesture both to patient and family. This subversion of law is prompted by humanitarian ethics, but McAleer argues that humanitarianism is a false friend to those committed to rule of law. Drawing upon Thomas Aquinas and Francisco de Vitoria, McAleer asserts that only public authority has the right to intentionally kill. Readers will find much to reflect upon in this book, which is timely in our twenty-first century.

GRAHAM MCALEER is professor of philosophy and co-chair of the Catholic Social Thought Committee at Loyola College in Maryland.

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DIANE KIRKBY is Reader in History at La Trobe University in Melbourne.

CATHARINE COLEBORNE is an associate professor of History at the University of Waikato in New Zealand.

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STEPHEN BUCKLEY is Head of Humanities at Barrow-in-Furness Sixth Form College.

CAROLINE BUCKLEY is Lecturer in Law at Barrow-in-Furness Sixth Form College.

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Equality with a Vengeance

Men's Rights Groups, Battered Women, and Antifeminist Backlash
Molly Dragiewicz

This book investigates efforts by fathers' rights groups to undermine battered women's shelters and services, in the context of the backlash against feminism. Dragiewicz examines the lawsuit *Booth v. Hvass*, in which fathers' rights groups attempted to use an Equal Protection claim to argue that funding emergency services that target battered women is discriminatory against men. As Dragiewicz shows, this case (which was eventually dismissed) is relevant to widespread efforts to promote a gendered understanding of violence against women in order to eradicate policies and programs that were designed to ameliorate harm to battered women.

MOLLY DRAGIEWICZ is an assistant professor in the Faculty of Criminology, Justice and Policy Studies at the University of Ontario Institute of Technology.

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A Feminist Critique of Community Programs and Services
Merry Morash

A pioneering look at gender-responsive versus traditional probation and parole, this book draws from longitudinal, qualitative data from probation and parole officers and from in-depth interviews with the women themselves. Merry Morash has based her study on data from two counties in the same state that differed markedly in their approaches to supervision. Gender Responsive County emphasized identifying needs unique or common to women offenders, while Traditional County emphasized compliance with rules and similar treatment for women and men. Within this comparative frame, Morash discusses life issues of women offenders, including dangerous places where they live, relationships with partners and children, and reliance on a mix of criminal and prosocial support networks.

MERRY MORASH is a professor in the School of Criminal Justice, Michigan State University. She is an American Society of Criminology Fellow and recipient of its Division on Women and Crime distinguished scholar award.

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Mass Atrocity Crimes

Edited by Robert I. Rotberg

The United Nations and the African Union have adopted "Responsibility to Protect" (R2P) principles, yet atrocities continue. The tenets of R2P, recently cited in a UN Outcomes Document, make it clear that states have a primary responsibility to protect their citizens from genocide, war crimes, ethnic cleansing, and crimes against humanity. When states cannot — or will not — protect their citizens, however, the international community must step into the breach. As this enlightening volume explains and illustrates, converting a norm into effective preventive measures remains difficult. The contributors examine the legal framework to inhibit war crimes, use of the emerging R2P norm, the role of the International Criminal Court, and new technologically sophisticated methods to gather early warnings of likely atrocity outbreaks. Together they show how mass atrocities may be anticipated, how they may be prevented, and when necessary, how they may be prosecuted.

ROBERT I. ROTBERG is director of the Program on Intrastate Conflict and Conflict Resolution at the Harvard Kennedy School, and president of the World Peace Foundation.

2010, 978-0-8157-0471-3 **PB \$28.95**
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The Future of International Environmental Law

Edited by David Leary and
Balakrishna Pisupati

This book explores the future of international environmental law in a world of ever worsening environmental crises. It examines the success stories and failures of international environmental law and argues that future responses to global environmental crises will be more about good environmental governance than just more treaties and laws. Environmental governance will need to accommodate the needs and aspirations of peoples from developed and developing countries alike and will have to be based on decisions and actions by a vast range of actors and stakeholders — not just the nation-state that has traditionally dominated environmental diplomacy.

DAVID LEARY is a senior research fellow in the Faculty of Law, University of New South Wales, Sydney, Australia. **BALAKRISHNA PISUPATI** is the head of Biodiversity, Land and Governance Programme with the Division of Environmental Law and Conventions, United Nations Environment Programme (UNEP), based in Nairobi, Kenya.

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Myanmar/Burma

Inside Challenges, Outside Interests

Lex Rieffel

Burma had the brightest prospects of any Southeast Asian nation after the Second World War. In the years since, however, it has dropped to the bottom of the world's socioeconomic ladder. The grossly misruled nation is in the midst of a political transition based on a new constitution and its first multiparty elections in twenty years. This thoughtful volume examines Burma today primarily through the eyes of its ASEAN partners, its superpower neighbours China and India, and its own people. It provides insights into the overarching problem of national reconciliation, the strategic competition between China and India, the role of ASEAN, and the underperforming, resource-cursed economy.

LEX RIEFFEL is a nonresident senior fellow in Global Economy and Development at the Brookings Institution. **CONTRIBUTORS:**

Pavin Chachavalpongpun, Termsak Chalermphanupap, David Dapice, Xiaolin Guo, Gurmeet Kanwal, Kyaw Yin Hlaing, Li Chenyang, Andrew Selth, Michael Vatikiotis, and Maung Zarni.

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Women, Violence, and the Media

Readings in Feminist Criminology

Edited by Drew Humphries

Through the lens of feminist criminology, this volume examines the complex interrelationship of women, violence, and media presentations. The book is divided into three sections. The first, "Gendering Constructions," lays the groundwork for the volume by examining the print media's presentation of gendered violence, female killers on *Law and Order*, African American women in Hollywood films, and women in media, crime, and violence textbooks. The second section, "Debating the Issues," explores aspects of femicide, including mass murder incidents, domestic violence in Bangladesh, and wartime sexual violence in reality and on television. The final section "Changing the Image," focuses on efforts to replace masculine assumptions with constructive approaches to imagining women.

DREW HUMPHRIES is a professor of Sociology, Anthropology and Criminal Justice, Rutgers University-Camden.

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13 tables

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Intellectual Property Theft
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Edited by Jay S. Albanese

In *Combating Piracy: Intellectual Property Theft and Fraud*, Jay S. Albanese and his contributors provide new analyses of intellectual property theft and how perpetrators innovate and adapt to shifting opportunities. The cases described here illustrate the wide-ranging nature and the spectrum of persons involved in piracy of stolen copyrights, trademarks, trade secrets, and patents, from the software industry to pharmaceuticals. The global reach of the problem requires international remedies that include changed attitudes, public education, increasing the likelihood of apprehension, and reducing available opportunities. The contributors show that piracy is a form of fraud, a form of organized crime, a white-collar crime, a criminal activity with causes we can isolate and prevent, and a global problem. This book examines each of these perspectives to determine how they contribute to our understanding of the issues involved.

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Youth Violence in Medellín,
Colombia

Pilar Riaño-Alcalá

Dwellers of Memory is an ethnographic study of how urban youth in Colombia came to be at the intersection of multiple forms of political, drug-related, and territorial violence in a country undergoing forty years of internal armed conflict. It examines the ways in which youth in the city of Medellín reconfigure their lives and cultural worlds in the face of widespread violence. This violence has transgressed familiar boundaries and destroyed basic social supports and networks of trust. This volume attempts to map and understand its patterns and flows.

PILAR RIAÑO-ALCALÁ is an assistant professor in the School of Social Work and Family Studies at the University of British Columbia, Canada.

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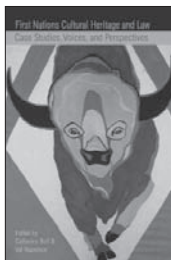
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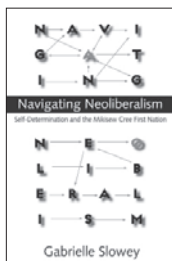
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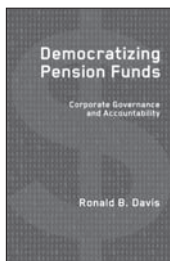
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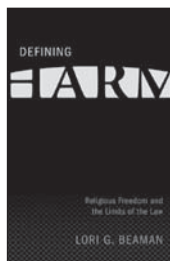


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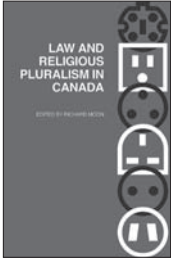
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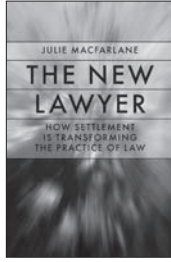
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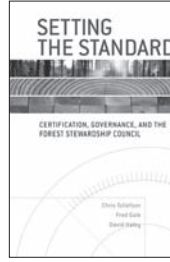
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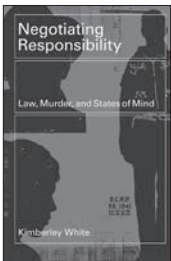
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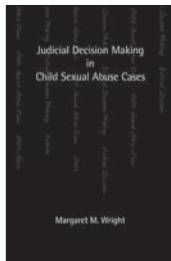
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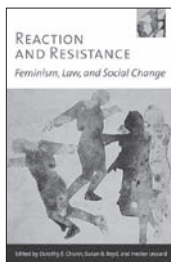
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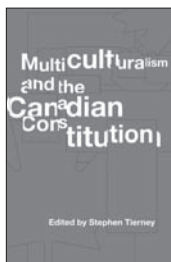
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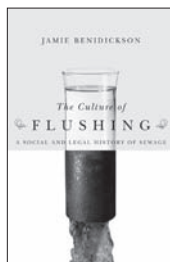
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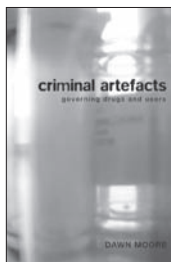
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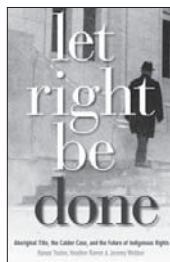
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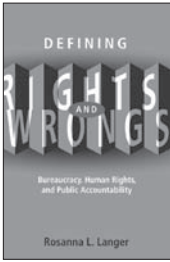
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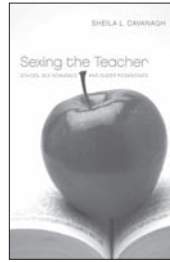
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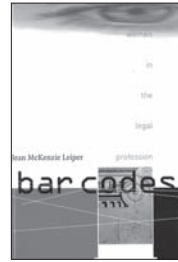
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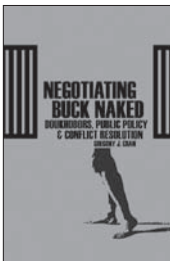
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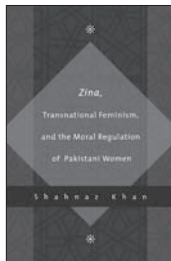
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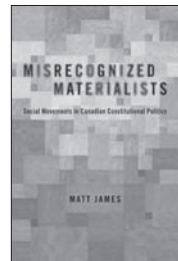
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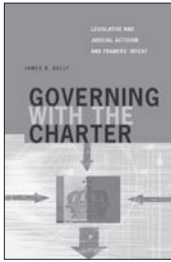
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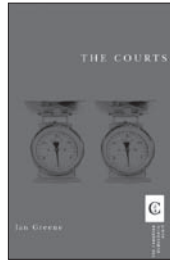


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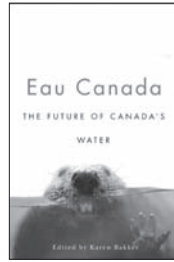
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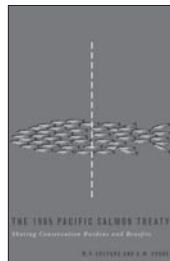
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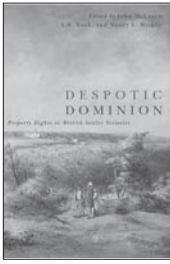
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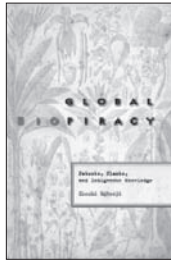
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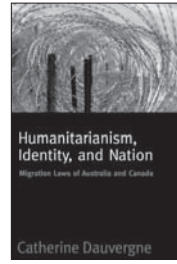
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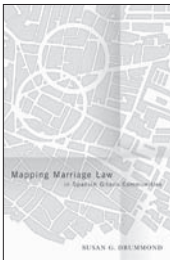
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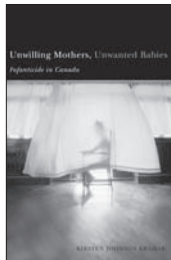
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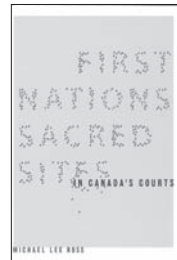
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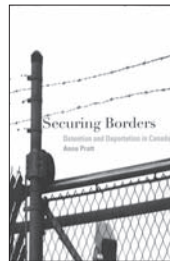
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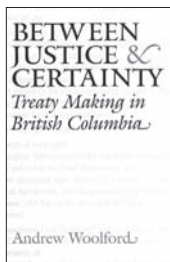
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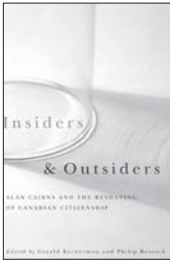
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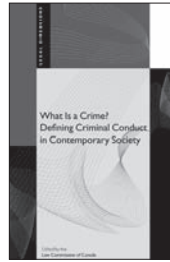
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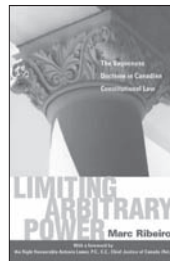
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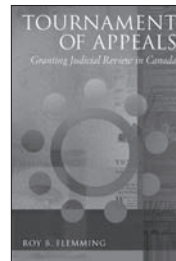
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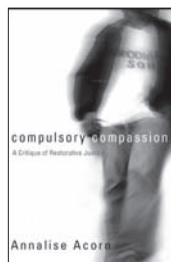
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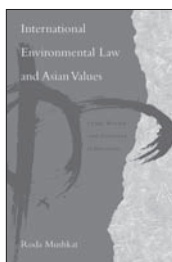
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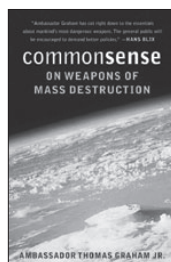
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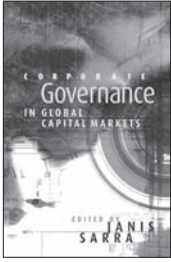
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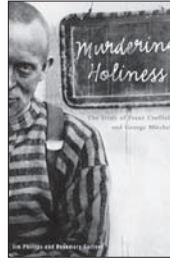
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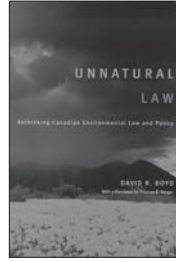
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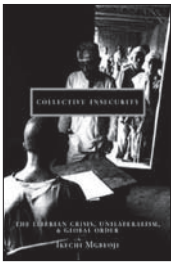
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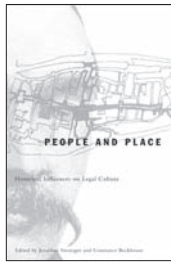
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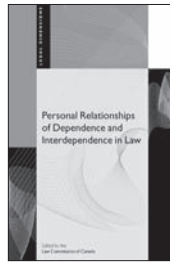
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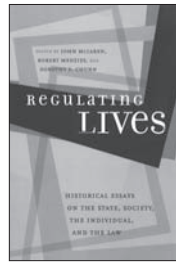
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