



Graduate Health Law Colloquium

Colloque de 2^e et 3^e cycles en droit de la santé

3–4 May 2019

Faculté de droit, Université McGill

3 mai 2019

Salle 312, Pavillon New Chancellor Day
(Entrée via 3660 rue Peel)

9 h 15 — 9 h 45

Welcoming of Participants and Breakfast

9 h 45 — 10 h

Welcoming Remarks—Professors Alana Klein and Lara Khoury

SESSION 1

10 h — 12 h

10 h — 10 h 40

Stefanie Carsley (DCL cand., McGill, sup.: Prof Angela Campbell)
Surrogacy in Canada: Lawyers' Experiences, Practices and Perspectives

*Chair: Prof Carolyn
Ells, Biomedical Ethics
Unit, McGill University*

10 h 40 — 11 h 20

Mary Heinen (MSc cand., McGill, sup.: Prof Carolyn Ells)
Canadian Policy Reforms for Reimbursing Gamete Donors: A Patient-Centered Ethical
Analysis

11 h 20 — 12 h

Joséane Chrétien (DCL cand., McGill, sup.: Prof Daniel Weinstock)
Human upgrade? A human right?

LUNCH

12 h — 13 h

Lunch
(Servi dans la salle 310 NCDH)

SESSION 2

13 h — 14 h 20

*Chair: Prof Nicholas
King, Biomedical
Ethics Unit, Social
Studies of Medicine
and Epidemiology,
McGill University*

13 h — 13 h 40

Raphael Ribeiro (PhD cand., Univ. of Ottawa, sup.: Prof Vanessa Gruben)
Artificial Gametes

13 h 40 — 14 h 20

Gerardo Centeno Garcia (PhD cand., Univ. of Ottawa, sup.: Prof Colleen Flood)
Health rights of the Mayan community: The relevance of Yucatan's Constitution and the
municipalities ensuring them.

14 h 20 — 14 h 35

Break *(served in room 310 NCDH)*

SESSION 3**14 h 35 — 16 h 35***Chair: Prof Michelle Giroux, Faculty of Law (Civil law), University of Ottawa**14 h 35 — 15 h 15***Anna Romaniszyn** (LLM cand., Univ. of Ottawa, sup.: Prof Nathalie Chalifour)
Protection standards of cells, tissues and organs of human origin in the European Law*15 h 15 — 15 h 55***Karine Millaire** (PhD cand., Univ. of Ottawa, sup.: Prof Nathalie Des Rosiers)
Medical assistance in dying and the “reasonably foreseeable death” criterion: Does it comply with the Canadian Charter?*15 h 55 — 16 h 35***Elmira Mirbahaeddin** (PhD Management cand., Univ. of Ottawa, sup.: Prof Ivy Bourgeault)
Regulations for Unregulated Health Workforce in Canada: Case of Physician Assistants in Ontario**16 h 35 — 16 h 45****Closing remarks for the day****4 May 2019****Room 312, New Chancellor Day Hall***(Entry via 3660 Peel street)***8 h 30 — 9 h****Arrival and Breakfast****SESSION 4****9 h — 10 h 20***Chair: Prof Jonas-Sébastien Beaudry, Faculty of Law and Institute for Health and Social Policy, McGill University**9 h — 9 h 40***Robin Whitehead** (PhD cand., Univ. of Ottawa, sup.: Prof Jennifer Chandler)
Accommodation During Arrest? Evaluating Human Rights Law to Achieve Accountability for Police Use of Force Against Persons with Mental Health Disabilities in Canada*9 h 40 — 10 h 20***Florence Ashley** (LLM cand., McGill, sup.: Dean Robert Leckey)
“Torture Isn’t Therapy”: The Legality of Transgender Reparative Therapy in Canada**10 h 20 — 10 h 35****Break** (*servi dans la salle 310 NCDH*)**SESSION 5****10 h 35 — 11 h 55***Chair: Prof Alana Klein, Faculty of Law, McGill University**10 h 35 — 11 h 15***Ibrahim Obadina** (PhD cand., Univ. of Ottawa, sup.: Prof Vanessa Gruben)
Decriminalizing Abortion in Nigeria: The Relevance of the Woman Question and the Maputo Protocol*11 h 15 — 11 h 55***Aspasia Karalis** (LLM, Univ. de Sherbrooke, sup.: Prof Mélanie Bourassa-Forcier)
Prenatal screening for Trisomy 21 via cell-free fetal DNA testing: a case study of the professional, ethical and social impacts of genetic testing availability in the private sector in Québec**11 h 55 — 12 h 05****Closing Remarks**

BIOGRAPHIES OF PARTICIPANTS BIOGRAPHIES DES PARTICIPANTS

FLORENCE ASHLEY is a transfeminine jurist and bioethicist, and current LL.M. Candidate at McGill University with a specialisation in bioethics. Their work spans a wide array of issues in law and healthcare as they relate to trans realities.

STEFANIE CARSLY is a doctoral candidate at McGill University's Faculty of Law and an incoming Assistant Professor at the University of Ottawa's Faculty of Law, Common Law Section (July 2019). Stefanie's research focuses on Canadian law and policy responses to assisted reproduction (*in vitro* fertilization, surrogate motherhood and sperm, egg and embryo donation). Her doctoral research was supported by the Joseph-Armand Bombardier Canada Graduate Scholarship and the Queen's Fellowship from the Social Sciences and Humanities Research Council.

GERARDO CENTENO GARCIA is a law student coming from Mérida, México. He attained his Bachelor of Laws' degree at the Anahuac Mayab University, and, recently, got his Master of Laws' degree at the University of Ottawa. He previously worked at the Senate of the Republic of Mexico and in Ernst&Young Mexico. His interests are within tax, transparency, health and constitutional law.

JOSÉANE CHRÉTIEN is a doctoral candidate interested in health law and ethical issues. She holds a master's degree in comparative and European Law from the University of Oxford and a master's degree from the Université de Montréal. She has been a member of the Québec Bar since 2003 and worked as a litigator for more than 10 years. She is a Research Fellow of the McGill Research Group on Health and Law.

MARY HEINEN is completing her Master's of Science in the Department of Family Medicine and the Biomedical Ethics Unit. Her interests are primarily health policy ethics and ethical issues that arise in health law and policy. Her graduate research involved applying a patient-centered care ethical framework to Health Canada's proposed policy to regulate reimbursing gamete donors.

ASPASIA KARALIS is a medical geneticist at the Centre Hospitalier Universitaire Sainte-Justine and a clinical assistant professor in the department of Pediatrics of the Université de Montréal. She is a fellow of the Royal College of Physicians of Canada and of the Canadian College of Medical Genetics. She holds an A.B. in History and Science from Harvard University, completed medical school (M.D.C.M.) and a residency in medical genetics at McGill University, and completed an LL.M. degree in Health Policy and Law from the Université de Sherbrooke as a CIHR Fellow in Health Law, Ethics and Policy.

KARINE MILLAIRE is a doctoral candidate at the University of Ottawa pursuing research related to the adjudication of constitutional rights by courts, legal theory and philosophy. She is a lawyer since 2008 and holds a master's degree from Université Laval in human rights. She previously worked as a litigator in public law for Justice Quebec for five years. Her doctoral research was supported by a Vanier Canada Graduate Scholarship.

ELMIRA MIRBAHAEDDIN is in the second year of her doctoral studies in Management (specialized in Health Systems), at Telfer School of Management, University of Ottawa. She is currently under the supervision of Dr. Ivy Bourgeault and is keen on research about the profession of community health workers (CHWs) and their role in bringing mental health services closer to the communities.

IBRAHIM OBADINA is a doctoral candidate interested in health law and maternal mortality. He holds a B.C.L. in Law from the University of Oxford and a Bachelor of Laws degree from the University of Lagos, Nigeria. He is a member of the Nigerian Bar and a law lecturer at the University of Lagos, Nigeria. His doctoral research focuses on the appropriate legal framework for addressing maternal mortality and other health related issues in Nigeria.

RAPHAEL RIBEIRO is a doctoral student in law at the University of Ottawa. He holds an LL.B and an LL.M from the Universidade Federal da Bahia (Brazil). His research is focused on the connections between health law, family law, and inheritance law.

ANNA ROMANISZYN holds a Master's in law from Wroclaw University in Poland. Her research concerned medical law, bioethical standards and human rights. She is currently pursuing an LL.M. in Global Sustainability and Environmental Law at the University of Ottawa with a special focus on the intersection between climate change and human rights.

ROBIN WHITEHEAD is a SSHRC Doctoral Fellow and holds a J.D. from the University of Toronto and is a member of the Law Society of British Columbia. She practiced law in Vancouver prior to pursuing a PhD at the University of Ottawa. Her doctoral research examines the interface of policing and the mental health system, with a particular focus on the impacts of police policies and practices on the human rights of persons with mental health disabilities. Applying critical disability theory to the problem of police use of force against persons with mental health disabilities, Robin's thesis analyzes questions of disability accommodation by police in Canada.

PARTICIPATING PROFESSORS PROFESSEURS PARTICIPANTS

Jonas-Sébastien Beaudry (McGill), Jennifer Chandler (Ottawa), Carolyn Ells (McGill), Karen Eltis (Ottawa), Colleen Flood (Ottawa), Michelle Giroux (Ottawa), Lara Khoury (McGill), Nicholas King (McGill), Alana Klein (McGill)

ORGANIZING COMMITTEE COMITÉ ORGANISATEUR

McGill University — Université McGill

Prof Lara Khoury	Dr. Kathleen Hammond, BCL/LL.B. candidate, Coordinator, McGill Research Group in
Prof Alana Klein	Health and Law

University of Ottawa — Université d'Ottawa

Prof Colleen Flood	Mr. Giles Holland, Coordinator, Centre for Health Law, Policy and Ethics (Ottawa)
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USEFUL INFORMATION INFORMATION UTILE

Wi-Fi access can be obtained through Eduroam which is accessible everywhere on campus.
Une connexion Wi-Fi est possible par le biais d'Eduroam qui est accessible partout sur le campus.

MAP OF THE NEIGHBOURHOOD / CARTE DU VOISINAGE

