

## Shauna Van Praagh - PUBLICATIONS

### (i) Monographs and Chapters

1. « Religion et autorité parentale: le casse-tête de l'intérêt de l'enfant », in D. Koussens, B. Prud'homme and S. Ben Saad, eds., *La religion en droit de la famille. Le religieux comme variable de prise de décision dans un droit familial laïcisé*, forthcoming (2020) (Montréal : Éditions Thémis)
2. « L'accès à la justice des jeunes au Québec et au Canada – grandes observations et enjeux de base » (Sarah Bardaxoglou, Angela Campbell, and Shauna Van Praagh) dans Pierre Noreau, Emmanuelle Bernheim, Catherine Piché, Jean-François Roberge et Catherine Rossi (dir.), *22 chantiers pour l'accès au droit et à la Justice*, forthcoming (2020) Montréal, Éditions Yvon Blais)
3. « Droit et libertés: la construction sociale de la diversité » (Emmanuelle Bernheim, Pascale Dufour, Jean-Herman Guay, Pierre Noreau, Alexandra Pasca et Shauna Van Praagh) dans Pierre Noreau, Emmanuelle Bernheim, Catherine Piché, Jean-François Roberge et Catherine Rossi (dir.), *22 chantiers pour l'accès au droit et à la Justice*, forthcoming (2019) Montréal, Éditions Yvon Blais)
4. « Quelques leçons des enfants hassidiques pour le droit », in P. Anctil et I. Robinson, eds., *Les juifs hassidiques de Montréal* (2019) (Montréal: Presses de l'Université de Montréal)
5. « Former les professeurs: apprendre à enseigner » in E. Bernheim et P. Noreau, eds., *Devenir Professeur* (2019) (Montréal: Presses de l'Université de Montréal)
6. "Faith, Belonging and the Protection of "Our" Children", reprinted with the permission of the Windsor Yrbk Access to Justice, in L. Derocher and S. Ben Saad, *L'intérêt supérieur de l'enfant: perspectives juridiques et religieuses* (2019) (Montreal: Éditions Yvon Blais)
7. « Le Parc-école de Montréal » in Vincent Gautrais, ed., *École de Montréal* (Montréal: Les Éditions Thémis, 2019)
8. "Serious Play: Creativity and the Transsystemic Classroom" in Y. Emerich & Marie-Andrée Plante, eds., *Repenser les paradigms: l'approche transsystémique du droit?* (Montreal: Éditions Yvon Blais 2018)
9. "Dance Me to the End of Law (Rules, Laws and the Dance of Diversity)" in *Canada and the Rule of Law: 150 Years after Confederation* (Ottawa: International Commission of Jurists, 2017)
10. "Welcome to the Neighbourhood: Religion, Law and Living Together" in D. Newman, ed., *Religious Freedom and Communities* (Markham: Lexis Nexis, 2016), and in (2016) 75 *Supreme Court L. Rev.* (2d) 63
11. " 'Open Doors' – 'Portes ouvertes': Classrooms as Sites of Interfaith Interface" in B. Berger and R. Moon, eds., *Religion and the Exercise of Public Authority* (forthcoming, 2016, Hart Publishing)
12. « L'ABC de l'évaluation en droit : leçons de l'école primaire pour l'éducation juridique », in R. Sefton-Green (ed) *Démoulages, Du carcan de l'enseignement vers une éducation juridique* (coll. UMR droit comparé de Paris, Société de législation comparée, 2016)
13. "Law – Eight Days a Week", in R. Janda, R. Jukier and D. Jutras, eds., *The Unbounded Level of the Mind: Rod Macdonald's Legal Imagination* (Montreal: McGill-Queen's Press, 2015)

14. Helge Dedek and Shauna Van Praagh, eds., *Stateless Law: Evolving Boundaries of a Discipline* (Farnham, Surrey: Ashgate Publishing Ltd., 2015)
15. “Teaching Law: ‘Historian and Prophet All in One’”, in H. Dedek and S. Van Praagh, eds., *Stateless Law: Evolving Boundaries of a Discipline* (Farnham, Surrey: Ashgate Publishing Ltd., 2015)
16. “Inside Out/Outside In: Co-existence and Cross-Pollination of Religion and State”, in René Provost, ed., *Mapping the Legal Boundaries of Belonging: Religion and Multiculturalism from Israel to Canada* (Oxford: Oxford University Press, 2014)
17. “Sidewalk Stories: Sites of Encounter and Co-Existence” in S. Azmi, L. Foster & L. Jacobs, eds., *Balancing Competing Rights in a Diverse Society* (Toronto: Irwin Law Books, 2012)
18. « Magie, contes et sortilèges: Le droit à l’écoute de l’enfant » in B. Moore, C. Bideau-Cayre et V. Lemay (dir.), *La représentation de l’enfant devant les tribunaux* (Montréal: Éditions Thémis, 2009)
19. « Troubles de voisinage: Droit, égalité et religion » in J-F Gaudreault-DesBiens (dir.), *La religion, le droit et le “raisonnable”* (Montréal: Éditions Thémis, 2009)
20. “View from the Succah: Religion and Neighbourly Relations” in Richard Moon, ed., *Law and Religious Pluralism in Canada* (Vancouver: UBC Press, 2008) 21-40
21. “‘Sois Sage’ – Responsibility for Childishness in the Law of Civil Wrongs”, in J. Neyers, E. Chamberlain and S. Pitel, eds., *Emerging Issues in Tort Law* (Oxford: Hart Publishing, 2007)
22. *Hijab et kirpan: une histoire de cape et d’épée* (2006) Collection Verbatim (Sainte Foy, Québec: Presses de l’université Laval), 36 p.
23. “Who Owns Our Children? À qui appartiennent nos enfants?” in L. Lamarche & P. Bosset, eds., *Des enfants et des droits* (Sainte-Foy, Québec: Presses de l’Université Laval, 1997)
24. “The Youngest Members – Harm to Children and the Role of Religious Communities” in M. A. Fineman & R. Mykitiuk, eds., *The Public Nature of Private Violence: The Discovery of Domestic Abuse* (New York: Routledge, 1994) at 148-165

**(ii) Academic Journal Articles and Essays**

25. « Au cœur de l’accès à la justice des jeunes en protection de la jeunesse : les acteurs rassemblés » (with Sarah Bardaxoglou, Valentine Fau, Angela Campbell) (2020) *Revue Service Social* (forthcoming)
26. “Learning from J.J.: An Interdisciplinary Conversation about Child Welfare, Healthcare and Law” (lead author; with J-F Menard, M. Montreuil, C. Noronha, V. Talwar, F. Carnevale) (2018) 12(1) *McGill Journal of Law and Health* 123-156
27. “Women and (their) Children: Wrongs, Rights and Relationships” (2017) 21 (6) *Int’l J Human Rights* 672-688 (with Angela Campbell)
28. “Dancing the Horah? ‘Charting’ Directions for State, Religion and Quebec Values” (2013), 10(2) *Canadian Diversity* (Association of Canadian Studies) (Special Issue on the Quebec “Charter of Values”) 22

29. "Seduction of a Law Professor" – Review Essay on Allan Hutchinson, *Laughing at the Gods: Great Judges and How They Made the Common Law*, (2013) 59 (1) McGill Law Journal 211
30. "Real Life and the Classroom" (2013) VI Collected Essays on Learning and Teaching (CELT) 83
31. "From Secondary School to the Supreme Court of Canada, and Back: Dancing the Tango of 'Ethics and Religious Culture'" (2012) *Fides et Libertas* 102 (Journal of the International Religious Liberty Association; Volume Title: "Secularism and Religious Freedom: Conflict or Partnership?")
32. "You Say 'Multi', I Say 'Inter', but Don't Call the Whole Thing Off", (2012) *Canadian Diversity* (Association of Canadian Studies) 21 (Special Issue on "Multiculturalism and Interculturalism: Convergence or Divergence")
33. "*Palsgraf* as 'Transsystemic' Tort Law" (2011) VI:2 J. Comp. Law 243
34. "Academic Concerns' – Caring about Conversation in Canadian Common Law" (with Karen Crawley) (2011) 34(2) Dalhousie L.J. 405
35. 'Sharing the Sidewalk' (2010) *Canadian Diversity* 6 (Association of Canadian Studies) (Issue on Balancing Competing Human Rights - Ontario Human Rights Commission)
36. 'Vista desde la Succah : Religion y Relaciones de Vecindad' (Diciembre 2010) 11 (2) Revista Argentina de Teoria Juridica (translated from the English version); selected by the Review for a special issue on Law and Society)
37. "Civil Law and Religion in the Supreme Court of Canada: What should we get out of *Bruker v. Marcovitz*?" (2008) 43 Supreme Court L. Rev. (2d) 381-411 (with Rosalie Jukier)
38. "Preface. Navigating the Transsystemic: A Course Syllabus" (2005) 50 McGill L.J. 701-706
39. "Adolescence, Autonomy and Harry Potter: The Child as Decision-Maker" (2005) 1(4) Int'l Journal of Law in Context 335-373 (Cambridge Univ. Press)
40. "Who Lost What? Relationship and Relational Loss" (2002) 17 S.C.L.R. (2d) 269-287 and in S. Beaulac, S.G.A. Pitel, J.L. Schulz, *The Joy of Torts* (Markham, Ontario: Butterworths, 2003) 269-287
41. "Family Matters: Mothers as Secondary Defendants in Child Sexual Abuse Actions", (with D.Reaume) (2002) 17 S.C.L.R. (2d) 179-219 and in S. Beaulac, S.G.A. Pitel, J.L. Schulz, *The Joy of Torts* (Markham, Ontario: Butterworths, 2003) (with Denise Reaume) 179-219
42. "Identity's Importance: Reflections of - and on – Diversity" (2001) 80 Canadian Bar Rev. 605-619.
43. Book Review of G. Douglas & L. Sebba, eds., *Children's Rights and Traditional Values* (2001) Vol. 8 (4) Int'l J. Children's Rights 385-389
44. "The Education of Religious Children: Families, Communities and Constitutions" (1999) 47(3) Buffalo Law Review 1343-1396
45. "Faith, Belonging and the Protection of 'Our' Children"(1999) XVII Windsor Yrbk Access to Justice 154-203

46. "Changing the Lens: Locating Religious Communities Within U.S. and Canadian Families and Constitutions" (1998) 15 *Arizona Journal of International and Comparative Law* 125-141
47. "Religion, Custody and a Child's Identities" (1997) 35 *Osgoode Hall L.J.* 309-378
48. "The Chutzpah of Chasidism" (1996) 11(2) *Canadian Journal of Law & Society* 193-215
49. "The Dream is the Truth": Review Essay on *Race-ing Justice, En-gendering Power and Words That Wound*, (1995) 4(2) *Social and Legal Studies* 277-283
50. "La diversité des enfants: un défi pour l'État pluraliste" (1994) 4(1) *Revue Lekton* 155-172
51. "Bringing the Charter Home": Book Review of John Syrtash, *Religion and Culture in Canadian Family Law* (1993) 38 *McGill Law Journal* 235-252
52. "Testing for Fatherhood: A Comment on Re F (*A Minor: Paternity Test*), [1993] 1 *Fam. L. Reports* 598 (Engl. C.A.) (1993-94) 4 *King's College Law Journal* 91-93
53. "Stories in Law School: An Essay on Language, Participation and the Power of Legal Education" (1992) 2 *Columbia J. of Gender and Law* 111-144
54. Book Review of Lorraine Code, S. Mullett and C. Overall, eds., *Feminist Perspectives: Philosophical Essays on Method and Morals* (1989) 47 *U.Toronto Fac.L.Rev.* 1016-19 (with B. Austin)

**(iii) Other Publications**

55. "Not a Luxury", (2019) 7 *Contours – Voices of Women in Law*, Faculty of Law, McGill University
56. "What Young People Can Learn from the Kavanaugh Hearings" (October 9, 2018) *The Conversation* <http://theconversation.com/what-young-people-can-learn-from-the-kavanaugh-hearings-104540>
57. Co-author, *Droits de la personne et diversité – Rapport de recherche remis à la Commission des droits de la personne et des droits de la jeunesse* (Quebec Human Rights Commission, 2016) (Pierre Noreau, Principal Author)
58. "Women in Black and White", (2016) 4 *Contours – Voices of Women in Law*, Faculty of Law, McGill University
59. « Le Parc-école de Montréal » (2015) (Regroupement Droit, Changement et Gouvernance) <http://intranet.rdcg.org/rubriques/collectif-rdcg-2015/>
60. "Sketches of a Law Teacher", (2015) 3 *Contours – Voices of Women in Law*, Faculty of Law, McGill University
61. "Reunion 2014 Was Worth It" (Reflections on a 25<sup>th</sup> Law Class Reunion, October 2014) <http://uoft.me/1989worthit>
62. "Open Doors: Roderick Macdonald at the 2014 CALT Conference" (June, 2014) <http://www.acpd-calt.org/?p=2286>
63. "Good in the World", (2014) 2 *Contours – Voices of Women in Law* 69-73, Faculty of Law, McGill University

64. "Sabbatical Notes: Fragments on Life and Law", (2013) 1 *Contours – Voices of Women in Law* 54-61, Faculty of Law, McGill University
65. "Child – in Civil Wrongs", (2013) McGill Companion to Law (web publication), Paul-André Crépeau Centre for Private and Comparative Law, McGill University
66. "Commentary: Courts wrestle with intersection of law and religion" *The Lawyer's Weekly*, Vol. 27, No. 38, February 15, 2008, p. 8
67. "Rethinking What and How We Teach - Curriculum Reform at McGill's Faculty of Law" (January 2006) *Canadian Association of Law Teachers Bulletin* 13-14
68. Law Commission of Canada, *Compensation for Relational Harm* (Ottawa: Law Commission of Canada, July 2001) by Shauna Van Praagh. Available in hard copy from the Law Commission of Canada and online: <http://www.lcc.gc.ca>.
69. "Custody and Religion in a Diverse Society" in "*Children and the Law*" (Conference Proceedings, Canadian Institute, May 16, 1994)
70. Collaboration on the translation from French to English of Benedetto Conforti, *International Law and the Role of Domestic Legal Systems* (The Hague: Nijhoff, 1993)
71. "Law and the Disabled - An Introduction to our Legal System", in *Rights of the Disabled* (Ottawa: Resource, Education and Advocacy Centre for the Handicapped, 1987)

#### **(iv) Newspaper Publications**

The Globe and Mail:

- Oped, "Rio Glory, Turkish Horror: What children fight for", August 25, 2016
- Oped, "Why not take the Supreme Court's religion-studies ruling into the classroom?", March 20, 2015
- Oped, "Trinity Western will discover the subversive potential of law students", April 24, 2014
- "Folio: Quebec's Charter of Values", September 14, 2013  
(One of nine law professors invited to comment on the validity of Quebec's proposed "Charter of Values")
- Oped, "Distinguishing Our Province as Closed-Minded", August 22, 2013
- Oped, "Harry Potter and the real story of A.C.", July 15, 2009

The Ottawa Citizen:

- Oped, "Trust and collaboration needed to help J.J.", November 21, 2014
- Oped, "Niqab Bill is a statement of shared values", April 3, 2010

#### **(v) Teaching Materials**

##### **Course collections (Faculty of Law, McGill):**

- Advanced Common Law Obligations
- Extracontractual Obligations/Torts
- Foundations of Canadian Law
- Children and Law
- Social Diversity and Law
- Legal Education