The Faculty of Law's Monthly Research Newsletter

Welcome to the Inaugural Edition, October 2014

Dear colleagues,

As announced, we are pleased to bring you the first edition of the Faculty of Law's newsletter! This newsletter is intended to be an internal document that will give colleagues a broad picture of our diverse, legally pluralistic intellectual production. Although it can never be entirely exhaustive, we hope it can provide a significant snapshot of the kind of work taking place at the Faculty. It is also intended, we hope, to help nurture a sense of common purpose, trigger collaborations and reinforce our commitment to transsystemic and interdisciplinary work.

Nous avons décidé de diviser la section sur les activités récentes en 4 sous-sections, qui correspondent aux 4 thèmes de recherche générale identifiés sur le site web de la faculté. Il s'agit donc moins de suivre des individus que des grandes orientations thématiques. Vous pouvez bien sûr sauter directement à la section que vous voulez, mais nous vous encourageons vivement à parcourir l'ensemble en diagonale, ne serait-ce que pour apprécier l'étourdissante diversité intellectuelle de la Faculté (rappelons que cette édition du bulletin couvre seulement les activités de l'été!).

Enfin, un grand merci à tous les collègues qui ont toléré nos visites, courriels, et appels avec la bonne humeur et qui nous ont fourni une multitude d'informations sur leurs travaux.

Happy reading!

The Office of Research (aka Fred and Alison)

Announcements

Congratulations to Andrea Bjorklund, who has been named the first Scholar in Residence of the International Centre for Settlement of Investment Disputes (ICSID)

We are very pleased to announce that Rosalie Jukier, Richard Janda and Daniel Jutras will be co-editing a collection of papers that were presented at the symposium "The Unbounded Level of the Mind: Rod Macdonald’s Legal Imagination." This collection will be published as a book by McGill-Queen's University Press and will be released in May 2015.

We would like to congratulate Margo Somerville who recently received the inaugural Jean Echlin Award for ethics in palliative care

Summer Conferences at the Faculty

Over the summer, the Faculty of Law played host to several interesting conferences and workshops, such as the Law and the Machine conference hosted by the Centre for Intellectual Property Policy, the Manfred Lachs Conference hosted by the Institute of Air and Space Law, the Tax Justice and Human Rights Symposium hosted by the Stikeman Chair in Tax Law, the Summer Institute of Jurilinguistics, hosted by the Crépeau Centre, and most recently, a legal education conference on The Book to Come. Bravo to all the participants and organizers!
I Know What You Did This Summer: Research at the Faculty, Summer 2014

**Theme: Law and Society**

*Legal Pluralism, Translation and Multilingualism; Private Law; Indigenous Issues; Latin America; Social Diversity; Property Law.*

**Books Published**


- Some chapters:
  - Paul Miller: *Introduction*
  - Paul Miller: *The Fiduciary Relationship*
  - Lionel D. Smith: *Can We Be Obliged to Be Selfless?*
  - Evan Fox-Decent: *Fiduciary Authority and the Service Conception*

**Articles and Chapters Published**


**Conferences**

The **Second Private Law Consortium** took place at the University of Pennsylvania. Vincent Forray presented on “Reversing Polarity? Economic Crisis and Financial Engineering through the Private Law Concept of Obligation” and Steve Smith presented on “Duties to Try and Duties to Succeed.”

Evan Fox-Decent presented at the **Sovereignty as Trusteeship for Humanity – Historical Antecedents and their Impact on International Law** at Tel Aviv University, on “Sovereignty as Trusteeship and Indigenous Peoples.”

Steve Smith presented at the **Obligations VII - the Common Law of Obligations: Divergence and Convergence** conference in Hong Kong on "Form and Substance in Equitable Remedies."
Theme: Foundations
Sub-themes: Public and Constitutional Law; Law, Literature, Anthropology and Philosophy; Criminal law and Policy; Legal History and Legal Theory; Legal Education; Transsytemia.

Books Published


- Some chapters:
  - Lionel Smith and Daniel Jutras: Foreword
  - Helge Dedek: Stating boundaries: the law, disciplined
  - Shauna Van Praagh: Teaching law: ‘historian and prophet all in one’
  - Mark Antaki: Un-stating law
  - Jaye Ellis: Stateless law and law’s autonomy
  - Vincent Forray: Qu'est-ce qu'une ‘faculté’ de droit? De la philosophie au droit. (Petits jeux autour de la question)
  - Rosalie Jukier: The impact of ‘stateless law’ on legal pedagogy

Articles and Chapters Published


Jaye Ellis, Law in Transnational Space: The Question of Law’s Autonomy (working paper)


Hoi Kong, “Republicanism and the division of powers in Canada” (2014) 64:3 UTLJ 359.


Conferences

Rosalie Jukier presented “Overcoming Pedagogical Solitude: The Transformative Power of Faculty Learning Communities (FLCs)” at the Society for Teaching and Learning in Higher Education (STHLE) Conference, Queen’s University

Démoulages conference - A large number of our professors (and some graduate students!) presented at this conference on legal education, including Angela Campbell, Shauna Van Praagh, Vincent Forray, Alexandra Popovici, Mark Antaki, & Lionel Smith. Audio versions of the presentations can be found on the website.

Theme: Social Policy
Sub-themes: Health Law; Intellectual Property, Technology, and Innovation; Tax, Business, and Secured Transactions; Environment; Trade, Commercial law, and Arbitration; Laws of Air and Space; Family Law; Ethics.

Books Published
Frédéric Bachand & Fabien Gélinas, dirs., *D'une réforme à une autre : Regards croisés sur l'arbitrage au Québec*, (Cowansville (Qc), Yvon Blais, 2013).

- Some chapters:
  - Frédéric Bachand et Fabien Gélinas: *L'arbitrage au Québec : d'une réforme à une autre*
  - Fabien Gélinas: *Favor arbitrandum et favor validitatis*
  - Geneviève Saumier: *Quelques zones grises autour de l’arbitrage de consommation*
  - Armand de Mestral: *L’annulation des sentences arbitrales "investisseur État " en vertu de la Loi type au Canada et du régime du CIRDI*
  - Frédéric Bachand: *Vers une nouvelle réforme du droit québécois de l’arbitrage conventionnel*


### Articles and Chapters Published


### Conferences

Paul Dempsey spoke on the state of the aircraft finance industry at the Inaugural International Bar Association Air Finance Opportunities Conference in Montreal.


David Lametti presented on “Improving Craft, Creativity and Copyright” at the Translating Improvisation International Colloquium and Concert conference at Queen’s University Belfast (you can see David in the first video on the website!)

Others


Theme: Human Rights, international Law, and Diversity
Sub-themes: Human Rights; Social Diversity; Indigenous Issues; International Law

Books Published


- Some chapters:
  - Colleen Sheppard: “Critical Engagement with Human Rights Discourse”
  - François Crépeau: “Protecting Migrants' Rights: Undocumented Migrants as Local Citizens”


- Some chapters:
  - Caylee Hong and René Provost: Let Us Compare Mythologies
  - Víctor M. Muñiz-Fraticelli: The Distinctiveness of Religious Liberty
  - Shauna Van Praagh: 'Inside Out/ Outside In': Co-Existence and Cross-Pollination of Religion and State
  - Angela Campbell: Religious Claims as Public Reason? Polygamy as a Case Study
Articles and Chapters Published


Conferences


Others


Over the summer, Frédéric Mégret spent two weeks at iCourts - a new centre at the University of Copenhagen where he discussed issues of the legitimacy of international criminal tribunals.

Feedback

If you have any feedback, please feel free to let us know.

Any errors in the references are ours and not the fault of the faculty member.