

**APPENDIX B**  
**2013 ANNUAL REPORT**

**PUBLICATIONS FOR CALENDAR YEAR 2013**

**ANTAKI, Mark**

**Edited Collections:**

Josiane Boulad-Ayoub, Mark Antaki, Pierre Robert, eds., *Rationalité pénale et démocratie* (Québec: Presses universitaires de Laval, 2013)

**Articles in Refereed Journals (Paper or Electronic):**

Mark Antaki, "Genre, Critique, and Human Rights" (2013) 82 *University of Toronto Quarterly* 974-996 (special issue on law and literature – the title of the issue – "The Critical Work of Law and Literature" – was drawn from my article)

**Book Chapters:**

Mark Antaki, "Introduction" in Josiane Boulad-Ayoub, Mark Antaki and Pierre Robert, eds., *Rationalité pénale et démocratie* (Québec: Presses universitaires de Laval, 2013) at 9-19.

Mark Antaki, "From The Bridge to the Book: An Examination of South Africa's Transformative Constitutionalism's Neglected Metaphor" in Stewart Motha and Karin van Marle, eds., *Genres of Critique: Law, Aesthetics and Liminality* (Stellenbosch, South Africa: Stellenbosch University Press, 2013) at 49-74.

**Reports for Government Agencies, Professional Bodies, etc:**

Mark Antaki, "Critical Constitutional Law: Aboriginal Rights, Recognition, and Reconciliation," Working Paper for Truth and Reconciliation Commission of Canada (2013)

**In-house Teaching Materials, etc:**

With the move to MyCourses, I have not been putting together the more traditional teaching materials.

**BACHAND, Frédéric**

**Edited Collections:**

*Les 25 ans de la réforme du droit québécois de l'arbitrage* (Cowansville, Éditions Yvon Blais: 2013) (with Fabien Gélinas)

*The UNCITRAL Model Law After 25 Years* (forthcoming) (Huntington, Juris: 2013) (with Fabien Gélinas)

**Articles in Refereed Journals (Paper or Electronic):**

"Court Intervention in International Arbitration: The Case for Compulsory Judicial Internationalism", (2012) 1 *Journal of Dispute Resolution* 83

**Book Chapters:**

Judicial Internationalism and the Interpretation of the Model Law: Reflections on Article 2A", in F. Bachand and F. Gélinas, *The UNCITRAL Model Law After 25 Years* (Huntington, Juris: 2013)

"Vers une nouvelle réforme du droit québécois de l'arbitrage conventionnel", in F. Bachand and F. Gélinas,

*Les 25 ans de la réforme du droit québécois de l'arbitrage* (Cowansville, Éditions Yvon Blais: 2013)

**Papers in Conference Proceedings:**

“Do Transnational Rules Matter?”, in A.J. van den Berg (ed.), *ICCA Congress Series No. 17 (Singapore, 2012)* (Kluwer, The Hague: 2013) p. 389

**In-house Teaching Materials, etc:**

Course materials that I developed (*Droit judiciaire privé, Extrajudicial Dispute Resolution, Evidence (Civil Matters)*)

**BJORKLUND, Andrea**

**Book Chapters:**

“Practical and Legal Avenues to Make the Substantive Rules and Disciplines of International Investment Agreements Converge”, in Pierre Sauvé & Roberto Echandi eds., *New Directions and Emerging Challenges in International Investment Law and Policy* (Cambridge University Press 2013) pp. 175-199.\*

“NAFTA Chapter 11”, in Chester Brown ed., *Commentaries on Selected Model Investment Treaties* (Oxford Commentaries on International Law, Oxford University Press, 2013), pp. 465-533.

**Other Non-refereed Articles, Comments, Reviews, etc:**

“Convergence or Complementarity?” (2013) 12 *Santa Clara Journal of International Law* 65 -75.  
(Commentary on *The Convergence of International Trade and Investment Arbitration*, by Roger P. Alford).\*

“The Role of Counterclaims in Rebalancing Investment Law” (2013) 17 *Lewis & Clark Law Review* 461 - 480.\*

“Plus Ça Change: The Persistent Role of States in Controlling Dispute Settlement and Law Making” (2013) 7 *World Arbitration & Mediation Review* 279 - 289.\*

“Introduction to Symposium on Investment in the Extractive Industries” (2013) *Yearbook on International Investment Law and Policy 2011 – 2012*, at 183 - 186 (with Erlend Bakken).\*

“Book symposium investment law: Comments on Alschner & Tuerk”, *Opinio Juris* (4 October 2013), online: <http://opiniojuris.org/2013/10/04/book-symposium-investment-law-comments-alschner-tuerk/>.

Review of Monique Sasson, *Substantive Law in Investment Treaty Arbitration: The Unsettled Relationship Between International and Municipal Law* (Kluwer Law International 2010) (2013) 24 *American Review of International Arbitration* 201 – 207.

**In-house Teaching Materials, etc:**

Note – I have included all publications that came out in 2013, but I’ve marked with an asterisk the ones that came out after July. Since I wasn’t here in the spring I wasn’t quite sure what you wanted from me with respect to timing. And it is a bit hard to tell when a few of the items came out (e.g. items that I received after July, but which might have been out before then). I have guessed as to those.

**BLACKETT, Adelle**

\*\*\* several publications are in the ‘forthcoming’ category despite having been submitted some time ago...\*\*\*

**Reports for Government Agencies, Professional Bodies, etc:**

Avant-projet de Code du travail de la République d'Haïti – version provisoire – prepared for a project commissioned by the International Labour Office (UN), funded by the Canadian government

**CAMPBELL, Angela****Books & Monographs:**

A. Campbell, *Sister Wives, Surrogates and Sex Workers: Outlaws by Choice?* (Farnham, UK: Ashgate, 2013), 258 pp.

**Edited Collections:**

A. Campbell, “Wives’ Tales: on Research in Bountiful” in R. Provost and C. Sheppard, eds., *Dialogues on Human Rights and Legal Pluralism* (New York: Springer, 2013) 247-267. (Revised and reproduced version of an earlier article published in: (2008) 23 (1 & 2) *Canadian Journal of Law and Society* 121-141.)

**Articles in Refereed Journals (Paper or Electronic):**

F. Carnevale, A. Campbell, D. Collin-Vézina and M.E. Macdonald, “Interdisciplinary Studies of Childhood Ethics: Developing a New Field of Inquiry” (2013) *Children and Society* DOI: 10.1111/chso.12063.

A. Campbell, “Representations of Women in Polygamy in *Reference re: Section 293 of the Criminal Code of Canada*” (2013) *Annuaire Droit et Religion*, ~5000 words (forthcoming). *Please note that this same article appeared in my 2012 annual report – it should not be counted twice. The publisher delayed the year of publication to 2013.*

**Papers in Conference Proceedings:**

A. Campbell, Shifts in Family Property Law under B.C.’s *Family Law Act* in National Judicial Institute, *Proceedings of the Supreme Court of British Columbia Judicial Education Seminar* (May 2013) (presentation).

**Reports for Government Agencies, Professional Bodies, etc:**

A. Campbell, “Waiting for Remedies and Remedies for Waiting: Legal Recourses for Delays in the Delivery of Cancer Care in Canada”, *McCabe Centre for Law and Cancer Blog*, online: [http://www.mccabecentre.org/focus-areas/treatment-and-support/campbell\\_waiting\\_for\\_remedies](http://www.mccabecentre.org/focus-areas/treatment-and-support/campbell_waiting_for_remedies) (~ 1800 words).

**Other Non-refereed Articles, Comments, Reviews, etc:**

A. Campbell, “Ryan Case: The law alone can’t combat domestic violence” *Globe and Mail* (21 January 2013).

A. Campbell, “Supreme Court’s Common Law Decision May Be Good for Women” *Globe and Mail* (25 January 2013).

A. Campbell, “Sex Work, Security of the Person and the Supreme Court of Canada” *Toronto Star* (11 June 2013).

A. Campbell, “Prostitution: Now Parliament Must Decide” *Globe and Mail* (20 December

**CHRISTIANS, Allison****Articles in Refereed Journals (Paper or Electronic):**

“Putting the Reign Back in Sovereign: Advice for the Second Obama Administration”, (2013) 40 *Pepp LR*

1373 (2013).

*Getting to Yes? Thoughts on a BATNA for International Tax*, 2013 Wis. L.R. Online 7.

#### **Book Chapters:**

*Drawing the Boundaries of Tax Justice*, in *The Quest for Tax Reform Continues: The Royal Commission on Taxation Fifty Years Later*, Kim Brooks, ed. (Carswell, 2013) 53.

*Tax Activism and the Global Movement for Development through Transparency*, in *Tax Law and Development*, Miranda Stewart & Yariv Brauner, eds. (Edward Elgar, 2013) 288.

*Canada Report*, in *Tax Secrecy and Tax Transparency – The Relevance of Confidentiality in Tax Law* Eleonor Kristoffersson et al., eds. (Institute for Austrian and International Tax Law, 2013) 209.

#### **Other Non-refereed Articles, Comments, Reviews, etc:**

*Reversal of Fortune: Did PPL Corporation Get a Foreign Tax Credit from the Wrong Government?*, 2013-09 Lexis Fed. Tax J. Quarterly 1, § 1.01 (September 2013).

*How Starbucks Lost its Social License — And Paid £20 Million to Get it Back*, 71 Tax Notes Int'l 637 (12 August 2013).

*Opinion analysis: US Underwrites UK Tax on Privatized Energy Industry*, SCOTUS Blog (21 May 2013), online: <http://www.scotusblog.com/2013/05/opinion-analysis-u-s-underwrites-u-k-tax-on-privatized-energy-industry/>.

*What You Give and What You Get: Reciprocity Under a Model 1 Intergovernmental Agreement on FATCA*, Cayman Fin. Rev. (12 April 2013).

*Argument Recap: The Court Does Algebra, and Hilarity Ensues*, SCOTUS Blog (21 February 2013), online: <http://www.scotusblog.com/?p=159734>.

*Argument Preview: Giving Credit Where Credit is Due*, SCOTUS Blog (19 February 2013), online: <http://www.scotusblog.com/?p=159584>.

*The Dubious Legal Pedigree of Intergovernmental FATCA Agreements (And Why It Matters)*, 69 Tax Notes Int'l 565 (11 February 2013).

### **CRÉPEAU, François**

#### **Articles in Refereed Journals (Paper or Electronic):**

JIMENEZ, Estibalitz, CRÉPEAU, François (dir.), « Introduction », in : « La criminalisation de l'immigration », numéro thématique, (2013) 46.1 *Criminologie*.

#### **Book Chapters:**

ATAK, Idil, CRÉPEAU, François, “The Securitization of Asylum and Human Rights in Canada and the European Union”, Chapter 8. in JUSS, Satvinder Singh, HARVEY, Colin, *Contemporary Issues In Refugee Law*, London: Edward Elgar Publishing, 2013.

#### **Reports for Government Agencies, Professional Bodies, etc:**

*Publications as Special Rapporteur / Publications à titre de Rapporteur Spécial*

« Préface du Rapporteur Spécial des Nations Unies pour les droits de l'homme des migrants – Foreword from the Special Rapporteur on the Human Rights of Migrants – Prefacio del Relator Especial de las Naciones Unidas sobre los derechos humanos de los migrantes », *Revue québécoise de droit international*, Numéro hors-série « [Defending the Human Rights of Migrants in the Americas : The Nadège Dorzema et al v Dominican Republic Case](#) », novembre 2013, 21-25.

Report by the Special Rapporteur on the human rights of migrants to the United Nations General Assembly: “Global Migration Governance”, A/68/283, 7 August 2013, <http://daccess-dds-ny.un.org/doc/UNDOC/GEN/N13/421/15/PDF/N1342115.pdf?OpenElement>

“Chapter 11: Special Rapporteur on the Human Rights of Migrants”, in: UNITED NATIONS SYSTEM CHIEF EXECUTIVES BOARD FOR COORDINATION, *International Migration and Development: Contributions and Recommendations of the International System*, coordinated by UNFPA and IOM, Geneva, September 2013, 173-183.

<http://www.unfpa.org/webdav/site/global/shared/documents/publications/2013/CEB%20Pub.%20International%20Migration%20and%20Development.pdf>

Concluding Remarks at the “Seminar on European Law on Asylum, Borders and Immigration”, organised on the occasion of the publication of the *Handbook on European law relating to asylum, borders and immigration*, published by the E.U. Fundamental Rights Agency and the European Court of Human Rights, Strasbourg, 11 June 2013.

Report of the Special Rapporteur on the human rights of migrants (Regional study: Management of the external borders of the European Union and its impact on the human rights of migrants), Human Rights Council, Twenty-third session, Agenda item 3 (Promotion and protection of all human rights, civil, political, economic, social and cultural rights, including the right to development), A/HRC/23/46, 24 April 2013.

<http://www.ohchr.org/EN/Issues/Migration/SRMigrants/Pages/AnnualReports.aspx>

Report of the Special Rapporteur on the human rights of migrants (Addendum: Mission to Tunisia (4-9 June 2012)), Human Rights Council, Twenty-third session, Agenda item 3 (Promotion and protection of all human rights, civil, political, economic, social and cultural rights, including the right to development), A/HRC/23/46/Add.1, 3 May 2013.

<http://www.ohchr.org/EN/Issues/Migration/SRMigrants/Pages/AnnualReports.aspx>

Report of the Special Rapporteur on the human rights of migrants (Addendum: Mission to Turkey (25–29 June 2012)), Human Rights Council, Twenty-third session, Agenda item 3 (Promotion and protection of all human rights, civil, political, economic, social and cultural rights, including the right to development), A/HRC/23/46/Add.2, 17 April 2013.

<http://www.ohchr.org/EN/Issues/Migration/SRMigrants/Pages/AnnualReports.aspx>

Report of the Special Rapporteur on the human rights of migrants (Addendum: Mission to Italy (29 September – 8 October 2012)), Human Rights Council, Twenty-third session, Agenda item 3 (Promotion and protection of all human rights, civil, political, economic, social and cultural rights, including the right to development), A/HRC/23/46/Add.3, 30 April 2013.

<http://www.ohchr.org/EN/Issues/Migration/SRMigrants/Pages/AnnualReports.aspx>

Report of the Special Rapporteur on the human rights of migrants (Addendum: Mission to Greece (25 November – 3 December 2012)), Human Rights Council, Twenty-third session, Agenda item 3 (Promotion and protection of all human rights, civil, political, economic, social and cultural rights, including the right to development), A/HRC/23/46/Add.4, 17 April 2013.

<http://www.ohchr.org/EN/Issues/Migration/SRMigrants/Pages/AnnualReports.aspx>

“The rights of all children in the context of international migration”, Preface to: International Organisation for Migration, *Children on the Move*, Geneva, 2013, 1-4.

[http://maejit.org/pdfs/Children\\_on\\_the\\_Move\\_English.pdf](http://maejit.org/pdfs/Children_on_the_Move_English.pdf)

#### **Other Non-refereed Articles, Comments, Reviews, etc:**

CRÉPEAU, François, “Preface”, in: Osire Glacier, *Universal Rights, Systemic Violations, and Cultural Relativism in Morocco*, Translated By Valérie Martin, New York: Palgrave Macmillan, 2013.

**In-house Teaching Materials, etc:**

Syllabus, bibliographies and readings for the “Out of Place: Law, Literature and Migration” seminar:  
<http://dlm.hypotheses.org/seminaire/syllabus-et-documents-complementaires>

**DEDEK, Helge**

**Reports for Government Agencies, Professional Bodies, etc:**

“Prospects of German Legal Scholarship in Germany: Current Situation, Analyses, Recommendation”s,  
German Council of Science and Humanities (*Wissenschaftsrat*), English version, 114 p.,  
[http://www.wissenschaftsrat.de/download/archiv/2558-12\\_engl.pdf](http://www.wissenschaftsrat.de/download/archiv/2558-12_engl.pdf)

“The Council of Science and Humanities (*Wissenschaftsrat* – WR) is funded by the Federal Government and the governments of the 16 Länder. It consists of two commissions, the Scientific Commission and the Administrative Commission, which meet in the Plenary Assembly to take decisions concerning the adoption of recommendations and reports, in particular. The WR is one of the leading science policy advisory bodies in Germany. It advises the Federal Government and the governments of the German *Länder* (Federal States). It produces recommendations on the development of science, research and higher education, thus helping to ensure that German science and humanities remain competitive at national, European and international level.”

**Other Non-refereed Articles, Comments, Reviews, etc:**

Book review: Claes Peterson, *Rechtswissenschaft als juristische Doktrin* (Stockholm: Rönnels Antikvariat, 2011), (2013) 130 *Savigny Zeitschrift für Rechtsgeschichte, Germanistische Abteilung*, p. 615.

**In-house Teaching Materials, etc:**

Course pack: Contractual Obligations LAWG-100 Vol. I and II (based on the case books by Blaine Baker and Daniel Jutras).

**DEMPSEY, Paul**

**Books & Monographs:**

I have published 24 books including two new books this year:  
Aviation Liability Law (2nd edition, Lexis/Nexis 2013);

Public Policy and the Regulation of Commercial Aviation (with Professor Laurence E. Gesell, Coast-Aire 2013).

**Edited Collections:**

Space Law (Oxford University Press 2013) (five-volume treatise updated quarterly).

Volume XXXVIII *Annals of Air & Space Law* (McGill University Center for Studies in Air & Space Law 2013).

**Articles in Refereed Journals (Paper or Electronic):**

1. “The Emergence of National Space Law”, XXXVIII *Annals of Air & Space Law* 303-42 *O*
2. “Aviation Law: Cases, Laws and Related Sources”, XXXVIII *Annals of Air & Space Law* 583 (2013) (book review).
3. “Aviation Law: Cases and Materials”, XXXVIII *Annals of Air & Space Law* 587 (2013) (book review).
4. “Aviation Safety Requires Global Uniformity”, XXXVIII *Annals of Air & Space Law* 525-42 (2013) (co-authored with Kuan-Wei Chen).

5. "Liability Caused by Space Objects in International and National Law", XXXVII Annals of Air & Space Law 333-69 (2011).

**Book Chapters:**

"Liability of the Carrier," in COLOGNE COMPENDIUM ON AIR LAW IN EUROPE 965-76 (Hobe, von Ruckteschell & Heffernan, ed. 2013).

**Papers in Conference Proceedings:**

"The Emergence of National Space Laws" in Proceedings of the International Institute of Space Law, Naples, Italy.

**Reports for Government Agencies, Professional Bodies, etc:**

Filed a Report before the Federal Court of Australia in *Australian Competition and Consumer Commission v PT Garuda Indonesia and Another*.

**Other Non-refereed Articles, Comments, Reviews, etc:**

"The Application of the Montreal Convention to International, Intermodal Air Freight", in 15 *The Transportation Lawyer* 36 (Oct. 2013) (joint publication of the Transportation Lawyers Association and the Canadian Transport Lawyers Association).

**In-house Teaching Materials, etc:**

Cases, statutes, appellate briefs, studies and articles are regularly updated on WebCT for all courses taught.

**ELLIS, Jaye**

**Articles in Refereed Journals (Paper or Electronic):**

"Liability for International Environmental Harm" in Oxford Bibliographies – International Law (October 2013), <http://www.oxfordbibliographies.com/>

"Constitutionalisation of Nongovernmental Certification Programmes" (2013) 20(2) *Indiana Journal of Global Legal Studies* 1035-1059 (Symposium: Transnational Societal Constitutionalism. Guest editors: Gunther Teubner and Anna Beckers)

"The Alien Tort Statute as Transnational Law" (2013) 28 *Maryland Journal of International Law* 90-106

**Book Chapters:**

"Risk, Uncertainty, and the Role of Law" in Karim Benyekhlef, ed., *Gouvernance et risque : Les défis de la regulation dans un monde global* (Thémis, 2013) 161-81

**EMERICH, Yaëll**

**Articles in Refereed Journals (Paper or Electronic):**

Yaëll Emerich, « **La fiducie civiliste : modalité de la propriété ou intermède à la propriété?** », (2013) 58 :3 *RD McGill* 1-21.

Yaëll Emerich, « **La conversion d'immeubles locatifs en copropriété indivise** », (2013) *Revue trimestrielle de droit immobilier*, « Nouvelles de l'étranger », chronique n° 1.

**Papers in Conference Proceedings:**

Yaëll Emerich, “**The Civil Law Trust: a Modality of Ownership or an Interlude to Ownership?**”, dans Lionel Smith (dir), *The Worlds of the Trust*, Cambridge, Cambridge University Press, 2013.

**Reports for Government Agencies, Professional Bodies, etc:**

Yaëll Emerich et als., « **Rapport québécois sur le contrat de transaction** » (France-Québec), Ministère de la Justice (France), Mission Droit et Justice, 2013.

**In-house Teaching Materials, etc:**

Yaëll Emerich, *Sûretés réelles/Secured Transactions*, Université McGill, 2013.

Yaëll Emerich, Véronique Bélanger, Robert Godin et Pierre-Emmanuel Moysse, *Droit civil des biens/Civil Law Property*, 2 volumes, Université McGill, 2013.

**FORRAY, Vincent**

**Edited Collections:**

Supervision de l'édition du numéro 4 de la revue *Jurisprudence – Revue critique* « La médiation, entre renouvellement de l'offre de justice et droit » dirigé par la professeure Gilda Nicolau, publié en 2013, Lextenso Editions.

**Articles in Refereed Journals (Paper or Electronic):**

“Property Structures Underlying Contract (The Proprietary Properties of Contract)”, *European Review of Contract Law*, 2013; 9 (4).

« Flottements du droit – Note sur l'écriture juridique », *Les Cahiers de droit* Vol. 54, 4 décembre 2013

« Ambivalences en droit de la consommation - Remarques sur les effets de l'écriture du droit », *Jurisprudencija* (Lituanie), 2013; 20(3)

**Book Chapters:**

« L'ordre contractuel mis en question - Eléments pour une (théorie) critique du consentement (des populations) », dans Marc Ortolani *et alii*, dir., *Consentement des populations, plébiscites et changements de souveraineté*, Serre Editeur, 2013, pp 33-44.

**Other Non-refereed Articles, Comments, Reviews, etc:**

Avec Sébastien Pimont, à la *Revue trimestrielle de droit civil*

Au numéro 4 de 2013, p. 907 et s :

- Frédéric ZENATI-CASTAING et Thierry REVET, *Cours de droit civil, Sûretés personnelles, Suppléments aux obligations*, Puf, coll. Droit fondamental, 2013, 240 p
- Rémy LIBCHABER, *L'ordre juridique et le discours du droit - Essai sur les limites de la connaissance du droit*, LGDJ, Lextenso Editions, 2013, 437 p

Au numéro 3 de 2013, p. 705 et s :

- Pascale DEUMIER (dir.), *Le raisonnement juridique – Recherche sur les travaux préparatoires des arrêts*, Dalloz, coll. Méthodes du droit, 2013, 269 p
- Frédéric ZENATI-CASTAING et Thierry REVET, *Cours de droit civil, Obligations, Régime*, Puf, coll. Droit fondamental, 2013, 303 p

Au numéro 2 de 2013 p. 453 et s :

- François OST, *Shakespeare – La Comédie de la Loi*, Michalon, coll. Le Bien commun, 2012, 313 p
- Muriel FABRE-MAGNAN, *La gestation pour autrui. Fictions et réalité*, Fayard, 2013, 124 p

- Cécile CHAINAIS et Dominique FENOUILLET (dir.), Les sanctions en droit contemporain - vol. 1 - La sanction, entre technique et politique, Dalloz, coll. L'esprit du droit, 2012, 672 p
- Au numéro 1 de 2013 p.221 et s :
- Natacha SAUPHANOR-BROUILLAUD, avec le concours de Elise POILLOT, Carole AUBERT de VINCELLES et Geoffray BRUNEAUX, Les contrats de consommation. Règles communes, Traité de droit civil, sous la direction de Jacques GHESTIN, LGDJ, Lextenso Editions, 2013, 1126 p
  - Christian ATIAS, Philosophie du droit, 3e éd., Puf, Thémis droit, 2012, 398 p

### **FOX-DECENT, Evan**

#### **Book Chapters:**

“The *Charter* and Administrative Law: Cross-Fertilisation or Inconstancy?” in Administrative Law in Context: 2<sup>nd</sup> Edition, L. Sossin & C. Flood eds. (Toronto: Emond Montgomery, 2013) (with Alexander Pless): 407-448.

“Fiduciary Authority and the Service Conception” in Philosophical Foundations of Fiduciary Law, Andrew Gold & Paul Miller eds. (Oxford University Press, 2014) (forthcoming) (published online on SSRN in December, 2013) (16,000 words).

#### **In-house Teaching Materials, etc:**

The textbook for Immigration and Refugee Law is badly out of date, and there is no other commercially available. I had to supplement almost every lecture with new cases and commentary on statutory reforms, all of which I made available to students via myCourses.

N.B.: I spent most of my research time in 2012 and 2013 working on a SSHRC-funded book project, “International Law and the Fiduciary Constitution of Sovereignty” (with Evan Criddle). These efforts culminated in a book contract with OUP in early 2014, with a contract date for final submission of October 15, 2014. This in part explains my less-than-usual research productivity in 2013. The remainder of the explanation has to do with the peculiarities of academic publishing: two pieces appeared in 2012 that normally would not have come out until 2013, and a further piece that should have come out in 2013 won't appear until later this year (2014). My rule-of-thumb goal is to write 4-5 major pieces a year, or their equivalent (e.g., chapters for a monograph).

### **GÉLINAS, Fabien**

#### **Edited Collections:**

*The UNCITRAL Model Law After 25 Years : Global Perspectives on International Commercial Arbitration* (Huntington, New York: JurisNet, LLC, 2013) (362 pages) (with F. Bachand).

*D'une réforme à une autre : Regards croisés sur l'arbitrage au Québec*, Cowansville (Qc), Yvon Blais, 2013 (648 pages) (avec F. Bachand)

#### **Refereed Papers:**

“Constitutional Conventions and Senate Reform” (2013) *5 Revue québécoise de droit constitutionnel* 107 (with L. Sirota).

#### **Book Chapters:**

“From Harmonized Legislation to Harmonized Law: Hurdles and Tools, Judicial and Arbitral Perspectives” in

Frédéric Bachand & Fabien Gélinas, eds, *The UNCITRAL Model Law After 25 Years : Global Perspectives on International Commercial Arbitration* (Huntington, New York: JurisNet, LLC, 2013) 261.

« Favor arbitrandum et favor validitatis » dans Frédéric Bachand et Fabien Gélinas, dir, *D'une réforme à une autre : Regards croisés sur l'arbitrage au Québec*, Cowansville (Qc), Yvon Blais, 2013, 29.

“Le droit à l'ère du risque”, dans K. Benyekhlef, *Risque et gouvernance* (Montréal : Thémis, 2013)

“The Rule of Law and the Evolution of France’s Constitutional Council [in Russian]” in E.V. Novikova & A.G. Fedotov (eds) *The Rule of Law as the Determinative Factor in the Development of Modern Russia* [in Russian] (Moscow: MISL, 2013).

**Papers in Conference Proceedings:**

*Recognition and enforcement of foreign arbitral awards: the application of the New York Convention by national courts – National Report for Canada*, International Academy of Comparative Law (with F. Bachand)

**Reports for Government Agencies, Professional Bodies, etc:**

“Présentation comparative de la situation des juges de paix magistrats”, Étude comparative commandée par la Conférence des juges de paix magistrats du Québec dans le cadre du processus d'établissement de la rémunération des juges au Québec prévu à la Loi sur les tribunaux judiciaires, Canada, Juin. 2013.

Expert Determination in *Rakuten inc. v. Amazon EU SARL* concerning the gTLD “.book”

Expert Determination in Prof. Alain Pellet (Independent Objector) v. Medistry, LLC concerning the gTLD “.med” (Chair of three-expert panel)

Expert Determination in Prof. Alain Pellet (Independent Objector) v. Charleston Road Registry Inc. (a wholly owned subsidiary of Google Inc) concerning “.med” (Chair of three-expert panel)

Expert Determination in Prof. Alain Pellet (Independent Objector) v. Hexap SAS concerning “.med” (Chair of three-expert panel)

**Other Non-refereed Articles, Comments, Reviews, etc:**

Book note of Bogdan Iancu, *Legislative Delegation: The Erosion of Normative Limits in Modern Constitutionalism*, (2013) *McGill Law Journal* 1083.

**In-house Teaching Materials, etc:**

Fabien Gélinas, Contractual Obligations (transsystemic course), McGill University, 2013

Fabien Gélinas, Resolution of International Disputes, McGill University, 2013-14

Fabien Gélinas, ICC Arbitration, McGill University, 2013

**GLENN, H. Patrick**

**Books & Monographs:**

*The Cosmopolitan State* (Oxford: Oxford University Press, 2013).

**Articles in Refereed Journals (Paper or Electronic):**

'The Cosmopolitan State' (2013) 61 University of Kansas Law Review 735-752.

**Book Chapters:**

'Les droits privés' in series of named lectures Conférences Albert Mayrand (Montréal: Thémis, 2013), pp. 1-21.

**In-house Teaching Materials, etc:**

*Judicial Institutions and Civil Procedure*, 13<sup>th</sup> ed.

*Private International Law: The Conciliation of Laws*

**GOLD, Richard**

**Articles in Refereed Journals (Paper or Electronic):**

Gold, E. Richard, Cook-Deegan, Robert & Bubela, Tania, "AMP v Myriad: A Surgical Strike Against Blockbuster Business Models" (2013) 5(192) 1-2.

Gold, E. Richard, "Patents and Human Rights: A Heterodox Analysis" (2013) 41:1 *J. of Law, Medicine and Ethics* 185-198.

Bubela, Tania, Gold, E. Richard, Graff, Gregory D., Cahoy, Daniel. R., Nicol, Dianne and Castle, David, "Patent Landscaping for Life Sciences Innovation: Toward Consistent and Transparent Practices" (2013), 31 *Nature Biotechnology* 202-206.

**Book Chapters:**

Gold, E. Richard and Nicol, Dianne, "Beyond Open Source: Patents, Biobanks and Sharing" in *Comparative Issues in the Governance of Research Biobanks*, Pascuzzi, Giovanni; Izzo, Umberto; Macilotti, Matteo (New York: Springer, 2013) 191

**In-house Teaching Materials, etc:**

Common Law Property

Intellectual and Industrial Property

**JAKHU, Ram**

**Books & Monographs:**

Ram S. Jakhu and Joseph Pelton, *Small Satellites and their Regulations*, Springer, 2013, pp. 100.

**Book Chapters:**

Ram S. Jakhu, "Legal Aspects of Suborbital Personal Flight," in Walter Peeters and Angie Buckley, (Eds.), *Private Access to Space* (Volume 1: Suborbital Flight), 2013, pp. 71- 80.

Ram S. Jakhu, "Regulatory Process for Communications Satellite Frequency Allocations," in Pelton J., Madry S., Camacho Lara S. (Eds.), *Handbook of Satellite Applications: Springer Reference*, Springer-Verlag Berlin Heidelberg, 2013, pp. 272-292.

Stephan Hobe, Ram S. Jakhu, Steven Freeland, Fabio Tronchetti and Peter Stubbe). "Commentary on the 1979 Moon Agreement Outer Space Treaty" in *Cologne Commentary on Space Law*, Volume II, 2013, pp. 325-426.

Ram S. Jakhu and Michelle Ancona, "Cooper, John Cobb, Jr.," in Stephane Hobe and Tanja Masson-Zwaan (eds.), *Pioneers of Space Law*, 2013, International Institute of Space Law, Brill, 2013, pp. 35-48.

**Papers in Conference Proceedings:**

Ram S. Jakhu and Steven Freeland, "The Sources of International Space Law," in 2013 *Proceedings of the International Institute of Space Law*, Beijing, 2013.

**Reports for Government Agencies, Professional Bodies, etc:**

Ram S. Jakhu and Yaw Nyampong, *Regulatory and Economic Aspects of the Exploitation of Outer Space Resources*, for Canadian Space Agency, St. Hubert, Quebec, Canada, April 2013.

**Other Non-refereed Articles, Comments, Reviews, etc:**

Co-authored three chapters for a short publication on *Bringing Space To Earth*, 2013, published by the World Economic Forum. A comprehensive full study containing full chapters will be published in 2014.

**In-house Teaching Materials, etc:**

Prepared Course packs for my following three Space Law courses: Space Law: General Principles; Law of Space Applications; Government Regulation of Space Activities

**JUKIER, Rosalie**

**Articles in Refereed Journals (Paper or Electronic):**

"**Transcending Boundaries in Legal Education: A Vehicle for Teaching Students to Think Critically**", (2013) 6 CELT (Collected Essays on Teaching and Learning) 23

**"Inside the Judicial Mind: Exploring Judicial Methodology in the Mixed Legal System of Quebec"**

European Journal of Comparative Law and Governance (2013) DOI 10.1163/22134514-45060013 (this is a slightly revised version of an article published in (2011) 6:1 JCL 54

**JANDA, Richard**

**Books & Monographs:**

5 updates to Communications Law in Canada (Markham: Lexis-Nexis 2013) with Sunny Handa, Charles Morgan and David Johnston

**Book Chapters:**

"The Rise of the Benefit Corporation: Is this a Future for the Firm" in *Quelle Performance : De l'efficacité sociale à l'entreprise citoyenne* (Pierre-Émmanuel Moysé, ed.) (Montreal: Thémis, 2013) 95-145. (with Philip Duguay and Richard Lehun).

**KHOURY, Lara**

**Articles in Refereed Journals (Paper or Electronic):**

L. Khoury, M.-E. Couture-Ménard et O. Redko, "The Role of Private Law in the Control of Risks Associated with Tobacco Smoking: The Canadian Experience" (2013) 39:2 *American Journal of Law & Medicine* 442-470.

**In-house Teaching Materials, etc:**

*Medical Liability*, CMPL 522, Faculty of Law, McGill University, 2012-13 (+ electronic version in 2013-2014).

*Obligations, Droit civil (Cours avancé) / Advanced Civil Law Obligations*, PROC 200, Faculty of Law, McGill University, 2012-13.

With S. Van Praagh & G. Saumier, *Extra-Contractual Obligations / Torts*, LAWG-101D, Faculty of Law, McGill University, 2012-13; with S. Van Praagh and S. Smith, 2013-14

### **KLEIN, Alana**

#### **Articles in Refereed Journals (Paper or Electronic):**

Alana Klein, "The Arbitrariness in 'Arbitrariness' (and Overbreadth and Gross Disproportionality): Principle and Democracy in s. 7 of the *Charter*" (2013) 63 *Supreme Court Law Review* 377-402.

Alana Klein, "So Long as You Have Your Health: Health Care Distribution in Canada and Proceduralist Human Rights (2012-13) 30 *Windsor Yearbook of Access to Justice* 247-289. (Please note that I did NOT include this publication in my 2012 Annual Report).

#### **Other Non-refereed Articles, Comments, Reviews, etc:**

Alana Klein, "Book Review: Emma Cunliffe's *Murder, Medicine and Motherhood*" (2013) 28(3) *Canadian Journal of Law and Society* 438-440.

### **KONG, Hoi**

#### **Articles in Refereed Journals (Paper or Electronic):**

"*Doré*, Proportionality and the Virtues of Judicial Craft" (2013) 63 *Supreme Court Law Review* 501-20.

#### **Papers in Conference Proceedings:**

"The Disaggregated State in Transnational Environmental Regulation" (2013) 78 *Missouri Law Review* 443-480. (Special Issue on Transnational Administrative Law), from the Comparative Administrative Law Group conference in Luxembourg.

#### **In-house Teaching Materials, etc:**

Administrative Process.

### **LAMETTI, David**

#### **Books & Monographs:**

*Intellectual Property Law: Cases and Materials*, co-editor with Gregory Hagen, Cameron Hutchison, Graham Reynolds, Teresa Scassa, & Margaret Ann Wilkinson, (Toronto: Emond Montgomery, 2013.) Book was co-written in one voice. Of the six chapters, I was co-responsible with Greg Hagan for the materials selection and drafting the chapter on patents and solely responsible for the materials selection and primary drafting of the chapter on Confidential Information and Trade Secrets. This latter chapter is the most current and comprehensive in any Canadian textbook.

#### **Edited Collections:**

"The Concept of the Anticommons: Useful, or Ubiquitous and Unnecessary?" in H. Howe & J. Griffiths, eds,

*Concepts of Property in Intellectual Property Law* (CUP, 2013) 232-257 (solicited).

“Prescription à la recherche du temps: In Search of Past Time (or Recognizing Things Past)” in M.-F. Bureau & M. Dévinat, eds, *Les livres du Code Civil du Québec* (RDUS, 2013) (solicited).

“Laying Bare an Ethical Thread: From IP to Property to Private Law?” in S. Balganes, ed. *Intellectual Property and the Common Law* (CUP, 2013) 353-384 (solicited). (This actually appeared in 2012 – check for double counting)

## **LECKEY, Robert**

### **Articles in Refereed Journals (Paper or Electronic):**

“Face to Face” (2013) 19:6 *Social Identities* 743–58. International, interdisciplinary journal based in Australia. This paper made a number of SSRN download “Top Ten” lists:

- LSN: International & Comparative Law (Topic)
- Canadian Law eJournal
- LSN: Anti-Discrimination Law (Topic)
- Law & Society: Private Law - Discrimination Law eJournal
- LSN: Family Law (Sexuality) (Topic)
- LSN: Comparative & International Law (Topic)
- LSN: Canadian Law - Public Law (Topic)
- LSN: Political Process (Topic)
- PSN: Citizenship (Topic)

“Marriage and the Data on Same-Sex Couples” (2013) 35:2 *Journal of Social Welfare and Family Law* 179–91. International, interdisciplinary journal based in the UK. This paper is assigned reading for a Family Law course at the London School of Economics. It made a number of SSRN download “Top Ten” lists:

- Sexuality & the Law eJournal
- Law & Society: Family Law, Relations & Dispute Resolution eJournal
- LSN: Family Law (Family) (Topic)
- LSN: Anti-Discrimination Law (Topic)
- LSN: Comparative & International Law (Topic)
- LSN: Divorce (Topic)
- LSN: Family Law (Private) (Topic)
- LSN: Family Law (Sexuality) (Topic)
- LSN: Marriage (Topic)

“Two Mothers in Law and Fact” (2013) 21:1 *Feminist Legal Studies* 1–19. International journal based in the UK. *Feminist Legal Studies* is a journal in which I’d wanted to publish for some time: a number of scholars I admire publish in it and it was a great venue for that paper.

This paper has been cited a number of times by scholars in Canada and the UK. It made a number of SSRN download “Top Ten” lists:

- Law & Society: Family Law, Relations & Dispute Resolution eJournal
- Canadian Law eJournal
- LSN: Family Law (Family) (Topic)
- LSN: Family Law (Sexuality) (Topic)
- LSN: Comparative & International Law (Topic)
- LSN: Canadian Law - Public Law (Topic)

- LSN: Child Custody (Topic)
- LSN: Parenthood (Topic) and Reproductive Justice, Law & Policy eJournal

**Papers in Conference Proceedings:**

“Le passé de l’adopté aux frontières du droit” in Institut canadien d’études juridiques supérieures, ed., *Droits de la personne: La circulation des idées, des personnes et des biens et capitaux* (Cowansville: Yvon Blais, 2013) 487–504.

**Reports for Government Agencies, Professional Bodies, etc:**

National Report on the Canadian Common-Law Provinces, Contractualisation of Family Law, International Academy of Comparative Law, XIXth Congress, Vienna (December 2013), 14 pp. My selection as national reporter was made in a competitive peer-review process by the Quebec Association of Comparative Law.

**Other Non-refereed Articles, Comments, Reviews, etc:**

“Family Law and the Charter’s First 30 Years: An Impact Delayed, Deep, and Declining but Lasting” (2013) 32:1 *Canadian Family Law Quarterly* 21–52 (with Nicholas Bala).

“Uncomfortable Marriage”, Jotwell Equality Blog entry, <http://equality.jotwell.com/uncomfortable-marriage/>, 9 January 2013

“Scholarship in a Violent Time”, Jotwell Equality Blog entry, <http://equality.jotwell.com/scholarship-in-a-violent-time/>, 11 November 2013

Eric & Lola Roundtable, <http://ifls.osgoode.yorku.ca/category/thinkingabout/roundtable/eric-lola/>, (with Sonia Lawrence, Hester Lessard, Bruce Ryder, and Margot Young) (over several weeks in May-June 2013, I posted five blog entries in dialogue with colleagues on the Web site of the Institute for Feminist Legal Studies at Osgoode Hall)

**In-house Teaching Materials, etc:**

Teaching Materials, *Droit constitutionnel* (2 volumes, 2013)

**MANIKIS, Marie**

**Articles in Refereed Journals (Paper or Electronic):**

M Manikis (with J.V. Roberts), “Victim Personal Statements: Latest (and last) Trends from the Witnesses and Victims Experience Survey in England and Wales” (2013) 13:3 *Criminology and Criminal Justice* 245.

**Papers in Conference Proceedings:**

M. Manikis, “Have the fears related to sentencing materialized? Recent Legal Developments on Victim Impact Statements in Canada?”, Conference/seminar paper, April 2013.

**Reports for Government Agencies, Professional Bodies, etc:**

M Manikis, “A comparative overview of victims’ rights, enforcement mechanisms and redress in England and Wales and the American Federal jurisdiction”, (Department of Justice Canada, 2013) 6 *Victims of Crime Research Digest*

**MACDONALD, Roderick****Publications**

« Is Citizen Federalism Canada's Third National Policy? » in Matthew Mendelsohn, Joshua Hjartarson and James Pearce, eds., *Shifting Power: the New Ontario and What it Means for Canada* (Montreal: McGill-Queens University Press, 2013) 165-184.

« Autonomie économique des Autochtones au Québec : considérations d'ordre juridique » in Alain Beaulieu, Stéphan Gervais et Martin Papillon, dirs., *Les Autochtones et le Québec. Des premiers contacts au Plan Nord*, (Montreal : Les Presses de l'Université de Montréal, 2013) 255-280.

« De l'intensité des droits hypothécaires : esquisse d'une nouvelle taxinomie des hypothèques » in B. Lefebvre et A. Leduc, eds., *Mélanges Pierre Ciotola* (Montreal : Thémis, 2013) 263-308.

**MILLER, Paul****Articles in Refereed Journals (Paper or Electronic):**

Paul B. Miller, *Justifying Fiduciary Remedies*, 63 U. Toronto L. J. 570 – 623 (2013).

Paul B. Miller, *Justifying Fiduciary Duties*, 58 McGill L. J. 969 – 1023 (2013).

**Other Non-refereed Articles, Comments, Reviews, etc:**

Paul B. Miller, Review of Glister & Ridge, eds., *Fault Lines in Equity*, 53 Canadian Business L. J. 115 - 122 (2013) (solicited).

**MOYSE, Pierre-Emmanuel****Edited Collections:**

P.-E. MOYSE, Dir., *Jurisqueur Propriété intellectuelle*, Montréal, LexisNexis, 2013.

P.-E. MOYSE, dir., *What Performance – Quelle performance ?*, Vol. 1 série Concurrence et Innovation, Montréal, Les Éditions Thémis, 2013.

**Articles in Refereed Journals (Paper or Electronic):**

P.-E. MOYSE, « “La Confusion des Genres”: Logos and Packaging as Copyrighted Works », (2013) in I. Calboli, (dir.), *Trademark Protection and Territoriality Challenges in the Global Economy*, Edgar Edgar (forthcoming)

P.-E. MOYSE, « Abus et propriété intellectuelle ou du bon usage des droits », dans Teresa Scassa, Mistrale Goudreau, Madelaine Saginur, B. Courtney Doagoo, eds, *Intellectual Property for the 21st Century: Multidisciplinary Perspectives on Intellectual Property Law*, Irwin Law (2013)

P.-E. MOYSE, « Responsabilité sociale et personne morale : Fictions ou oxymorons du droit ? », (2013) 84 RLDA Lamy 72-75.

P.-E. MOYSE, *Le droit moral au Canada : facteur d'idées*, (2013) 25 Cahiers de propriété intellectuelle 141.

**Book Chapters:**

P.-E. MOYSE, et F. LORD, « La propriété intellectuelle : sa fonction et sa justification », Fascicule 1 du

Jurisclasseur en propriété intellectuelle, dans *Propriété Intellectuelle*, Montréal, LexisNexis, 2013

P.-E. MOYSE, “Le droit moral”, Fascicule 7, *Jurisclasseur en propriété intellectuelle*, dans *Propriété Intellectuelle*, Montréal, LexisNexis, 2013.

**Papers in Conference Proceedings:**

P.-E. MOYSE, et V.-L. BENABOU, « Un problème de transmission », dans P.-E. Moysse (dir.) *Distribution des intangibles*, Vol. 2 série Concurrence et Innovation, Montréal, Les Éditions Thémis, 2013. forthcoming 2014

**MUÑIZ-FRATICELLI, Vincent**

**Articles in Refereed Journals (Paper or Electronic):**

Victor M. Muniz-Fraticelli, “The problem of pluralist authority”, (2013) *Political Studies* (doi: 10.1111/1467-9248.12065)

**Papers in Conference Proceedings:**

Victor M. Muniz-Fraticelli, “An ephemeral monstrosity? Administrative despotism in the risk society” in Karim Benyekhlef, ed., *Gouvernance et risque : Les défis de la régulation dans un monde global* (Montréal: Éditions Thémis, 2013) 87.

**Other Non-refereed Articles, Comments, Reviews, etc:**

Larissa Roxanna Smith & Victor M. Muniz-Fraticelli, “Strategic Shortcomings of the Dodd-Frank Act” (2013) 58(4) *The Antitrust Bulletin* 617.

**NARAIN, Vrinda**

**Articles in Refereed Journals (Paper or Electronic):**

“Muslim Women in India: Applying a Human Rights Framework”, *Human Rights Quarterly* 35.1 (2013): 91-115.

**In-house Teaching Materials, etc:**

Canadian Constitutional Law: Canadian Charter of Rights and Freedoms, Course Materials, Winter 2013.

Women and the State in India: Colonial and Postcolonial Perspectives Course Materials, Fall 2013.

**NIEZEN, Ronald**

**Books & Monographs:**

Niezen, Ronald. *Truth and Indignation: Canada's Truth and Reconciliation Commission on Indian Residential Schools* (Toronto: University of Toronto Press, 2013).

**Articles in Refereed Journals (Paper or Electronic):**

Niezen, Ronald. Internet Suicide: Communities of Affirmation and the Lethality of Communication. *Transcultural Psychiatry* (2013) 50(2): 303-322.

Niezen, Ronald and Marie-Pierre Gadoua. Témoignage et histoire dans la Commission de vérité et de réconciliation du Canada. *Canadian Journal of Law and Society / Revue Canadienne Droit et Société* (2013) 28 (2): 1-22.

**Book Chapters:**

Niezen, Ronald. The Law's Legal Anthropology, in *Human Rights at the Crossroads*, edited by Mark Goodale (Oxford: Oxford University Press, 2013) 185-197.

**Other Non-refereed Articles, Comments, Reviews, etc:**

Niezen, Ronald. Violence and Uncivil Society in Cote d'Ivoire: A Review Essay. *Anthropologica*. (2013) 55: 227-229.

**PIPER, Tina****Books & Monographs:**

L. Murray, T. Piper and K. Robertson, *Putting Intellectual Property in its Place* (Oxford University Press, 2013). (all authors contributed equally)

**In-house Teaching Materials, etc:**

Developed a course pack of reading materials for Theoretical Approaches to Law

**Refereed Conference Abstracts**

J. Ferris, T. Piper, M. Tovar, L. Winer, 'Creating a Comprehensive, Discipline-Specific Faculty-Development Program' (abstract and interactive workshop proposal submitted to the 2013 Professional and Organizational Development (POD) conference, "Freedom to Connect, Freedom to Risk, Freedom to Learn," in Pittsburgh, PA, November, 2013).

T. Piper, M. Tovar, J. Ferris, L. Winer, K. Hewitt, 'Crossing the boundaries from course outcomes to program outcomes' (abstract and interactive workshop proposal submitted to the annual meeting of the Society for teaching and learning in Higher Education, Montreal June 2012).

**PROVOST, René****Edited Collections:**

*Dialogues on Human Rights and Legal Pluralism* (Dordrecht: Springer Verlag, 2013) (Editor with Colleen Sheppard)

**Articles in Refereed Journals (Paper or Electronic):**

"Magic and Modernity in *Tintin au Congo* (1930) and the Sierra Leone Special Court", (2013) 16 *Law, Text, Culture* 183-216

**In-house Teaching Materials, etc:**

Cases and Materials on Legal Traditions

Cases and Materials on Foundations of Law

**SAUMIER, Geneviève****Edited Collections:**

"Le forum non conveniens au Québec : bilan d'une transplantation" in S. Guillemard, ed., *Mélanges en l'honneur du professeur Alain Prujiner*, Québec, Yvon Blais, 2011, 345 (cited in *Stormbreaker Marketing*

and *Productions Inc. c. Weinstock*, 2013 QCCA 269 at para. 85).

Articles in Refereed Journals (Paper or Electronic):

with J. Bagg, “Forum Selection Clauses before Canadian Courts: A Tale of Two (or Three) Solitudes” (2013) 46 UBC Law Rev. 439-87

“Review of *Court Jurisdiction and Proceedings Transfer Act*” (2013) 9 J. Priv. Int’l Law 349-56

Papers in Conference Proceedings:

« Quelques zones grises autour de l’arbitrage de consommation » in F. Gélinas & F. Bachand, dir., *D’une réforme à l’autre : Regards croisés sur l’arbitrage au Québec*, Cowansville (QC), Yvon Blais, 2013, 141-66

with P.G. Jobin, «La protection du consommateur dans les relations transfrontières en droit québécois », in P. Galindo et al., *A proteção do Consumidor no Brasil e no Quebec: Diálogos de Direito Comparado/La protection du consommateur au Québec et au Brésil : échanges de droit comparé*, Niteroi (Brésil), Editora di UFF, 2013 (in French and in Portuguese)

Other Non-refereed Articles, Comments, Reviews, etc:

“Commentaire sur *Anvil Mining*” (2013) 9 McGill Int’l J. Sus. Dev. Law & Policy 145-55

“PILAGG in Practice : Two Examples of Concrete Steps”, Doc. PILAGG e-series/GG/1 (<http://blogs.sciences-po.fr/pilagg/files/2013/09/PILAGG-e-series-GG-1-Saumier.pdf>)

In-house Teaching Materials, etc:

Droit international privé, update to own in-house materials

**SHEPPARD, Colleen**

**Edited Collections:**

Human Rights and Diverse Societies: Challenges and Possibilities (co-edited with Francois Crépeau) (Newcastle upon Tyne, UK: Cambridge Scholars Publishing, 2013)

Dialogues on Human Rights and Legal Pluralism (co-edited with René Provost) (New York: Springer Press, 2013) <http://www.springer.com/law/book/978-94-007-4709-8>

**Articles in Refereed Journals (Paper or Electronic):**

“Inclusion, Voice and Process-based Constitutionalism” (2013) Osgoode Hall L.J. 547-574

**Book Chapters:**

“Introduction: Human Rights and Diverse Societies – Challenges and possibilities” (with François Crépeau) *Human Rights and Diverse Societies: Challenges and Possibilities* (Newcastle upon Tyne, UK: Cambridge Scholars Publishing, 2013), pp. 1-5

“Critical Engagement with Human Rights Discourse” in François Crépeau & Colleen Sheppard, eds. *Human Rights and Diverse Societies: Challenges and Possibilities*, (Newcastle upon Tyne, UK: Cambridge Scholars Publishing, 2013) pp. 27-38.

**Papers in Conference Proceedings:**

*Conceptions of Equality: Two Paradigms for Reconciling Paid Work and Family Responsibilities*, Conference Proceedings, Women’s Roles in Times of Crisis, (Roles de xénero en tempos de crise) University of Santiago

de Compostela, Spain.

**Reports for Government Agencies, Professional Bodies, etc:**

*Indigenous Peoples in Canada: Understanding Divergent Conceptions of Reconciliation*, Institute for the Study of International Development, ISID Aboriginal Policy Study Paper, No. 4, McGill University (March 2013) published online at: [http://www.mcgill.ca/isid/sites/mcgill.ca/isid/files/sheppard.final\\_.pdf](http://www.mcgill.ca/isid/sites/mcgill.ca/isid/files/sheppard.final_.pdf)

*Indigenous Peoples and Residential Schools: Historical and Continuing Violations of Equality and Non-Discrimination*, Working Paper, prepared for the Truth and Reconciliation Commission of Canada (May 2013)

**Other Non-refereed Articles, Comments, Reviews, etc:**

“Book Review” of Jean-François Gaudreault-DesBiens & Diane Labreche, *Le contexte social du droit dans le Québec contemporain – L’intelligence culturelle dans la pratique des jurists*, (2013) 28 Canadian Journal of Law and Society 101-105

**In-house Teaching Materials, etc:**

*Specialized Topics in Law: Truth, Reconciliation and Indigenous Peoples Course Materials.*

**SMITH, Lionel**

**Edited Collections:**

*The Civil Law Trust / La fiducie en droit civil*: special issue of the *McGill Law Journal*, (2013) 58 *McGill Law Journal* 793-966 (with editor’s introduction (793), and an article listed separately below).

*The Worlds of the Trust* (Cambridge: Cambridge University Press, 2013), a collection of 22 essays (with editor’s preface and note on translation, and a chapter by the editor, listed separately below) arising out of the conference “The Worlds of the Trust/*La fiducie dans tous ses États*”, Faculty of Law, McGill University, 23-25 September 2010.

**Articles in Refereed Journals (Paper or Electronic):**

“Deterrence, Prophylaxis and Punishment in Fiduciary Obligations” (2013), 7 *Journal of Equity* 87-104.

“Unauthorized Dispositions of Trust Property: Tracing in Quebec Law” (2013), 58 *McGill Law Journal* 795-809.

“Scottish Trusts in the Common Law” (2013), 17 *Edinburgh Law Review* 283-313. This is the revised text of the W.A. Wilson Memorial Lecture given at the Faculty of Law, University of Edinburgh, 7 December 2010.

**Book Chapters:**

“Preface” (xi-xiii), “Note on Translation” (xiv-xvi) and “Stateless Trusts” (89-100) in L. Smith, ed., *The Worlds of the Trust* (Cambridge: Cambridge University Press, 2013).

“Security,” ch. 5 in A. Burrows, ed., *English Private Law*, 3rd edition (Oxford: Oxford University Press, 2013) 307-377.

**Other Non-refereed Articles, Comments, Reviews, etc:**

“Constructive Trusts and the No-Profit Rule: FHR European Ventures LLP v. Mankarious” (2013), 72 *Cambridge Law Journal* 260-263.

“Execution Against a Power of Revocation: *Tasarruf Mevduati Sigorta Fonu v. Merrill Lynch Bank and Trust Company (Cayman) Ltd.*” (2013), 129 *Law Quarterly Review* 332-334.

### **SMITH, Stephen**

#### **Articles in Refereed Journals (Paper or Electronic):**

Stephen Smith, ‘A Duty to Make Restitution?’ (2013) 26 *Canadian Journal of Law and Jurisprudence* 157-179.

#### **Book Chapters:**

Stephen Smith, ‘The Restatement of Liabilities in Restitution’ in *The Restatement Third, Restitution and Unjust Enrichment: Comparative and Critical Essays* (Oxford: Hart Publishing, 2013) C Mitchell and W Swadling, eds.

### **SOMERVILLE, Margaret**

J. Donald Boudreau and Margaret A. Somerville, "Physician-Assisted Suicide Should Not Be Permitted", *New England Journal of Medicine*, 2013; 368;15:1450-1452.

J. Donald Boudreau and Margaret Somerville, “Euthanasia is not medical treatment”, *British Medical Bulletin* 2013; 106: 45–66, DOI:10.1093/bmb/ldt010

<http://bmb.oxfordjournals.org/content/early/2013/03/26/bmb.ldt010.full?keytype=ref&ijkey=IKP7zm8pfcR3lNH>

Margaret Somerville, “Trust, Courage and Hope: Putting into practice “Truth, Duty, Valour””, Convocation Address, The Royal Military College of Canada, *e-Veritas*, <http://everitas.rmclub.ca/?p=99472#more-99472>

...””Brave New Ethicists”: A Cautionary Tale”, in Nelson Wiseman (ed.), *The Public Intellectual in Canada*, Toronto; University of Toronto Press, 2013, pp.252, Chapter 15, 212-232

... “Is a family a natural reality or just a cultural concept? A review of *What is Parenthood?: Contemporary Debates about the Family* (Linda C. McClain and Daniel Cere, eds., New York and London; New York University Press, 2013, pp.392)” Hein Online, [http://www.iasjf.org/journal/vol\\_4.php](http://www.iasjf.org/journal/vol_4.php), (2013) 4 *International Journal of the Jurisprudence of the Family*, 1-6.

...””Law Marching with Medicine but in the Rear and Limping a Little”: Ethics as “First Aid” for Law”, in Silja Voneky, Britta Beylage-Haarmann, Anja Holfelmeier, Anna-Katharina Hubler, Hrsg (eds.), *Ethik und Recht- Die Ethisierung des Rechts (Ethics and Law – The Ethicalization of Law)*, Heidelberg, New York, Dordrecht, London; Springer, 2013, pp.456, 67-102.

### **Opinion articles 2013**

...”The ethics of pizza, prison and punishment”, *The Globe and Mail*, January 4, 2013

<http://www.theglobeandmail.com/commentary/the-ethics-of-pizza-prison-and-punishment/article6928550/>

... “Should Canadians have the right to die? ‘If it’s not killing, what is it’”, *National Post*, January 17, 2013, p. A12. <http://fullcomment.nationalpost.com/2013/01/17/margaret-somerville-on-the-right-to-die-debate-if-its->

[not-killing-what-is-it/](#)

Extended version published as: “The dead-end value driving euthanasia advocacy” *MercatorNet*, January 21, 2013.

[http://www.mercatornet.com/articles/view/the\\_dead\\_end\\_values\\_driving\\_euthanasia\\_advocacy](http://www.mercatornet.com/articles/view/the_dead_end_values_driving_euthanasia_advocacy)

... “It is difficult to put a price on human blood”, *Calgary Herald*, March 11, 2013,

<http://www.calgaryherald.com/opinion/columnists/Somerville+difficult+price+human+blood/8077865/story.html>

Republished as: “Let Human bodies stay priceless”, *MercatorNet*, Tuesday, March 19, 2013.

[http://www.mercatornet.com/articles/view/let\\_human\\_bodies\\_stay\\_priceless](http://www.mercatornet.com/articles/view/let_human_bodies_stay_priceless)

... “Why we should talk about sex-selective abortions”, *Calgary Herald*, March 27, 2013,

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**VAN PRAAGH, Shauna****Articles in Refereed Journals (Paper or Electronic):**

“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

“Real Life and the Classroom” (2013) VI Collected Essays on Learning and Teaching (CELT) 83

“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?”)

**Other Non-refereed Articles, Comments, Reviews, etc:**

“Sabbatical Notes: Fragments on Life and Law”, (2013) 1 *Contours – Voices of Women in Law* 54-61, Faculty of Law, McGill University

“Child – in Civil Wrongs”, (2013) McGill Companion to Law (web publication), Paul-André Crépeau Centre, McGill University

**In-house Teaching Materials, etc:**

Extra-Contractual Obligations/Torts (with Khoury, Saumier, Smith)

Advanced Common Law Obligations

**WALSH, Catherine****Articles in Refereed Journals (Paper or Electronic):**

Catherine Walsh, “The International Jurisdiction of Québec Authorities in Personal Actions: An Overview” (2012) 71 R du B 249\*

*\*Notes: (1) While manuscripts submitted to the R du B are substantively reviewed and accepted or rejected by the editorial committee, I am not sure whether the R du B qualifies as a refereed journal; if not, this item should be removed to 3.G below; (2) this was a significantly revised, expanded and updated version of a paper initially prepared for and circulated in the proceedings of a National Judicial Institute workshop held in May 2012 - see my 2012 annual report; (3) although the volume in which this article appears is dated 2012, it was not in fact published until early 2013.*

**In-house Teaching Materials, etc:**

As in past years, the teaching materials for all three of my courses in 2013 were custom-prepared by me and made available to students on myCourses. In the case of my Secured Transactions course, the teaching materials include my own commentary on some topics which I further supplemented and revised in 2013. I also included ‘multiple choice’ type questions at the end of each section of the materials in 2013 to facilitate periodic in-class reflection and review throughout the term.

**WEINSTOCK, Daniel****Edited Collections:**

*Reading Onora O’Neill*, (ed., with Monique Deveaux, David Archard and Neil Manson), London: Routledge 2013.

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“The Possibility of Compromise”, in *Critical Review of International Social and Political Philosophy*, vol. 16, no. 4, (2013), pp. 537 - 556.

“Conscientious Refusal and Health Professionals: Does Religion Make a Difference?”, in *Bioethics*, vol. 28, no. 1 (2013), pp. 8 – 15.

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**Book Chapters:**

"Interculturalism and Multiculturalism in Canada and Quebec: Situating the Debate", in P. Balint and S. Guérard de Latour (eds), *Liberal Multiculturalism and the Fair Terms of Integration*, London: Palgrave-MacMillan, 2013.

“Le multiculturalisme augmente-t-il la vulnérabilité des femmes?”, in M. Rinfret-Raynor et al., (dirs.), *Violence envers les femmes : réalités complexes et nouveaux enjeux dans un monde en transformation*. Les Presses de l'Université du Québec, 2013, pp. 99 – 113.

« L'éthique de la santé globale », in R. Chung and Jean-Baptiste Jeangère Vilmer (dirs.), in *Éthique des relations internationales. Problématiques contemporaines*, Paris : Presses Universitaires de France, 2013, pp. 423 – 445.

« Trusting Institutions », in D. Archard, M. Deveaux, N. Manson and D. Weinstock (eds.), *Reading Onora O'Neill*, London : Routledge, 2013, pp. 199 – 218.

« Le paradoxe du multiculturalisme libéral », in S. Guérard de la Tour (dir.), *Perspectives sur le multiculturalisme*, Paris : Hermann, 2013, pp. 77 – 103.