Canadian Law and Society Association Annual Meetings 2004
Conférence 2004 de l'Association canadienne droit et société

Program Schedule (subject to change)
Programme préliminaire

WEDNESDAY, JUNE 2nd
(Le mercredi 2 juin)

CANADIAN LAW FORUM 2004
Forum juridique 2004

Sponsors/Parraineurs:

The Canadian Council of Law Deans/le Conseil des Doyens des facultés de droit du Canada.
The Canadian Association of Law Teachers/l'Association canadienne des professeurs de droit du Canada.
The Canadian Law and Society Association/l'Association canadienne droit et société.
The Law Commission of Canada/la Commission du droit du Canada.

9:00 to 10:15 **pièce 200 Robson Hall**
9h 00 à 10h 15

First panel / Premier panel:

Maxime St-Hilaire (McGill University)
"Reflections on the Development of a Legal Epistemology"
"Pour un développement de l'épistémologie juridique : quelques pistes de réflexion"

Kimberley White (York University)
"From 'Knowing' to Legal Knowledge: Deconstructing the Common-Sense Adjudication of Expertise in Early-20th Century Canadian Murder Trials"
"Du « savoir » au savoir juridique : déconstruction de l'évaluation de l'expertise par les tribunaux selon le « bon sens » dans les procès pour meurtre au Canada au début du 20e siècle"

Bruce Mabley (Université Laval)
"The End of Legal Knowledge"
"La fin du savoir juridique"

10:30 to 12:00 **pièce 200 Robson Hall**
10h 30 à 12h 00

<u>Second panel / Deuxième panel</u>:

Thaddeus Hwong (Law, York University)
"On Legal Statistics: Is Quantitative Analysis of Judicial Decision Making Legal Knowledge?"
"Les statistiques juridiques : l'analyse quantitative du processus décisionnel judiciaire constitue-t-elle un savoir juridique?"

Samuel E. Trosow (University of Western Ontario)
"The Ownership and Commodification of Legal Knowledge"
"La propriété et la marchandisation du savoir juridique"

Arthur J. Cockfield (Queen's University)
"Toward a Law and Technology Theory"
"Pour une théorie de la technologie et du droit"

12:00 **Lunch** (Sponsor: The Council of Law Deans)
12h 00 **Déjeuner** (Parraineur: Le Conseil des Doyens des facultés de droit du Canada)

Legal Dimensions 2004: Law and Citizenship
Perspectives juridiques 2004: droit et citoyenneté

Sponsors/Parraineurs:

The Canadian Association of Law Teachers/l'Association canadienne des professeurs de droit du Canada.
The Canadian Law and Society Association/l'Association canadienne droit et société.
The Canadian Council of Law Deans/le Conseil des Doyens des facultés de droit du Canada.
The Law Commission of Canada/la Commission du droit du Canada.

First Panel/Premier panel **pièce 200 Robson Hall**

Moderator: Roderick Wood (Commissioner, Law Commission of Canada)
Discussant: Roderick Wood (Commissioner, Law Commission of Canada)

Dr. Siobhan Harty (HRDC)
Dr. Michael Murphy (School of Policy Studies, Queen's University)
"Multinational Citizenship: Practical implications of a theoretical model"
"Citoyenneté multinationale: incidences pratiques d'un modèle théorique"

Kim Barry (Law, New York University)
"External Citizenship"
"Citoyenneté étrangère"

Professor Audrey Macklin (University of Toronto)
"Law, Citizenship and Legal Citizenship"
"Droit, citoyenneté et citoyenneté juridique"

Second Panel/Deuxième panel **pièce 200 Robson Hall**

Moderator: Roderick Wood, Commissioner (Law Commission of Canada)
Discussant: Professor Richard Janda (Faculty of Law, McGill University)

Professor Mary Condon (Law, York University)
Professor Lisa Philips (Law, York University)
"Connecting Economy, Gender and Citizenship : Possibilities and Limits"
"Établir un lien entre économie, sexe et citoyenneté : possibilités et limites"

Michel Coutu (École de relations industrielles)
"Crises in the body politic: diminished social citizenship?"
"Crises de l'État social, reculs de la citoyenneté sociale?"

Richard Devlin (Law, Dalhousie University)
Dianne Pothier (Law, Dalhousie University)
"Legal Responses to Disability: Elements of a Theory of Disitizenship"
"Interventions juridiques vis-à-vis l'invalidité : Éléments d'une théorie d''incapacitoyenneté'"

5:00 to 7:00	**Reception** (Sponsors: The Law Commission of Canada and UBC Press)
17h 00 à 19h 00	**Réception** (Parraineuses: La Commission du droit du Canada et la Presse UBC)

THURSDAY, JUNE 3rd
(Le jeudi 3 juin)

9:00 to 10:30
9h 00 à 10h 30

"The 'Place' of Justice" **pièce 200 Robson Hall**
« La place de la justice »

Sponsors/Parraineurs:

The Law Commission of Canada/la Commission du droit du Canada.
The Canadian Federation for the Humanities and Social Sciences/la Fédération canadienne des sciences humaines et sociales.

"Audacity of Imagination" - A Graduate Student Award for Law Reform Research/
"Audace de l'imagination" - Une bourse pour les étudiants du 2e et du 3e cycles en recherche en matière de réforme du droit

Moderator: Rod Wood, Commissioner, Law Commission of Canada
Discussant: Robert Menzies, Criminology, Simon Fraser University

Fiona Kelly, Ph.D. Candidate, Faculty of Law, University of British Columbia
"Mis-placed Justice: Justice Versus Care in Canadian Child Custody and Access Law"

Kirsty Robertson, Ph.D. Candidate, Department of Art, Queen's University
"Whose Streets? Our Streets!: Protest, Place and Justice in Canadian Society"

Michael Mopas, Ph.D. Candidate, Centre of Criminology, University of Toronto
"Locating Cyberspace and Finding a Place for Justice"

Legal History I **pièce 206 Robson Hall**
Histoire juridique I

Chair/Président: DeLloyd Guth (Law, University of Manitoba)

Lyndsay M. Campbell (Jurisprudence & Social Policy, University of California, Berkeley)
"Articulating Rights: Arguments Around Libel in Mid-Nineteenth Century Massachusetts"

Blake Brown (History, Dalhousie University)
"Reforms to Trial by Jury in Upper Canada in the 1850s"

Carmen Hoi Ming Choi (Law, York University)
"Jurist G. Arthur Martin: Contribution to Criminal Law in Canada"

Workers and Discrimination **pièce 205 Robson Hall**
Discrimination et main-d'oeuvre

Chair/Présidente: Debra Parkes (Law, University of Manitoba)

Elizabeth Adjin-Tettey (Law, University of Victoria)
"Access to Justice or False Hopes: Re-Victimizing Marginalized Claimants through Assessment of Damages for Inability to Work"

Kabongo Leba Benoit (Law, University of Pretoria)
"Social Impact of HIV/ AIDS in Labour Law: Some legal developments in the South African legal System"

Ravi A. Malhotra (Law, University of Toronto)
"The Legal Politics of Globalization and Disability Identity Theory: Empowering Workers with Disabilities in Canada and the United States"

International Terrorism and Organized Crime **pièce 207 Robson Hall**
Terrorisme mondial et crime organisé

Chair/Président: Bryan Schwartz (Law, University of Manitoba)

Alexandra V. Orlova (Law, York University)
James W. Moore (Law, York University)
"'Umbrellas' or 'Building Blocks'? Defining International Terrorism and Transnational Organized Crime in International Law"

M. Michelle Gallant (Law, University of Manitoba)
"Exploring Truth in the Other War Against Terror: The Money-Centered Battle"

Daniel Tsai (Law, York University)
"Challenges for State Sovereignty Post 9/11: Targeting Terrorism and Organized crime in Money Laundering"

Critical Criminology and Socio-Legal Studies I **pièce 204 Robson Hall**
Criminologie critique et études socio-juridiques I
(joint session with CSAA)
(séance jointe avec l'ACSA)

Chair/Présidente: Joanne Minaker (Sociology, Grant MacEwan)

Bryan Hogeveen (Sociology, University of Alberta)
Russell Smandych (Sociology, University of Manitoba)
"Seductions of Youth Crime: Governing Young Offenders in the New Millennium"

Jon Frauley (Sociology, Queen's University)
"The Place of Theory in the Sociology of Criminal Justice"

Christine Gervais (Sociology, University of Ottawa)
"Grounding Governmentality: The Multiple Rationalities and Contingent Actualities of Canadian Federal Government Discourse"

10:30 to 10:45 **Coffee break** **pièce 203 Robson Hall**
10h 30 à 10h 45 **Pause-café**

10:45 to 12:15
10h 45 à 12h 15

"The 'Place' of Justice" **pièce 200 Robson Hall**
« La place de la justice »

Sponsors/Parraineuses :

The Law Commission of Canada/la Commission du droit du Canada.
The Canadian Federation for the Humanities and Social Sciences/la Fédération canadienne des sciences humaines et sociales.

"Audacity of Imagination" - A Graduate Student Award for Law Reform Research/
"Audace de l'imagination" - Une bourse pour les étudiants du 2e et du 3e cycles en recherche en matière de réforme du droit

Moderator: Rod Wood, Commissioner, Law Commission of Canada

Lilith Finkler, Ph.D. Candidate, Interdisciplinary Studies, Dalhousie University

"The 'place' of Justice: Disabled Persons' Perspectives Articulated in Land Use and Law Decisions"

Signa Daum Shanks, SJD Candidate, Faculty of Law, University of Toronto

"Who's the Best Indian? The Impact of Competing Claims Upon Legal Norms of Culture"

Carmela Murdocca, Ph.D. Candidate, Sociology and Equity Studies in Education, Ontario Institute for Studies in Education

"Incarcerating the Past, Compensating the Present: Race and Sentencing in Canada"

Legal History II **pièce 206 Robson Hall**
Histoire juridique II

Chair/Président: Wes Pue (Law, University of British Columbia)

Andrew Buck (Law, Macquarie University)

"'He loved everything that was English, and he would oppose this Bill because it was un-English': The Abolition of Primogeniture in Canada and Australia Compared"

Soren David Frederiksen (Law, York University)

"The Trial of William Palmer: Scientific Evidence in a Mid-Nineteenth Century Criminal Trial"

Russell Smandych (Sociology University of Manitoba)

"James Stephen, the Colonial Office, and the Attack on West Indian Slave Laws, 1813-1833"

Harassment and Vilification **pièce 205 Robson Hall**
Harcèlement et dénigrement

Chair/Présidente: Constance Backhouse (Law, University of Ottawa)

Gillian Demeyere (Law, University of Western Ontario)

"The Relocation of Sexual Harassment: From Feminist Cause to Legal Cause of Action"

Debra Parkes (Law, University of Manitoba)
"Addressing Workplace "Bullying": The Possibility (and Pitfalls) of a Status-Blind Approach to Workplace Harassment"

Anna Chapman (Law, University of Melbourne)
"Australian Racial Vilification Legislation: Some Questions on Recent Developments"

Drugs: Diversion, Marginalization and Regulation pièce 204 Robson Hall
Stupéfiants : solutions de rechange, marginalisation et réglementation

Chair/Président: Andrew Woolford (Sociology, University of Manitoba)

Tony Foley (Law, The Australian National University)
"Confluence in Policy and Practice: Police use of diversionary options with young drug offenders"

Corey La Berge (Law, University of Manitoba)
"Criminalizing Disability v. Pathologizing The Marginalized?: Understanding And Responding To Offenders Affected by Fetal Alcohol Spectrum Disorder"

Dana Christensen (Criminology, Simon Fraser University)
"Twenty Years of Controlled Substances: Challenges To Physicians Prescribing Practices 1984-2003"

Sentencing: National and International Vantage Points pièce 207 Robson Hall
Juger : Points de vue nationaux et mondiaux

Chair/Président: Stephen Brickey (Sociology, University of Manitoba)

Terry Hutchinson (Law, Queensland University of Technology)
Fiona Martin (Law, Queensland University of Technology)
"Children in Criminal Detention in Australia"

Mark Carter (Law, University of Saskatchewan)
"Retributive Sentencing and the *Charter*: The Implications of *Sauve* v. *Canada (Chief Electoral Officer)*"

Andrew Bowers (Law, Dalhousie University)
"Plea Bargaining: Cheap Justice of Fair Play at the International Criminal Court?"

12:15 to 1:15 (12h 15 à 13h 15) Lunch Break (Déjeuner)

1:15 to 2:45
13h 15 à 14h 45

Information, Technology and the Law/yer **pièce 206 Robson Hall**
Information, technologie et droit

Chair/Présidente: Maneesha Deckha (Law, University of Victoria)

Margaret Ann Wilkinson (Law, Information & Media Studies, University of Western Ontario)
Roma Harris (Information & Media Studies, University of Western Ontario)
"The Identity and Place of the Lawyer in the Emerging Information Environment"

Taiwo A. Oriola (Law, National University of Singapore)
"Delimiting the public domain: Biotechnology inventions and the Biopiracy conundrum"

Jane Bailey (Law, University of Ottawa)
"What Happens When Law is Used to Protect the Technologies that Protect Copyright (and MORE)?"

Gender, Adjudication and Dissent **pièce 205 Robson Hall**
Sexe, jugement et dissidence

Chair/Présidente: Kim Brooks (Law, Queen's University)

Mary Jane Mossman (Law, York University)
"Paradoxes of Identity: Gender and Professionalism in Cornelia Sorabji's Career "in Law"

Constance Backhouse (Law, University of Ottawa)
Diana Majury (Law, Carleton University)
"The Grandview School for Girls: Reflections on the Process of Compensating Survivors of Institutional Abuse"

Civil Society, Globalization and Selective Adaptation **pièce 207 Robson Hall**
Société civile, mondialisation et adaptation sélective

Chair/Président: Ravi A. Malhotra (Law, University of Toronto)

Asher Alkoby (Law, University of Toronto)
"Globalizing Civil Society: In Search of Conceptual Clarity"

Wenping Eric Liu (Law, University of British Columbia)
"Banking Reform in Taiwan: Globalization and Civil Society"

Bonny Yang (Law and Asian Research, University of British Columbia)
"Chinese Eyes View Canadian Law (and vice versa)"

Critical Criminology and Socio-Legal Studies II: Law, Gender and Violence **pièce 204 Robson Hall**

Criminologie critique et études socio-juridiques II : Droit, sexe et violence
(joint session with CSAA)
(séance jointe avec l'ACSA)

Chair/Présidente: Elizabeth Comack (Sociology, University of Manitoba)

Diane Crocker (Criminology, Saint Mary's University)
"Gender Neutral Law, Gender Neutral Judgements?"

Sheryl C. Fabian (Criminology, Simon Fraser University)
"I'll Be Watching You: A Socio-legal Analysis of Criminal Harassment Cases in Canada, 1993-2003"

Lise Gotell (Women's Studies, University of Alberta)
"Sexual Consent, Post-*Ewanchuk"*

Environmental Regulation **pièce 308 Robson Hall**
Réglementation environnementale

Chair/Présidente: Annie Rochette (Law, University of British Columbia)

Dayna Nadine Scott (Law, York University)
"When Precaution Points Two Ways: Confronting 'West Nile Fever'"

Kate Stoeckel (Law, University of British Columbia)
"The Limitations of Equitable Utilization in International Water Law"

Heather McLeod-Kilmurray (University of Toronto)
"Intervenors in Environmental Litigation"

2:45 to 3:00 **Coffee Break** **pièce 203 Robson Hall**
14h 45 à 15h 00 **Pause-café**

3:00 to 4:30
15h 00 à 16h 30

Citizenship and International Migration **pièce 207 Robson Hall**
Cityonneté et migration mondiale

Chair/Président(e): Diana Majury (Law, Carleton University)

Takeshi Akiba (Jurisprudence & Social Policy, University of California, Berkeley)
"Because There Was No Real Choice: The Emerging Notion of 'Citizenship by Fate'"

Gary Botting (Law, University of British Columbia)
"The Diminution of Individual Rights in Canadian Extradition Law"

Rachael Levene (Law, University of British Columbia)
"A Critical Analysis of Women from Iran in the Refugee Systems of Britain and Canada, pre and post 9-11"

Critical Criminology and Socio-Legal Studies III:
Historical Perspectives on Crime, Madness and Identity **pièce 204 Robson Hall**

Criminologie critique et études socio-juridiques III :
perspectives historiques sur le crime, la folie et l'identité
(joint session with CSAA)
(séance jointe avec l'ACSA)

Organizer/Chair: Dorothy Chunn (Criminology, Simon Fraser University)
(Organisatrice/Présidente)

Robert Menzies and Dorothy E. Chunn (Criminology, Simon Fraser University)
"Charlotte's Web: Historical Regulation of 'Insane' Women Murderers in West Coast Canada"

Robert Menzies and Ted Palys (Criminology, Simon Fraser University)
"Turbulent Spirits: Aboriginal Patients in the British Columbia Psychiatric System, 1875-1950"

Shelley A.M. Gavigan (Law, York University)
"Prisoner Never Gave Me Anything for What He Did": Aboriginal Voices in Criminal Prosecutions in the North West Territories, 1876-1903"

The Contest of Confluence: Explorations of Confluence and Divergence in Three Administrative Regimes **pièce 311 Robson Hall**

Le contentieux de la confluence : délibérations sur la confluence et la divergence dans trois régimes administratifs
(joint session with CALT)
(séance jointe avec l'ACPD)

Chair/Président: Lorne Sossin (Law, University of Toronto)

Rosanna Langer (Law and Justice, Laurentian University)
"Exaltation and Containment: Frontline Views on Enforcing Human Rights in Ontario"

Laverne Jacobs (Law, York University)
"Domestic Decision-Making Independence: Contest or Confluence?"

Gerald Heckman (Law, York University)
"The Regulation of Non-citizens and the Limits of Constitutional Law"

3:00 to 5:00
15h 00 à 17h 00

Who is a Criminal?
Identities of Fraud in Contemporary Society **pièce 206 Robson Hall**

Qui est-ce qui est criminel?
Identités de fraude dans la société contemporaine

Organizer/Organisateur: Steve Bittle (Law Commission of Canada)
Chair/Président: Dennis Cooley (Law Commission of Canada)

Joan Brockman (Criminology, Simon Fraser University)
"Fraud Against the Public Purse by Health Care Professionals: The Difference of Location"

Kelly Ann Marzano (Criminal Justice, Gender & Women's Studies Program, University of Illinois)
"Welfare Cheats and Frauds: U.S. Welfare Law and Notions of the Deviant Poor Single Mother"

Janet Mosher (Law, York University)
Joe Hermer (Sociology and Criminology, University of Toronto)
"The Troubling Intersections of 'Get-Tough' Policies on Welfare Fraud and Domestic Violence"

Margaret Beare (Nathanson Centre for the Study of Organized Crime and Corruption, York University)
"'Business as Usual' – Corporate Fraud or Organized Crime: A Matter of Perspective"

Gender, Markets and Governance **pièce 205 Robson Hall**
Sexe, marchés et gouvernance

Chair/Présidente: Toni Williams (Law, York University)
Organizer/Organisatrice: Lisa Philipps (Law, York University)

Stephanie Ben-Ishai (Law, York University)
"A Gendered (Re)Vision of Canadian Consumer Bankruptcy Policy-Making"

Mary Condon (Law, York University)
"Gender and Investment Decision-Making: Empirical and Legal Approaches"

Freya Kodar (Law, York University)
"Recognizing Unpaid Work in the Canada Pension Plan: Feminist Theory and Practice 1970-1987"

Lisa Philipps (Law, York University)
"Helping Out with the Family Firm: The Construction of 'Unpaid Market Work' in Tax Law"

Human Rights and Legal Consciousness **pièce 308 Robson Hall**
Droits de la personne et conscience juridique

Chair/Président: Lesley Jacobs (Law & Society, York University)

Adrian Smith (Law, York University)
"Legal Consciousness and Resistance in Caribbean Migrant Agricultural Workers"

Lesley Jacobs (Law & Society, York University)
"Legal Consciousness, Adaptive Cultural Selection, and Human Rights Norms"

Jaeyoun Won (Institute of Asian Research, UBC)
"Contentious Politics of the Labour Law in China"

Akira Fujimoto (Shizuoka University, Japan)
(Department of Law, Faculty of Humanities and Social Sciences)
"The Legal System Rationalized and The Legal Culture Localized"

5:00 to 6:30 **17h à 18h 30**	**AGM** **assemblée générale annuelle**	**pièce 204 Robson Hall**
7:00 **19h 00**	**Banquet** **Banquet**	**Winnipeg Art Gallery** **Musée des beaux-arts de Winnipeg**

FRIDAY, JUNE 4th
(Le vendredi 4 juin)

9:00 to 10:30
9h 00 à 10h 30

Lawyers and Vampires **pièce 206 Robson Hall**
Avocats et vampires

Organizer and Chair: Wes Pue
(Organisateur et Président)

Contributors/Intervenants:

Anne McGillivray (Law, University of Manitoba)
"Law, Modernity, and Professionalism in Bram Stoker's Dracula"

Harold Dick (City of Winnipeg)
"Cultural Chasm: `Mennonite Lawyers in Western Canada, 1900-1939"

Wes Pue (Law, University of British Columbia)
"Cultural Projects and Structural Transformation in the Canadian Legal Profession"

Rob McQueen (Law, Victoria University)
"The Victorian Legal Profession in Crisis 1890-1940"

Commentators/Commentateurs:

Mr. Justice Gilles Renaud (Ontario Court of Justice)

Laura Hatcher (Center for Public Policy & American Institutions, Brown University)

Dale Brawn (Law & Justice, Laurentian University)

Finding a Place for the Feminine/ist **pièce 205 Robson Hall**
Donner une place au féministe

Chair/Présidente: Susan Boyd (Law, University of British Columbia)

Annie Rochette (Law, University of British Columbia)
"A Theoretical Critique of International Environmental Law: The Confluence or Fundamental Divergence between Feminist and Ecofeminist Theories?"

Sara Ramshaw (Law, University of London)
"Agua viva and the Place of (Law's) Origin"

Maneesha Deckha (Law, University of Victoria)
"Neither Person nor Property: A Feminist Analysis of Bill C-13 and the Embryonic Stem Cell Research Debate"

Aboriginal Peoples and the Law I:
Colonialism and Sovereignty **pièce 207 Robson Hall**

Peuples autochtones et droit I :
colonialisme et souveraineté

Chair/Président: Mark Harris (Law, La Trobe University)

Lyn Crompton (Law, University of British Columbia)
"Without Consent: Technologies of Extinguishment Through Constituted 'Chief' and 'Band Council' Agreements"

Deirdre Howard (Law, University of Newcastle)
"The Howard Government's Reframing of Indigenous Rights: A Morally Conservative Model of Legal and Bureaucratic Practices"

Olivia Barr (Law, University of British Columbia)
"Prospects for Aboriginal Self-Government in Australia: Lessons from the Canadian and International Experience"

Critical Criminology and Socio-Legal Studies IV **pièce 204 Robson Hall**
Criminologie critique et études socio-juridiques IV
(joint session with CSAA)
(séance jointe avec l'ACSA)

Chair/Président: Bryan Hogeveen (Sociology, University of Alberta)

Joane Martel (Sociology, University of Alberta)
"To Be, One Has to be Somewhere: Spatio-Temporality in Prison Segregation"

Willem de Lint (Sociology, University of Windsor)
"Towards a Radical Security Politics"

Leslie McRrae (Sociology, Queen's University)
"'Soft' Punishment? A Foucauldian Feminist Examination of Male Imprisonment"

Defining Culture and Tradition in Law **pièce 308 Robson Hall**
Définir culture et tradition en droit

Chair/Présidente: Lorna Turnbull (Law, University of Manitoba)

Raana Rahim (Special Projects, Ministry of the Attorney General)
"The Limits of Translatability: Muslim Women in Canadian Courts"

Merav Shmueli (Law, University of Toronto)
"The Power to Define Tradition: Feminist Challenges to Religion and the Israel Supreme Court"

Ron Levy (Law, York University)
"The Legal Regulation of the Psychological Effects of Expression"

10:30 to 10:45 **Coffee Break** **pièce 203 Robson Hall**
10h 30 à 10h 45 **Pause-café**

10:45 to 12:15
10h 45 à 12h 15

Lawyers and Vampires (cont'd) **pièce 206 Robson Hall**
Avocats et vampires (suite)

Masculine Identities in Legal Discourse **pièce 205 Robson Hall**
Identités masculines aux discours juridiques

Chair/Président(e): Allyson Lunny (Criminology, University of Toronto)

Bruce Ryder (Law, York University)
"Corruptible Identities: Crime Fiction as Obscenity"

Hassan El Menyawi (Law, Harvard University)
"Could the Real Gay Man Please Stand Up?"

Grace Khunou (WISER, University of the Witwatersrand)
"Child Maintenance: playing a role in influencing contemporary views of masculinity and fatherhood in South Africa"

Aboriginal Peoples and the Law II:
Identities and Regulation **pièce 207 Robson Hall**

Peuples autochtones et droit II :
identités et réglementation

Chair/Présidente: Deirdre Howard (Law, University of Newcastle)

John Boersig (Law, University of Newcastle, New South Wales)
"Indigenous Justice in Neo-Colonial Society - Theorizing Indigenous Offending**"**

Mark Harris (Law, La Trobe University)
"The Construction of Indigenous Identity by Australian Courts in Tasmania"

Lesley Erickson (History, McMaster University)
"'They Know No Better': The Impact of Canadian Criminal Justice on Native Women and Their Communities in Western Canada, 1886-1940"

Critical Criminology and Socio-Legal Studies V **pièce 204 Robson Hall**
Criminologie critique et études socio-juridiques V
(joint session with CSAA)
(séance jointe avec l'ACSA)

Chair/Présidente: Joane Martel (Sociology, University of Alberta)

R. S. Ratner (Sociology, University of British Columbia)
Andrew Woolford (Sociology, University of Manitoba)
"Restorative Justice and the Problem of 'Persistent Verticality'"

Joanne C. Minaker (Sociology, Grant MacEwan College)
"Releasing the Voluntary Prisoner"

Laureen Snider (Sociology, Queen's University)
"Responsibilizing the Corporation: Corporate Crime under Neoliberal Regimes"

International Adjudication and Dispute Resolution **pièce 308 Robson Hall**
Jugements arbitraux à l'échelle mondiale

Chair/Présidente: Michelle Gallant (Law, University of Manitoba)

Kerensa Chan (Law, University of British Columbia)
"From Territoriality to Universality – Struggles and Developments in Transnational Insolvencies"

Natalia G. Amigo (Law, University of British Columbia)
"Arbitration to Solve International Commercial Disputes under the Brazilian Arbitration Act: Is Brazil a Recommended Site?"

Mary Keyes (Law, Griffith University)
"The Role of State Interests in Jurisdiction in International Litigation"

12:15 to 1:15 **Lunch Break**
12h 15 à 13h 15 **Déjeuner**
Meeting of the new CLSA executive **pièce 308 Robson Hall**
Réunion du nouvel exécutif de l'ACDS

1:15 to 2:45
13h 15 à 14h 45

Influencing Parenting Law:
Theory, Ideology, and Research **pièce 205 Robson Hall**

Influencer le droit parental :
théorie, idéologie et recherche

Chair/Présidente: Professor Claire Young (Law, University of British Columbia)
Organizer/Organisatrice: Professor Susan Boyd (Law, University of British Columbia)

Fiona Kelly (Law, University of British Columbia)
"Mis-placed Justice: Justice Versus Care in Canadian Child Custody and Access Law"

Professor Hester Lessard (Law, University of Victoria)
"Constitutional Narratives of Parenthood: A Reflection on The *Trociuk* Decision"

Susan B. Boyd (Law, University of British Columbia)
"(Re)Forming Post-Separation Parenting Laws in Canada: Taking Social Science Research Seriously?"

Competing Discourses:
Law, Media and Freedom of Expression **pièce 206 Robson Hall**

Discours opposés :
droit, médias et liberté d'expression

Chair/Présidente: Diane Crocker (Criminology, St. Mary's University)

Richard Jochelson (Law, York University)
"Towards a Modified Free Speech Test: Homosexual Pornography and the Divide Between Radical and Post Modern Feminists"

Chantal Faucher (Criminology, Simon Fraser University)
"Historical Trends in Canadian Print Media Coverage of Youth Crime and Deviance"

Steven A. Kohm (Criminology, Simon Fraser University)
"I'm Not a Judge, But I Play One on TV: The Discourse of American Reality-Based Courtroom Television"

Space/Place and Bodies I **pièce 204 Robson Hall**
Espaces, lieux et corps I

Chair/Présidente: Gillian Balfour (Sociology, Trent University)

Prashan Ranasinghe (Criminology, University of Toronto)
"Urban Disorder as Governance: Symbolic Politics and the Suppression of Incivility in Public Space"

Catherine W. Chow (Law, University of British Columbia)
"Expropriating Race: Exploring the Construction of Place"

Willem de Lint (Sociology and Anthropology, University of Windsor)
Ryan Gostlow (Sociology and Anthropology, University of Windsor)
"Depoliticizing the Pickets: Police, the Courts and Injunctions"

Regulation and Democracy **pièce 308 Robson Hall**
Réglementation et démocratie

Chair/Président: Richard Moon (Law, University of Windsor)

Neil Andrews (Law, Victoria University, Melbourne)
"In Place of Injustice: Revisiting Where the Ideas of Corporate Personality and Legal Professional Privilege Meet"

Tony L. Hill (Political Science, University of Minnesota)
"Two Spheres: Federalism and Duality in Canada and the U.S."

Hugh Benevides (Law, York University)
"Canada's Regulatory Policy and Democracy"

2:45 to 3:00 **Coffee Break** **pièce 203 Robson Hall**
14h 45 à 15h 00 **Pause-café**

3:00 to 4:30
15h 00 à 16h 30

Space/Place and Bodies II **pièce 204 Robson Hall**
Espaces, Lieux et Corps II

Chair/Présidente: Gillian Balfour (Sociology, Trent University)

David Sealy (Criminology, University of Toronto)
"Representing Blackness: On Racial Belonging and Cultural Identity in Canadian Criminal Law"

Allyson Lunny (Criminology, University of Toronto)
"Peeping Toms, a Cruising Park, and a Hate Crime: Dangerous Confluences"

Law, Economics and Development **pièce 308 Robson Hall**
Droit, science économique et développement

Chair/Président: Wenping Eric Liu (Law, University of British Columbia)

Michael Ilg (Law, University of British Columbia)
"Environmental Harm and Rational Self-Interest: An Economic Approach to International Law"

Tureen Afroz (Law, Monash University)
"Law and Development Movement: In Search of an Asian Theory"

3:00 to 5:00
15h 00 à 17h 00

Queering Marriage and Family **pièce 205 Robson Hall**
« Queering » mariage et famille

Chair/Présidente: Fiona Kelly (Law, University of British Columbia)

Michael McShane (Law, Deakin University)
"The Legal Meaning of a 'Man' and a 'Woman' for the Purposes of Marriage in Australia"

Janet E. Gwilliam (Sociology, Queen's University)
"On the Exigencies of Queer Divorce: Or, Why the 'Debate' Over Same-Sex Marriage Needs Different Voices"

Fiona A.K. Campbell (Socio-Legal Research Centre, Griffith University)
"Same Sex Marriage and the Citizenship Conundrum: An Australian Case"

Anne Saris (Law, McGill University)
Marie-France Bureau (Law, McGill University"
"Legal Rules of Parentage: Theology or Functionality? It could all depend on Legal Tradition or on Geography"

Child Corporal Punishment: Section 43 and Reform **pièce 206 Robson Hall**

Châtiment corporel chez les enfants :
réforme et Section 43

Organizer/Chair: Anne McGillivray (Law, University of Manitoba)
(Organisatrice/Présidente)

Mark Carter (Law, University of Saskatchewan)
"S. 43, The Charter and the Courts"

Joan E. Durrant (Family Studies, University of Manitoba)
"An Orderly Reform: The Case of Sweden"

Anne McGillivray (Law, University of Manitoba)
"Corporal Punishment: A Brief History of our Time"

Susan M. Turner (Philosophy, University of Victoria)
"Current Philosophical Dimensions"

Theorizing Rights and Redress **pièce 207 Robson Hall**
Théoriser droits et réparation

Chair/Présidente: Karen Busby (Law, University of Manitoba)

Laura Watts (Law, University of British Columbia)
"The Sins of the Fathers: A Social Analysis of Fiduciary Duty in Canada Regarding Sexual Abuse of Children"

Jo-Anne Pickel (Law, University of Toronto)
"The Socio-Legal Context of Charter Adjudication"

Tom W. Patch (Law, University of British Columbia)
"Equal in Theory: An Historical and Theoretical Examination of Equality Rights Enforcement"

Bernard P. Haggerty (Law, University of British Columbia)
"The Interplay between Equal Rights Theory and Hate Crime Law in the United States and Canada"

5:00 til ? **Graduate Student Caucus meeting** **pièce 311 Robson Hall**
17h 00 à ? **Réunion du Caucus des étudiants**

(followed by an informal dinner)
(suivie d'un dîner informel)

SATURDAY, JUNE 5th:
(Le samedi 5 juin)

9:00 to 10:30
9h 00 à 10h 30

Critical Criminology and Socio-Legal Studies VI (CSAA to book)
Criminologie critique et études socio-juridiques VI (à réserver par l'ACSA)
(joint session with CSAA)
(séance jointe avec l'ACSA)

Chair/Président: Russell Smandych (Sociology, University of Manitoba)

Kirsten Kramer (SSHRC)
"Unwilling Mothers and Unwanted Babies: The Disappearance of Infanticide in Canada"

Gillian Balfour (Sociology, Trent University)
Elizabeth Comack (Sociology, University of Manitoba)
"The Power to Criminalize: Violence, Inequality and the Law"

Heather Kitchin (Sociology, Acadia University)
"Targeting the Absence of Addiction Programming and Related Treatment Services within Nova Scotia Adult Corrections: A Collaborative Approach"

10:45 to 12:15
10h 45 à 12h 15

Critical Criminology and Socio-Legal Studies VII (CSAA to book)
Criminologie critique et études socio-juridiques VII (à réserver par l'ACSA)
(joint session with CSAA)
(séance jointe avec l'ACSA)

Chair/Présidente: Kirsten Kramer (SSHRC)

Kimberley White (York University)
"Drawing the Evidentiary Boundaries of Madness: An Analysis of the Royal Commission on the Law of Insanity as a Defence in Criminal Cases, 1952-1956"

Deena Workun (University of Alberta)
"Rehabilitation: From Then to Now"

Renisa Mawani (Sociology, University of British Columbia)
"Law, Subjects and Displacements in Vancouver's Stanley Park"

12:30 to 2:00
12h 30 à 14h 00

Critical Criminology and Socio-Legal Studies VIII (CSAA to book)
Criminologie critique et études socio-juridiques VIII (à réserver par l'ACSA)
(joint session with CSAA)
(séance jointe avec l'ACSA)

Chair/Présidente: Renisa Mawani (Sociology, University of British Columbia)

Karen Osterlund (York University)
"Of Love and Government: Knowledge Practices and Same-Sex Marriage in Ontario"

Ruth Mann (Sociology, University of Windsor)
"The Youth Criminal Justice Act and Advanced Liberal Governance: The Case of Ontario"

Dale Ballucci (Sociology, University of Alberta)
"Rethinking Gendered Programming: Community Initiatives for Young Female Offenders"

SUNDAY, JUNE 6th
(Le dimanche 6 juin)

10:45 to 12:15
10h 45 à 12h 15

Critical Criminology and Socio-Legal Studies IX (CSAA to book)
Criminologie critique et études socio-juridiques IX (à réserver par l'ACSA)
(joint session with CSAA)
(séance jointe avec l'ACSA)

Chair/Présidente: Kimberly White (York University)

Richard Dubé (Sociologie,Université de Québec a Montréal)
"Autopoïèse, système de pensée et identité du système pénal moderne"

Ellen Faulkner (St. Thomas University)
"Hate Crime as a Social Problem: Conceptualizing Difference"

Nancy Poon (Sociology, University of Saskatchewan)
"Intervention Programmes for Men who Batter: A Case for Broad Based Approaches"

12:30 to 2:00
12h 30 à 14h 00

Critical Criminology and Socio-Legal Studies Roundtable Discussion (CSAA to book)
(joint session with CSAA)

Table ronde sur la criminologie critique et les études socio-juridiques (à réserver par l'ACSA)
(séance jointe avec l'ACSA)

Chairs/Présidents: Bryan Hogeveen (Sociology, University of Alberta)
Joane Martel (Sociology, University of Alberta)