

Canadian Law and Society Association—Association canadienne droit et société
Conférence annuelle 2011 Annual Conference

Sunday, May 29 Dimanche, 29 mai

9:00-10:30	<p>I: Panel: Who is Accountable? Critiques of Law, Policy and the Correctional Service of Canada</p> <p>Wu Centre Rm 110 (Kent Auditorium)</p> <p>Chair: Lise Gotell</p> <p>Kelly Struthers Montford (University of Alberta), <i>Problematizations and Technologies of Security: Tactics for the Control of Women in Canadian Federal Prisons</i></p> <p>Laura Aylsworth (University of Alberta), <i>Prisons within Prisons: Federal Correctional Facilities for Women and the Least Restrictive Principle</i></p> <p>Dayna Crosby (University of Alberta), <i>Out of Sight, Out of Mind: Conditions of Canadian Imprisonment and the Role of the Office of the Correctional Investigator</i></p> <p>Debra Parkes (University of Manitoba), <i>Administrative Accountability, not Rights Redress: Prisoner Complaints to a Provincial Ombuds Office</i></p>	<p>II: Panel: Protest and Authoritarianism</p> <p>Wu Centre Rm 210</p> <p>Chair: Richard Weisman</p> <p>Jing Qian (University of Victoria), <i>A Socio-Legal Study on Administrative Litigation under an Authoritarian Regime in China</i></p> <p>Carley Centen (York University), <i>Rights, Redress, & Responsibility: The Role of Law in Regulating Protest</i></p>	
10:30-11:00	<p align="center">Health Break Pause santé Wu Centre B199 (Main Foyer)</p>		
11:00-12:30	<p>I: Panel in Honour of Patricia Monture: Engaging with Indigenous Legal Traditions: Methodology and Situatedness</p> <p>Wu Centre Rm 110 (Kent Auditorium)</p> <p>Chair: Emily Snyder</p> <p>Hadley Friedland (University of Alberta), <i>Delving into the Details: Academic Engagement with Indigenous</i></p>	<p>II: Panel: Close Encounters: Struggling with Qualitative Research in the Juridical Field</p> <p>Wu Centre Rm 100A</p> <p>Chair: Suzanne Bouclin</p> <p>Laura Porras (University of Ottawa), <i>Can legal storytelling help to capture the sound of legality in intermediate conflict areas in Colombia</i></p>	<p>III: Panel: At the Boundaries of Legal Education</p> <p>Wu Centre Rm 210</p> <p>Chair: Dwight Newman</p> <p>Andrij Kowalsky (Osgoode), <i>An Exploratory Study of LL.B. Programs in Australia, England and Scotland and their Impact on the Articling Process in Ontario</i></p>

	<p><i>Legal Traditions</i></p> <p>Aimée Craft (University of Victoria), <i>Reading Beyond the Lines: Understanding Treaty One from an Anishnabe Legal Perspective</i></p> <p>Andrée Boiselle (University of Victoria), <i>Approaching Indigenous Constitutionalism: Tradition and the Band in Contemporary Stó:lō Governance</i></p>	<p>Dominique Bernier (Université d'Ottawa), <i>Discrétion judiciaire et analyse qualitative de discours en matière de pratiques judiciaires de contrôle des utilisateurs de drogues et d'alcool</i></p> <p>Carmen Fullin (Université d'Ottawa), <i>L'usage de l'ethnographie en milieu juridique: quelques défis</i></p> <p>Julia Gitahy da Paixão (University of Ottawa), <i>An Ethnographical approach to the study of the legality of Brazilian workplaces: challenges and rewards of using narratives and stories to understand bullying and psychological harassment at work</i></p>	<p>Annie Rochette (UQAM), <i>Empirical exploration of teaching and learning in Canadian law faculties</i></p>
12:30-14:00	<p>Lunch Break Pause dîner Wu Centre B199 (Main Foyer)</p> <p>CLSA/ACDS Board Executive Meeting Wu Centre Rm 100A</p>	<p>Graduate Student Workshop (lunch is provided): <i>Getting to the End:</i> Practical tips for finishing your program on time (or ahead of time!) How to manage your time with teaching and other commitments, planning the project, when do you stop researching etc.. Organizers: Mary Stokes, MaryStokes@osgoode.yorku.ca; Sarah Hamill, sehamill@ualberta.ca Wu Centre Rm 204</p>	
14:00-15:30	<p>I: Panel in Honour of Patricia Monture: Contemporary Colonialism: Critical and Feminist Interrogations</p> <p>Wu Centre Rm 110 (Kent Auditorium)</p> <p>Chair: Debra Parkes</p> <p>Josephine L. Savarese (St. Thomas University), <i>The Disappearance of "a Daughter X" and the Reappearance of the Vicious Circle of Child Welfare and First Nations"</i></p> <p>Jennifer Koshan (University of Calgary), <i>Marital Rape: Lessons in</i></p>	<p>II: Panel: Legal Systems: Critical and Historical Considerations</p> <p>Wu Centre Rm 100A</p> <p>Chair: Lulu Thomas-Hawthorne</p> <p>Dwight Newman (University of Saskatchewan), <i>Aboriginal Law and Private International Law: A New Historical and Theoretical Nexus</i></p> <p>George Pavlich (University of Alberta), <i>Law and Sovereignty at the Cape Colony, 1795-1803</i></p> <p>Erika Arban (University of Ottawa),</p>	<p>III: Panel: Legal History I: Constructing Subjects</p> <p>Wu Centre Rm 210</p> <p>Chair: Joel Kropf</p> <p>Blake Brown (St. Mary's University), <i>Too many foreigners [are] carrying weapons and something will have to be done: Canadian Gun Control and the World Wars</i></p> <p>Michael Boudreau (St. Thomas University), <i>"the condition of things...where you have lived...is a fearful one": The Executions of George</i></p>

	<p><i>Colonization</i></p> <p>Rosemary Nagy (Nipissing University), <i>Unsettling Peace and Justice? The Scope and Bounds of Transitional Justice and the Canadian TRC</i></p>	<p><i>Geo-legal boundaries that (do not) divide: the (mis)interpretation of federalism in Italy</i></p>	<p><i>Gee and Bennie Swim in New Brunswick</i></p> <p>Sarah Hamill (University of Alberta), <i>The Liquor Control Act and the Construction of the Masculine Ideal in Alberta, 1924-1930</i></p>
15:30-16:00	<p>Health Break Pause santé Wu Centre B199 (Main Foyer)</p>		
16:00-17:30	<p>I: Panel: Issues in Feminist Sociolegal Studies</p> <p>Wu Centre Rm 110 (Kent Auditorium)</p> <p>Chair: Laura Aylsworth</p> <p>Jennifer Kilty & Erin Dej (University of Ottawa), <i>Anchoring amongst the waves: Discursive constructions of motherhood and addiction</i></p> <p>Angela Cameron (University of Ottawa), <i>Gamete donor anonymity in Canada: report from an empirical study</i></p> <p>Claire Young (University of British Columbia), <i>Privatization, Pensions and Poverty: The Gendered Impact</i></p>	<p>II: Panel: Migration and Refugees</p> <p>Wu Centre Rm 100A</p> <p>Chair: Christiane Wilke</p> <p>Trish Luker (University of Queensland), <i>Truth and Credibility: Evidentiary Assessment in Australian Refugee Claims</i></p> <p>Constance MacIntosh (Dalhousie University), <i>Engendering Justice for Asylum Seekers: How our legal tests undermine women's security</i></p> <p>Sarah Marsden (University of British Columbia), <i>Challenging the borders within: the creation of precarity in Canadian migration law</i></p> <p>João Velloso (University of Ottawa), <i>Beyond borders and boundaries: the punitive uses of administrative law in comparative perspectives (North America and Europe)</i></p>	<p>III: Panel: Legal History 2: Criminologies</p> <p>Wu Centre Rm 210</p> <p>Chair: Sarah Hamill</p> <p>Joel Kropf (Carleton University), <i>Denouncing 'the System': Dr. O.C.J. Withrow, the Toronto Globe, and Penal-Reform Advocacy in the 1930s</i></p> <p>Soren Frederiksen (York University), <i>Fingerprinting in Canada from 1902-1911: An Exercise in Translation</i></p> <p>Chandra Murdoch (York University), <i>The Indian Agent as Justice of the Peace: Law and Regulation on Indian Reserves in Canada, 1876-1907</i></p> <p>Lyndsay Campbell (University of Calgary), <i>Oliver Dawsey and the Operation of Race in the Criminal Justice System in Canada West</i></p>
18:00-20:00	<p>KEYNOTE LECTURE Margaret McCain Hall Rm 203</p>		
	<p>Dr. Jeff Ferrell, Texas Christian University, "Between People and Places: A Criminology of Late Modern Drift," Co-sponsored by: Endowed Chair in Criminology and Criminal Justice, Department of Criminology and Criminal Justice, St. Thomas University and Canadian Law and Society Association. Reception to follow, co-hosted by CLSA Graduate Students (drinks and hors d'oeuvres).</p>		

Monday, May 30—Lundi, 30 mai

09:00-10:30	<p>I: Panel: Legal Mobilization and the Construction of Subjectivities</p> <p>Wu Centre Rm 110 (Kent Auditorium)</p> <p>Chair: Constance McIntosh</p> <p>Suzanne Bouclin (University of Ottawa), <i>HomelessNation: Producing Legal Subjectivities</i></p> <p>Janice McKendrick (University of Prince Edward Island), <i>Presumptions and Assertions Perpetuate Societal Tribulations</i></p>	<p>II: Panel: Policing</p> <p>Wu Centre Rm 217 (Aitken Room)</p> <p>Chair: Chandra Murdoch</p> <p>Giancarlo Fiorella (York University), <i>Police Reform in Venezuela: Nation-building and the Construction of National Identity in the Bolivarian Age</i></p> <p>Jean Sauvageau) and Claire Goggin (St. Thomas University), <i>The Professional Socialization of Maritime Police Recruits</i></p>	<p>III: Panel: Health, Consent and Medical Ethics</p> <p>Wu Centre Rm 210</p> <p>Chair: Trish Luker</p> <p>Amy Conroy (University of Ottawa), <i>Advance Directives: The Canadian Legal Landscape</i></p> <p>Karla O'Regan (St. Thomas University), <i>Theorising Consent in the Dark: Juridical genealogy and medical ethics in the Middle Ages</i></p> <p>Regiane Garcia (University of British Columbia), <i>Public-Participation in Health Policy in Brazil and its Role in Discipline's Border Crossing</i></p>	<p>IV: Canadian Journal of Law and Society Board Meeting</p> <p>Brian Mulroney Hall - Room 407, Criminology Research Laboratory</p>
10:30-11:00	<p>Health Break Pause santé Wu Centre B199 (Main Foyer)</p>			
11:00-12:30	<p>I: Panel: Interrogating R. v. J.A.: Sex, Violence and Consent</p> <p>Wu Centre Rm 110 (Kent Auditorium)</p> <p>Chair: Karla O'Regan</p> <p>Karen Busby (University of Manitoba), <i>Contextualizing Consent : Thinking about the J.A. Case</i></p> <p>Elaine Craig (Dalhousie University),</p>	<p>II: Panel: Regulating Life and Death</p> <p>Wu Centre Rm 217 (Aitken Room)</p> <p>Chair: Christiane Wilke</p> <p>Sheryl N. Hamilton (Carleton University), <i>Death, Law and Compassion: Rereading Rodriguez and Latimer as Civil Performance</i></p>	<p>III: Panel: Regulating Profits, Assessing Risk</p> <p>Wu Centre Rm 210</p> <p>Chair: Dawn Moore</p> <p>Olena Kobzar (University of Toronto), <i>Criminal Interest Rates and the Courts</i></p> <p>Lulu Thomas-Hawthorne (University of South Africa), <i>Responsive Governance:</i></p>	

	<p><i>Thinking Through Sexual Integrity In R. v. J.A.</i></p> <p>Lise Gotell (University of Alberta), R. v. J.A.: The Underside of Affirmative Consent</p>	<p>Joan M. Gilmour (Osgoode), <i>Denying Life-Sustaining Treatment: The Futility Debates</i></p> <p>Mark Piore , Roxanne Mykitiuk, Lilith Finkler and Jeff Nisker (Osgoode), <i>Law and the Development of Genetic Science: Exploring People and Places Within</i></p>	<p><i>consumer protection legislation</i></p> <p>Vanessa Iafolla (University of Toronto), <i>Security across the City: how local retail bank branches identify risky financial activity and risky clients</i></p>
12:30-14:00	<p>Lunch Break Dîner & CLSA-ACDS AGM: All Welcome! Wu Centre Rm 110 (Kent Auditorium)</p>		
14:00-15:30	<p>I: Panel in Honour of Patricia Monture: Land, Territoriality and Indigenous Peoples</p> <p>Wu Centre Rm 110 (Kent Auditorium)</p> <p>Chair: Andrée Boiselle</p> <p>Janna Promislow (University of Victoria), <i>It would only be just": A study of territoriality in the northwest in 19th century British North America</i></p> <p>Maureen Tehan (Melbourne University), <i>Indigenous peoples and the boundaries of property: Australia's</i></p> <p>Caren Weisbart (York University), <i>Interlegality in a Guatemalan setting: historical memory, land and insecurity</i></p>	<p>II: Table Ronde: Déconstruire les frontières au bénéfice des droits de la personne (please note: This will be conducted as a bilingual session)</p> <p>Wu Centre Rm 217 (Aitken Room)</p> <p>Chair: Erika Arban</p> <p>Benoît Frate (Université d'Ottawa), <i>Du global au local: penser le droit international des droits de la personne à l'échelle de la ville</i></p> <p>Aurélie Laurent (Université d'Ottawa), <i>Repenser la protection des droits et libertés dans un contexte plurijuridique: étude comparée des contentieux des droits fondamentaux canadien et de l'Union européenne</i></p> <p>Évelyne Jean-Bouchard (Université d'Ottawa), <i>La protection des droits des femmes dans le contexte de l'échec étatique : quelques réflexions théoriques et méthodologiques</i></p> <p>Anne Dagenais Guertin (Université d'Ottawa), <i>Critique des modèles juridiques et discours féministes entourant la prostitution</i></p>	<p>II: Panel: Critical Criminologies</p> <p>Wu Centre Rm 210 (Aitken Room)</p> <p>Chair: Suzanne Bouclin</p> <p>Jean Sauvageau et Jean-Francois Cauchie (St. Thomas University), <i>Le deuil des proches de victimes au service de la pénalité : quand livrer de la douleur met un peu de baume au cœur</i></p> <p>Vanessa Iafolla & Jennnifer Simpson (University of Toronto), <i>"My Culture Made Me Do It": Multiculturalism and the Canadian Defence of Provocation</i></p> <p>Marie-Eve Sylvestre and Céline Bellot (University of Ottawa), <i>From the Streets to the Courts: Legal trajectories of Homeless People in the Criminal Justice System in Canada</i></p>

15:30-16:00	Health Break Pause santé Wu Centre B199 (Main Foyer)		
16:00-17:30	<p>I: Panel: Indigenous Activism and Legal Theory</p> <p>Wu Centre Rm 110 (Kent Auditorium)</p> <p>Chair: Lise Gotell</p> <p>Dayna Nadine Scott (Osgoode), <i>When Pollution Gets Personal: Indigenous Activism and Community</i></p> <p>Adrian A. Smith (Independent Scholar), <i>Photovoice As Radical Legal Pedagogy: Legal Consciousness and Indigenous Youth in the Heart of Chemical Valley</i></p> <p>Emily Snyder (University of Alberta), <i>Who Has the Authority to Speak? An Indigenous Feminist Legal Analysis of Cree Law Online</i></p>	<p>III: Panel: Intellectual Property</p> <p>Wu Centre Rm 217 (Aitken Room)</p> <p>Chair: Dawn Moore</p> <p>Sara Bannerman (Australian National University), <i>International Copyright, Access to Knowledge, and Smaller Countries: A History</i></p> <p>Michael Mopas (Carleton University), <i>Making Expert Hearing: An Examination of the Changing Role of Forensic Musicologists in Music Plagiarism Cases</i></p>	<p>II: Panel: Borders and Economic Regulation</p> <p>Wu Centre Rm 210</p> <p>Chair: Claire Young</p> <p>Kim Brooks (Dalhousie University), <i>Boundaries and Pressures on Taxing Cross-Border Returns to Investment</i></p> <p>Janet Austin (University of New Brunswick), <i>The IOSCO's Multilateral Memorandum of Understanding Concerning Consultation and Cooperation and the Exchange of Information – A model for regulatory convergence</i></p> <p>Ibironke Odumosu (University of Saskatchewan), <i>The Utility of South-South Investment Treaties for Local Populations in African Countries</i></p> <p>Erika Cedillo (University of British Columbia), <i>Human rights arguments in trade disputes: an exploration of America's experience</i></p>
19:00-23:00	CLSA BANQUET: Lobster Boil and Cultural Kitchen Party, Fredericton Convention Centre \$55 (you must register in advance and pay for the Lobster Boil at http://www.regonline.com/Congress2011)		

Tuesday, May 31—Merdi, 31 mai

<p>09:00-10:30</p>	<p>I: Panel: Gender, Sexuality and Law</p> <p>Wu Centre Rm 208</p> <p>Chair: Lise Gotell</p> <p>Katherine Pool (York University), <i>It Would Vindicate Her Womanhood: Narratives of Unreason and Disorder in the Adjudication of Transgender Rights Claims in Canada</i></p> <p>Margaret Denike (Dalhousie University), <i>Theorizing Homonormativity</i></p> <p>Jan Lukas Buterman (University of Alberta), <i>Nothing Human is that Perfect: A brief analysis of de-silencing & re-citizenising</i></p>	<p>II: Panel: Vulnerability in Market Places</p> <p>Wu Centre Rm 203</p> <p>Chair: Marie-Eve Sylvestre</p> <p>Elizabeth Adjin-Tettey (University of Victoria), <i>Effect of Access to Personal Insurance in an Age of Widespread Availability of Genetic Information</i></p> <p>Freya Kodar (University of Victoria), <i>Consumer Debt and Vulnerability After the Financial Meltdown: An Assessment of the Regulatory Responses</i></p> <p>Dorinda So (York University), <i>The Failure of Corporate Social Responsibility? A Meta-Regulation Approach to the 2010 Toyota Recall Crisis</i></p>	<p>III: Graduate Student Workshop:</p> <p>Wu Centre Rm 204</p> <p><i>Watching the Pros:</i> what do professors do differently from/better than grad students? Writing articles, teaching etc. (the “meta process”): what makes a good article, what makes a good teacher, and how/when do you know it’s right?</p> <p>Organizers: Mary Stokes, MaryStokes@osgoode.yorku.ca; Sarah Hamill, sehamill@ualberta.ca</p>
<p>10:30-11:00</p>	<p>Health Break Pause santé Wu Centre A299 (Upper Foyer)</p>		
<p>11:00-12:30</p>	<p>I: Panel: Feminism, Family, and Law</p> <p>Wu Centre Rm 208</p> <p>Chair: Hester Lessard</p> <p>Karen Pearlston (University of New Brunswick), <i>Theorizing Coverture: Transformations in the Gender Order</i></p> <p>Fiona Kelly (University of British Columbia), <i>When is Violence in a Child’s Best Interests? Supervised</i></p>	<p>II: Panel: Responsibilization</p> <p>Wu Centre Rm 203</p> <p>Chair: Michael Mopas</p> <p>Dawn Moore and Hideyuki Hirai (Carleton University), <i>Outcasts, Performers and True Believers: Responsibilized Subjects of Criminal Justice</i></p> <p>Christiane Wilke (Carleton University), <i>Becoming Responsible? Ascriptions</i></p>	<p>III: Panel: Critical Race Studies</p> <p>Wu Centre Rm 204</p> <p>Chair: Debra Parkes</p> <p>Maryum Anis (York University), <i>De-culturing and De-racializing Notions of Honour in Canadian Society</i></p> <p>Augustine SJ Park (Carleton University) <i>Omar Khadr, Law and Racism</i></p> <p>Kayla Follett (St. Thomas University,</p>

	<p><i>Access Orders in Canadian Family Law</i></p> <p>Susan Boyd (University of British Columbia), <i>Abolishing Illegitimacy: The Contradictions of Law Reform</i></p>	<p><i>and Performances of Responsibility in the Causa ESMA, 1983-1987</i></p> <p>Benjamin Arthers (University of Alberta), <i>The Dangerous, Religious Fanatic that he was in Reality": Insanity, Governance, and Louis Riel</i></p>	<p>"Ye shall know the truth and the truth shall make you free": How the Canadian Human Rights Tribunal Has Responded to Hate Speech on the Internet</p>
12:30-14:00	<p>Lunch Break Dîner Wu Centre Rm 217 (Aitken Room) CLSA-ACDS Board Meeting (rm 204)</p>		
14:00-15:30	<p>I: Panel: Oppositional Politics and Legal Mobilization</p> <p>Wu Centre Rm 208</p> <p>Chair: Lise Gotell</p> <p>Hester Lessard (University of Victoria), <i>Critical Oppositional Politics Democracy, and the Division of Powers</i></p> <p>Francine Tremblay (Concordia University), <i>Critical Political Perspectives on Sex Work</i></p>	<p>II: Panel: Interrogating Resource Management</p> <p>Wu Centre Rm 203</p> <p>Chair: Carley Centen</p> <p>Evan Bowness & Jesse Thorne-Finch (University of Manitoba), <i>Responsibility and the Albertan Tar Sands: The Case for a Public Trust</i></p> <p>Peipei Wang (University of British Columbia), <i>The Institutional Choices of Water Resource Management in China</i></p> <p>Sari M. Graben (Queen's University), <i>Participating in Sub-Arctic Administration: The Impact of Co-Management on Impact Benefit Agreements</i></p>	
15:30-16:00	<p>Health Break Pause santé Wu Centre A299 (Upper Foyer)</p>		
	<p>I: Roundtable in Honour of Patricia Monture: "Now that the Door is Open": Outsider Perspectives in Legal Education, Co-sponsored with Canadian Association of Law Teachers</p> <p>Wu Centre Rm 208</p> <p>Organizer: Professor Susan B. Boyd, Faculty of Law, University of British Columbia</p> <p>Catalyst Speakers: Elizabeth Adjin-Tetty Faculty of Law, University of Victoria</p>	<p>II: Panel: Critical Legal Studies and Social Justice</p> <p>Wu Centre Rm 203</p> <p>Chair: Dayna Crosby</p> <p>Richard Jochelson (University of Winnipeg), <i>Practicing Justice by Practicing Method: A Brief Rethinking of Feminist Analytics of Obscenity and Indecency Law in Canada</i></p> <p>Ravi Malhotra (University of Ottawa), <i>Electioneering and Disablement at the Turn of the Century: The Legacy of E.T. Kingsley</i></p>	<p>III: Graduate Student Workshop</p> <p>Wu Centre Rm 204</p> <p><i>Getting Hired:</i> what do hiring committees look for, what can you do to make yourself an attractive candidate at each stage (Undergraduate, Master's Doctorate, Post-Doc), careers outside of academia.</p> <p>Organizers: Mary Stokes, MaryStokes@osgoode.yorku.ca; Sarah Hamill, sehamill@ualberta.ca</p>

	<p>Susan B. Boyd, Faculty of Law, University of British Columbia</p> <p>Angela Cameron, Faculty of Law, University of Ottawa</p> <p>Elaine Craig, Schulich School of Law, Dalhousie University</p> <p>Carissima R. Mathen, Faculty of Law, University of New Brunswick</p>	<p>Ruby Dhand (Osgoode), <i>Colliding Intersections: Race, Culture and Mental Health Law</i></p> <p>Morgan Rowe (University of Ottawa), <i>Beyond Physical Safety: Ensuring Mental Safety in the Workplace</i></p>	
18:00-20:00	<p align="center">Closing Reception – Conversations and a Cash Bar Gallery Connexion (exhibit by the Nova Scotia graphic artist Doug Guildford), 440 York Street – Chestnut Complex (hors d’oeuvres provided by <i>Canadian Journal of Law and Society</i>)</p>		