



**SCHULICH SCHOOL OF LAW
DALHOUSIE UNIVERSITY**

**FACULTY PUBLICATIONS
(2017 – 2018)**

Dalhousie Law Faculty Publications (2017 – 2018)

Olabisi Akinkugbe -

- “Informal Networks of Corruption: Assessing the Challenges for Public Sector Whistleblowing in Nigeria” (2018) *Jindal Global Law Review*, pp. 1-18 (Special Issue on “New Governance Strategies for Preventing Corruption: Law, Theory and Practice”) **(R)**
- “Recalibrating Nigeria’s Whistleblowing Policy: An urgent plea for a comprehensive whistleblower protection legislation”, University of Pretoria, Faculty of Law, *AfricLaw Blog*, 18 October 2017.

Jamie Baxter -

- “Access to Justice” in Woolley et al., eds., *Lawyers’ Ethics and Professional Regulation*, 3rd ed. (Markham: LexisNexis, 2017)
- “Leadership, Law and Development” (2018) *Law and Development Review* (ahead of print) doi: <https://doi.org/10.1515/ldr-2018-0046> **(R)**

Kim Brooks –

- “Welcome to the Revolution” in *Reflections of Canada: Illuminating our Opportunities and Challenges at 150+ Years* (Peter Wall Institute for Advanced Studies: University of British Columbia, 2017) 53 – 56. **(R)**
- “Legal Interpretation of Tax Law: Canada” in *Legal Interpretation of Tax Law*, 2nd ed. Robert van Brederode and Richard Krever, eds. (The Netherlands: Kluwer Law International, 2017), chapter 4 (75 - 98).

Book/Article Reviews

Canadian Tax Journal (2018) 66(2):

- Allison Christians, “Trust in the Tax System: The Problem of Lobbying”
- Graeme Cooper, “The Unconvincing Case for 25%”
- Michael Littlewood and Craig Elliffe, eds., *Capital Gains Taxation: A Comparative Analysis of Key Issues*
- Heather Field, “A Taxonomy for Tax Loopholes”
- Christiana Panayi, “The Europeanization of Good Tax Governance”
- Martin Hearson, “The UK’s Tax Treaties with Developing Countries During the 1970s”

- Eduardo Baistrocchi, ed., *A Global Analysis of Tax Treaty Disputes*
- Michael Lang et al., eds., *The UN Model Convention and Its Relevance for the Global Tax Treaty Network*

Canadian Tax Journal (2017) 65(2):

- Jinyan Li, *International Taxation in China: A Contextualized Analysis*
- Sas Ansari and Lorne Sossin, "Legitimate Expectations in Canada: Soft Law and Tax Administration"
- David Kerzner and David Chodikoff, *International Tax Evasion in the Global Information Age*
- Carlo Garbarino, *Judicial Interpretation of Tax Treaties: The Use of the OECD Commentary*
- Angharad Miller, *Taxing Cross-Border Services: Current Worldwide Practices and the Need for Change*
- Lisa Philipps, "Registered Savings Plans and the Making of Middle-Class Canada: Toward a Performative Theory of Tax Policy"

Aldo Chircop –

- (with M. McConnell & Scott Coffen-Smout), eds., *Ocean Yearbook*, vol. 32 (Leiden: Nijhoff, 2018).
- (with C. Aporta, S. C. Kane) (2018). "Shipping Corridors through the Inuit Homeland." *Limn Issue* 10 <<https://limn.it/articles/shipping-corridors-through-the-inuithomeland>. **(R)**
- (2018). "Chapter 8: IMO's Work on Environmental Protection and Global Ocean Governance." In David Attard (gen ed), *The IMLI Treatise on Ocean Governance*, vol III (Rosalie Balkin and Donald Greig, vol eds). Oxford University Press. 172- 204 **(R)**
- (2017). "Places of Refuge for Ships: Can the Coastal State's Responsibility Be Engaged?" In L. I. Athanassiou, ed., *Maritime Safety and Security: Legal Implications to Ships, Cargo and the Human Element*. Piraeus Bar Association. 39-63.
- (2017). "The International Maritime Law Response to Climate Change: The Quest for the Shipping Industry's 'Fair Share' of GHG Emissions Reduction." In G. Xue & J. Zheng, eds. *The Law of the Sea and Emerging Issues*. China Democracy and Legal System Publishing House. 3-19.
- (2017). "The IMO, its Role under UNCLOS and its Polar Shipping Regulation." In R. Beckman et al., eds., *Governance of Arctic Shipping - Balancing Rights and Interests of Arctic States and User States*. Brill. 107-143. **(R)**
- (2017). "The Arctic and Ongoing Polar Shipping Regulation." Editorial. 23 *Journal of International Maritime Law* 321-323. **(R)**

- (2017). "Testing International Legal Regimes: The Advent of Automated Commercial Vessels." 60 German Yearbook of International Law 1-31. **(R)**
- Chircop & M. Doelle (2018). "The Shipping Industry Could Move from Laggard to Leader on Greenhouse Gas Emissions." Centre for International Governance Innovation, <<https://www.cigionline.org/articles/shipping-industry-could-move-laggard-leader-greenhouse-gas-emissions>>.
- Chircop & M. Doelle (2017). "Is the Shipping Industry Doing Its Fair Share in the Global Response to Climate Change?" Centre for International Governance Innovation, <<https://www.cigionline.org/articles/shipping-industry-doing-its-fair-share-global-response-climate-change>>.

Stephen Coughlan –

- (with Don Stuart), *Learning Canadian Criminal Law* (14th ed.) (Toronto: Carswell, 2018)
- (with Michelle Lawrence and Rob Currie), *Annual Review of Criminal Law 2016* (Toronto: Carswell, 2017) (I wrote three of the five chapters)
- Patterns in the *Jordan* Case Law One Year after *Cody*" (2018) 42 CR (7th) 342
- "Believing the Best of Others: The Jurisprudence of Justice Thomas Cromwell" in Stephen Aylward and Pam Hrick, *In Furtherance of Justice: The Judicial Life of Thomas A Cromwell* (Toronto: LexisNexis, 2017) [also published in (2017) 80 SCLR 11] **(R)**
- "Canada Needs a Criminal Code", in Julie Desrosiers, Margarida Garcia and Marie-Eve Sylvestre, *Criminal Law Reform in Canada: Challenges and Possibilities* (Cowansville: Editions Yvon Blais, 2017) **(R)**
- *R v Barclay* (2018) 44 CR (7th) 134
- *R v Jones* (2018) 42 CR (7th) 74
- *R v Marakah* (2018) 42 CR (7th) 1
- *R v Orlandis-Habsburgo* (2017) 40 CR (7th) 379
- *R v Lee* (2017) 39 CR (7th) 404
- *R v Bastien* (2017) 38 CR (7th) 73
- *R v Cody* (2017) 37 CR (7th) 266
- *R v Cormier* (2017) 37 CR (7th) 53

- *R v Lavallee* (2017) 36 CR (7th) 176
- *R v Ricciardi* (2017) 36 CR (7th) 338
- *R v Patrick* (2017) 35 CR (7th) 59

Elaine Craig –

- *Putting Trials on Trial: Sexual Assault and the Failure of the Legal Profession* (Montreal: McGill-Queens University Press, 2018). **(R)**
- “Women and Gun Control” a Review of Amanda Dale, “Gun Control and Women's Rights in Context: Reflections of the Applicant on Barbra Schlifer Commemorative Clinic v. Canada” (2017) 13 J.L. & Equal. 61 (2018).

Robert Currie –

- (with Steve Coughlan and Michelle Lawrence) *Annual Review of Criminal Law 2016* (Toronto: Carswell, 2017)
- “Showing Them How It’s Done: Justice Cromwell’s International Law Jurisprudence” in Stephen Aylward & Pam Hrick, eds., *In Furtherance of Justice: The Judicial Life of Thomas A. Cromwell* (Toronto: LexisNexis Canada, 2017), 359-374 (also published as (2017) 80 Sup. Ct. L. Rep. 359)
- “Cross-Border Evidence Gathering in Transnational Crime Cases: Is the *Microsoft Ireland* Case the ‘Next Frontier’?” [2016] 54 CANADIAN YEARBOOK OF INTERNATIONAL LAW 63 **(R)**
- *Amicus Curiae Observations on the “Prosecution’s Request for a Ruling on Jurisdiction Under Article 19(3) of the Statute”*, Case No. ICC-RoC46(3)- (18 June 2018) (Co-drafter (with Fannie Lafontaine and Amanda Ghahremani) and signatory)
- Op-ed: “Currie: Repatriate Hassan Diab and Reform Our Unbalanced Extradition Law”, *Ottawa Citizen*, 27 July 2017 (appeared in both print and online)

Richard Devlin –

- *Lawyers’ Ethics and Professional Responsibility*, 3d., [Co-editor with A. Woolley et al.] (Toronto: LexisNexis, 2017).

- “Dirty Laundry: Judicial Appointments in Canada” in Hugh Corder and Jan Van Zyl Smit, eds., *Securing Judicial Independence: The Role of Commissions in Selecting Judges in the Commonwealth* (Cape Town: Siber Ink, 2017) 1-38. **(R)**
- “The Art and Craft of Judicial Decision-making: An Essay for Justice Marc Rosenberg” in B. Berger, E. Cunliffe and J. Stribopoulos, eds., *To Ensure that Justice is Done: Essays in Memory of Marc Rosenberg* (Toronto: Carswell, 2017) 279-303. **(R)**
- “The Lawyer Client Relationship” in A. Woolley et al. eds., *Lawyers’ Ethics and Professional Responsibility* (3d).
- “Judge’s Ethics, Lawyer’s Dilemmas” in A. Woolley et al., eds., *Lawyers’ Ethics and Professional Responsibility* (3d) [with Adam Dodek].
- “Regulating Lawyers: North American Perspectives and Problematics” (2017) 50(3) *The International Lawyer* 401-407. **(R)**
- “Guest Editorial: The Ethics of Judicial Appointments” (2017) 20 *Legal Ethics* 1-2 [with Reid Mortensen].
- “Judicial Appointments: The Achilles Heel of the Canadian Judiciary” (2017) 20 *Legal Ethics* 43-63 [with Adam Dodek]. **(R)**

Meinhard Doelle –

- “The Bilcon NAFTA Tribunal: A Clash of Investor Protection and Sustainability-Based Environmental Assessments”, (2017) *Key Developments in Environmental Law* 99-123 **(R)**
- (co-editor), *The Paris Climate Agreement: Analysis and Commentary* (Oxford, Oxford University Press, 2017).
- “Chapter 22: Assessment of Strength and Weaknesses” in Klein, Daniel, Pia Carazo, Meinhard Doelle, Jane Bulmer, Andrew Higham, eds, *The Paris Climate Agreement: Analysis and Commentary* (Oxford, Oxford University Press, 2017), 375-388.
- (with Jane Bulmer and Daniel Klein) “Chapter 3: Negotiating History of the Paris Agreement”, in Klein, Daniel, Pia Carazo, Meinhard Doelle, Jane Bulmer, Andrew Higham, eds, *The Paris Climate Agreement: Analysis and Commentary* (Oxford, Oxford University Press, 2017) 50-73.
- (with Bob Gibson and Karine Peloffy), “The Paris to Projects Research Initiative: Key considerations for the Strategic Assessment of Climate Commitment Implications” (discussion paper funded and released by the Metcalf Foundation, April 2018)
- [Initial Views on Key Regulations under the Proposed IAA](#), June 2, 2018, MELAW Blog

- [The Proposed Impact Assessment Act in Bill C-69: Selected Amendments](#), April 25, 2018, MELAW Blog
- [Learning Oriented Impact Assessment under the Proposed Federal Impact Assessment Act \(IAA\)](#), March 23, MELAW Blog
- [Post-Assessment Approval \(Follow-up\) Processes under the Proposed Federal Impact Assessment Act \(IAA\)](#), March 18, 2018, MELAW Blog
- [Jurisdictional Cooperation under the Proposed Federal Impact Assessment Act \(IAA\)](#), March 10, 2018, MELAW Blog
- [Panel Reviews under the Proposed Federal Impact Assessment Act \(IAA\)](#), March 4, 2018, MELAW Blog
- [Regional & Strategic Assessments in the Proposed Federal Impact Assessment Act \(IAA\)](#), February 25, 2018, MELAW Blog
- [Meaningful Public Participation in the Proposed Federal Impact Assessment Act \(IAA\)](#), February 23, 2018, MELAW Blog
- [Bill C-69: The Proposed New Federal Impact Assessment Act \(IAA\)](#), February 9, 2018, MELAW Blog
- [Strategic Impact Assessment on Climate Change in Project and Regional IA](#), October 18, 2018, MELAW Blog
- [GHG Emissions from International Shipping: Tentative Signs of Progress at Recent IMO Meetings](#), September 7, 2017, MELAW Blog

Jocelyn Downie –

- “Social science and humanities evidence in charter litigation: Lessons from *Carter v Canada* (Attorney General)” *The International Journal of Evidence & Proof* 1-9.
- (with Françoise Baylis), “Where There’s Smoke, There’s Pfizer” in Françoise Baylis and Alice Dreger, eds., *Bioethics in Action* (Cambridge University Press, 2018) 9-31.
- Jocelyn Downie and Jennifer Chandler, “Interpreting Canada’s Medical Assistance in Dying Legislation”, Institute for Research on Public Policy (March 1, 2018) (available at <http://irpp.org/research-studies/interpreting-canadas-medical-assistance-in-dying-maid-legislation/>).
- (with Ben White, Lindy Willmott & Eliana Close), “Withholding and withdrawing potentially life-sustaining treatment: who should decide?” in Ian Freckelton ed., *Tensions and Traumas in Health Law* (Federation Press, 2017) 454-478.

- “End of Life Law and Policy in Canada” in Joanna Erdman, Erin Nelson, & Vanessa Gruben, eds., *Canadian Health Law and Policy 5th Edition* (LexisNexis Canada, 2017) 453-477.
- “An Alternative to Medical Assistance in Dying?: The Legal Status of Voluntary Stopping Eating and Drinking (VSED)” (May 30, 2018) *Canadian Journal of Bioethics* 1:2 48-58. **(R)**
- (with Gina Bravo, Claudie Rodrigue, Marcel Arcand, Marie-France Dubois, Sharon Kaasalainen, Cees M. Hertogh, Sophie Pautex, & Lieve Van den Block), “Nurses’ Perspectives on Whether Medical Aid in Dying Should Be Accessible to Incompetent Patients with Dementia: Findings from a survey conducted in Quebec, Canada” (2017) *Geriatric Nursing*. Epub 2018 Jan 3. **(R)**
- (with Gina Bravo, Claudie Rodrigue, Marcel Arcand, Marie-France Dubois, Sharon Kaasalainen, Cees M. Hertogh, Sophie Pautex, & Lieve Van den Block), “Are Informal Caregivers of Persons with Dementia open to Extending Medical Aid in Dying to Incompetent Patients? Findings from a survey conducted in Quebec, Canada” (2017) *Alzheimer Disease & Associated Disorders*. Epub 2017 Dec 27. **(R)**
- (with Gina Bravo, Claudie Rodrigue, Vincent Thériault, Marcel Arcand, Marie-France Dubois, Sharon Kaasalainen, Cees M Hertogh, Sophie Pautex, & Lieve Van den Block), “Should Medical Assistance in Dying Be Extended to Incompetent Patients With Dementia? Research Protocol of a Survey Among Four Groups of Stakeholders From Quebec, Canada” (2017) *Research Protocols* 13:6(11):e208. Epub 2017 Nov 13. **(R)**
- (with Francoise Baylis), “A Test for Freedom of Conscience under the *Canadian Charter of Rights and Freedoms*: Regulating and Litigating Conscientious Refusals in Health Care” (2017) 11:1 *McGill Journal of Law & Health* S1. **(R)**
- “Medical Assistance in Dying: Lessons for Australia from Canada” (2017) S.I.v.17.n.1 *QUT Law Review*. Reprinted in John McKenna (ed.) *Queensland Legal Yearbook* 2016 328-344.
- Jocelyn Downie & Jennifer Chandler, “Can we die? The seriously ill need clarity” *The Conversation* (23 April 2018), online: < <https://theconversation.com/can-we-die-the-seriously-ill-need-clarity-94475>>. Reprinted in the *Halifax Chronicle Herald* as “N.S. helps clarify ground rules on assisted death” (24 April 2018).
- Jocelyn Downie, “Has stopping eating and drinking become a path to assisted dying?” *Policy Options* (23 March 2018), online: < <http://policyoptions.irpp.org/magazines/march-2018/has-stopping-eating-and-drinking-become-a-path-to-assisted-dying/>>.
- Jocelyn Downie, “Hasty change to assisted dying bill a serious error” *Policy Options* (29 January 2018), online: <policyoptions.irpp.org/magazines/january-2018/hasty-change-to-assisted-dying-bill-a-serious-error/>.

- Jocelyn Downie & David A. Daniels, “Fix Flaws in Medically Assisted Dying Process,” *Chronicle Herald* (9 January 2018), online: <thechronicleherald.ca/opinion/1535266-opinion-fix-flaws-in-medically-assisted-dying-process>.
- Jocelyn Downie & Stephanie Green, “A Step Forward for Self-Administered MAiD in Canada,” *Impact Ethics* (2017), online: <impactethics.ca/2017/12/13/a-step-forward-for-self-administered-maid-in-canada/>.
- Jocelyn Downie, “An Updated but Incomplete Picture: MAiD in Canada,” *Impact Ethics* (2017), online: <impactethics.ca/2017/10/12/an-updated-but-incomplete-picture-maid-in-canada/>.
- Jocelyn Downie, “In a Nutshell II: Ontario Court Decision and MAiD,” *Impact Ethics* (2017), online: <impactethics.ca/2017/07/28/in-a-nutshell-ii-ontario-court-decision-maid/>

Joanna Erdman –

- Editor. *Canadian Health Law and Policy*, 5th ed. (Toronto: LexisNexis Canada, 2017) (with Gruben V. & Nelson E., eds.) **(R)**
- “The Study and Teaching of Canadian Health Law and Policy” in J. Erdman, V. Gruben and E. Nelson eds., *Canadian Health Law and Policy*, 5th ed. 1-26 (Toronto: LexisNexis Canada, 2017) **(R)**
- “Reproductive Health and Justice” in K. Benyekhlef, C. Régis and D. Weinstock eds., *Save/Sauvons La Justice* 80-84 (Montreal: Del Busso Éditeur, 2017) (Invited).
- “Human rights education in patient care” (2017) 38:14 *Public Health Reviews*, doi:10.1186/s40985-017-0061-8 **(R)**
- “The global abortion policies database: knowledge as a health intervention” (2017) *British Medical Journal* 359, j5098, (Invited).
- “Access to knowledge and the Global Abortion Policies Database,” (2018) 142(1) *International Journal of Gynecology and Obstetrics* 120-124 (with Johnson BR.) (Invited).
- “Constitutionalizing Abortion Rights in Canada” (2018) 49(1) *Ottawa Law Review* 221-261 **(R)**

Elaine Gibson –

- “Health Information: Confidentiality and Access” *Canadian Health Law and Policy* 5th edition, (Toronto: LexisNexis) 207-227.

Diana Ginn –

- Halsbury’s *Laws of Canada, Religious Institutions*, 2018 (This is the third re-issue of this title, the earlier ones being in 2008 and 2013.)
- “A Legal-Empirical Analysis of Substantive Review: Findings from the British Columbia Courts” (2017) 30:2 *Canadian Journal of Administrative Law & Practice* 175-209 [with William Lahey and Madison Veinotte]. **(R)**
- “How Has *Dunsmuir* Worked? A Legal-Empirical Analysis of Substantive Review of Administrative Decisions after *Dunsmuir v. New Brunswick*: Findings from the Courts of Nova Scotia, Quebec, Ontario and Alberta” (2017) 30:3 *Canadian Journal of Administrative Law & Practice* 317-349 [with William Lahey, David Constantine and Nicholas Hooper] **(R)**
- “Some Initial Thoughts on *Wilson v. Atomic Energy of Canada Ltd* and *Edmonton (City) v. Edmonton East (Capilano) Shopping Centres Ltd*” (2017) 68 *University of New Brunswick Law Journal* 285-311 **(R)**
- Four updates to the *Nova Scotia Real Property Practice Manual*, published by LexisNexis
- *The Interface of Law and Religion in Canada* (2017) 51.2 *Canadian Journal of Canadian Studies* 533-546. **(R)**
- How the Lower Courts are “doing *Dunsmuir*”
<https://www.administrativelawmatters.com/blog/2018/01/11/the-dunsmuir-decade10-ans-de-dunsmuir/>

Michael Hadskis –

- Michael Hadskis, “A Critique of Canadian Jurisprudence on the Therapeutic Privilege Exception to Informed Consent”, (2018) 12:1 *McGill Journal of Law and Health* 1-28. **(R)**

Matthew Herder –

- Matthew Herder, “Pharmaceutical Regulation in Canada” in J. Erdman, V. Gruben, E. Nelson, eds. *Canadian Health Law & Policy* (5th ed.) LexisNexis Canada 2017.

- Matthew Herder, “Reviving the FDA’s Authority to Publicly Explain Why New Drug Applications are Approved or Rejected” (2018) JAMA Int Med 178(18): 1013.
- Matthew Herder, “Responding to the Opioid Epidemic” April 5, 2018
<https://impactethics.ca/2018/04/05/responding-to-the-opioid-epidemic/>

Adelina Iftene –

- “Employing Older Prisoner Empirical Data to Test a Novel s. 7 Charter Claim,” (2017) 40:2 Dal LJ **(R)**
- “The Case for a New Compassionate Release Statutory Provision,” (2017) 54:4 Alberta Law Review **(R)**

Archie Kaiser –

- “Borowiec: Exploring Infanticide, ‘a particularly dark corner’ and Providing Another Reminder of the Need for Reforming Homicide Sentencing”, (2017) 65 Criminal Law Quarterly 243-270.

William Lahey –

- “A Legal-Empirical Analysis of Substantive Review: Findings from the British Columbia Courts” (2017) 30:2 Canadian Journal of Administrative Law & Practice 175-209 [with Diana Ginn and Madison Veinotte]. **(R)**
- “How Has *Dunsmuir* Worked? A Legal-Empirical Analysis of Substantive Review of Administrative Decisions after *Dunsmuir v. New Brunswick*: Findings from the Courts of Nova Scotia, Quebec, Ontario and Alberta” (2017) 30:3 *Canadian Journal of Administrative Law and Practice* 317-349. [With Diana Ginn, David Constantine and Nicholas Hooper]¹ **(R)**
- How the Lower Courts are “doing Dunsmuir”
<https://www.administrativelawmatters.com/blog/2018/01/11/the-dunsmuir-decade10-ans-de-dunsmuir/>

Jodi Lazare –

- Jodi Lazare & Peter Sankoff, “What the law doesn’t understand: My dog is not a couch”, *The Globe and Mail* (23 March 2018)

- Jennifer Taylor & Jodi Lazare, ““Lessons from *Morgentaler*”, *The Coast* (24 August 2017)

Constance MacIntosh –

- Constance MacIntosh, *Discussion Paper: Challenges and Successes of Select Federal Initiatives in First Nation Reserve Communities, including the Canada Labour Code, the Canadian Human Rights Act, and the National Building Code*. For Accessibility Secretariat, Income Security and Social Development Branch, Employment and Social Development Canada (March 2018).
- “Illness, Injury and Medical Deportations at the Frontier: The Canadian Legal Regime for Health Care Protections for Agricultural Migrant Workers”, in Lara Khoury, Catherine Regis & Robert Kouri (Eds) *Health Law at the Frontiers* (Yvon Blais/Thomson 2018) **(R)**
- “The Governance of Indigenous Health”, in Joanna Erdman, Vanessa Gruben and Erin Nelson (eds) Canadian Health Law and Policy (5th edition) LexisNexis 2017 **(R)**

Naomi Metallic –

- “Realizing Administrative Aboriginal Law” in *Administrative Law in Context*, 3rd ed., Chap. 3 (Emond Publishing: Toronto, 2017) (co-authored with Janna Promislow). **(R)**
- “The Relationship between Canada and Indigenous Peoples – Where are We?” in *Law Society of Upper Canada Special Lectures 2017 – Canada at 150: The Charter and the Constitution* (Toronto: Irwin Law, 2017)

Jonathan Penney –

- “Internet Surveillance, Regulation, and Chilling Effects Online: A Comparative Case Study”, (2017) 6(2) *Internet Policy Review* 1 **(R)**
- “Planet Netsweeper”, Citizen Lab Research Report No. 2018-3, Citizen Lab, Munk School of Global Affairs and Public Policy, University of Toronto, 2018 **(R)**
- “(Mis)Conceptions about the Impact of Surveillance”, Freedom to Tinker Blog, Center for Information Technology Policy, Princeton University, February 14, 2018
- “Children and Cyberwar: Victimization and Protection” in Dustin Johnson, ed, *Allons-Y: Theory Into Action*, vol 2 (Halifax: The Roméo Dallaire Child Soldiers Initiative, August 2017).

- “Cyber-Harassment Laws and Online Speech” Medium Blog, Berkman Klein Center for Internet and Society, (Aug 15 2017)
- “Can Cyber-Harassment Laws Encourage Online Speech?” in *Harmful Speech Online: At the Intersection of Algorithms and Human Behavior*, Berkman Klein Center Research Publication/Report, Berkman Klein Center for Internet & Society, Harvard University, 2017 (R)
- “Whose Speech Is Chilled by Surveillance?” Slate Magazine, July 11, 2017

Leonard Rotman –

- ABORIGINAL LEGAL ISSUES: CASES, MATERIALS & COMMENTARY, 5TH ED., (Toronto: LexisNexis, 2018) (with John J. Borrows).
- “Understanding Fiduciary Duties and Relationship Fiduciarity” (2017) McGill LJ 975-1042. (R)
- “Justice Cromwell and Fiduciary Duties: Placing Law into Context” in Stephen Aylward and Pam Hrick eds. In *Furtherance of Justice: The Judicial Life of Thomas A. Cromwell*, (Toronto: LexisNexis, 2017), 263-307. **also published in [2017] 80 SCLR(2d) 263-307

Phillip Saunders –

- P. Saunders, “Management and Enforcement Challenges for Highly Migratory Species: The Case of Atlantic Bluefin Tuna”, 2018, Canadian Institute of Resources Law online at: https://cirrl.ca/files/cirrl/saunders-bluefin-tuna_eng.pdf
- “Navigating a Sea of Data: Geoinformatics for law enforcement at sea”, in D Bartlett & L Celliers, eds, *Geoinformatics for Marine and Coastal Management* (2016, CRC Press - Taylor and Francis) 203-222
- (with Marcus Haward) “Politics, Science, and Species Protection Law: A Comparative Consideration of Southern and Atlantic Bluefin Tuna” (2016) 47 *Ocean Development & International Law* 348.
- (with Meinhard Doelle) “Aquaculture Governance in Canada: A Patchwork of Approaches”, in N. Bankes, I. Dahl & D.L. VanderZwaag, eds, *Aquaculture Law and Policy: Global, Regional and National Perspectives* (2016 Edward Elgar, UK) 183-212

Sara Seck –

- (with Neil Craik, Cameron SG Jefferies, & Timothy Stephens, editors), *Global Environmental Change and Innovation in International Law* (Cambridge University Press, June 2018).
- (with Cameron SG Jefferies, and Tim Stephens), “International Law, Innovation, and Environmental Change in the Anthropocene” in Neil Craik, Cameron SG Jefferies, Sara L Seck & Timothy Stephens, (editors), *Global Environmental Change and Innovation in International Law* (Cambridge University Press, 2018) 1-18.
- (with Neil Craik), “Conclusions: The Value of an Innovation Framework for International Law” in Neil Craik, Cameron SG Jefferies, Sara L Seck & Timothy Stephens, (editors), *Global Environmental Change and Innovation in International Law* (Cambridge University Press, 2018) 315-328.
- (with Motoko Aizawa and Daniela dos Santos), “Financing Human Rights Due Diligence in Mining Projects”, in Sumit K Lodhia, ed, *Mining and Sustainable Development: Current Issues*, (Routledge, 2018) 99-122. **(R)**
- “Lessons for the Treaty Process from the International Law Commission and International Environmental Law” in Jernej Letnar Čerňič and Nicolás Carrillo-Santarelli, eds, *The Future of Business and Human Rights: Theoretical and Practical Considerations for a UN Treaty*, (Intersentia, 2018) 273-298. **(R)**
- “Indigenous Rights, Environmental Rights, or Stakeholder Engagement? Comparing IFC and OECD Approaches to the Implementation of the Business Responsibility to Respect Human Rights” (2016) 12:1 *McGill Journal of Sustainable Development Law* 48-91. **(R)**
- Blog, “Reflections on Business, Human Rights, the Environment, and Climate Justice (December 4, 2017), Dalhousie Environmental Law News: <https://blogs.dal.ca/melaw/2017/12/04/reflections-on-business-human-rights-the-environment-and-climate-justice-december-4-2017/>

Rollie Thompson –

- “The Retreat from ‘Least Intrusive Intervention’ in Canadian Child Protection Law” (2018), 37 Can.Fam.L.Q. 99-120.
- “What’s Past Parenting is Prologue: Past Parenting Evidence in Ontario” in Ontario Court of Justice, Annual Family Law Seminar, Ottawa, September 14, 2017 (a revised version is to be published in the Can.Fam.L.Q.)
- “The Year in Spousal Support: Appeals, Material Changes and More” in Law Society of Ontario, 12th Annual Family Law Summit, Toronto, April 9-10, 2018.

- Editor, Nova Scotia Civil Procedure Rules, 2nd ed. (LexisNexis, looseleaf), Issues 36, 37, 38, 39, 40 and 41.
- “Evidence” in Nova Scotia Barristers’ Society, 2018 Bar Review Materials (May 2018).

David VanderZwaag –

- “Sustaining Transboundary Fisheries: International Coordinates, Sea of Challenges” in Clive Schofield, Young Kil Park and Leonardo Bernard (eds), *East China Sea: How to Build Confidence and Promote Cooperation* (Busan, South Korea: Korea Maritime Institute, 2017) 111-130.
- “Arctic Ocean Governance: Shifting Seascapes, Hazy Horizons” in Osamu Inagaki and Akiho Shibata (eds), *Emerging Arctic Legal Orders in Science, Environment and the Ocean* (Tokyo: Toshindo Publishing, 2018) Chapter 2 (in Japanese).
- “Governance of the Arctic Ocean beyond National Jurisdiction: Cooperative Currents, Restless Sea” in Harry N Scheiber, Nilufer Oral and Moon-Sang Kwon (eds), *Ocean Law Debates: The 50 Year Legacy and Emerging Issues for the Years Ahead* (Leiden: Brill/Martinus Nijhoff, 2018) 401-418.
- (with RJ Lennox, K Aarestrup, SJ Cooke, PD Cowley, ZD Deng, AT Fisk, RG Harcourt, M Heupel, SG Hinch, KN Holland, NE Hussey, SJ Iverson, ST Kessel, JF Focik, MC Lucas, J Mills Flemming, VM Nguyen, MJW Stokesbury, S Vagle, FG Whoriskey, N Young), “Envisioning the Future of Aquatic Animal Tracking: Technology, Science, and Application” (2017) 67: 10 *BioScience* 884 (R)

Sheila Wildeman –

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