BIENNIAL RESEARCH REPORT

2020-2022



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Message from the Editorial Team

We are pleased to bring you the 2020-2022 Common Law Biennial Research Report! The following pages offer a glimpse of research activities and achievements at the Common Law Section covering the last two fiscal years, or more precisely, the period from April 1, 2020 to March 31, 2022. In a few cases, we have gone outside of that timeline to give an essential update.



Cintia Quiroga Editor-in-Chief

This time period is noteworthy because it coincides with the COVID-19 pandemic. In April 2020, we were just getting used to working from home, wearing masks and wiping down all surfaces, COVID-19 created major challenges for us all. While this report bears witness to the significant successes of our Faculty during the pandemic, we also wish to acknowledge the very real challenges experienced by researchers who had to pause their work. We wish to thank Adam Dodek for his exceptional leadership as Dean during the early phase of the pandemic, as well as **Alain Roussy**, who filled in as Interim Dean from July 2021 to April 2022. They both guided our Faculty through the unpredictability of the pandemic with grace and aplomb, and we are grateful for their confident leadership. Access to vaccines in 2021 brought us a gradual and measured return to working and teaching in person, and increasingly through 2022 we have found ourselves back amongst our colleagues, our students and our community partners – the community that makes research possible. This time period also witnessed massive social uprisings, anti-racist protests, and disturbing reminders of Canada's dark colonial past. Research Office initiatives like the 4th Autumn School on the Methodology of Research in Law (page 6) and the EDI in Research resource (page 5) reflect efforts to bring issues of equity, diversity and inclusion to the forefront of our research discussions. Throughout the report we also feature stories of research built on EDI principles. These efforts strengthen our research community and the ways we interact with the world around us.

This report also documents a period of renewal at the Common Law Section. In 2022, we welcomed a new dean, and the new faculty members who joined our ranks in 2020, 2021 and 2022 have bolstered our expertise in Indigenous laws and LGBTQ+ rights. Across all of our thematic areas of research, leaders are stepping up to make important contributions and mobilize their knowledge in creative and exciting new ways. So, while we reflect on the past two years, it is impossible not to see how bright and promising the future is.

Message from the Vice-Dean



Jennifer Chandler Vice-Dean of Research

This research report is both different from previous reports and reassuringly the same. Different in that it covers the tumultuous period of the COVID-19 pandemic, and yet similar in that it is overflowing with achievements that cover an enormous breadth and depth across almost countless areas of research in law. During this period, we welcomed new colleagues, bid a happy retirement to others, and set the stage for welcoming

the new Susan and Perry Dellelce Dean of Common Law, **Kristen Boon**, an expert in public international law and international organizations.

Dean Boon joins a law school that continues to attract significant amounts research funding, situating us among the top law schools in Canada for Tri-Council grant income. We also continue to lead at the forefront of innovative research in law, adding new chairs in law and technology, Indigenous governance, human rights and global knowledge governance. The pages that follow demonstrate that there is practically no area of law where researchers from the Common Law Section do not exert major influence. The large number of awards and honours, appointments to government review and advisory panels and to non-governmental organizations' advisory boards, not to mention the many varied and impactful knowledge mobilization efforts, show that there are very few areas of our lives that are not in some way touched by law and legal research.

This report covers a period overseen by my predecessor, Penelope Simons, who began her tenure as Vice-Dean of Research in July 2019. When COVID struck, Penelope served as a member of the Common Law Section's COVID-19 Response Team and helped guide researchers through the unknowns of the early days of the pandemic, countering the daily disorder with a calm and pragmatic leadership style. As the pandemic dragged on, she helped turn the focus of the Common Law Section's research pursuits to issues of equity, diversity and inclusion, joining Assistant Dean of Research, Cintia Quiroga, in convening the 4th Autumn School on the Methodology of Research in Law in November 2021, which created space for a broad range of discussions focused around the theme of Inclusive Research. This is but one of the ways the Common Law Section is forging ahead through what we hope are the end stages of COVID-19. I encourage you to read on to learn more about the Common Law Section's astounding achievements through these last two years.

WELCOMING KRISTEN BOON

The Susan & Perry Dellelce Dean of the Common Law Section



The Common Law Section welcomed **Kristen Boon** as the inaugural Susan & Perry Dellelce Dean, effective April 15, 2022.

Dean Boon's vision for the Faculty of Law's Common Law Section is to build community through inclusive collaboration. Her leadership focuses on fostering a just and equitable environment that invites full representation and participation. She has long been interested in how law regulates and interacts with all communities, particularly minority and marginalized populations. As dean, she is committed to ensuring students have a truthful understanding of the Indigenous experience in Canada, and the role of law as both a restraining and an empowering force.



Kristen Boon

Dean Boon's work encompasses public and private law, with particular interest in international responsibility, access to justice, and immunities. She is an expert in international law and contracts and has published articles on investor/state arbitration, sanctions, state responsibility, and international organizations. She is also a frequent lecturer and has presented on more than 50 panels and engagements internationally. Her current research is focused on issues relating to state owned entities, access to justice in international law, and the law of immunities. She has also been awarded visiting fellowships from the University of Amsterdam Faculty of Law, the European University Institute, and the University of Oslo Faculty of Law. Dean Boon is a former member of the Executive Council of the American Society of International Law and a current member of the Institute for Transnational Arbitration's Academic Council.

Dean Boon has long been concerned with questions of Indigenous rights and wrote her Master's thesis at McGill University on Aboriginal Self Governance in Canada. She is committed to recruiting and retaining Indigenous faculty members and scholars and making the law school a central place of discourse and exchange.

She is delighted to have returned to Canada with her family and to be raising her three children in Ottawa.

Page 04 Abellafest 2022



The uOttawa Public Law Centre, the Human Rights Research and Education Centre, the Canadian Institute for the Administration of Justice and The Advocates Society hosted a two-day conference in May 2022 to mark the retirement of the Honourable Rosalie Silberman Abella from the Supreme Court of Canada.

Entitled *A Life of Firsts* but dubbed *Abellafest 2022*, the inperson and online event featured more than 60 speakers from the Supreme Court, academia and civil society. They examined Justice Abella's life and career both before and after she joined the Supreme Court. A "fireside chat" between Justice Abella and journalist and author Paul Wells ended the event.

Justice Abella was appointed to the Supreme Court of Canada in 2004, the first Jewish woman to be seated on Canada's top court. Her remarkable life has been a series of firsts. Born in a displaced persons camp in Stuttgart, Germany, she had a storied career before she came to the SCC – as a practicing lawyer, family court judge (the first pregnant person and the first refugee appointed to the judiciary in Canada), law reformer (Chair of the Ontario Law Reform Commission), labour adjudicator (Chair of the Ontario Labour Relations Board), law professor (McGill Faculty of Law), appeals court justice, and commission of inquiry head (her 1984 federal Royal Commission on Equality in Employment created the term and concept of "employment equity.")

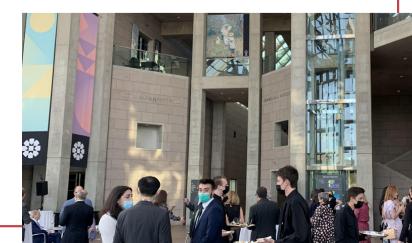


The Honourable Rosalie Silberman Abella

Public Law Centre co-director **Vanessa MacDonnell**, Visiting Fellow **Stephen Bindman** and Gerald Chan of Stockwoods LLP were the conference chairs.

An opening reception at the National Gallery of Canada directed guests to nine works of art from the Gallery's collection that reflected Justice Abella's life journey in different ways.

A book of the papers presented at the conference will be published in 2023.



EDI in Research Page 05



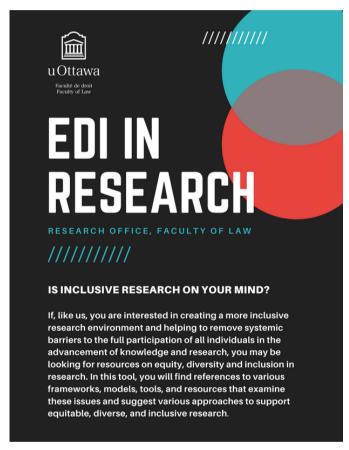
Do you wish to create a more inclusive research environment that contributes to eliminating the systemic barriers that limit diverse participation in advancing knowledge and research?

The Research Office has developed a new resource – *EDI in Research* – that brings together frameworks, models and tools about equity, diversity and inclusion in research to help researchers navigate the barriers to inclusive research.

The resource draws on several frameworks and programs offered by the Tri-Council agencies to bring together definitions of equity, diversity and inclusion, explaining why they are crucial in research and detailing eight fundamental principles that support the advancement of EDI in research.

It also proposes several questions designed to develop best practices for EDI in research, guides readers through elements that may prompt new considerations, and offers in-depth examples of ways to advance EDI while building a research team.



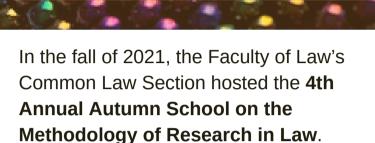




An inclusive research environment can only be achieved through informed and intentional thinking on how to embed EDI considerations in research design, methodologies, training, mentoring, and collaborations, as well as how to identify and incorporate best practices. This resource is intended to be used as a way to start a conversation around the principles of EDI in research. We hope to develop and promote a research culture that is more inclusive, while contributing to achieving research excellence.

INCLUSIVE RESEARCH

The 4th Autumn School on the Methodology of Research in Law



Building on the recent Autumn School tradition of bringing established scholars together with emerging researchers and students to discuss the hows and whys of research in law, this most recent school was centred around the expansive topic of **inclusive research**.

For five days in November, law researchers gathered in the spirit of openness and dialogue to discuss a wide range of topics related to the creation of equitable, diverse and inclusive research environments. From Indigenous research methodologies and the role of critical race theory in legal research, to designing research methodologies that amplify voices and engage communities, participants dove into the challenges and benefits of implementing EDI in research.

The Autumn School on the Methodology of Research in Law has become a valued tradition in the Faculty of Law, sparking deep discussions on issues of research and research methodologies, and allowing scholars from every career stage to learn from each other, share advice and build culture around research.



The 4th Autumn School was organized by **Cintia Quiroga**, Assistant Dean of Research at the Faculty of Law, and **Penelope Simons**, the Vice-Dean of Research at the Common Law Section (2019-2022). The event was made possible through the support of the **Canada Research Chair in**



Penelope Simons

Information Law and Policy (Teresa Scassa), the Research Centre on the Future of Cities, and the Faculty of Law, Civil Law Section.

Videos from each of the sessions listed below are available on Jurivision.ca



Cintia Quiroga

"Research can perpetuate oppression and power structures and dynamics. Yet research has the power to give voice, to bring peoples' lived experiences forth, to mirror life and spark deep reflection. We can elaborate meaningful questions and point to the truth, and in doing so open up a new world."

- Cintia Quiroga, Assistant Dean of Research, Faculty of Law



Leading Experts Publish Book on the Vulnerabilities Exposed by COVID-19

Common Law's Professor Colleen Flood - one of Canada's leading scholars on health care law and policy - and Professor Vanessa MacDonnell – one of the nations's top constitutional law experts – wasted no time in putting their crucial perspectives on COVID-19 into a concrete and shareable open access form. Together with Sophie Thériault of the Civil Law Section, Sridhar Venkatapuram of King's College London and Jane Philpott of Queen's University, they published Vulnerable: The Law, Policy & Ethics of COVID-19 in July 2020, one of the earliest scholarly publications on the COVID-19 pandemic. The book includes contributions from the following Common Law professors: Aimée Craft, Amir Attaran, Colleen Flood, Vanessa MacDonnell, Paul Daly, Teresa Scassa, Yves Le Bouthillier, Delphine Nakache, Louise Bélanger-Hardy, Martha Jackman, Anne Levesque, Jamie Liew, Ravi Malhotra, Jennifer Chandler, Vanessa Gruben, Chidi Oguamanam and Jeremy de Beer.





Vulnerable The Law, Policy and Ethics of COVID-19



Edited by Colleen M. Flood, Vanessa MacDoni Jane Philpott, Sophie Thériault, and Sridhar Venkata

As 2020 progressed, initiatives were quickly set up to assemble the best minds for dealing with the trickiest problems.

Professor Suzanne Bouclin joined an interdisciplinary team of researchers, led by Professor Joe Hermer of the University of Toronto, to examine the role of police in relation to homeless people during the pandemic, studying how the traditional crime control approach to homelessness could be modified to an approach that is more widely integrated into a public health response. Professor Bouclin is also part of an interdisciplinary research team that is examining how COVID-19 has impacted Ottawa's most marginalized communities. The team is comprised of researchers that have built trust with these communities over the last 10 years through community-based participatory action research.

In 2020, Professor François Larocque earned a SSHRC Partnership Engage Grant – through a special call for COVID-19-related research - to analyze the application of official languages in the implementation of national emergency plans. He is partnering with the Fédération des communautés francophones et acadienne (FCFA) du Canada which seeks to take advantage of the federal government's intention to modernize the Official Languages Act to propose solutions to certain shortcomings in the Canadian language regime.



Suzanne Bouclin



Page 08 Faculty Updates



New Hires

2020



Samuel Singer Assistant Professor

Professor **Samuel Singer** is a long-time advocate for trans people who also studies tax dispute resolution and the regulation of non-profit organizations and charities. Before law school, Professor Singer worked at the trans advocacy group, Action Santé Travesti(e)s et Transexuel(le)s du Québec (ASTTeQ). He later founded and supervised a Trans Legal Clinic in Montreal from 2014 to 2017. He is currently studying taxpayer remedies in the Canadian tax system.

2021



Signa Daum Shanks Associate Professor

Professor **Signa Daum Shanks**' research interests include Indigenous governance and history, Canadian history, law and economics, game theory, legal history, and torts. She has published on various subjects, including the use of history as evidence, the slavery of Indigenous Peoples, learning about Indigenous methodology, insolvency law, the Canadian legal profession and its Indigenous members, and recent responses to the pandemic and First Nations communities.

2022



Frankie Young Assistant Professor

Professor **Frankie Young**'s research focuses on how to improve the wellbeing of Indigenous communities through legal reform, economic development and self-governance, without undermining their culture, law and tradition. Prior to entering academia, Professor Young practiced law in the area of Indigenous trusts, business law, secured transactions, commercial law, and litigation funding.

Faculty Updates Page 09

Tenure and Promotions

2021



Daphne Gilbert Full Professor



Kyle Kirkup Associate Professor with tenure



João Velloso Associate Professor with tenure

2022



Paul Daly Full Professor



Delphine Nakache Full Professor



Penelope Simons Full Professor

Retirement



2021

John Currie

June 30, 2021 marked the retirement of **John Currie** from the University. Professor Currie committed two-and-a-half decades to the University of Ottawa, distinguishing himself with an incredible career as an international law scholar. He also led a truly exemplary career in terms of faculty and university service.

Whether it was in Program Assembly, Faculty Council or a committee, when Professor Currie had something to say, everyone listened attentively. His influence remains so lasting that on several occasions in committees where he is no longer a member, other colleagues have asked out loud "What would John Currie say?", seeking his guidance even in his absence. Many of us will be asking "What would John Currie say?" for many years to come.



Bruce Feldthusen

Bruce Feldthusen ended his teaching career in June 2021 after an incredible and enviable career that has stretched over four decades. Professor Feldthusen began his career as a professor in 1977, becoming one of Canada's leading Torts scholars.

As Dean of the Common Law Section, Professor Feldthusen built the law school into the research powerhouse that it is today. He hired more than 30 of the 74 full-time professors in the Common Law Section today. He also obtained four Canada Research Chairs for the Faculty and created the position of Vice-Dean Research. Professor Feldthusen saw the future of legal education and legal scholarship and took us there.



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Allan Rock

On June 30, 2022, **Allan Rock** retired from his position as a Full Professor at the Common Law Section. His time and contributions as Past President and Professor are notable and greatly appreciated.

Allan Rock first attended the University of Ottawa's high school before enrolling in its university. He earned a bachelor's degree in history and political science in 1968 and then a law degree from the Common Law Section in 1971. He went on to pursue a career as a lawyer, member of Parliament, and minister, before being appointed as Canada's Ambassador to the United Nations. But in 2008, he returned to where it all started: the University of Ottawa. He served two consecutive terms as uOttawa President and Vice-Chancellor from 2008 to 2016. But he always enjoyed teaching, so in 2017, he became a Full Professor at the Faculty of Law. Common Law Section. Since then, his knowledge and wealth of international experience have benefited a great number of students.

Page 10 Appointments

APPOINTMENTS

Wolfgang Alschner

Member, Editorial Board, Journal of International Economic Law

Jane Bailey

Member, Strategic Advisory Council, Information and Privacy Commissioner of Ontario

Natasha Bakht

Secretary, Canadian Journal of Women and the Law

Jennifer Chandler

nterim Director, Centre for Health Law, Policy and Ethics, 2020-2021

Aimée Craft

Member, Reference Group for the Appropriate Review of Indigenous Research, CIHR, NSERC & SSHRC

John Currie

Arbitrator, Canadian National Group, Permanent Court of Arbitration, The Hague

Anthony Daimsis

Education Chair & Director, Canada Branch, CIArb Canada

Paul Daly

Member, Advisory Group, Law and Compliance during COVID-19

Signa Daum Shanks

Member, Board of Directors, Ontario Bar Association

Member, Expert Panel on Online Harms, Department of Canadian Heritage

Stewart Elgie

Member, External Advisory Committee on Regulatory Competitiveness, Treasury Board of Canada

Member, Task Force for a Resilient Recovery

Colleen Flood

Member, Royal Society of Canada (RSC) Task Force on COVID-19

Member, C.D. Howe Institute Crisis Working Group on Public Health and Emergency Measures

Craig Forcese

Vice-Chair, National Security and Intelligence Review Agency (NSIRA)

Michael Geist

Member, Expert Advisory Group on Society, Technology and Ethics in a Pandemic (STEP), Canadian Institute for Advanced Research (CIFAR)

Vanessa Gruben

Member, Royal Society of Canada (RSC) Task Force on COVID-19

Vivek Krishnamurthy

Member, Expert Panel on Online Harms, Department of Canadian Heritage

Member, Board of Directors, Global Network Initiative

Commissioner, Canadian Commission on Democratic Expression

François Larocque

Member, Working Group on the redesign of the French Language Services Act, Assemblée de la francophonie de l'Ontario (AFO); Association des juristes d'expression française de l'Ontario (AJEFO)

Jamie Liew

Director, Institute of Feminist and Gender Studies, University of Ottawa

Florian Martin-Bariteau

Member, Expert Panel on Public Safety in the Digital Age, Council of Canadian Academies

Carissima Mathen

Co-Executive Editor, Canadian Constitutional Law, 6th Edition

Heather McLeod-Kilmurray

Member, Building Back Better: Post COVID-19 Task Force, Canadian Commission for UNESCO (CCUNESCO)

Errol Mendes

Editor-in-Chief, National Journal of Constitutional Law

John Packer

Chairperson, International Expert Group, 1974 Recommendation concerning Education for International Understanding, Co-operation and Peace and Education relating to Human Rights and Fundamental Freedoms, UNESCO

Marina Pavlović

Member, Expert Panel on High-Throughout Networks for Rural and Remote Communities in Canada. Council of Canadian Academies

Interim Co-director (with Valerie Steeves), Centre for Law, Technology and Society

Amy Salyzyn

Member, Advisory Council, Access to Innovation Project, Law Society of Ontario

Teresa Scassa

Chair, Expert Panel on AI for Science and Engineering, Council of Canadian Academies

Member, Strategic Advisory Council, Information and Privacy Commissioner of Ontario



INDIGENOUS LAW AND LEGAL TRADITIONS

Professor Aimée Craft Receives University Research Chair in Indigenous Governance in Relation to Land and Water

Professor Aimée Craft was awarded a University Research Chair (URC) in 2021 for her research program on *Nibi miinawaa aki inaakonigewin* – Indigenous governance in relation to land and water. The Chair supports her continued work on Indigenous water law, policy, and sustainability; the reclamation of Indigenous birthing practices as catalysts for wellness and the re-affirmation of territorial sovereignty; and the recognition of Indigenous understandings of treaties as part of the Canadian reconciliation imperative. Overall, Professor Craft's priority in research is the equal valuation and recognition of Indigenous forms of knowledge through the application of Indigenous methods, language, development of community relationships, collaborative research, and creating opportunities for community and youth involvement in research. Professor Craft engages in extensive knowledge mobilization initiatives to ensure that her work is accessible to other Indigenous communities, governments, industry and the general public.



Aimée Craft

The Common Law Section Welcomes Signa Daum Shanks



Signa Daum Shanks

The Common Law Section welcomed Professor **Signa Daum Shanks** as a new member of the law school in 2021. Dr. Daum Shanks, originally from the prairies, is trained as both a lawyer and historian. She has worked for various Crown governments, a national law firm, a national Indigenous organization, and various universities. Her research interests have included Indigenous governance and history, Canadian history, law and economics, game theory, legal history, and torts. She has previously taught at First Nations University of Canada, the University of Alberta, the University of Toronto, the University of Saskatchewan, Osgoode Hall Law School. At each of these locations, her courses have included Indigenous Studies, Canadian Studies, and Law lecture classes and seminars.

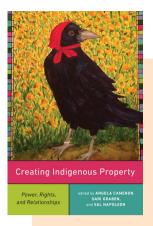
Dr. Daum Shanks has published about various subjects, including the use of history as evidence, the slavery of Indigenous Peoples, learning about Indigenous methodology, insolvency law, the Canadian legal profession and its Indigenous members, and recent responses to the pandemic and First Nations communities. Her current projects include research on the future of federal insolvency laws and the duty to consult and accommodate, the constitutionalizing of sustainable development, and the role of imposed colonial boundaries on rural regions' political evolution.

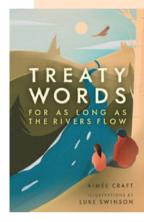
New Books

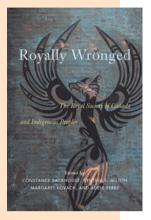
Professor **Angela Cameron** published *Creating Indigenous Property: Power, Rights and Relationships* (University of Toronto Press) with co-editors Sari Graben and Val Napoleon in 2020. The book discusses how contemporary Indigenous understandings of property are rooted in and inspired by Indigenous peoples' societal norms, values and ethics.

Professor Aimée Craft published *Treaty Words: For As Long As the Rivers Flow* (Annick Press), her first children's book, in March 2021. Accompanied by beautiful illustrations by Luke Swinson and an author's note at the end, Professor Craft affirms the importance of understanding an Indigenous perspective on treaties in this evocative book that is essential for readers of all ages.

Professor **Constance Backhouse** published an edited collection, *Royally Wronged: The Royal Society of Canada and Indigenous Peoples* (McGill-Queens University Press) with co-editors Cynthia E. Milton, Margaret Kovach and Adele Perry in 2021. The book explores how scholars of the Royal Society of Canada have historically been complicit in the marginalization of Indigenous knowledge.







Honours



Aimée Craft

Professor Aimée Craft was awarded the University of Ottawa's 2020 Early Career Researcher of the Year Award in the humanities, social sciences, fine arts and literature category. Since beginning her career as a researcher at the University of Manitoba in 2014, Professor Craft has devoted her research to deepening our collective understanding of Anishinaabe ways of knowing. This has involved working within Indigenous communities on community and land-based research, and making research accessible to other Indigenous communities, governments, industry and the general public. In addition to an extensive record of research project leadership, which boasts funding from all three research councils (SSHRC, CIHR and NSERC), Professor Craft has published highly significant research contributions.

Professor **Craft** was also awarded the 2021 Canadian Bar Association President's Award, which recognizes the significant contribution of a Canadian jurist to the legal profession and to the public life of Canada. Professor Craft is an internationally recognized researcher in Indigenous laws, treaties and water rights, committed to promoting truth, reconciliation and decolonization. While Professor Craft's disciplinary home is law, she has many fruitful collaborations in health, social work, Indigenous studies, history, gender studies, geography and more.



Professor Anne Levesque Explores the Meaning of Access to Justice

Professor **Anne Levesque** received a grant from the University of Ottawa's Seed Funding Opportunity (SFO) in 2021 to study how members of equality-seeking groups involved in public interest litigation interpret access to justice.

In addition to contributing to the growing wave of research and initiatives aimed at placing litigants at the centre of the judicial system, Professor Levesque seeks to propose practical solutions for lawyers and members of equality-seeking groups, enabling them to better coordinate judicial and extrajudicial strategies to achieve lasting social change.

The results of this research will ultimately be of great benefit to legal practitioners as they design initiatives to promote access to justice in Canada.



Anne Levesque

Professor Carissima Mathen Leads Innovative Project on Equality Rights and the Supreme Court



Carissima Mathen



Professor Carissima Mathen embarked on a project in 2020, funded by an Insight Development Grant from the Social Sciences and Humanities Research Council (SSHRC), which uses state-of-the-art legal data analytics to investigate Supreme Court of Canada (SCC) decisions, specifically probing how the Court has addressed equality claims.

Entitled "Judging Equality Judgments: Applying Legal Data Analytics to the Supreme Court's Section 15 and Equality Caselaw", the project applies quantitative methods to map the Court's equality jurisprudence.

Professor Mathen and her team are examining the Supreme Court's response to equality claims arising both under and outside section 15 of the *Charter of Rights and Freedoms*.

The researchers use natural language processing and network analysis to investigate the text of each decision and extract information relating to key facts, causes of action, precedents cited, remedies, and outcomes.

Honours

Professor François Larocque was awarded the J. Shirley Denison Award by the Law Society of Ontario in 2022 in honour of his significant contributions to access to justice. For more than a decade Professor Larocque has advanced an ambitious research program on the language rights of Canada's official language minority communities. As the holder of the Canadian Francophonie Research Chair in Language Rights, his work contributes to better access to justice in French across Canada, and to the realization of true equality between the French and English languages in Canadian society.

Professor **Natasha Bakht** was awarded the 2021 Huguenot Society of Canada Award by the Ontario Historical Society (OHS) for her 2020 book *In Your Face: Law, Justice and Niqab-Wearing Women in Canada* (Delve Books). Using an intersectional feminist framework, Professor Bakht examines popular claims advanced to forbid women from wearing the niqab. She offers thoughtful observations on what such objections reveal about secular Western culture and why moving away from prohibitionist thinking would benefit society generally.

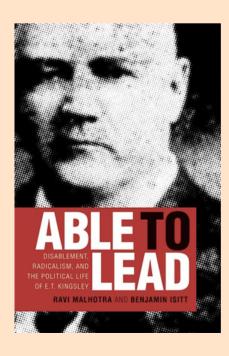


François Larocque



Natasha Bakht

New Book





Ravi Malhotra



Benjamin Isitt

Professor Ravi Malhotra and Benjamin Isitt, a historian and jurist from Victoria, launched their eye-opening book *Able to Lead: Disability, Radicalism, and the Political Life of E.T. Kingsley* (UBC Press) in 2021.

Able to Lead resonates with historians of labour and the left, disability rights activists, and members of the public interested in disability history and activism. Ravi Malhotra and Benjamin Isitt paint a portrait of a very influential figure at a time when few disabled men played any kind of leadership role.

The book chronicles Mr. Kingsley's quest for justice with the Northern Pacific Railway, as well as the immigration law and free speech issues that punctuated his journey.



Professor Constance Backhouse Delves into R.D.S., the Supreme Court's First Judicial Race Bias Case

The R.D.S. case is one of Canada's most significant race cases. It marked the first time in the 122-year history of the Supreme Court that Canada's top judges had been asked to adjudicate a complaint of racial bias against a judge. Professor **Constance Backhouse** earned an Insight Grant from the Social Sciences and Humanities Research Council (SSHRC) in 2021 to undertake a full-scale assessment of the R.D.S. case and its significance for the Canadian legal system.

Professor Backhouse will use her Insight grant to fund a project entitled "A Supreme Controversy: Anti-Black Racism, Judicial Bias, and the R.D.S. Case." This research will contribute to a book-length case narrative, written for a wide general audience, analyzing the wider context of historical anti-Black racism in Nova Scotia, and evidence of its impact upon policing, the criminal justice system, and the political, economic, social, and legal environments that infused the outcome. This research will help readers appreciate the historical underpinnings so evident in this case, enabling Canadians to more accurately comprehend the present and chart the future.



Constance Backhouse

Professor Paul Daly Explores the Move Towards Machineassisted Decision-making in Canadian Administrative Law



Paul Daly

Professor **Paul Daly** earned an Insight Grant from the Social Sciences and Humanities Research Council (SSHRC) in 2020 for a project entitled "Artificial Administration: Administrative Law, Administrative Justice and Accountability Mechanisms in the Age of Machines".

Building on his expertise in administrative law and his experience as a dataanalytics entrepreneur, Professor Daly's project will be among the first research initiatives in Canada to delve into the vitally important issue of "artificial administration".

Working from an interdisciplinary perspective that will integrate insights from computer science, digital humanities, engineering, law and public policy, this research will explore the role information technology can play in contemporary public administration.

New Projects

Professor **Samuel Singer** received an Insight Development Grant from the Social Sciences and Humanities Research Council (SSHRC) in 2021 for a project that proposes to fill a significant gap in our current understanding of Canadian taxpayer remedies.

Entitled "Taxpayer Remedies in Canada", Professor Singer's project will create a taxonomy of legal remedies for Canadians contesting a tax assessment or seeking financial relief from a tax debt. The project will evaluate the equity, efficiency, and administration of taxpayer remedies in Canada and provide recommendations for law reform.



Samuel Singer

Professors Louise Bélanger-Hardy, Aline Grenon and Yan Campagnolo are undertaking a project to update and republish a seminal two-volume work that introduces Canadian common law and Quebec civil law from a comparative law perspective.

The two volumes, entitled Éléments de common law canadienne: comparaison avec le droit civil québécois (Éditions Yvon Blais) and Elements of Quebec Civil Law: A Comparison with the Common Law of Canada (Carswell), were first published in 2008.

Professors Bélanger-Hardy, Grenon and Campagnolo obtained a grant from the Department of Justice in 2022, through the Access to Justice in Both Official Languages Support Fund program, to review and update every chapter of the two volumes to ensure they reflect recent legal developments.











Aline Grenon



Yan Campagnolo

New Books

Professor **Paul Daly** published a book in 2021, *Understanding Administrative Law in the Common Law World* (Oxford University Press), which offers a fresh framework for understanding the core features of contemporary administrative law. The book demonstrates how a pluralist approach, with the values being employed in a complementary and balanced fashion, can enhance our understanding of administrative law.

Professor **Craig Forcese** is the co-editor, alongside Professor Martine Valois, Professor Ian Greene, and Professor Peter McCormick, of a book published in 2021 entitled *The Federal Court of Appeal and the Federal Court – 50 Years of History* (Irwin Law), which explores the history of two of Canada's most important judicial bodies, documenting what makes them unique in Canada. The publication of this book coincided with the 50th anniversary of the Federal Courts.

Professor **Yan Campagnolo** published a book in 2021 that explores whether or not decision-making at the highest levels of government can maintain a tradition of secrecy in an era when the state executive is increasingly expected to be transparent and accountable to the public. *Behind Closed Doors: The Law and Politics of Cabinet Secrecy* (UBC Press) brings together Professor Campagnolo's comprehensive and highly original research on this controversial doctrine.



Honours

Professor **Yan Campagnolo**'s 2020 book, *Le secret ministériel : théorie et pratique* (Presses de l'Université Laval), earned the runner-up prize in the 2020 Walter Owen Book Prize competition, and it earned an honourable mention in the 2021 Fondation du Barreau du Québec (FBQ) legal writing competition in the monograph category. Additionally, his most recent book, *Behind Closed Doors: The Law and Politics of Cabinet Secrecy* (UBC Press) was named to *The Hill Times*' list of the Top 100 Books of 2021.

The Canadian Foundation for Legal Research announced that Professor Carissima Mathen's 2019 book, Courts Without Cases: The Law and Politics of Advisory Opinions (Hart Publishing) earned the runner-up prize in the 2021 Walter Owen Book Prize competition. In Courts Without Cases, Professor Mathen explains why political actors decide to pursue references, and what motivates them to treat the resulting opinions as authoritative.



Professor **Craig Forcese**'s edited collection, *Top Secret Canada: Understanding the Canadian Intelligence and National Security Community* (University of Toronto Press) was named to *The Hill Times*' 100 Best Books in 2021. This is the first book to offer a comprehensive study of the Canadian intelligence community, its different parts, and how it functions as a whole.

LAW AND TECHNOLOGY

A Leap Forward for Legal Technology Research, Led by Professor Wolfgang Alschner

Law governs every aspect of our lives. But navigating law's thousands of norms and millions of documents is challenging – even for lawyers. A new research lab at the University of Ottawa – **The Legal Technology Lab** – seeks to harness technology in an effort to reduce law's complexity. Funded by the Canada Foundation for Innovation (CFI), this new interdisciplinary lab is a joint effort by the Faculties of Law and Engineering, led by Common Law's Dr. **Wolfgang Alschner** and Dr. **Diana Inkpen** of the School of Electrical Engineering and Computer Science.

By treating legal texts as data, thousands of contracts or judgements can be investigated, categorized and analyzed within seconds, making law more accessible to everyone. Originally launched in 2020, the lab officially opened its on-campus premises at the University of Ottawa on June 1, 2022, among a large number of enthusiasts, including law and engineering students and researchers.



Wolfgang Alschner and Diana Inkpen

The University of Ottawa Launches New Research on Al for Healthy Humans and Environments



Kelly Bronson



Colleen Flood



Florian Martin-Bariteau

In 2020, the Alex Trebek Forum for Dialogue at the University of Ottawa supported the creation of a research project housed at the **Centre for Law, Technology and Society**'s **AI + Society Initiative**, entitled "AI for Healthy Humans and Environments", which is developing tools and a framework to support policy makers in Canada and abroad in implementing "smart" changes – changes which support AI-powered healthcare and sustainable food production.

The project is led by Dr. **Kelly Bronson** (Canada Research Chair in Science and Society; ISSP Core member; CLTS Faculty member), Dr. **Colleen Flood** (University Research Chair on Health Law and Ethics; Director, Centre for Health Law, Policy and Ethics; CLTS Faculty member), and Dr. **Florian Martin-Bariteau** (University Research Chair in Technology and Society; Director, Centre for Law, Technology and Society; Director, Al + Society Initiative).

Research Funding

Professor **Vivek Krishnamurthy** earned a grant from Global Affairs Canada in 2021 for a project entitled "Media Freedom in an Algorithmic Age: Perils and Possibilities", which examines the implications of algorithmic systems and other emerging digital technologies for media freedom.

The aim of the project is to foster greater understanding of the role that media freedom plays in democratic societies in our current age of disruptive technological change. Professor Krishnamurthy and his partners will evaluate the promise and perils that new technologies (especially Al/algorithmic systems) pose to the exercise of this freedom.

This research is part of a collaborative project between the **Samuelson-Glushko Canadian Internet Policy and Public Interest Clinic** (CIPPIC), of which Professor Krishnamurthy is the director, and the Human Rights Initiative at the Center for Strategic and International Studies in Washington, D.C., partnering in particular with Professor Mark Latonero.



Vivek Krishnamurthy



Clinique d'Intérêt Public et de Politique d'Internet du Canada Canadian Internet Policy and Public Interest Clinic



Jeremy de Beer



Chidi Oguamanam



The Open African Innovation Research
Network (Open AIR), under the guidance of
Professors Jeremy de Beer and Chidi
Oguamanam, received \$300,000 in funding from
the new Queen Elizabeth Scholars Advanced
Scholars West Africa program in 2021.

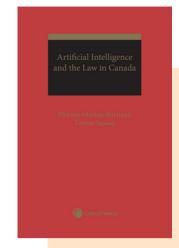
With this funding, Open AIR will continue creating opportunities for emerging scholars to recognize and celebrate the importance of African innovation.

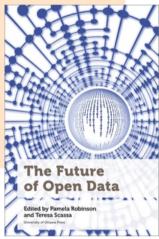
New QES Fellows from uOttawa and West African partner institutions will become part of Open AIR's vibrant New and Emerging Researchers Group (NERG), with the opportunity to expand the research capacity of both African and Canadian scholars working across disciplines.

New Books

Dr. Florian Martin-Bariteau and Dr. Teresa Scassa published *Artificial Intelligence and the Law in Canada* (LexisNexis Canada) in 2021, capturing the diversity of law and policy challenges facing Canada when it comes to artificial intelligence (AI). Bringing together some of the leading Canadian scholars in the field, the peer-reviewed collection offers insight into how existing laws might apply to AI, what gaps are present, and what issues law reform should address. Dedicated to Dr. Ian R. Kerr, the book opens with a foreword by Madam Justice Rosalie Abella of the Supreme Court of Canada who offers a heartfelt tribute to our dearly-missed colleague.

What is the future of open data? Dr. **Pamela Robinson**, Dr. **Teresa Scassa** and their contributors team up to answer this question in *The Future of Open Data*, an edited collection published by University of Ottawa Press in 2022. After tracing the origins of open data in Canada, the authors evaluate the pitfalls and opportunities of open data in public, private, and civil society sectors. They explore urban and rural open data as well as open data use in the Global South. Together, they examine how the changing contexts for open data sharing and use may impact the sources of open data, the limits on open data, and even liability for open data.





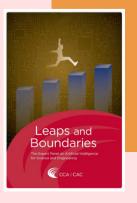
New Reports

Professor Marina Pavlović contributed to Waiting to Connect, a report released by the Canadian Council of Academies (CCA) in 2021 to examine the legal, ethical, social, and policy issues associated with deploying and adopting reliable high-speed Internet in rural and remote communities. The CCA assembled a multidisciplinary expert panel to interpret the evidence and provide insight that can inform policy and practice in Canada.

Artificial intelligence (AI) technologies are fast becoming omnipresent. AI is set to have an enormous impact on how science and engineering are conducted in Canada, according to a 2022 report by an expert panel of the Council of Canadian Academies (CCA), chaired by Dr. **Teresa Scassa**. While no field can escape the presence of AI, the report – entitled *Leaps and Boundaries* – raises some important concerns about its ubiquitous nature. Yes, AI affords countless positive opportunities, but it also bears the potential for grave risks that need to be addressed in a variety of ways.



Marina Pavlović







Teresa Scassa

HEALTH LAW

Machine M.D.: Professor Colleen Flood Explores AI in our Health Care System

Professor **Colleen Flood** received a grant from the Canadian Institutes of Health Research (CIHR) in 2021 for a project that explores Al-related concerns entitled "Machine M.D.: How Should We Regulate Al in Health Care?".

Professor Flood's research will, for the first time, analyze whether laws existing across Canada at the federal and provincial levels are sufficient. The project's large, multidisciplinary team will work with leading international experts from the United States, the United Kingdom, France and China to examine the laws of other countries to provide evidence on how to best reform laws in Canada.

The goal is to allow Canadian patients to truly benefit from the revolutionary potential of AI by building the strongest evidence base possible for lawmakers to develop a truly effective legal regime for AI in health care.

Professor Jennifer Chandler Pursues Legal and Ethical Answers to Questions Surrounding Albased Neuroprostheses

The rapid evolution of AI technologies has made a profound impact on the world of medicine, leading to significant advances in how technologies can interface with the human nervous system.

Professor **Jennifer Chandler** received funding from the Canadian Institutes of Health Research (CIHR) in 2021 to study these technologies as part of a 3-year project entitled "Hybrid Minds: Experiential, ethical and legal investigation of intelligent neuroprostheses".

The project involves an international research team of experts from Canada, Germany and Switzerland, coordinated by Professor Chandler. The multidisciplinary and multi-national team is ultimately pursuing a unified theoretical approach to the ethical-legal assessment of intelligent neuroprostheses. Their research will incorporate the perspectives of users, the neuroengineering community and other key stakeholders in order to effectively answer the complex questions posed by this novel and rapidly evolving field of health care.



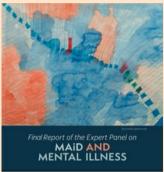
Colleen Flood

New Reports

Common Law Professors Colleen Flood and Vivek Krishnamurthy, along with Bryan Thomas, Senior Research Associate at the Centre for Health Law, Policy and Ethics, Ryan Tanner, PhD candidate at the Faculty of Law, and Dr. Kumanan Wilson, Senior Scientist at the Ottawa Hospital Research Institute and Professor at the Faculty of Medicine, authored a report in 2021 that examines legal issues connected to the implementation of vaccine passports. They consider how passports could work in the context of Canadians' Charter rights and privacy rights. The report was released by the C.D. Howe Institute, funded in part by the COVID-19 Immunity Task Force, launched by the Government of Canada in collaboration with Canadian Institutes of Health Research.

On March 17, 2023, Canada will become one of only a few countries in the world to allow medical assistance in dying (MAiD) for individuals with a mental illness as their sole underlying medical condition. A new report from an Expert Panel on Medical Assistance in Dying and Mental Illness recommends policies and procedures for the delivery of MAiD in this context. The Faculty of Law's Professor Jennifer Chandler worked with other members drawn from across Canada, representing people with lived experience as well as diverse disciplines and perspectives. The report, entitled Final Report of the Expert Panel on MAiD and Mental Illness, published in May 2022, is designed to assist the government in developing its approach to MAiD in the context of mental illness in accordance with legislation.





Leadership

Professor Jennifer Chandler's term as the Bertram Loeb Chair in Organ and Tissue Donation was renewed for a second five-year term, beginning on July 1, 2021. Since the beginning of her first term as chairholder, Professor Chandler has provided academic leadership in multiple different ways at the international, national, and local levels. For example, she founded and convened the first meeting of the Pan-American Neuro-modulation Ethics Group in Buenos Aires in 2018.



New Project

Professor Stefanie Carsley received an Insight Development Grant from the Social Sciences and Humanities Research Council (SSHRC) in 2021 for a project entitled "Surrogacy Laws in Canada: Exploring Intended Parents' Experiences and Perspectives". Professor Carsley will interview intended parents about their experiences building their families with the assistance of a surrogate mother. Her project will examine how federal and provincial laws are affecting intended parents' decisions and behaviour, and will also explore the informal norms and rules that govern and shape surrogacy arrangements.



Governance

ENVIRONMENTAL LAW



The Alex Trebek Forum for Dialogue at the University of Ottawa supported the creation of a new research project on water regulation and governance in 2020. The project uses water-related issues as a lens to identify climate change-induced problems and their ramifications, and then make recommendations to multi-level policymakers.

This joint project under the leadership of Marie-France Fortin of the Civil Law Section, Nathalie Chalifour and Heather McLeod-Kilmurray of the Common Law Section, and Eric Champagne of the Faculty of Social Sciences seeks to foster dialogue between scholars, governmental actors, interest groups and the general public to identify the most pressing water-related public policy concerns.

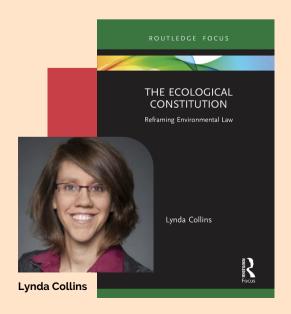








Professor Lynda Collins Lays the Groundwork for a Sustainable Future in her New Book, The Ecological Constitution



Professor Lynda Collins published a new book in 2021 entitled *The* Ecological Constitution: Reframing Environmental Law (Routledge), which sets out the necessary components of any constitution that could be considered "ecological" in nature. Re-imagining constitutions along these lines could play a vital role in building a sustainable future.

Professor Collins integrates the insights of environmental constitutionalism and ecological law to argue that an ecological constitution is one that codifies the following key principles: the principle of sustainability; intergenerational equity and the public trust doctrine; environmental human rights; rights of nature; the precautionary principle and non-regression; and rights and obligations relating to a healthy climate.

Leadership

Professors Nathalie Chalifour and Anne Levesque intervened in the Supreme Court of Canada's carbon pricing reference in 2021, and Professors Chalifour, Stewart Elgie and Peter Oliver were all cited in the Court's landmark decision confirming the constitutionality of national carbon pricing legislation. An important win for climate federalism, and a critical first step towards climate justice.

Professor Thomas Burelli, of the Civil Law Section, was appointed in 2020 as the Co-Director of the Centre for Environmental Law and Global Sustainability (CELGS), joining Common Law's Professor Heather McLeod-Kilmurray. A long-time member of CELGS, Professor Burelli brings a wealth of experience, enthusiasm and innovation to the Centre, including expertise in environmental law, intellectual property, Indigenous peoples' rights and ethics, biopiracy, and decolonizing the relationship between scientists and Indigenous communities. As part of his research, Professor Burelli has carried out several missions in French overseas territories (French Guyana, French Polynesia and New Caledonia). He has contributed alongside the Fondation Danielle Mitterrand – France libertés to reveal several cases of biopiracy (notably those involving Faux Tabac and Quassia Amara). In collaboration with Tamatoa Bambridge, a researcher at the French National Centre for Scientific Research - CNRS, he also drafted the first French ethical code for research involving Indigenous and local populations.









Nathalie Chalifour, Anne Levesque, Stewart Elgie and Peter Oliver



Thomas Burelli

New project

In 2020, Professor **Heather McLeod-Kilmurray** joined a multiinstitutional task force dedicated to reducing inequality and advancing environmental stewardship in a post-pandemic society.

The Building Back Better: Post COVID-19 Task Force, established by the Canadian Commission for UNESCO, released a series of policy briefs, published on *iPolitics.ca*, that provide specific policy considerations for municipal, provincial and federal governments on the topics of green infrastructure, regenerative food systems, and the restoration of ecosystems and biodiversity.



HUMAN RIGHTS AND INTERNATIONAL LAW



Professor Jamie Liew Explores the Roots of Statelessness in Post-colonial Malaysia

Professor Jamie Liew earned an Insight Grant from the Social Sciences and Humanities Research Council (SSHRC) in 2021 to fund the first in-depth study of the historical and institutional roots of statelessness in Malaysia. Professor Liew's project, entitled "Sons & Daughters of the Soil: The Making of Citizens and Stateless Persons in Post-Colonial Malaysia", examines the legal and administrative systems that post-colonial states inherited and continue to use in conferring and denying citizenship.

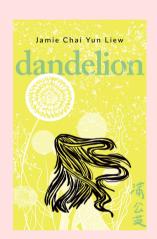


Jamie Liew



Professor Jamie Liew's debut novel. *Dandelion*

A new mother becomes obsessed with uncovering the mystery of her own mother's disappearance. In a quest for answers, she journeys from a small British Columbia mining town to Southeast Asia, following in her mother's footsteps, all the while reexamining her sense of belonging. This is the story of Lily, the protagonist in Professor Jamie Liew's debut novel Dandelion (Arsenal Pulp Press), which released on April 26, 2022.



Jennifer Bond and John Packer Join Study on Challenges to Liberal World Order

Common Law professors **Jennifer Bond** and **John Packer** have teamed up with researchers from a variety of fields to study unprecedented challenges to the liberal world order.

As part of a new project that brings together leading research centres and institutes at the University of Ottawa, and which is funded by the Alex Trebek Forum for Dialogue, they are seeking to reveal the fundamental dynamics underlying today's governance and human rights issues.

The project, entitled "Changing Orders: Shaping the Future and Securing Rights in a World in Transformation," will mobilize cutting-edge research and networks of decision-makers to analyze governance and human rights questions and produce effective solutions to address them.



Jennifer Bond



John Packer

Leadership

Professor Penelope Simons was appointed as the new Gordon F. Henderson Chair in Human Rights in 2021. During her three-year mandate, Professor Simons will focus on access to effective remedies for those affected by resource extraction within Canada. The research will build on her deep expertise in resource extraction and human rights, and regulatory responses to extractive-related human rights violations, including the gendered impacts of resource extraction and the gendered nature of such regulatory responses.

In 2021, the Common Law Section announced the re-appointment of Professor John Packer as the Neuberger-Jesin Professor of International Conflict Resolution for a second four-year term. Over the course of his first mandate, Professor Packer brought his considerable energy and expertise to the work of the Neuberger-Jesin Professorship, using his vast international network to provide opportunities for students, including the creation of a clinical course in international conflict resolution.

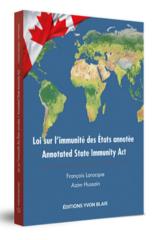


New Book

Professor François Larocque published a new bilingual book on the State Immunity Act in 2021, alongside co-author Justice Azim Hussain. Entitled Loi sur l'immunité des états annotée | Annotated State *Immunity Act* (Wilson & Lafleur), the book is a user-friendly guide to the often complex legal world of state immunity, offering a summary of relevant Canadian cases. It is intended as a practical guide to the SIA, a user-friendly handbook for the practitioner who is called upon to advise or represent on matters that engage issues of state immunity, as well as for the judge who must adjudicate.



François Larocque



Honours

Professors Tony VanDuzer and Melanie Mallet were selected as the inaugural recipients of the Charles B. Bourne Article Prize in 2021 for their contribution "Indigenous Rights and Trade Obligations: How Does CUSMA's Indigenous General Exception Apply to Canada?", published in volume 58 of The Canadian Yearbook of International Law (CYIL). The Charles B. Bourne Prize is awarded to the authors of an article published in the CYIL that makes an outstanding contribution to international law. This article was judged to be an expert, insightful and timely treatment, in the Canadian context, of the understudied intersection between international trade and investment law and the rights of Indigenous peoples.



Melanie Mallet

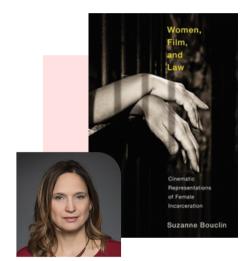


WOMEN, GENDER AND LGBTQ+ RIGHTS



Professor Suzanne Bouclin Eplores Cinematic Depictions of Women in Prison in New Book

Professor **Suzanne Bouclin** has published a new book entitled *Women, Film, and Law: Cinematic Representations of Female Incarceration* (UBC Press), which examines how popular fictional depictions of women's imprisonment explore, shape, and refine beliefs about women who are incarcerated. The book focuses on specific films and television series in the Women-in-Prison (WIP) genre, including *Ann Vickers, Caged, Caged Heat, Stranger Inside, Civil Brand*, and *Orange Is the New Black*. These representations bring into view the legal, economic, and political structures that criminalize women differently from men, and that target those women who are already at the margins of society. The book offers new insights in the fields of film, cultural studies and legal studies, while also addressing topics of governance, regulation of women, and social exclusion. Professor Bouclin was awarded an Awards to Scholarly Publication Program (ASPP) grant in support of the publication of this book, courtesy of funds provided by the Social Sciences and Humanities Research Council of Canada (SSHRC).



Suzanne Bouclin

Developing Inclusive, Feminist Research Methodologies



Jane Bailey



Angela Cameron



Valerie Steeves



Suzie Dunn

Professors Jane Bailey and Angela Cameron each participated in the 4th Autumn School on the Methodology of Research in Law in November 2021, offering presentations that highlighted how they bring feminist approaches to legal research and how they collect data to support their work.

Professor Bailey was joined by Professor Valerie Steeves of the Faculty of Social Sciences to talk about the ground-breaking eQuality Project, a multi-year research initiative dedicated to the creation of new knowledge about young people's use of networked spaces, with special emphasis on privacy and equality issues. They spoke about their research methodologies and their ongoing commitment to listening to young people – particularly young women and girls – and giving youth a chance to articulate their own experiences and needs for better online policy and practice.

Professor Cameron was joined by **Suzie Dunn**, a doctoral student and Assistant Professor at the Schulich School of Law of Dalhousie University, to talk about their own methodologies for bringing women's voices and perspectives to the fore in legal research. They addressed how specific methods of social inquiry, like institutional ethnography and a delicate balance of qualitative and quantitative data collection, bolster their work and enable them to look to the margins to include often overlooked voices and perspectives.

Leadership

The Common Law Section announced the renewal of Professor Natasha Bakht as the Shirley Greenberg Chair for Women in the Legal Profession in 2021. Professor Bakht is the sixth Greenberg Chair since its inception in 2002. She follows Professor Elizabeth Sheehy (twice: 2002-05 and 2013-16); Professor Sanda Rodgers (2005-07); Professor Martha Jackman (2007-11); Professor Rosemary Cairns Way (2011-13); and Professor Angela Cameron (2016-20).

Professor **Samuel Singer** served as the guest editor of a new special issue of the *Canadian Journal of Law and Society*, entitled *On the Margins of Trans Legal Change*, with fellow guest editor Ido Katri (University of Toronto). The publication is the continuation of a project seeking to amplify trans legal studies in Canada, which was the focus of a conference at McGill University's Faculty of Law in May 2019.



Natsha Bakht



Samuel Singer

New Book

Professor **Constance Backhouse** published *Deux grandes dames: Bertha Wilson et Claire L'Heureux-Dubé à la Cour suprême du Canada* (University of Ottawa Press) in 2021. This new publication is a translation of her 2019 book, *Two Firsts: Bertha Wilson and Claire L'Heureux-Dubé at the Supreme Court of Canada*. Justices Wilson and L'Heureux-Dubé were the first women judges on the Supreme Court of Canada. One represented English Canada, the other Quebec. Polar opposites in background and temperament, the two faced similar challenges. Their 1980s judicial appointments delighted feminists and shocked the legal establishment.



Distinctions

Professor **Penelope Simons** and doctoral student **Melisa HandI** were selected as the 2021 recipients of the Canadian Council on International Law (CCIL) Scholarly Paper Award for their co-authored paper, "Relations of Ruling: A Feminist Critique of the United Nations Guiding Principles on Business and Human Rights and Violence against Women in the Context of Resource Extraction" (*Canadian Journal of Women and the Law*, Vol. 31, No. 1). The paper deals with the timely yet understudied phenomenon of the gendered impact of the activities of extractive industries.

Professor **Samuel Singer** was awarded the Canadian Law and Society Association (CLSA) Article Prize in 2021 for his paper "Trans Rights Are Not Just Human Rights: Legal Strategies for Trans Justice", which argues that current human rights laws are not sufficient to address legal challenges facing trans people. The CLSA Article Prize is awarded each year to the best article published in the *Canadian Journal of Law & Society*.



Melisa Handl et Penelope Simons



Samuel Singer

KNOWLEDGE MOBILIZATION



Participation of the Faculty of Law, Common Law Section in *The Conversation – La Conversation*

The Conversation – La Conversation (Canadian Edition) is an independent online media platform that publishes articles written by researchers, bringing valuable academic knowledge to the general public. Researchers from the Common Law Section have distinguished themselves through their contributions over the past three years, demonstrating that knowledge mobilization and the sharing of ideas are at the heart of their concerns as researchers.

Articles published in *The Conversation – La Conversation* by Common Law Section researchers between April 2019 and March 2022

2020-2021

- "COVID-19: Provinces must respect children's rights to education whether or not schools reopen in September", Anne Levesque July 28, 2020 ~ 41,511 reads
- "New official languages plan aims to end the decline of French in Canada", François Larocque March 14, 2021 ~ 19,658 reads
- "Al technologies like police facial recognition discriminate against people of colour", Jane Bailey, Jacquelyn Burkell, Valerie Steeves August 24, 2020 ~ 11,312 reads
- "Ontario's Safe Streets Act will cost lives amid the coronavirus pandemic", Joe Hermer, Bill O'Grady, Marie-Eve Sylvestre, Suzanne Bouclin April 23, 2020 ~ 10,031 reads
- "Children's privacy is at risk with rapid shifts to online schooling under coronavirus", Jane Bailey, Jacquelyn Burkell, Priscilla Regan, Valerie Steeves April 21, 2020 ~ 9.192 reads
- "What the Supreme Court ruling on national carbon pricing means for the fight against climate change", Nathalie Chalifour, David Robitaille March 28, 2021 ~
 7.522 reads
- "Indigenous communities at increased risk during the coronavirus pandemic", Anne Levesque, Sophie Thériault July 14, 2020 ~ 4,516 reads
- "Supreme Court case on carbon price is about climate change, not the Constitution", Jason MacLean, Nathalie Chalifour September 22, 2020 ~ 4,022 reads
- "The Atlanta attacks were not just racist and misogynist, they painfully reflect the society we live in", Jamie Liew March 19, 2021 ~ 3,964 reads
- "Coronavirus: Importing products without bilingual labels endangers francophones", François Larocque, Linda Cardinal May 11, 2020 ~ 3,326 reads
- "Le français, autre victime de la Covid-19 au Canada", François Larocque, Linda Cardinal May 5, 2020 ~ 2,865 reads
- "Planned social media regulations set a dangerous precedent", Vivek Krishnamurthy March 15, 2021 ~ 1,824 reads
- "La réforme de la Loi sur les langues officielles : un pari prometteur, mais périlleux", François Larocque March 2, 2021 ~ 1,323 reads
- "Les Premières Nations face aux épidémies : des risques accrus", Anne Levesque, Sophie Thériault June 25, 2020 ~ 894 reads
- "La réforme de la gouvernance scolaire au Québec envoie un mauvais message aux minorités linguistiques au pays", François Larocque May 26, 2020 ~ 793 reads
- "Voici ce que l'arrêt de la Cour suprême sur la tarification du carbone signifie pour la lutte contre les changements climatiques", Nathalie Chalifour, David Robitaille March 30, 2021 ~ 383 reads

2021-2022

- "Réfugiés ukrainiens : la nouvelle politique canadienne va-t-elle s'étendre aux autres demandeurs d'asile ?", Adèle Garnier, Jamie Liew, Shauna Labman March 14, 2022 ~ 25,034 reads
- "The science of sugar: why we're hardwired to love it and what eating too much does to your brain podcast", Daniel Merino, Gemma Ware, Anne Levesque, Kristine Nolin, Lina Begdache, Stephen Wooding January 20, 2022 ~ 22,917 reads
- "Les injustices envers les enfants des Premières Nations se poursuivent encore aujourd'hui", Anne Levesque July 8, 2021 ~ 20,164 reads
- "Is Canada's welcome to fleeing Ukrainians a new era of refugee policy?", Adèle Garnier, Jamie Liew, Shauna Labman March 9, 2022 ~ 17,326 reads
- "Racial tokenism: What happened to Miranda in the 'Sex and the City' reboot?", Jamie Liew January 27, 2022 ~ 13,909 reads
- "As a lawyer who's helped fight for the rights of First Nations children, here's what you need to know about the \$40B child welfare agreements", Anne Levesque January 5, 2022 ~ 12,876 reads
- "Honour those found at residential schools, respecting the human rights of First Nations children today", Anne Levesque July 11, 2021 ~ 11,102 reads
- "Bill C-230 marks an important first step in addressing environmental racism in Canada", Angela Lee, Heather McLeod-Kilmurray April 27, 2021 ~ 5,698 reads
- "Why Facebook and other social media companies need to be reined in", Kaitlynn Mendes, Jacquelyn Burkell, Jane Bailey, Valerie Steeves October 18, 2021 ~ 5,064 reads
- "Pour lutter contre l'assimilation des francophones au Canada, il faut s'attaquer à l'anglonormativité", Anne Levesque January 31, 2022 ~ 4,409 reads
- "Bilingualism and diversity: The Supreme Court can and should have both", François Larocque, Stéphanie Chouinard June 2, 2021 ~ 3,647 reads
- "Canadian ethicists recognize the critical importance of science and research", Judy Illes, Bartha Knoppers, Eric M. Meslin, Jennifer Chandler, Ross Upshur, Steven J. Hoffman, Tania Bubela, Vardit Ravitsky — June 30, 2021 ~ 1,553 reads
- "Crise à l'Université Laurentienne : une occasion de repenser l'enseignement supérieur en français en Ontario", François Larocque April 26, 2021 ~ 1,501 reads
- "C-32: moderniser la Loi sur les langues officielles pour mieux protéger la francophonie canadienne", François Larocque June 23, 2021 ~ 1,101 reads
- "L'Ontario modernise sa Loi sur les services en français : est-ce suffisant pour l'épanouissement de la minorité ?", François Larocque January 4, 2022 ~ 1,024 reads
- "The science of sugar + Canada's discriminatory First Nations child welfare system The Conversation Weekly podcast transcript", Daniel Merino, Gemma Ware, Anne Levesque, Kristine Nolin, Lina Begdache, Stephen Wooding January 24, 2022 ~ 1,007 reads
- "Accords de 40 milliards de dollars entre le Canada et les Premières Nations : une avocate qui a participé aux négociations explique ce qui va changer pour les enfants", Anne Levesque January 10, 2022 ~ 899 reads

Bringing Research to Communities

In 2020, as a part of his research program as the holder of the **Canadian Francophonie Research Chair in Language Rights**, Professor **François Larocque** launched *Planctus*, an online portal that facilitates the drafting and transmission of linguistic complaints to various authorities across the country concerned with the protection of language rights. Presenting Canada's language rights regimes in simple and accessible language, *Planctus* is a valuable educational resource that allows citizens of all ages to learn about their language rights and the language obligations of certain governments and organizations. In 2020 and 2021, Professor Larocque and the French Common Law student group RÉCLEF (Le Regroupement étudiant de common law en Français) organized online versions of an educational activity known as the "Marche linguistique". Professor Larocque was named one of the recipients of the University of Ottawa's 2021 Knowledge Mobilization Excellence Award for the realization of this project.



François Larocque



In 2018, **Véronique Newman** and **Florian Martin-Bariteau** published *Whistleblowing in Canada: A Knowledge Synthesis Report*, a report resulting from a Knowledge Synthesis Grant awarded by the Social Sciences and Humanities Research Council of Canada (SSHRC). The report explained the Canadian framework for whistleblowers and highlighted the gaps in the Canadian legal system regarding whistleblower protection and the need for critical reflection and change. Dr. Martin-Bariteau and his team linked to the **University of Ottawa Research Chair in Technology and Society** developed a new information portal for Canadian whistleblowers. Based on years of research supported by SSHRC, this new free information portal presents the diversity of protection available for whistleblowers—individuals making public interest disclosures. The website strives to provide this information in plain and accessible language. In addition, the website also includes warnings, and tips—both from a legal and technical perspective.

Professor **Anne Levesque** was the 2022 recipient of the University of Ottawa's Knowledge Mobilization Excellence Award in the Early Career Researchers category. This honour was awarded in recognition of the initiatives Professor Levesque has undertaken through the **Equality Law Legal Clinic** ("the Clinic"), which she founded and has managed at the Common Law Section since July 2019. Tackling some of the most pressing equality rights issues of our time, the Clinic offers law students the opportunity to collaborate with equality-seeking groups seeking to assert their rights in a context of experiential learning and action research. The Clinic's short history has proven that students of the Faculty of Law are willing and able to offer valuable support to equality-seeking groups through tailored access to justice services. With her prize funding, Professor Levesque will aim to create better teaching tools and to offer an even richer learning experience to a greater number of students at the Clinic.



Anne Levesque



João Velloso

Professor **João Velloso** created a new working group to study the Judicialization of Social Problems. The working group is housed within the Research Committee on Sociology of Law (RCSL), which is part of the International Sociological Association (ISA). Professor Velloso's goal is to create a long-term academic forum that will bring together scholars from different nationalities and disciplinary backgrounds to explore the practices of legal institutions around the world that contribute to the judicialization of social problems and the governance of security. In creating a space where different scholars can come together to share their perspectives, Professor Velloso hopes to develop a better understanding of how law is being mobilized to govern social problems, the dynamics of access to justice and the forms of resistance to old and new social control projects.

Law and Policy Leadership



Geist

Professor **Michael Geist** appeared before the Senate Committee on Transport and Communications in 2021 – one of his many appearances before parliamentary committees – as part of its study of Bill S-225, which proposes copyright reform as a mechanism to address the challenges faced by the news media sector. Professor Geist argued that Bill S-225, An Act to amend the Copyright Act (remuneration for journalistic works), is an ill-advised foray into copyright reform as it misunderstands the technology used by the news media sector and does not address the core issues at play.

The **Centre for Health Law, Policy and Ethics**, under the guidance of Professor **Colleen Flood**, was awarded a University of Ottawa Knowledge Mobilization Grant to host an in-camera roundtable on dental care policy. The full-day event, which took place on June 15, 2022, brought leading scholars together with officials from the federal government to discuss policy options for dental care, including what is feasible from constitutional and federalism perspectives. The aim of the roundtable was to translate knowledge from scholars to inform and impact how the government proceeded with its dental care plans in 2022 and beyond.



Colleen Flood



John Packer

In continuation of his work drawing attention to the ongoing Uyghur genocide in China, **Human Rights Research and Education Centre** Director and **Neuberger-Jesin Professor**, **John Packer**, addressed an inter-parliamentary meeting at the French National Assembly in Paris on December 15, 2021 and contributed to advocacy leading to the adoption by the French parliament of a resolution by which the Uyghur genocide was recognized and calling for the Government of France to act. Professor Packer also served as the principal advisor for a report – "The Uyghur Genocide: An Examination of China's Breaches of the 1948 Genocide Convention" – which is the first independent expert application of the Convention to the ongoing treatment of the Uyghurs in China. The report was undertaken by the New Lines Institute for Strategy and Policy, in cooperation with the Raoul Wallenberg Centre for Human Rights.

Professor **Anne Levesque** represented Amnesty International (AI) as an intervener before the Quebec Court of Appeal on February 23, 2021, as a Montreal-based non-profit, Environnement Jeunesse, sought to proceed with its class action lawsuit against the Canadian government for failing to act on the climate crisis. As an intervener, AI urged the Court to consider Canada's international human rights law obligations towards children and youth, specifically its obligations to provide effective remedies for human rights violations caused by failing to meet greenhouse gas emission targets that are sufficient to effectively combat the climate crisis.



Anne Levesque



Teresa Scassa

Artificial intelligence (AI) is set to have an enormous impact on how science and engineering are conducted in Canada, according to a 2022 report by an expert panel of the Council of Canadian Academies (CCA), chaired by Dr. **Teresa Scassa**. Dr. Scassa was appointed as Chair of the Expert Panel on Artificial Intelligence for Science and Engineering in April of 2021. The panel came about at the request of the National Research Council of Canada (NRC), which asked the CCA to examine the legal, ethical, policy and social challenges associated with deploying AI technologies to enable scientific/engineering research design and discovery in Canada. Dr. Scassa was joined by a multidisciplinary group with extensive expertise in law, policy, ethics, philosophy, sociology, and AI technology, including Dr. **B. Courtney Doagoo**, a Fellow at the **AI + Society Initiative** and the **Centre for Law, Technology and Society**.

On March 17, 2023, Canada will become one of only a few countries in the world to allow medical assistance in dying (MAiD) for individuals with a mental illness as their sole underlying medical condition. A 2022 report from an Expert Panel on Medical Assistance in Dying and Mental Illness recommends policies and procedures for the delivery of MAiD in this context. The Faculty of Law's Professor **Jennifer Chandler** worked with other members drawn from across Canada, representing people with lived experience as well as diverse disciplines and perspectives. The report, entitled Final Report of the Expert Panel on MAiD and Mental Illness, is designed to assist the government in developing its approach to MAiD in the context of mental illness in accordance with legislation.



Jennifer Chandler



Samuel Singer

Professor **Samuel Singer** served as a co-plaintiff in a human rights challenge that won a historic victory for the rights of trans and non-binary individuals in 2021. Justice Gregory Moore of the Superior Court of Quebec ruled that several articles of the Civil Code of Quebec discriminate against trans and non-binary people, depriving them of their dignity and equality. The constitutional challenge was filed in 2014 by the Centre for Gender Advocacy at Concordia University, and joined by Professor Singer and three other individuals as co-plaintiffs. The LGBT Family Coalition, Egale Human Rights Trust Canada, and Gender Creative Kids Canada were intervenors in the case.

Page 32 Research Chairs



The Common Law Section's Research Chairs are leaders in their fields whose expertise is recognized nationally and internationally. Research Chairs are supported institutionally so that they can continue to engage in ground-breaking research and lead major projects that contribute to the education of our students, while training and mentoring future researchers and generating opportunities for collaboration with other researchers.

Canada Research Chairs



Michael Geist
Canada Research Chair in Internet and E-commerce Law - Tier 1
(2020-2027)

Dr. Michael Geist explores myriad legal, policy and governance questions surrounding the Internet and e-commerce, with an emphasis on copyright, privacy, communications and the digital economy.



Teresa Scassa Canada Research Chair in Information Law and Policy – Tier 1 (2017-2024)

Information technologies are transforming our society at what seems to be an accelerating pace. Dr. Teresa Scassa's work explores the interrelated concepts of ownership, control, and transparency in this rapidly evolving information context.

University Research Chairs



Aimée Craft

University Research Chair on Nibi miinawaa aki inaakonigewin – Indigenous Governance in Relation to Land and Water (2021-2026)

This research chair supports Professor Aimée Craft's continued work on Indigenous water law, policy, and sustainability, the reclamation of Indigenous birthing practices as catalysts for wellness and the reaffirmation of territorial sovereignty.

Research Chairs Page 33



Paul Daly University Research Chair in Administrative Law and Governance (2019-2024)

Professor Paul Daly's research program aims to advance knowledge in the field of administrative law, developing principles to ensure that Canada's administrative agencies work effectively and justly for the benefit of all Canadians.



Colleen FloodUniversity Research Chair in Health Law and Policy (2019-2024)

Professor Flood's research program aims to provide courts and government decision makers with a greater understanding of the implications and complexities of a two-tiered health system.



François Larocque
Canadian Francophonie Research Chair in Language Rights
(2018-2023)

Professor François Larocque's research program aims to advance knowledge in the field of language rights and to contribute concretely to the development of legal standards related to language in Canada.



Florian Martin-Bariteau University Research Chair on Technology and Society (2020-2025)

Dr. Florian Martin-Bariteau's research program aims to advance the law, ethics and policy of technologies related to the security, regulation and governance of artificial intelligence, blockchain and quantum technologies.



Chidi Oguamanam

University Research Chair in Sustainable Bio-Innovation, Indigenous Knowledge Systems and Global Knowledge Governance (2022-2027)

Professor Chidi Oguamanam's research program aims to advance just societies through the equitable participation of the world's Indigenous Peoples and Local Communities (IPLCs) in global knowledge production and in the resulting benefits.



Page 34 Research Chairs

Endowed Research Chairs and Professorships



Natasha Bakht Shirley Greenberg Chair for Women and the Legal Profession (2022-2024)

The Greenberg Chair is designed to strengthen teaching, research and mentorship with respect to feminist perspectives on the law, as well as to foster links between women in the legal academy and women in the legal profession.



Jennifer Chandler Bertram Loeb Chair in Organ and Tissue Donation (2021-2026)

Professor Jennifer Chandler undertakes innovative research in the areas of organ and tissue donation law, ethics and policy, as well as the legal and ethical implications of the brain sciences.



Vivek Krishnamurthy
Samuelson-Glushko Professor of Law (2019-2024)

Professor Vivek Krishnamurthy's research program focuses on the complex regulatory and human rights-related challenges facing businesses that operate across borders, both in cyberspace and in real space.



John Packer
Neuberger-Jesin Professor of International Conflict Resolution
(2021-2025)

In his role as the Neuberger-Jesin Professor, Professor John Packer is active as a conflict resolution expert internationally and engages students from uOttawa in such work to enhance their own training in resolution, mediation and arbitration of international conflicts.



Penelope Simons Gordon F. Henderson Chair in Human Rights (2021-2024)

Professor Penelope Simons focuses on access to effective remedies for those affected by resource extraction within Canada, as well as regulatory responses to extractive-related human rights violations, including the gendered impacts of resource extraction and gendered nature of such regulatory responses.



J. Anthony VanDuzer
Hyman Soloway Chair in Business and Trade Law (2020-2022)

The Hyman Soloway Chair in Business and Trade Law promotes international law at the University of Ottawa by supporting students and faculty. Professor Tony VanDuzer's main area of interest is international trade and investment.

Postdoctoral Studies Page 35

POSTDOCTORAL STUDIES

Our law school boasts a thriving research environment, which each year plays host to a diverse group of postdoctoral fellows who bring their expertise on a broad range of fascinating research topics to the research community at Fauteux Hall.

Our dynamic and inclusive research environment invites postdocs to take part in invigorating research activities, and affords opportunities to speak in regular conference series or to participate in work-in-progress workshops.

Postdoctoral Fellows Based at the Faculty of Law, Common Law Section



Ghuna Bdiwi
Alex Trebek Postdoctoral
Fellow (2022-2023)
Human Rights Research and
Education Centre
Refugee Hub
Research Supervisors:
John Packer and Jennifer Bond



Jacqueline Briggs
Postdoctoral Fellow
(2021-2023)
Research Supervisor:
Constance Backhouse



Feferkorn
Scotiabank Postdoctoral
Fellow in AI and Regulation
(2020-2022)
AI + Society Initiative
Centre for Law, Technology
and Society
Research Supervisor:
Florian Martin-Bariteau

Karni Chagal-



Jane Ezirigwe
Postdoctoral Fellow on
Global Data Governance
for Food and Agriculture
(2022-2023)
Open AIR, The Open African
Innovation Research Network
Centre for Law, Technology
and Society
Research Supervisors:
Jeremy de Beer and



Yvonne Ndelle
Postdoctoral Fellow
(2022-2023)
Open AIR, The Open African
Innovation Research Network
Centre for Law, Technology
and Society
Research Supervisors:
Jeremy de Beer and
Chidi Oguamanam



Amanda
van Beinum
Postdoctoral Fellow
(2021-2023)
Centre for Health Law, Policy
and Ethics
Research Supervisor:
Jennifer Chandler

Chidi Óquamanam

Bright Futures: Postdoctoral Fellows in Law Moving on to Exciting New Positions

Even through the last two tumultuous years of COVID-19, the Common Law Section welcomed a number of new postdoctoral fellows, two of whom are now moving on to the next stage of their bright careers.



Michael Da Silva

Michael Da Silva came to the Faculty of Law as a postdoc in 2020 through the Alex Trebek Postdoctoral Fellows program, which is funded by a generous gift from the late Alex Trebek, an alumnus of the University of Ottawa's Faculty of Arts. During his fellowship he worked with the University of Ottawa **AI + Society Initiative**, under the supervision of Professor **Colleen Flood**, exploring the legal and ethical implications of artificial intelligence for health and healthcare. In 2022, he accepted a position as a Permanent Lecturer (Assistant Professor) at the University of Southampton School of Law.

David Hughes also came to the Faculty of Law as an Alex Trebek Postdoctoral Fellow. He joined the "Changing Orders: Shaping the Future and Securing Rights in a World in Transformation" project in September 2020. An expert in international law, foreign relations law, and the ways various legal orders interact, Dr. Hughes authored several articles during his time at uOttawa, where he worked under the supervision of Professor **John Packer** and Professor **Jennifer Bond**. Dr. Hughes accepted a position as an Assistant Professor at the Canadian Forces College in Toronto.



David Hughes



Awards and Distinctions for Research



When **Esti Azizi** entered law school, she had an interest in criminal law, and specifically in criminal prosecution. Ms. Azizi won the Gold Medal for Best Student Paper from the Wrongful Conviction Law Review in 2022. Her paper, "Maintaining Innocence: The Prison Experiences of the Wrongfully Convicted" (The Wrongful Conviction Law Review, 2(1), 55–77), was selected by the Canadian-based law review's editorial board of wrongful conviction scholars. Ms. Azizi originally wrote the paper for the wrongful conviction course taught by Professors **Mark Green** and **Stephen Bindman**.

Esti Azizi

A 2022 graduating Common Law Section student is among the inaugural winners of the Royal Society of Canada's Justice Rosalie Silberman Abella Prize. **Allana Haist** is described by the Society as a "champion of legal systems reform." She is an engaged community activist for prisoner rights and for education about the harms of intimate partner violence. Her current project is a "Hero's Journey into the Law," a legal guide for women in shelters. Ms. Haist aims to make the law trauma-informed and improve access to the justice system.



Allana Haist

Student Research Page 37



Michelle Liu

Common Law student and PhD Candidate **Michelle Liu** was selected as a 2022-2025 Pierre Elliott Trudeau Foundation Scholar, one of the most prestigious national awards in Canada. She was awarded the prestigious scholarship to support her PhD studies in civil engineering at the Faculty of Engineering at the University of Ottawa, under the joint supervision of Professor **Beatriz Martin-Perez** and Professor **Jena McGill**. Her doctoral project focuses on evaluating Canadian building standards and policies through an equity, diversity, and inclusion (EDI) lens and examining the EDI-related opportunities and challenges facing the engineering profession in meeting its statutory public interest mandates.

Knowledge Mobilization

As part of a bilingual course, entitled "Feminist Law Reform/Réforme féministe du droit", taught by Professor Martha Jackman, students must write an op-ed on an issue related to an injustice and calling for an urgent reform of the law. We wish to congratulate the following students who all succeeded in publishing their opinion pieces: Brittany Ennis, Alexandra George, Yasmin Khaliq, Caroline Maass, Sumaya Sherif, and Brendan Thompson.

During the 11th year of a special partnership with the United Nations, Common Law students completed the preparation of five additional studies for the *Repertory of Practice of United Nations Organs* in 2021. During the past eleven years, 68 studies for the *Repertory* have been prepared both in English and French, in collaboration with the Faculty of Law. Congratulations to the following students whose names have been published on the United Nations website in appreciation of their contributions to the UN publication: **Jakob Bogacki, Amna Farooqi, Tiffany Lee, Giouzelin Mutlu,** and **Natacha Tremblay**.

In 2022, international publisher Routledge released *Rethinking Copyright for Sustainable Human Development: Higher Education and Access to Knowledge*, written by Dr. **Sileshi Bedasie Hirko**, a recent PhD graduate and now a postdoctoral fellow with **Open AIR**. *Rethinking Copyright for Sustainable Human Development* explores the interfaces between copyright and higher education, and their complementarities for the advancement of sustainable human development. In particular, the book emphasizes the implications of the constrained flexibilities for access to knowledge required for creative innovation and higher education.

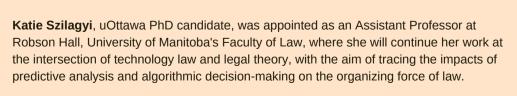
Graduate Students Earn Faculty Positions



Pierre Cloutier de Repentigny

Pierre Cloutier de Repentigny, uOttawa PhD candidate, was hired by the Department of Law and Legal Studies at Carleton University, where they will continue their research on marine biodiversity and transgender law and access to justice.

Suzie Dunn, uOttawa PhD candidate, was appointed as an Assistant Professor at the Schulich School of Law, Dalhousie University, where she will continue her studies on misrepresentation and deep-faking in the digital space as forms of gender-based violence.





Suzie Dunn

Robin Whitehead, uOttawa PhD candidate, was hired by the Bora Laskin School of Law at Lakehead University, where she will continue her research on human rights and mental health discrimination.



Katie Szilagyi



Robin Whitehead

Page 38 Awards and Distinctions

AWARDS AND DISTINCTIONS

Constance Backhouse

Honorary Doctorate, 2022, Osgoode Hall Law School, York University

The Hill Times' List of the 100 Best Books, 2021, Royally Wronged: The Royal Society of Canada and Indigenous Peoples

Natasha Bakht

The Hill Times' List of the 100 Best Books, 2020, In Your Face: Law Justice and Niqab-Wearing Women in Canada

Huguenot Society of Canada Award, 2021, Ontario Historical Society, *In Your Face: Law, Justice and Nigab-Wearing Women in Canada*

Jamie Benidickson

M. Elizabeth Arthur Award, 2021, Thunder Bay Historical Society, *Levelling the Lake: Transboundary Resource Management in the Lake* of the Woods Watershed

Angela Cameron

The Hill Times' List of the 100 Best Books, 2020, Creating Indigenous Property: Power, Rights, and Relationships

Yan Campagnolo

Runner-up, Walter Owen Book Prize, 2020, Canadian Foundation for Legal Research, *Le secret ministériel : théorie et pratique*

Honourable Mention, Monograph, 2021 Legal Writing Competition, Fondation du Barreau du Québec, *Le secret ministériel : théorie et pratique*

Aimée Craft

Canadian Bar Association President's Award, 2021

Early Career Researcher of the Year Award, 2020, University of Ottawa

Colleen Flood

Emmett Hall Laureate, 2022, Hall Foundation

Craig Forcese

Award for Most Innovative Project in the Provision of Distance/Online Education, Transition to Online and Distance Learning Awards, 2020, University of Ottawa (with Ellen Zweibel)

The Hill Times' List of the 100 Best Books, 2021, Top Secret Canada: Understanding the Canadian Intelligence and National Security Community



Awards and Distinctions Page 39

Vern Krishna

The Best Lawyers in Canada, 15th Edition, 2020, *The Best Lawyers in Canada*

François Larocque

Ordre de la Pléiade, 2020, Assemblée parlementaire de la Francophonie (Ontario Branch)

Knowledge Mobilization Excellence Award, 2021, University of Ottawa

Fellow, 2021, Pierre Elliott Trudeau Foundation

J. Shirley Denison Award, 2022, Law Society of Ontario

Anne Levesque

Finalist, Prix Saphir (Community Engagement), 2021, Fondation franco-ontarienne

Knowledge Mobilization Excellence Award, 2022, University of Ottawa

Melanie Mallet

Charles B. Bourne Article Prize, 2021, *The Canadian Yearbook of International Law*, "Indigenous Rights and Trade Obligations: How Does CUSMA's Indigenous General Exception Apply to Canada?"

Carissima Mathen

Runner-up, Walter Owen Book Prize, 2021, Canadian Foundation for Legal Research, Courts Without Cases: The Law and Politics of Advisory Opinions

Ed Ratushny

Honorary Doctorate, 2021, University of Saskatchewan

Officer of the Order of Canada, 2021, Governor General of Canada, Chancellery of Honours

Allan Rock

Member of the Order of Canada, 2021, Governor General of Canada, Chancellery of Honours

Penelope Simons

Scholarly Paper Award (with Melisa Handl), 2021, Canadian Council on International Law, "Relations of Ruling: A Feminist Critique of the United Nations Guiding Principles on Business and Human Rights and Violence against Women in the Context of Resource Extraction"

Samuel Singer

Article Prize, 2021, Canadian Law and Society Association, "Trans Rights Are Not Just Human Rights: Legal Strategies for Trans Justice"

J. Anthony VanDuzer

Charles B. Bourne Article Prize, 2021, *The Canadian Yearbook of International Law*, "Indigenous Rights and Trade Obligations: How Does CUSMA's Indigenous General Exception Apply to Canada?"

Ellen Zweibel

Award for Most Innovative Project in the Provision of Distance/Online Education, Transition to Online and Distance Learning Awards, 2020, University of Ottawa (with Craig Forcese)

Leadership Award, Transition to Online and Distance Learning Awards, 2020, University of Ottawa



Page 40 Research Funding

RESEARCH FUNDING



- Constance Backhouse, Insight Grant, "A Supreme Controversy: Anti-Black Racism, Judicial Bias, and the R.D.S. Case", \$92,745.
- Jennifer Bond, Horizon 2020, "Sustainable Practices of Integration (SPRING)", \$199,958.
- **Jennifer Bond**, Connection Grant, "Refugee sponsorship in Canada and around the world: Insights and issues in comparative perspective", \$24,947.
- **Stefanie Carsley**, Insight Development Grant, "Surrogacy Laws in Canada: Exploring Intended Parents' Experiences and Perspectives", \$70,733.
- Aimée Craft, New Frontiers in Research Fund Exploration, "Sacred Responsibilities to Water: Indigenous Knowledge Exchange (Canada-Colombia)", \$273,175.
- Aimée Craft, Partnership Development Grant, "Sacred Responsibilities to Water: Indigenous Knowledge Exchange (Canada-Colombia)", \$215,879.
- Aimée Craft, Partnership Engage Grant, "Women and Water: Anishinaabekwe Collaboration Across Water Jurisdictions", \$24,868.
- Aimée Craft, Connection Grant, "Nibi Nagamoon Water Songs: Intergenerational transmission of songs as knowledge, culture and law", \$24,991.
- Paul Daly, Insight Grant, "Artificial Administration: Administrative Law, Administrative Justice and Accountability Mechanisms in the Age of Machines", \$91,938.
- Kyle Kirkup, Aid to Scholarly Journals, "Ottawa Law Review / Revue de droit d'Ottawa", \$42,000.
- François Larocque, Partnership Engage Grant, "COVID-19: Les leçons de la COVID-19 pour la modernisation de la Loi sur les langues officielles", \$24,991.
- François Larocque, Connection Grant, "La D-marche linguistique pancanadienne 2022", \$27,460.
- Jamie Liew, Insight Grant, "Sons & Daughters of the Soil: The Making of Citizens and Stateless Persons in Post-Colonial Malaysia", \$282,313.
- Ravi Malhotra, Insight Grant, "Crip Time, Law and the Duty to Accommodate: Toward a Legal-Materialist Understanding of the Lives of Workers with Disabilities", \$80,396.
- Carissima Mathen, Insight Development Grant, "Judging Equality Judgments: Applying Legal Data Analytics to the Supreme Court's Section 15 and Equality Caselaw", \$62,416.
- Delphine Nakache, Connection Grant, "Canada's Role in the Global Refugee Regime", \$24,991.
- John Packer, Connection Grant, "Activists-in-Exile in Theory and Practice", \$23,055.
- Samuel Singer, Insight Development Grant, "Taxpayer Remedies in Canada", \$71,088.

Others under embargo

Canadian Institutes of Health Research (CIHR)

- Jennifer Chandler, Team Grant, "HYBRID MINDS: Experiential, Ethical and Legal Exploration of Intelligent Neuroprosthetics", \$205,701.
- **Colleen Flood**, Project Grant, "Just Coverage Decisions: Including Legal Analysis into the Assessment of Health Technologies", \$300,805.
- Colleen Flood, Project Grant, "Machine M.D.: How Should We Regulate AI in Health Care?", \$378,796.

Research Funding Page 41

Government Grants and Contracts

• Wolfgang Alschner, Canada Energy Regulator, "Detecting inconsistencies in legal documents relating to the Canada Energy Regulator", \$5,719.

- Yan Campagnolo and Louise Bélanger-Hardy, Department of Justice, "Bijuridisme canadien: Études en droit comparé", \$54,000.
- Vivek Krishnamurthy, Department of Foreign Affairs, Trade and Development, "Media Freedom in an Algorithmic Age: Perils and Possibilities", \$27,600.
- Anne Levesque, Secrétariat du Québec aux relations canadiennes, "Y a-t-il des femmes francophones hors Québec?", \$8,000.
- Florian Martin-Bariteau, France Canada Research Fund, "Gouvernance de l'intelligence artificielle : Approche franco-canadienne". \$14.960.
- Florian Martin-Bariteau, International Development Research Centre (IDRC), "We Robot Global Voices Fellowships", \$30,000.
- **John Packer**, Department of National Defense, "Canadian Defence Academy Research Papers United Nations and the Vancouver Principles", \$11,600.
- **John Packer**, Department of National Defense, "Children and Armed Conflict: Adapting CAP Implementation of the Vancouver Principles to Non-UN Settings", \$11,200.

Foundations and Other External Funding

- **Jennifer Bond**, Migration Policy Institute Europe, "Global Mapping of Opportunities for Growth of Resettlement and Advancement of Complementary Pathways", \$35,720.
- Jennifer Bond / Refugee Hub, Alex Trebek Forum for Dialogue, "Canada's Role in Global Refugee Protection", \$10,000.
- Jennifer Bond / Refugee Hub, Alex Trebek Forum for Dialogue, "Refugee Sponsorship in Canada and Around the World: A Research Symposium", \$10,000.
- Aimée Craft, David Suzuki Foundation, "Indigenous Governance", \$15,000.
- Jeremy de Beer, Rideau Hall Foundation, "Open African Innovation Research QEScholars West Africa", \$293,225.
- Stewart Elgie, Canadian Institute for Clean Growth and Climate Change, "Nature-based solutions", \$28,160.
- Stewart Elgie, Jarislowsky Foundation, "Resilient Recovery Task Force", \$80,000.
- Colleen Flood / Centre for Health Law, Policy and Ethics, Alex Trebek Forum for Dialogue, "New Pathways to Innovation and Access in Drug Development", \$5,280.
- Colleen Flood / Public Law Centre, Alex Trebek Forum for Dialogue, "Analyzing the Supreme Court of Canada's Administrative Law Trilogy", \$6,000.
- Colleen Flood / Centre for Health Law, Policy and Ethics, Associated Medical Services Incorporated, "Annual event series in collaboration with Bruyère Research Institute", \$30,000.
- Vanessa Gruben / Ottawa Hub for Harm Reduction & Centre for Health Law, Policy and Ethics, Alex Trebek Forum for Dialogue, "First Do Less Harm: The Ottawa Conference on Harm Reduction", \$7,860.
- Marel Katsivela, Canadian Foundation for Legal Research, "Les Moyens de Défense de la Responsabilité Extracontractuelle du fait Personnel (droit civil québécois) et du Délit de Négligence et Délits Intentionnels (common law canadienne)", \$5,000.
- Anne Levesque, Canadian Foundation for Legal Research, "What happens while we wait? Incremental remedies in Canadian human rights law", \$4,932.
- Vanessa MacDonnell / Public Law Centre, Alex Trebek Forum for Dialogue, "Democratic Safety Valve or Poison Pill for Charter Rights. Rethinking the Nowithstanding Clause", \$5,853.
- Florian Martin-Bariteau / Centre for Law, Technology and Society, Alex Trebek Forum for Dialogue, "Alex Trebek Partnership on AI for healthy humans and environments", \$390,000.
- Centre for Environmental Law and Global Sustainability, Alex Trebek Forum for Dialogue, "The University of Ottawa Game Jam hack-a-thon", \$6,000.

Page 42 Research Funding

University of Ottawa Funding Programs

- Jennifer Chandler, Bertram Loeb Chair on Organ and Tissue Donation, \$125,000.
- Jennifer Chandler, Conference/Workshop on Campus Opportunity, "Centre for Health Law, Policy and Ethics, Annual Conference 2021: Policy Issues in Canadian Organ Donation and Transplantation", \$3,000.
- Aimée Craft, University Research Chair *Nibi miinawaa aki inaakonigewin*: Indigenous governance in relationship with land and water, \$125,000.
- Paul Daly, Visiting Researchers Program, "Public Procurement in Comparative Perspective", \$3,500.
- Colleen Flood, Conference/Workshop on Campus Opportunity, "Boundaries, Borders, Pandemics Conference", \$6,000.
- Colleen Flood / Centre for Health Law, Politics and Ethics, Knowledge Mobilization Grant, "Policy Salon: Legislative and Policy Options for Implementing Public Dental Care", \$7,000.
- Vanessa Gruben, Conference/Workshop on Campus Opportunity, "First, Do Less Harm: Harm Reduction as a Principle of Health Law and Policy", \$6,000.
- Vanessa Gruben / Ottawa Hub for Harm Reduction, Office of the Vice-President, Research and Innovation, "Exploring the legal and policy challenges of substance use: Cannabis, Opioids and Tobacco", \$40,000.
- Vivek Krishnamurthy, Seed Funding Opportunity, "Inherent Tradeoffs in Technological Regulation: Phase One—Privacy vs. Competition", \$10,000.
- François Larocque, Knowledge Mobilization Excellence Award, "La D-Marche linguistique pancanadienne", \$7,000.
- Anne Levesque, Seed Funding Opportunity, "L'accès à la justice pour les groupes en quête d'égalité", \$9,768.
- Anne Levesque, International Publication Support Program, "Caring Society v Canada: A case study in movement lawyering", \$2,000.
- Anne Levesque, Knowledge Mobilization Excellence Award, "Accès à la justice sur mesure à la Clinique en droit à l'égalité", \$7.000.
- Vanessa MacDonnell, Conference/Workshop on Campus Opportunity, "Justice Rosalie Abella: A Life of First", \$6,000.
- Florian Martin-Bariteau, University Research Chair on Technology and Society, \$125,000.
- Teresa Scassa, Conference/Workshop on Campus Opportunity, "Data Governance and Al Summer Institute", \$6,000.
- João Velloso, Visiting Researchers Program, "VRP 2020-21 Max Sozzo", \$3,500.



Publications Page 43

PUBLICATIONS



New Published Books, 2020-2022

Wolfgang Alschner, Investment Arbitration and State-Driven Reform: New Treaties, Old Outcomes (Oxford University Press, 2022).

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