

## CURRICULUM VITAE

August 2024

a) **NAME: MACDONNELL, Vanessa**

b) **DEGREES:**

Master of Laws (LLM), Harvard University, 2009

Juris Doctor (JD), University of Toronto, 2006

Bachelor of Science (BSc), Biology, St. Francis Xavier University, 2003

c) **SELECTED EMPLOYMENT HISTORY:**

2019-2024      Inaugural Co-Director, uOttawa Public Law Centre

*Research leave January-August 2022*

2016-present      Associate Professor with Tenure, Faculty of Law (Common Law Section),  
University of Ottawa

*Parental leave June 2016-June 2017*

2012-2016      Assistant Professor, Faculty of Law (Common Law Section), University of  
Ottawa

*Parental leave May 2014-April 2015*

2015      Adjunct Professor, Osgoode Hall Law School, York University

2010-2012      Assistant Professor, Faculty of Law, University of New Brunswick

2007-2008      Law Clerk to Justice Louise Charron, Supreme Court of Canada

2006-2007      Student-at-Law, Goodmans LLP, Toronto

d) **ACADEMIC HONOURS:**

2019-2024      Member, Global Young Academy

2018      Public Engagement Award: Media Relations, Faculty of Law, University of  
Ottawa

- 2017 Emerging Researcher Award, Faculty of Law, University of Ottawa
- 2011 Faculty of Law Award for Teaching Excellence, University of New Brunswick

e) **SCHOLARLY AND PROFESSIONAL ACADEMIC ACTIVITIES:**

- 2024-2025 Conference Co-Chair, *The Supreme Court at 150: The Past, Present and Future* (with Noura Karazivan and Naiomi Metallic)
- 2024-2026 Advisory Committee on Public Policy Research and Outreach, Office of the Vice-President Research, University of Ottawa
- 2022 –2024 Conference Co-Chair, 2024 Public Law Conference (with Michael Pal and Jason Varuhas)
- October 2023 Visiting Researcher, Bonavero Institute of Human Rights, Oxford University
- 2022 Co-Chair, International Association of Constitutional Law Junior Scholars Forum (with Francisca Pou Giménez)
- 2021-2022 Conference Co-Chair, 2022 International Conference Marking the Retirement of Justice Rosalie Abella from the Supreme Court of Canada, University of Ottawa (with Gerald Chan and Stephen Bindman)
- 2021 – Member, Advisory Board, Hart Series in Constitutional Theory
- 2021-2023 Chair, SSHRC Insight Development Grant Review Panel – Law and Criminology
- 2021 Guest Co-Editor, *Revue générale de droit* Special Issue on “Parliament and the Courts” (with Charles Feldman)
- 2020 – Member, Board of Advisors, *Droit Public Comparé – Comparative Public Law (DPC-CPL)*
- 2020 Guest Co-Editor, *Federal Law Review (Australia)* Special Issue on “The Pervasive Constitution: Constitutional Law Beyond the Courts” (with Gabrielle Appleby and Ed Synot)
- 2020 Guest Co-Editor, *McGill Law Journal* Special Issue on “Unwritten Constitutional Norms and Principles: Contemporary Perspectives” (with Se-shauna Wheatle)
- 2019-2020 Member, Tri-Council New Frontiers in Research Fund (Exploration Competition) Multidisciplinary Review Panel

- Nov-Dec 2019 Kathleen Fitzpatrick Visiting Fellow, Laureate Program in Comparative Constitutional Law, Melbourne Law School, Australia
- Jan-June 2019 Scholar-in-Residence, Department of Justice Canada
- 2018-2019 Member, SSHRC Insight Development Grant Review Panel – Law and Criminology
- 2018-2020 Board Member, Canadian Study of Parliament Group
- 2017-2018 Conference Co-Chair, 2018 National Conference Marking the Retirement of the Chief Justice Beverley McLachlin from the Supreme Court of Canada, University of Ottawa (with Vanessa Gruben and Owen Rees)
- 2017 Guest Co-Editor, National Journal of Constitutional Law Special Issue on “Constitutional Transitions” (with Richard Albert)
- 2016 Guest Co-Editor, Review of Constitutional Studies Special Issue on “Politics and the Constitution” (with Richard Albert and Michael Pal)
- 2016 Guest Co-Editor, Osgoode Hall Law Journal Special Issue on “Non-Constitutional Influences on Constitutional Law and Constitutional Design” (with Richard Albert)
- May 2015 Visiting Scholar, King’s College London
- 2015-2019 Executive Member, University of Ottawa Public Law Group
- 2013-2016 University of Ottawa Director and Editor, American Society of Comparative Law and American Journal of Comparative Law
- 2013-2014 Co-Convenor, University of Ottawa Faculty of Law Emerging Scholars Workshop Series (with Jena McGill)
- 2013-2015 Co-Administrator, BloggingforEquality.ca (approximately 5,000 hits per month)
- June 2013 Visiting Scholar, Max Planck Institute for Comparative Public Law and International Law, Heidelberg, Germany
- 2012-2013 Senior Visiting Research Fellow, University of the Witwatersrand, Johannesburg, South Africa
- 2012-2013 Conference Co-Chair, 2013 National Conference Honouring Justice Louise Charron, University of Ottawa (with Jena McGill)

2012-2013 Chair, Membership Advisory Group, Younger Comparativists Committee,  
American Society of Comparative Law

2011-2012 Convenor, University of New Brunswick Law Faculty Seminar Series

2007- Member in Good Standing, Law Society of Ontario

**f) TEACHING:**

Graduate

Comparative Law (2023)  
Criminal Law and the *Charter*: Implications and Expectations (2015)

Undergraduate

The *Charter of Rights and Freedoms* (2012, 2016, 2018, 2020, 2021, 2023)  
Constitutional Law II (2024)  
Criminal Law and Procedure (2011, 2012-2014, 2015-2016, 2017-2018, 2020, 2021)  
Prison Law Practicum (2019-2020)  
Supreme Court Seminar (2018, 2024, 2025)  
The Law of Evidence (2011, 2012, 2013, 2015)  
Administrative Law (2013)  
Comparative Constitutional Law (2010, 2012)  
Foundations of Law (2010, 2011)

**g) GRADUATE AND POSTDOCTORAL STUDENT SUPERVISION:**

Postdoctoral Research Fellows

Joanne Murray (2023-2025)  
Seána Glennon (2024-2026)

Ph.D.

Sarah Gagnon (2023-2026)  
Mahmoud Elberry (2022-2025) (co-supervised with Carissima Mathen)  
Navraj Kaushik (2019-2025)  
Andrea Talarico (2019-2023) (co-supervised with Charles-Maxime Panaccio)  
Herbert Wells (2018-2022)

LL.M.

Airianna Murdoch-Fyke (2022-2025) (co-supervised with Jamie Liew)  
Mathieu Tovar-Poitras (2021-2025) (co-supervised with Marie-France Fortin)

Alexandre Marcotte (2019-2021)  
 Howard Bruce (2017-2021)  
 Amelia Calbry-Muzyka (2019-2020) (co-supervised with Jena McGill)  
 Sristi Bose (2018-2020)

**h) SELECTED EXTERNAL RESEARCH FUNDING:**

<u>Year</u>	<u>Source</u>	<u>Type*</u>	<u>Amount</u>	<u>Purpose</u>	<u>Title of Project</u>
2022	Open Research Area, Round 7 (funded by the Social Sciences and Humanities Research Council of Canada, the Economic and Social Research Council, UK Research and Innovation, and the Deutsche Forschungsgemeinschaft)	C	\$1,704,375  <i>Breakdown:</i>  \$399,987 SSHRC  £487,471 UK ESRC  €417,793 DFG	Research	“Unwritten Constitutional Norms and Principles: A Comparative Study”  Vanessa MacDonnell, Canadian Principal Investigator  Se-Shauna Wheatle, UK Principal Investigator  Florian Meinel, German Principal Investigator
2020	Social Sciences and Humanities Research Council	C	\$62,416	Research	“Applying Legal Data Analytics to the Supreme Court’s Section 15 and Equality Caselaw” (Co-Applicant)
2019	Laureate Program in Comparative Constitutional Law, Melbourne Law School	O	\$2,550	Travel	“Following the Money: The Constitutional Rights Dimensions of Taxation and Budgeting in Comparative Perspective” (Principal Investigator)
2018	Social Sciences and Humanities Research Council	C	\$70,683	Research	“Quasi-Constitutional Statutes in Canada” (Principal Investigator)
2018	Social Sciences and Humanities Research Council	C	\$18,170	Conference	“Reflecting on the Legacy of Chief Justice McLachlin” (Co-Applicant)

<u>Year</u>	<u>Source</u>	<u>Type*</u>	<u>Amount</u>	<u>Purpose</u>	<u>Title of Project</u>
2017	Federation for the Humanities and Social Sciences	F	\$8,000	Publication	<i>The Canadian Constitution in Transition</i> (Co-Applicant)
2013	Max Planck Institute for Comparative Public Law and International Law	O	\$2,947	Travel	“The Government’s Role as Constitutional Actor” (Principal Investigator)
2012	Foundation for Legal Research	F	\$3,000	Research	“The Role of the Jury in Contemporary Criminal Law” (Principal Investigator)

\*Type: C-Granting councils; G-Government; F-Foundations; O-Other

**i) SELECTED INTERNAL RESEARCH FUNDING:**

<u>Year</u>	<u>Source</u>	<u>Amount</u>	<u>Purpose</u>	<u>Title of Project</u>
2024	University of Ottawa Faculty of Law and University of Ottawa	\$6,000	Seminar	Exploring Research Methodologies in Public Law (Applicant)
2023	University of Ottawa Faculty of Law and University of Ottawa	\$6,000	Seminar	Symposium on <i>Responsive Judicial Review: Democracy and Dysfunction in the Modern Age</i> , by Rosalind Dixon (Applicant)
2023	University of Ottawa Faculty of Law and University of Ottawa	\$6,000	Conference	Evolving Approaches to Constitutional Interpretation in Canada (Applicant)
2022	University of Ottawa Faculty of Law and University of Ottawa	\$6,000	Conference	International Association of Constitutional Law Junior Scholars Forum (Applicant)
2021	University of Ottawa Faculty of Law and University of Ottawa	\$6,000	Conference	Justice Rosalie Abella: A Life of Firsts) (Applicant)
2018	University of Ottawa Faculty of Law and University of Ottawa	\$6,000	Seminar	Unwritten Constitutional Principles: Contemporary Perspectives (Applicant)

<u>Year</u>	<u>Source</u>	<u>Amount</u>	<u>Purpose</u>	<u>Title of Project</u>
2018	University of Ottawa	\$5,000	Travel	Visiting Researcher Program – Professor Se-shauna Wheatle (Applicant)
2018	University of Ottawa Faculty of Law and University of Ottawa	\$6,000	Conference	Reflecting on the Legacy of Chief Justice McLachlin (Co-Applicant)
2015	University of Ottawa Faculty of Law and University of Ottawa	\$6,000	Seminar	Politics and the Constitution (Co-Applicant)
2013-14	Research Development Program	\$19,687	Research	The Constitution as Framework for Governance (Principal Investigator)

**j) PUBLICATIONS:**

**1) Life-time summary (count) according to the following categories:**

- Books edited .....	5
- Refereed Chapters in books .....	8
- Papers in refereed journal .....	24
- Non-refereed journal articles and book chapters .....	9

**2) Details for same categories as above:**

Books Edited:

1. Vanessa MacDonnell, Stephen Bindman & Gerald Chan, eds, *Justice Rosalie Silberman Abella: A Life of Firsts* (Toronto: Irwin Law, 2024) (forthcoming)
2. Wolfgang Alschner, Vanessa MacDonnell & Carissima Mathen, eds, *De(Coding) the Court: Legal Data Insights into Canada's Supreme Court* (London: Routledge, 2024)
3. Carissima Mathen, Patrick Macklem, Richard Albert, John Borrows, Jonnette Watson Hamilton, Jean Leclair, Ian Lee, Noura Karazivan, Vanessa MacDonnell, Richard Moon, Peter Oliver, Kent Roach, Bruce Ryder, David Schneiderman, Hamish Stewart and Lorraine Weinrib, eds, *Canadian Constitutional Law*, 6<sup>th</sup> edition (Toronto: Emond, 2022)
4. Colleen Flood, Vanessa MacDonnell, Sophie Thériault, Jane Philpott and Sridhar Venkatapuram, eds, *Vulnerable: The Law, Policy and Ethics of COVID-19* (Ottawa:

University of Ottawa Press, 2020)

5. Richard Albert, Paul Daly and Vanessa MacDonnell, eds, *The Canadian Constitution in Transition* (Toronto: University of Toronto Press, 2018)

Refereed Chapters in Books:

1. Vanessa MacDonnell, “Examining Chief Justice McLachlin’s Judicial Leadership” in Rosalind Dixon & Erin Delaney, eds, *Judicial Heroines? Female Chief Justices in Comparative Perspective* (Cheltenham, UK: Edward Elgar Publishing, 2024) (forthcoming)
2. Vanessa MacDonnell, “Introduction: Justice Abella & Feminist Judicial Method” in Vanessa MacDonnell, Stephen Bindman & Gerald Chan, eds, *Justice Rosalie Silberman Abella: A Life of Firsts* (Toronto: Irwin Law, 2024) (forthcoming)
3. Vanessa MacDonnell & Keenan Macneal, “Four Stories about Canada’s Separation of Powers Doctrine” in Wolfgang Alschner, Vanessa MacDonnell & Carissima Mathen, eds, *De(Coding) the Court: Legal Data Insights into Canada’s Supreme Court* (London: Routledge, 2024) 37-59
4. Wolfgang Alschner, Vanessa MacDonnell & Vanessa MacDonnell, “Introduction” in Wolfgang Alschner, Vanessa MacDonnell & Carissima Mathen, eds, *De(Coding) the Court: Legal Data Insights into Canada’s Supreme Court* (London: Routledge, 2024) 1-13
5. Vanessa MacDonnell, “The Enduring Wisdom of the Purposive Approach to *Charter* Interpretation” in Kerri Froc, Howard Kislowicz & Richard Moon, eds, *The Surprising Constitution* (Vancouver: UBC Press, 2024) 369-393
6. Vanessa MacDonnell, “Ensuring Executive and Legislative Accountability in a Pandemic” in Colleen Flood, Vanessa MacDonnell, Sophie Thériault, Jane Philpott and Sridhar Venkatapuram, eds, *Vulnerable: The Law, Policy and Ethics of COVID-19* (Ottawa: University of Ottawa Press, 2020) 141-161
7. Richard Albert, Paul Daly and Vanessa MacDonnell, “Introduction” in Richard Albert, Paul Daly and Vanessa MacDonnell, eds, *The Canadian Constitution in Transition* (Toronto: University of Toronto Press, 2018) 3-18
8. Vanessa MacDonnell, “Internet Surveillance and Popular Constitutionalism” in George Williams *et al*, eds, *Surveillance, Counter-terrorism and Comparative Constitutionalism* (Oxford: Routledge Cavendish, 2014) 313-331

Papers in Refereed Journals:

1. Philippe Lagassé and Vanessa MacDonnell, “Writing Canada’s Political Constitution” (2023) 48:2 *Queen’s Law Journal* 27-60



2. Vanessa MacDonnell and Philippe Lagassé, “Investigating the Legal and Political Contours of Unwritten Constitutional Principles After *City of Toronto*” (2023) 110 Supreme Court Law Review 51-75
3. Vanessa MacDonnell and Jula Hughes, “Treaty Promises and the Duty to Consult on Legislation” (2021) 51 *Revue générale de droit* 205-239
4. Terry Skolnik and Vanessa MacDonnell, “Policing Arbitrariness: *Fleming v Ontario* and the Ancillary Powers Doctrine” (2021) 100 Supreme Court Law Review (2d) 187-204
5. Gabrielle Appleby, Vanessa MacDonnell and Ed Synot, “The Pervasive Constitution: The Constitution Outside the Courts” (2020) 48:4 *Federal Law Review* 437-454
6. Vanessa MacDonnell, “Re-Thinking the “Invisible Constitution”: How Unwritten Constitutional Principles Shape Political Decision-Making” (2019) 65:2 *McGill Law Journal* 175-205
7. Vanessa MacDonnell, “Justice Suzanne Côté’s Reputation as a Dissenter on the Supreme Court of Canada” (2019) 88 Supreme Court Law Review (2d) 47-65
8. Vanessa MacDonnell, “Gender-Based Analysis Plus (GBA+) as Constitutional Implementation” (2018) 96:2 *Canadian Bar Review* 372-401
9. Vanessa MacDonnell, “The Reductionism of the Global Model of Constitutional Rights” (2018) 12:1 *Law & Ethics of Human Rights* 73-102

Response: Kai Möller, “Stability and Change under the Global Model of Constitutional Rights: A Reply to Vanessa MacDonnell” (2018) 12:1 *Law & Ethics of Human Rights* 103

10. Vanessa MacDonnell “The Right to a Representative Jury: Beyond *Kokopenace*” (2017) 64 *Criminal Law Quarterly* 334-358

Cited by the Supreme Court of Canada in *R v Chouhan*, 2021 SCC 26

11. Vanessa MacDonnell, “The New Parliamentary Sovereignty” (2016) 21:1 *Review of Constitutional Studies* 13-36
12. Vanessa MacDonnell, “A Theory of Quasi-Constitutional Legislation” (2016) 53:2 *Osgoode Hall Law Journal* 508-539
13. Vanessa MacDonnell, “The Civil Servant’s Role in the Implementation of Constitutional Rights” (2015) 13:2 *International Journal of Constitutional Law* 383-406
14. Vanessa MacDonnell, “The New Law on Self-Defence: Progress or Retrenchment?” (2014) 92:2 *Canadian Bar Review* 301-326

15. Vanessa MacDonnell, “Book Review: *Juries in the 21<sup>st</sup> Century*, by Jacqueline Horan” (2014) 12:1 Canadian Journal of Law and Technology 133-139
16. Jula Hughes, Vanessa MacDonnell and Karen Pearlston, “Equality & Incrementalism? The Role of Common Law Reasoning in Constitutional Rights Cases after *Bedford* (ONCA)” (2014) 44:3 Ottawa Law Review 467-506
17. Vanessa MacDonnell, “The Jury Vetting Cases: New Insights on Jury Trials in Criminal Cases?” (2013) 63 Supreme Court Law Review (2d) 419-440
18. Vanessa MacDonnell, “The Constitution as Framework for Governance” (2013) 63:4 University of Toronto Law Journal 624-654
19. Vanessa MacDonnell and Jula Hughes, “The German Abortion Decisions and the Protective Function in German and Canadian Constitutional Law” (2013) 50:4 Osgoode Hall Law Journal 999-1050
20. Jula Hughes and Vanessa MacDonnell, “Social Science Evidence in German and Canadian Constitutional Law: Some Comparative Observations” (2013) 32:1 National Journal of Constitutional Law 23-60
21. Vanessa MacDonnell, “*R v Sinclair*: Balancing Individual Rights and Societal Interests Outside of Section 1 of the *Charter*” (2012) 38 Queen’s Law Journal 137-164

Cited by the Supreme Court of Canada in *R v Lafrance*, 2022 SCC 32

22. Vanessa MacDonnell, “Assessing the Impact of the Ancillary Powers Doctrine on Three Decades of *Charter* Jurisprudence,” (2012) 58 Supreme Court Law Review (2d) 225-240
23. Vanessa MacDonnell, “Harnessing Debates in Comparative Constitutional Law as Teaching Tools: My Experiences in the Classroom” (2012) 6 Canadian Legal Education Annual Review 117-122
24. Vanessa MacDonnell, “The Protective Function and Section 7 of the *Canadian Charter of Rights and Freedoms*” (2012) 17 Review of Constitutional Studies 53-86

Non-Refereed Publications:

1. Vanessa MacDonnell, “Responsive Judicial Review and the Role of the Executive” (2024) Australasian Journal of Legal Philosophy (forthcoming)
2. Daniel Béland, André Lecours, Vanessa MacDonnell, Peter Oliver & Trevor Tombe, “Interdisciplinary Collaboration, Public Policy Research, and Fiscal Federalism in Canada: Bringing Together Economics, Law and Political Science” (2024) 50 Canadian Public Policy 24-35

3. Vanessa MacDonnell, “Theorizing about the Executive in the Modern State” (2023) 21 *International Journal of Constitutional Law* 356-368
4. Charles Feldman & Vanessa MacDonnell, « Le Parlement et les tribunaux » (2021) 51 *Revue générale de droit* 7-14
5. Colleen Flood, Vanessa MacDonnell, Sophie Thériault, Jane Philpott and Sridhar Venkatapuram, “Introduction” in Colleen Flood, Vanessa MacDonnell, Sophie Thériault, Jane Philpott and Sridhar Venkatapuram, eds, *Vulnerable: The Law, Policy and Ethics of COVID-19* (Ottawa: University of Ottawa Press, 2020)
6. Colleen Flood, Vanessa MacDonnell, Bryan Thomas & Kumanan Wilson, “Reconciling Civil Liberties and Public Health in the Response to COVID-19” (2020) Royal Society of Canada
7. Vanessa MacDonnell and Leo Russomanno, “Problems with the Newly-Expanded Powers of Citizen’s Arrest” (2012) 33:5 *For the Defence* 22-30
8. Vanessa MacDonnell, “Developments in Constitutional Law, 2011-2012 Term” (2012) 59 *Supreme Court Law Review* 51-96
9. “Novel Applications of the Statutory Defence of Duress” (2011) 84 *Criminal Reports* (6th) 316-322
10. “*R v Lanteigne*: The “Temporal” Scope of Section 11(b) of the *Charter* and “Process Control”” (2011) 81 *Criminal Reports* (6th) 248-253

**k) CONFERENCE PRESENTATIONS, SEMINARS, LECTURES:**

1. “Unwrittenness as a Salient Constitutional Category in Canada,” International Society of Public Law Annual Conference, Madrid, Spain, July 8-11, 2024
2. “Unwrittenness as a Salient Constitutional Category in Canada” 2024 Public Law Conference, Ottawa, Ontario, July 2-5, 2024
3. “The Executive’s Constitution,” Presentation to Federal Court Clerks, Ottawa, Ontario, April 26, 2024 (by invitation)
4. “What’s at Stake in the Canadian Debate over the Unwritten Constitution?” *Mapping Unwritten Constitutionalism*, University of Liverpool, UK, January 23, 2024 (by invitation)
5. “The Executive’s Constitution,” University College London Public Law Group, January 17, 2024 (by invitation)
6. “Constitutional Collaboration as a Multidimensional Practice: A Comment on Aileen

- Kavanagh's *The Collaborative Constitution*," Bonavero Institute of Human Rights, Oxford, UK, January 15, 2024 (by invitation)
7. "Plural Conceptions of the Separation of Powers," 2023 ICON-S Mexico Conference, 15 November 2023 (by invitation)
  8. "The Executive's Constitution," Centre for Constitutional Governance, Trinity College Dublin, 31 October 2023 (by invitation)
  9. "The Executive's Constitution," Public Law Discussion Group, Oxford University, 17 October 2023
  10. "Chief Justice McLachlin's Judicial Leadership," Constitutional Heroines Conference, Queenstown, New Zealand, July 8-12, 2023 (by invitation)
  11. "Responsive Judicial Review and the Executive Branch: A Comment on Rosalind Dixon's *Responsive Judicial Review: Democracy and Dysfunction in the Modern Age*" Australasian Society of Legal Philosophy Conference, Auckland, New Zealand, July 6-7, 2023 (by invitation)
  12. "Legislation Creating Institutions" International Society of Public Law Annual Conference, Wellington, New Zealand, July 3-5, 2023
  13. "Justice Abella & Feminist Judicial Method" Feminist Legal Studies Queen's Lecture Series, Kingston, Ontario, February 6, 2023
  14. « Comprendre la Cour suprême du Canada à l'aide de l'analyse de données juridiques » Centre de Recherches Critiques sur le Droit, Université Jean Monnet, Saint-Etienne, France, January 24, 2023 (by invitation)
  15. "Democratic Decline and Canada's Unwritten Constitution," *The Unwritten Constitution: Conventions, Traditions and Norms in Our Populist Age*, Massey College, Toronto, Ontario, January 18, 2023
  16. "Four Stories about Canada's Separation of Powers Doctrine," *Constitutional Crossroads in Canada and Around the World*, University of British Columbia, January 12-14, 2023 (by invitation)
  17. "The Supreme Court of Canada Data Mining Project," Workshop on AI and Justice, Ottawa, Ontario, October 3, 2022 (with Wolfgang Alschner and Carissima Mathen) (by invitation)
  18. "Accounting for a Strong Executive in Theories of *Charter* Rights Interpretation," Public Law Conference, University College Dublin, Ireland, July 6-8, 2022
  19. "Author Meets Readers: Mark S. Harding, *Judicializing Everything? The Clash of Constitutionalisms in Canada, New Zealand, and the United Kingdom*" Canadian

Association of Political Science Annual Meeting, May 30-June 2, 2022 (by invitation)

20. « Les obstacles institutionnels à dépasser pour offrir des conditions de réalisation de la justice sociale » Centre de recherche en droit public de l'Université de Montréal, April 7, 2022 (by invitation)
21. "A Canadian Cabinet Manual: Taking Political Responsibility for the Constitution" *The Unwritten Principle of Constitutionalism*, Runnymede Society, Toronto, Ontario, March 11, 2022 (with Philippe Lagassé)
22. "Writing a Grant Proposal," Inaugural Writing School of the International Society of Public Law, January 20, 2022 (by invitation)
23. "The Enduring Wisdom of the Purposive Approach to *Charter* Interpretation," *The Surprising Constitution*, University of Calgary Faculty of Law, November 19-20, 2021 (by invitation)
24. "Accounting for a Strong Executive in Theories of *Charter* Rights Interpretation," University of Ottawa Faculty of Law, October 21, 2021
25. "The Executive's Constitution," Queen's-Ottawa Public Law Works-in-Progress Workshop, Ottawa, Ontario, June 7-9, 2021
26. "*Mikisew Cree* and the Duty to Consult in Relation to Proposed Legislation" Bora Laskin Law School, Lakehead University, Thunder Bay, Ontario, January 12, 2021 (with Julia Hughes) (by invitation)
27. "Deliberative Rights Theory: A Framework," Centre for Comparative Constitutional Studies, Melbourne Law School, Australia, November 20, 2020 (with Ron Levy and Scott Stephenson) (by invitation)
28. "Ensuring Accountability in a Pandemic," *Vulnerable: The Law, Ethics and Policy of COVID-19*, University of Ottawa Faculty of Law, Ottawa, Ontario, September 25, 2020
29. "The Application of the *Canadian Charter of Rights and Freedoms* to Administrative Decision-Making," Comparative Constitutional Law Roundtable, University of New South Wales, Sydney, Australia, December 12-13, 2019 (by invitation)
30. "A Theory of Quasi-Constitutional Legislation," Centre for Comparative Constitutional Studies, Melbourne Law School, Australia, November 26, 2019
31. "*Mikisew Cree* and the Constitutional Division of Labour between the Legislature, the Executive and the Courts," *Parliament and the Courts*, Canadian Study of Parliament Group, Ottawa, Ontario, September 27, 2019 (with Julia Hughes)
32. "Quasi-Constitutional Legislation and Constitutional Pervasiveness," International Society

of Public Law 2019 Conference, Santiago, Chile, July 1-3, 2019

33. “The *Canadian Victims Bill of Rights*: A Quasi-Constitutional Statute,” 2019 Law and Society Annual Meeting, Washington, DC, May 30-June 2, 2019
34. “Quasi-Constitutional Legislation and Constitutional Pervasiveness,” Queen’s-Ottawa Public Law Works-in-Progress Workshop, Kingston, Ontario, May 13, 2019
35. “The Government Lawyer’s Role in the Implementation of Constitutional Rights,” Department of Justice Canada Constitutional and Administrative Law Conference, Ottawa, Ontario, May 8, 2019 (by invitation)
36. “Foundation and Framework: How Unwritten Constitutional Principles Shape Political Decision-Making,” Symposium on “Unwritten Constitutional Norms and Principles: Contemporary Perspectives,” University of Ottawa Faculty of Law, Ontario, March 22, 2019
37. “The Reductionism of Global Models of Constitutional Rights,” Department of Justice Canada, Ottawa, Ontario, February 26, 2019 (by invitation)
38. “The Art and Science of Constitutional Legislation,” International Society of Public Law 2018 Conference, Hong Kong, June 25-27, 2018 (with Julia Hughes)
39. “Justice Côté’s Reputation as a Dissenter on the Supreme Court of Canada,” 2017 Constitutional Cases Conference, Osgoode Hall Law School, Toronto, Ontario, April 6, 2018 (by invitation)
40. “Following the Money: Constitutional Dimensions of the Federal Budget Process in Canada,” *Challenges for Public Law in Modern Regulatory States*, University of Münster, Germany, March 2-3, 2018
41. “The Implementation of Unwritten Constitutional Principles by Statute,” Workshop on (Quasi-)Constitutional Statutes, hosted by the Public Law Group, University of Ottawa Faculty of Law, December 8, 2017
42. “Quasi-Abstract/Quasi-Concrete Constitutional Review,” International Society of Public Law 2017 Conference, Copenhagen, Denmark, July 5-7, 2017
43. “The New Parliamentary Sovereignty,” Carleton Department of Law and Legal Studies *Juristalk* Lecture Series, Ottawa, Ontario, 20 March 2017 (by invitation)
44. “Non-Deliberation in Legislatures and Canadian Constitutional Law,” *Deliberative Constitutionalism*, University College London, UK, November 9-10, 2015
45. “The New Parliamentary Sovereignty,” symposium on *Politics and the Constitution*, hosted by the University of Ottawa Public Law Group and the Younger Comparativists Committee of the American Society of Comparative Law, Ottawa, Ontario, July 10, 2015

46. "Constitutional Change through Legislation," International Society of Public Law 2015 Conference, New York University, New York, July 1-3, 2015
47. "Social Movements and Canadian Constitutional Law," Canadian Law and Society Association Annual Meeting, Ottawa, Ontario, June 3-5, 2015
48. "The New Parliamentary Sovereignty," King's College London, UK, May 22, 2015
49. "Implementing Constitutional Rights by Statute," Conference on Constitution-Making and Constitutional Design, Boston College, Boston, Massachusetts, October 30-31, 2014
50. "Impact Assessments and Constitutional Rights," Process and Substance in Public Law, conference hosted by the University of Cambridge, UK, September 15-17, 2014
51. "A Primer on the Law of Citizen's Arrest," Conference on the Use of Force, Toronto, Ontario, March 1, 2014 (by invitation)
52. "An Update on Self-Defence and Defence of Property," Criminal Lawyers' Association Fall Conference, Toronto, Ontario, November 1-2, 2013 (by invitation)
53. "Impact Assessments and Constitutional Rights," University of Ottawa Faculty of Law Emerging Scholars Workshop Series, Ottawa, Ontario, September 27, 2013
54. "The Art and Science of Constitutional Legislation," Max Planck Institute for Comparative Public and International Law, Heidelberg, Germany, June 3, 2013 (with Julia Hughes)
55. "The Protective Function and the 'Right to Security,'" *New Voices in Comparative Law*, Annual Conference of the Younger Comparativists Committee of the American Society of Comparative Law, Indiana Robert H. McKinney School of Law, Indianapolis, Indiana April 18-19, April 2013
56. "Jury Vetting and the 'Impartial' Trial in Criminal Cases," 2012 Constitutional Cases Conference, Osgoode Hall Law School, Toronto, Ontario, April 12, 2013 (by invitation)
57. "Internet Surveillance and Popular Constitutionalism," *States of Surveillance: Counter-Terrorism and Comparative Constitutionalism*, workshop hosted by the International Association of Constitutional Law Research Group on Constitutional Responses to Terrorism, Gilbert + Tobin Centre of Public Law, University of New South Wales, Sydney, Australia, December 13-14, 2012
58. "Recent Developments in Canadian Constitutional Law," Comparative Constitutional Law – Final Courts Round-up 2012, seminar hosted by Gilbert + Tobin Centre of Public Law, University of New South Wales and the Australian Association of Constitutional Law, Sydney, Australia, December 11, 2012 (by invitation)

59. "Social Science Evidence in Constitutional Cases in the Supreme Court of Canada and the German Constitutional Court - Some Comparative Observations," *Charter Litigation and the Use of Social Science Evidence*, conference hosted by the David Asper Centre for Constitutional Rights, University of Toronto, Toronto, Ontario, November 9-10, 2012 (with Julia Hughes)
60. "Internet Surveillance and Popular Constitutionalism," University of Ottawa Faculty of Law (Common Law Section) Works in Progress Workshop, Ottawa, Ontario, November 9, 2012
61. "The Constitution as Framework for Governance," Osgoode-Toronto Junior Faculty Forum, Toronto, Ontario, June 22, 2012 (one of six papers selected for inaugural forum)
62. "Constitutional Exemption: A Comparative Analysis," International Conference on Law and Society, Honolulu, Hawai'i, June 5-8, 2012
63. "Constitutional Exemption: A Comparative Analysis," University of the Witwatersrand, Johannesburg, South Africa, May 29, 2012
64. "The Constitution as Framework for Governance," South African Institute for Advanced Constitutional, Public, Human Rights and International Law, Johannesburg, South Africa, May 25, 2012
65. "Assessing the Impact of the Ancillary Powers Doctrine on Three Decades of *Charter* Jurisprudence," *2011 Constitutional Cases Conference*, Osgoode Hall Law School, Toronto, Ontario, May 4-5, 2012
66. "Using Twitter in the Classroom," University of New Brunswick Faculty of Law Teaching Excellence Award Presentation, Fredericton, New Brunswick, March 22, 2012
67. "The German Abortion Decisions and the Protective Function in German and Canadian Constitutional Law," University of New Brunswick Faculty of Law Faculty Seminar Series, Fredericton, New Brunswick, November 10, 2011 (with Julia Hughes)
68. "Exploring the Power of Citizen's Arrest in Canada," *Globalization of Crime—Criminal Justice Responses*, annual conference of the International Society for Reform of Criminal Law and the International Centre for Criminal Law Reform and Criminal Justice Policy, Ottawa, Ontario, August 6-9, 2011 (with Leo Russomanno)
69. "The Protective Function and Theories of Citizenship," 2011 Law and Society Association Annual Meeting, San Francisco, California, June 2-6, 2011
70. "The Value of Comparative Law in Legal Education," 2011 Canadian Association of Law Teachers Annual Conference, Fredericton, New Brunswick, May 30-June 1, 2011
71. "Accommodating Accommodation? The Case of Clashing Minority Rights Claims in Quebec," *Recognition and the Politics of Identity and Inclusion in the 21st Century:*



*Managing Diversity in Plural Societies*, University of Hong Kong, April 28-29, 2011

72. "The Protective Function: Locating a New Source of Positive Obligations in the Charter," University of New Brunswick Faculty of Law Speaker's Hour, Fredericton, New Brunswick, April 7, 2011

Others:

1. "Legislative Update," Defence Counsel Association of Ontario/County of Carleton Law Association Annual Conference, Montebello, Quebec, October 14, 2017 (by invitation) (panel member)
2. "Teaching Comparative Law," Canadian Association of Law Teachers Annual Meeting, Ottawa, Ontario, June 2-3, 2015
3. "Discussing the Supreme Court's Recent Decision in *Canada (Attorney General) v Bedford*," University of Ottawa Faculty of Law, February 20, 2014 (by invitation) (panel member)
4. "Battered Women and the New Law of Self-Defence," *Defending Battered Women on Trial* by Elizabeth Sheehy: Voices in Response, University of Ottawa Faculty of Law, February 19, 2014 (by invitation)
5. "*R v Hart* and "Mr. Big" Investigations," The Supreme Court of Canada's Fall Docket, University of Ottawa Faculty of Law, Ottawa, Ontario, October 4, 2013 (by invitation; presentation to local and national media)
6. "Recent Developments in Criminal Law and Evidence," Defence Counsel Association of Ontario/County of Carleton Law Association Annual Conference, Montebello, Quebec, October 4-5, 2013 (by invitation)
7. "Supreme Court of Canada v Supreme Court of the United States: Top 8ish Points of Comparison," The Supreme Challenge: Covering the Country's Top Court, University of Ottawa Faculty of Law, Ottawa, Ontario, February 23, 2013 (by invitation; presentation to local and national media) (with Jena McGill)
8. "Sex Work and the Law: New Directions? First Impressions on the Ontario Court of Appeal's Decision in *Canada (Attorney General) v Bedford*," University of New Brunswick Faculty of Law, Fredericton, New Brunswick, April 3, 2012 (panel member)
9. "The Supreme Court of Canada's 'Interrogation Trilogy,'" Criminal Lawyers' Association Fall Conference, Toronto, Ontario, December 9-10, 2011 (panel member)
10. "Selected Developments in Criminal Law and Evidence," presentation to the 2011 Annual Meeting of the Nova Scotia Barristers' Society, Halifax, Nova Scotia, June 10-11, 2011

**l) SELECTED LITIGATION:**

- 2018 *R v Yusuf*, Ontario Superior Court of Justice (constitutional challenge to the representativeness of the Ottawa jury roll)
- 2018 *R v Just*, Ontario Superior Court of Justice (constitutional challenge to mandatory minimum sentence for production of marijuana)
- 2015 *R v Saeed*, Supreme Court of Canada (scope of common law search powers of police) (counsel for the intervener Criminal Lawyers' Association)

**m) PARLIAMENTARY COMMITTEE & COMMISSION APPEARANCES:**

- 2022 Federal Public Order Emergency Commission, Expert Roundtable on Public Protests and Fundamental Rights and Freedoms
- 2018 House of Commons Standing Committee on Justice and Human Rights, Bill C-75, *An Act to amend the Criminal Code, the Youth Criminal Justice Act and other Acts and to make consequential amendments to other Acts* (abolition of peremptory challenges in jury selection)
- 2018 House of Commons Standing Committee on Justice and Human Rights, hearings into counselling and other mental health supports for jurors
- 2012 House of Commons Standing Committee on Justice and Human Rights, Bill C-26, *An Act to amend the Criminal Code (citizen's arrest and the defences of property and persons)*

**n) SELECTED MEDIA:**

- November 8, 2022 "As Doug Ford has learned, constitutional hardball doesn't always pay off" (op-ed) (with Philippe Lagassé), *Ottawa Citizen*
- August 24, 2020 "A response to COVID-19 requires global action" (op-ed) (with Colleen M Flood and Sridhar Venkatapuram), *Policy Options*
- July 24, 2020 « À quoi ressemblera notre avenir après la pandémie ? » (op-ed), *La Presse* (with Sophie Thériault and Sridhar Venkatapuram)
- Also printed as "Our post-pandemic future," *iPolitics*, July 20, 2020
- March 18, 2019 "Justice Côté and the importance of dissent" (op ed), *Lawyer's Daily*
- September 11, 2018 "Ford government should clearly explain rationale for invoking notwithstanding clause" (op-ed), *Toronto Star*

September 11, 2018	Interviewed on Global National News on Premier Doug Ford's decision to invoke the notwithstanding clause
November 30, 2017	Interviewed on CBC's Ottawa Morning on the appointment of Sheilah Martin to the Supreme Court of Canada
November 28, 2017	Interviewed for Maclean's on the upcoming appointment of a new Justice of the Supreme Court of Canada and a new Chief Justice
April 17, 2017	Interviewed on TVO's The Agenda on the 35 <sup>th</sup> Anniversary of the <i>Charter</i>
November 10, 2016	Interviewed on TVO's The Agenda on the burden of jury duty
October 15, 2015	"Who governs in a minority is about more than just politics" (with Carissima Mathen, Adam Dodek, Errol Mendes, Peter Oliver and Michael Pal), <i>National Post</i> (op-ed)
August 5, 2015	"Ottawa's strange indifference to street checks" (with Leo Russomanno), <i>Ottawa Citizen</i> (op-ed)
June 1, 2015	"Truly representative juries matter" (op-ed), <i>National Post</i>
March 15, 2013	Appeared on CBC's <i>The Current</i> to discuss citizen's arrest
April 13, 2012	"Pragmatism over the rights of the accused" (op-ed), <i>Lawyers Weekly</i>