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# THE COURTS AND THE CANADIAN CONSTITUTION



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# Courts And The Canadian Constitution

**Peter H. Russell, Christian Leuprecht**



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Lederman, 1964-01-01 *The Oxford Handbook of the Canadian Constitution* Peter Crawford Oliver, Patrick Macklem, Nathalie Des Rosiers, 2017 The Oxford Handbook of the Canadian Constitution provides an ideal first stop for Canadians and non Canadians seeking a clear concise and authoritative account of Canadian constitutional law The Handbook is divided into six parts Constitutional History Institutions and Constitutional Change Aboriginal Peoples and the Canadian Constitution Federalism Rights and Freedoms and Constitutional Theory Readers of this Handbook will discover some of the distinctive features of the Canadian constitution for example the importance of Indigenous peoples and legal systems the long standing presence of a French speaking population French civil law and Quebec the British constitutional heritage the choice of federalism as well as the newer features most notably the Canadian Charter of Rights and Freedoms Section Thirty Five regarding Aboriginal rights and treaties and the procedures for constitutional amendment The Handbook provides a remarkable resource for comparativists at a time when the Canadian constitution is a frequent topic of constitutional commentary The Handbook offers a vital account of constitutional challenges and opportunities at the time of the 150th anniversary of Confederation *Essential Readings in Canadian Constitutional Politics* Peter H. Russell, Christian Leuprecht, 2011-01-01 *Essential Readings in Canadian Constitutional Politics* introduces students scholars and practitioners to classic authors and writings on the principles of the Canadian Constitution as well as to select contemporary material To complement rather than duplicate the state of the field it deals with the Canadian Charter of Rights and Freedoms and with Canadian mega constitutional politics in passing only focusing instead on institutions federalism intergovernmental relations bilingualism and binationalism the judiciary minority rights and constitutional renewal Many of the selections reverberate well beyond Canada's borders making this volume an unrivalled resource for anyone interested in constitutional governance and democratic politics in diverse societies **Law, Politics and the Judicial Process in Canada** Frederick Lee Morton, 2002 Since the first edition of this popular textbook appeared in 1984 the Charter of Rights and Freedoms has

transformed the role of the courts in Canadian politics The book introduces students to issues raised by the new political role of Canadian judges Law Politics and the Judicial Process in Canada features new introductions and new readings that deal with current issues in the realm of Canadian law and politics      **Governing with the Charter** James B. Kelly, 2006-05 Has parliamentary democracy been weakened by judicial responses to the Charter      The Supreme Court of Canada and its Justices 1875-2000 Supreme Court of Canada, Public Works and Government Services Canada, 2000-11-01 A commemoration of two significant dates The Supreme Court of Canada and its Justices is also a colourful portrait and an indispensable reference book A bilingual co publication of Dundurn Press and the Supreme Court of Canada the book contains biographies with portraits or photographs of every Justice appointed to the Court since its inception The Supreme Court of Canada and its Justices also features a preface by Chief Justice Beverley McLachlin and a history of the Court by former Chief Justice Antonio Lamer A succession list and a selected bibliography are included for researchers A key section of the book deals with the Court's distinguished building which was designed by renowned architect Ernest Cormier Written by Professor Isabelle Gournay of the University of Maryland and France Vanlaethem of the Universite du Quebec a Montreal this section is illustrated with Cormier's own watercolours and drawings as well as current photographs The Supreme Court of Canada and its Justices is a fitting commemoration of the Supreme Court's 125 years and its fiftieth year as the court of last resort in Canada      **The Canadian Constitution and the Courts** Barry L. Strayer, 1988      *Canadian Constitution in Transition* Richard Albert, Paul Daly, Vanessa A. MacDonnell, 2019-01-01 The year 2017 marked the 150th anniversary of Confederation and the 1867 Constitution Act Anniversaries like these are often seized upon as opportunities for retrospection This volume by contrast takes a distinctively forward looking approach Featuring essays from both emerging and established scholars The Canadian Constitution in Transition reflects on the ideas that will shape the development of Canadian constitutional law in the decades to come Moving beyond the frameworks that previous generations used to organize constitutional thinking the scholars in this volume highlight new and innovative approaches to perennial problems and seek new insights on where constitutional law is heading Featuring fresh scholarship from contributors who will lead the constitutional conversation in the years ahead and who represent the gender ethnic linguistic and demographic make up of contemporary Canada The Canadian Constitution in Transition enriches our understanding of the Constitution of Canada and uses various methodological approaches to chart the course toward the bicentennial      **Policy Change, Courts, and the Canadian Constitution** Emmett Macfarlane, 2018 Policy Change Courts and the Canadian Constitution aims to further our understanding of judicial policy impact and the role of the courts in shaping policy change Bringing together a group of political scientists and legal scholars this volume delves into a diverse set of policy areas including health care issues the regulation of elections criminal justice policy minority language education citizenship refugee policy human rights legislation and Indigenous policy Provided by publisher      **The Federal Court of Canada** Ian Bushnell, Osgoode Society for Canadian

Legal History,1997-01-01 This book is an authoritative history of the Federal Court of Canada The judges work in various areas of substantive law provides illustrations of the functioning of the Court in the adjudication of disputes     **Courts and Federalism** Gerald Baier,2011-11-01 Courts and Federalism examines recent developments in the judicial review of federalism in the United States Australia and Canada Through detailed surveys of these three countries Gerald Baier clearly demonstrates that understanding judicial doctrine is key to understanding judicial power in a federation Baier offers overwhelming evidence of doctrine s formative role in division of power disputes and its positive contribution to the operation of a federal system Courts and Federalism urges political scientists to take courts and judicial reasoning more seriously in their accounts of federal government Courts and Federalism will appeal to readers interested in the comparative study of law and government as well as the interaction of law and federalism in contemporary society     **A Sourcebook of Canadian Media Law** Robert Martin,Gordon Stuart Adam,1994 This edition examines the Canadian Constitution and its effect on the principle of freedom of expression The balance of the book directs attention to the laws that have been enacted that limit such freedom     **Comparative Constitutional Theory** Gary Jacobsohn,Miguel Schor,2018-02-23 The need for innovative thinking about alternative constitutional experiences is evident and readers of Comparative Constitutional Theory will find in its pages a compendium of original theory driven essays The authors use a variety of theoretical perspectives to explore the diversity of global constitutional experience in a post 1989 world prominently marked by momentous transitions from authoritarianism to democracy by multiple constitutional revolutions and devolutions by the increased penetration of international law into national jurisdictions and by the enhancement of supra national institutions of governance

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Nadav Morag, 2025-08-27 Provides practical globally informed solutions for a stronger U S homeland security framework Comparative Homeland Security Global Lessons Third Edition offers critical insights into how democratic nations around the world approach homeland security HS threats As the scope and complexity of HS challenges continue to expand ranging from terrorism and public health crises to nation state cyber operations and disinformation campaigns this much need book fills a crucial gap by systematically comparing international responses and offering lessons that can be adapted for the American context Author Nadav Morag an acknowledged expert with extensive experience both in the U S and internationally structures the text around key functional areas within homeland security such as counterterrorism critical infrastructure protection emergency management and civil military coordination The third edition significantly updates previous material integrating fresh analyses on grey zone threats and post pandemic public health security strategies New discussions on emerging threats including cyber enabled subversion of democratic institutions and infrastructure provide timely frameworks for understanding modern hybrid warfare Each chapter presents case studies from multiple democracies including the UK Israel Canada Australia France Germany and Japan emphasizing actionable strategies and institutional frameworks This global perspective enables readers to critically assess the transferability of foreign approaches to enhance U S homeland security through informed cross national learning Exploring how nations around the world address security challenges and what the U S can learn from their experiences this book Expands understanding of homeland security through comparative analysis of democratic nations policies and strategies Incorporates up to date discussions of urgent threats including cyberattacks and disinformation operations Explores international public health preparedness and lessons learned from global responses to COVID 19 Highlights critical infrastructure protection strategies from nations with diverse threat landscapes Includes analysis of interagency coordination and civil military relations in a global context Organized by thematic policy areas to enable quick reference to relevant case studies and strategic insights this is essential reading for graduate level students in homeland security emergency management criminal justice and public policy programs particularly in courses such as Comparative Homeland Security International Security Policy and Emergency Preparedness Practitioners in government defense and civil security roles will find the book's global perspective and practical applications a valuable resource in real world practice

Constraining the Court James B. Kelly, 2024-05-01 When the Supreme Court of Canada makes a decision that invalidates a statute it creates a constitutional moment But does that have a direct and

observable impact on public policy Constraining the Court explores what happens when a statute involving a significant public policy issue French language rights in Quebec supervised consumption sites abortion or medical assistance in dying is declared unconstitutional James B Kelly examines the conditions under which Parliament or provincial territorial legislatures attempt to contain the policy impact of judicial invalidation and engage in non compliance without invoking the notwithstanding clause He considers the importance of the issue the unpopularity of a judicial decision the limited reach of a negative rights instrument such as the Charter the context of federalism and the mixture of public and private action behind any legislative response While the Supreme Court s importance cannot be denied this rigorous analysis convincingly concludes that a judicial decision does not necessarily determine a policy outcome *Judicial Dialogue and Human Rights* Amrei Müller, Hege Elisabeth Kjos, 2017-05-25 A comprehensive analysis of the extent method purpose and effects of domestic and international courts judicial dialogue on human rights

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