



# David Asper Centre for Constitutional Rights UNIVERSITY OF TORONTO

## 2016-2017 ANNUAL REPORT



*Realizing Constitutional Rights through Advocacy, Education and Academic Research*

39 Queen's Park Crescent E., Toronto, Ontario, M5S 2C3  
(416) 978-0092 • [www.aspercentre.ca](http://www.aspercentre.ca)

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# ABOUT THE ASPER CENTRE

The David Asper Centre for Constitutional Rights is a centre within the University of Toronto, Faculty of Law devoted to advocacy, research, and education in the areas of constitutional rights in Canada. The Centre aims to play a vital role in articulating Canada's constitutional vision to the broader world. The cornerstone of the Centre is a legal clinic that brings together students, faculty and members of the bar to work on significant constitutional cases and advocacy initiatives.

Through the establishment of the Centre the University of Toronto joins a small group of international law schools that play an active role in constitutional debates of the day. It is the only Canadian Centre in existence that attempts to bring constitutional law research, policy, advocacy and teaching together under one roof. The Centre was established through a generous gift from University of Toronto Faculty of Law alumnus David Asper (LLM '07).

## VISION, MISSION AND VALUES

**VISION** Sophisticated awareness, understanding and acceptance of constitutional rights in Canada.

**MISSION** Realizing constitutional rights through advocacy, education and academic research.

**VALUES** The Centre's ideals are those of the Canadian Charter of Rights and Freedoms and will guide the Centre in its work.

- **Excellence:** the Centre is committed to high quality academic research, intellectual engagement, and intellectual rigour as the foundations for all of its work.
- **Independence:** the Centre's location within an academic institution provides the basis for trust, integrity, and intellectual freedom and diversity.
- **Diversity:** the Centre is committed to diversity in its interaction with community organizations and groups and to intellectual diversity in its work and approach to legal analysis.
- **Innovation:** the Centre seeks to shape the direction of constitutional advocacy, to be flexible in order to respond to emerging constitutional issues, and to use the Charter to transform Canada's legal and policy landscape.
- **Access to Constitutional Rights:** the Centre seeks to promote access to constitutional justice and human rights for vulnerable individuals & groups.



# MESSAGE FROM THE EXECUTIVE DIRECTOR

One key organizing theme that we utilized this year in our planning was Canada's Sesquicentennial. Our Constitutional Roundtable series has brought together scholars of constitutional law to talk about seminal constitutional cases in Canada's history. This series will culminate in a one day event on October 20, 2017 with nine papers and a key note by Professor John Borrows. This event promises to be challenging and engaging. I am delighted to include faculty members such as Hamish Stewart, Audrey Macklin, Richard Stacey, David Schneiderman, Lorraine Weinrib and Carol Rogerson in various roles.

It is this engagement with faculty members that makes the Asper Centre so successful as a Centre within the University. We have consistently drawn upon the depth of expertise within our institution to support our workshops, symposia and our litigation. I am particularly proud of the work that we did with Professors Macklin, Denise Reaume and Yasmin Dawood on our intervention in the *Frank* appeal at the Supreme Court of Canada. The result is what I believe to be a sophisticated analysis of our voting rights under section 3 of the *Charter*. While the case was adjourned until 2018 because of the introduction of legislation that would rectify most of the concerns raised by non-resident citizens who had been denied the right to vote, the work the students and faculty did was precisely what makes us unique. We combined scholarship, expertise and student learning, along with a new effort to give alumni in junior positions in the practising bar a unique learning opportunity. I hope that we are able to facilitate more of these types of projects in the future.

In this vein, I am pleased that we have begun to engage alumni of the clinic in future work of the Centre. With a steering committee of diverse alumni, from various stages and types of practice, we will be kicking off our first event in November 2017 to highlight the exciting work that our graduates are doing. The format is being called 5-in-5, where five alumni speak for five minutes about the exciting work that they are doing in the area of constitutional law. We hope that this will be the first of many such events. We will definitely be engaging our alumni in our plans to celebrate our 10th anniversary in 2018.



Cheryl Milne, LL.B, MSW  
Executive Director



# ADVOCACY AND LITIGATION

## **Attorney General of Canada on behalf of the Republic of India v. Surjit Singh Badesha, et al.**

This appeal, heard on March 20, 2017, centred on the issue of the respondents' s.7 Charter rights with respect to a surrender for extradition under the *Extradition Act*. The respondents were the uncle and mother, respectively, of the victim, and allegedly planned a long-distance "honour killing" in India from Canada because the victim had married a man whom the respondents considered unsuitable. India sought the respondents' extraditions for prosecution on the offence of conspiracy to commit murder.

The Asper Centre, represented by John Norris, argued that the Minister of Justice's decision to surrender a person for extradition engages s.7 of the *Charter* and the principles of fundamental justice. The extradition process not only serves to ensure prompt compliance with Canada's international obligations, but also protects the rights of the person sought. The proportionality test set out in *Doré v. Barreau du Quebec* must be taken into account when the Minister makes a surrender decision. In demonstrating that proportionality has been met, the state must adduce evidentiary support to strike a balance of the *Charter* protections at play.

The Supreme Court's decision has yet to be released.

## **Gillian Frank, et al. v. Attorney General of Canada**

The Asper Centre was granted intervener standing in this appeal, which dealt with the constitutionality of certain provisions of the Canada Elections Act. The appellants were Canadian citizens residing in the United States and were refused voting ballots for the 2011 Canadian General Election since they had been residing outside of Canada for more than five years.

The Ontario Superior Court of Justice held that the impugned provisions of the Act were unconstitutional by virtue of violating the appellants' right to vote under s. 3 of the *Charter*. The Ontario Court of Appeal overturned this decision, holding that this violation was saved by s.1 of the *Charter*. The Court of Appeal reasoned that the limitation is rationally connected to the government's pressing and substantial objective of preserving Canada's "social contract" (whereby resident citizens submit to the laws passed by elected representatives because they had a voice in making such laws); it minimally impairs the voting rights of non-resident citizens by ensuring they may still vote if they resume residence in Canada; and the limitation's deleterious effects do not outweigh the law's benefits.

The Asper Centre completed its written submissions on December 9, 2016 intending to give oral arguments in February 2017, but the date for the appeal hearing was

postponed to March 2018. The Asper Centre submitted that the impugned provisions do indeed violate s. 3 of the *Charter* and cannot be justified under section 1. Restricting the franchise to resident citizens redefines the meaning and scope of section 3. Further, the proposed ‘social contract’ objective is insufficiently important to justify a violation of the right to vote under section 1. Allowing a theoretical construct to justify *Charter* infringements is equally problematic as it is dangerous. Tentatively, the Supreme Court scheduled the appeal for March 21, 2018.



*Clinic Student, Patrick Enright at the Supreme Court of Canada for the Badesha Appeal.*

# FIRESIDE CHAT: The Future of Charter Litigation

## Perspectives of the Future of Charter Litigation in Canada: A Fireside Chat with Raj Anand & David Asper

On November 23, 2016, the Asper Centre convened a discussion on the utility of constitutional litigation. The discussion addressed questions such as: Should a government pay for its citizens to challenge the constitutionality of that government's laws? How reliable is a government's commitment to provide this kind of funding? Is constitutional litigation the best way to protect Canadians' constitutional rights?

Executive Director Cheryl Milne chaired the discussion which focused on the Court Challenges Program ("CCP"). Created in 1978, the CCP funded legal challenges to laws offending equality and official language minority rights guaranteed under the Canadian constitution, including the Charter of Rights and Freedoms.



The discussion was a study in contrasting viewpoints: Anand's more conservative (reflecting his long experience as a member of the CCP's Equality Rights Panel), and Asper's more radical. Asper was adamant, for example, that the CCP's strength comes from its independence. "It's irresistible, in my view, that when you have an organization whose objective is to challenge the government, sooner or later the government will defund you—whatever the stripe." Anand replied that perfect independence is impossible: "Ultimately, public money has to be carefully safeguarded and spent pursuant to government policies. So, like it or not, there are always public servants that have a direct and indirect impact on the program." Asper was unmoved, suggesting at one point that the CCP will always be "a sitting duck for government."

The ensuing discussion canvassed various alternatives to constitutional litigation, including less reliance on traditional adversarial processes (at the cost of establishing fewer binding precedents), a specialized constitutional court (diametrically opposed to the Supreme Court of Canada's view on which tribunals can adjudicate Charter claims), and reformed civil procedure rules. Several members of the audience wondered at the viability of privately funded litigation supplanting the CCP, such as US-style charitable organizations seeking public interest standing to bring constitutional challenges.

The discussion concluded with Asper underlining the ongoing—soon to be imminent—need to re-engage Canadians on the importance of Charter litigation following the CCP's suspension in 2006: "We've probably come through an era of government where [the Charter] wasn't so popular," he said, "and that's no longer the case." Asper concluded by reminding the audience of what he sees as the broader context for the reformed CCP. Once again addressing the audience watching by webcast, he said, "Canadians are losing faith in our justice system as we continue to talk about doing all these things to fix it, and don't fix it."

# PANELS AND LECTURES

## Indigenous Mobilization and Environmental Justice in Canada

November 14, 2016 | Speaker: Dr. Sarah Marie Web, Assistant Teaching Professor at the University of Victoria

*This panel was jointly hosted with the Aboriginal Law Program as part of its Speaker Series*

In her presentation, Dr. Webb considered the Aamjiwnaag First Nation and whether the law has failed to protect this community from the chemical manufacturing occurring around the land. She discussed what Canadian and Indigenous governments are doing now to protect this land, and the challenges jurisdictional issues pose for the creation of environmental justice policy.

## Morris A. Gross Lecture

January 19, 2017 | Speaker: The Honourable George R. Strathy, Chief Justice of Ontario

In this lecture, titled “Judicial Courage and Restraint in Canadian Constitutional History”, Chief Justice Strathy discussed the need for judges to have “humility and humanity” when dealing with court cases involving Indigenous peoples. Speaking in the context of reconciliation, he emphasized embracing the “Gladue spirit” in criminal sentencing, and reflected on his own evolution as a judge.

## Dr. Anver Emon Special Lecture

February 28, 2017 | Speaker: Dr. Anver Emon, Professor at the University of Toronto Faculty of Law | Moderated by Executive Director Cheryl Milne

Dr. Emon’s lecture titled, “What’s the fuss about ‘Islam’ and ‘Muslims’? Thinking in an Age of Information Overload” reflected on social constructs of these titles. Professor Emon offered a framework for filtering the random bits of information that fall from the Twitter-sphere.

## Panel: Careers in Constitutional Law

March 2, 2017 | Panelists: Joseph Cheng of the Department of Justice of Canada, Nader Hasan a partner in the firm of Stockwoods Barristers, Dan Rohde a staff lawyer at the Income Security Advocacy Centre, and Cara Zwibel, the Director of the Fundamental Freedoms Program at the Canadian Civil Liberties Association | Moderated by Tal Schreier

The Asper Centre convened a Constitutional Law career panel in response to law students’ common question: How can I practice constitutional law? The panelists reflected on their own careers and answered questions about their jobs, their professional paths and their best pieces of advice to students.



# CONSTITUTIONAL ROUNDTABLES

## **The Strange Antipodean Afterlife of John Hart Ely’s Democracy and Distrust**

November 16, 2016 | Author: Claudia Geiringer, Victoria University of Wellington School of Law, New Zealand |

Claudia Geiringer discussed her paper which tells the story of John Hart Ely’s process-perfecting theory of constitutional interpretation of the United States Constitution because a blueprint for the design of the New Zealand Bill of Rights Act.

## **Normalizing the Exception in Canada**

February 9, 2017 | Author: Hugo Cyr , Université du Québec à Montréal

Hugo Cyr presented his article highlighting the process of normalization of the exception in the Canadian constitutional context, focusing on how extreme necessity may have pushed the Supreme court to develop an extraordinary constitutional remedy.

## **The Alberta Press Case**

March 1, 2017 | Author: Richard Haigh, Osgoode Hall Law School at York University

Richard Haigh presented his work on the Alberta Press Case, discussing its significance in foreshadowing the creation of the *Charter* and the Supreme Court’s belief in its own stature and strength.

## **Section 7 and the Idea of the *Charter***

March 22, 2017 | Speaker: Jamie Cameron, Osgoode Hall Law School at York University

Jamie Cameron used section 7 as a lens through which to look at the *Charter*, treating s. 7 as a metaphor for the challenges of *Charter* decision making.



Professor Jamie Cameron, photo courtesy of Osgoode Hall Law School



Professor Hugo Cyr, photo courtesy of Université du Québec à Montréal

# JANET MINOR: Constitutional Litigator in Residence



Called to the Bar in 1975, Minor holds an LLB from the University of Toronto and an LLM from Osgoode Hall Law School. She has worked in public law since 1977, and up until her election as Treasurer in 2014, was general counsel in the Constitutional Law Branch of Ontario's Ministry of the Attorney General. She has argued many significant cases on behalf of Ontario at all levels of court in Ontario, and at the Supreme Court of Canada. She has been a frequent speaker and participated in education programs on public law and an Adjunct Professor at both the University of Toronto, Faculty of Law and Osgoode Hall Law School. Minor is a founding director of the Association of Law Officers of the Crown (ALOC), past director of The Advocates' Society, and has served on the boards of the Law Foundation of Ontario and the Ontario Justice Education Network. She was first elected as a bencher of the Law Society in 2001, then re-elected in 2006 and 2011. She was elected to the position of Treasurer of The Law Society of Upper Canada from 2014 – 2016. She was the 4th woman to hold that position and the first Treasurer from the public sector. She has received the Women's Law Association President's Award (2003), the Ontario Bar Association's Tom Marshall Award (2010), the ALOC Carol Creighton Award for Contribution to Public Law (2013), and a Zenith Award celebrating leading women lawyers from Lexpert (2013).



# CLINICAL LEGAL EDUCATION

## Clinic Students

Jack Cheng, Taha Hassan, Ryan McNamara, Samuel Mosonyi, Alexis Mulvenna, Geetha Philipupillai, Lauren Pinder, Scarlet Smith

## Clinic Projects

### *Gillian Frank et al. v. Attorney General of Canada*

Students worked on the application for intervention of this case, developing a work plan, including how the intervention would inform the s.3 right to vote in future cases. Students helped to draft the affidavit, notice of motion, motion record, and memorandum of argument, with consultation from the Asper Centre's faculty advisors and the co-counsel to the intervention.

### *R v. Tinker et al.*

Students worked with John Norris and Hamish Stewart on researching and developing a potential intervention in this appeal at the Ontario Court of Appeal in respect of the constitutionality of a mandatory victim surcharge. After the government introduced legislation to restore judicial discretion, and in light of the number of interveners proceeding, the Asper Centre decided not to intervene. The students provided additional research on remedies to the other interveners.

I am grateful to have had my first experience of this sort in the context of the Asper Clinic where I had the guidance and support of experienced practitioners to inform me of how to proceed.

### Assisted Human Reproduction

Students worked on a policy brief for an outside organization who wished to advocate for better compensation for surrogates. Students interviewed people who had engaged surrogates and research the Charter issues that were relevant.

### Immigration Detention

Students did research on the Charter rights implications of immigration detention of children.

## Clinic Guest Speakers

- **Zachary Green** from the Constitutional Law Branch of the Attorney General of Ontario
- **Cara Zwibel** of the Canadian Civil Liberties Association
- **Justice Kathleen Feldman** of the Ontario Court of Appeal
- **Susan Barker** on the joys of researching legislative history
- **Professor Kent Roach** on remedies

## Pro Bono Assistance

- **Janet Minor** served as our constitutional litigator in residence, co-teaching the clinic
- **Louis Century** served as pro bono counsel with Audrey Macklin in our intervention in the *Frank* appeal.
- **John Norris** served as pro bono counsel in the Centre's intervention in *Badesha*



# STUDENT ENGAGEMENT

## 2014-2015 WORKING GROUPS

### Privacy Working Group

*J.D. student leaders:* Carolyn Mouland, Lauren Pinder, Geneviève Ryan, Sarah Teich

*With Prof Kent Roach, Prof Lisa Austin. Cheryl Milne and Tal Schreier*

This group prepared a policy submission in response to the government's "Our Security, Our Rights: National Security Green Paper, 2016" as part of an ongoing consultation process on Canada's national security framework by Public Safety Canada. The submission focused on warrantless access to basic subscriber information by the government.

Other student contributors included:

Stuart Agnew, Rachel Chan, Patrick Enright, Abigail Herrington, Albert Kwan, Patrick Liao, Dylan Murray, Nicole Nazareth, Colin Romano, Kennedy Simpson, Daniel Sigoreo, Emily Stewart, Sarah Strban, Glen Tucker, Mark Wolfe, Alexia Yang

### Environmental Law Working Group

*J.D. student leaders:* Susan Fridlyand, Rebecca Meredith, Gillian Olsen

Following up on the work of the Environmental Law Working Group from 2015-2016, this group assisted the University of Toronto Environmental Action Group (UTEA) to prepare and draft the legal arguments pertaining to intergenerational youth justice and climate change that formed part of UTEA's advocacy document, entitled "Give Our Children a Future: the Moral and Legal Obligation of the Government of Canada to Act on Climate Change".

Other student contributors included:

Zachary Biech, Daniel Biggs, Michael Cleveland, Stephanie D'Amico, Rita De Fazio, Simon Fraser, Hayley Goldfarb, Carly Hicks, Mike Jaworski, Katrina Kairys, Patrick Sobchak, Louell Taye, Mike Van der Meer; Marco Wai

The Asper Centre accepts proposals from Faculty of Law students who are interested in leading a working group. Working groups provide students with the opportunity to conduct legal research and advocacy on Canadian constitutional rights issues, often in partnership with an external organization.



## WILSON MOOT 2017

The University of Toronto's Wilson Moot Team again achieved outstanding results with the support of the Asper Centre.

This year's team included Wesley Dutcher-Walls, Jacob Gehlen, Katrina Longo and Maryam Shahid. Competing against 11 other participating law schools the team placed first overall, The team also placed second for best written argument, and Katrina Longo was named the top oralist. The team was coached by Cheryl Milne, Joe Cheng and Lorraine Weinrib, and supported by student coaches Giorgio Triani, Sarah Bittman, Winston Gee, and Geetha Philipupillai.

The problem focused on a section 15 *Charter* challenge to the Winnipeg School Division's decision restricting the ability for public school girls to play on the boys' soccer team. The appellants challenged the decision on the basis that it discriminated against them on a basis of sex.



*The 2017 Wilson Moot team. Left to right: Cheryl Milne, Wesley Dutcher-Walls, Maryam Shahid, Madam Justice Marie José Hogue of the Court of Appeal of Quebec, Chief Justice Beverley McLachlin of the Supreme Court of Canada, Madam Justice Julie A. Thorburn of the Ontario Superior Court of Justice, Katrina Longo, Jacob Gehlen, and Joseph Cheng.*

## STUDENT RESEARCH ASSISTANTS

**Geneviève Ryan**, Research Assistant Summer 2016— Geneviève worked this summer for the Asper Centre conducting legal research and writing support. She also led the Privacy working group.

**David Mba**, Work Study Student 2016/17 —David provided support through the work study program.

# LOOKING AHEAD

## Asper Centre Ten Year Anniversary

Next year the Asper Centre will be celebrating 10 years. We will be working with our alumni and the Faculty to organize an event to note the occasion.

## Clinical Legal Education and Working Groups

The Asper Centre student working groups for 2017-2018 will be exploring issues related to the rights of indigenous peoples in the context of child welfare services, refugee rights and police accountability mechanisms.

## Symposium

On October 20, 2017, the Asper Centre will host a Constitutional Law Symposium in celebration of Canada's Sesquicentennial. This symposium will focus on the development of Canada's constitutional and human rights from the British North America Act to the Canadian Charter of Rights and Freedoms and provide an analysis of constitutional litigation throughout Canada's history with a focus on seminal cases that have made an impact on the Canadian constitutional rights landscape over the past 150 years. Speakers will include: Hamish Stewart, University of Toronto Faculty of Law; Martha Jackman, University of Ottawa, Faculty of Law; Audrey Macklin, University of Toronto, Faculty of Law; Ben Berger, Osgoode Hall Law School; Richard Moon, University of Windsor, Faculty of Law; Margot Young, University of British Columbia, Allard School of Law; Eric Adams, University of Alberta, Faculty of Law; Richard Stacey, University of Toronto, Faculty of Law; David Schneiderman, University of Toronto, Faculty of Law. The keynote speaker will be Professor John Borrows, University of Victoria, Faculty of Law.

## Constitutional Roundtables

The scheduled speaker for the fall term is Richard Albert, Associate Professor at Boston College Law School. His presentation is titled, "The Most Powerful Court in the World?: Constitutional Amendment after the Senate Reform and Supreme Court Act References." Additional speakers are scheduled for the Winter term.



# RESEARCH AND WRITING

## PUBLICATIONS FROM SYMPOSIA

An issue of the *Constitutional Forum* e-journal was dedicated to the 2016 symposium, on “The State of Canada’s Constitutional Democracy.” This special issue was composed of a compilation of articles presented at the symposium of the same name held at the University of Toronto in February 2016. The symposium was organized by Executive Director Cheryl Milne, and Professor Lorraine Weinrib of the University of Toronto Faculty of Law. Its purpose was to examine the extent to which current Canadian governance is complying with modern constitutional principles.

## WEBSITE UPDATES

Our Cross-Canada Appellate Cases and Supreme Court Case Materials sections have continued to be updated over the past year. The Asper Centre website serves the important role of making case summaries, facts and information readily available to the public for research and education. Webcasts of events run by the Asper Centre, and commentary on recent decisions in cases that the Asper Centre intervened in are available on the website.

We have also recently remodeled our website in order to better feature the work that we do, in addition to making the website more accessible.

## IN THE NEWS

Amanda Ferguson, “Exclusive; Toronto officers charged with gang sex assault seek to toss case” *CityNews* (September 21, 2016). - Cheryl Milne explains the recent tangible limits set by the Supreme Court for how long cases can drag out, putting the onus back on the State to make sure trials proceed at a reasonable time.

### Awards

Kent Roach was awarded a 2017 Molson Prize for outstanding scholarship and contributions (May 17 2016)

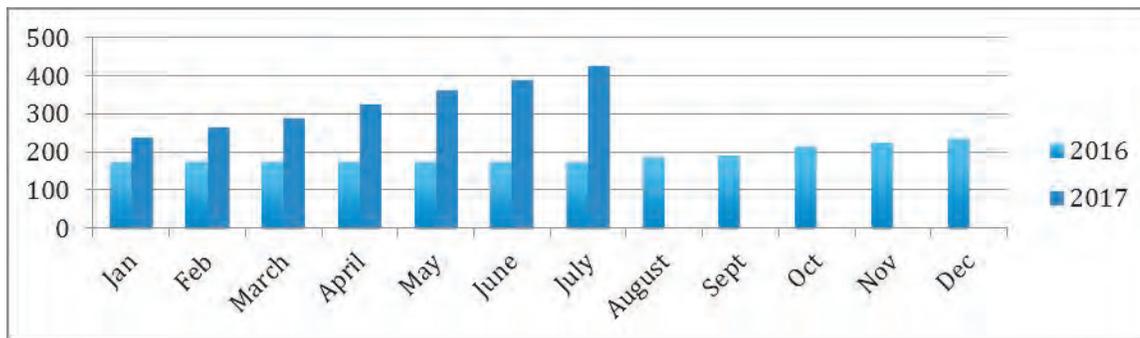
Lisa Austin received the Connaught Global Challenge Award for “Information Technology, Transparency and Transformation Lab” (March 10, 2017)



# SOCIAL MEDIA REPORT

## Twitter: @AsperCentre

### FOLLOWERS



The Asper Centre’s twitter account has steadily attracted more followers over the past 18 months. The Asper Centre’s followers have doubled since September 2016. The month of June 2017 alone saw a 9.6% increase in followers (from 390 to 420).

The Asper Centre’s tweets get a remarkable number of views (impressions) and responses, far more than its number of followers, thanks to retweets from @UTLaw and other popular followers (this is highly unusual—most accounts are lucky to have tweets seen by 10% of their followers on average). Quite a few tweets had strong engagement rates (over 2.0%), especially in relation to the number of followers. This suggests that the Asper Centre’s twitter influence goes well beyond its number of followers, that its followers are committed and engaged, and that there is room for continued growth.

#### Average Monthly Impressions

2016 = 8.2K/ month

2017 = 33.1K/ month

## Facebook: Facebook.com/daccr

As with Twitter, the reach of the Asper Centre’s Facebook (that is the number of people who see it on their Facebook feed) is very good relative to the number of people who like the page (415). This is true even for posts that were not shared by U of T Law or others. As well, many posts prompt significant numbers of click-throughs and responses, which suggests that people who like the Asper Centre Facebook page are very committed to and interested in its work, and that there is room for growth.



# PRO BONO CONTRIBUTIONS

## Faculty Support

- **Prof. Audrey Macklin** was counsel for the Centre on the Frank appeal. Professors Yasmin Dawood and Denise Reaume assisted with the development of the legal arguments.
- **Prof. Hamish Stewart** worked with John Norris on the development of potential legal arguments in the Tinker appeal.

## Pro Bono Lawyers

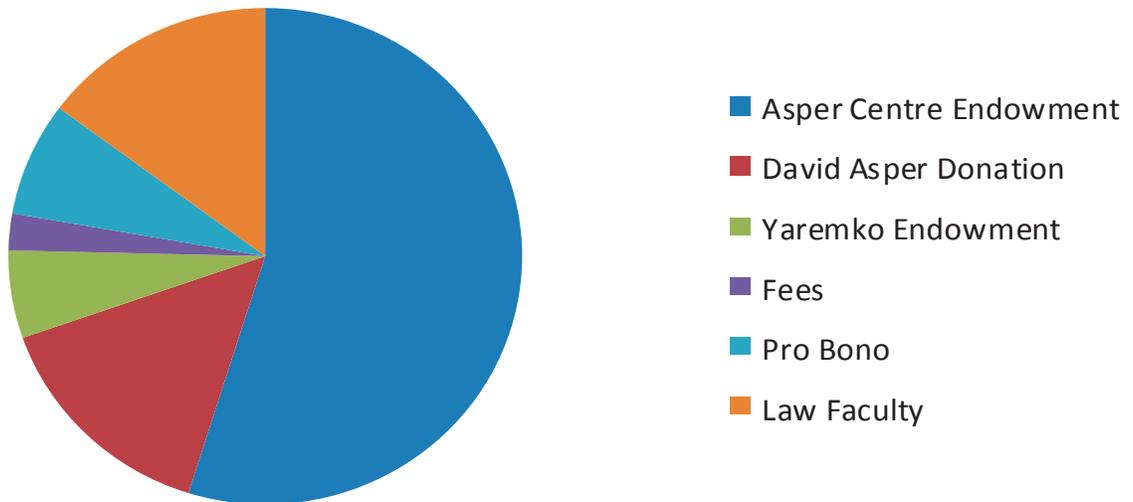
- **John Norris** acted as our pro bono counsel in the Badesha appeal at the Supreme Court of Canada
- **Louis Century** of Goldblatt Partners LLP worked with Audrey Macklin as our counsel on the Frank appeal.



**JOHNNORRIS.CA**



## Sources of Financial and In-Kind Contributions



We continue to be grateful for the 5-year commitment of an additional annual donation by David Asper toward the operating costs of the Centre. In addition to ensuring that we continue to meet those operating expenses, it has allowed us to hire a program coordinator on a temporary basis to support the work of the Centre.

# ADVISORY GROUP



**Professor Yasmin Dawood** is the chair of the Advisory Group. She is an Associate Professor at the Faculty of Law. Professor Dawood's research and teaching interests include the law of democracy, American and Canadian constitutional law, and democratic theory. She holds a J.D. from Columbia Law School, and an M.A. and Ph.D. in Political Science from the University of Chicago, where she held a Mellon Fellowship and a University Fellowship. She was awarded a Social Sciences and Humanities Research Council (SSHRC) Postdoctoral Fellowship, which she held at the Centre for Ethics, University of Toronto. Professor Dawood is admitted to the Bar of New York and she practiced law with the firm of Cleary, Gottlieb, Steen & Hamilton



**Professor Kent Roach** holds the Prichard-Wilson Chair of Law and Public Policy. His research interests include the comparative study of miscarriages of justice, judicial review, and anti-terrorism law and policy. He is the author of 12 books, the co-editor of several collections of essays and published casebooks, the author of the Criminal Law and Charter volumes in Irwin Law's essentials of Canadian law series, and has published over 200 articles and chapters. He served as counsel in several important *Charter* cases, recently appearing at the Supreme Court in the landmark case, *City of Vancouver v Ward*. He represented the Asper Centre in *Downtown Eastside Sex Workers, Kokopenace & Spears* appeals, and *Tanudjaja et*



**Anna Su** is an Assistant Professor at the Faculty of Law. Her primary areas of research include the law and history of international human rights law, U.S. constitutional law (First Amendment), and law and religion. Anna holds an SJD from Harvard Law School where her dissertation was awarded the John Laylin Prize for best paper in international law. She received her JD and AB degrees from the Ateneo de Manila University in the Philippines. Prior to coming to Toronto, she held a postdoctoral fellowship at the Baldy Center for Law and Social Policy based in SUNY Buffalo Law School, and a graduate fellowship in ethics with the Edmond J. Safra Center for Ethics at Harvard University. She worked as a law clerk for the Philippine Supreme Court and was a consultant to the Philippine government negotiating panel with the Moro Islamic Liberation Front.



**John Norris** received a B.A. (Honours Philosophy) from Carleton University and an M.A. (Philosophy) from the University of Western Ontario. He received his LL.B. from the University of Toronto in 1991 and was called to the Bar of Ontario in 1993. He has maintained a trial and appellate practice in the areas of criminal, constitutional and national security law. He is an adjunct member of the Faculty of Law where he has taught Advanced Criminal Law, Evidence Law, Advanced Evidence and Legal Ethics. He is the author of several scholarly articles, an Assistant Editor of the Canadian Rights Reporter and a frequent contributor to continuing legal education programs. In 2008, he was appointed by the Minister of Justice to the roster of Special Advocates for security certificate proceedings under the Immigration and Refugee Protection Act. In 2011, he received the Catzman Award for Professionalism and



**Professor Malcolm Thorburn** is an Associate Professor at the Faculty of Law. Prior to joining the Faculty of Law in 2013, he was Canada Research Chair in Crime, Security and Constitutionalism at Queen's University. His writing focuses on theoretical issues in and around criminal justice including criminal law and procedure, sentencing, policing, national security and surveillance. His work has appeared in such publications as the Yale Law Journal, the Boston University Law Review, the University of Toronto Law Journal, Criminal Law and Philosophy and several books at Oxford University Press and Hart Publishing.



# DEDICATED PEOPLE

The Centre would like to acknowledge the invaluable contribution of the many faculty members, staff, students, alumni and legal practitioners who have made our activities and events possible. We would like to thank them for their efforts, insight and support.

## Faculty Members and Staff

Alexis Archbold	Denise Reaume
Lisa Austin	Dylan Reid
Susan Barker	Kent Roach
Lucianna Ciccocioppo	David Schneiderman
Chantelle Courtney	Hamish Stewart
Yasmin Dawood	Anna Su
Anver Emon	Jennifer Tam
Sara Faherty	Malcom Thorburn
Nadia Gulezko	Lorraine E. Weinrib
Dean Iacobucci	Matthew Willis
Audrey Macklin	
Samer Muscati	
Kara Norrington	

## Friends and Volunteers

Hon. Chief Justice George R. Strathy  
Hon. Justice Kathryn Feldman  
Joseph Cheng, Department of Justice  
Zachary Green, Constitutional Law Branch, AGO  
Nader Hasan, Stockwoods Barristers  
Cara Zwibel, CCLA  
Janet Minor  
John Norris  
Dan Rohde, ISAC  
Errol Mendes, University of Ottawa  
John Norris  
Louis Century, Goldblatt Partners LLP

## Students

Jack Cheng	Mark Wolfe
Taha Hassan	Alexia Yang
Ryan McNamara,	Stephanie D'Amico
Samuel Mosonyi	Rita De Fazio
Alexis Mulvenna	Simon Fraser
Geetha Philipupillai	Hayley Goldfarb
Lauren Pinder	Carly Hicks
Scarlet Smith	Mike Jaworski
Patrick Enright	Katrina Kairys
Carolyn Mouland	Patrick Sobchak
Lauren Pinder	Louell Taye
Geneviève Ryan	Mike Van der Meer
Sarah Teich	Marco Wai
Susan Fridlyand	
Rebecca Meredith	
Gillian Olsen	
Stuart Agne	
Rachel Chan	
Abigail Herrington	
Albert Kwan	
Patrick Liao	
Dylan Murray	
Nicole Nazareth	
Colin Romano	
Kennedy Simpson	
Daniel SIGNOREO	
Emily Stewart	
Sarah Strban	
Glen Tucker	





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