

THE SUPREME COURT OF NOVA SCOTIA, 1754 - 2004

From Imperial Barron to Provincial Oracle



EDITED BY
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Supreme Court Of Nova Scotia 1754 2004

**Zenon Bankowski, Maksymilian Del
Mar, Paul Maharg**



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The Court of Queen's Bench of Manitoba, 1870-1950 Dale Brawn, Osgoode Society for Canadian Legal History, 2006-01-01 This study of the Manitoba judiciary is not only the first biographical history to examine an entire provincial bench it is also one of the first studies to offer an internal view of the political nature of the judicial appointment process Dale Brawn has penned the biographies of the first thirty three men appointed to Manitoba's Court of Queen's Bench The relative youth of Manitoba as a province and the small size of its legal profession makes possible an exceptionally detailed investigation of the background of those appointed to the province's highest trial court The biographical data that Brawn has collected for this book highlights the extent to which judicial candidates underwent a socialization process designed to produce a legal elite whose members shared remarkably similar views and ways of thinking In addition these biographies suggest that until at least 1950 seats on provincial benches were rewards for political services rendered Many lawyers became judges not because of their legal ability but because they had made themselves known in the communities in which they practiced This fascinating study offers an intimate look at personalities ranging from prime ministers to members of the bench and both senior levels of government

Essays in the History of Canadian Law, Volume X J. Phillips, R. Roy, J. McMurry, John T. Saywell, 2008-09-18 Covering a broad range of topics this volume examines developments over the last two hundred years in the legal profession and the judiciary nineteenth century prison history as well as the impact of the 1815 Treaty of Paris

Reckoning with Racism Constance Backhouse, 2022-11-22 In 1997 complacency about the racial neutrality of a predominantly white judiciary was shattered as the Supreme Court of Canada considered a complaint of judicial racial bias for the first time The judge in question was Corrine Sparks the country's first Black female judge Reckoning with Racism considers the RDS case A white Halifax police officer had arrested a Black teenager placed him in a choke hold and charged him with assaulting an officer and obstructing arrest In acquitting the teen Judge Sparks remarked that police sometimes overreacted when dealing with non white youth The acquittal held but most of the white appeal judges critiqued her comments based on the tradition that the legal system was non racist unless proven otherwise That became a matter of wide debate This book assesses the case of alleged anti white judicial bias the surrounding excitement the dramatic effects on those involved and the significance for the Canadian legal system

Liberalism and Hegemony Michel Ducharme, Jean-François Constant, 2009-01-01 The essays collected here explore the possibilities and limits presented by The Liberal Order Framework for various segments of Canadian history and within them the paramount influence of liberalism throughout the nineteenth and twentieth centuries is debated in various contexts

Three Plays of Maureen Hunter Hunter, Maureen, 2003 Book is clean and tight No writing in text Like New **Canada and the British Empire** Phillip Alfred Buckner, 2008 Canada and the British Empire traces the history of Canada within the wider context of British imperialism Exploring themes such as migration gender imperial law and aboriginal experiences it sheds new light on the

creation of Canada and the country's critical role in the evolution of the Empire

The Arts and the Legal Academy Zenon Bankowski, Maksymilian Del Mar, Paul Maharg, 2016-04-01 In Western culture law is dominated by textual representation. Lawyers, academics and law students live and work in a textual world where the written word is law and law is interpreted largely within written and printed discourse. Is it possible, however, to understand and learn law differently? Could modes of knowing, feeling, memory and expectation commonly present in the Arts enable a deeper understanding of law's discourse and practice? If so, how might that work for students, lawyers and academics in the classroom and in continuing professional development? Bringing together scholars, legal practitioners internationally from the fields of legal education, legal theory, theatre, architecture, visual and movement arts, this book is evidence of how the Arts can powerfully revitalize the theory and practice of legal education. Through discussion of theory and practice in the humanities and Arts, linked to practical examples of radical interventions, the chapters reveal how the Arts can transform educational practice and our view of its place in legal practice. Available in enhanced electronic format, the book complements *The Moral Imagination* and *The Legal Life*, also published by Ashgate.

Essays in the History of Canadian Law J. Phillips, R. Roy McMurtry, John T. Saywell, 2008-09-18 Written to honour the life and work of the late Peter N. Oliver, the distinguished historian and editor in chief of the Osgoode Society for Canadian Legal History from 1979-2006, this collection assembles the finest legal scholars to reflect on the issues in and development of the field of legal history in Canada. Covering a broad range of topics, this volume examines developments over the last two hundred years in the legal profession and the judiciary, nineteenth-century prison history as well as the impact of the 1815 Treaty of Paris. The introduction also provides insight into the history of the Osgoode Society and of Oliver's essential role in it, along with an illuminating analysis of the Society's publications program, which produced sixty-six books during his tenure. A fitting tribute to one of the foremost legal historians, this tenth volume of *Essays in the History of Canadian Law* is a significant contribution to the discipline to which Oliver devoted so much.

Law, Debt, and Merchant Power James Muir, 2016-10-27 In the early history of Halifax, 1749-1766, debt litigation was extremely common. People from all classes frequently used litigation and its use in private matters was higher than almost all places in the British Empire in the 18th century. In *Law, Debt, and Merchant Power*, James Muir offers an extensive analysis of the civil cases of the time as well as the reasons behind their frequency. Muir's lively and detailed account of the individuals involved in litigation reveals a paradoxical society where debtors were also debt collectors. *Law, Debt, and Merchant Power* demonstrates how important the law was for people in their business affairs and how they shaped it for their own ends.

Dewigged, Bothered, and Bewildered John McLaren, 2011-10-22 Throughout the British colonies in the nineteenth century, judges were expected not only to administer law and justice but also to play a significant role within the governance of their jurisdictions. British authorities were consequently concerned about judges' loyalty to the Crown and, on occasion, removed or suspended those who were found politically subversive or personally difficult. Even reasonable and well-balanced

judges were sometimes threatened with removal Using the career histories of judges who challenged the system *Dewigged Bothered and Bewildered* illuminates issues of judicial tenure accountability and independence throughout the British Empire John McLaren closely examines cases of judges across a wide geographic spectrum from Australia to the Caribbean and from Canada to Sierra Leone who faced disciplinary action These riveting stories provide helpful insights into the tenuous position of the colonial judiciary and the precarious state of politics in a variety of British colonies

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