

# ESSENTIAL READINGS IN CANADIAN CONSTITUTIONAL POLITICS

Edited by Christian Leuprecht & Peter R. Russell

# Essential Readings In Canadian Constitutional Politics

## Essential Readings In Canadian Constitutional Politics

**Wayne C. Thompson**



## **Essential Readings In Canadian Constitutional Politics Essential Readings In Canadian Constitutional Politics:**

**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

**Patriation and Its Consequences** Lois Harder, Steve Patten, 2015-06-17 Few moments in Canadian history are as intriguing as the political battle between Prime Minister Pierre Trudeau and the Gang of Eight provincial premiers who opposed his plans to patriate Canada s constitution from Britain This volume revisits these constitutional negotiations including the personalities visions and political struggles that shaped the resulting constitutional agreement Offering fresh perspectives on the politics of this key moment in Canadian history it focuses on the players behind the patriation process including First Nations and feminist activists who helped shape Canada s new constitution Patriation and Its Consequences also explores the long shadow of patriation including the alienation of Quebec the character of Canadian federalism Indigenous constitutionalism and Aboriginal treaty rights and the struggle to ensure gender equality rights in Canada

**The Oxford Handbook of the Canadian Constitution** Peter Oliver, Patrick Macklem, Nathalie Des Rosiers, 2017-08-10 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

Constitutional Amendment in Canada Emmett Macfarlane, 2016-01-01 Constitutional Amendment in Canada is the first volume to focus solely on the implications of the amending formula in Canada

**Understanding Canadian Public Administration** Gregory J. Inwood, 2025-03-07 Understanding Canadian Public

Administration introduces students to both the theory and the practice of public administration in Canada. It surveys the basic elements of the field in a historical context but with close attention to contemporary issues and developments to emphasize the real day to day impacts of public administration. The text provides an overview of the field in the context of democratic government including a comparison of the roles of the private and public sectors. The real world of government is examined with a focus on how theoretical ideas are translated into practice. This fifth edition features updates on topical issues and new developments in the field including the impact of the Covid 19 pandemic on governmental policy and action as well as new and updated sections on Aboriginal self government, human resources, accountability, financial management and intergovernmental administrative relations. *Understanding Canadian Public Administration* invites students to examine the issues of public administration from their own viewpoints and through their own experiences, bringing the field to life and making it immediately relevant to their current context. *Constitutional Amendments* Richard Albert, 2019-07-15

*Constitutional Amendments: Making, Breaking and Changing Constitutions* is both a roadmap for navigating the intellectual universe of constitutional amendments and a blueprint for building and improving the rules of constitutional change. Drawing from dozens of constitutions in every region of the world, this book blends theory with practice to answer two all important questions: what is an amendment and how should constitutional designers structure the procedures of constitutional change? The first matters now more than ever. Reformers are exploiting the rules of constitutional amendment, testing the limits of legal constraint, undermining the norms of democratic government and flouting the constitution as written to create entirely new constitutions that masquerade as ordinary amendments. The second question is central to the performance and endurance of constitutions. Constitutional designers today have virtually no resources to guide them in constructing the rules of amendment and scholars do not have a clear portrait of the significance of amendment rules in the project of constitutionalism. This book shows that no part of a constitution is more important than the procedures we use to change it. Amendment rules open a window into the soul of a constitution, exposing its deepest vulnerabilities and revealing its greatest strengths. The codification of amendment rules at the end of the text proves that last is not always least. **The Senate and the People of Canada** James T. McHugh, 2017-09-20. The Senate of Canada is the upper house of its parliamentary system. It is an appointed legislative chamber that has been frequently derided for its apparent lack of effective activity, its failure to represent Canada's federal system and the perceived lack of accountability among its members. Reform of the Senate persists as one of the most contentious issues in the country. Typical reform proposals begin with the assumption that it must become an elected body that primarily represents Canada's provinces and can serve as an effective check on the federal government and the House of Commons. This book challenges those assumptions through a thorough analysis that places the Senate within the context of other parliamentary upper houses. It presents a hypothetical constitutional amendment and a proposal for non constitutional reform that are based upon alternative models derived from that broader

context The book ultimately recommends a Senate that remains unelected but with a more expansive appointment process that more appropriately reflects the optimal role of a parliamentary upper house as well as the diversity regional aspirations and political principles of Canadian democracy

**Canadian Federalism and Its Future** Alain-G. Gagnon, Johanne Poirier, 2020-09-23 The time is ripe to revisit Canada's past and redress its historical wrongs Yet in our urgency to imagine roads to reconciliation with Indigenous peoples it is important to keep in sight the many other forms of diversity that Canadian federalism has historically been designed to accommodate or could also reflect more effectively Canadian Federalism and Its Future brings together international experts to assess four fundamental institutions bicameralism the judiciary as arbiter of the federal deal the electoral system and party politics and intergovernmental relations The contributors use comparative and critical lenses to appraise the repercussions of these four dimensions of Canadian federalism on key actors including member states constitutive units internal nations Indigenous peoples and linguistic minorities Pursuing the work of The Constitutions That Shaped Us 2015 and The Quebec Conference of 1864 2018 this third volume is a testimony to Canada's successes and failures in constitutional design Reflecting on the cultural pluralism inherent in this country Canadian Federalism and Its Future offers thought provoking lessons for a world in search of concrete institutional solutions within and beyond the traditional nation state

*Contemporary Federalist Thought in Quebec* Antoine Brousseau Desaulniers, Stéphane Savard, 2023-06-15 Quebec's most recent attempts to assert its distinctiveness within Canada have relied on unilateral constitutional means to strengthen its French and secular character suggesting that an important change of political culture has taken place in Quebec With its diverse team of researchers Contemporary Federalist Thought in Quebec considers the recent history of the debate that once threatened Canada with disjunction exploring the federalist thought that continues to shape constitutional debate in Quebec Examining historical perspectives from 1950 to the present day the volume draws portraits of the key actors in the federalist movement including political leaders intellectuals academics activists and spokespersons for pressure groups comparing their various outlooks interventions and values and examining the ties that bind these actors to the sense of nationalism that emerged during Quebec's Quiet Revolution Taking a multidisciplinary approach Contemporary Federalist Thought in Quebec casts new light on the continuing debate surrounding Quebec's place in Canada and gives nuance to what is traditionally conceived as a rigid opposition between sovereigntists and federalists in the province

The Routledge Handbook to Referendums and Direct Democracy Laurence Morel, Matt Qvortrup, 2017-12-12 Over the last 30 years referendums have played an increasingly important role in determining government policy Recent high profile referendums in Scotland Catalonia and Ukraine have continued the movement towards independence referendums following decolonization and the end of the Cold War The Greek bailout referendum and Britain's vote on membership of the EU reflect a tradition of European states giving their people a direct say in the transfer of sovereign powers to the European Union seen through the ratification of key treaties

such as Maastricht Amsterdam Nice and Lisbon This Routledge Handbook covers key aspects and issues of direct democracy and referendums throughout the world including their history when why where how and on which issues referendums are held why some referendums are more democratic than others how referendums are won whether they produce good policies if referendums increase participation and improve the quality of representative democracies do referendums increase trust in democracy and the political actors the impact of new technology on the possibilities methods and frequency of direct public political participation how they should be regulated Covering other related areas such as recall citizen juries and random selection this compendium is an indispensable guide to referendums and the workings of modern democracy

**Constitutional Politics in Canada after the Charter** Patrick James, 2011-01-01 Since the Charter of Rights and Freedoms was introduced Canada has experienced more than twenty five years of constitutional politics and countless debates about the future of Canada There has however been no systematic attempt to identify general theories about Canada's constitutional evolution Patrick James corrects this oversight By adding clarity to familiar debates this succinct assessment of major writings on constitutional politics sharpens our vision of the past and the future of the Canadian federation

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 **The Canadian**

**Constitution in Transition** Richard Albert, Paul Daly, Vanessa MacDonnell, 2019-03-14 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 *Constitutional Politics in Canada and the United States* Stephen L. Newman, 2012-02-01 The Canadian constitutional reforms of 1982 which included a Charter of Rights and Freedoms analogous to the American Bill of Rights brought about a convergence with American constitutional law As in the U S Canadian courts have shown themselves highly protective of individual rights and they have not been shy about assuming a leading and sometimes controversial political role in striking down legislation In clear and easy to understand language the contributors not only chart but also explore the reasons for areas of similarity and difference in the constitutional politics of Canada and the United States *Trust, Distrust, and Mistrust in Multinational Democracies* Dimitrios Karmis, François Rocher, 2018-09-15 The importance of research on the notion of trust has grown considerably in the social sciences over the last three decades Much has been said about the decline of political trust in democracies and intense debates have occurred about the nature and complexity of the relationship between trust and democracy Political trust is usually understood as trust in political institutions including trust in political actors that inhabit the institutions trust between citizens and to a lesser extent trust between groups However the literature on trust has given no special attention to the issue of trust between minority and majority nations in multinational democracies countries that are not only multicultural but also constitutional associations containing two or more nations or peoples whose members claim to be self governing and have the right of self determination This volume part of the work of the Groupe de recherche sur les sociétés plurinationales GRSP is a comparative study of trust distrust and mistrust in multinational democracies centring on Canada Belgium Spain and the United Kingdom Beliefs attitudes practices and relations of trust distrust and mistrust are studied as situated interacting and coexisting phenomena that change over time and space Contributors include Dario Castiglione Exeter Jérôme Couture INRS UCS Kris Deschouwer Vrije Universiteit Brussel Jean Leclair Montréal Patti Tamara Lenard Ottawa Niels Morsink Antwerp Geneviève Nootens Chicoutimi Darren O Toole Ottawa Alexandre Pelletier Toronto Rjean Pelletier Laval Philip Resnick UBC David Robichaud Ottawa Peter Russell Toronto Richard Simeon Toronto Dave Sinardet Vrije Universiteit Brussel and Jeremy Webber Victoria Cambio constitucional informal Richard Albert, Carlos Bernal, 2016-04-01 El cambio constitucional es una modificación en el conjunto de normas constitucionales vigentes Las constituciones pueden cambiar al menos de siete formas a saber promulgación aceptación derogación o abrogación explicita derogación o abrogación implícita interpretación mutación infraconstitucional y desuso La distinción entre disposiciones constitucionales y normas constitucionales facilita la comprensión de estas formas de cambio constitucional Las disposiciones constitucionales son los enunciados de una Constitución escrita Las normas constitucionales son el conjunto de significados que la Constitución escrita expresa o que han sido aceptados por convenciones constitucionales no escritas Dichos significados pueden formularse como proposiciones prescriptivas que establecen que determinada acción está obligada

prohibida o permitida o le atribuye una competencia constitucional o inmunidad a un individuo o grupo Canada 2012

Wayne C. Thompson, 2012-08 This is an annually updated presentation of Canada past and present It is broken down into sections dealing with Canada s culture geography people history from New France to the constitutional debates in the late 20th century political system including the constitution monarchy executive parliament legal and court system federalism and the provinces provincial governments parties and elections defense economy future and bibliography Canada 2013

Wayne C. Thompson, 2013-08-28 This is an annually updated presentation of Canada past and present Canada 2015-2016

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### Introduction

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