

**SUMMARY OF
CURRICULUM VITAE
WITH BIBLIOGRAPHY**

Stephen A. Scott

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Present employment and professional status

Emeritus Professor of Law, McGill University
Professor of Law (post-retirement), McGill University
Member of the Bar of the Province of Quebec

Professional address, telephone, fax, and e-mail address

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Biographical summary

A concise summary of biographical data may be found in *Canadian Who's Who* (University of Toronto Press), 1988 and subsequent editions

Place and date of birth

Montreal, Que., May 25, 1940

Secondary education

Westmount High Schools, Westmount, P. Que.
Protestant High School Leaving Certificate, 1957, with second rank in the Province

University undergraduate education

McGill University, 1957-61
B.A., 1961 (First Class Hons., Economics and Political Science)

Academic distinctions (Undergraduate degree)

University Entrance Scholarship
University Scholarship
Jane Redpath Exhibition (Highest Standing in the First Year in the Faculty of Arts & Science)
Barbara Scott Scholarship
Alexander Mackenzie Scholarship
Cherry Prize
Allen Oliver Fellowship
Woodrow Wilson Scholarship (Honourary)
Canada Council Scholarship (Pre-master's)
War Memorial Scholarship (I.O.D.E.)

Graduate education

Oxford University, 1961-63 (Commoner at The Queen's College)
D. Phil. (Oxon.), 1969, in constitutional law
(Thesis subject: The Prerogative of the Crown in External Affairs and Constituent Authority in a Commonwealth Monarchy)

Legal education

Law Faculty, McGill University, 1963-66; B.C.L. (Bachelor of Civil Law) 1966, with the highest standing in the Faculty

Academic distinctions (Law degree)

Quebec Bar Prize
Maurice Goldenberg Memorial Scholarship
I. Ballon Memorial Medal
Max Crestohl Prize
John W. Cook, K.C., Prize
The Elizabeth Torrance Gold Medal, for the highest standing on graduation from the Faculty.

Editorship

Editor-in-chief, The McGill Law Journal, 1965-66

Professional qualifications

Admitted to the Bar of the Province of Quebec, 1967
Articled with Stikeman, Elliott & Associates, Advocates, in Montreal, 1966-67

Academic experience

Lecturer, Faculty of Law, McGill University, 1967-69
 Assistant Professor, 1969-71
 Associate Professor, 1971-77
 Professor, 1977-2002
 Professor (post-retirement) and Emeritus Professor, 2003 -

Subjects taught

Constitutional Law
 Law of Banking & Negotiable Instruments

formerly:

Law of Bankruptcy and Insolvency
 Legal History
 Administrative Law (seminar)
 Municipal [i.e., local government] Law
 Statutory Interpretation

Sabbatical leave research

Queen's College, Oxford, 1973-74, on a Canada Council Leave Fellowship
 Queen's College, Oxford, 1984-85
 McGill University, 1991-92
 McGill University, 1998-99

Related activities (including professional activities)

Counsel, from 1967 to the present time, in various matters involving public or commercial law, for public and private clients; including constitutional litigation in the Quebec courts and in the Supreme Court of Canada. Some significant cases include the following:

Newfoundland and Labrador Corporation Ltd. and Javelin International Ltd. v. Attorney-General of Newfoundland, [1982] 2 S.C.R. 260.

Reference re Language Rights in Manitoba, [1985] 1 S.C.R. 721; proceedings upon special hearing: [1985] 2 S.C.R. 347; proceedings upon further hearing to determine certain additional questions: [1992] 1 S.C.R. 212.

Bilodeau v. Attorney-General of Manitoba, [1986] 1 S.C.R. 449.

MacDonald v. City of Montreal, [1986] 1 S.C.R. 460.

Mahé v. The Queen in right of Alberta, [1990] 1 S.C.R. 342.

Attorney General of Quebec v. Sinclair, [1992] 1 S.C.R. 579.

Reference re certain questions relating to the secession of Quebec from Canada, as set out in Order in Council P.C. 1996-1947, dated the 30th day of September, 1996, [1998] 2 S.C.R. 217.

Henderson et Parti Égalité c. Procureur General du Québec et Procureur Général du Canada, Court of Appeal of Quebec, Record No. 500-09-012698-023 (30 August 2007)

Newspaper interviews and television and radio broadcasts on legal and related matters, 1967 to the present time.

Bar of Montreal, Committee on Student Relations, 1969-70.

Canadian Chamber of Commerce, Committee on Constitutional Reform, 1971.

Montreal Board of Trade, Committee on Bankruptcy Law, 1971 (adjourned *sine die* pending introduction of legislation).

Executive Committee, Quebec Law Teachers Association (APDQ), 1970.

Canadian Bar Association, Chairman of the Quebec Provincial Subsection of the Constitutional and International Law Section, 1971-73.

Canadian Bar Association, Member *ex officio* of the Quebec Provincial Council, 1971-73.

Opinions on various constitutional questions published with *Report of the Commission of Inquiry on the Position of the French Language and on Language Rights in Quebec* (“Gendron Commission”) 1972.

Bar of the Province of Quebec, Comité de Formation Professionnelle, 1974-84. (This committee, during the relevant period, directed the Bar School and Bar Examinations.) Bar examiner, various examinations, 1975-84.

Submission to the Special Joint Committee of the Senate and of the House of Commons of Canada on the Proposed Resolution for a Joint Address to Her Majesty the Queen respecting the Constitution of Canada published by the Government of Canada on October 2, 1980 (Montreal, November 21, 1980).

Member, Legal Affairs Committee, Alliance Quebec, Alliance for Language Communities in Quebec, 1983-1992, advising the President and Executive Committee with respect to juridical issues pertaining, directly or indirectly, to the linguistic and other legal rights of the language-minorities in Quebec and elsewhere in Canada. Various degrees of involvement with others, or responsibility personally, for the drafting of legal pleadings and briefs, the elaboration of policy, the drafting of policy documents, the drafting of legislative proposals for federal and provincial governments, and negotiations with public officials and cabinet ministers. Member, also of various standing and special committees: National Issues Committee; 1987 Constitutional Accord Committee; Bills 106 & 107 Legal Affairs/Education Workgroup; Organizing Committee of a Conference on Constitutional Entrenchment of Fundamental Rights and Freedoms (1988); Constitutional Issues Committee (1991).

- Evidence given, on language rights, to Standing Joint Committee of the Senate and of the House of Commons on Official Languages, March 18, 1986 and April 23, 1986; see the Committee's *Minutes of Proceedings and Evidence*, Issues No. 26 and 27, for those dates.
- La constitution canadienne et le bilinguisme dans l'administration de la justice: vers une réforme des dispositions constitutionnelles. Paper presented, 31 October 1986, to a workshop at the Congrès de l'Association des Juristes d'Expression Française de l'Ontario, Westin Hotel, Ottawa, Ontario, 31 October to 2 November, 1986. Not published.
- Counsel to President of Alliance Quebec on the occasion of a brief presented to the Commission des Institutions of the National Assembly of Quebec on May 20, 1987, and respecting the 1987 Constitutional Accord.
- Evidence given to the Special Joint Committee of the Senate and the House of Commons on the 1987 Constitutional Accord, August 18, 1987, with officers of Alliance Quebec: see the Committee's *Minutes of Proceedings and Evidence*, Issue No. 8, for that date.
- Brief, "Tobacco Advertising and the Canadian Constitution", November 3, 1987, submitted to a Legislative Committee of the House of Commons of Canada on Bill C-204, entitled *Non-Smoker's Health Act*. Supplementary Brief, December 8, 1987, submitted to the same committee, in its capacity as the Legislative Committee of the House of Commons of Canada on Bill C-51, entitled *Tobacco Products Control Act*.
- Member, Sub-Committee on the Constitution, Joint Community Relations Committee, Canadian Jewish Congress; September-November 1987. Preparation of a position paper on the 1987 Constitutional Accord.
- Evidence given in the Senate of Canada to its Committee of the Whole on the Meech Lake Constitutional Accord and texts subsequently agreed to, December 2, 1987, with officers of Alliance Quebec: see *Debates of the Senate*, 2nd Sess., 33rd Parl., Vol. 131, No. 104, pp. 2247-57, on the date in question.
- Evidence given, by invitation, to the Legislative Committee of the House of Commons of Canada on Bill C-204, *An Act to regulate smoking in the federal workplace and on common carriers and to amend the Hazardous Products Act in relation to cigarette advertising*, and Bill C-51, *An Act to prohibit the advertising and promotion and respecting the labelling and monitoring of tobacco products*, January 22, 1988. See *Minutes of Proceedings and Evidence*, Issue No. 23, for that date, at pp. 23:4 to 23:7, 23:10 to 23:13, and 23:15 to 23:16.
- Evidence given, by invitation, to the Standing Senate Committee on Social Affairs, Science and Technology on Bill C-51, *An Act to prohibit the advertising and promotion and respecting the labelling and monitoring of tobacco products*, June 22, 1988. See *Minutes of Proceedings and Evidence*, Issue No. 9, for that date, at pp. 9:8 to 9:13 and 9:18 to 9:19.
- The "Meech Lake" Accord, the Mollusk and the Grains of Sand; or, Federal Institutions and the Meech Lake Appointment Process. A paper, and other remarks, delivered, in debate with Senator Gérard Beaudoin, at a panel held on February 19, 1990, at the Midwinter Meeting of the Canadian Bar Association, St-Sauveur, Quebec. Available in unpublished manuscript.

- Conference participant and working-group *rapporteur* at a Conference of the Ditchley Foundations, Ditchley Park, Oxfordshire, on *Problems of Heterogeneous Societies: Patterns of Autonomy*, 27-29 April, 1990.
- Queens as Nursing-Mothers: Federal Public Expenditure under the Canadian Constitution*. A paper delivered at a conference, sponsored by the Canada Law Reform Commission, held at the University of Calgary, Calgary, Alberta, October 12-13, 1990. Unpublished manuscript.
- Alberta Constitutional Reform Task Force, Roundtable III [sic], November 30, 1990, "*The Amending Process*" and "*The Economics of Federalism*". Paper and discussion in public session at the Legislative Building, Edmonton. By invitation of the Government of Alberta. Presentation focused on constitutional amendment processes. Transcript published as one of a series of four brochures.
- Evidence given, by invitation, to the Special Joint Committee of the Senate and the House of Commons of Canada on the Process for amending the Constitution of Canada, Thursday, February 21, 1991. See *Minutes of Proceedings and Evidence*, Issue No. 4, for that date, pp. 4:99 to 4:123. A paper, or brief, prepared for the Committee, is printed as Appendix "PACC-1" at pp. 4A:1 to 4A:28 inclusive. The French translation, pp. 4A:29 ff., is that of the Committee's officers, except for the text of the proposal at p. 4A:64.
- Evidence given, as a member of a delegation representing Alliance Quebec, to the Special Joint Committee of the Senate and the House of Commons of Canada on the Process for amending the Constitution of Canada, Friday, April 26, 1991. See *Minutes of Proceedings and Evidence* for that date, being Issue No. 28, pp. 28:40 to 28:57. Co-author of the Alliance Quebec brief submitted to the Committee, printed as Appendix "PACC-8", pp. 28A:1 to 28A:17.
- "Symposium on Constitutional Reform: After Allaire and Bélanger-Campeau", Edmonton, Alberta, May 15-16, 1991. Organized by the Centre for Constitutional Studies of the University of Alberta. Participant by invitation of the Centre. See (1991) *Constitutional Forum*, Vol. 3, No. 1, pp. 3 and 14-16.
- Secession or Reform? Mechanisms and Directions of Constitutional Change in Canada*, McGill University, Montreal, Quebec, May 30-31st, 1991. Remarks prepared for delivery at a conference, organized by North American Studies and the Department of Economics, McGill University, on **Federalism in North America**. See *Publications*.
- Evidence given, by invitation, to the "Commission d'étude des questions afférentes à l'accession du Québec à la souveraineté" of the National Assembly of Quebec, Tuesday, November 26, 1991. The evidence is concerned with issues of constitutional and international law related to the secession of Quebec by lawful, and by unlawful, means. For the written brief, see below under heading *Publications*. For a verbatim report of proceedings (including the brief as read) see *Journal des Débats, Commission parlementaire spéciale, Assemblée nationale, 1^{ère} sess., 34^{ème} législature; Commission d'étude des questions afférentes à l'accession du Québec à la souveraineté*, le mardi 26 novembre 1991, No. 10, pp. CEAS-247-262 (brief, pp. 247-251).
- Editor and, substantially, author of *Submissions of Alliance Quebec to the Special Joint Committee on a Renewed Canada. Addressed to the Proposals entitled "Shaping Canada's Future Together" (Constitutional Proposals of the Government of Canada) (September, 1991)*. A Brief Prepared for

Presentation to the Special Joint Parliamentary Committee of the Senate and the House of Commons of Canada on December 11, 1991. Pp. 52. Presented as indicated. Published in December, 1991, by Alliance Quebec, 980 St. Antoine St. West, Suite 310, Montreal, Quebec, H3C 1A8, with French version attached (50 pp.).

Evidence given, by invitation, to the “Commission d’étude sur toute offre d’un nouveau partenariat de nature constitutionnelle” of the National Assembly of Quebec, Thursday, January 23, 1992, on the subject of the powers conferred by s. 33 of the *Constitution Act, 1982* (the “override”, or “notwithstanding”, clause of the *Canadian Charter of Rights and Freedoms*). The written brief, “*Droits Fondamentaux, Pouvoirs de Dérogation, et la Réforme Constitutionnelle*” is available as indicated below under the heading *Publications*. For a verbatim report of proceedings (including segments of the brief as read to the Commission) see *Journal des débats, Commission parlementaire spéciale, Assemblée nationale, 1^{ère} sess., 34^{ème} législature, Commission sur tout offre d’un nouveau partenariat de nature constitutionnelle*, le jeudi 23 janvier 1992, No. 16, pp. CEOC 528-540 (brief, pp. 528-532).

Anglophone Quebec in the “Drought of March”: Some Current Issues and Challenges on “Language” Matters. Notes for remarks delivered at a conference on **Changes to Bill 101: The Perspective of Anglophone Quebecers**, The Sheraton-Laval Convention Centre, Laval, Quebec, March 14, 1993.

NAFTA, the Canadian Constitution, and the Implementation of International Trade Agreements: The Supreme Court Meets Mrs. Musmann. Notes for remarks delivered on March 18, 1993 at a Conference on **NAFTA Between Elections: The First and Last 100 Days**, McGill University, Montreal, Quebec, March 18th-20th, 1993. Published in an edited version in abbreviated form; see below under the heading *Publications*.

“Federation or Confederation? Searching for a New Partnership”, Toronto, Ontario, June 22, 1994. Symposium organized by the Institute for Research on Public Policy. Participant by invitation of the Institute.

Smoke Signals. Remarks delivered at a Conference on Tobacco Control Policy in Canada, 8th Annual Interdisciplinary Conference, Student Legal Society, University of Western Ontario, Faculty of Law, London, Ontario, October 1, 1994.

Conference participant at a Conference of the Ditchley Foundations, Ditchley Park, Oxfordshire, on *Protecting Individual and Minority Rights in Democratic Systems: Options and Implications*, 4-6 November, 1994.

Evidence given, by invitation, to the Special Committee of the Senate of Canada on Bill C-110 of the First Session of the Thirty-fifth Parliament, being a Bill entitled *An Act respecting constitutional amendments*, at a hearing of the Committee on Thursday, January 25, 1996.

Le conte de deux cités. Conférence présentée à une réunion de Cité Libre, à La Maison Egg Roll, Montréal, 14 mars 1996.

Panelist in a Symposium, “The Implementation of Linguistic School Boards: A Window of Opportunity for English Education”, held at the Faculty of Law, McGill University, Thursday, May 15, 1997. (Sponsored by the Faculty of Education and Faculty of Law, McGill University, in collaboration with the Provincial Association of Protestant Teachers (PAPT).) *Remarks by way*

of Comment on a Paper by Prof. Pierre Foucher, École de droit, Université de Moncton, "Constitutional Guarantees and Linguistic School Boards in Quebec". (These Comments are available as an unpublished paper.)

Round-table participant in a "Symposium on the Quebec Secession Reference", held jointly by the Centre for Public Law and Public Policy, Osgoode Hall Law School, and the Robarts Centre for Canadian Studies at York University. At Glendon Campus, York University, Toronto, Ontario, Friday, November 13, 1998.

Panelist, at a Symposium on the Quebec Secession Reference, at the Annual Conference of Alliance Quebec (Alliance for Language Communities in Quebec), Dorval Airport Hilton Hotel, Dorval, Quebec, May 29th, 1999.

Evidence given, by invitation, to the Standing Senate Committee on Foreign Affairs, Parliament Buildings, Ottawa, Ontario, June 1st, 1999. (On the authority of the executive in relation to the armed forces.) *Proceedings of the Standing Senate Committee on Foreign Affairs*, 1st Sess., 36th Parl., Issue No. 39, June 1, 1999, pp. 39:25 to 39:39.

Evidence given, by invitation, to the House of Commons Standing Committee on Aboriginal Affairs and Northern Development, November 23, 1999, on Bill C-9 of the Second Session Thirty-sixth Parliament, entitled *An Act to give effect to the Nisga'a Final Agreement*. The Minutes of Proceedings and the Evidence may be found on the Government of Canada Website: <http://www.parl.gc.ca> [.]

For the Minutes of Proceedings, employ the following URL: <http://cmte.parl.gc.ca/cmte/CommitteePublication.aspx?SourceId=42435&Lang=1&PARLSES=362&JNT=0&COM=169> [.]

For the Evidence, see:

<http://cmte.parl.gc.ca/cmte/CommitteePublication.aspx?SourceId=53029&Lang=1&PARLSES=362&JNT=0&COM=169>

Evidence given, by invitation, to the House of Commons Legislative Committee on Bill C-20 of the 36th Parliament, 2nd Session, *An Act to give effect to the requirement for clarity as set out in the opinion of the Supreme Court of Canada in the Quebec Secession Reference*, Wednesday, February 23, 2000. See generally the Government of Canada Website, <http://www.parl.gc.ca> [.]

For the Minutes of Proceedings, see:

<http://cmte.parl.gc.ca/cmte/CommitteePublication.aspx?SourceId=42947&Lang=1&PARLSES=362&JNT=0&COM=202>

For the Evidence, see:

<http://cmte.parl.gc.ca/cmte/CommitteePublication.aspx?SourceId=53395&Lang=1&PARLSES=362&JNT=0&COM=202>

Evidence given, by invitation, to the Standing Senate Committee on Aboriginal Peoples, Parliament Buildings, Ottawa, March 1st, 2000, with respect to Bill C-9 of the 36th Parliament, 2nd Session, *An Act to give effect to the Nisga'a Final Agreement*. See generally the Government of Canada website: www.parl.gc.ca [.]

For Minutes of Proceedings, see:

http://www.parl.gc.ca/36/2/parlbus/commbus/senate/Com-e/abor-e/05mn-e.htm?Language=E&Parl=36&Ses=2&comm_id=1

For Evidence, see:

http://www.parl.gc.ca/36/2/parlbus/commbus/senate/Com-e/abor-e/05evb-e.htm?Language=E&Parl=36&Ses=2&comm_id=1

Evidence given, by invitation, to the Special Senate Committee on Senate Reform, Parliament Buildings. Ottawa, September 21st, 2006. See generally the Government of Canada website: www.parl.gc.ca [.]

For Minutes of Proceedings, see:

http://www.parl.gc.ca/39/1/parlbus/commbus/senate/Com-e/refo-e/05mn-e.htm?Language=E&Parl=39&Ses=1&comm_id=599

For Evidence, see:

http://www.parl.gc.ca/39/1/parlbus/commbus/senate/Com-e/refo-e/05evb-e.htm?Language=E&Parl=39&Ses=1&comm_id=599

[For various other conferences and symposia, see heading *Publications*.]

Publications

Saumur v. The Attorney-General for Quebec: Case and Comment, (1965) 11 *McGill Law Journal* 88.

Thrice the Brinded Cat Hath Mewed, (1965) 11 *McGill Law Journal* 356.

Note on the Nature of Legal Interest in Constitutional Litigation, (1966) 12 *McGill Law Journal* 136.

Editor's Diary; The Search for an Amending Process 196-67, (1966-67) 12 *McGill Law Journal* 337.

Constituent Authority and the Canadian Provinces, (1966-67) 12 *McGill Law Journal* 528.

De Minimis, (1968) 14 *McGill Law Journal* 111.

Redbrooke Estates Ltd. v. La Cité de Montréal et al., Law Report and Comment (1968) 14 *McGill Law Journal* 272.

Diamond v. Graham, The Doctrine of Consideration, and Value for a Cheque (Introductory notes to an opinion by Maurice Megrah), (1969) 15 *McGill Law Journal* 487.

Corporations Not Subject to Canadian Bankruptcy Law, (1969) 15 *McGill Law Journal* 519.

Neither Fish nor Fowl, but Good Yellow Margarine: *M.F.F. Equities v. The Queen*, Statutory Interpretation, and the Man of Common Understanding, (1972) 18 *McGill Law Journal* 145.

The Bank is Always Right: Section 165(3) of the Bills of Exchange Act and its Curious Parliamentary History, (1973) 19 *McGill Law Journal* 78.

- Review of J.D.B. Mitchell, *Constitutional Law* (Edinburgh & Toronto, 1964) in (1966) 44 *Can. Bar Rev.* 364.
- Constitutional-Legal Competence as to Establishment of Official Language or Languages in Quebec, (being an opinion requested by the Commission and published in) Government of Quebec, *Report of the Commission of Inquiry on the Position of the French Language and on Language Rights in Quebec* (“Gendron Commission”) *Book II, Language Rights* (Montreal, 1972), p. 341.
- Constitutional-Legal Competence as to Establishment of Language of Work in Quebec, *ibid.*, p. 395.
- Some Concepts Basic to Legal Rights*, Studies Prepared for the Commission of Inquiry on the Position of the French Language and on Language Rights in Quebec, Study E 14 (Quebec Official Publisher, 1973).
- The Supreme Court and Civil Liberties, (1976) 14 *Alberta Law Review* iii and 97 (being a contribution delivered on June 2, 1975, to a plenary session of a symposium on “One Hundred Years of the Supreme Court of Canada” held at the Annual Convention of the Association of Canadian Law Teachers at Edmonton, Alberta, in June, 1975.)
- Review of *Jowitt's Dictionary of English Law* (2nd ed.) (London, 1977), in (1979) 11 *Ottawa Law Review* 811.
- Review of *The Brethren: Inside The Supreme Court*, by Bob Woodward and Scott Armstrong (New York, 1979), in *The Gazette*, Montreal, March 22, 1980, p. 109.
- Canadian Federal Courts and the Constitutional Limits of their Jurisdiction, (1982) 27 *McGill Law Journal* 137. (A defective text appears in *New Directions in Maritime Law*, 1980 (Faculty of Law, Dalhousie University, Halifax, Nova Scotia), p. 145.)
- Opinion Submitted to the Foreign Affairs Committee of the House of Commons of the United Kingdom on the Role of the United Kingdom Parliament in Relation to the British North America Acts, (1981) 26 *McGill Law Journal* 614.
- Law and Convention in the Patriation of the Canadian Constitution, (1981) 62 *The Parliamentarian: Journal of the Parliaments of the Commonwealth* 183 (being participation in a symposium with Sir Anthony Kershaw, M.C., M.P., and W.R. Lederman, Q.C.).
- Comment on Benjamin Geva's Paper: “Reflections on the Need to Revise the Bills of Exchange Act – Some Doctrinal Aspects”, (1981-82) 6 *Canadian Business Law Journal* 331.
- Entrenchment by Executive Action: A Partial Solution to Legislative Override, (1982) 4 *Supreme Court Law Review* 303; a contribution to a symposium also published as a separate volume, E.P. Belobaba and E. Gertner, eds., *The New Constitution and the Charter of Rights* (Toronto, 1982).
- Pussycat, Pussycat or Patriation and the New Constitutional Amendment Processes, (1982) 20 *University of Western Ontario Law Review* 247.
- The Canadian Constitutional Amendment Process, (1982) 45 *Law and Contemporary Problems* 249; a contribution to a symposium also published as a separate volume, Davenport and Leach, eds., *Reshaping Confederation: The 1982 Reform of the Canadian Constitution* (Durham, N.C., 1984).

- The Constitution, Government and Legal System of Canada, in *Doing Business in Canada* (looseleaf) (Matthew Bender & Co., New York, 1984-85), Ch. 2, pp. 2-1 to 2-57 (57 pp.).
- Book Review, *The Canadian Charter of Rights and Freedoms*, ed. by Walter S. Tarnopolsky and Gerald A. Beaudoin, in (1985) 2 *Constitutional Commentary* (Minneapolis, Minn.) 221-235.
- The Canadian Constitutional Amendment Process: Mechanisms and Prospects, in Beckton & Mackay, eds., *Recurring Issues in Canadian Federalism* (University of Toronto Press, 1986), pp. 77-111. A paper prepared for the Royal Commission on the Economic Union and Development Prospects for Canada. Also published in a French version as "Le processus de modification de la Constitution au Canada: mécanismes et perspectives", in Beckton, *Les dossiers permanents du fédéralisme canadien* (Ottawa, 1986) 81-116.
- Language Rights and Constitutional Guarantees in Canada: The Road Ahead; being a paper presented to the Colloquium "The Minorities: Time for Solutions", Ottawa, October 17-19, 1985, organized by the Office of the Commissioner of Official Languages. Printed by order of the Standing Joint Committee of the Senate and of the House of Commons of Canada on Official Languages, as an Appendix to *Minutes of Proceedings and Evidence*, Issue No. 27, April 23, 1986, pp. 27A:1 to 74; French translation pp. 75 to 144.
- Analysis of federal-provincial constitutional agreement ("Meech Lake Accord") of April 30, 1987; in two parts, *The Gazette*, Montreal, Friday, May 29, 1987 (printed under the heading "Meech Lake accord: Better federation is a delusion"), and Monday, June 1, 1987 (printed under the heading "Ghost of Maurice Duplessis haunts Meech Lake"). Reprinted in Benoit Lauzière, ed., *Le Québec et Le Lac Meech ("Un Dossier du Devoir")* (Montreal, 1987), pp. 124-130. (The volume collects documents, analysis, and comment on *The 1987 Constitutional Accord*.)
- "Meech Lake" and Quebec Society: "distinct" or distinctive?, in Forest, ed., *L'Adhésion du Québec à l'Accord du Lac Meech* (Montreal, 1988), 41-53. A paper delivered on November 14, 1987, at a Colloquium of the Canadian Bar Association, Quebec Division, on "The Meech Lake Accord and the Adherence of Quebec" and published as part of the Colloquium proceedings. Reprinted in Behiels, ed., *The Meech Lake Primer: Conflicting Views of the 1987 Constitutional Accord* (Ottawa, 1989), pp. 161-170.
- The Supreme Court of Canada and the 1987 Constitutional Accord, *ibid.*, pp. 131-148.
- Le droit d'une province à une compensation raisonnable en cas de non-participation à un programme national à frais partagés et le débat sur le "pouvoir fédéral de dépenser", *ibid.*, pp. 181-184.
- Remarks prepared for delivery to The Alberta Constitutional Reform Task Force, Edmonton, Alberta, November 30, 1990, 21 pp. A paper appended to the transcript of proceedings of Roundtable III [sic], one of a series of four brochures published by the Government of Alberta.
- "Remarks prepared for delivery to the Special Joint Committee on the Process of Amending the Constitution of Canada", Parliament of Canada, Ottawa, Ontario, February 21, 1991. A paper, or brief, reprinted as Appendix "PACC-1" to *the Minutes of Proceedings and Evidence* of the Special Joint Committee of the Senate and the House of Commons on the Process for amending the Constitution of Canada, Issue No. 4, Thursday, February 21, 1991, pp. 4A:1 to 4A:28 inclusive. (The two lines single-spaced appearing at p. 4A:6 after indented paragraph "3." should appear instead at the conclusion of footnote no. 1 at p. 4A:27.) A French-language translation, prepared by the officers of the Committee, appears at pp. 4A:29 ff. (Again, the three single-spaced lines at

p. 4A:35, immediately following indented para. 3, should appear at the end of footnote 1 at p. 4A:63. The single-spaced segment which follows on p. 4:35 should be double-spaced.) The French text at p. 4A:64 formed part of the paper as it was submitted.

Remarks included in a summary of the proceedings of “Symposium on Constitutional Reform: After Allaire and Bélanger-Campeau”, (Edmonton, Alberta, May 15-16, 1991), (1991) *Constitutional Forum*, Vol. 3, No. 1, pp. 14-16 (see also p. 3).

“Secession or Reform? Mechanisms and Directions of Constitutional Change in Canada”, in A.R. Riggs and T. Velk, eds., *Federalism in Peril: National Unity, Individualism, Free Markets, and the Emerging Global Economy* (Vancouver, B.C., The Fraser Institute, 1992), pp. 149-162. The book collects papers given at a symposium of May 30-31st, 1991 at McGill University. See above, *Related Activities*.

Introduction to Rt. Hon. Pierre-Elliott Trudeau, under editors’ title “Canada’s Constitution of 1982: Historical Background”, *ibid.*, pp. 1-9.

“Autodétermination, sécession, division, légalité: observations préparées à l’intention de la Commission d’étude des questions afférentes à l’accession du Québec à la souveraineté”, in *Exposés et Études, Volume 1: Les Attributs d’un Québec Souverain*, pp. 463-474; in a series of four volumes published by the Commission d’Étude des Questions Afférentes à l’Accession du Québec à la Souveraineté of the Assemblée Nationale du Québec (Quebec, 1992). A paper presented to the above-mentioned legislative Committee, or “Commission”, on November 26, 1991, as the author’s evidence given by invitation of the Committee. The paper as published here reflects slight author’s, and editor’s, revisions, including a fuller title. As read to the Commission, the paper appears in the *Journal des débats, Commission parlementaire spéciale, Assemblée nationale, 1^{ère} sess., 34^{ème} législature, Commission d’étude des questions afférentes à l’accession du Québec à la souveraineté*, le mardi 26 novembre 1991, No. 10, pp. CEAS-247-251; discussion, pp.251-262. (The paper is concerned with issues of constitutional and international law related to the secession of Quebec by lawful and by unlawful means. A fuller discussion, in English, is offered in the author’s pamphlet, *October 1992: Issues Relating to Quebec Independence*.)

Editor and, substantially, author of *Submissions of Alliance Quebec to the Special Joint Committee on a Renewed Canada. Addressed to the Proposals entitled “Shaping Canada’s Future Together”* (Constitutional Proposals of the Government of Canada) (September, 1991). A *Brief Prepared for Presentation to the Special Joint Parliamentary Committee of the Senate and the House of Commons of Canada on December 11, 1991*. Pp. 52. Presented as indicated. Published in December, 1991, by Alliance Quebec, 980 St. Antoine St. West, Suite 310, Montreal, Quebec, H3C 1A8, with French version attached, pp. 50.

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Mise à jour de l'étude intitulée "Autodétermination, sécession, division, légalité" produite dans le cadre des travaux de la Commission d'Études des questions afférentes à l'accession du Québec à la souveraineté. En date du 5 décembre 2001. [The latter is the date of the “Mise-à-jour”.] This “mise-à-jour” was published, in a collection with other such “update” studies, in a hard-copy limited edition for members of the National Assembly and others. It was also published, as part of the same collection, electronically, on the web-page of the Ministère du Conseil exécutif, Secrétariat aux affaires intergouvernementales canadiennes, within the web-site of Government of Quebec (www.gouv.qc.ca). The URL for the Ministère du Conseil exécutif is www.mce.qc.ca. The title page for the collections of revisions of studies is: www.mce.gouv.qc.ca/e/html/e2125001.html. The URL for my own study is: www.mce.gouv.qc.ca/e/objets/13-StephenAScott.pdf [the URL contains this misspelling in my name]. [For the original study, see above, in this section of my *Curriculum Vitae*, the entry beginning *Autodétermination*]

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