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## CURRICULUM VITAE

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### **Bruce Pardy**

LL.B. (U.W.O.), LL.M. (Dalhousie)  
Member of the Ontario Bar

**Professor of Law, Queen's University**  
(<https://law.queensu.ca/directory/bruce-pardy>)  
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**Executive Director, Rights Probe**  
(<https://www.rightsprobe.org/>)  
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### **ACADEMIC AND PROFESSIONAL POSITIONS**

#### **QUEEN'S UNIVERSITY, FACULTY OF LAW, KINGSTON, ONTARIO**

Professor, 2009 to present  
Associate Dean, 2002 – 2004  
Associate Professor, 2002 – 2009  
Assistant Professor, 2000 – 2002

- Torts, Property, Public/Constitutional Law, Environmental Law, Civil Procedure

#### **RIGHTS PROBE, a division of the ENERGY PROBE RESEARCH FOUNDATION**

Executive Director, 2021 to present

#### **The Fraser Institute**

Senior Fellow, 2017 to present

#### **The Macdonald-Laurier Institute**

Senior Fellow, 2023 to present

#### **Ontario Environmental Review Tribunal**

Member, Adjudicator and Mediator (part-time) 2005-2014

**American Institute for Economic Research (AIER), Great Barrington, Massachusetts**  
Visiting Research Fellow, 2023

**Property and Environment Research Center (PERC), Bozeman, Montana**  
Julian Simon Fellow, 2011

**University of Sherbrooke, Faculty of Law, Summer Common Law Program**  
Visiting Professor, 2007

**South Texas School of Law International Program, Malta**  
Visiting Professor, 2000

**California Western School of Law, San Diego**  
Visiting Professor, 1998-2000

**University of British Columbia Faculty of Law**  
Visiting Scholar, 1997

**Seattle University School of Law**  
Visiting Professor, 1996

**VICTORIA UNIVERSITY OF WELLINGTON, NEW ZEALAND**  
Senior Lecturer (Associate Professor), Faculty of Law, 1997-1999  
Lecturer (Assistant Professor), Faculty of Law, 1993-1996

**University of Western Ontario, Faculty of Law**  
Adjunct Professor, 1992

**BORDEN LADNER GERVAIS LLP, Barristers & Solicitors, Toronto**  
Lawyer, Litigation Associate, Articling Student, 1988 – 1993 (on leave 1991 for LL.M.)  
• Civil Litigation, Administrative and Environmental Law

## **PUBLICATIONS**

### **(a) Articles, including Refereed or Peer Reviewed Articles**

“ESG is Corporate Socialism” *Fraser Institute*, ESG Myths and Realities, 2023.

“Classical Liberalism versus Equity” (book review), *Cosmos + Taxis*, 2022.

“The Charter won’t protect us from the pandemic managerial state” (February 14, 2022) *C2C Journal*.

“Public Universities, Speech Policies, and the Law: Fourteen Maxims” (2020) 29 *Education and Law Journal* 27.

“Thirteen things that can’t be said about Aboriginal Law and Policy in Canada” (2020) *C2C Journal*.

“Paris is a Progressive Fairy Tale: In Praise of American Withdrawal” (2019) 32 *Journal of Environmental Law and Practice* 19.

“Disabusing the Common Law of ‘Abuse of Rights’: The Only Legitimate Rule Redux” (2018) 84 *Supreme Court Law Review (2d)* 201.

“Protecting Government from Free Trade: The “Free the Beer” Case at the Supreme Court of Canada” *Fraser Institute*, 2018.

"FIT to be Untied: How a new provincial government can unravel Feed-In Tariff electricity contracts" (April 2018) *Council for Clean and Reliable Energy (CCRE)*.

“Federal Reforms and the Empty Shell of Environmental Assessment” *Fraser Institute*, 2018.

"The Only Legitimate Rule: A Reply to MacLean’s Critique of *Ecolawgic*" (2017) *Dalhousie Law Journal* 393.

“Head Starts and Extra Time: Academic Accommodation on Post-secondary Exams and Assignments for Cognitive and Mental Disabilities” (2016) 25 *Education and Law Journal* 191.

“Ending Preferential Treatment for Ontario Catholic Schools Is as Simple as Passing a Resolution” *Fraser Institute Research Bulletin*, November 2016.

“Not Good or Bad but Different: Free Markets, Subjective Preferences, and Labels for Genetically Modified Foods” (2016) 29 *Journal of Environmental Law and Practice* 347.

“The Unbearable Licence of Being the Executive: A Response to Stacey’s Permanent Environmental Emergency” (2015) 52 *Osgoode Hall Law Journal* 1029.

“Towards an Environmental Rule of Law” (2014) 17 *Asia Pacific Journal of Environmental Law* 163.

“The Logic of Ecosystems: Capitalism, Rights and the Law of ‘Ecosystem Services’” (2014) 5 *Journal of Human Rights and the Environment* 136.

“Cancelling Contracts: The Power of Government to Unilaterally Alter Agreements” October 2014, *Fraser Institute Research Bulletin*.

“Energy Visions versus Private Rights: Government energy strategies game the system” (2013) 25 *Journal of Environmental Law and Practice* 69.

“Eviscerating Property in the Name of Sustainability” (book review) (2012) 3 *Journal of Human Rights and the Environment* 292.

“The Failed Reform of Ontario’s Mining Laws” (2012) 23 *Journal of Environmental Law and Practice* 1 (with A Stoehr).

“A Right to Clean Air? Constitutional protection for the environment may leave people out of luck” (book review) *Literary Review of Canada*, Vol. 20, No. 2, March 2012, 26.

“Separating Powers at the University: Applying Constitutional Law to Internal Academic Governance” (2011) 20 *Education and Law Journal* 243.

“The Dark Irony of International Water Rights” (2011) 28 *Pace Environmental Law Review* 907.

“Environmental Assessment and Three Ways Not To Do Environmental Law” (2010) 21 *Journal of Environmental Law and Practice* 139.

“The Hand is Invisible, Nature Knows Best, and Justice is Blind: Markets, Ecosystems, Legal Instrumentalism and the Natural Law of Systems” (2009) 44 *Tulsa Law Review* 67.

“Climate Change Charades: False Environmental Pretences of Statist Energy Governance” (2009) 26 *Windsor Review of Legal and Social Issues* 179.

“Ten Myths of Ecosystem Management” (2009) 39 *Environmental Law Reporter* 10917.

“The Pardy-Ruhl Dialogue on Ecosystem Management, Part V: Discretion, Complex-Adaptive Problem Solving, and the Rule of Law” (2008) 25 *Pace Environmental Law Review* 341.

“Separation of Powers in the Ivory Tower: An Organizing Principle for University Governance” (2008) 5 *Rutgers Journal of Law and Public Policy* 372.

“Goods, Services and Systems: A Review of Ruhl, Kant & Lant’s *The Law and Policy of Ecosystem Services*” (book review) (2008) 46 *Osgoode Hall Law Journal* 445.

“The Clash over the Nature of Environmental Limits: Climate Change and Greenhouse Gas Reduction” (commentary) (2007) 16 *Policy Dialogue* (Saskatchewan Institute of Public Policy) 14.

“Environmental Law and the Paradox of Ecological Citizenship: The Case for Environmental Libertarianism” (2006) 33 *Environments* 25.

"Ecosystem Management in Question: A Reply to Ruhl" (2006) *Pace Environmental Law Review* 209.

"In Search of the Holy Grail of Environmental Law: A Rule to Solve the Problem" (2005) 1 *International Journal of Sustainable Development Law and Policy* 29.

"The Kyoto Protocol: Bad News for the Global Environment" (2004) 14 *Journal of Environmental Law and Practice* 27.

"Poor Students, Well-Paid Lawyers: Post-Graduation, Income-Contingent Tuition Fees for Law Schools" (2004) 29 *Queen's Law Journal* 848.

"Seven Deadly Sins of Canadian Water Law" (2004) 13 *Journal of Environmental Law and Practice* 89.

"Changing Nature: The Myth of the Inevitability of Ecosystem Management" (2003) 20 *Pace Environmental Law Review* 675.

"Asking the Dog to Guard the Puppy Chow: Three Objections to Environmental Voluntarism" (2003) 12 *Journal of Environmental Law and Practice* 129.

"MacMillan Bloedel: Progress on Due Diligence" (case comment) (2002) 5 *Criminal Reports* 146.

"Applying the Precautionary Principle to Private Actors: Is it Relevant to Civil and Criminal Liability?" (2002) 43 *Les Cahiers de Droit* 63.

"Sustainable Development: In Search of a Legal Rule" (2001) 28 *Journal of Business Administration and Policy Analysis* 391.

"Reverse Sensitivity: The Common Law Giveth and the RMA Taketh Away" (1999) 3 *New Zealand Journal of Environmental Law* 93 (with J Kerr).

"Animal Farm Revisited: An Environmental Allegory" (1999) 30 *Victoria University of Wellington Law Review* 135.

"Rules that Define v Rules that Distort: Regulatory Creep Revisited" [1998] *New Zealand Law Journal* 352.

"Abstraction, Precedent, and Articulate Consistency: Making Environmental Decisions" (1998) 34 *California Western Law Review* 427.

"Representation by Territory: A Proposal for Senate Reform" (1997) 9 *Constitutional Forum* 9.

"Planning for Serfdom: Resource Management and the Rule of Law" [1997] *New Zealand Law Journal* 69.

"The Bill of Rights after *Baigent*" [1996] *New Zealand Law Journal* 434.

"Environmental Rights: Mitigating Flaws of the Management Model" [1996] *New Zealand Law Review* 239.

"Fault and Cause: Rethinking the Role of Negligent Conduct" (1995) 3 *Tort Law Review* 143.

"Fast Ferries: New Equilibrium versus Ecological Sustainability" [1995] *New Zealand Law Journal* 202, reprinted in [1996] *Resource Management News*.

"Latent Disease and the Duty to Defend: Triggering Liability Insurance" (case comment) (1995) 5 *Journal of Environmental Law and Practice* 187.

"The Dictionary of Environmental Law and Science" (book review) (1995) 5 *Journal of Environmental Law and Practice* 309.

"Calling a Spade a Spade: A Legal Definition for Sustainability", in *Environmental and Resource Management in New Zealand*, Selsky, Morgan and Memon, eds. (Dunedin: Environmental Policy and Management Research Center, Otago University, 1994).

"Requiem for *Rylands v Fletcher*: An Analysis of the House of Lords decision in *Cambridge Water v Eastern Counties Leather*" [1994] *New Zealand Law Journal* 130.

"Sustainability: An Ecological Definition for the Resource Management Act" (1993) 15 *New Zealand Universities Law Review* 351.

"Ecological Share: A Basis for Environmental Liability in Tort" (1993) 3 *Journal of Environmental Law and Practice* 87.

"Risk, Cause and Toxic Torts: A Theory for a Standard of Proof" (1989) 10 *Advocates' Quarterly* 277 (Aurora: Canada Law Book), reprinted in Hughes et al., eds., *Environmental Law and Policy* (Toronto: Emond Montgomery, 1993) 126, and in several collections of law school course materials.

## **(b) Books and Book Chapters**

“The Four Doctrines of the Apocalypse: Critical Theory and Our Compromised Institutions” in M. Milke, *The 1867 Project: Why Canada should be celebrated not cancelled* (Aristotle Foundation, forthcoming 2023).

“Turtles All the Way Down: Ecosystems, Markets, and Human Preferences” in M. Etherington, *Environmental Education: An Interdisciplinary Approach to Nature* (Wipf & Stock Publishers, forthcoming 2023).

“Property Rights and Ecosystem Services” in Max Falque, ed, *Property Rights for the Environment* (Bruylant, 2021).

*Ecolawgic: The Logic of Ecosystems and the Rule of Law* (Fifth Forum Press, 2015).

*Ecosystem Management and Sustainability*, Volume 5 of the *Berkshire Encyclopedia of Sustainability*, Craig, Nagle, Pardy, Schmitz and Smith, editors (Berkshire, 2013).

“False Panacea: The Human Right to Water” in Harriet Bigas, ed., *The Global Water Crisis: Addressing an Urgent Security Issue*, United Nations University Institute for Water, Environment and Health (Inter-Action Council, 2012).

"Remedies of Compensation: Tort" in P. Blanchard, ed., *Remedies 2<sup>nd</sup> ed.* (Brookers, 2011) (with G. McLay and D. Neild).

“Confidentiality Dilemmas in Environmental Mediation” in *Practical Ethics for Mediators*, E. Waldman, ed. (2010).

“Brownfields: The Legal Framework” in P. Welbourn, ed., *The Story of Brownfields and Smart Growth in Kingston Ontario* (2009) (with M. Wallace and S. Warshawski).

*The Writing Rules: How to Write Research Papers and Essays at University* (Fifth Forum Press, 2006) (student guidebook).

"Remedies of Compensation: Tort" in P. Blanchard, ed., *Remedies* (Brookers, 2003).

*Torts in New Zealand: Cases and Materials* (Oxford University Press, 1997, with B. Atkin, W. Hodge and G. McLay).

*Environmental Law: A Guide to Concepts* (Butterworths, 1996).

### **(c) Columns and Op-Eds**

“Ontario lawyers must vote against the woke onslaught” (March 7, 2023) *National Post*.

“The 1619 Project is wrong about capitalism, but not in the way you may think” (with Kate Wand) (February 28, 2023) *Epoch Times*.

“Court gives universities a free pass to infringe privacy” (February 23, 2023) *Financial Post*.

“Once again, Ontario lawyers must stand up to the thought police” (January 23, 2023) *National Post*.

“ESG will kill capitalism, and freedom along with it” (January 18, 2023) *Financial Post*.

“Sovereignty bills signal discontent in Trudeau's woke Canada” (January 6, 2023) *Financial Post*.

“There was no emergency, but don't expect the Commission to throw the government under the trucks” (December 8, 2022) *Macdonald Laurier Institute* and the *Toronto Sun*.

“Three judges forbear COVID's hegemony in the courts” (October 8, 2022) *The Epoch Times*.

“By freeing Tamara Lich, the Superior Court restores confidence in the rule of law” (August 1, 2022) *The Epoch Times*.

“On speech and conduct, repressive tolerance is a feature, not a bug” (June 3, 2022) *Macdonald-Laurier Institute* and the *Epoch Times*.

“Supreme Court undermined by chief justice condemning freedom convoy” (June 2022) *National Post*.

“Alberta Court of Appeal tees up an argument for western separation” (May 2022) *Fraser Institute* and *Financial Post*.

“Canada's Charter was naive from the beginning” (May 2, 2022) *The Epoch Times*.

“Back to the future: ‘Two weeks to flatten the curve’ was a dangerous mistake from the beginning” (March 26, 2022) *The Epoch Times*.

“After two days to flatten the Bouncy Castle, Canada needs a new Constitution” (with Patricia Adams) (March 21, 2022) *The Epoch Times*.

“Mandatory vaccines would at least prove whether the Charter is worth anything at all” (January 13, 2022) *National Post*.



“It’s time to drop the hysteria and learn to live with COVID” (January 10, 2022) *The Epoch Times*.

“Covid is the virus, wokeness is the disease” (December 19, 2021) *The Epoch Times*.

“They’re coming for the kids” (November 30, 2021) *The Epoch Times*.

“Covid has cost Canadians their freedom, it must be restored” (November 2021) *National Post* (includes the *Free North Declaration*).

“During Covid, the Charter has been useless” (November 3, 2021) *Financial Post*.

“On Covid, courts have taken a side” (October 11, 2021) *The Epoch Times*.

“Even in a COVID snitch society, surveilling your judge is wrong” (July 20, 2021) *National Post*.

“Externalities are a licence to meddle” (July 7, 2021) *Financial Post*.

“Rosalie Abella was shameless in making up the law and mainstreaming judicial activism” (June 18, 2021) *National Post*.

“Freedom of expression is in peril with Bill C-10” (June 7, 2021) *National Post*.

“At university, ideological dissent is not welcome” (May 29, 2021) *The Epoch Times*.

*The Writing Rules*, 2nd edition (May 14, 2021: Fifth Forum Press)

“Political beliefs must be protected from discrimination because cancel culture is winning” (May 6, 2021) *National Post*.

“The first obstacle is our confidence that things won’t get worse” (April 19, 2021) *The Epoch Times*.

“BC courts asking for correct pronouns is state mandated identity politics” (February 9, 2021) *National Post*.

“The Cold War Continues, and Now We Are Losing” (December 26, 2020) *The Epoch Times*.

“2020 Hindsight: Our Year of Bowing Down to ‘The Science’” (December 23, 2020) *Financial Post*.

“In Universities, the Revolution is Now Complete” (October 14, 2020) *National Post*.

“A Shakespearean sendoff to Sir John A” (September 9, 2020) *National Post*.

“In Critical Race Theory, white self-flagellation is the only choice” (July 24, 2020) *The Epoch Times*.

“Apocalyptic science: How the West is destroying itself” (June 26, 2020) *Financial Post*.

“Let’s not double down on the nanny state” (April 22, 2020) *Financial Post*.

“Careful, crises are an ideal time for the state to grab powers – we’re already seeing it in Canada” (March 31, 2020) *Financial Post*.

“Liberals get unlimited spending authority for six months with Niels Veldhaus and Jason Clemens (March 25, 2020) *Toronto Sun*.

“Trudeau government plan would have undermined Opposition ability to hold government to account” *Fraser Forum*, March 24, 2020.

“Alberta Court of Appeal rejects carbon tax, protects provincial jurisdiction” *Fraser Forum*, February 25, 2020.

“For students, not being disabled is the new disability” (January 20, 2020) *The Epoch Times*.

“The Liberals aren’t liberal anymore – but the Conservatives can and must be” (December 20, 2019) *National Post*.

“Welcome to law school where feelings are more important than facts” (December 17, 2019) *The Epoch Times*.

“Conformists Inside the Gates: The Threat to Academic Freedom from Fellow Faculty” *Society for Academic Freedom and Scholarship Newsletter*, September 2019.

“In the name of social justice, they are showing reformers their place” (June 24, 2019) *National Post*.

“You have free speech as long as you think the right thoughts” (May 17, 2019) *National Post*.

“The lawyer who upended the law society” (May 14, 2019) *National Post*.

“Outraged responses to Ontario free speech directive reveal the problem it is trying to solve” *Society for Academic Freedom and Scholarship*, April 2019.

“Our rights depend on an election you haven’t even heard of” (April 2, 2019) *National Post*.

"Substantive equality: Some people are more equal than others" *Advocates for the Rule of Law*, February 6, 2019.

"Five worst public law decisions at the Supreme Court of Canada: Day Two" Twelve Days of Christmas Symposium, *Double Aspect blog*, December 26, 2018.

"Students claiming mental disabilities should not be granted extra time on exams" *International Society for Ethical Psychology and Psychiatry Bulletin*, November 2018.

"StatCan's bank raid is absolutely ideological - the ideology of endless government meddling" (Nov 20, 2018) *Financial Post*.

"Amazingly, the Constitution always says what the Supreme Court thinks it should" (July 13, 2018) *Financial Post*.

"The Supreme Court's TWU ruling is a cruel joke played on all Canadians" (June 29, 2018) *National Post*.

"The Liberals take a bad environmental assessment process and make it worse" (May 2018) *Financial Post*.

"FIT to be Untied: How a new provincial government can unravel Feed-In Tariff electricity contracts" (April 2018) *Council for Clean and Reliable Energy (CCRE)*.

"Let the Paris climate deal die. It was never good for anything anyway" (May 18, 2018) *Financial Post*.

"Law schools should not be combatants in culture wars — but too many profs disagree" (April 3, 2018) *National Post*.

"The social justice revolution has taken the law schools. This won't end well" (February 27, 2018) *National Post*.

"Law Society's new policy compels speech, crossing line that must not be crossed" (October 3, 2017) *National Post*.

"Mental disabilities shouldn't be accommodated with extra time on exams" (August 17, 2017) *National Post*.

"Meet the new 'human rights' — where you are forced by law to use 'reasonable' pronouns" (June 19, 2017) *National Post*.

"I've got a great, new fee model for investment advisers. I bet none of them takes it" (April 19, 2017) *National Post*.

“Coercion or Consent: A Response to Honickman’s Review of Ecolawgic” (March 15, 2017), *Advocates for the Rule of Law*.

“Don’t blame the robots for taking over the economy, blame the patents that protect them” (March 28, 2017) *National Post*.

“Eco groups’ challenge to regulation dismissed” by Kim Arnott, *The Lawyers Weekly*, November 4, 2016.

“Hard Truths about Climate Change” *The Sunday Edition*, CBC Radio, May 13, 2016

“Climate witch hunt: The hypocritical plot to execute Exxon” *Financial Post Comment – National Post*, December 4, 2015.

“Allegations ExxonMobil used Big Tobacco tactics on climate change” *The Current*, CBC Radio, Friday November 13, 2015

“Killing green energy contracts”, *Financial Post*, May 14, 2014.

“Administrative Law” in *Ecosystem Management and Sustainability: Volume 5 of the Berkshire Encyclopedia of Sustainability*, Craig, Nagle, Pardy, Schmitz and Smith, editors (Berkshire, 2013).

“Too Much Talking, Too Few Rules: The Futility of Environmental Assessment”, *H2Opinion, Water Canada Magazine*, May/June 2012, 50.

Interview and debate on environmental impact assessment on national CBC Radio show, *The Current*, April 4, 2012, and series of interviews on the same topic on CBC morning shows across Canada, April 18, 2012.

“Water Rights – All Wet”, *Financial Post Comment – National Post*, September 7, 2011.

“The Blue Covenant”, public debate at Royal Ontario Museum, *Director’s Signature Lecture Series, Water: The Forum*, Toronto, March 2010.

“Making Children Climate Drones” (February 4, 2010) *Financial Post*.

“Ontario’s Policy Framework for Environmental Education” (2010) *22 Pathways: The Ontario Journal of Outdoor Education* 22.

“Water Myths and Legends” (November/December 2009) *Water Canada* 7.

“Harper was right to criticize U.N. on climate change”, *The Lawyers’ Weekly* (December 14, 2007).

“Honour thy mother and anyone living with her”, *Globe and Mail* (July 31, 2007).

“You say, she says: A conversation about climate change”, *Kingston Whig-Standard* (July 25, 2007).

“Senate reform: Representation by territory”, *Toronto Star* (Thursday, December 21, 2006).

“WWF Report wrong about Canada’s ‘Print’”, *National Post* (Tuesday, October 31, 2006).

“Sustainable Development: The Status Quo Masquerading as Environmental Progress” (2006), *18 Pathways: The Ontario Journal of Outdoor Education* 4, reprinted in [2006] 2 *Variety: International Naturefriends Magazine* (Prague) 26.

“False first step”, *National Post* (February 9, 2005).

“The World Summit on Sustainable Development: Commentary”, *CBC Radio*, August 28, 2002.

“Implications of Reverse Sensitivity” (1999) 3 *Brookers Resource Management Bulletin* 42 (with J Kerr).

## Videos

For links to videos, go to the Rights Probe website <https://www.rightsprobe.org/> and my Queen’s Law webpage <https://law.queensu.ca/directory/bruce-pardy>

## Conference Papers and Presentations

“To Protect Free Speech in Medicine, the Hippocratic Oath Must Go: How doctors have laid the groundwork for their own silencing” Free Speech in Medicine Conference, Cape Breton, October 29, 2022.

“What’s all this about Rights: A Conversation about COVID, courts and the Constitution” The Ideas Institute, Newmarket, October 23, 2022.

“COVID and the End of the Rational University” 2022 Annual General Meeting of the Society for Academic Freedom and Scholarship, Hamilton, May 13, 2022.

“The Charter at 40” Canada Strong and Free Network (online), April 2022.

“Freedom of Expression and ‘Online Harms’” University of Toronto Runnymede Society (online), October 19, 2021.

“C-36, Vaccine Passports and the Coming of 1984” Canada Strong and Free Networking Conference (online), October 2, 2021.

“Should Political Beliefs be Protected by Anti-Discrimination Laws?” Canada Strong and Free Networking Conference (online), April 10, 2021.

“Purged: A panel discussion on Big Tech censorship” True North and Civitas Canada (online), February 10, 2021.

“The Contemporary Abnormal: COVID-19 and the Rule of Law” Runnymede Western, October 2020.

“The Case for Freedom and Free Markets in an Unfree Time” Canada Strong and Free Network, Online, May 2020.

“The Civil War Inside the Law – and the side the law schools are on” Runnymede TRU, Kamloops, March 6, 2020.

“Bill 21, The Notwithstanding Clause, and Section 28 of the Charter” with Geoff Sigalet, Leonid Sirota and Kristopher Kinsinger, Runnymede Law and Freedom Conference, Toronto, February 29, 2020.

“A Dialogue on the UN Declaration on the Rights of Indigenous People (UNDRIP)” with Professor Karen Drake, Runnymede Osgoode, Toronto, February 27, 2020.

“How Social Justice Lawyers Turned the Law Society into the Thought Police” with Lisa Bilty, Civitas Canada, Toronto, January 2020.

“We Have Met the Enemy” InForming Content: Exploring Contemporary Performance Creation, Queen’s University, Kingston, November 2019.

“Challenges to Indigenous and remote food sovereignty and security” Health and Human Rights Conference, Queen’s University, Kingston, November 2019.

“The Civil War Inside the Law” POGG Canada, Harry Weldon Canadian Values Award Event, Ottawa, November 2019.

"Right Idea, Wrong Approach: The Ontario free speech directive and the effect of speech laws on universities" Society for Academic Freedom and Scholarship (SAFS) Annual Conference, Western University, London, May 2019.

Freedom North, Fraser Institute and Institute for Liberal Studies, Vancouver, April 2019.

"Say goodbye to the liberal university" Civitas 23rd Annual National Conference, Canada in Flux, Liberty in Transition, Toronto, April 2019.

"Things that can't be said about Aboriginal law and policy in Canada" Canadian Bar Association, Northwest Territories, Aboriginal Law Section, March 2019.

"How Not to Succeed in the Global Economy: Canadian strategies for losing our way" Conference Keynote, Business Summit of British Columbia: Canada 360 Degrees, BC Business Council, Vancouver, November 16, 2018.

"Political and Constitutional Challenges to Free Trade Within Canada" One Country One Market National Conference: The Future of Interprovincial Trade, Atlantic Institute for Market Studies and Canadian Constitution Foundation, Ottawa, November 1, 2018.

"The Free-the-Beer Case: Court Activism and Internal Free Trade" Fraser Institute Seminar, Ottawa, November 2018.

Standing Committee on Social Policy, Witness on Bill 34 (Queen's Park, Toronto, October 2018).

"Head Starts and Extra Time: Academic Accommodation on Post-secondary Exams and Assignments for Students with Cognitive and Mental Disabilities" International Society for Ethical Psychology and Psychiatry Annual Conference, Toronto, October 2018.

"Not Just Another Box to Tick: The Law Society Becomes Authoritarian" Conference Keynote, Law Society Bencher Candidate Workshop, Toronto, October 2018.

"Trinity Western University v Law Society of BC at the Supreme Court of Canada" Runnymede Society, Western Law School, October 2018.

"Has the Social Justice Revolution Taken Law Schools?" Runnymede Society, Windsor Law School, October 2018.

"The Lindsay Shepherd Effect: Campus Free Speech and Political Correctness" Runnymede Society, Queen's Law School, Kingston, September 2018.

"Modifying Previous Government Energy Policies: Options for Action in the Public Interest" Council for Clean and Reliable Energy (CCRE) Annual Energy Leaders Roundtable, Orangeville, April 2018.

"The Law of Expression at Universities" Presentation to Wilfrid Laurier University Task Force on Freedom of Expression, March 2018.

"Why scientists are no longer to be trusted" Queen's Water Environment Conference 2018, Ripple Effect: Water and Climate Change, Queen's University, March 2018.

"The Rising Tide of Compelled Speech in Canada" with Jordan Peterson, Queen's Liberty Lecture, Kingston, March 2018.

"Challenging the Law Society of Ontario's Statement of Principles" Institute for Liberal Studies and Runnymede Society, Schulich Law School, Dalhousie University, Halifax, February 2018.

"The Law Society's Statement of Principles" with Jared Brown, Centre for Israel and Jewish Affairs, Combating Hate Speech and Antisemitism, Law Society of Upper Canada, Toronto, February 2018.

"Runnymede Society Debate on the Law Society of Ontario's Statement of Principles" Runnymede Law and Freedom Conference, University of Toronto, January 2018.

"The Trinity Western Case at the Supreme Court of Canada" (Panel Discussion Chair) with Bill Flanagan and Andre Schutten, Runnymede Society, Queen's Law School, Kingston, October 2017.

"Paris, We Hardly Knew Ye" Sixth Biannual Conference of the Journal of Environmental Law and Practice (JELP), We'll Always Have Paris, Dalhousie University, Halifax, June 2017.

"Disabusing the Common Law of 'Abuse of Rights'" Canadian Law of Obligations 2017, Innovations, Innovators, and the Next 20 Years, University of British Columbia, Vancouver, May 2017.

"Forced speech in Bill C-16", testimony before the Senate Legal and Constitutional Affairs Committee, Parliament Hill, Ottawa, May 2017.

"Becoming the Deep State? The Uneasy Relationship between Government Policy and the Rule of Law", Masters of Public Administration Program, Queen's University, Kingston, May 2017.

"Ecolawgic: The Logic of Ecosystems and the Rule of Law", 2017 Civitas Annual Conference, Vancouver, April 2017.



"Freedom of Speech and Bill C-16", Runnymede Society Debate with Jordan Peterson, Queen's University, Kingston, January 2017.

"The Start of the End of Paris and perhaps the UNFCCC", The World After the Paris Agreement, McGill Journal of Sustainable Development Law, McGill University, Montreal, January 2017.

"International law versus the Rule of Law", Institute for Liberal Studies Debate, McGill University, Montreal, January 2017.

"Head Starts and Extra Time: Academic Accommodation on Post-secondary Exams and Assignments for Cognitive and Mental Disabilities" Lakehead University, Thunder Bay, Sept 2016.

"Environmental Law versus The Rule of Law" *Runnymede Society Debate*, Bora Laskin School of Law, Lakehead University, Thunder Bay, Sept 2016.

*The Oxford Union Debate on Climate Change* ["Resolved: This House Believes the West Has No Right to Impose Environmental Standards on Developing Countries"] University of Oxford, May 2016.

"The Inevitability of Property" *Property and Law Symposium*, Institute of Liberal Studies, Ottawa, April 2016.

"There's No Such Thing as Public Interest: A Discussion About *Ecolawgic: The Logic of Ecosystems and the Rule of Law*" Environment Canada, Gatineau QC, March 2016.

"The Legitimacy of the Welfare State: Governments in Pursuit of the Public Good" *Runnymede Society Debate*, University of Toronto Faculty of Law, March 21, 2016.

"Debate on Social and Economic Rights" *Runnymede Society Debate*, Queen's University Faculty of Law, March 1, 2016.

"Property: Environmental Hero or Villain?" Institute of Liberal Studies, University of Ottawa, February 2016.

"Book Launch: *Ecolawgic – The Logic of Ecosystems and the Rule of Law*" Faculty of Law, Queen's University, with commentators Justice Grant Huscroft and Professor Jason MacLean, January 18, 2016.

"A Betrayal of Its Own Ideology: The Canadian Government's Refusal to Label Genetically Modified Foods" *The Journal of Environmental Law and Practice's 5th Biennial Conference 'Après...le Déluge': Future Directions for Environmental Law and Policy in Canada*, Kananaskis AB, June 2015.

“Destined to Fail? Groundwater Management in Canada” (Commentator), *Security Underground: Financing Groundwater Mapping and Monitoring in Canada*, Munk School of Global Affairs, Program on Water Issues, May 2015.

“Water and the Myth of Sustainable Development” *Water Environment Association of Ontario*, Queen’s Chapter, March 2015.

“FIT to be Tied: Can the Ontario Government cancel renewable energy contracts?” *Ontario Network for Sustainable Energy Policy (ONSEP) Annual Workshop*, Prince Edward County, Ontario, April 2014.

“The Madness of Bottled Water Bans”, *Water Environment Association of Ontario*, Queen’s Chapter, Kingston, March 2014.

“Welcome to the Anthropocene, where natural means everything and nothing”, *Law and Our Diverse Natures Conference*, University of Ottawa Faculty of Law, February 2014.

“Markets, Laws and Labels for Genetically Modified Foods”, *Yale Food Systems Symposium*, Yale University, New Haven, October 2013.

“Wrongs Don’t Make a Right: A Rights-based Theory of Tort”, 2013 *Private Law Theory Workshop*, Queen’s University, Kingston, April 2013.

“Climate Change: Sense and Nonsense”, Keynote speaker, *Ontario Public Works Association (OPWA) Annual Meeting*, Ottawa, January 2013.

“Drowning in Confusion: The Debate over Water Rights”, Keynote speaker, *World Water Day 2013 Graduate Research Symposium*, Wilfrid Laurier & Waterloo Universities, Waterloo, March 2013.

“The Murky World of Water Rights”, *Water Environment Association of Ontario*, Queen’s Chapter, Kingston, March 2013.

Roundtable Discussant, *Classics in Environmental Ethics*, Department of Philosophy, University of Illinois, Galena IL, October 2012.

“False Panacea: The Human Right to Water” at symposium and launch of *The Global Water Crisis: Addressing an Urgent Security Issue*, *United Nations University Institute for Water, Environment and Health*, Hamilton ON, Sept 11, 2012.

“No Visions Please, We’re Canadian: National Energy Strategies Game the System”, 4<sup>th</sup> Biennial Conference of the Journal of Environmental Law and Practice (JELP), *(De)Constructing a “National Energy Strategy”: Environmental, Economic and Social Sustainability of Two Different Visions*, Cypress Hills, Saskatchewan, June 2012.

“Towards an Environmental Rule of Law”, *A Rule of Law for Nature*, University of Oslo Faculty of Law, Oslo, Norway, May 2012.

Roundtable Discussant, *Reconciling Ecology and Economics: Processes and Property Rights*, Hoover Institute, Stanford University, Palo Alto CA, April 2012.

“Losing Liberty and Ecosystems: Legal Instrumentalism and the Environmental Rule of Persons”, University of Montana School of Law, Missoula, MT, October 2011.

“Justice Should Be Blind: Environmental Instrumentalism and the Rule of Law”, University of Saskatchewan College of Law, Saskatoon, October 2011.

“Liberty, Markets and Environmental Policy”, Roundtable Discussant, Liberty Fund and PERC, Montana Sky Guest Ranch, Emigrant, Montana, October 2011.

“Coase, Economic Welfare and the Rule of Law”, Seminar Series, Property and Environment Research Center (PERC), Bozeman, Montana, September 2011.

“The Natural Law of Systems”, Seminar Series, Property and Environment Research Center (PERC), Bozeman, Montana, September 2011.

“Elevating Canada’s EA Game: Can EA Contribute to Making Canada a “Responsible Energy Superpower”, *Clean Energy Superpower and Environmental Assessment: Canada’s Ambitions and Choices*, Queen’s Institute for Energy and Environmental Policy, March 2011.

“Environment, Technology, and Society: Ways to Think about Environmental Law”, *Civil Engineering Forum*, Queen’s University, January 2011.

“Green Conservatism Workshop”, Manning Centre for Building Democracy, Kahanoff Conference Centre, Calgary, December 2010.

“The Great Climate Debate”, Queen’s Environmental Law Association, November 2010.

“Why Climate needs Trade Law and the Obstacles in the Way”, Queen’s University *Summer Institute on Trade Policy*, September 2010.

“Water Governance: Building a coherent, principled framework”, *Value of Water*, Centre for Environment, University of Toronto, Toronto, April 2010.

“Water Myths: Domestic and International”, Queen's University *6th Annual International Development Conference*, Kingston, March 2010.

"Planning for Energy Serfdom: Ontario's Green Energy Act and the Perversion of Sustainable Technology Development" at *First Annual Workshop of ONSEP (Ontario Network of Sustainable Energy Policy)*, Niagara-on-the-Lake, Ontario, April 2010.

"Climate Change Plans and Ploys", *2010 Annual Conference of Ontario Public Works Association*, Mississauga, January 2010.

"Environmental Assessment and Three Ways Not to Do Environmental Law" at Third JELP Environmental Law Conference, *The Demise of Environmental Assessment in Canada?* Faculty of Law, University of Windsor, October 2009.

"Ontario's Environmental Education Framework", *2009 Council of Outdoor Educators of Ontario Annual Meeting*, Parham, September 2009.

"Climate Change, International Development, and Environmental Limits", *Queen's University Summer Institute on Trade Policy*, September 2009.

"Water Policy Myths and Misconceptions" at *Investing in Water*, Centre for Environment, University of Toronto, Toronto, May 2009.

"Confronting the Geography of Climate Change: Population, Territory, Biocapacity and the International Clash over National Limits", *Canadian Association of Law Teachers Annual Meeting*, Carleton University, Ottawa, May 2009.

"Legal Philosophies of Environmental Protection", *Canadian Association of Law Teachers Annual Meeting*, Carleton University, Ottawa, May 2009.

"What Economists Should Know About Environmental Law", Seminar Series, Department of Food, Agriculture and Resource Economics, University of Guelph, Guelph, March 2009.

"Canada's Energy Future" (panelist), *Commerce and Engineering Environmental Conference (CEEC)*, Queen's University School of Business, Kingston, March 2009.

"Access to Water: Basic Propositions for the Governance of Drinking Water", *Queen's University 5th Annual International Development Conference*, Kingston, March 2009.

"Climate Change and the Realities of International Conflict", *Queen's Interactive Crisis Simulation*, Kingston, February 2009.

"Models of Environmental Governance: Moving from the Specific to the General", *2008 Joint Meeting of the Canadian Law & Society Association and International Law & Society Association*, Montreal, June 2008.

"Applying Sunstein's Libertarian Paternalism", *2008 Joint Meeting of the Canadian Law & Society Association and International Law & Society Association*, Montreal, June 2008.

"Torts, Egalitarianism, and Distributive Justice", reader and commentator, *2008 Joint Meeting of the Canadian Law & Society Association and International Law & Society Association*, Montreal, May 2008.

"The International Context and a Skeptic's Lament" at *Turning the Corner or Hitting the Wall: Climate Change Law & Policy in the Post-Kyoto Era*, Ontario Environmental Review Tribunal, Toronto, April 2008.

"Climate Change and the Kyoto Protocol: Perspectives and Prospects", panellist at *2008 Commerce and Engineering Environmental Conference*, Queen's University School of Business, March 2008.

"Water Law 101", *2008 International Development Conference*, Queen's University, March 2008.

"Encouraging Environmentally Sustainable Communities", *Environmental Stewardship Workshop*, School of Urban and Regional Planning, Queen's University, March 2008.

"Corporate Legal Identity and the Role of Government", *The New Wild West: Canadian Multinationals in the Global South*, Queen's University, March 2008.

"Separation of Powers in the Ivory Tower: An Organizing Principle for University Governance", *2008 Annual Meeting of the Association of American Law Schools*, poster presentation, New York, January 2008.

"Climate Change Charades: False Environmental Pretences of Statist Energy Governance", Conference Paper for *Energy and the Law*, 14th Annual Queen's Business Law Symposium, October 2007.

"Property Rights, Utilitarian Government and Environmental Protection", *The Future of Freedom: Law and Liberty in Canadian Jurisprudence*, Canadian Constitution Foundation, Toronto, October 2007.

"Public Consent in Electricity Governance" (Commentator) at *Good Governance and the North American Electricity Sector: Can North America's Federal Systems Meet the Challenges?* Forum of Federations, QUIIEP and Natural Resources Canada, Toronto, October 2007.

"People and the Environment: Realities and Opportunities" at *Think Again 2007*, Conference of the Canadian Millennium Foundation, Ottawa, September 2007.

“Applications for Leave to Appeal under the Environmental Bill of Rights: Section 41 Jurisprudence”, *Environmental Bill of Rights Jurisprudence*, Ontario Environmental Review Tribunal, Toronto, June 2007.

“Climate Change: Through the Lens of Developed and Developing”, *Six Degrees of Separation: Media Fellowship Conference on Climate Change*, Queen’s University, May 2007.

*The Great Debate: Environmentalism and Sustainability*, Queen’s University, March 2007.

“Principles of Public Health Regulation”, *Seminar on Raw Milk*, Queen’s University, March 2007.

“Environmental Orthodoxy and the Ironic End of the World”, *The Last Debate on Earth Series*, Queen’s University, March 2007.

Queen’s Sustainability Network Conference 2007, Conference Chair, *Interest to Action*, March 2007.

*Is Kyoto for Canada?* Panel discussion on the Kyoto Protocol, Queen’s University, February 28, 2007.

*The Ratings Game*, 2007 Annual Meeting of the Association of American Law Schools, commentator, Washington D.C., January 2007.

“Kyoto, Subsidies, and Energy Markets” at Oil and Gas and the Canadian Economy, *Q’BET 2006*, Queen’s Conference on the Business Environment Today, Kingston, November 2006.

“Ecosystem Creep and the Absence of Rules in Environmental Law”, *Canadian Association of Law Teachers Annual Meeting*, York University, June 2006.

“Stakeholder Participation”, session chair, at 2<sup>nd</sup> J.E.L.P. Environmental Law Conference: *Sharing Environmental Responsibility: Stewardship Obligations in the Corporate, Governmental and Non-Governmental Sectors*, University of Saskatchewan College of Law/Anglin Lake, Saskatchewan, June 2006.

“Are Humans Part of Nature? The Paradox of Ecological Citizenship”, *Environmental Studies Association of Canada Annual Meeting*, University of Western Ontario, June 2005.

“The Paradox of Individualized Justice”, *Canadian Association of Law Teachers Annual Meeting*, University of British Columbia, June 2005.

“One Step Forward, Two Steps Back: Kyoto and the UN Framework Convention on Climate Change”, *Environmental Lawyers in Government Conference*, Toronto, Sept 2004.

"The Kyoto Protocol: Bad News for the Global Environment", *First JELP Environmental Law Conference: Defining Canada's Environmental Priorities*, University of Saskatchewan, June 2004.

"Liability for Contaminated Lands", *Rethinking Brownfield Development: Linking Strategies, Technology, and the Planning Profession*, Queen's University, March 2004.

"Leaving Standards Up in the Air: Flaws in the Kyoto Approach", *2003 Annual Meeting of the Canadian Association of Law Teachers*, Dalhousie University, June 2003.

"Poor Students, Well Paid Lawyers: An Introduction to Post-Graduation, Income-Contingent Tuition Fees for Law Schools", *2003 Annual Meeting of the Canadian Association of Law Teachers*, Dalhousie University, June 2003.

"Few Rights, Few Responsibilities: Seven Deadly Sins of Canadian Water Law", *First International Conference on Water and Health, Towards a New Frontier in the Protection of Drinking Water*, Ottawa, September 2002.

"The First Class of Law School: Professor, Your Fifteen Minutes Are Up", *2002 Institute for Law School Teaching Conference*, Franklin Pierce Law Centre, Concord, NH, June 2002.

"Voluntarism and the Evolution of Environmental Law: A Dubious Path to an Uncertain Destination", *Roundtable on Voluntarism and Environmental Governance, Environmental Studies Association of Canada Annual Meeting*, University of Toronto, May 2002.

"Applying the Precautionary Principle to Private Actors: Is it Relevant to Civil and Criminal Liability?" *2001 Annual Meeting of the Canadian Association of Law Teachers, Joint Session of Administrative Law, Health Law, Environmental Law and International Law Sections*, Laval University, May 2001.

"Whose Fault Is It When Corporations Pollute?" *2001 Human Rights Symposium*, New England School of Law, Boston, February 2001.

"Not with a Bang but a Manager: The End of Environmental Protection", *2000 Thomas Jefferson School of Law Lecture Series*, San Diego, March 2000.

"Logical Flaws in Ecosystem Management", *California Western School of Law Faculty Seminar Series*, San Diego, January 2000.

"Defining Risk Management", Wellington District Law Society, October 1998.

"Ecology, Law and Urban Planning - Can They Work Together?" *California Western School of Law Lecture Series*, San Diego, February 1998.

"How to Deal with the Resource Management Act", GMV Associates, Wellington, April 1997.

"The Case for Preservation", *The Great Environment Debate*, NZ Institute of Public Law, Wellington, March 1997.

"Introduction to Environmental Law for Non-Lawyers", GMV Associates, Wellington, February 1997.

"The Death of Principle in Environmental Law", *Spring Seminar Series*, Faculty of Law, Victoria University of Wellington, November 1996.

"*Baigent* and the Bill of Rights: Mark Antony's Response", *The Great Debate on Baigent v Attorney-General*, NZ Institute of Public Law, Wellington, September 1996.

"Contaminated Sites: The New Zealand Approach", *Government and Public Sector Lawyers' Conference*, Canadian Bar Association, Vancouver, August 1996.

"Planning for Serfdom in New Zealand: Reflections on Urban Regeneration", *11th Commonwealth Law Conference*, Vancouver, August 1996.

"*Baigent* and the Tort of Breach of Statutory Duty", *Symposium on the Interface between Tort and Public Law*, NZ Institute of Public Law, July 1996.

"Terms, Assessing, and the Tall Poppy Syndrome: Reflections on New Zealand Legal Education", *Seattle University School of Law Faculty Seminar Series*, March 1996.

"Calling a Spade a Spade: A Legal Definition for Sustainability", *Conference on Environmental and Resource Management*, University of Otago, Environmental Policy and Management Research Center, February 1994.