

The Institute for the Study of the Crown in Canada at Massey College
L'Institut d'études sur la Couronne au Canada à Massey College

Newsletter

October 2017

Dear Friends and Colleagues,

The Institute for the Study of the Crown in Canada welcomes **the Right Honourable Julie Payette** as 29th Governor General of Canada. Madame Payette has a close connection with our “home” at Massey College: she is a Senior Fellow of the College, having previously been a Junior Fellow. Institute President John Fraser and board member Christopher McCreery were present at the installation of the new Governor General on October 2nd. The two of them and I paid tribute to Madame Payette’s predecessor, **the Right Honourable David Johnston**, in an op-ed in the *National Post* on July 27.

Our President, John Fraser, is pleased to announce that eight distinguished scholars have accepted an invitation to become “Academic Advisers” to the Institute: **Linda Cardinal** (Université d’Ottawa), **Andrew Heard** (Simon Fraser University), **Ralph Heintzman** (University of Ottawa), **Ian Holloway** (University of Calgary), **Philippe Lagassé** (Carleton University), **Peter Russell** (University of Toronto), **David E. Smith** (Ryerson University), and **Anne Twomey** (University of Sydney, Australia). The Institute’s publications and conferences will greatly benefit from their expertise and experience. On becoming an academic adviser, Philippe Lagassé stepped down as a member of the executive of the Institute.

Two of our advisers are speaking at a symposium on “The Crown and Constitutional Reform” in Auckland, New Zealand, 2-3 November 2017. **Anne Twomey** is a keynote speaker and **Philippe Lagassé** will give a lecture on “The Crown and Canadian Independence: From Vanguard to Vestige.” (See the announcement at the end of this Newsletter.)

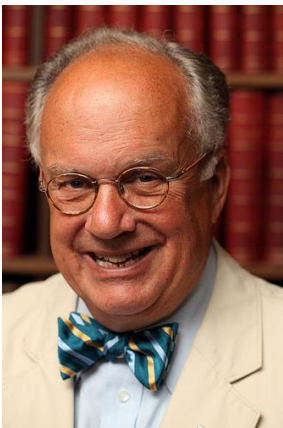


Michael Jackson
Vice-President & Secretary
dmichaeljackson@sasktel.net

Message from the President

A warm hello to all friends of the Institute for the Study of the Crown. We are a small but sturdy organization determined to make sure the system of elected and appointed governance we all live under is respected and better understood. We try to ensure that such an understanding of the proper functioning of the Crown in Canada is seen to be reaching back into a colonial past as well as forward to the resolute and confident Canada of the 21st century. For this honourable task, we need the assistance of scholars, public servants, authors and both public and private individuals.

We understand and appreciate the strong feelings of Canadians who would prefer a republican system and know very well they argue from the same loyalty and affection for our country as supporters of the Crown. On the debates we engage in, however, there is much misinformation about the evolution of the Crown in Canada and, sad to say, a disheartening disrespect for an institution which continues to serve all Canadians well. We have the right and duty to research and point out the errors and also to examine further the arguments, historical and contemporary, that support the proper functioning of the Crown.



John Fraser
President

Institute Publications

Philippe Lagassé inspired and co-edited our recent academic publication, a special issue of *The Review of Constitutional Studies* (Vol. 22, No. 1) of the University of Alberta (April 2017): “The Crown in the 21st Century.”

Our next publication is to be the second in the Institute’s “general” series published by Dundurn Press (the first was Nathan Tidridge’s *The Queen at the Council Fire* in 2015). Entitled *The Canadian Kingdom: 150 years of Constitutional Monarchy*, this book is edited by Michael Jackson and includes chapters from eleven other contributors, all of whom have been involved in one way or another in the Institute’s activities. Dundurn expects publication in April 2018. We’ll keep you posted on publication and book launch events.

Institute for the Study of the Crown in Canada
Academic Advisers



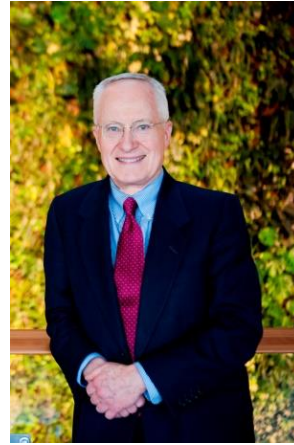
Linda Cardinal, CM, FRSC

Linda Cardinal is full professor at the School of Political Studies at University of Ottawa and Research Chair in Francophone Studies and Public Policy. Her research interests include comparative language planning, langue policy, Francophone minorities in Canada and the provinces, Canadian constitutional policy, and issues of identity and citizenship in Canada and Québec. In 2015, she co-edited *State Traditions and Language Regimes* (McGill-Queen's University Press) and *Gouvernance et innovations au sein de la francophonie néobrunswickoise et ontarienne* (PUL). She recently published with Sébastien Grammond *Une tradition et un droit : Le Sénat et la représentation de la francophonie canadienne* (Presses de l'Université d'Ottawa). Linda Cardinal is a Fellow of the Royal Society of Canada, Chevalier des Palmes académiques of France, and Member of the Order of Canada. She is co-editor of the journal *World Political Science*.



Andrew Heard

Andrew Heard is a Professor in the Political Science Department at Simon Fraser University and a past president of the British Columbia Political Studies Association. His research interests cover Canadian constitutional and institutional issues: the Crown, constitutional conventions, Senate reform, parliamentary privilege, federalism, elections, and the courts. He published a second edition of *Canadian Constitutional Conventions: The Marriage of Law and Politics* in 201 (Oxford University Press).



Ralph Heintzman

Ralph Heintzman is a senior fellow in the Graduate School of Public and International Affairs at the University of Ottawa and a senior fellow of Massey College in the University of Toronto. A former editor of the *Journal of Canadian Studies* and a former executive director of the Social Sciences and Humanities Research Council of Canada (SSHRC), he also served as Vice-Principal, Research, at the Canadian Centre for Management Development. In the Government of Canada, he held senior executive positions in a number of departments and agencies, and is a recipient of the Vanier Medal, Canada's highest honour in public administration. His books and monographs include *From Research to Results: A Decade of Results-Based Service Improvement in Canada* (with Brian Marson); *Tom Symons: A Canadian Life*; and *Rediscovering Reverence: The Meaning of Faith in a Secular World*.



Ian Holloway, PC, QC

Ian Holloway has been Dean of Law at the University of Calgary since 2011. Prior to this, he served as dean at the University of Western Ontario and associate dean at the Australian National University. Over the years, he has also held appointments at Cambridge and the National University of Singapore. He is a graduate of Dalhousie University, the University of California at Berkeley and the Australian National University. Before beginning his academic career, Ian spent a number of years in private practice in Halifax. He also served as the law clerk to the chief justice of the Federal Court of Appeal. In 2013-14, Ian served as a team leader for the Canadian Bar Association's Futures project. In 2015, he was appointed to the Security Intelligence Review Committee and made a member of the Queen's Privy Council for Canada.



Philippe Lagassé

In 2016, Philippe Lagassé was appointed as William and Jeanie Barton Chair in International Affairs, and Associate Professor of International Affairs at the Norman Paterson School of International Affairs at Carleton University. Previously he was associate professor of public and international affairs at the University of Ottawa. His research focuses on Canadian defence policy and procurement, civil-military relations and machinery of government, and relations between Parliament and Crown in the Westminster system. His work on these subjects has allowed him to serve as a consultant for government, political parties, and the private sector. Committed to academic outreach and public debate, he regularly comments on defence affairs and the Crown in print and social media. In 2015, he was appointed as a member of the Independent Review Panel for Defence Acquisitions (IRPDA).



Peter H. Russell, OC, FRSC

Peter H. Russell is Professor Emeritus of Political Science and has just stepped down as Founding Principal of Senior College at the University of Toronto. His scholarly work has focused on constitutional, judicial and Aboriginal politics in Canada as well as in a comparative context, especially with other Westminster parliamentary democracies. His books include *Constitutional Odyssey: Can Canadians Become A Sovereign People*, *The Judiciary in Canada: The Third Branch of Government*, *Recognizing Aboriginal Title: The Mabo Case and Indigenous Resistance to English-Settler Colonialism*, *Three Cheers for Minority Government: The Evolution of Canadian Parliamentary Democracy*, and most recently *Canada's Odyssey: A Country Based on Incomplete Conquests*. Peter Russell is an Officer of the Order of Canada, a Fellow and former Foreign Secretary of the Royal Society of Canada. In 2012 he received a Life Time Achievement Award from the American Political Science Association.



David E. Smith, OC, SOM, FRSC

David E. Smith is Distinguished Visiting Professor at Ryerson University and Professor Emeritus, Johnson-Shoyama Graduate School of Public Policy, University of Regina. He taught political studies at the University of Saskatchewan from 1964 to 2004. His publications include a trilogy of works on each of the parts of Parliament, among them *The Invisible Crown: The First Principle of Canadian Government* (1995, reprinted 2013), as well as books on political parties, the constitution, and federalism. *The People's House of Commons: Theories of Democracy in Contention* (University of Toronto Press) won the Donner Prize for the best book in Canadian public policy in 2007, and *Across the Aisle: Opposition in Canadian Politics* (2013) won the Canada Prize in Social Sciences in 2014. His most recent book (2017) is *The Constitution in a Hall of Mirrors: Canada at 150* (University of Toronto Press). David Smith is an Officer of the Order of Canada and Member of the Saskatchewan Order of Merit.



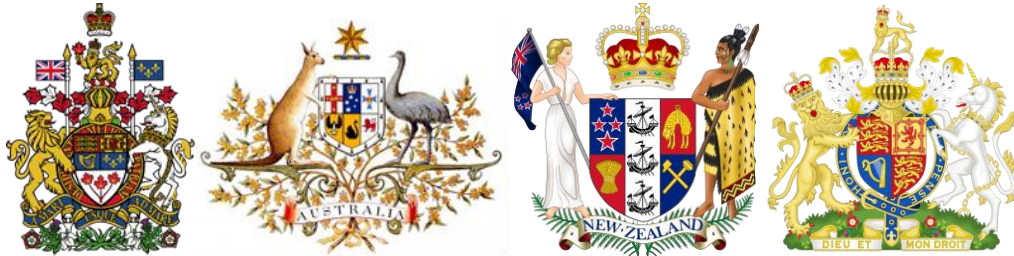
Anne Twomey

Anne Twomey is a Professor of Constitutional Law at the University of Sydney. She previously worked for the High Court of Australia, the Commonwealth Parliamentary Research Service, the Australian Senate Legal and Constitutional Committee, and the Cabinet Office of New South Wales. She is author of *The Chameleon Crown: The Queen and Her Australian Governors* (2006), on the Crown's role in the decolonisation of the Australian States, and *The Australia Acts 1986: Australia's Statutes of Independence* (2010). In 2018, Cambridge University Press is to publish her book on the exercise of vice-regal reserve powers in the Realms, *The Veiled Sceptre – Reserve Powers of Heads of State in Westminster Systems*. She was an expert witness in the recent litigation concerning changes to the rules of succession in Canada.

The Crown and Constitutional Reform:

Comparative perspectives on a political enigma & symbol of statehood

Research Symposium



DATE: 2-3 November 2017 (Thursday-Friday), 9:30 – 4:30 pm
VENUE: Case Room 2, Owen Glen Building, University of Auckland,
 12 Grafton Road, Auckland
ORGANISERS: Prof. Cris Shore and Sally Raudon

The Crown stands at the centre of the constitutional orders of Canada, Australia, New Zealand and the United Kingdom where it has become a familiar icon and unquestioned source of authority. Yet that easy familiarity conceals a potent and paradoxical enigma. For some analysts the Crown is a shapeshifting anomaly: not simply a conceptual placeholder for the state, but also a constitutional fiction and mask for the use of executive power.

Researchers across several disciplines such as law, politics and anthropology are using the Crown as a lens to examine fundamental theoretical questions about sovereignty, statehood and constitutionalism. Legal interest is now being complemented by studies of the Crown as a socio-political institution and cultural entity, and as the end of Elizabeth's reign approaches, questions about constitutional monarchy and reform are acquiring renewed urgency.

This symposium brings together leading scholars and experts to reflect on these issues. Our aim is to promote an interdisciplinary exchange of ideas and perspectives on the legal, political and social dimensions of the Crown, its place in the constitutional order, its shifting symbolic forms and meanings, and what the study of these dimensions tells us about the changing nature of the state and government in post-colonial settler societies. Among the questions we seek to address are:

- What exactly is the 'Crown' and how does its definition and meaning vary in different contexts?
- What political work does the idea of the Crown do? How is it used as a strategic resource, and by whom?
- What remains of the Crown's prerogative powers?
- To what extent is the Crown simply a metonym for the state?
- Is the Crown an obstacle to constitutional reform?
- What is the future of the Crown?

For further details contact: Sally Raudon, srau013@aucklanduni.ac.nz