

NATIONAL JOURNAL OF •• REVUE NATIONALE DE  
CONSTITUTIONAL •• DROIT  
LAW •• CONSTITUTIONNEL

2000—2001

 CARSWELL

## Table of Contents

<i>Editorial Board</i> .....	iii
<i>Contributors</i> .....	v
<i>Table of Cases</i> .....	ix

### ARTICLES

<b>Taking Equality Into the 21st Century: Establishing the Concept Of Equal Human Dignity</b> — <i>Professor Errol P. Mendes</i> .....	3
<b>How in the World Can You Contest Equal Human Dignity?</b> — <i>Dr. Roger Gibbins</i> .....	25
<b>Taking Equality Into the 21st Century: Establishing the Concept Of Equal Human Dignity — An Aboriginal Commentary</b> — <i>Sakej Henderson</i> .....	31
<b>Response to Professor Mendes</b> — <i>June Ross</i> .....	39
<b>Taking Equality Into the 21st Century: Commentary</b> — <i>Sheva Medjuck</i> .....	49
<b>A Commentary: Taking <i>Political</i> Equality Into the Next Millennium</b> — <i>Professor Thérèse Arseneau</i> .....	59
<b>The Paradox of Judicial Deference</b> — <i>Guy Davidov</i> .....	133
<b>Collective Rights in Canada: A Critical and Bibliographic Study</b> — <i>Linda Cardinal</i> .....	165
<b>Les droits collectifs au Canada. Etude critique et bibliographique</b> — <i>Linda Cardinal</i> .....	175

Seizing What's Bred in the Bone: The Unconstitutionality of Canada's DNA Warrant Provisions — <i>Michael Plaxton</i> .....	227
Taking Human Rights Lightly: The Canadian Approach — <i>Ken Norman</i> .....	291
Making Sense of Canadian Constitutional Interpretation — <i>Luanne A. Walton</i> .....	315
Houses of the Holy? Reconciling Parliamentary Privilege and Freedom of Religion — <i>Michael D. Mysak</i> .....	353
Defrosting Delgamuukw — <i>Brent Olthuis</i> .....	385
<i>Suresh</i> and Canada's Obligations Regarding Torture — <i>Evan Fox-Decent</i> .....	425

#### CASE COMMENT / COMMENTAIRES D'ARRÊT

<i>Corbiere v. Canada (Minister Of Indian And Northern Affairs)</i> — <i>Patricia Hughes</i> .....	69
<i>R. v. Marshall: Lessons From Wisconsin</i> — <i>J.P. McEvoy</i> .....	85
<i>R. v. Sharpe: Pornography, Privacy, Proportionality and the Protection Of Children</i> — <i>A. Wayne Mackay</i> .....	113
<i>R.J.H. and the Power of Courts to Order Provincial Governments to Pay for Young Offender Treatment</i> .....	309
— <i>Sanjeev Anand</i>	
Denominational Schools and Minority Rights: <i>Hogan v. Newfoundland (Attorney General)</i> — <i>John P. McEvoy</i> .....	449

#### COMMENTARY / COMMENTAIRE

Quebec's Choice: Affirmation, Autonomy and Leadership — <i>Benoît Pelletier</i> .....	467
Le choix de Québec: affirmation, autonomie et leadership — <i>Benoît Pelletier</i> .....	479