

Administrative Agencies and the Charter – Bibliography

The information in this bibliography is a list of all source material cited in the background paper on “Administrative Agencies and the Charter” for the Administrative Justice Project. The paper is available on the project’s website and was released for the purpose of consultation in December, 2001.

Legislation

Charter of Human Rights and Freedoms, R.S.Q.c. C-12.

Constitutional Question Act, R.S.B.C. 1996, c.68.

Labour Relations Code, R.S.B.C. 1996, c. 244.

Workers’ Compensation Act, R.S.B.C. 1996, c. 492.

Cases

Bell v. Canada (Canadian Human Rights Commission), [1996] 3 S.C.R. 854.

Canada Safeway Ltd. v. Retail, Wholesale and Department Store Union, Local 454, [1998] 1 S.C.R. 1079.

Cooper v. Canada (Canadian Human Rights Commission), [1996] 3 S.C.R. 854.

Cuddy Chicks Ltd. v. Ontario (Labour Relations Board), [1991] 2 S.C.R. 5.

Douglas/Kwantlen Faculty Assn. v. Douglas College, [1990] 3 S.C.R. 570.

Eldridge v. British Columbia (Attorney General), [1997] 3 S.C.R. 624.

Ivanhoe Inc. v. United Food and Commercial Workers, Local 500, 2001 SCC 47.

Martin v. Nova-Scotia Workers’ Compensation Board, [2000] NSCA 126, 192 DLR (4) 611.

Mooring v. Canada (National Parole Board), [1996] 1 S.C.R. 75.

Ocean Port Hotel v. British Columbia (General Manager, Liquor Control and Licensing Branch), [2001] SCC 52.

Ontario Workers’ Compensation Appeals Tribunal, Decision No. 534/90R.

Pasiechnyk v. Saskatchewan (Workers’ Compensation Board), [1997] 2 S.C.R. 890.

Paul v. Forest Appeals Commission, 2001 B.C.C.A. 411.

Pushpanathan v. Canada (Minister of Citizenship and Immigration), [1998] 1 S.C.R. 982.

Schachter v. Canada, [1992] 2 S.C.R. 679.

Tétreault - Gadoury v. Canada (Employment and Immigration Commission), [1991] 2 S.C.R. 22.

U.F.C.W., Local 1518 v. KMart Canada Ltd., [1999] 2 S.C.R. 1083.

United Brotherhood of Carpenters and Joiners of America, Local 579 v. Bradco Construction Ltd., [1993] 2 S.C.R. 316.

Weber v. Ontario Hydro, [1995] 2 S.C.R. 929.

Secondary Materials

Crane, M.C. "Administrative Tribunals, *Charter* Challenges, and the Web of Institutional Relationships"(1998) 61 *Saskatchewan Law Review* 495.

Evans, John M. "Administrative Tribunals and *Charter* Challenges: Jurisdiction, Discretion and Relief" (1996/1997) 10 *Canadian Journal of Administrative Law and Practice* 355.

Jones, David P. and Anne S. de Villars. *Principles of Administrative Law* (3rd ed.) (Scarborough, Ontario: Carswell, 1999).

McAllister, Debra M. "Administrative Tribunals and the *Charter*: A Tale of Form Conquering Substance" in *Special Lectures of the Law Society of Upper Canada 1992: Administrative Law – Principles, Practice and Pluralism* (Scarborough, Ontario: Carswell, 1992) 131.

McAllister, Debra M. "The Role of Tribunals in Constitutional Adjudication" (1991) 1 *National Journal of Constitutional Law* 25.

Pilkington, Marilyn L. "Legislative Responsibility for the Jurisdiction of Tribunals to Adjudicate Constitutional Rights and Remedies" *Special Lectures of the Law Society of Upper Canada 1992: Administrative Law – Principles, Practice and Pluralism* (Scarborough, Ontario: Carswell, 1992) 181.

Roman, Andrew J. "Case comment: *Cooper v. Canada (Human Rights Commission)*" (1997) 43 *Admin. L. R.* (2d) 243.