



UNIVERSITY OF
TORONTO
FACULTY OF LAW



**ADVANCED LEGAL RESEARCH, ANALYSIS
& WRITING**

**Wendy Bellack-Viner &
Bonnie E. Fish**

Fall 2006

BORA LASKIN LAW LIBRARY
SEP - 1 2006
FACULTY OF LAW
UNIVERSITY OF TORONTO



UNIVERSITY OF
TORONTO
FACULTY OF LAW

**ADVANCED LEGAL RESEARCH, ANALYSIS
& WRITING**

**Wendy Bellack-Viner &
Bonnie E. Fish**

Fall 2006



Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

<https://archive.org/details/advancedlegalres00bell>

ADVANCED LEGAL RESEARCH, ANALYSIS & WRITING

Materials

Legal Research Process

1. Rule 2, Relationship to Clients. Law Society of Upper Canada Rules of Professional Conduct.
2. Merksy, Roy. F, *Fundamentals of Legal Research*, 8th ed. (New York: Foundation Press, 2002) at 14-20
3. Perell, Paul, "Stare Decisis and Techniques of Legal Argument" *How To Research Your Way Out of a Paper Bag* (Toronto: Ontario Bar Association, 2003)
4. Stolley, Scott P. "The Corruption of Legal Research" (April 2004) For the Defence at 39
5. MacEllven, Douglass, *Legal Research Handbook*, 4th ed. (Toronto: Butterworths) at 171

Researching Canadian Legislation

1. *Statutes Act*, R.S.O. 1990 c.S.21
2. *Interpretation Act*, R.S.O. 1990 c.I.11
3. *Statute and Regulation Revision Act, 1998*, S.O. 1998, c.18 Sch.C
4. *Evidence Act*, R.S.O. 1990, c.E.23
5. Bill 14, *An Act to promote access to justice by amending or repealing various Acts and by enacting the Legislation Act, 2005*
6. How a Government Bill Becomes a Law (Pre-legislative Stages). Ontario Legislative Library
<http://www.ontla.on.ca/library/billsresources/govbill.pdf>.
7. About Hansard. Legislative Assembly of Ontario
http://www.ontla.on.ca/hansard/about_hansard/index.htm

8. Stephane Beaulac, "Parliamentary Debates in Statutory Interpretation: A Question of Admissibility or of Weight" (1998) 43 McGill L.J. 287
9. Ruth Sullivan, "Statutory Interpretation in a New Nutshell" (2003) 82 Can. Bar Rev. 51
10. Geoff R.Hall, "Statutory Interpretation in the Supreme Court of Canada: The Triumph of a Common Law Methodology" (1998) 21 Adv. Q. 38
11. *Bell ExpressVu Limited Partnership v. Rex* [2002] S.C.R. 559
12. *Kerr v. Danier Leather Inc.* [2005] O.J. No. 5388 (C.A.)

Internet Research

1. Ted Tjaden, *Legal Research & Writing*, 2nd ed. (Toronto: Irwin Law, 2004) at Chapter 5
2. William Mills, "Legal Education: The Shape of the Universe: The impact of unpublished opinions on the process of legal research" (2003) 22 N.Y.L. Sch. J. Int'l & Comp. L. 59

English, Commonwealth and US Research

1. Bonnie Fish, "Why Do Foreign Legal Research?" *You've got the whole world in your hands: using the internet to expand the boundaries of legal research. May 26, 2004.* (Toronto: Ontario Bar Association, 2004)
2. Ted Tjaden, "The Best Online Sources for International and Foreign Law" *You've got the whole world in your hands: using the internet to expand the boundaries of legal research. May 26, 2004.* (Toronto: Ontario Bar Association, 2004)
3. Fay Gertner, "The Australian Court System" *You've got the whole world in your hands: using the internet to expand the boundaries of legal research. May 26, 2004* (Toronto: Ontario Bar Association, 2004)
4. Jennifer Selby, "Practice Tips: A Guide to International and Foreign Legal Research Online"(2003) 82 MI Bar Jnl. 58
5. David Barker, "The Character and Recognition of Legal Research in Australia" (2004) 22 Penn St. Int'l L. Rev. 441

6. D.T. MacEIlven, *Legal Research Handbook*, 5th ed. (Toronto: Butterworths, 2003) at Chapters 13 - 18
7. Ted Tjaden, *Legal Research & Writing*, 2nd ed. (Toronto: Irwin Law, 2004) at Chapter 7

Legal Writing

1. C.D. Bredt, "How to Prepare Your Brief for Court: The Fine Art of the Factum", *Reaction and Reality: The Future of Tribunals in Canada, National Labour/Administrative Law Continuing Legal Education Conference*. (Toronto,: Canadian Bar Association, 2003)
2. Maureen Fitzgerald, *Legal Problem Solving: Reasoning Research & Writing*(Toronto: Butterworths, 1996), pp253-260
3. Justice J. Laskin, " Forget the Windup and Make the Pitch", (1999) Adv. Soc. J. 3

