1. Record Nr. UNINA9910864288303321 Ethics in Action: Personal Reflections of Canadian Psychologists //ed. **Titolo** by M.A. Suzie Bisson, Carole Sinclair, Ivana Djuraskovic Pubbl/distr/stampa Calgary, Alberta:,: University of Calgary Press,, [2024] ©2024 **ISBN** 1-77385-571-9 Descrizione fisica 1 online resource (536 p.): 4 illustrations Soggetti PSYCHOLOGY / Practice Management Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Nota di contenuto

Frontmatter -- Table of Contents -- Preface to the New Edition -- 1 The Rule of Law in the Canadian Constitution -- Introduction -- 1.1 Roncarelli v. Duplessis -- 1.2 Of the Extent of the Legislative Power --1.3 The Declaration of Independence -- 1.4 The Rule of Law -- 1.5 Strong- and Weak-Form Judicial Review -- 1.6 Principles to Ensure the Law is Not Abused in Canada -- 1.7 Liberal versus Post-Liberal Constitutionalism: Applying the Charter to Civil Society -- 1.8 Key Terms -- 2 The Canadian Judicial System -- Introduction -- 2.1 The Role and Functions of Final Appellate Courts: The Supreme Court of Canada -- 2.2 Constitution Act, 1867, Sections 96-101 -- 2.3 The Canadian Judicial System -- 2.4 The Criminal and Civil Court Processes -- 2.5 Key Terms -- 3 Precedents, Legal Reasoning, and Judicial Decision-Making -- Introduction -- 3.1 Two Models of Judicial Decision-Making -- 3.2 Harrison v. Carswell -- 3.3 Stare Decisis: The Use of Precedents -- 3.4 Architect of the Common Law -- 3.5 Fact Finding in Adjudication -- 3.6 Judicial Review and Civil Liberties -- 3.7 Checks and Balances in Constitutional Interpretation -- 3.8 Originalism: It's Not What You Think -- 3.9 Decision-Making in the Supreme Court of Canada -- 3.10 Studying Judicial Behaviour -- 3.11 Key Terms -- 4 Judicial Recruitment and Selection -- Introduction --4.1 The Politics of Reforming Judicial Appointments -- 4.2 A Reflection of Canadian Society? An Analysis of Federal Appointments to Provincial Superior Courts by the Liberal Government of Justin Trudeau -- 4.3

Elevating Language Over All Other Forms of Diversity -- 4.4 Bilingualism and Diversity: The Supreme Court Can— and Should—Have Both -- 4.5 The Honourable Michelle O'Bonsawin's Questionnaire --4.6 Will Women Judges Really Make a Difference? -- 4.7 Key Terms -- 5 Judicial Independence, Ethics, and Discipline -- Introduction -- 5.1 The Independence of the Judiciary -- 5.2 The McClung Affair -- 5.3 A Self-Harming of Judicial Independence: The Legacy of the Inquiry into Lori Douglas -- 5.4 The Inquiry into Justice Robin Camp -- 5.5 For Judge 'Knees Together' Camp: Education Is power -- 5.6 Bad People Make Bad Judges -- 5.7 The Resignation of Supreme Court Justice Russell Brown -- 5.8 The Challenge of Judging Supreme Court of Canada Judges -- 5.9 The Use of Former Supreme Court Justices by Governments: Assessing the Dangers -- 5.10 By Staying on Hong Kong Court, Beverley McLachlin Follows the Wrong 'Principle' -- 5.11 Key Terms -- 6 Interest Groups and Access to Judicial Power --Introduction -- 6.1 The Canadian Reference Power -- 6.2 Interventions and the Public Interest -- 6.3 The Women's Legal Education and Action Fund -- 6.4 The Policy Consequences of LEAF's Legal Mobilization --6.5 Interventions at the Supreme Court of Canada -- 6.6 Defending the Court Challenges Program -- 6.7 The Court Challenges Program Rises Once Again -- 6.8 The SNC Lavalin Controversy: The Shawcross Principle and Prosecutorial Independence -- 6.9 Wokeness Captures Alberta's Law Society -- 6.10 Shameful Backlash to Lawyers' Indigenous Culture Course Shows Why We Need It -- 6.11 Key Terms -- 7 Judicial Review and Federalism -- Introduction -- 7.1 The "Living" Tree" Approach to Interpreting the BNA Act -- 7.2 The "Watertight Compartments" Approach to Interpreting the BNA Act -- 7.3 The Anti-Inflation Case: The Anatomy of a Constitutional Decision -- 7.4 Re Constitution of Canada, 1981: The Patriation Reference -- 7.5 The Exemplar of the Secession Reference -- 7.6 Criminal Law, Federalism, and Assisted Reproduction -- 7.7 What the Supreme Court's Carbon Tax Ruling Means -- 7.8 R. v. Comeau: The Scope of Trade Between Provinces and s. 121 -- 7.9 Key Terms -- 8 Indigenous Law and the Judicial Process -- Introduction -- 8.1 Political Failure, Judicial Opportunity: The Supreme Court of Canada and Aboriginal and Treaty Rights -- 8.2 The Durability of Terra Nullius: Tsilhqot'in v. British Columbia -- 8.3 Is the Sky the Limit? Aboriginal Legal Rights in Resource Development -- 8.4 The Duty to Consult and Reconciliation: The Supreme Court's Idea of the Purpose and Practice of Consulting Indigenous Peoples -- 8.5 Her Majesty's Justice Be Done: Métis Legal Mobilization and the Pitfalls to Indigenous Political Movement Building -- 8.6 Charting Unknown Waters: Indigenous Rights and the Charter at Forty -- 8.7 Key Terms -- 9 Courts, Partisanship, and Politics --Introduction -- 9.1 Packing the Supreme Court -- 9.2 Much Ado About Little -- 9.3 Marc Nadon and the New Politics of Judicial Appointment -- 9.4 Stephen Harper v. Beverley McLachlin -- 9.5 Is the Liberal Party the Charter Party? -- 9.6 Canada's Supreme Court Is Off-Balance as 'Large and Liberal' Consensus on the Charter Falls Apart -- 9.7 Why 'Liberal' and 'Conservative' Are Unhelpful Terms in Canadian Courts --9.8 Key Terms -- 10 Reconciling Judicial Review and Constitutional Democracy -- Introduction -- 10.1 Courts, Legislatures, and the Protection of Human Rights -- 10.2 What's Wrong with the Charter Revolution and the Court Party? -- 10.3 The Charter Revolution and the Clash of Constitutionalisms -- 10.4 Robust Public Debate Needed on Use of Notwithstanding Clause -- 10.5 Notwithstanding Judicial Benediction: Why We Need to Dispel the Myths around Section 33 of the Charter -- 10.6 Dialogue or Monologue? Hogg and Thornton versus Morton -- 10.7 Checking the Court: Justifying Parliament's Role in

Constitutional Interpretation -- 10.8 40 Years On, Canada's Charter of Rights Is a Beacon to the World -- 10.9 After 40 years, the Charter Is Still One of the Worst Bargains in Canadian History -- 10.10 The Charter and Canada's New Political Culture: Are We All Ambassadors Now? -- 10.11 Key Terms -- Appendices -- A Constitution Act, 1867, ss. 91–95, 133 -- B Canadian Bill of Rights, 1960 -- C Constitution Act, 1982 -- D Online Resources -- Index

Sommario/riassunto

Psychologists face ethical and cultural intricacies in their work on a daily basis. Psychology graduate training and continuing education programs often focus mainly on common ethical issues and mainstream psychological services and settings. Although this provides a wealth of valuable information, it also necessary to look beyond the usual and mainstream. Ethics in Action brings together thirty-four psychologists and eight collaborating professionals from allied disciplines, including nursing, social work, emergency services, and veterinary medicine, to share wisdom gained from facing ethical questions in real-world practice. These knowledgeable contributors share their experiences working with new Canadians, religious minorities, Indigenous communities, and more. They address issues of self-care, teamwork, collaboration, and interprofessional practice. They share the challenges that can arise when working within long-term care facilities, rural settings, equine-therapy settings, academia, and with people in unique circumstances. Structured around the four ethical principles that form the Canadian Code of Ethics for Psychologists, this book goes far beyond the basics, building awareness of the many complex and varied ethical issues practitioners may face. Each chapter includes reflection questions, challenging readers to better understand themselves and to prepare them to respond to complicated situations from an ethical perspective.