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Frontmatter -- Contents -- Foreword / McMurtry, R. Roy / Oliver, Peter N. -- Acknowledgments / Wright, Barry -- Contributors -- Maps -- Abbreviations -- Introduction: Rebellion, Invasion, and the Crisis of the Colonial State in the Canadas, 1837-9 / Greenwood, F. Murray / Wright, Barry -- PART ONE. Upper Canada -- 1. Trying the Rebels: Emergency Legislation and the Colonial Executive's Overall Legal Strategy in the Upper Canadian Rebellion / Baehre, Rainer -- 2. The Toronto Treason Trials, March-May 1838 / Romney, Paul / Wright, Barry -- 3. The Treason Trials of 1838 in Western Upper Canada / Read, Colin -- 4. The Kingston and London Courts Martial / Wright, Barry -- 5. The Prince Affair: 'Gallant Colonel' or 'The Windsor Butcher'? / Greenwood, F. Murray -- 6. Patriot Exiles in Van Diemen's Land / Pybus, Cassandra -- PART TWO. Lower Canada -- 7. 'This Ultimate Resource': Martial Law and State Repression in Lower Canada, 1837-8 / Fecteau, Jean-Marie -- 8. State Trial by Legislature: The Special Council of Lower Canada, 1838-41 / Watt, Steven -- 9. The General Court Martial at Montreal, 1838-9: Operation and the Irish Comparison / Greenwood, F. Murray -- 10. The Montreal Court Martial, 1838-9: Legal and Constitutional Reflections / Greenwood, F. Murray -- 11. 'Women's Work': Women and Rebellion in Lower Canada, 1837-9 / Boissery, Beverley / Paterson, Carla -- 12. The Punishment of Transportation as Suffered by the Patriotes Sent to New South Wales / Boissery, Beverley -- APPENDICES. Archival Research and Supporting Documents -- Appendix A. In Pursuit of Rebels at the National Archives of Canada: Beyond the Usual Round-up of Suspect Sources / Kennedy, Patricia -- Appendix B. Archival Sources in Quebec Relating to the Legal Suppression of the Rebellions of 1837 and 1838 in Lower Canada / Lambert, James -- Appendix C. Rebellion Trials Sources in Ontario Archives / Lewthwaite, Susan -- Appendix D. Supporting Documents -- Index -- Backmatter

Sommario/riassunto

This second volume of the Canadian State Trials series focuses on the largest state security crisis in 19th century Canada: the rebellions of 1837-1838 and associated patriot invasions in Upper and Lower Canada (Ontario and Québec). Historians have long debated the causes and implications of the rebellions, but until now have done remarkably little work on the legal aspects of the insurrections and their aftermath. Given that over 350 men were tried for treason or equivalent offences in connection with the rebellions, this volume is long overdue. The essays collected here, written by prominent Canadian historians, legal scholars, and archivists, break new ground in the existing historiography of the rebellions by presenting the first comprehensive examination of the legal dimensions of the crises. In addition to examining trials and court martial proceedings, the essays examine their political, social, and comparative contexts, including the passage of emergency legislation and executive supervision of legal responses, the treatment of women, and the plight of political convicts transported to the Australian penal colonies. Canadian State Trials, Volume Two contributes significantly to the ongoing reassessment of the rebellion period.