

# Mr Attorney

The  
Attorney General  
for Ontario  
in Court, Cabinet,  
and Legislature  
1791-1899

Paul Romney



The Osgoode Society

# Mr Attorney The Attorney General For Ontario In Court Cabinet And Legislature 1791 1899

**Patrick Brode**



## **Mr Attorney The Attorney General For Ontario In Court Cabinet And Legislature 1791 1899:**

Crime and Punishment in Upper Canada Janice Nickerson, 2010-09-20 Crime and Punishment provides genealogists and social historians with context and tools to locate sources on criminal activity and its consequences during the Upper Canada period of Ontario's history through engravings maps charts documents and case studies

**Legal Ethics and the Attorney General** Andrew Flavelle Martin, 2025-02-28 In Canada the Attorney General holds a complex and unique role within the federal provincial and territorial governments Despite this key position there is relatively little knowledge and understanding of the role and professional responsibilities of the Attorney General among the public the media policymakers and politicians including at least some Attorney Generals themselves Legal Ethics and the Attorney General adopts a doctrinal approach to examine and explain how legal ethics and particularly the law of lawyering applies to the Attorney General The book illustrates that while the role of the Attorney General is unique the individual occupying this position practises law and should be held to the same standards as any other lawyer It addresses common misconceptions that the Attorney General is not truly a lawyer that actions deemed wrongful for other lawyers may not be considered wrongful for the Attorney General or that the accountability measures appropriate for lawyers do not apply to the Attorney General Ultimately Legal Ethics and the Attorney General reveals the importance of the accountability of the Attorney General especially to the provincial and territorial law societies that serve as regulators of the legal profession This accountability is essential not only for upholding the rule of law but also for enabling these societies to fulfil their statutory mandates to regulate the legal profession in the public interest

The Law Society of Upper Canada and Ontario's Lawyers, 1797-1997 Christopher Moore, 1997-12-15 At the end of the eighteenth century when ten lawyers gathered in what is now Niagara on the Lake to form the Law Society of Upper Canada they were creating something new in the world a professional organization with statutory authority to control its membership and govern its own affairs Today's Law Society of Upper Canada with more than 25 000 members still wields these powers Marking the bicentennial of the society's foundation Christopher Moore's history begins by exploring the unprecedented step taken in 1797 and follows the evolution of lawyers work and the idea of professional autonomy through two hundred years of growth and change The Law Society of Upper Canada and Ontario's Lawyers is a broad ranging story of the growth and development of the Law Society and the legal profession from the days when horseback barristers travelled the backwoods by horseback through the reforms of the late nineteenth century to the period of reaction between the two world wars and the long struggle of women and minorities for access to and equity in the legal profession Writing in a style that is scholarly as well as entertaining Moore traces to the present a story rich in personalities and shows how after a period of tremendous growth and change questions of governance legal aid and practice insurance triggered a series of crises that rocked the society to its foundations This is the first study to be based on full access to the society's two hundred years of historical records Moore who has organized his research into themes and periods to illuminate the story also

includes new material on the lives and careers of Ontario lawyers and on the place of the Law Society in professional and public life Readable and extensively illustrated *The Law Society of Upper Canada and Ontario's Lawyers* shows that such issues as professional autonomy and the internal organization at the forefront of debate at the society's inception continue to dominate discussions today

**Magistrates, Police and People** Donald Fyson, Osgoode Society for Canadian Legal History, 2006-01-01 Based on extensive research in judicial and official sources Donald Fyson offers the first comprehensive study of the everyday workings of criminal justice in Quebec and Lower Canada Focusing on the justices of the peace and their police Fyson examines both the criminal justice system itself and the system in operation as experienced by those who participated in it Fyson contends that although the system was fundamentally biased its flexibility provided a source of power for ordinary citizens At the same time the system offered the colonial state and its elites a powerful though often faulty means of imposing their will on Quebec society This study will challenge many received historical interpretations providing new insight into criminal justice in early Quebec

**The Rule of the Admirals** Jerry Bannister, Osgoode Society for Canadian Legal History, 2003-01-01 Jerry Bannister's *The Rule of the Admirals* examines governance in Newfoundland from the rule of the fishing admirals in 1699 to the establishment of representative government in 1832 It offers the first in depth account of the rise and fall of the system of naval government that dominated the island for more than a century In this provocative look at legal culture in eighteenth and nineteenth century Newfoundland Bannister explores three topics in detail naval government in St John's surrogate courts in the outports and patterns in the administration of law He challenges the conventional view that early Newfoundland was a lawless frontier isolated from the rest of the Atlantic world and argues that an effective system of naval government emerged to meet the needs of those in power An original and perceptive work Bannister's argument demands that we reconsider much of our knowledge of early Newfoundland history As he re-examines governance prior to an elected assembly and places his analysis firmly within the material conditions of Newfoundland society Bannister provides a groundbreaking reinterpretation of a critical period in the island's colonial development Ultimately *The Rule of the Admirals* sheds light on one of the most misunderstood chapters in Canadian and British colonial history

*Bora Laskin* Philip Girard, 2015-01-15 In any account of twentieth century Canadian law Bora Laskin 1912-1984 looms large Born in northern Ontario to Russian Jewish immigrant parents Laskin became a prominent human rights activist university professor and labour arbitrator before embarking on his accidental career as a judge on the Ontario Court of Appeal 1965 and later Chief Justice of Canada 1973-1984 Throughout his professional career he used the law to make Canada a better place for workers racial and ethnic minorities and the disadvantaged As a judge he sought to make the judiciary more responsive to modern Canadian expectations of justice and fundamental rights In *Bora Laskin Bringing Law to Life* Philip Girard chronicles the life of a man who at all points of his life was a fighter for a better Canada he fought antisemitism corporate capital omnipotent university boards the Law Society of Upper Canada and his own judicial

colleagues in an effort to modernize institutions and re shape Canadian law Girard exploits a wealth of previously untapped archival sources to provide in vivid detail a critical assessment of a restless man on an important mission     Courted and Abandoned Patrick Brode,2002-12-15 A pregnancy outside of marriage was a traumatic event in frontier Canada one that had profound legal implications not only for the mother but also for the woman s family the alleged father and for the entire community Patrick Brode examines the history of the heartbalm torts in nineteenth century Canada breaches of duty leading to liability for damages for seduction breach of promise of marriage and criminal conversation that were part of the inherited English law and were a major feature of early Canadian law Encompassing all ten Canadian provinces Brode s study examines the court cases and the communities in which they arose He illustrates the progression of these heartbalm actions as women gained more and more autonomy in the late nineteenth century until questions arose as to the applicability of these feudal remedies in a modern society He argues that the heartbalm cases are a testament to how early Canadians tried to control sexuality and courtship even consensual activity among adults In mixing legal and social issues and showing how they interact Courted and Abandoned makes a significant contribution to legal history women s studies and cultural history

**Aggressive in Pursuit** Frederick Vaughan,Osgoode Society for Canadian Legal History,2004-01-01 Few people have had a greater impact on the lives of Canadians than the late Supreme Court judge Justice Emmett Hall At the forefront of several important judgements in the 1960s and 70s such as *Truscott and Calder* Hall is perhaps best known for his role in the adoption of universal health care at the federal level in 1968 Based on extensive interviews with Hall and people who knew him Frederick Vaughan s *Aggressive in Pursuit* tells Hall s remarkable story Born in Quebec in 1898 and raised in Saskatchewan Hall had a long and distinguished career as a lawyer In 1957 former law school classmate Prime Minister John Diefenbaker appointed Hall to the Saskatchewan Court of Queen s Bench and four years later to the office of Chief Justice of Saskatchewan In 1963 Diefenbaker elevated Hall to the Supreme Court of Canada where he took up the task of universal health care and showed himself to be an aggressive defender of native causes *Aggressive in Pursuit* traces Hall s career from his earliest days of private practice in Saskatchewan to the end of his career and death in 1994 It shows how one prairie lawyer made a difference in the life of Canada     Searching for Justice Fred Kaufman,Osgoode Society for Canadian Legal History,2005-01-01 The Honourable Fred Kaufman has been a distinguished figure in Canadian law for a half century Born into a middle class Jewish family in mid 1920s Vienna Kaufman escaped to England on the eve of the Second World War In 1940 he was interned as an enemy alien and sent to Canada Released in 1942 Kaufman stayed in Canada where he went on to university and law school in Montreal Kaufman was called to the Bar of Quebec in 1955 and practiced criminal law for eighteen years taking part in many of the famous cases of that period In 1960 he secured the release of a young Pierre Elliott Trudeau from prison and in 1973 Trudeau returned the favour by personally informing Kaufman of his appointment to the Quebec Court of Appeal where he served for eighteen years including one as Acting Chief Justice of Quebec Since his

retirement in 1991 Kaufman has led numerous commissions and inquiries most notably the investigation into the wrongful conviction of Guy Paul Morin and the two year reassessment of the Steven Truscott case Searching for Justice is Kaufman s remarkable story in his own words It is the tale of adversity overcome in a crucial period of Canadian legal history A History of Canadian Legal Thought R. C. B. Risk, Osgoode Society for Canadian Legal History, 2006-01-01 This volume in the Osgoode Society s distinguished series on the history of Canadian law is a collection of the principal essays of Professor Emeritus R C B Risk one of the pioneers of Canadian legal history and for many years regarded as its foremost authority on the history of Canadian legal thought Frank Scott Bora Laskin W P M Kennedy John Willis and Edward Blake are among the better known figures whose thinking and writing about law are featured in this collection But this compilation of the most important essays by a pioneer in Canadian legal history brings to light many other lesser known figures as well whose writings covered a wide range of topics from estoppel to the British North America Act to the purpose of legal education Written over more than two decades and covering the immediate post Confederation period to the 1960s these essays reveal a distinctive Canadian tradition of thinking about the nature and functions of law one which Risk clearly takes pride in and urges us to celebrate **Patterns of the Past** Roger Hall, William Westfall, Laurel Sefton MacDowell, 1996-07-25 Patterns of the Past has been published to commemorate the one hundredth anniversary of the founding of the Ontario Historical Society Organized on 4 Sept 1888 as the Pioneer Association of Ontario the Society adopted its current name in 1898 Its objectives for a century have been to promote and develop the study of Ontario s past The purpose of this book is both to commemorate and to carry on that worthy tradition Introduced by Ian Wilson Archivist of Ontario and edited by Roger Hall William Westfall and Laurel Sefton MacDowell this distinctive volume is a landmark not only in the Society s history but in the province s historiography Eighteen scholars have pooled their talents to fashion a volume of fresh interpretive essays that chronicle and analyze the whole scope of Ontario s rich and varied past New light is thrown on our understanding of early native peoples rural life in Upper Canada the opening of the North the impact of railways and the growth of businesses and institutions And there is much social study here too especially of the new roles for women in industrial society of working class experience of ethnic groups and of children in our society s past As well there are innovative treatments of the conservation movement of science s role in provincial society and of the relationship between society and culture in small towns Anyone with an interest in the history of Canada s most populous province will find much in this comprehensive collection **Land, Power, and Economics on the Frontier of Upper Canada** John Clarke, 2001 Land Power and Economics on the Frontier of Upper Canada examines Ontario s formative years focusing on Essex County in Ontario from 1788 to 1850 Upper Canadian attitudes to land and society are shown to have been built on contemporary visions of the cosmos John Clarke examines the actions of individuals from the perspective of the political culture and its manifestations doing so within the constraints of geography and the cultural baggage of the settlers Placing human action in the context of economics and laissez faire

capitalism Clarke shows how almost unbridled acquisitiveness and its concomitant land speculation could promote or hinder development

**Truth and Privilege** Lyndsay Campbell, 2021-12-16 Truth and Privilege is a comparative study that brings together legal constitutional and social history to explore the common law's diverging paths in two kindred places committed to freedom of expression but separated by the American Revolution Comparing Nova Scotia and Massachusetts Lyndsay Campbell examines the development of libel law the defences of truth and privilege and the place of courts as fora for disputes She contrasts courts centrality in struggles over expression and the interpretation of individual rights in Massachusetts with concerns about defining protective boundaries for the press and individuals through institutional design in Nova Scotia Campbell's rich analysis acts as a lens through which to understand the role of law in shaping societal change in the nineteenth century shedding light on the essential question we still grapple with today what should law's role be in regulating expression we perceive as harmful

**Essays in the History of Canadian Law** David H. Flaherty, 2011-12-15 This volume is the second in the Essays in the History of Canadian Law series designed to illustrate the wide possibilities for research and writing in Canadian legal history In combination these volumes reflect the wide ranging scope of legal history as an intellectual discipline and encourage others to pursue important avenues of inquiry on all aspects of our legal past Topics include the role of civil courts in Upper Canada legal education political corruption nineteenth century Canadian rape law the Toronto Police Court the Kamloops outlaws and commissions of assize in nineteenth century British Columbia private rights and public purposes in Ontario waterways the origins of workers compensation in Ontario and the evolution of the Ontario courts Contributors include Brendan O'Brien Peter N. Oliver William N. T. Wylie G. Blaine Baker Paul Romney Constance B. Backhouse Paul Craven Hamar Foster Jamie Bendickson R. C. B. Risk and Margaret A. Banks

**Death Penalty and Sex Murder in Canadian History** Carolyn Strange, 2020-10-21 This is the first historical study to examine changing perceptions of sexual murder and the treatment of sex killers while the death penalty was in effect in Canada

**Borderline Crime** Bradley Miller, The Osgoode Society, 2016-10-27 From 1819 to 1914 governments in northern North America struggled to deal with crime and criminals migrating across the Canadian American border Limited by the power of territorial sovereignty officials were unable to simply retrieve fugitives and refugees from foreign territory Borderline Crime examines how law reacted to the challenge of the border in British North America and post Confederation Canada For nearly a century officials ranging from high court judges to local police officers embraced the ethos of transnational enforcement of criminal law By focusing on common criminals escaped slaves and political refugees Miller reveals a period of legal genesis where both formal and informal legal regimes were established across northern North America and around the world to extradite and abduct fugitives Miller also reveals how the law remained confused amorphous and often ineffectual at confronting the threat of the border to the rule of law This engrossing history will be of interest to legal political and intellectual historians alike

**Arming and Disarming** R. Blake Brown, 2012-01-01 From the Cole Polytechnique shootings

of 1989 to the political controversy surrounding the elimination of the federal long gun registry the issue of gun control has been a subject of fierce debate in Canada But in fact firearm regulation has been a sharply contested issue in the country since Confederation Arming and Disarming offers the first comprehensive history of gun control in Canada from the colonial period to the present In this sweeping immersive book R Blake Brown outlines efforts to regulate the use of guns by young people punish the misuse of arms impose licensing regimes and create firearm registries Brown also challenges many popular assumptions about Canadian history suggesting that gun ownership was far from universal during much of the colonial period and that many nineteenth century lawyers including John A Macdonald believed in a limited right to bear arms Arming and Disarming provides a careful exploration of how social economic cultural legal and constitutional concerns shaped gun legislation and its implementation as well as how these factors defined Canada's historical and contemporary gun culture

**My Life in Crime and Other Academic Adventures** Martin L. Friedland, 2015-05-27 Since his call to the Bar in 1960 Martin L Friedland has been involved in a number of important public policy issues including bail legal aid gun control securities regulation access to the law judicial independence and accountability and national security My Life in Crime and other Academic Adventures offers a first hand account of the development of these areas of law from the perspective of a man who was heavily involved in their formation and implementation It is also the story of a distinguished academic author and former dean of law at the University of Toronto Moving beyond the boundaries of conventional memoir Friedland offers an extended meditation on public policy issues and significant events in the field of law discussing their historical impact and predicting the course of their future development Given his personal experience there is no other person more suited to discuss these hugely important issues Friedland puts the law and legal institutions into a wider context looking at the role of personalities politics and pressure groups in the establishment of laws that continue to have tremendous importance for Canadians My Life in Crime and other Academic Adventures reflects upon a life devoted to education scholarship and the law and is an insider account of public policy issues that have come to shape life in this country in the twentieth century and beyond

**Essays in the History of Canadian Law** Philip Girard, Jim Phillips, 2011-10-01 This third volume of Essays in the History of Canadian Law presents thoroughly researched original essays in Nova Scotian legal history An introduction by the editors is followed by ten essays grouped into four main areas of study The first is the legal system as a whole essays in this section discuss the juridical failure of the Annapolis regime present a collective biography of the province's superior court judiciary to 1900 and examine the property rights of married women in the nineteenth century The second section deals with criminal law exploring vagrancy laws in Halifax in the late nineteenth century aspects of prisons and punishments before 1880 and female petty crime in Halifax The third section on family law examines the issues of divorce from 1750 to 1890 and child custody from 1866 to 1910 Finally two essays relate to law and the economy one examines the Mines Arbitration Act of 1888 the other considers the question of private property and public resources in the context of the administrative control of



water in Nova Scotia      **Viscount Haldane** Frederick Vaughan, Osgoode Society for Canadian Legal History, 2010-01-01  
Richard Burdon Viscount Haldane of Cloan was a philosopher lawyer British MP and member of the British cabinet during the First World War. He is best known to Canadians as a judge of the Judicial Committee of the Privy Council, Canada's highest court of appeal until 1949, in which role he was extremely influential in altering the constitutional relations between the federal Parliament and the provincial legislatures. Chafing under the British North American Act of 1867, which provided for a strong central government, the provincial governments appealed to the judicial Committee and were successful in gaining greater provincial legislative autonomy through the constitutional interpretations of the law lords. In *Viscount Haldane*, Frederick Vaughan concentrates on Haldane's role in these rulings, arguing that his jurisprudence was shaped by his formal study of German philosophy, especially that of G. W. F. Hegel. Vaughan's analysis of Haldane's legal philosophy and its impact on the Canadian constitution concludes that his Hegelian legacy is very much alive in today's Supreme Court of Canada and that it continues to shape the constitution and the lives of Canadians since the adoption of the Canadian Charter of Rights and Freedoms.

## Reviewing **Mr Attorney The Attorney General For Ontario In Court Cabinet And Legislature 1791 1899**: Unlocking the Spellbinding Force of Linguistics

In a fast-paced world fueled by information and interconnectivity, the spellbinding force of linguistics has acquired newfound prominence. Its capacity to evoke emotions, stimulate contemplation, and stimulate metamorphosis is truly astonishing. Within the pages of "**Mr Attorney The Attorney General For Ontario In Court Cabinet And Legislature 1791 1899**," an enthralling opus penned by a highly acclaimed wordsmith, readers embark on an immersive expedition to unravel the intricate significance of language and its indelible imprint on our lives. Throughout this assessment, we shall delve in to the book is central motifs, appraise its distinctive narrative style, and gauge its overarching influence on the minds of its readers.

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