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WAGING WAR ON THE WELFARE STATE

GEORGES CAMPEAU

From Ui To Ei Waging War On The Welfare State

Jody Mason



From UI To Ei Waging War On The Welfare State:

From UI to EI Georges Campeau, 2005 Established in 1940 in response to the Great Depression the original goal of Canada's system of unemployment insurance was to ensure the protection of income to the unemployed Joblessness was viewed as a social problem and the jobless as its unfortunate victims If governments could not create the right conditions for full employment they were obligated to compensate people who could not find work While unemployment insurance expanded over several decades to the benefit of the rights of the unemployed the mid 1970s saw the first stirrings of a counterattack as the federal government's Keynesian strategy came under siege Neo liberals denounced unemployment insurance and other aspects of the welfare state as inflationary and unproductive Employment was increasingly thought to be a personal responsibility and the handling of the unemployed was to reflect a free market approach This regressive movement culminated in the 1990s counter reforms heralding a major policy shift The number of unemployed with access to benefits was halved during that time *From UI to EI* examines the history of Canada's unemployment insurance system and the rights it grants to the unemployed The development of the system its legislation and related jurisprudence are viewed through a historical perspective that accounts for the social political and economic context Campeau critically examines the system with emphasis upon its more recent transformations This book will interest professors and students of law political science and social work and anyone concerned about the right of the unemployed to adequate protection Equal as Citizens Richard Starr, 2014-05-30 No matter where they live Canadians expect and receive equal benefits from their government when it comes to old age pensions consular services when travelling abroad and airline safety Canadians also expect the same quality of education medical care and social benefits anywhere in the country But when government services come from provinces and not Ottawa differences in the quality of services can be enormous Canada's provinces have equal responsibilities but very unequal means to pay for those responsibilities Equal citizenship for all Canadians is an idea that has a long and distinguished pedigree in Canadian life When differences between the provinces grew dramatically in the early twentieth century politicians crafted a response that sought to equalize services across the country They called these measures equalization and the idea was deemed so fundamental that it was embodied in the 1982 Canadian constitution But Canada has changed The centre of wealth has been shifting from Ontario toward the resource rich provinces The wealth gap between provinces has grown and with it disparities in taxes and services available to citizens Regionalism and neoconservative ideas have undermined support for equal citizenship In this compelling new book Richard Starr traces the history of this idea He tracks how it has been undermined and attacked and proposes how it can be reframed in a twenty first century context to attract the support of most Canadians *Poverty, Regulation & Social Justice* Diane Crocker, Val Marie Johnson, 2021-01-10T00:00:00Z Emerging from a public colloquium on the criminalization of poverty this volume critically interrogates how state and private practices have increasingly come to over regulate people with severely limited economic

resources and understands this regulation as part of the dynamics of liberal capitalism Exploring issues such as homelessness social assistance and single mothers and written from a diversity of perspectives from academics to frontline workers policy makers and those affected first hand by these practices this book aims to help readers imagine a more compassionate future **Reflecting on Our Past and Embracing Our Future** Serge Joyal, Judith Seidman, 2019-03-04

Since 1967 the centennial of Confederation numerous political crises economic challenges and international events have helped to transform Canadian society and will continue to shape its future Taking these various challenges and opportunities of the past into account how does the future look for Canada In *Reflecting on Our Past and Embracing Our Future* diplomats politicians scientists and human rights leaders including Phil Fontaine Michaëlle Jean Ellen Gabriel Paul Heinbecker Bob Rae Jean Charest and David Suzuki have come together to share their wisdom and experience of events that have marked the country over the last fifty years Reflecting on the role of the Senate in Canada as complementary to the House of Commons they consider central issues such as the condition of indigenous peoples the obligations of the Charter of Rights and Freedoms the recognition of two official languages and the national unity referendums Contributors also discuss the transformation of the economy in a globalized and digital world the role of Canada on the world stage at a time of growing tension and an increasing flow of refugees climate change and the uncertain future of the Arctic scientific and cultural competitions on the international market and the future of parliamentary democracy Correcting misconceptions about the contemporary role of the Senate and providing a counterargument for radical Senate reform *Reflecting on Our Past and Embracing Our Future* offers rich perspectives and fascinating insights about Canada's likely development in the coming years *Choice and Consent* Rosemary Hunter, Sharon Cowan, 2007-12-04

This current and timely volume presents new thinking and new directions in feminist legal scholarship Rethinking key concepts in legal feminism Cowan and Hunter provide a unique examination of key socio legal concepts in law jurisprudence and legal and political theory Written by an international cast of contributors offering different cultural perspectives as well as doctrinal and theoretical knowledge this collection of essays presents a dialogue between different feminist positions and approaches to a common theme It addresses a range of questions including Can consent be rethought and infused with different meanings in a post liberal feminist politics Can the concepts of choice and consent have consistent meanings and functions between different areas of law or whether they prove to be highly contingent when viewed across the broad field of law Exploring the deeply gendered concepts of choice and consent and examining the philosophical and jurisprudential issues surrounding them as well as how choice and consent operate in particular areas of law including criminal law medical law constitutional law employment law family law and civil procedure this volume is a key resource for postgraduate law students studying jurisprudence **The Rowell-Sirois Commission and the Remaking of Canadian Federalism** Robert Wardhaugh, Barry Ferguson, 2021-07-01

The Rowell Sirois Commission and the Remaking of Canadian Federalism investigates the groundbreaking inquiry launched

to reconstruct the federal system and reveals its legacy for Canadian federalism today In 1937 the Canadian confederation was broken As the Depression ground on the provinces faced increasing obligations but limited funds while the dominion had fewer responsibilities but lucrative revenue sources The commission was struck to review the system Overcoming a process beset by conflicts the report proposed a bold new form of federalism based on the national collection of major tax revenues and unconditional transfers of these revenues to provinces based on fiscal need Robert Wardhaugh and Barry Ferguson dig through the evidence and counter misconceptions to demonstrate that even though the report was at first rejected it provided a storehouse of innovative ideas that redefined the nature of federal government and shaped policy and thinking about federalism for decades

Writing Unemployment Jody Mason, 2013-01-01 This landmark study explores the cultural and literary history of unemployment in Canada from the 1920s to the 1970s which were crucial decades in the formation of our current conception of Canada as a nation *Writing Unemployment* asks how writers with diverse political affiliations participated in and protested against the discursive framing of unemployment It argues that Depression era conceptions of unemployment shaped later twentieth century understandings of both worklessness and citizenship By examining novels short stories poetry manifestos and agitprop Jody Mason situates the literary history of the cultural left in a broader context challenges the dominant literary historical narrative of the pioneer settler and contributes to new scholarship on Canada's modern period By bridging close textual readings with book and publishing history economic and sociological analysis and original archival research *Writing Unemployment* offers new ideas on work by many of Canada's most important writers

Social policy in challenging times Farnsworth, Kevin, Irving, Zoë, 2011-09-21 There is no precedent to the current economic crisis which looks set to redefine social policy debate throughout the globe But its effects are not uniform across nations Bringing together a range of expert contributions the key lesson to emerge from this book is that the crisis is better understood as a variety of crises each mediated by national context Consequently there is an array of potential trajectories for welfare systems from those where social policy is regarded as incompatible with the post crisis economy to those where it is considered essential to future economic growth and security

Equality Deferred Dominique Clément, 2014-05-06 In *Equality Deferred* Dominique Clément traces the history of sex discrimination in Canadian law and the origins of human rights legislation demonstrating how governments inhibit the application of their own laws and how it falls to social movements to create promote and enforce these laws Focusing on British Columbia the first jurisdiction to prohibit discrimination on the basis of sex Clément documents a variety of absurd almost unbelievable acts of discrimination The province was at the forefront of the women's movement which produced the country's first rape crisis centres first feminist newspaper and first battered women's shelters And yet nowhere else in the country was human rights law more contested For an entire generation the province's two dominant political parties fought to impose their respective vision of the human rights state This history of human rights law based on previously undisclosed records of British Columbia's human rights

commission begins with the province's first equal pay legislation in 1953 and ends with the collapse of the country's most progressive human rights legal regime in 1984. This book is not only a testament to the revolutionary impact of human rights on Canadian law but also a reminder that it takes more than laws to effect transformative social change. **Westward Bound** Lesley Erickson, 2011-08-01. In the late nineteenth century European expansionism found one of its last homes in North America. While the American West was renowned for its lawlessness, the Canadian Prairies enjoyed a tamer reputation symbolized by the Mounties' legendary triumph over chaos. **Westward Bound** debunks the myth of Canada's peaceful West and the masculine conceptions of law and violence upon which it rests by shifting the focus from Mounties and whisky traders to criminal cases involving women between 1886 and 1940. Lesley Erickson reveals that judges and juries' responses to the most intimate or violent acts reflected a desire to shore up the liberal order by maintaining boundaries between men and women, Native peoples and newcomers, and capital and labour. Victims and accused could only hope to harness entrenched ideas about masculinity, femininity, race, and class in their favour. The results Erickson shows were predictable but never certain. This fascinating exploration of hegemony and resistance in key contact zones draws prairie Canada into larger debates about law, colonialism, and nation building. **International Trade Law and Domestic Policy** Jacqueline D.

Krikorian, 2012-05-25. Critics of the World Trade Organization argue that its binding dispute settlement process imposes a neoliberal agenda on member states. If this is the case, why would any nation agree to participate? Jacqueline Krikorian explores this question by examining the impact of the WTO's dispute settlement mechanism on domestic policies in the United States and Canada. She demonstrates that the WTO's ability to influence domestic arrangements has been constrained by three factors: judicial deference, institutional arrangements, and strategic decision making by political elites in Ottawa and Washington. By bringing the insights of law and politics scholarship to bear on a subject matter traditionally addressed by international relations scholars, Krikorian shows that the classic division in political science between these two fields of study, though suitable in the postwar era, is outdated in the context of a globalized world. **Negotiating Responsibility**

Kimberley White, 2007-11-02. The meaning of criminal responsibility emerged in early to mid-twentieth century Canadian capital murder cases through a complex synthesis of socio-cultural, medical, and legal processes. Kimberley White places the negotiable concept of responsibility at the centre of her interdisciplinary inquiry rather than the more fixed legal concepts of insanity or guilt. In doing so, she brings subtlety to more general arguments about the historical relationship between law and psychiatry, the insanity defence, and the role of psychiatric expertise in criminal law cases. Through capital murder case files, White examines how the idea of criminal responsibility was produced, organized, and legitimized in and through institutional structures such as remissions trial and post-trial procedures, identity politics of race, character, citizenship, and gender, and overlapping narratives of mind, state, and capacity. In particular, she points to the subtle but deeply influential ways in which common sense about crime, punishment, criminality, and human nature shaped the boundaries of expert knowledge at every

stage of the judicial process *Negotiating Responsibility* fills a void in Western socio legal history scholarship and provides an essential point of reference from which to evaluate current criminal law practices and law reform initiatives in Canada

Troubling Sex Elaine Craig, 2012-07-01 When legal scholars or judges approach the subject of sexuality they are often constrained by existing theoretical frameworks For instance queer theorists typically focus on sexual liberty but tend not to consider issues such as sexual violence Feminist theories focus on violence but often don't give recognition to the joy of sexuality To assess the possibility of devising a legal theory of sexuality that can ensure equality without assimilation diversity without exclusion and liberty without suffering Elaine Craig examines the Supreme Court of Canada's approach to sexuality in cases that range from sexual violence to discrimination based on orientation Although the Court continues to hold an essentialist understanding of sexuality that renders certain harms invisible its feminist inspired approach to sexual violence recognizes the socially constructed nature of sexuality and produces legal reasoning that promotes sexual integrity as a common interest Blending feminist theory with the inclusiveness of queer theory Craig advances an iconoclastic approach to law and sexuality that has the power to transform both theory and practice Bar Codes Jean McKenzie Leiper, 2011-11-01 *Bar Codes* examines women lawyers attempts to reconcile their professional obligations with other aspects of their lives It charts the life courses of women who constitute a first wave an avant garde in a profession designed by men for men where formal codes of conduct and subtle cultural norms promote masculine values A thorough analysis of women's encounters with this culture provides some answers and raises more questions about the kinds of stresses that have become extreme in the lives of many Canadian women This book adds to mounting evidence of marked gender differences in opportunities for advancement demonstrating that many men still enjoy freedom from domestic responsibilities while women continue to face multiple barriers in their quest for career success As this study shows change is under way in the legal profession and women can succeed in reaching high levels within it but the law remains in many ways a masculine institution

Reaction and Resistance Dorothy E. Chunn, Susan Boyd, Hester Lessard, 2011-11-01 The image of backlash is pervasive in contemporary debates about the impact of second wave feminism on law and policy But does it really explain the resistance to feminist initiatives for social change in contemporary culture In this timely volume contributors from various disciplines analyze reaction and resistance to feminism in several areas of law and policy child custody child poverty sexual harassment and sexual assault and in a number of institutional sites such as courts legislatures families the mainstream media and the academy Collectively their studies paint a more complicated often contradictory picture of feminism law and social change than the popular image of backlash suggests *Reaction and Resistance* offers feminists and other activists empirically grounded knowledge that can be used to develop legal and political strategies for change **Hunger, Horses, and Government Men** Shelley A.M. Gavigan, 2012-10-24 Scholars often accept without question that the Indian Act 1876 criminalized First Nations In this illuminating book Shelley Gavigan argues that the notion of criminalization captures neither

the complexities of Aboriginal participation in the criminal courts nor the significance of the Indian Act as a form of law Gavigan draws on court files police and penitentiary records and newspaper accounts and insights from critical criminology to interrogate state formation and criminal law in the Saskatchewan region of the North West Territories between 1870 and 1905 By focusing on Aboriginal people's participation in the courts rather than on narrow categories such as the state and the accused Gavigan allows Aboriginal defendants witnesses and informants to emerge in vivid detail and tell the story in their own terms Their experiences stand as evidence that the criminal law and the Indian Act operated in complex and contradictory ways that included both the mediation and the enforcement of relations of inequality **"Don't be So Gay!"**

Donn Short,2013 Once viewed as an inevitable if unpleasant part of growing up bullying is now recognized as a serious safety issue particularly in light of recent teen suicides linked with homophobia in schools In Don t Be So Gay Queers Bullying and Making Schools Safe Donn Short considers the effectiveness of anti harassment policies and safe school legislation After spending several months interviewing queer youth and their allies in the Toronto area Short concludes that current legislation and its approach to school safety and homophobia has generally been more responsive than proactive He suggests that while effective legislation is vital to establishing a safe space for queer students other influences including religion family beliefs and peer pressure may be more powerful Drawing on students own experiences and exploring how their understandings and definitions of safety might be translated into policy reform this book offers a fresh perspective on a hotly debated issue **Global Biopiracy** Ikechi Mgbeoji,2011-11-01

Legal control and ownership of plants and traditional knowledge of the uses of plants TKUP is a vexing issue The phenomenon of appropriation of plants and TKUP otherwise known as biopiracy thrives in a cultural milieu where non Western forms of knowledge are systemically marginalized and devalued as folk knowledge or characterized as inferior Global Biopiracy rethinks the role of international law and legal concepts the Western based Eurocentric patent systems of the world and international agricultural research institutions as they affect legal ownership and control of plants and TKUP The analysis is cast in various contexts and examined at multiple levels The first deals with the Eurocentric character of the patent system international law and institutions The second involves the cultural and economic dichotomy between the industrialized Western world and the westernizing developing world The third level of analysis considers the phenomenal loss of human cultures and plant diversity Exhaustively researched and eloquently argued Global Biopiracy sheds new light on a contentious topic The impact of intellectual property law on indigenous peoples and informal or traditional innovations is a field of study that currently includes only a handful of scholars Biopiracy will be an invaluable resource for students teachers and legal practitioners **Critical Criminology in Canada** Aaron Doyle,Dawn Moore,2011-01-01 Canada's criminal justice landscape has been shaped by contrary trends in recent years As the crime rate declines policy makers continue to push for tough on crime legislation and university criminology programs continue to expand Given these trends what does the future hold for criminology and criminal justice

This book presents the work of a new generation of critical criminologists who explore the geographical institutional and political context of the discipline in Canada Breaking away from mainstream criminology and popular law and order discourses the authors present a spectrum of theoretical approaches to criminal justice from governmentality to feminist criminology from critical realism to anarchism and they propose novel approaches to topics such as genocide white collar crime and the effect of prison sentences on families By posing crucial questions and attempting to define what criminology should be this book will shape debates about crime policing and punishment for years to come **Justice Bertha Wilson** Kim Brooks,2010-07-01 Bertha Wilson s appointment as the first female justice of the Supreme Court of Canada in 1982 capped off a career of firsts Wilson had been the first woman lawyer and partner at a prominent Toronto law firm and the first woman appointed to the Ontario Court of Appeal Her death in 2007 provoked reflection on her contributions to the Canadian legal landscape and raised the question what difference do women judges make Justice Bertha Wilson examines Wilson s career through three distinct frames and a wide range of feminist perspectives The authors evince Wilson s contributions to the legal system in Foundations examine her role in high profile decisions in Controversy and assess her credentials as a feminist judge and her impact on education and the profession in Reflections This nuanced portrait of a complex controversial woman will appeal to lawyers judges policy makers academics and anyone interested in law and women s contributions to Canadian society

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