

# L'héritage de Pierre Elliott Trudeau/ The Legacy of Pierre Elliott Trudeau

**6 novembre 2019**

Cocktail & Séance de questions & réponses avec **M. Alexandre Trudeau & l'hon. Marc Lalonde, c.p., o.c., q.c.**

18h-20h

Hall d'honneur du Pavillon Roger-Gaudry, UdeM

2900 Boul. Édouard Montpetit



**7-8 novembre 2019**

Faculté de droit, Université de Montréal

3101 Ch de la Tour, Montréal, QC H3T 1J7

Laboratoire de Cyberjustice, Pavillon Jean-Brillant, B-2215

## Programme du 7 Novembre 2019

8h30-9h00 : Accueil

9h00-9h15 : Mot de bienvenue

### 9h15- 10h45: Panel 1

Trudeau, le rapatriement et la légitimité constitutionnelle/ Trudeau, Patriation and Constitutional Legitimacy

Présidence de séance: prof. Martine Valois (U. de Montréal)

**Prof. Richard Albert (U. of Texas at Austin)**

**Prof. Hoi Kong (UBC, Peter A. Allard School of Law)**

**Prof. Noura Karazivan & Prof. Jean-François Gaudreault-DesBiens (U. de Montréal)**

### 11h00- 12h30 : Panel 2

Trudeau et le nationalisme à deux vitesses /Trudeau and Two-Speed Nationalism

Présidente de séance: prof. Eugénie Brouillet (Université Laval)

**Prof. Dominique Leydet (UQAM)**

**Prof. Frédéric Boily (U. Alberta, Campus St-Jean)**

**Dave Guénette & Félix Mathieu (Université Laval et Université Catholique de Louvain; UQAM)**

## LUNCH



**14h00-15h00 : Panel 3**

La place des peuples autochtones dans l'espace politique canadien/ Indigenous Peoples in Canada's Political Order

Présidente de séance : Me Fanny Wylde

**Prof. Geneviève Motard (U. Laval)**

**Prof. Aimée Craft (U. Ottawa)**

**15h15-16h45 : Panel 4**

L'égalité et l'équité / Equality and Equity

Président de séance : Dr Frédéric Bérard (U. de Montréal)

**Prof. André Lecours (U. Ottawa), Prof. Daniel Béland (McGill) & Prof. Greg Marchildon (U. Toronto)**

**Prof. Jeremy Webber (U. Victoria)**

**Prof. Sonia Lawrence (York University, Osgoode Hall Law School)**

## Programme du 8 Novembre 2019

**9h15-10h45 : Panel 5**

Le fédéralisme, le modèle idéal de Trudeau / Federalism as an Ideal Model for Trudeau

Présidente de séance: prof. Johanne Poirier (McGill)

**Prof. Stephen Tierney (Edinburgh Law School)**

**Me Alexander Pless (Avocat général principal, Ministère de la justice Canada)**

**Prof. Jean Leclair (U. de Montréal)**

11h00-12h30 : Panel 6

Président de séance: à déterminer

Multiculturalism(e) & Interculturalism(e)

**Prof. Luc Tremblay (U. de Montréal)**

**Prof. Richard Moon (U. Windsor)**

**Prof. Dia Dabby (UQAM)**

LUNCH

14h00-15h30 : Panel 7

Les droits linguistiques: anciens et nouveaux défis/ Linguistic Rights : New and Old Challenges

Président de séance: l'honorable Serge Joyal, c.p., o.c., o.q., MRSC, Ad. E.

**Prof. Lorena Sekwan Fontaine (U. Winnipeg)**

**Prof. Emmanuelle Richez & Ms. Emilie Weidl (U. Windsor)**

**Prof. Paul Daly (U. Ottawa)**

Panel de clôture /Closing Panel

15h45-16h45

**Prof. Richard Bellamy (University College London)**

“Neither Populist nor Popular: Two Challenges to Political Constitutionalism”

Modérateur: le prof. Han-Ru Zhou (U. de Montréal)

Résumé :

*Legal constitutionalists have mounted two different, if potentially complementary, criticisms of political constitutionalism (PC). On the one hand, some critics have put forward what could be called the populist challenge. This line of criticism contends that PC offers no defence against the tyranny of the majority, and justifies the elective dictatorship of whatever party or political leader manages to win political power. On the other hand, other critics have focussed on what could be called the popular challenge. They argue that political constitutionalism ignores the importance of direct democracy, such as constitutional referenda or the use by social movements of legal action to secure*

*important rights. Here too the charge is that political constitutionalism neglects how legal avenues can enable the contestation of majority prejudices and powerful interests. While both challenges need to be taken seriously, the argument shall be that to a degree PC avoids populist constitutionalism through constraining popular constitutionalism. To the extent such a balancing act has become increasingly difficult, that proves as much a problem for legal as it is for political constitutionalism.*

Cette allocution sera prononcée en anglais.



### Remarques finales

Noura Karazivan & Jean Leclair