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Granting Judicial Review in Canada



ROY B. FLEMMING

# **Tournament Of Appeals Tournament Of Appeals**

**Rosina Ehmann** 

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Tournament of Appeals Roy B. Flemming, 2004 Canada's Supreme Court decides cases with far reaching effects on Canadian politics and public policies When the Supreme Court sets cases on its agenda it exercises nearly unrestrained discretion and considerable public authority But how does the Court choose these cases in the first place From the several hundred requests for judicial review filed every year how and why do the justices pick some cases but not others for review Tournament of Appeals investigates the leave to appeal process in Canada and explores how and why certain cases win a place on the Court's agenda and others do not Taking the approach that the process mimics a sports tournament this study raises several vital questions For example is there an elite Supreme Court bar that routinely wins the tournament Do the Court's rules affect the tournament's outcomes Or does winning and losing reflect the resources of the parties As players in this tournament how do the judges play the game and how does it affect their votes to grant or deny judicial review Drawing from systematically collected information on the process applications and lawyers that has never before been used in studies of Canada's Supreme Court Roy B Flemming offers both a qualitatively and quantitatively based explanation of how Canada's justices grant judicial review The first of its kind this innovative study will draw the attention of lawyers academics and students in Canada as well as in the Commonwealth and European countries whose high courts share many features of the California. Court of Appeal (1st Appellate District). Records and Briefs California appeals process in Canada California. Court of Appeal (2nd Appellate District). Records and Briefs California (State)., (State)., **Reports of Cases** Determined in the District Courts of Appeal of the State of California ,1929 Reports of Cases Determined in the District Courts of Appeal of the State of California California. District Courts of Appeal, 1929 California. Court of Appeal (3rd Appellate District). Records and Briefs California (State). **Supreme Court Appellate Division-First Department** Case on Appeal, Western Field ,1907 Employee Recreation .1960 Chess Life ,1998 **Modern Polo** Edward Darley Miller, 1902 Modern polo, ed. by M.H. Hayes Edward Darley Miller, 1902 Official Index to the Times ,1920 Indexes the Times Sunday times and magazine Times literary supplement Times educational supplement Times educational supplement Scotland and the Times higher education supplement The Niagara Area ,1924 Michigan California. Court of Appeal (4th Appellate District). Division 1. **Appeals Reports** Michigan. Court of Appeals,1992 Records and Briefs California (State)., Received document entitled EXHIBITS TO APPELLANT S OPENING BRIEF American Lawn Tennis ,1922 Supreme Court Case on Appeal, California. Court of Appeal (4th Appellate THE OFFICIAL ENCYLOPEDIA OF BRIDGE ,1964 District). Division 2. Records and Briefs California (State).,

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