

# Curriculum Vitae

## Han-Ru Zhou, Professor of Public Law

Université de Montréal Faculty of Law  
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### Appointments and Employment

UNIVERSITÉ DE MONTRÉAL, FACULTY OF LAW Professor of Public Law	2011-
INSTITUTE OF COMMONWEALTH STUDIES, UNIVERSITY OF LONDON Associate Research Fellow	2023-
UNIVERSITY OF OTTAWA, FACULTY OF LAW Visiting Scholar, Public Law Centre, 2021-23 Visiting Professor, Civil Law Section, 2021-22	2021-2023
UNIVERSITY OF CALIFORNIA, BERKELEY John A. Sproul Research Fellow, Canadian Studies Program Senior Visiting Scholar, School of Law	2017-2018
MCGILL UNIVERSITY, FACULTY OF LAW Boulton Fellow	2009-2010
SUPREME COURT OF CANADA Law Clerk to the Honourable Madam Justice Marie Deschamps	2006-2007
MCCARTHY TÉTRAULT LLP, MONTRÉAL Associate, Corporate Finance and Mergers & Acquisitions, 2002-04 Articling Student, 2002	2002-2004

### Education

WORCESTER COLLEGE, UNIVERSITY OF OXFORD Doctor of Philosophy in Law (D.Phil.)	2013
HARVARD LAW SCHOOL Master of Laws (LL.M.)	2005
UNIVERSITÉ DE MONTRÉAL, FACULTY OF LAW Bachelor of Laws (LL.B.)	2001
CONSERVATORY OF MUSIC OF MONTRÉAL Program of Advance Studies in Music (D.E.S.M. I, specialization in piano)	1988-1999

## Courses Taught

- DRT1501 Droit constitutionnel 1 (2012- )
- DRT1502 Droit constitutionnel 2 (2015- )
- DRT3503 Libertés publiques (2024- )
- DRT6816A Fondements du droit public (2015-25)
- DCC2118A General Public Law (2021, University of Ottawa)
- DRT1022 Fondements du droit 2 (2013-17)
- DRT6859, 6845A, 3002 Droit constitutionnel comparé (2012-14)
- DRT2001 Interprétation des lois (2012)

## Publications

### Work in progress

- H.-R. Zhou (ed.), *The Judicial Committee of the Privy Council: Foundational and Leading Constitutional Cases* (Hart Bloomsbury, forthcoming 2026)
- F. Chevrette and H. Marx, *Droit constitutionnel: fédéralisme – notes et jurisprudence* (2nd edn by H.-R. Zhou, Thémis), approx. 1,000 pages, forthcoming 2025
- H.-R. Zhou, chapter on Canadian judicial federalism, in D. Robitaille et al., *Affirmation, autonomie et leadership : Réflexions sur l'héritage de Benoît Pelletier*

### Books

- F. Chevrette and H. Marx, *Constitutional Law: Fundamental Principles – Notes and Cases* (by H.-R. Zhou, Thémis 2021), 1,164 pages
- F. Chevrette and H. Marx, *Droit constitutionnel: principes fondamentaux – notes et jurisprudence* (2nd revised edn by H.-R. Zhou, Thémis 2021), 1,290 pages
- F. Chevrette and H. Marx, *Droit constitutionnel: principes fondamentaux – notes et jurisprudence* (2nd edn by H.-R. Zhou, Thémis 2016), 1,264 pages  
Reviewed: F. Levesque, (2017) 58 *C. de D.* 593; R. Pepin, (2016) 46 *R.D.U.S.* 247
- H.-R. Zhou and J. Leclair (eds.), “Les Conférences Chevrette-Marx/The Chevrette Marx Lectures” Series (Thémis 2016-2025), 7 vol. (<https://chevrette-marx.openum.ca/en/>)

### Book chapters

- H.-R. Zhou, “Unwritten Constitutional Principles and the Argument from Extreme Cases”, in G. Cartier and M.D. Walters (eds), *The Promise of Legality* (Hart Bloomsbury 2025) 85-99
- H.-R. Zhou and A. Labrecque, “Le principe de la primauté du droit en droit canadien”, in M. Safjan (ed.), *The Revival of the Rule of Law Issue* (Intersentia 2024) 147-58
- H.-R. Zhou, “The Continuing Significance of *Dr Bonham’s Case*”, in P. Daly (ed.), *Apex Courts and the Common Law* (University of Toronto Press 2019) 279-99

## Peer-reviewed articles

- H.-R. Zhou, “International Legacies of a Century and a Half of the Case Method”, (2023) 63 *American Journal of Legal History* 402-22
- H.-R. Zhou, “Legal Principles, Constitutional Principles and Judicial Review”, (2019) 67 *American Journal of Comparative Law* 899-930
- H.-R. Zhou, “*Erga Omnes* or *Inter Partes*? The Legal Effects of Federal Courts’ Constitutional Judgments”, (2019) 97 *Canadian Bar Review* 275-99
- H.-R. Zhou, “A Contextual Defense of ‘Comparative Constitutional Common Law’” (2014) 12 *International Journal of Constitutional Law* 1034-53
- H.-R. Zhou, “Revisiting the ‘Manner and Form’ Theory of Parliamentary Sovereignty” (2013) 129 *Law Quarterly Review* 610-38
- H.-R. Zhou, “The Enforcement of Arrest Warrants by International Forces: From the International Criminal Tribunal for the Former Yugoslavia to the International Criminal Court” (2006) 4 *Journal of International Criminal Justice* 202-18

## French

- H.-R. Zhou, “La pertinence en contexte canadien de la jurisprudence constitutionnelle du Conseil privé relative à l’indépendance judiciaire” (2015) 45 *Revue de droit de l’Université de Sherbrooke* 235-71
- H.-R. Zhou, “L’immunité de la Couronne à l’égard des lois, la Loi sur le droit d’auteur et l’affaire *Manitoba c. Canadian Copyright Licensing Agency*” (2014) 26 *Cahiers de propriété intellectuelle* 823-40
- H.-R. Zhou, “Développements récents en droit constitutionnel durant l’année 2005-2006: les arrêts *Multani*, 2952-1366 *Québec Inc.* et *Imperial Tobacco*” (2006) 35 *Supreme Court Law Review* (2d) 413-61
- H.-R. Zhou, “Le test de la personne raisonnable en responsabilité civile” (2001) 61 *Revue du Barreau* 451-529

## Studies, reports

- H.-R. Zhou, “L’État de droit, une perspective de droit comparé – Canada”, European Parliamentary Research Service, Comparative Law Library Unit, 31 May 2023, 113 p. ([https://www.europarl.europa.eu/thinktank/fr/document/EPRS\\_STU\(2023\)745678](https://www.europarl.europa.eu/thinktank/fr/document/EPRS_STU(2023)745678))
- H.-R. Zhou and J. Leclair, “Canada Report”, in R. Albert et al. (eds.), *The 2021 I-CONNECT-Clough Center Global Review of Constitutional Law* 60-64
- H.-R. Zhou and D. Pomerleau-Normandin, “Canada Report”, in R. Albert et al. (eds.), *The 2020 I-CONNECT-Clough Center Global Review of Constitutional Law* 49-53
- H.-R. Zhou, “Canada Report”, in R. Albert et al. (eds.) *The 2019 I-CONNECT-Clough Center Global Review of Constitutional Law* (2020) 51-55
- N. Karazivan and H.-R. Zhou, “International Survey: Canada—Supreme Court extends scope of Indian Act 1876 – Metis decision, *Daniels v Canada (Indian Affairs and Northern Development)*”, [2016] *Public Law* 517
- N. Karazivan and H.-R. Zhou, “International Survey: Canada—No torture exception to foreign state immunity: *Kazemi Estate v Islamic Republic of Iran*”, [2016] *Public Law* 160
- N. Karazivan and H.-R. Zhou, “International Survey: Canada—Co-operative federalism cannot limit the scope of legislative authority: *Quebec (Attorney General) v Canada (Attorney General)*”, [2016] *Public Law* 158

- H.-R. Zhou and N. Karazivan, “International Survey: Canada—Mandatory prison term for a firearm licensing offence held constitutionally invalid: *R. v Nur*”, [2016] *Public Law* 157
- H.-R. Zhou and N. Karazivan, “International Survey: Canada—Physician-assisted dying judicially legalised: *Carter v Canada (AG)*”, [2016] *Public Law* 156

### Other publications

- H.-R. Zhou and B. Légasse, “‘Canada is not for sale’: What constitutional history teaches us about the 51st state discourse”, *Policy Options*, 13 May 2025
- H.-R. Zhou and B. Légasse, “‘Le Canada n’est pas à vendre’ : ce que l’histoire constitutionnelle nous enseigne sur le discours du 51<sup>e</sup> État”, *Options politiques*, 13 May 2025
- H.-R. Zhou, “The Resurgence of the Notwithstanding Clause”, in T.G. Daly and W. Sadurski (eds), *Democracy 2020: Assessing Constitutional Decay, Breakdown and Renewal Worldwide* (International Association of Constitutional Law 2020) 67-71
- H.-R. Zhou, “*Ford et Irwin Toy* 30 ans plus tard : une conversation avec le juge de Montigny” (2019) 28(3) *Forum constitutionnel* 39-49
- H.-R. Zhou, “*Ford and Irwin Toy* 30 Years Later: A Conversation with Justice de Montigny” 28(3) *Constitutional Forum* 51-60 (tr.)
- H.-R. Zhou, “Le droit constitutionnel à la Faculté: d’hier à aujourd’hui” (2017) 41 *Le Pigeon dissident* 13
- H.-R. Zhou, Hommage à la mémoire du Pr. François Chevrette (2012-13) 15 *Droit Montréal* 22-23

### Grants and Fellowships

#### External (principal investigator)

- Chambre des notaires du Québec, Notarial Studies Fund, \$36,065 (2024-26)
- Social Sciences and Humanities Research Council (SSHRC) Insight Grant, \$196,836 (2020-25)
- SSHRC Insight Development Grant, \$57,339 (2017-19)
- John A. Sproul Research Fellowship, University of California, Berkeley, US\$3,000 (2017-18)
- Foundation for Legal Research Grant, Canadian Bar Association, \$5,000 (2016-17)
- Fonds de recherche du Québec – Société et culture (FRQSC) Grant, \$50,292 (2014-17)
- SSHRC Doctoral Fellowship, \$80,000 (2007-11)
- FRQSC Doctoral Scholarship, \$80,000 (2007-11, declined)

#### Internal

- Fonds Marcel-Faribault/Université de Montréal Grant, \$5,000 (2018-19)
- SSHRC-Université de Montréal Grant, \$4,500 (2015-17)
- Fonds Georg-Stellari Grant, \$4,700 (2012-2013)

### Guest Lectures

- “Le tournant des grands courants de droit nord-américains vers les sciences sociales”, DCL5535 Enjeux contemporains en droit: l’interdisciplinarité et le droit, 25 January 2022, Faculty of Law, University of Ottawa
- “The Legal Effects of Canadian Federal Courts’ Constitutional Judgments”, Federal Court of Appeal and Federal Court of Canada, Ottawa, 8 June 2018

- “Principles, Constitutional Principles and Judicial Review: A Transnational Account”, International and Comparative Law Workshop, 14 September 2016, Harvard Law School
- “English and Canadian Parliamentary Sovereignty”, McGill University Faculty of Law, October 2009

## Presentations

- “The Judicial Committee of the Privy Council: Two Centuries of Constitutional Decisions”, Fellows' Presentation Meeting Series, Institute of Commonwealth Studies, School of Advanced Study, University of London, 15 May 2025
- “The Judicial Committee of the Privy Council: Foundational and Leading Constitutional Cases”, Comparative Law Work in Progress Workshop, University of Illinois College of Law and American Society of Comparative Law, Champaign-Urbana, 2-3 May 2025
- “The King Can Do No Wrong: Constitutional Fundamentals, Common Law History, and Crown Liability, by Marie-France Fortin”, uOttawa Public Law Centre, 2 April 2025
- “The Judicial Committee of the Privy Council: Foundational and Leading Constitutional Cases”, workshop, Université de Montréal, 12-13 September 2025
- “L'État de droit, une perspective de droit comparé – Canada”, Seventh Annual Forum on Comparative Law, European Parliamentary Research Service, Comparative Law Library Unit, European Parliament, Brussels, 7-8 September 2023
- “Power, Money and Merits: L'héritage de la méthode des cas au Canada et dans le monde”, Legal Theory Seminar, McGill University Faculty of Law, 4 November 2022
- “Power, Money and Merits: Legacies Abroad of a Century and a Half of the Case Method”, Institute of Advanced Legal Studies, School of Advanced Studies, University of London, 26 October 2022
- “Power, Money and Merits: Legacies of the Case Method in Singapore, Quebec and Abroad”, Comparative Law Speaker Series, Centre for Asian Legal Studies, National University of Singapore, 6 October 2022
- “TRS Allan, ‘Unwritten Constitutional Principles’, and Judicial Review of Legislation”, Colloquium “The Promise of Legality: Critical Reflections upon the Work of TRS Allan”, Sherbrooke and Queen's Universities, 16-17 September 2022
- “50 Shades of *Ultra Vires*: The Many Faces of Judicial Review of Legislation”, uOttawa Public Law Centre, the Canadian Institute for the Administration of Justice, the Human Rights Research and Education Centre, and The Advocates' Society, Ottawa, 11-13 May 2022 (<https://www.cpac.ca/episode?id=a3750ece-53eb-4877-8b91-90bb42b1156b>)
- “Pouvoir, argent et mérite : 150 ans de la méthode des cas à travers le Commonwealth” [*Power, Money and Merit: 150 Years of the Case Method Throughout the Commonwealth*], Civil Law Section, Faculty of Law, University of Ottawa, 14 February 2022
- “Taking Policy Action Against Anti-Asian Racism”, Global Shapers Community (World Economic Forum), 20 May 2021 (online)
- “The Resurgence of the Notwithstanding Clause”, International Association of Constitutional Law, University of Melbourne, 16 November 2020 (online)
- “How Exceptional is Judicial Review in Canada? Past, Present and Future”, Berkeley Canadian Studies Program Colloquium Series, University of California, Berkeley, 28 February 2018
- “Libertés publiques : contributions constitutionnelles au vivre-ensemble” [*Civil Liberties: Constitutional Contributions to the Living-Together*], Institut d'administration publique du Québec, École nationale d'administration publique, Québec, 2 March 2017
- “Principes constitutionnels”, Common Law Colloquium Series, Université de Montréal, 9 November 2016

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- “Principles, Constitutional Principles and Judicial Review”, Nathanson Guest Seminar, Osgoode Hall Law School, York, Ontario, 9 September 2016
  - “Constitutional Principles”, International Society of Public Law Annual Conference, Humboldt University, Berlin, 17-19 June 2016
  - “The Continuing Significance of *Dr Bonham’s Case*”, annual symposium of the Common Law Programme, Université de Montréal, 27 May 2016
  - “The Judicial Committee of the Privy Council’s Constitutional Legacy in Sri Lanka: A Blue-Print for Rethinking Transnational Common Law Constitutionalism in Asia?”, 12<sup>th</sup> Asian Law Institute Conference, National Taiwan University, Taipei, 21-22 May 2015
  - “The Reception of the Common Law, Judicial Review and Constitutional Principles”, 33<sup>rd</sup> Annual Australia and New Zealand Law and History Society Conference, University of New England School of Law, Australia, 10-13 December 2014
  - “Towards a ‘Thin’ Substantive Conception of the Rule of Law under Westminster Constitutions”, 2014 Annual Conference, The Society of Legal Scholars, University of Nottingham, 9-12 September 2014
  - “A Contextual Defense of ‘Comparative Constitutional Common Law’”, IX<sup>th</sup> World Congress of Constitutional Law, University of Oslo, 16-20 June 2014
  - “Le principe de l’immunité de la Couronne et la *Loi sur le droit d’auteur*” [*The Principle of Crown Immunity and the Copyright Act*], Association Littéraire & Artistique Internationale, Norton Rose Canada, Montréal, 24 February 2014
  - “Le contrôle de constitutionnalité au Canada” [*Judicial Review of Legislation in Canada*], Journée québécois-suisse, “Fédéralisme : du droit public au droit privé”, Association Henri-Capitant and Swiss Institute of Comparative Law, Lausanne, 25 October 2013
  - “Judicial Independence under Westminster Constitutions”, China University of Political Science and Law, Beijing, 14 May 2013; University of Macau Faculty of Law, 20 May 2013
  - “Comparative Constitutional Common Law”, Second Annual Young Comparativists Committee Conference, American Society of Comparative Law, Robert H. McKinney School of Law, University of Indiana, Indianapolis, USA, 18-19 April 2013
  - “Jurisprudence constitutionnelle et droit comparé”, Second Annual Constitutional Workshop Series, Université de Montréal Faculty of Law, 8 April 2013
  - “Four Questions about Unwritten Constitutional Principles”, *Les matinées constitutionnelles* Annual Conference Series, McGill University, Montreal, 1 February 2013
  - “Canadian Constitutional Law”, North American Law Study Program, China University of Political Science and Law, Eastern China University of Political Science and Law and Université de Montréal Faculty of Law, July 2012-16, Université de Montréal (annual summer lecture)
  - “Introduction to the Canadian Legal System”, North American Law Study Program, China University of Political Science and Law, Eastern China University of Political Science and Law and Université de Montréal Faculty of Law, July 2012-16, Université de Montréal (annual summer lecture)
  - “Substantive Conceptions of the Rule of Law in Common Law Systems”, Second Annual International Forum on the Rule of Law and Development, Chinese Academy of Social Sciences, Beijing, 15-16 December 2012
  - “Retour sur la Déclaration des droits implicite” [*Revisiting the Implied Bill of Rights Theory*], First Annual Beetz-Laskin Conference on Constitutional Law, Université de Montréal, 14 September 2012
  - “A Dynamic View of Canadian Parliamentary Sovereignty”, Inaugural Conference of the New Institute for Canadian Identities, University of Ottawa, 17-18 April 2012
  - “The Living Tree Metaphor, H.L.A. Hart, Dworkin and the Common Law”, Constitutional Workshop Series 2011-12, McGill University, 30 September 2011
  - “The Canadian Implied Bill of Rights and Freedom of Expression under English Common Law”, Oxford Public Law Discussion Group, University of Oxford, 12 May 2010

## Professional courses

- “Recent Developments in Constitutional Law”, continuing legal education course, 31 March 2021, Université de Montréal
- “Développements récents en droit constitutionnel”, continuing legal education course, 7 October 2020, Université de Montréal
- “Développements récents en droit constitutionnel”, continuing legal education course, 22 March 2020, Université de Montréal
- “Introduction to the Canadian Legal System and the Role of the Judge in Canada”, Chinese Judges Training Program, Canadian Institute for the Administration of Justice, National Judges College of China and Université de Montréal Faculty of Law, October 2015-18, Université de Montréal
- “Common Law and Comparative Constitutional Law”, annual symposium of the Association of Transnational Law Schools (ATLAS), 9 June 2015, Université de Montréal
- “Revue annuelle de la jurisprudence sur la *Charte canadienne des droits et libertés*”, Canadian Bar Association, Montréal, 18 September 2006

## Referee Activity

- Member of the Constitutional Law Working Group, Quebec Bar, 2025-
- Member of the Independent Advisory Board for Supreme Court of Canada Judicial Appointments for Quebec Seats, Government of Canada, 2019
- SSHRC
  - Selection Committee, Insight Grants Program, 2022-24
  - Selection Committee, Insight Development Grants Program, 2019-21
  - Chair, Faculty Preselection Committee, Canada Graduate Scholarships-Master’s (CGS M) Program, 2016
  - Selection Committee, Canada Graduate Scholarships-Master’s (CGS M) Program, Faculty of Graduate and Postdoctoral Studies, 2015-16
  - Preselection Committee for Social Sciences and Humanities Research Council Graduate Scholarships and Doctoral Awards, Faculty of Graduate and Postdoctoral Studies, 2015-16
  - External reviewer, application to the Insight Program, 2014
- FRQSC
  - Evaluation Committee Member, Doctoral & Masters Research Scholarship Program, 2018-20
  - Evaluation Committee Member, Research Support for New Academics Program, 2017-18
- Cahiers de droit; Cahiers de propriété intellectuelle; Canadian Bar Review; Common Law World Review; Journal of Commonwealth Law; Hart Publishing; Manitoba Law Journal; McGill Journal of Law and Health; McGill Law Journal; Ottawa Law Review; Queen’s Law Journal; Review of Constitutional Studies; Revue générale de droit; Revue juridique Thémis de l’Université de Montréal, UBC Law Review; University of Toronto Press; Windsor Review of Legal & Social Issues.

## Other Professional Activities and Services

- Member (elected), Assemblée universitaire (University Senate), 2023-
- Member (elected), University Academic freedoms implementation committee, 2023-25
- Université de Montréal faculty union delegate (elected), 2015-17, 2019-

- Vice-President, Director and *directeur-adjoint*, Les Éditions Thémis, 2019- (Secretary 2012-19)
- Oversight Committee on the Reform of the LLB Curriculum, Faculty of Law, 2026-
- Director, Université de Montréal Faculty of Law Student Coop, 2021-25
- Co-Editor-in-Chief, *Review of Constitutional Studies*, 2018-23
- Examiner in constitutional law, Québec Bar School, 2012-22
- Harvard Law School Class of 2005 15th Reunion Gift Committee, 2020; Class Agent, 2020-22
- President, Harvard Club of Québec, 2018-20 (Executive VP 2016-18, Secretary 2012-16, Director 2012-21)
- Prize and Scholarship Committee, Faculty of Law, 2012-17
- Vice-President and Director, Académie de musique du Québec, 2010-17

## **Bar Admission**

Québec, 2002