

William F. Flanagan

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Education

Columbia University School of Law (New York)

- LL.M., 1989.

University of Paris I, Pantheon-Sorbonne (France)

- D.E.A., 1986 (*Diplômes d'études approfondies in International Economic Law*).

University of Toronto, Faculty of Law

- J.D., 1985.
- Awards: McRuer Scholarship for Administrative Law; Dean's List 1984.

Carleton University, (Ottawa)

- B.A., English and Philosophy, 1982.

Employment

- Dean of Law, Queen's University (2005 to present) and Professor of Law (2006 to present); Associate Professor of Law, Queen's (1999-2006); Assistant Professor, Queen's (1991-99).

Primary areas of teaching:

- Property Law
- Business Associations
- International Economic Law

Recipient of the Students' Law Society 1994 and 1999 Award for Excellence in Teaching.

Appointed a Queen's National Scholar in June 1996.

Finalist in the Queen's Alumni Teaching Award Selection Process,

1994 and 1995.

Faculty Advisor to the Queen's Annual Business Law Symposium,
1998-2005.

- Part-time Vice-Chair, Workplace Safety and Insurance Appeals Tribunal (1991-2003; 2004 to 2007).
- Instructor, Department of Justice, Civil Law / Common Law Exchange Programme, Dalhousie Law School (Summer 1994 & 1995).
- Visiting Professor, Osgoode Hall Law School, York University (1990-91).
Courses taught:
 - Contracts
 - Property Law
- Director of Public Policy, American Foundation for AIDS Research, New York City (1990).
- Assistant Professor, Faculty of Law, McGill University (1989).
Course taught: Property Law.
- Associate-in-Law, Columbia University School of Law (1987-89).
Course taught: Seminar in Legal Writing and Research.
- Law Clerk to the Honourable Justice W.Z. Estey of the Supreme Court of Canada (1986-87).
- Summer student, Osler, Hoskin & Harcourt (1985).
- Summer student, Stikeman, Elliott (1984).

University and Faculty Service

- Member of the [Queen's Advisory Committee on Non-Academic Misconduct](#), 2015-2016.
- Member of the [Queen's Academic Planning Taskforce](#), 2010-2011.
- Founder and Director of the [Global Law Programs](#) at the Bader International Study Centre, Herstmonceux Castle, UK, 2001-2005.

- Program runs every May/June with 50 law students studying a range of courses in public international law and international business law, including study trips to leading international organizations in Europe.
- Co-Chair of the Harassment/Discrimination Complaint Board of Queen's University, 2001-2005.
- Chair, Faculty of Law Curriculum Committee, 2003-2004.
- Chair, Faculty of Law International Opportunities Committee, 2001-2005.
 - Launched new student exchanges with the National University of Singapore and the University of Capetown (South Africa).
- Co-Chair, Queen's Annual Business Law Symposium, 1998-2005.
 - Secured ongoing funding of \$25,000/year from leading Canadian law firms.
 - Annual publication of symposium proceedings.
- Chair, Review Team for the internal academic review of the Department of Women's Studies, 2003-4.
- Member, Search Committee for Director of the International Study Centre, 2001-2002.
- Competitive moot supervision Davies, Ward & Beck, Corporate Securities Moot Competition (1997, 1998, 2005).

Professional Associations

- Member of the Law Society of Upper Canada, 1992 to present.
- Member of the Board of Directors member of the Board of Directors of the [Canadian Foundation for AIDS Research](#), 2014 to present.
- President of the [Council of Canadian Law Deans](#), 2011-2014.
- Member of the [National Action Committee on Access to Justice in Civil and Family Matters](#), 2012-2013.
- President of the Board of the [Ontario HIV Treatment Network](#) (OHTN), 2003-2008. The OHTN is funded by the Government of Ontario and distributes over \$10 million annually for HIV research.

- Member of the Government of Canada Minister of Health's HIV/AIDS Ministerial Advisory Committee, appointed by the Minister of Health 2002-2003.
- Member of the Board of the Ontario HIV/AIDS Legal Clinic, 1995-1999.
- Member of the Board of Directors, AIDS Committee of Toronto, 1991-1995; Chair of the Board 1993-1995.
- Member of the National Advisory Committee on AIDS - Extended Working Group on HIV and Human Rights, 1991; produced the National Advisory Committee on AIDS, "HIV and Human Rights in Canada" (January 1992).

Publications

- Books

A. Anand, J.A. Connidis, and W. F. Flanagan, eds. *Crime in the Corporation – 11th Queen's Annual Business Law Symposium 2004* (Kingston: Queen's Annual Business Symposium, 2004).

M.J. Mossman and W.F. Flanagan, *Property Law: Cases and Commentary*, 2d ed. (Toronto: Emond Montgomery, 2004).

A. Anand and W. F. Flanagan, eds. *Conflicts of Interest in the Capital Markets Structures – 10th Queen's Annual Business Law Symposium 2003* (Kingston: Queen's Annual Business Symposium, 2004).

A. Anand and W. F. Flanagan, eds. *The Corporation in the 21st Century – 9th Queen's Annual Business Law Symposium 2002* (Kingston: Queen's Annual Business Symposium, 2003).

A. Anand and W. F. Flanagan, eds. *Responding to Globalization- 8th Queen's Annual Business Law Symposium 2001* (Kingston: Queen's Annual Business Symposium, 2002).

- Chapters in Books

W.F. Flanagan and G. Whiteman, " 'AIDS is not a Business': A Study in Global Corporate Responsibility" in J. Hooker, A. Kolk and P. Madsen eds., *Perspectives on International Corporate Responsibility* (Carnegie Mellon University, 2005);

reprinted (2007) 73 *Journal of Business Ethics* 65-75; and S.J. Shapiro, M. Tadajewski, and C.J. Shultz eds. *Macromarketing* (Sage Publications, 2009).

W.F. Flanagan, "TRIPS and Access to Medications: Recent Developments in Canada and Europe" in C. Waters, ed. *British and Canadian Perspectives on International Law* (Martinus Nijhoff, 2006).

"Chapter 15: Co-ownership" in Anne Warner La Forest ed., *Anger and Honsberger Law of Real Property*, 3rd ed. (Aurora: Canada Law Book Inc., 2006).

W.F. Flanagan and G. Whiteman, "Ethics Codes and Multinational Corporations as Minority Shareholders: The Case of a Bauxite Mine in Brazil" in W. Cragg, ed. *Ethics Codes, Corporations and the Challenge of Globalization* (Edward Edgar Publishers, 2005), pp. 212-241.

W.F. Flanagan, "Fiduciary Duties in Commercial Relationships: When Does the 'Commercial' Become the 'Personal'?" in Law Commission of Canada ed., *Personal Relationships of Dependence and Interdependence in Law*, (Vancouver: UBC Press, 2002) pp. 57-77.

W.F. Flanagan, "Fiduciary Duties in Commercial Relations: When does the Market Place Set the Rules?" in *Selected Topics in Corporate Litigation - 7th Queen's Annual Business Law Symposium 2000* (Kingston: Queen's Annual Business Symposium, 2001), pp. 1-25.

- Peer-reviewed Articles

W.F. Flanagan, C. Major, I. Salit, L. Calzavara, S. Read, V. Saldanha, "Access to HIV Medications in Russia: Lessons from Brazil" *XV International AIDS Conference* – (Bangkok, Thailand, 2004).

I. Salit, W.F. Flanagan, C. Major, L. Calzavara, S. Read, V. Saldanha, V. Pokrovsky, "The Canada AIDS Russia Project (CARP): A Successful Multi-disciplinary Model" *XV International AIDS Conference* (Bangkok, Thailand, 2004).

W.F. Flanagan, "HIV/AIDS and Human Rights in Russia: Compliance and the Rule of Law" (2001) 39(1) *Osgoode Hall Law Journal* 39-76.

M.A. Gardam, W.F. Flanagan, I. Salit: "The HIV-Positive Dentist: Balancing the Rights of the Healthcare Worker and the Patient," (2001) 164(12) *Canadian*

Medical Association Journal 1715-8; reprinted (2003) 80 *The Ontario Dentist* 25-29.

W.F. Flanagan, "Piercing the Veil of Real Property Law: *Delgamuukw v. B.C.*" (1998) 24 *Queen's Law Journal* 279-326.

P.A Singer, E.C. Thiel, I. Salit, W.F. Flanagan, and C.D. Naylor, "The HIV-specific Advance Directive" (1997) 12 *Journal of General Internal Medicine* 729-35.

W.F. Flanagan, "Genetic Data and Medical Confidentiality" (1995) 3 *Health Law Journal* 269-288.

W.F. Flanagan, "AIDS-Related Risks in the Health Care Setting: HIV Testing of Health Care Workers and Patients" (1993) 18 *Queen's Law Journal* 71-128.

- Recipient of the David Watson Memorial Award for the most significant contribution to legal scholarship in Volume 18.

W.F. Flanagan, "Equality Rights for People with AIDS: Mandatory Reporting of HIV Infection and Contact Tracing" (1989) 34 *McGill L.J.* 530-602.

W.F. Flanagan, "Reporting of HIV Infection in Ontario" *V International Conference on AIDS: Abstracts* (Montreal 1989) 966.

- Reports

Report on Pensions as Family Property: Valuation and Division, participating researcher, Ontario Law Reform Commission (1995).

Report on Testing for AIDS, principal researcher, Ontario Law Reform Commission (1992).

- Book Reviews

W.F. Flanagan, "Redefining Sovereignty in International Law" (2009) 34 *Queen's Law Journal* 929-939.

W.F. Flanagan, "AIDS and Canadian Law" (1993) 24 *Ottawa Law Journal* 825-829. Other

W.F. Flanagan, "Comment on Richard LeBlanc's paper, 'The Firm – Developing Effective Governance'" in *Conflicts of Interest in the Capital*

Markets – 10th Queen's Annual Business Law Symposium 2003 (Kingston: Queen's Annual Business Symposium, 2004).

W.F. Flanagan, "Accountability Abroad: Core Human Rights Standards for Multi-National Corporations" in *Responding to Globalization- 8th Queen's Annual Business Law Symposium 2001* (Kingston: Queen's Annual Business Symposium, 2002), pp. 15-22.

W.F. Flanagan, "The Role of Independent Committee in Unsolicited Control Transactions" in *Critical Issues in Mergers and Acquisitions: Domestic and International Views - 6th Queen's Annual Business Law Symposium 1999* (Kingston: Queen's Annual Business Symposium, 2000) at pp. 143-149.

W.F. Flanagan, Comment on the Discussion Paper on HIV Testing and Confidentiality (October 1996), excerpts used in "HIV Testing and Confidentiality Issues Re-examined" (1996) 3(1) Canadian HIV/AIDS Policy and Law Newsletter 1, 28-30.

Grants

- Canadian International Development Agency, 2001-2004, \$2.4 million.
 - Served as Executive Director of the Canada AIDS Russia Project (CARP), a non-profit NGO conducting HIV/AIDS-related training and research activities in Russia.
- SSHRC and Law Commission of Canada, Relationships in Transition 2001 Theme: Governance Relationships, 2001-2002, \$40,000.
- Law Commission of Canada Legal Dimensions Initiative, 2000, \$3000.
- Canadian International Development Agency, 1998-2000, \$900,000.
 - Project Director of the *Russian AIDS Training and Community Development Project*, 1998-2000, of the *Canada AIDS Russia Project*.

Papers Delivered

- British Association for Canadian Studies Legal Studies Group, Annual Conference, (Canada House, London UK, June 2005), "Patent Law Reform and Access to HIV Medications in the Developing World: An Analysis of Canadian and EU Reforms"

- Second Conference on International Corporate Responsibility, Carnegie Bosch Institute for Applied Studies in International Management, Carnegie Mellon University, “ ‘AIDS is not a business’ – A Study in Global Corporate Responsibility: Brazil and Multinational Pharmaceutical Companies – The Struggle to Secure Lower Prices for HIV Medications” (University of Amsterdam, June 2004).
- Canada AIDS Russia Project, AIDS Centre “Patented Medicines Price Review in Canada” (Siberia, Russia, July 2004).
- Ontario HIV Treatment Network Research Conference: “Access to HIV Medications in Brazil: Lessons for Russia?” (Toronto, November 2003).
- International Association of Business and Society 14th Annual Conference: “ ‘AIDS is not a business’ – A Study in Global Corporate Responsibility: Brazil and Multinational Pharmaceutical Companies – The Struggle to Secure Lower Prices for HIV Medications” (Rotterdam Holland, June 2003).
- Canada AIDS Russia Project, AIDS Centre: “Access to Low-Cost HIV Treatment in Brazil: Lessons for Russia?” (Saratov Russia, June 2003).
- International Symposium on Corporate Codes of Conduct and the Social Regulation of the Global Firm, Inter-university Centre on Globalization and Work, University of Montreal: “Canada and Brazil: Two Case Studies in Global Corporate Responsibility” (Montreal, May 2003).
- The 14th World Congress on Medical Law, Plenary session: “HIV/AIDS, Women and Human Rights in Russia: A Gendered Analysis” (Maastricht, The Netherlands, August 2002).
- The American Society of Law, Medicine and Ethics: Health, Law and Human Rights: Exploring the Connections, “HIV/AIDS and Human Rights in Russia: Compliance and the Rule of Law” (Philadelphia, September 2001).
- Canadian Associations of Law Teachers, University of Alberta: “Fiduciary Duties in Commercial Relations: When does the ‘Commercial’ Become the ‘Personal’?” (Edmonton, May 2000).
- Law and Society Conference: “Fiduciary Duties in Commercial Relations: When does the ‘Commercial’ Become the ‘Personal’?” (Lake Louise, Alberta, May 2000).

- Canada AIDS Russia Project, Medical Academy of Post-Graduate Studies: “HIV and Human Rights in Russia: International Guidelines” (St. Petersburg, Russia, June 1999).
- Native Law Centre, University of Saskatchewan: “Native Title and the Principles of Common Law Property Law” (Saskatoon, June 1998).
- Canadian Associations of Law Teachers, University of Ottawa: “Piercing the Veil of Real Property Law: *Delgamuukw v. B.C.*” (Ottawa, June 1998).
- University of Toronto, Faculty of Medicine: “HIV Testing and Health Care Workers.” (November 1991).
- Law and Society Conference, University of California at Berkeley: “AIDS Activism: Strategies for Programmatic Reform” (June 1991).

Commentator

- The 2004 Queen’s Annual Business Law Symposium, Queen’s University; Comment on a paper delivered by H. Glasbeek ““Enron and its Aftermath: Can Reforms Restore Confidence?”
- The 2003 Queen’s Annual Business Law Symposium, Queen’s University; Comment on a paper delivered by R. Leblanc “The Firm – Developing Effective Governance” in *Conflicts of Interest in Capital Market Structures* (Kingston: Queen’s Annual Business Law Symposium, 2004).
- The 2002 Queen’s Annual Business Law Symposium, Queen’s University; Comment on a paper delivered by S. Wheeler “Moving the Stakeholder Debate Forwards”.
- The 2001 Queen’s Annual Business Law Symposium; Comment on a paper delivered by E. Broadbent “Corporate Accountability in a Global World” – Comment “Accountability Abroad: Core Human Rights Standards for Multi-National Corporations” published in *Responding to Globalization- 7th Queen’s Annual Business Law Symposium 2001* (Kingston: Queen’s Annual Business Law Symposium, 2002), pp. 15-22.
- The 1999 Queen’s Annual Business Law Symposium, (November 20, 1999); Commentator on a paper delivered by S. Halperin “The Role of Target’s Directors in Unsolicited Control Transactions.” Comment, “The Role of the Independent

Committee in Unsolicited Control Transactions” published in *Critical Issues in Mergers and Acquisitions: Domestic and International Views - 6th Queen’s Annual Business Law Symposium 1999* (Kingston: Queen’s Annual Business Law Symposium, 2000) at pp. 143-149.

- The 1998 Queen’s Annual Business Law Symposium, (November 27, 1998), Commentator on a paper delivered by G. Takach and J. Cameron, Tory Tory DesLaurier & Binnington, “Old Rules, New Tools: A Need to Re-examine Public Policy in Light of the Revolutionary Increase in the Public’s Access to Commercial Information.”
- 27th Annual Workshop on Commercial and Consumer Law, University of British Columbia, Vancouver (October 18, 1997), Commentator on a paper delivered by J. Thomas, Ladner Downs, Vancouver, “OECD: Multilateral Investment Treaty”.

LLM Graduate Students Supervised

- S. Masagazi, “Trade and Development” (Graduated, 2005).
- E. Dickson, “Emerging Trends in Global Governance” (Graduated, 2004).
- L. Chartrand, “The Political Dimension of Aboriginal Rights” (Graduated, 2001).
- M.R. Gaveh, “Developing Environmental Rules Within a Multilateral Framework on Foreign Direct Investment” (Graduated, 1998).
- J. R. Alperi, “Bilateral Agreements and Foreign Investment in Latin America. Chile: A Case Study” (Graduated, 1998).
- E.R. Ruth Baar, “Legal, Socio-Cultural and Economic Aspects of HIV Transmission and Prevention in Ghana” (Graduated, 1995).