

# VERMONT LAW REVIEW

---

VOLUME 23 NUMBER 4

---

SUMMER 1999

---

## THE VERMONT LAW REVIEW SERVICE AND INSPIRATION AWARD

1999 Recipient ..... *Gregory Packan* 697

### SYMPOSIUM: QUEBEC, CANADA AND FIRST NATIONS: THE PROBLEM OF SECESSION

Introduction: ..... *Richard O. Brooks* 699

Quebec, Canada and the First Nations:  
The Problem of Secession ..... *L. Kinvin Wroth* 709

Reference re: Secession of Quebec ..... *Supreme Court of Canada* 721

Divided Houses: Secession and  
Constitutional Faith in Canada and  
the United States ..... *Samuel V. LaSelva* 771

The Quebec Secession Reference  
and the Judicial Arbitration of  
Conflicting Narratives about Law,  
Democracy and Identity ..... *Jean François Gaudreault-DesBiens* 793

The Cree Intervention in the Canadian  
Supreme Court Reference on Quebec  
Secession: A Subjective Assessment ..... *Claude-Armand Sheppard* 845

### NOTES

Acceptance of Sustainable Use  
Within the CITES Community ..... *Michael J. Hickey* 861

It Works Fine in Europe, So Why  
Not Here? Comparative Law and  
Constitutional Federalism ..... *Kathryn A. Perales* 885

---

*Vermont Law Review* is published four times each academic year: Fall, Winter, Spring, and Summer. The *Vermont Law Review* mailing address is: *Vermont Law Review*, Vermont Law School, P.O. Box 96, South Royalton, Vermont 05068.

**Subscriptions:** Subscriptions are \$30.00 (domestic) and \$34.00 (foreign) per year, payable in advance. All subscriptions will be renewed automatically unless the subscriber provides timely notice of cancellation. Address changes must be made at least one month before the publication date to ensure proper delivery. Please provide the account number, the old address, and the new address (include zip codes). Please address all correspondence to the Business Manager regarding address changes or other requests for subscription information.

**Single and Back Issues:** Current volumes can be purchased for \$10.00 from *Vermont Law Review*. For back issues, contact *Vermont Law Review* or Fred B. Rothman & Co., 10368 West Centennial Road, Littleton, Colorado 80127. For an inclusive index of prior volumes, please contact the *Vermont Law Review*.

**Manuscripts:** *Vermont Law Review* welcomes the submission of unsolicited articles, comments, essays, and book reviews. Manuscripts cannot be returned unless accompanied by a self-addressed, stamped, postage-paid envelope.

**Copyright:** © Copyright 1999 by Vermont Law School. All rights reserved. Except as otherwise provided, the author of each article in this issue has granted permission for copies of that article to be made for classroom use, provided that: (1) copies are distributed at or below cost; (2) the author and *Vermont Law Review* are identified on the copied materials; (3) each copy bears the proper notice of copyright; and (4) *Vermont Law Review* is notified in writing of the use of the material(s).

**Production:** *Vermont Law Review* is printed in Times New Roman scalable font. *Vermont Law Review* is printed by Western Newspaper Publishing Co., 557 East Ohio Street, Indianapolis, Indiana 46204.