Select General Bibliography

This bibliography lists a selection of secondary sources, focusing on Canadian and British subjects. Students are urged to also check bibliographical collections such as the Dictionary of Canadian Biography and R.S. Smandych, et.al. eds., Canadian Criminal Justice History: An Annotated Bibliography (Toronto, 1987) as well as specialized journals. Primary materials that can be easily accessed in the MacOdrum Library include cases, legislation, materials in Government Documents, microfilm/fiche copies of newpapers and documents (see also online sites such as Early Canadian Online).

- Atkin, R., Maintain the Right: The Early History of the North West Mounted Police, 1873-1900, (London, 1973). Backhouse, C., "Desperate Women and Compassionate Courts: Infanticide in 19th Century Canada" (1984) 34 University of Toronto Law Journal, 416.
- Backhouse, C., "19th Century Canadian Rape Law" in Flaherty ed., Essays in the History of Canadian Law, Vol. 2, (Toronto, 1983).
- Backhouse, C., Petticoats and Prejudice: Women and the Law in Nineteenth Century Canada, (Toronto, 1991). Backhouse, C., Colour-Coded: A Legal History of Racism in Canada, 1900-50 (Toronto, 1999)
- Baker, G. B., "So Elegant a Web: Providential Order and the Rule of Law in Early Nineteenth Century Upper Canada" (1988) 38 University of Toronto Law Journal, 184.
- Barlow, D., Dick Turpin and the Gregory Gang, (London, 1973).
- Bates, F., "Corporal Punishment in Legal, Historical and Social Context" (1983) 12 Manitoba Law Journal, 337.
- Beale, R. and Macleod R., Prairie Fire: The 1885 North-West Rebellion, (Edmonton, 1984).
- Beattie, J.M., Policing and Punishment in London, 1660-1750: Urban Crime and the Limits of Terror (Oxford, 2002)
- Beattie, J.M., Attitude Towards Crime and Punishment in Upper Canada, 1830-1850, (Toronto, University of Toronto Centre of Criminology, 1977).
- Beattie, J.M., Crime and the Courts in England, 1660-1800, (Princeton, 1986).
- Beattie, J.M., "The Criminality of Women in Eighteenth-Century England" (1975) 8 Journal of Social History, 80-116.
- Beattie, J.M., "Scales of Justice: Defence Counsel and the English Criminal Trial in the 18th and 19th Centuries" (1991) 9 Law and History Review, 221.
- Becker, C., "Property in the Workplace: Labour, Capital and Crime in 18th Century British Woollen and Worsted Industry" 69 Virginia Law Review, 487.
- Bedford, J.B., "Prostitution in Calgary, 1905-1914" (1981) 29 Alberta History, 1-11.
- Beier, A.L., Masterless Men: the Vagrancy Problem in England 1560-1640, (London, 1985).
- Beier, A.L., Vagrants and Social Order in Elizabethan England, (London, 1974).
- Bellamy, J., Crime and Public Order in England in the Later Middle Ages, (London, 1973).
- Bellamy, J. The English Criminal Trial, 1300-1600 (Toronto, 1997).

Bentham, Jeremy, An Introduction to the Principles of Morals and Legislation (repr. London, Methuen, 1982).

- Bentley, D. English Criminal Justice in the Nineteenth Century, (London, 1997).
- Bercuson, D.J., "Labour Radicalism and the Western Industrial Frontier, 1897-1919" (1977) 58 Canadian Historical Review, 154-75.
- Betke, C., "Pioneers and Police on the Canadian Prairies, 1885-1914" Canadian Historical Association, Historical Papers (1980), 9,
- Bindon, K.M., (1981) "Hudson Bay Company Law: Adam Thom and the Institution of order in Rupert's Land 1839-54" in Flaherty ed., Essays in the History of Canadian Law, Vol. 1, (Toronto, 1981).
- Bingaman, S.E., "The Trials of Poundmaker and Big Bear, 1885" (1975) 27 Saskatchewan History, 81. Blackwell, J.D., "Crime in the London District 1828-1837: A Case Study of the Effect of the 1833 Reform in Upper Canadian Penal Law" (1981) VI Queens Law Journal, 528.
- Bleasdale, Ruth, "Class Conflict on the Canals of Upper Canada", in Cross and Kealey eds., Pre-Industrial Canada 1760-1849, (Toronto 1982), 100.
- Boothman, J.V., "Facing the Music: Modern Police Discipline and Primitive Police Discipline 1829-1879" 6 Liverpool Law Review, 107-38, 7 Liverpool Law Review, 1-32.
- Bowker, M.M., "Juvenile Crime in Retrospect Seven Decades of History in Alberta 1913-1984" 24 Alberta Law Review, 234.
- Boyd, Neil, "The Origins of Canadian Narcotics Legislation: The Process of Criminalization in Historical Context" 8 Dalhousie Law Journal. 102.
- Brent, A.S. (1984) "Illegally Obtained Evidence: an Historical and Comparative Analysis" 48 Saskatchewan Law Review, 1.

- Brewer, J. and Styles J., eds., An Ungovernable People: The English and Their Law in the Seventeenth and Eighteenth-Centuries, (London, 1980).
- Brown, D.H., "The Craftsmanship of Bias: Sedition and the Winnipeg Strike Trial 1919" (1984) 14 Manitoba Law Journal, 1-33.
- Brown, D.H., "The Meaning of Treason, 1885" (1975) 28 Saskatchewan History, 65-73.
- Brown, D.H., "Unpredictable and Uncertain: Criminal Law in the Canadian Northwest Before 1886" (1979) 17 Alberta Law Review, 497-512.
- Brown, D.H., The Genesis of the Canadian Criminal Code of 1892, (Toronto, 1989).
- Brown, L. and Brown, C. An Unauthorized History of the R.C.M.P., (Toronto, 1978).
- Cairns, David J.A., Advocacy and the Making of the Adversarial Criminal Trial, 1800-1865 (Oxford, 1999)
- Carrigan. D. Owen, Crime and Punishment in Canada: A History (Toronto, McClelland and Stewart , 1991).
- Carswell, M., "Social Controls Among the Native Peoples of the N.W.T. in the Pre-contact Period" (1984) 22 Alberta Law Review, 303.
- Chapman, T.L. and Knafla, L., "Criminal Justice in Canada: A Comparative Study of the Maritimes and Lower Canada 1760-1812" (1983) 21 Osgoode Hall Law Journal, 245.
- Chesney, K., The Victorian Underworld, (Harmondsworth, 1972).
- Clark, S.D., Movements of Social Protest in Canada 1640-1840, (Toronto, 1972).
- Cockburn, J.S. ed., Crime in England 1550-1800, (Princeton, 1977).
- Cockburn, J.S. A History of English Assizes, 1558-1714, (Princeton, 1972).
- Cockburn, J.S. and Green, T.A. eds., Twelve Good Men and True: The Criminal Trial Jury in England 1200-1800 (Princeton, 1988).
- Comack, A. Elizabeth, "We Will Get Some Good Out of This Riot Yet': the Canadian State, Drug Legislation and Class Conflict" in S. Brickey and E. Comack eds., *The Social Basis of Law*, (Toronto, 1986).
- Comack, A. Elizabeth, "The Origins of Canadian Drug Legislation: Labelling Versus Class Analysis" in Fleming ed., *The New Criminologies in Canada: Crime, State and Control*, (Toronto, 1985).
- Cook, Shirley, "Canadian Narcotics Legislation 1908-1923: A Conflict Model Interpretation" (1969) 6 Canadian Review of Sociology and Anthropology, 36.
- Cooper, D.D., The Lesson of the Scaffold: The Public Execution Controversy in Victorian England, (London, 1974).
- Corrigan, P. and Sayer, D., The Great Arch: English State Formation as Cultural Revolution, (Oxford, 1985).
- Craven, Paul, "Law and ideology: The Toronto Police Court, 1850-1880" in D. Flaherty ed., Essays in the History of Canadian Law. Vol. 2, (Toronto, 1983).
- Cross, Michael, "The Laws are Like Cobwebs: Popular Resistance to Authority in Mid-Nineteenth Century British North America" in Waite, Oxner and Barnes, eds., *Law in a Colonial Society*, (Toronto, 1984).
- Cross, Michael, "Stony Monday 1849: The Rebellion Losses Riot in Bytown" (1971) 63 Ontario History, 177.
- Cross, Michael, "The Shiners' War: Social Violence in the Ottawa Valley in the 1830's" (1973) LIV Canadian Historical Review, 1-26.
- Curtis, D., "Kingston Penitentiary: the First Hundred and Fifty Years, 1835-1935", (Ottawa, Correctional Service of Canada, 1985).
- Curtis, T., "Explaining Crime in Early Modern England" (1980) 1 Criminal Justice History, 117-37.
- Donajgrodski, A.P. ed., Social Control in Nineteenth-Century Britain, (London, 1977).

Eckirch, R., Bound for America: The Transportation of British Convicts to the Colonies, 1718-1775, (New York, 1989).

- Edwards, J.LL.J., The Law Officers of the Crown, (London, 1964).
- Edwards, J.LL.J., "The Advent of English (not French) Criminal Law and Procedure in Canada a Close Call in 1774" (1984) 26 Criminal Law Quarterly, 464.
- Eigen, J.P., Witnessing Insanity: Madness and Mad Doctors in the English Court, (Cambridge, 1993).
- Elliott, J.K., "Crime and Punishment in Early Upper Canada" (1931) 27 Ontario History S.P.R.S., 335.
- Emsley, C., Crime and Society in England 1750-1900, (London, 1987). (recommended optional purchase)
- Ericson, Kai T. Wayward Puritans A Study in the Sociology of Deviance, (New York, 1966).
- Evans, R., The Fabrication of Virtue: English Prison Architecture, 1750-1840, (Cambridge, 1982).
- Farmer, Lindsay, "Reconstructing the English Codification Deabate: The Criminal Law Commissioners, 1833-45" (2000) 18 Law and History Review, 397
- Fitzgerald, McLennan and Pawson eds., *Crime and Society: Readings in History and Theory*, (London, 1981). Flanagan, T., *Riel and Rebellion: 1885 Reconsidered*, (Saskatoon, 1983).
- Flanagan, T. and Watson, N., "The Riel Trial Revisited: Criminal Procedure and Law in 1885" (1981) 34 Saskatchewan History, 527-73.
- Foster, H., "The Kamloops Outlaws and Commissions of Assize in Nineteenth-Century British Columbia" in Flaherty ed., *Essays in the History of Canadian Law*, Vol. 2, (Toronto, 1983).
- Foster, H., "Sins Against the Great Spirit: The Law, The Hudson's Bay Company and the MacKenzie River, 1835-39" (1989) 10 Criminal Justice History, 23.

- Foster, H., "Long Distance Justice: The Criminal Jurisdiction of the Canadian Courts West of the Canadas, 1763-1859" (1990) 34 American Journal of Legal History, 1.
- Foucault, M., Discipline and Punish: The Birth of the Prison, (New York, 1977).
- Foucault, M., Power/Knowledge, (Brighton UK, 1986).
- Friedland, Martin, "R.S. Wright's Model Criminal Code: A Forgotten Chapter in the History of Criminal Law (1981) Oxford Journal of Legal Studies.
- Friedman, Lawrence M., Crime and Punishment in American History (New York: Basic Books, 1993).
- Gatrell, U.A.C., Lenman, B., Parker, G., eds., Crime and the Law: The Social History of Crime in Western Europe since 1500, (London, 1980).
- Gavigan, S., "Petit Treason in Eighteen-Century England: Women's Inequality Before the Law" (1989), Canadian Journal Women and the Law.
- Gavigan, S. "The Criminal Sanctions as it Relates to Human Reproduction: The Genesis of the Statutory Prohibition of Abortion" (1984) 5 Journal of Legal History, 20.
- Gibson, J.A., "Political Prisoners, Transportation for Life and Responsible Government in Canada" (1975) LXVII Ontario History, 185.
- Gordon, M.D., "The invention of common law crime: perjury and the Elizabethan courts" 24 American Journal Legal History, 145. Gough, Barry, (1974) "Keeping British Columbia British: the Law & Order Question on a Gold Mining Frontier"
- Huntington Library Quarterly, 269.
- Graff, H.J., "Pauperism, Misery and Vice: Illiteracy and Criminality in the Nineteenth-Century" (1977) 11 Journal of Social History, 245.
- Green, Melvyn, "A History of Canadian Narcotics Control: The Formative Years" (1979) 37 University of Toronto Faculty of Law Review, 42.
- Green, T.A., Verdict According to Conscience: Perspectives on the English Criminal Trial Jury, 1200-1800, (Chicago, 1985).
- Greenwood, F.M. Legacies of Fear: Law and Politics in Quebec in the Era of the French Revolution (Toronto, Osgoode Society, 1993).
- Greenwood, F.M., "Apprehended Insurrection and the Administration of Justice in Canada: A Historians Viewpoint" (1980) Revue d'histoire l'Amerique francaise.
- Greenwood, F.M., "The General Court Martial of 1838-39 in Lower Canada: An Abuse of Justice" in W. Pue & B. Wright eds., Canadian Perspectives on Law and Society: Issues in Legal History, (1988).
- Greenwood, F.M., "The Drafting and Passage of the War Measures Act in 1914: Object Lessons in the Need for Vigilance" in Pue & Wright eds., Canadian Perspectives on Law and Society: Issues in Legal History, (1988).
- Greenwood, F.M. and Boissery, B. Uncertain Justice: Canadian Women and Capital Punishment, 1754-1953 (Toronto: Dundurn, 2000)
- Gressley, B.A., "Lord Selkirk and the Canadian Courts" in Bumstead ed., Canadian History Before Confederation: Essays and Interpretations, (Georgetown, 1979), 278.
- Hamburger, P., Levy, L.W., Rabban, D., "Historical Perspectives on the Free Press. The Development of the Law of Seditious Libel and Control of Press" (1985) 37 *Stanford Law Review*, 661. Hart, H.L.A. *Essays on Bentham: Jurisprudence and Legal Theory* (Oxford, 1982).
- Hart, J., "Reform of the Borough Police, 1835-1856" (1955) 70 *English Historical Review*, 441-427. Hartz, L., "Violence and Legality in Fragment Cultures" (1969) *Canadian Historical Review*, 123.
- Hay D., "The Criminal Prosecution in England and its Historians" (1984) 47 Modern Law Review, 1.
- Hay, D., "Controlling the English Prosecutor" (1983) 21 Osgoode Hall Law Journal, 165. Hay, Douglas, "The Meanings of the Criminal Law in Quebec 1764 to 1774", in Louis Knafla ed., Crime and Justice in Europe and Canada (Waterloo, 1985), 77.
- Hay, D., Linebaugh, P., Thompson, E.P., eds., Albion's Fatal Tree: Crime and Society in Eighteenth-Century England, (New York, 1975).
- Hay, D. and Snider F., Policing and Prosecution in Britain, 1750-1850 (Oxford, 1989).
- Highley, D.D., O.P.P.: The History of the Ontario Provincial Police Force (Toronto: Queen's Printer, 1984).
- Hill, L.M. "The Two Witness Rule in English Treason Trials: Some Comments on the Emergence of Procedural Law" (1968) 12 American Journal of Legal History, 95.
- Hobsbawm, E. and Rude, G., Captain Swing, (London, 1970).
- Holdsworth, Sir William, A History of English Law, 16 vols. (London, 1922-1964).
- Homel, G., "Denison's Law: Criminal Justice and the Police Court in Toronto, 1877-1921" (1981) LXXXIII Ontario History, 171-184.
- Horall, S.W., "Sir John A. MacDonald and the Mounted Police Force for the North West Territories" (1972) 53 Canadian Historical Review, 201-225.
- Horall, S.W., The Royal North West Mounted Police and Labour Unrest in Western Canada, 1919" (1980) 61 Canadian Historical Review, 169-90.

- Hostettler, John, The Politics of Criminal Law: Reform in the Nineteenth Century (Chichester, Black Rose, 1992). Howard, John, The State of the Prisons in England and Wales, (repr. London, 1929).
- Ignatieff, M., A Just Measure of Pain: The Penitentiary in the Industrial Revolution, 1750-1850, (New York, 1978). Ignatieff, M., "State, Civil Society and Total Institutions: A Critique of Recent Social History of Punishment" in

Sugarman ed., Legality, Ideology and the State, (Toronto, 1985).

- Ireland, R.W., (1987) "Theory and Practice Within the Medieval English Prison" 31 American Journal of Legal History, 56.
- Jones, D., Crime, Protest, Community and Police in Nineteenth Century Britain, (London, 1982).
- Jones, Gareth Stedman, Outcast London, (Hammonsworth, 1976)
- Jones, Gareth Stedman, Class Expression v. Social Control (1977) IV History Workshop Journal, 163-171.
- Kenny, Stephen, "Cahoots and Catcalls: An Episode of Popular Resistance in Lower Canada at the Outset of Union" (1984) LXV Canadian Historical Review, 184-208.
- King, Peter, Crime, Justice and Discretion in England, 1740-1820 (Oxford, 2000)
- Knafla, L.A. ed., Crime and Criminal Justice in Europe and Canada, (Waterloo: Wilfred Laurier University Press, 1985).
- Lachance, A., "Women and Crime in Canada in The Early Eighteenth Century, 1712-59" in L. Knafla ed., Crime and Criminal Justice in Europe and Canada, (Waterloo, 1985), 157.
- Lane, Roger, Policing the City: Boston 1822-1855, (Cambridge, Mass., 1967).
- Landau, N., Law, Crime and English Society, 1660-1830, (Cambridge, 2002)
- Langbein, J.H., "The Criminal Trial Before Lawyers" (1978) 45 University of Chicago Law Review, 263-316.
- Langbein, J.H., "Shaping the Eighteenth-Century Criminal Trial: A View from the Ryder Sources" (1983) 50 University of Chicago Law Review, 1-136.
- Langbein, J.H., "Albion's Fatal Flaws" (1983) 98 Past and Present 96-120.
- Langbein, J.H., Torture and the Law of Proof: Europe and England in the Ancien Regime, (Chicago, 1977).
- Lewis, W.D., From Newgate to Dannemora: The Rise of the Penitentiary in New York, 1746-1848, (Ithaca, 1965). Levy, L.W. The Palladium of Justice: The Origins of Trial by Jury (Chicago, 2000)
- Linebaugh, P., "(Marxist) Social History and (Conservative) Legal History: A Reply to Professor Langbein" (1985) 60 New York University Law Review, 242.
- Linebaugh, P., The London Hanged: Crime and Civil Society in the Eighteenth Century, (Cambridge, 1992).
- Loo, T, "Dan Cranmer's Potlatch: Law as Coercion, Symbol and Rhetoric in British Columbia, 1884-1951" (1992) 72 Canadian Historical Review, 125-65.
- Loo, T., Making Law, Order and Authority in British Columbia, 1821-71, (Toronto, 1993).
- May, A., The Bar and the Old Bailey, 1750-1850 (N.Carolina, 2003)
- MacFarlane, A., The Justice and the Mare's Ale: Law and Disorder in Seventeenth-Century England, (London, 1981).
- MacLeod, R.C., "The North-West Mounted Police and Law Enforcement, 1873-1905", (Toronto: University of Toronto Press, 1979).
- MacLeod, R.C., "Canadianizing the West: the NWMP as Agents of the National Policy, 1873-1905" in L.H. Thomas ed., Essays on Western History, (Edmonton, 1976).
- MacLeod, R.C., (1978) "The Shaping of Canadian Criminal Law 1892-1902" Canadian Historical Association Historical Papers, (1978), 64.
- MacLeod, R.C., Lawful Authority: Readings on the History of Criminal Justice in Canada, (Toronto, 1988).
- Marguis, Greg, "A Machine of Oppression Under the Guise of the Law: the Saint John Police Establishment 1860-1890" (1986) XVI Acadiensis, 73.
- Marquis, G. Policing Canada's Century: A History of the Canadian Association of Chiefs of Police (Toronto: Osgoode Society, 1993).
- McConville, A., A History of English Prison Administration 1750-1877, (London, 1981).
- McGowen, R., "The Images of Justice and Reform in the Criminal Law in Early 19th Century England" (1983) 32 Buff Law Review, 89.
- McLaren, J., "Chasing the Social Evil: Moral Fervour and the Evolution of Canada's Prostitution Laws. 1867-1917" (1986) 1 Canadian Journal of Law and Society.
- McMullan, J.L., *The Canting Crew: London's Criminal Underworld, 1550-1700*, (New Jersey, 1984). McNaught, K., "Violence in Canadian History" in Horn, M. and Savourin, R. eds., *Studies in Canadian Social* History, (Toronto, 1974).
- McNaught, Kenneth, "Political Trials and the Canadian Political Tradition" in M.L. Friedland, ed., Courts and Trials: A Multidisciplinary Approach, (Toronto, 1975) 137.
- McNaught, K. and Bercuson, D.S., The Winnipeg General Strike 1919, (Toronto, 1974).
- Melossi, D. and Pavarini, M., The Prison and the Factory: Origins of the Penitentiary System, (London, 1981).
- Mewett, A.W., "The Criminal Law 1867-1967" (1967) 56 Canadian Bar Review, 726.
- Milsom, S.F.C., Historical Foundations of the Common Law, 2nd ed. (London, 1981).
- *Moran, R., Knowing Right from Wrong

- Morton, D., "Cavalry or Police: Keeping the Peace on two Adjacent Frontiers, 1870-1900 (1977) 12 Journal of Canadian Studies, 27-37.
- Morton, D., The Queen v. Louis Riel, (Social History of Canada, Vol. 19) (Toronto, 1974).

Harring, S.L., White Man's Law: Native People in Nineteenth Century Canadian Jurisprudence (Toronto, 1998) Levy, Leonard W., The Palladium of Justice: Origins of Trial by Jury (Chicago, 2001)

Ogilvie M.H., Historical Introduction to Legal Studies, (Toronto, 1982).

- Oliver, P., Terror to Evil-Doers: Prisons and Punishments in Nineteenth Century Ontario (Toronto, 1998)
- Orr, D. Alan, Treason and the State: Law, Politics and Ideology in the English Civil War (Cambridge, 2002)
- Paley, R., "An Imperfect, Inadequate and Wretched System? Policing London Before Peel" (1989) 10 Criminal Justice History, 95.
- Palmer, B., "Discordant Music: Chairivdris and Whitecapping in Nineteenth Century North America" (1978) 3 Labour/Le Travail, 5.
- Palmer, S.H., Police and Protest in England and Ireland, 1780-1880, (Cambridge, 1988).
- Parker, G., "The Legal Regulation of Sexual Activity and the Protection of Females" (1983) 21 Osgoode Hall Law Journal, 187.
- Parker, G., "The Origins of the Canadian Criminal Code" in Flaherty ed., Essays in History of Canadian Law, Vol. 1, (Toronto, 1981), 249.
- Phillips J. and Girard P. eds., Essays in the History of Canadian Law Vol. III: Nova Scotia, (Toronto, 1990).
- Phillips, J., Loo, T. and Lewthwaite, S., eds., Essays in the History of Canadian Law, Vol. 5: Crime and Criminal Justice (Toronto, 1994) (recommended optional purchase)
- Phillips, D., Crime and Authority in Victorian England, (London, 1977).
- Platt, A.M., The Child Savers: The Invention of Delinquency, (Chicago, 1969).
- Pollock, Sir Frederick and Maitland, F.W., The History of English Law, Vol. 2, (Cambridge, 1968).
- Pue, W.W., "Criminal Twilight Zone: Pretrial Procedures in the 1840's" 21 Alberta Law Review, 335.
- Pue and Wright, B. eds., Canadian Perspectives on Law and Society: Issues in Legal History (Ottawa, 1988).
- Pugh, R.B., Imprisonment in Medieval England, (Cambridge, 1968).

Radzinowicz, Sir Leon, *History of English Criminal Law and its Administration From 1750*, 5 Vols., (London, 1948-1968).

- Riddell, W.R., "A Criminal Circuit in Upper Canada a Century Ago" (1920) XL Canadian Law Times, 711.
- Riddell, W.R., "Criminal Law in Upper Canada a Century Ago" (1920) Journal of Criminal Law, 516.
- Riddell, William Renwick, "The Ancaster 'Bloody Assize' of 1814" (1923) XX Ontario History S.P.R.A., 107.
- Riddell, W.R., "Benajah Mallory, Traitor" (1930) XXVI Ontario History S.P.R.A..
- Roberts, B. Whence They Came: Deportation from Canada 1900-1935, (Ottawa, 1988).
- Rogers, N., "Serving Toronto the Good: The Development of the City Policy Force 1834-1884" in Russell V. ed., Forging a Consensus: Historical Essays on Toronto, (Toronto, 1984).
- Romney, P., *Mr. Attorney: The Attorney General for Ontario in Court, Cabinet and Legislature 1791-1899,* (Toronto, 1986).
- Romney, P., "Very Late Loyalist Fantasies: Nostalgic Tory History and the Rules of Law in Upper Canada" in Pue and Wright eds., *Canadian Perspectives on Law and Society: Issues in Legal History*, (1988).
- Romney, Paul, "From Constitutionalism to Legalism: Trial by Jury, Responsible Government, and the Rule of Law in the Upper Canada" (1989) 7 Law and History Review, 121.
- Rothman, D.J., The Discovery of the Asylum, (Boston, 1971).
- Rudé, G., The Crowd in History: A Study of Popular Disturbances in France and England, 1930-1948, (New York: 1964).
- Rudé, G., Protest and Punishment: The Story of the Social and Political Protestors Transported to Australia, 1788-1868, (Exford, 1978).
- Schuh, C., "Justice on the Northern Frontier: Early Murder Trials of native accused" (1979) 22 Criminal Law Quarterly 74.
- Senior, H. Constabulary: The Rise of Police Institutions in Britain, the Commonwealth and the United States (Toronto, 1995).
- Shapiro, A.H. "Political Theory and the Growth of Defensive Safeguards in Criminal Procedure: The Origins of the Treason Trials Act, 1696" (1993) 11 Law and History Review, 215
- Sharpe, J.A., "The History of Crime in Late Medieval and Early Modern England: A Review of the Field" (1982) 7 Social History 187-203.
- Sharpe, J.A., Crime in Seventeenth-Century England: A Country Study, (Cambridge, 1983).
- Shaw, A.G.L., Convicts and the Colonies, (London, 1971).
- Smandych, R., "Marxism and the Creation of Law: Re-Examining the Origins of Canadian Anti-Combines Legislation 1890-1910" in Fleming ed., *The New Criminologies in Canada: State, Crime and Control*, (Toronto, 1985).
- Smandych, R., "Beware of the Evil American Monster: Upper Canadian Views on the Need for a Penitentiary, (1991) *Canadian Journal of Criminology*, 126.

- Smandych, R., "Tory Paternalism and the Politics of Penal Reform in Upper Canada, 1830-34: A Neo-revisionist Account of the Kingston Penitentiary" (1991) 10 Criminal Justice History, 57
- Smith, A.E., Colonists in Bondage: White Servitude and Convict Labour in America, 1607-1776, (Gloucester, Mass., 1965).
- Smith, A.E., "The Transportation of Convicts to the American Colonies in the Seventeenth Century" (1933-34) 39 American Historical Review.
- Smith, K.J.M., Lawyers, Legislators and Theorists: Developments in English Criminal Jurisprudence, 1800-1957 (Oxford, 1998)
- Solomon, R. & Green, M., "The First Century: The History of Non medical Opiate Use and Control Policies in Canada 1870-1970" 20 University of Western Ontario Law Review, 307.
- Sprague, D.N., "Government Lawlessness in the Administration of Manitoba Land Claims 1870-1887" 10 Manitoba Law Journal, 415.
- Stenning, P.C., Appearing for the Crown: A Legal and Historical Review of Criminal Prosecutorial Authority in Canada, (Cowansville, 1986).
- Stephen, Sir James Fitzjames, History of the Criminal Law of England, 3 Vols., London, 1883.
- Stone, L., "Interpersonal Violence in Énglish Society, 1800-1980" (1983) 101 *Past and Present.* Stone, T., "The Mounties as Vigilantes: Perceptions of Community and Transformation of Law in the Yukon: 1885-1897 (1979) 14 Law and Society Review, 83-14.
- Storch, R.O., "The Plague of Blue Locusts: Police Reform and Popular Resistance in Northern England, 1840-1857" (1975) XX International Review of Social History, 61-90.
- Strange, C., "The Criminal and Fallen of Their Sex: the Establishment of Canada's First Women's Prison 1874-1901" (1985) 1 Canadian Journal Women and the Law, 79.
- Strange, C., ed., Qualities of Mercy: Justice, Punishment and Discretion (Vancouver, 1996)
- Strange, C., and Loo, T. Making Good: Law and Moral Regulation in Canada, 1867-1939 (Toronto, 1997).
- Taylor, C.J., "The Kingston, Ontario Penitentiary and Moral Architecture" in R. Macleod ed., Lawful Authority, (Toronto, 1988).
- Thompson, E.P., Whigs and Hunters: The Origin of the Black Act, (London, 1975).
- Thompson, E.P. "The Moral Economy of the English Crowd" (1971) 50 Past and Present, 76-136.
- Tobias, J.J., Crime and Industrial Society in the 19th Century, (London, 1972).
- Tucker, E., "That Indefinite Area of Toleration: Criminal Conspiracy and Trade Unions in Ontario" (1990) 27 Labour/Le Travail. 15.
- Valverde, M., The Age of Light, Soap and Water: Moral Reform in English Canada, 1885-1925, (Toronto, 1991). Walden, Keith, Visions of Order: The Mounties in Symbol and Myth. (Toronto, 1982).
- Walker, N., Crime and Insanity in England, (London, 1987).
- Watson, N.B. and Thorner, T., "Keepers of the King's Peace: Colonel G.F. Sanders and the Calgary Police Magistrate's Court" (1984) XII Urban History Review, 45-55.
- Weaver, John C, Crimes, Constables and Courts: Order and Transgression in a Canadian City, 1816-1970 (Montreal, 1995) .
- Webb, B. and Webb, S., English Prisons Under Local Government, (London, 1922).
- Whiting, J.R.S., Prison Reform in Gloucestershire, 1775-1820, (London, 1975).
- Whittingham, M.D., "Crime, Punishment, Correction and the Rise of the Institutional State in England and Upper Canada" 19 Gazette, 201.
- Williams, D.R., (1986) "The administration of criminal and civil justice in the mining camps and frontier communities of British Columbia in Knafla ed., Law and Justice in a New Land: Essays in Western Canadian Legal History, (Calgary, 1986).
- Wright, Barry, "Towards New Canadian Legal History" (1984) 22 Osgoode Hall Law Journal, 349.
- Wright, Barry and Pue, Wesley eds., Canadian Perspectives on Law and Society: Issues in Legal History (Ottawa: Carleton University Press, 1988).
- Wright, Barry, "The Ideological Dimensions of Law in Upper Canada: The Treason Proceedings of 1838" (1989) 10 Criminal Justice History: An International Annual, 131.
- Wright, Barry, "Sedition in Upper Canada: Contested Legality" (1992) 29 Labour/Le Travail, 7.
- Wright, Barry, "Migration, Radicalism and State Security: Legislative Initiatives in the Canadas and the United States c.1794-1804" (2002) 16 Studies in American Political Development, 48
- Wright, Barry and Greenwood, F. Murray, eds., Canadian State Trials Vol.1: Law, Politics and Security Measures, 1608-1837 (Toronto, 1996).
- Wright, Barry and Greenwood, F. Murray, eds., Canadian State Trials Vol.2: Rebellion and Invasion in the Canadas, 1837-39 (Toronto, 2002)