

Legal citation using a »[McGill](#)-like« lawcitestyle

13-Nov-2021

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1 Quick Overview

CASE

Citation

Bibentry fields

`\lawcite[23]{collins}` \mapsto

“and if the manner in which the search was carried out is reasonable”^a

^a*R v Collins*, 1987 CanLII 84 at para 23, [1987] 1 SCR 265, <SCC site>.

```
@case{collins,
casenumber = {84},
caseyear = {1987},
courtname = {CanLII},
linkname = {SCC site},
mncurl = {https://can-
lii.ca/t/1ftnd},
pagination = {atparagraph},
partya = {R},
partyb = {Collins},
reportpage = {265},
reportseries = {SCR},
reportvolume = {1},
reportyear = {1987},
url = {https://decisions.scc-
csc.ca/scc-csc/scc-
csc/en/item/201/index.do},
volyearneeded = {true},
}
```

Citation

Bibentry fields

`\ljcite[276]{kleefeld}` \mapsto

“typography matters”

– John C Kleefeld, “Book Review - OSCOLA, the Oxford Standard for Citation of Legal Authorities”, (2013) 13 Dalhousie Law Journal 269, p. 276
<2013 CanLIIDocs 760>

```
@ljarticle{kleefeld,  
  journaltitle = {Dalhousie Law  
  Journal},  
  mncname = {CanLIIDocs},  
  mncnumber = {760},  
  mncyear = {2013},  
  pages = {269},  
  shortname = {Kleefeld},  
  title = {Book Review - OSCOLA,  
  the Oxford Standard for Cita-  
  tion of Legal Authorities},  
  url = {https://can-  
  lii.ca/t/t0zv},  
  volume = {13},  
  year = {2013},  
}
```

Citation

Bibentry fields

```
\lawcite[\lcsec{16(1)}}{maanulth}
```

↳

“Judicial notice shall be taken of Maanulth Laws.”

– *Maanulth First Nations Final Agreement Act*, SC 2009, c 18, s 16(1) <CanLII>

```
@statute{maanulth,  
chapter = {18},  
citeref = {canleg},  
linkname = {CanLII},  
svjy = {SC 2009},  
title = {Maanulth First Na-  
tions Final Agreement Act},  
url = {https://can-  
lii.ca/t/l292},  
}
```

[Ex-1] – Canadian style:

McGill ↦

‘...Chief Justice Lamer’s observations in *Residential Tenancies Act (1996)* where he invoked Lord Sankey’s famous admonition in the 1929 “Persons” case (*Edwards v Attorney-General for Canada*, 1929 CanLII 438 (UK JCPC), [1930] AC 134 (PC)) that the Constitution is a “living tree” to be interpreted flexibly...’^a

^aFrom *Reference re Code of Civil Procedure (Que.)*, art. 35, 2021 SCC 27 at para 303 <CanLII>.

produced by:

`\mkbibquote{\ldots Chief Justice Lamer’s observations
in \lcshorttitle{rta1996} where he invoked Lord Sankey’s
famous admonition in the \lcyear{edwardsa} \lcnickname{ed-
wardsa} case \lcinlineparens{edwardsa} that the Consti-
tution is a \mkbibquote{living tree} to be interpreted flex-
ibly\ldots}\lawcite[From][303]{ccpref}`

```
@case{edwardsa,  
casenickname = {Persons},  
casenumber = {438 (UK JCPC)},  
caseshortname = {Edwards},  
caseyear = {1929},  
courtname = {CanLII},  
mncurl = {https://www.canlii.org/en/ca/ukjcpc/doc/1929/1929can-  
lii438/1929canlii438.html},  
note = {PC},  
partya = {Edwards},  
partyb = {Attorney-General for Canada},  
reportpage = {134},  
reportseries = {AC},  
reportyear = {1930},  
}
```

Note:

- the two nested mkbibquotes:
 - an explicit mkbibquote, for the direct quote
 - an implicit one, inside `\lcnickname`
- the case number field contains a note as well
 - `casenumber = {438 (UK JCPC)} ,`
- the “PC” in the note field, and “134” in the reportpage field
 - `reportpage = {134 (PC)} ,` is also possible
- and that `\lcinlineparens` ignores nesting of brackets for any note, to get `(...(note))` instead of a nested `(...[note])`.

[Ex-2] – lawcite style: fieldset 1
`\lawcite{cole}` \mapsto
Text^a

^a*R v Cole*, 2012 SCC 53, [2013] 3 SCR 34, <CanLII>.

[Ex-3] – ibid: fieldset 2
`\lawcite{cole}` \mapsto
Text^a

^a*Cole*, *supra* note *a*.

[Ex-4] – lawcite style, citeref canleg: fieldset 3
`\lawcite{tcca}` \mapsto
Tax Court of Canada Act, RSC 1985, c T-2

[Ex-5] – lawcite style, citeref canreg: fieldset 4
`\lawcite{fisc}` \mapsto
Fabricated Industrial Steel Components Anti-dumping and Countervailing Duty Remission Order, SOR/2019-297

[Ex-6] – lawcite style, citeref nsreg: fieldset 5
`\lawcite{dfns}` \mapsto
Dairy Farmers of Nova Scotia By-laws, NS Reg 366/2007

[Ex-7] – lawcite style, citeref sorreg: fieldset 6
`\lawcite{bears}` \mapsto
Polar Bear Pass Withdrawal Order, SOR/84-409

[FS-1] Fields for example 2: **cole** –

```
@case{cole,  
casenumber = {53},  
caseshortname = {Cole},  
caseyear = {2012},  
courtname = {SCC},  
linkname = {CanLII},  
mncurl = {https://decisions.scc-csc.ca/scc-csc/scc-csc/en/item/12615/i  
dex.do},  
pagination = {atparagraph},  
partya = {R},  
partyb = {Cole},  
reportpage = {34},  
reportseries = {SCR},  
reportvolume = {3},  
reportyear = {2013},  
url = {https://canlii.ca/t/ft969},  
volyearneeded = {true},  
}
```


[FS-2] Fields for example 2: **cole** –

```
@case{cole,  
  casenumber = {53},  
  caseshortname = {Cole},  
  caseyear = {2012},  
  courtname = {SCC},  
  linkname = {CanLII},  
  mncurl = {https://decisions.scc-csc.ca/scc-csc/scc-csc/en/item/12615/i  
dex.do},  
  pagination = {atparagraph},  
  partya = {R},  
  partyb = {Cole},  
  reportpage = {34},  
  reportseries = {SCR},  
  reportvolume = {3},  
  reportyear = {2013},  
  url = {https://canlii.ca/t/ft969},  
  volyearneeded = {true},  
}
```

[FS-3] Fields for example 4: **tcca** –

```
@statute{tcca,  
chapter = {T-2},  
citeref = {canleg},  
svjy = {RSC 1985},  
title = {Tax Court of Canada Act},  
}
```

[FS-4] Fields for example 5: **fisc** –

```
@statute{fisc,  
citeref = {sorreg},  
regnum = {297},  
title = {Fabricated Industrial Steel Components Anti-dumping  
and Countervailing Duty Remission Order},  
year = {2019},  
}
```

[FS-5] Fields for example 6: **dfns** –

```
@statute{dfns,  
  citeref = {nsreg},  
  regnum = {366},  
  title = {Dairy Farmers of Nova Scotia By-laws},  
  year = {2007},  
}
```

The collision took place in the River Thames, a little below Millwall Pier, at about 3.45 A.M., on the 5th of September, 1868. It was a fine moonlight morning, and the tide was about high water, and slack. The *Velocity*, a Steam-vessel of 179 tons, was going down the River on her way to Calais. The *Carbon*, a Screw-steamer of 399 tons, was proceeding up River to London with a cargo of coals. The *Velocity*

Figure 1: The *Velocity*, (1869) 6 Moo PC NS 263, 16 ER 725.

[FS-6] Fields for example 7: **bears** –

```
@statute{bears,
citeref = {sorreg},
regnum = {409},
title = {Polar Bear Pass Withdrawal Order},
year = {84},
}
```

2 Citation Commands

[1] This section describes the citation commands available for use with the @case and @statute bibentry types.

2.1 General

[2] The general, all-purpose, citation command is `\lawcite`.

[3] Initial citation: `\lawcite{hmb}`

Text¹

[4] Subsequent citation: `\lawcite{hmb}`

Text²

¹*H.M.B. Holdings Ltd. V Antigua and Barbuda*, 2021 SCC 44 <CanLII>.

²*H.M.B. Holdings Ltd. Supra* note 1.

[5] If party's name ends with a dot (.), use \@ to tell biblatex that it is an abbreviation dot, otherwise the following party separator will be taken as the first letter of a new sentence and set to upper case. With \@, \lawcite{hmb2}:

Text³

```
@case{hmb2,  
...  
party = {H.M.B. Holdings Ltd.},  
...  
}
```

[6] Post-note: \lawcite[18]{hmb2}:

“the governing case ...calls for a liberal approach to the recognition and enforcement of foreign judgments”⁴

[7] Pre-note: \lawcite[See][{}]{wilson}:

Text⁵

[8] Pre-note and post-note: \lawcite[However, cf. “In my view, the purchase of articles in Idaho from a seller located there and their removal to Alberta for resale does not constitute carrying on business in Idaho.” –][13]{wilson}:

Text⁶

[9] Subsequent history of a case: build the history by hand:

Text\footnote{\lccinline{acme}, rev'd \lawciteref{acme}.

³*H.M.B. Holdings Ltd. v Antigua and Barbuda*, 2021 SCC 44 <CanLII>.

⁴*H.M.B. Holdings Ltd.*, *supra* note 3 at para 18.

⁵See *Wilson v Hull* (1995), 1995 ABCA 374 (CanLII), 128 DLR (4th) 403 (Alta, CA).

⁶However, cf. “In my view, the purchase of articles in Idaho from a seller located there and their removal to Alberta for resale does not constitute carrying on business in Idaho.” – *Wilson*, *supra* note 5 at para 13 (Alta, CA).

Text⁷

[10] Parallel reports: items are separated by *and*

“The result of the clause is that the effect of the original judgment depends upon the rules on recognition of foreign judgments in force in this Province. I refer to *Re Aero Trades Western Ltd and Ben Hochum & Son Ltd* (1974), 51 DLR (3rd) 617, [1975] 4 WWR 412.”⁸

```
@case{tdi,  
...  
parallel = {[1994] 9 WWR 153 and 70 WAC 302 and 95 Man  
R (2d) 302 and 28 CPC (3d) 232 and [1994] MJ No 448  
(QL) and 50 ACWS (3d) 206},  
...  
}
```

“In *Morguard Investments Ltd v Be Savoye* (1990), 1990 CanLII 29 (SCC), [1990] 3 SCR 1077, 76 DLR (4th) 256, 46 CPC (2d) 1, the Supreme Court of Canada broadened the criteria for the recognition and enforcement of foreign judgments. La Forest J., writing for the court, reviewed the nineteenth-century English rules governing the recognition of foreign judgments. He discussed the concept of Canada as a single nation, the need to encourage the flow of trade and commerce between the provinces, and the reasons why the existing rules, as they were adopted in Canadian jurisprudence, require broadening for this country. He concluded that the “real and substantial connection” test for the recognition of foreign judgments should govern in Canada. That is, if the events, the parties or the circumstances giving rise

⁷*Acme Video Inc v Hedges and Retail Technologies (Video) Inc* (1992), 1992 CanLII 7653 (ON SC), 10 OR (3rd) 503, rev’d 1993 CanLII 8553 (ON CA), 12 OR (3rd) 16.

⁸*Moore v Mercator Enterprises Ltd* (1978), 1978 CanLII 2139 (NS SC) p. 600, 90 DLR (3rd) 590, 31 NSR (2d) 327, 7 CPC 150 (NSTD).

to the conflict have a real and substantial connection to the jurisdiction from which a judgment emanates, that judgment should be recognized for enforcement purposes.”⁹

[11] Using a different party separator (c for “contre”):

```
@case{calego,  
...  
partysep = {c},  
...  
}
```

“À cela s’ajoute le fait que, si le contrat de travail impose à un salarié certaines restrictions à sa liberté d’expression[25], il n’y a pas de raison pour que des restrictions du même ordre ne visent pas également l’employeur.”¹⁰

[12] Citing from a different jurisdiction (US), by changing the citation style mid-document:

Il y a plus d’un siècle, dans *McAuliffe v. Mayor and Board of Aldermen of New Bedford*, 29 NE 517 (1892), le juge Holmes écrivait, p. 517-8 : « There are few employments for hire in which the servant does not agree to suspend his constitutional right of free speech, as well as of idleness, by the implied terms of his contract. »¹¹

←
Indigo

[13] To change the citation style mid-document, use one of the following switches:

- `\lcsetstyleaglc` for AGLC style (a footnote style)

⁹*TDI Hospitality Management Consultants Inc v Browne*, 1994 CanLII 10958 (MB CA) at para 3, 117 DLR (4th) 289, [1994] 9 WWR 153, 70 WAC 302, 95 Man R (2d) 302, 28 CPC (3d) 232, [1994] MJ No 448 (QL), 50 ACWS (3d) 206 (Man CA).

¹⁰*Calego International inc c Commission des droits de la personne et des droits de la jeunesse*, 2013 QCCA 924 at para 115, [2013] RJDT 517.

¹¹*Calego International inc*, *supra* note 10 note 25.

- Text¹²
- `\lcsetstylemlr` for MLR style (casename inline, caseref in footnote)
 - Text *Donoghue v. Stevenson*¹³
- `\lcsetstylemcgill` for McGill style (a footnote style)
 - Text¹⁴
- `\lcsetstyleindigo` for Indigo style (an inline style)
 - Text *McAuliffe v. Mayor and Board of Aldermen of New Bedford*, 29 NE 517 (1892)

[14] To explicitly override the currently active citation style:

- use `\lcinline` for an inline citation
 - Text *Donoghue v Stevenson*, [1932] AC 562 (HL)
- use `\lcinlineparens` for a parenthetical inline citation
 - Text (*Donoghue v Stevenson*, [1932] AC 562 (HL))
 - * Alternatively, do `(\lcinline{..})`
- use `\lcfoot` for a footnote citation
 - Text¹⁵
 - * Alternatively, do `\footnote{\lcinline{..}..}`
- use `\lawcitehf` for an MLR-style citation
 - Text *Donoghue v Stevenson*¹⁶

¹²*Donoghue v Stevenson* [1932] AC 562 (HL).

¹³[1932] AC 562 (HL).

¹⁴*Donoghue v Stevenson*, [1932] AC 562 (HL).

¹⁵*Donoghue v Stevenson*, [1932] AC 562.

¹⁶[1932] AC 562 (HL).

[15] Components of a citation can be retrieved individually for use as standalone items. For a given citation “*Donoghue v Stevenson* [1932] AC 562, p. 563 (HL)”:

- `\lawcitetitle` for the casename
 - *Donoghue v Stevenson*
- `\lawciteref` for the caseref
 - [1932] AC 562
- `\lcerefnn` for the caseref without the note
 - [1932] AC 562
- `\lcnote` for the note
 - (HL)
- `\lcshorttitle` for the short title (shipname, caseshortname, partya)
 - *Donoghue*
- `\lccasesn` for the case shortname (shipname, partya)
 - *Donoghue*
- `\lcyear` for the decision year
 - 1932
- `\lcnickname` for the case nickname
 - ‘snail in the bottle’
- `\lcpostnote` for the postnote
 - p. 563
- `\lcciteref` for the citeref (for statutes)
 -

[16] The bibentry `caseshortname` field is intended as the adhoc, user-assigned, shorthand for a case, e.g., *TDI Hospitality Management Consultants Inc v Browne* could be shortened to *TDI*; while the `case-nickname` field is the shorthand as known generally among the profession, e.g., *Edwards v Attorney-General for Canada* is known as the ‘Persons’ case.

[17] One citation (inline) with multiple cases can be done with `\lcinline{clarke,tulk,cbc,vdn}`:

Text *Clarke Institute of Psychiatry v Ontario Nurses’ Assn (Adusei Grievance)* (2001), 95 LAC (4th) 154, *Tulk v Moxhay*, [1848] 1 H & Tw 105, *Alliance of Canadian Cinema Television and Radio Artists v Canadian Broadcasting Corporation* (1990), 91 CLLC 16, *VDN Cable Inc, on behalf of a corporation to be incorporated, Toronto, Ontario* (January 2005), 2005-1, online: CRTC <www.crtc.gc.ca> [perma.cc/LF5P-5MM3]

The parenthetical and footnote versions can be done the usual way (with `(...)`, and `\footnote{...}`).

[18] One citation with multiple cases, each case with its own prenote and postnote, and a overall prenote and postnote for the whole citation group, can be done with `\lawcitesinline`.

This code:

```
\togglefalse {pinpointaftermnc}
\lawcitesinline (Overall prenote:) (overall postnote) [654-
55] {wismer} [128-29] {mulroney} [189] {toucheross} [394]
{roglass}.
\toggletrue {pinpointaftermnc}
```

produces:

Overall prenote: *Re Wismer and Javelin International Ltd* (1982), 1982 CanLII 3132 (ON SC), 136 DLR (3rd) 647 pp. 654–55 (Ont HC), *Re Mulroney and Coates* (1986), 1986 CanLII 2613 (ON SC), 27 DLR (4th) 118 pp. 128–29 (Ont HC), *Touche Ross Ltd v Sorrel Resources Ltd* (1987), 1987 CanLII 2693 (BC SC), 11 BCLR (2nd) 184 p. 189 (SC), *Roglass Consultants Inc v Kennedy, Lock* (1984), 1984 CanLII 421 (BC CA), 65 BCLR 393 p. 394 (CA) overall postnote.

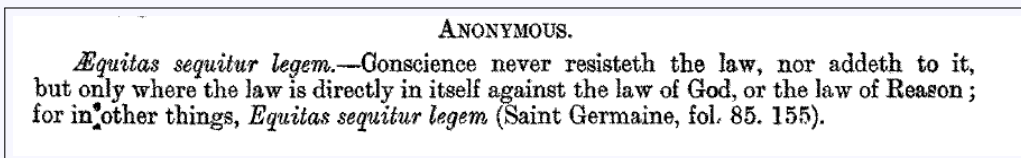


Figure 2: *Anonymous* (1492), Cary 11, 21 ER 6 (B).

In this case, none of the citations have real MNCs, so `pinpointaftermnc` is toggled to false, so that the pinpoints appear after the law report reference and not after the CanLII “MNC”.

[19] The corresponding footnote version uses `\lawcitesfoot`:

Text¹⁷

[20] With nominate reports and their reprints in the English Reports, set up three bibentries and the `\lcinlinerr` command. One bibentry has the casename and will be the ‘parent’ entry (and use the `skipbib` option:

```
@case{salter,  
  decisionyear = {1724},  
  options = {skipbib=true},  
  partya = {Salter and Bellamy},  
}
```

The two child entries will `crossref` back to the parent and inherit its fields, and one of the child entries will use the `skipbib` option:

¹⁷Overall prenote: *Re Wismer and Javelin International Ltd* (1982), 1982 CanLII 3132 (ON SC), 136 DLR (3rd) 647 pp. 654–55; *Re Mulroney and Coates* (1986), 1986 CanLII 2613 (ON SC), 27 DLR (4th) 118 pp. 128–29; *Touche Ross Ltd v Sorrel Resources Ltd* (1987), 1987 CanLII 2693 (BC SC), 11 BCLR (2nd) 184 p. 189; *Roglass Consultants Inc v Kennedy, Lock* (1984), 1984 CanLII 421 (BC CA), 65 BCLR 393 p. 394 overall postnote.

```
@case{salternr,
decisionyear = {1724},
options = {skipbib=true},
partya = {Salter and Bellamy},
reportpage = {5},
reportseries = {Comb},
crossref = {salter},
}
```

and

```
@case{salterer,
decisionyear = {1724},
note = {B},
partya = {Salter and Bellamy},
reportpage = {309},
reportseries = {ER},
reportvolume = {90},
crossref = {salter},
}
```

give:

‘the corporation dieth not’ – *Salter and Bellamy* (1724),
Comb 5, 90 ER 309 (B)

[21] Alternatively, when pinpoints are needed, and using two bibentries and components of their citations, the casename and caseref from one bibentry may be used, followed by the caseref of the other, with one of the entries having the `skipbib=true` option, with

```
@case{ashnr,  
decisionyear = {1724},  
options = {skipbib=true},  
partya = {Ann Ash},  
partyb = {Lady Ash},  
reportpage = {357},  
reportseries = {Comb},  
}
```

and

```
@case{asher,  
decisionyear = {1724},  
note = {B},  
partya = {Ann Ash},  
partyb = {Lady Ash},  
reportpage = {526},  
reportseries = {ER},  
reportvolume = {90},  
}
```

giving:

Ann Ash v Lady Ash (1724), Comb 357 p. 358, 90 ER 526
p. 526.

Bibliography

Legislation

Dairy Farmers of Nova Scotia By-laws, NS Reg 366/2007.
Fabricated Industrial Steel Components Anti-dumping and Countervailing Duty Remission Order, SOR/2019-297.
Maanulth First Nations Final Agreement Act, SC 2009, c 18.
Polar Bear Pass Withdrawal Order, SOR/84-409.
Tax Court of Canada Act, RSC 1985, c T-2.

Jurisprudence

Acme Video Inc v Hedges and Retail Technologies (Video) Inc (1992), [1992 CanLII 7653 \(ON SC\)](#), 10 OR (3rd) 503.
Acme Video Inc v Hedges and Retail Technologies (Video) Inc, [1993 CanLII 8553 \(ON CA\)](#), 12 OR (3rd) 16.
Alliance of Canadian Cinema Television and Radio Artists v Canadian Broadcasting Corporation (1990), 91 CLLC 16.
Ann Ash v Lady Ash (1724), 90 ER 526.
Anonymous (1492), 21 ER 6.
Calego International inc c Commission des droits de la personne et des droits de la jeunesse, [2013 QCCA 924](#), [2013] RJDT 517.
Clarke Institute of Psychiatry v Ontario Nurses' Assn (Adusei Grievance) (2001), 95 LAC (4th) 154.
Donoghue v Stevenson, [1932] AC 562.
Edwards v Attorney-General for Canada, [1929 CanLII 438 \(UK JCPC\)](#), [1930] AC 134.
H.M.B. Holdings Ltd. V Antigua and Barbuda, 2021 SCC 44.
H.M.B. Holdings Ltd. v Antigua and Barbuda, 2021 SCC 44.
McAuliffe v Mayor and Board of Aldermen of New Bedford, 29 NE 517.
Moore v Mercator Enterprises Ltd (1978), [1978 CanLII 2139 \(NS SC\)](#), 90 DLR (3rd) 590, 31 NSR (2d) 327, 7 CPC 150.

Morguard Investments Ltd v Be Savoye (1990), 1990 CanLII 29 (SCC), [1990] 3 SCR 1077, 76 DLR (4th) 256, 46 CPC (2d) 1.
R v Cole, 2012 SCC 53, [2013] 3 SCR 34.
R v Collins, 1987 CanLII 84, [1987] 1 SCR 265.
Re Aero Trades Western Ltd and Ben Hochum & Son Ltd (1974), 51 DLR (3rd) 617, [1975] 4 WWR 412.
Re Mulroney and Coates (1986), 1986 CanLII 2613 (ON SC), 27 DLR (4th) 118.
Re Wismer and Javelin International Ltd (1982), 1982 CanLII 3132 (ON SC), 136 DLR (3rd) 647.
Reference re Amendments to the Residential Tenancies Act (N.S.) 1996 CanLII 259, [1996] 1 SCR 186.
Reference re Code of Civil Procedure (Que.), art. 35, 2021 SCC 27.
Roglass Consultants Inc v Kennedy, Lock (1984), 1984 CanLII 421 (BC CA), 65 BCLR 393.
Salter and Bellamy (1724), 90 ER 309.
The Velocity, 16 ER 725.
TDI Hospitality Management Consultants Inc v Browne, 1994 CanLII 10958 (MB CA), 117 DLR (4th) 289, [1994] 9 WWR 153, 70 WAC 302, 95 Man R (2d) 302, 28 CPC (3d) 232, [1994] MJ No 448 (QL), 50 ACWS (3d) 206.
Touche Ross Ltd v Sorrel Resources Ltd (1987), 1987 CanLII 2693 (BC SC), 11 BCLR (2nd) 184.
Tulk v Moxhay, [1848] 1 H & Tw 105.
VDN Cable Inc, on behalf of a corporation to be incorporated, Toronto, Ontario (January 2005), 2005-1, online: CRTC <www.crtc.gc.ca> [perma.cc/LF5P-5MM3].
Wilson v Hull (1995), 1995 ABCA 374 (CanLII), 128 DLR (4th) 403.

Secondary Materials: Articles

Kleefeld, John C. "Book Review - OSCOLA, the Oxford Standard for Citation of Legal Authorities", (2013) 13 Dalhousie Law Journal 269.