

# McGill Legal Citation Usage Guide

for  
the `lawcite` BIBLATEX style

## **Abstract**

This is the instruction manual for using the (`lawcite`) BIBLATEX format to produce McGill-style legal citations.

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# **1 Getting Ready**

## **1.1 What you will need**

## **1.2 Installing the files**

## **1.3 The Workflow**

# **2 How **lawcite** works**

## **2.1 The Data**

## **2.2 The Data Model**

## **2.3 The Option Settings**

## **2.4 Changing Settings**

## **2.5 Bibentries**

## **2.6 Citations**

## **2.7 Bibliographies**

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## Table of Regulations

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## 3 Cases

### 3.1 Bibentries

Medium Neutral Citation:

*R v Cole*, 2012 SCC 53

```
@case{cole,  
  partya = {R},  
  partyb = {Cole},  
  caseyear = {2012},  
  courtname = {SCC},  
  casenumber = {53},  
}
```

Printed report, by year: \lcinline{hopp}

*Hopp v Lepp*, [1980] 2 SCR 192

```
@case{hopp,  
  partya = {Hopp},  
  partyb = {Lepp},  
  reportyear = {1980},  
  volyearneeded = {true},  
  reportvolume = {2},  
  reportseries = {SCR},  
  reportpage = {192},  
}
```

Printed report, by volume: \lcinline{fucella}

*Fucella v Ricker* (1982), 35 OR (2d) 423. (H Ct J)

```
@case{fucella,  
  partya = {Fucella},  
  partyb = {Ricker},  
  decisionyear = {1982},  
  reportvolume = {35},  
  reportseries = {OR (2d)},  
  reportpage = {423},  
  note = {H Ct J},  
}
```

Printed report, by year, decided and published in different years:  
`\lcinline{swissair}`

*Swiss Bank Corp v Air Canada* (1987), [1988] 1 FC 71

```
@case{swissair,  
partyb = {Swiss Bank Corp},  
partyb = {Air Canada},  
decisionyear = {1987},  
reportyear = {1988},  
volyearneeded = {true},  
reportvolume = {1},  
reportseries = {FC},  
reportpage = {71},  
}
```



Parallel reports: [\lawcitesinlinerr](#){grahamwwr,grahamdlr}

*Graham v R*, [1978] 6 WWR 48, 90 DLR (3d) 223. (Sask QB)

```
@case{graham,  
  partya = {Graham},  
  partyb = {R},  
  options = {skipbib=true},  
}  
@case{grahamwwr,  
  reportyear = {1978},  
  volyearneeded = {true},  
  reportvolume = {6},  
  reportseries = {WWR},  
  reportpage = {48},  
  options = {skipbib=true},  
  crossref = {graham},  
}  
@case{grahamdlr,  
  reportvolume = {90},  
  reportseries = {DLR (3d)},  
  reportpage = {223},  
  crossref = {graham},  
  note = {Sask QB},  
}
```

## 3.2 Citations

NOTE: Pinpoints are illustrative only.

Available commands:

Ex 1

key

`\lawcite{key}`

footer, single key

`\lawcite{cole}`  
Text<sup>1</sup>

Ex 2

key *postnote*

`\lawcite[postnote]{key}`

footer, single key, single cite

`\lawcite[\nopp at 67]{cole}`  
Text<sup>2</sup>

Ex 3

*prenote* key

`\lawcite[prenote][]{key}`

footer, single key

`\lawcite[See also][]{cole}`  
Text<sup>3</sup>

Ex 4

*prenote* key *postnote*

`\lawcite[prenote][postnote]{key}`

footer, single key, single cite

`\lawcite[See also][\nopp at 67]{cole}`  
Text<sup>4</sup>

---

<sup>1</sup>*R v Cole*, 2012 SCC 53.

<sup>2</sup>*R v Cole*, 2012 SCC 53 at 67.

<sup>3</sup>See also *R v Cole*, 2012 SCC 53.

<sup>4</sup>See also *R v Cole*, 2012 SCC 53 at 67.

key1 key2 ...

Ex 5

`\lawcitesfoot{key1,key2}`

footer, multi key

`\lawcitesfoot{cole,mcleanbclr}`

Text<sup>5</sup>

key1,key2 *postnote*

Ex 6

`\lawcitesfoot[postnote]{key1,key2}`

footer, multi key, single cite

`\lawcitesfoot[\addcomma\addspace both on point]{cole,mcleanbclr}`

Text<sup>6</sup>

*prenote* key1,key2

Ex 7

`\lawcitesfoot[prenote][]{key1,key2}`

footer, multi key

`\lawcitesfoot[See also][]{cole,mcleanbclr}`

Text<sup>7</sup>

*prenote* key1,key2 *postnote*

Ex 8

`\lawcitesfoot[prenote][postnote]{key1,key2}`

footer, multi key, single cite

`\lawcitesfoot[See also][\addcomma\addspace both on point]{cole,mcleanbclr}`

Text<sup>8</sup>

---

<sup>5</sup>*R v Cole*, 2012 SCC 53; *McLean v Pilon* (1978), 7 BCLR 99.

<sup>6</sup>*R v Cole*, 2012 SCC 53; *McLean v Pilon* (1978), 7 BCLR 99, both on point.

<sup>7</sup>See also *R v Cole*, 2012 SCC 53; *McLean v Pilon* (1978), 7 BCLR 99.

<sup>8</sup>See also *R v Cole*, 2012 SCC 53; *McLean v Pilon* (1978), 7 BCLR 99, both on point.

overall-pre <i>prenote</i> key1 <i>postnote</i> , <i>prenote</i> key2 <i>postnote</i> overall-post
--

Ex 9

```
\lawcitesfoot(overall prenote)(overall postnote)[prenote][postnote]{key1}
[prenote][postnote]{key2}
```

footer, multi key, multi cite

```
\lawcitesfoot(There are two further cases\addcomma)(\addcomma\addspace
but neither case directly applies)[a criminal matter][at para 42]{cole}[and
also][101]{mcleanbclr}
```

Text<sup>9</sup>

Corresponding inline commands

```
\lawcitesfoot    \lawcitesinline
\lawcitesfootrr  \lawcitesinlinerr
```

→ There are two further cases, a criminal matter *R v Cole*, 2012 SCC 53 at para 42, and also *McLean v Pilon* (1978), 7 BCLR 99 p. 101 (SC), but neither case directly applies

→ See firstly *McLean v Pilon* (1978), 1978 CanLII 237 at para 42, and secondly 7 BCLR 99 at 101 (SC)

There is also:

```
\lawcitetitle  \lawcitetitlerr
R v Cole      McLean v Pilon (1978)
```

---

<sup>9</sup>There are two further cases, a criminal matter *R v Cole*, 2012 SCC 53 at para 42; and also *McLean v Pilon* (1978), 7 BCLR 99 p. 101, but neither case directly applies.

Ex 10

key1 key2 ...

\lawcitesfootrr{key1,key2}

footer, multi key, parallel, multi cite

\lawcitesfootrr{mcleanlii,mcleanbclr}  
Text<sup>10</sup>

Ex 11

key1 *postnote*, key2 *postnote*

\lawcitesfootrr[*postnote*]{key1}[*postnote*]{key2}

footer, multi key, parallel, multi cite

\lawcitesfootrr[\nopp at para 42]{mcleanlii}[\nopp at 101]{mcleanbclr}  
Text<sup>11</sup>

Ex 12

*prenote* key1, *prenote* key2

\lawcitesfootrr[*prenote*][]{key1}[*prenote*][]{key2}

footer, multi key, parallel, multi cite

\lawcitesfootrr[See firstly][]{mcleanlii}[and secondly][]{mcleanbclr}  
Text<sup>12</sup>

Ex 13

*prenote* key1 *postnote*, *prenote* key2 *postnote*

\lawcitesfootrr[*prenote*][*postnote*]{key1}[*prenote*][*postnote*]{key2}

footer, multi key, parallel, multi cite

\lawcitesfootrr[See firstly][\nopp at para 42]{mcleanlii}[and secondly][\nopp at 101]{mcleanbclr}  
Text<sup>13</sup>

---

<sup>10</sup>*McLean v Pilon* (1978), 1978 CanLII 237; 7 BCLR 99.  
<sup>11</sup>*McLean v Pilon* (1978), 1978 CanLII 237 at para 42; 7 BCLR 99 at 101.  
<sup>12</sup>See firstly *McLean v Pilon* (1978), 1978 CanLII 237; and secondly 7 BCLR 99.  
<sup>13</sup>See firstly *McLean v Pilon* (1978), 1978 CanLII 237 at para 42; and secondly 7 BCLR 99 at 101.

`\lawcitesinline{key}`

*Re Sarg Oils Ltd*, 2011 ABERCB 32

*Clarke Institute of Psychiatry v Ontario Nurses' Assn (Adusei Grievance)* (2001), 95 LAC (4th) 154. (OLRB)

*Tulk v Moxhay*, [1848] 1 H & Tw 105

*Case Concerning Military and Paramilitary Activities in and against Nicaragua (Nicaragua v United States of America)*, [1986] ICJ Rep No 14

*Alliance of Canadian Cinema Television and Radio Artists v Canadian Broadcasting Corporation* (1990), 91 CLLC 16. (CLRB)

*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]

*R v Crete* (18 April 1991), Ottawa 97/03674. (Ont Prov Ct)

*Clearbrook Ironworks Ltd v Letourneau*, 2006 FCA 42 at para 3, Sexton JA

`\lawcitesinlinerr{key}`

*Massachusetts v Environmental Protection Agency*, (2007) 549 US 497, 127 S Ct 1438

*R v Syncrude Canada Ltd*, 2010 ABPC 154, 2010 CarswellAlta 981. (WL Can)

## 4 Statutes

`\lawcite{key}`

*Family Law Act*, SA 2003, c F-4.5

*Territorial Lands Act*, RSC 1985, c T-7, s 3

*Fair Trading Act*, RSA 2000, c F-2

*Safe Drinking Water Act*, 42 USC §300f (1974)

This last uses the semantic structure of the @statute bibentry:

<i>title</i>	,	year	(jurisdiction)	(note)
--------------	---	------	----------------	--------

to store

<i>Safe Drinking Water Act</i>	,	42 USC §300f		(1974)
--------------------------------	---	--------------	--	--------

The year value 1974 could just as easily have been stored in the jurisdiction field, with no note field, to produce an identical result.

To display the jurisdiction for non-Canadian statutes, do:

`\toggletrue{statjurisdiction}` or `\setstatjurison`

*Law of Property Act*, 1969 (UK)

`\togglefalse{statjurisdiction}` or `\setstatjurisoff`

Because of the multiplicity of regulation format types, in the data structure, using the citeref field in the @statute bibentry is the more flexible method since it can process both (Canadian) statutes and regulations in one sweep; although, the ‘traditional’ statute fields can still be used, but operate only at the level of statutes, and regulations that look like statutes.

(using citeref field)

*Criminal Code*, RSC 1985, c C-46, s 515 provides that ...

(using statute bibentry fields)

*Criminal Code*, RSC 1985, c C-46, s 515 provides that ...

## 4.1 Regulations

`\lawcite{key}`

NB Reg 2006-23

*Polar Bear Pass Withdrawal Order*, SOR/84-409

*Migratory Birds Regulations*, CRC, c 1035, s 9

*Alberta Forest Land Use and Management Regulations*, Alta Reg 197/1976, s 2

The available citeref values are:

...reg	Example of format (from AGLC3)
crc	<i>Maple Products Regulations</i> , CRC, c 289
sor	<i>Regulations Amending the Food and Drug Regulations</i> , SOR/98-580
alta	Alta Reg 62/2009
bc	BC Reg 278/2008
man	Man Reg 351/87
nb	NB Reg 2006-23
nfld	Nfld Reg 19/97
nlr	NLR 4/9
nwt	NWT Reg 26-2008
ns	NS Reg 235/2007
nu	Nu Reg 99-40
o	O Reg 361/8
pei	PEI Reg EC2002-249
qc	OC 764-97, 25 June 1997, GOQ 1997.II.2737
sask	Sask Reg 444/67
yoic	YOIC Reg 1995/87

The bibentry data fields required by the various Canadian regulation types are:



Reg Type					
crc	title	chapter			
sor	title		year	regnum	
alta			year	regnum	
bc			year	regnum	
man			year	regnum	
nb			year	regnum	
nfld			year	regnum	
nlr			year	regnum	
nwt			year	regnum	
ns			year	regnum	
nu			year	regnum	
o			year	regnum	
pei			year	regnum	
qc			year	regnum	fulldate gazette
sask			year	regnum	
yoic			year	regnum	

For the non-federal regulations, if a title field is available, it will be printed.

## 4.2 Currently not covered

- Bills
- Constitutions and Charters
- Treaties, Agreements, and Accords

## 5 Law Journals

`\footnote{\ljcite{key}}`

\* Looking at the 1914 Manitoba Law School lecture schedule,<sup>14</sup> – Contracts, Torts, Real Property, Criminal Law, Evidence, Equity, and

---

<sup>14</sup>Reproduced in Matthew Renaud, *From Reading Courses to Robson Hall: The Development of Legal Education in the Province of Manitoba, 1877–1968*, (2019) 42 *Manitoba Law Journal* 286 p. 295

so on – it becomes obvious that things haven’t changed much, for any law school.

\* “it has been argued<sup>15</sup> that, stylistically, dissents are often looser than majority judgments.”<sup>16</sup>

`\ljcite{key}`

\* the “amorphous ... swirl of text, unwritten principles, and internal architecture” of the open-ended definitions within the constitutional stories, “the narratives that [we tell ourselves] about the constitution and its meanings as a whole” — Eric M Adams, *Canadian Constitutional Identities*, (2015) 38 *Dalhousie Law Journal* 311 at p316, and p313 n7.

The author, Eric M Adams, uses the word, ‘amorphous’, a second time, at p 318: “sub-national provinces with amorphous constitutional roles”.<sup>17</sup>

It may indeed seem long-winded rigmarole, typing  
< `\lcljauthor{adams}` > and < `\lcpostnote[at p 318]{adams}`>,  
to get  
<Eric M Adams> and <at p 318>,  
instead of typing plain text, but ...

## 6 Other Material

Text<sup>18</sup> Text<sup>19</sup> Text<sup>20</sup> Text<sup>21</sup>

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<sup>15</sup>By Lawrence Friedman, Robert Kagan, Bliss Cartwright, Stanton Wheeler, *State Supreme Courts: A Century of Style and Citation*, (1981) 33 *Stanford Law Review* 773 785 (covering 16 state supreme courts in the period 1870-1970), as cited by Russell Smyth.

<sup>16</sup>Russell Smyth, *What do Intermediate Appellate Courts Cite? A Quantitative Study of the Citation Practice of Australian State Supreme Courts*, (1999) 21 *Adelaide Law Review* 51 59.

<sup>17</sup>Eric M Adams, *Canadian Constitutional Identities*, (2015) 38 *Dalhousie Law Journal* 311 at p 318

<sup>18</sup>Eco, *Come si fa una tesi di laurea* p. 110.

<sup>19</sup>Butt, *Legal Usage* p. 42.

<sup>20</sup>Howie and Johnson, *Annotated Criminal Legislation New South Wales* para [2.4].

<sup>21</sup>Bishop, *The First Book of the Law* c 1.

—0000000—

# Bibliography

## Legislation

*Alberta Forest Land Use and Management Regulations*, Alta Reg 197/1976.  
Alta Reg 62/2009.  
BC Reg 278/2008.  
*Criminal Code*, RSC 1985, c C-46.  
*Criminal Code*, RSC 1985, c C-46.  
*Fair Trading Act*, RSA 2000, c F-2.  
*Family Law Act*, SA 2003, c F-4.5.  
*Law of Property Act*, 1969.  
Man Reg 351/87.  
*Maple Products Regulations*, CRC, c 289.  
*Migratory Birds Regulations*, CRC, c 1035.  
NB Reg 2006-23.  
Nfld Reg 19/97.  
NLR 4/9.  
NS Reg 235/2007.  
Nu Reg 99-40.  
NWT Reg 26-2008.  
OC 764-97, 25 June 1997, GOQ 1997.II.2737.  
O Reg 361/8.  
PEI Reg EC2002-249.  
*Polar Bear Pass Withdrawal Order*, SOR/84-409.  
*Regulations Amending the Food and Drug Regulations*, SOR/98-580.  
*Safe Drinking Water Act*, 42 USC §300f.  
Sask Reg 444/67.  
*Territorial Lands Act*, RSC 1985, c T-7.  
YOIC Reg 1995/87.

## **Jurisprudence**

- Alliance of Canadian Cinema Television and Radio Artists v Canadian Broadcasting Corporation* (1990), 91 CLLC 16.
- Case Concerning Military and Paramilitary Activities in and against Nicaragua (Nicaragua v United States of America)*, [1986] ICJ Rep No 14.
- Clarke Institute of Psychiatry v Ontario Nurses' Assn (Adusei Grievance)* (2001), 95 LAC (4th) 154.
- Clearbrook Ironworks Ltd v Letourneau*, 2006 FCA 42.
- Fucella v Ricker* (1982), 35 OR (2d) 423.
- Graham v R*, 90 DLR (3d) 223.
- Hopp v Lepp*, [1980] 2 SCR 192.
- Massachusetts v Environmental Protection Agency*, (2007) 549 US 497.
- McLean v Pilon* (1978), 7 BCLR 99.
- R v Cole*, 2012 SCC 53.
- R v Crete* (18 April 1991), Ottawa 97/03674.
- R v Syncrude Canada Ltd*, 2010 ABPC 154.
- Re Sarg Oils Ltd*, 2011 ABERCB 32.
- Swiss Bank Corp v Air Canada* (1987), [1988] 1 FC 71.
- 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](http://www.crtc.gc.ca)> [perma.cc/LF5P-5MM3].

## **Secondary Materials: Monographs**

- Bishop, Joel Prentiss. *The First Book of the Law*. Boston: Little, Brown, and Company, 1868.
- Howie, Roderick N and Peter A Johnson. *Annotated Criminal Legislation New South Wales*. 2014-2015. LexisNexis Butterworths, 2015.

## Secondary Materials: Articles

- Eric M Adams, Canadian Constitutional Identities, (2015) 38 *Dalhousie Law Journal* 311.
- Lawrence Friedman, Robert Kagan, Bliss Cartwright, Stanton Wheeler, State Supreme Courts: A Century of Style and Citation, (1981) 33 *Stanford Law Review* 773.
- Matthew Renaud, From Reading Courses to Robson Hall: The Development of Legal Education in the Province of Manitoba, 1877–1968, (2019) 42 *Manitoba Law Journal* 286.
- Russell Smyth, What do Intermediate Appellate Courts Cite? A Quantitative Study of the Citation Practice of Australian State Supreme Courts, (1999) 21 *Adelaide Law Review* 51.
- 

## General Material

- Butt, Peter. *Legal Usage. A Modern Style Guide*. LexisNexis Butterworths, 2018.
- Eco, Umberto. *Come si fa una tesi di laurea. Le materie umanistiche*. 15th ed. Bompiani, 2004.

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