

**A. NAME**

TUCKER, Eric, (Professor, tenured)

**B. DEGREES**

LL.M. Yale Law School, Yale University, 1981.  
LL.B. Osgoode Hall Law School, York University, 1979.  
B.A. Columbia University, 1972.

**C. EMPLOYMENT HISTORY:**

**Permanent Positions**

2002 – present Professor of Law, Osgoode Hall Law School  
1998 – present Director, Graduate Programme in Law, Osgoode Hall Law School  
1985 – present Associate Professor of Law, Osgoode Hall Law School  
1981 – 1985 Assistant Professor of Law, Osgoode Hall Law School

**Visiting Appointments**

2004 – 2005 Scholar-in-Residence, Cleveland-Marshall College of Law,  
Cleveland State University  
2005 - 2006 Visiting Professor, Cleveland-Marshall College of Law, Cleveland  
State University  
1998 Visiting Professor, Institute for the Sociology of Law, Lund  
University, Sweden

**D. ACADEMIC HONOURS**

**E. SCHOLARLY AND PROFESSIONAL ACTIVITIES**

**Executive positions**

1997 - present Board Member, Bancroft Institute

**Editorial board memberships**

2004 – present *Law and History Review*  
1995-2001 *Labour/Le Travail*

### **Invited presentations, public lectures etc.**

- “NAFTA and the Trajectory of Collective Bargaining Law in Canada,” presented at the Canadian Political Science Association Meetings, York U., Toronto, June 1, 2006.
- “Labour Rights in an Interregnum: The Uncertain Legacy of J.S. Woodsworth,” presented at the Human Rights and Social Activism: Rethinking the Legacy of J.S. Woodsworth Conference, Vancouver, BC, September 22-24, 2005.
- “Trapped inside the box? Trade Union Responses to Neo-Liberal Reforms in Canadian Occupational Health and Safety Regulation,” presented at the Labour Movements in the Twenty-First Century Conference, Political Economy Research Centre, Sheffield University, July 1-3, 2004.
- “Collective Action by Self-Employed Workers: Possibility and Constraints,” presented at the Canadian Industrial Relations Association meeting, University of Manitoba, June 3-6, 2004
- “Behaviour-Based Safety: Everything Old is New Again,” presented to Industrial Accident and Prevention Association Conference, Toronto, April 16, 2003
- “The Challenge of New Work Relations for Labour and Employment Law,” presented to the Meeting of the Ministers Responsible for Labour, Quebec City, January 23, 2003 (with Leah Vosko)
- “The Trajectories of Occupational Health and Safety Regulation” Occupational Health, Hygiene and Toxicology Rounds, Programme in Occupational Health and Environmental Medicine, McMaster University, 9 October 2002
- “The Legal Concept of Employment and the Changing Shape of Employment in Canada,” presented at the XII Inter-American Conference of Ministers of Labour, New Employment Relationships and the Digital Divide: Challenges for Labour Ministries in the 21<sup>st</sup> Century, Montreal, Quebec, 2 October 2002 (with Leah Vosko)
- “*Star Wars*: Newspaper Distribution Workers and the Possibilities and Limits of Collective Bargaining,” presented at the Canadian Political Science Association Meetings, University of Toronto, 28 May 2002
- “Worker Protection Laws in Canada,” presentation to a delegation of officials from the Chinese Light Industry Union, Toronto, 18 March 2002
- “Labour Before the Law” (with Judy Fudge), presentation to the American Bar Foundation, Chicago, 8 March 2002
- Commentator on the video “Westray”, Windsor University, Arts and Labour Festival, February 7, 2002
- “Writing Workers Out?: The Trajectory of Occupational Health and Safety Regulation in Canada,” presented at the Canadian Association for Research on Work and Health, 1<sup>st</sup> National Symposium, Toronto, 18 November 2001
- “Writing the Workers Out?: The Politics of Mandated Partial Self Regulation,” read at International Congress on Work Injuries, Prevention, Rehabilitation and Compensation, Adelaide, Australia, 19 March 2001
- “Writing Workers Out?: The Politics of Occupational Health and Safety Regulation in the New Millennium,” Workers Health and Safety Centre Retreat, November 2000 (with Professor Robert Storey)
- Invited Participant, Forum on Broadening the Research Agenda: Occupational Injury and

Illness in the Construction Industry, Center for the Protection of Worker Rights and NIOSH, Harvard University, 2000

## **F. GRADUATE SUPERVISION**

### **Career numbers**

Completed	11	LL.M.
In progress	1	LL.M.
	1	PhD

### **Students and Projects Supervised (past 7 years)**

Adrian Smith, LL.M., "Employee Participation in Corporate Governance: Mapping the Intersections of Labour Law, Corporate Law and Labour History," 2005  
Brian Murphy, LL.M., "Cost of Shifting in Health Care: A Pilot Study Explores the Relationships between Cost Shifting, Repetitive Strain Injury, the Workplace Safety and Insurance Board of Ontario, and Publicly Funded Health Care," 2003  
Wayne Oakes, LL.M., "Disablement and the Law in the United States and Canada," 2002  
Mundy McLaughlin, LL.M., "Union Solidarity in Pluralistic Times," 2000

## **G. GRADUATE COURSES**

W2002	<i>Occupational Health and Safety Regulation</i>
2000-2001	Graduate Seminar in Law
1999-2000	Graduate Seminar in Law

## **H. EXTERNAL RESEARCH FUNDING**

2002	SSHRC	\$82,293	Research (with Professor Fudge)
2002	Law Commission of Canada	\$17,600	Research (with Professors Fudge & Vosko)

## **I. INTERNAL RESEARCH FUNDING**

2004	SSHRC	\$800	Conference Travel
2002	SSHRC	\$800	Conference Travel

(Note: I have not included research assistant funding provided by Osgoode Hall Law School)

## J. PUBLICATIONS

### i. Life-time summary

Books authored	3
Books edited	1
Chapters in books	13
Papers in refereed journals	21
Technical reports	3
Abstracts and/or papers read	49
Other (book reviews, shorter notes etc.)	29

### ii. Past 7 Years

#### Books Authored

*Self-Employed Workers Organize: Law, Policy and Unions* (Montreal and Kingston: McGill-Queen's University Press, 2005)(Co-authored with Professors Cynthia Cranford, Judy Fudge and Leah Vosko) (265 pages).

*Labour Before the Law: Workers' Collective Action and the Canadian State, 1900-1948* (Toronto: Oxford University Press, 2001; reissued by University of Toronto Press, 2004)(Co-authored with Professor Judy Fudge)(398 pages).

#### Edited Books

*Working Disasters: The Politics of Recognition and Response* (New York: Baywood Press, 2006).

#### Chapters in books

"Who's Running the Road?: Street Railway Strikes and the Problem of Order in Liberal Capitalist Canada, 1886-1914," in Barry Wright and Susan Binnie, eds., *Canadian State Trials*, Vol. 3, (submitted September 2006, 46 pages).

"Labour Rights in an Interregnum: The Ambiguous Legacy of J.S. Woodsworth," in Jane Pulkingham ed., *A Common Interest. Human Rights, Human Welfare and Labour: Rethinking the Legacy of J.S. Woodsworth* (submitted March 2006, 32 pages).

"Locating Labour Law: Conflicting Perspectives and the Case of Occupational Health and Safety," in Elizabeth Comack, ed., *Locating Law*, 2<sup>nd</sup> ed., (Halifax: Fernwood, 2006), 152-79.

"Introduction: The Politics of Recognition and Response," in Eric Tucker, ed., *Working Disasters: The Politics of Recognition and Response* (New York: Baywood, 2006), 1-17.

"Accountability and Reform in the Aftermath of the Westray Mine Explosion," in Eric Tucker, ed., *Working Disasters: The Politics of Recognition and Response* (New York: Baywood, 2006), 277-309.

"Will the Vicious Circle of Precariousness be Unbroken?: The Exclusion of Ontario Farm Workers from the *Occupational Health and Safety Act*," in Leah Vosko, ed., *Precarious Employment: Understanding Labour Market Insecurity in Canada*

- (Montreal and Kingston: McGill-Queen's University Press, 2006), 256-76.
- “Precarious Employment and the Law’s Flaws: Identifying Regulatory Failure and Securing Effective Protection for Workers,” in Leah Vosko, ed., *Precarious Employment: Understanding Labour Market Insecurity in Canada* (Montreal and Kingston: McGill-Queen's University Press, 2006), 203-20 (co-authored with Stephanie Bernstein, Katherine Lippel, and Leah Vosko).
- With Professor Robert Storey, “All that is Solid Melts into Air: Worker Participation in Health and Safety Regulation in Ontario, 1970-2000,” in Vernon Mogensen, ed. *Worker Safety Under Siege: Labor Capital and the Politics of Workplace Safety in a Deregulated World* (Armonk, NY: Sharpe, 2005), 157-86.
- “Employment Standards Legislation” and “Labour Law”, in Gerald Hallowell, ed., *Oxford Companion to Canadian History*, (Don Mills, ON: 2004), 199-200, 343-44.
- With Theo Nichols, “Occupational Health and Safety Management Systems in the United Kingdom and Ontario, Canada: A Political Economy Perspective,” in Kaj Frick and Michael Quinlan, eds., *Occupational Health and Safety Management Systems and Workplace Change* (Amsterdam: Elsevier, 2000,): 285-309.

### **Papers in Refereed Journals**

- “Recurring Dilemmas: The Case of Shareholder and Director Liability for Workers’ Wages,” (submitted to *Law and History Review*, May 2006, 50 pages).
- “Great Expectations Defeated?: The Trajectory of Collective Bargaining Regimes in Canada and the U.S. post-NAFTA,” (2005) 26 *Comparative Labor Law & Policy Journal* 97-150.
- “Re-Mapping Worker Citizenship in Contemporary Occupational Health and Safety Regimes,” *International Journal of Health Services*, (in press, volume 37).
- With Professors Judy Fudge and Leah Vosko, “Changing Boundaries of Employment: Developing a New Platform for Labour Law,” (2003), 10:3 *Canadian Journal of Labour and Employment Law* 361-98.
- “The Politics of Occupational Health and Safety in a Cold Climate: Diverging Trends in Worker Protection and Participation in Canada, 1985-2000,” (forthcoming, *Relations Industrielle/Industrial Relations* 2003)
- “Employee or Independent Contractor? Charting the Legal Significance of the Distinction in Canada,” (2003) 10:2 *Canadian Labour and Employment Law Journal* 193-230 (Co-authored with Professors Judy Fudge and Leah Vosko).
- With Professors Judy Fudge and Leah Vosko, “Pluralism or Fragmentation?: The Twentieth Century Employment Law Regime in Canada,”(2000) 46 *Labour/Le Travail* 251-306.

### **Technical reports**

- “The Legal Concept of Employment: Marginalizing Workers,” Report for the Law Commission of Canada, October 30, 2002 (Co-authored with Professors Judy Fudge and Leah Vosko).

### **Papers Read at Conferences**

(see Section E)

### **Other Publications**

#### ***Book Reviews***

John Fabian Witt, *The Accidental Republic*, (2005) 55 *Labour/Le Travail* 271-74.

“A Life in Struggle with the Law – Review of: David Frank, *J.B. McLachlan: A Biography*,” (2001) 39 *Osgoode Hall Law Journal* 879-83.

Andrew Hopkins, *Managing Major Hazards: The Lessons of the Moura Mine Disaster*, (2000) 53 *Industrial and Labor Relations Review* 715-16.

#### ***Shorter Notes***

“Wal-Mart and the Remaking of Ontario Labour Law,” (2005) 12:2 *International Union Rights* 10-11.

“*Westray*: Empathy and Anger are Not Enough” (film review) (May/June 2002) 36:3 *Canadian Dimension* 46-47.

“Reflections on the History of Forced Ratification Votes in Ontario,” (Winter 2001) 22 *CRWS News* 12-13.

“The Death of Ivan Golyashov: Was it Just an Accident?,” (Fall 1999/Winter 2000) 9:2 *Toronto Workers’ Health and Safety Legal Clinic Newsletter* 2.

“The Lonesome Death of Alexander Reder, Alien Cloakmaker,” (Aug./Sept. 1999) 79:4 *The Beaver* 36-40.