

UNIVERSITY OF

**NEW**

**BRUNSWICK**

**LAW**

**JOURNAL**

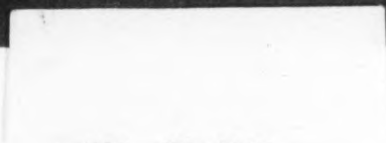
VOLUME 26

1977

# LAW JOURNAL

Vol. XXVI

November, 1977



## CONTENTS

## UALR

---

THE CONSTITUTIONALITY OF CANADA'S NEW COMPETITION POLICY .....	<i>Bruce D. Hatfield</i>	3
WAIVE THE BULK SALES ACT? .....	<i>John R. Williamsen</i>	20
THE INNOCENT VICTIMS OF A POLICE ACTION .....	<i>Ellis P. Craig</i>	34
OFFICIAL LANGUAGES IN CANADA: A REVIEW OF THE CONSITUTIONAL ISSUES .....	<i>Gilles Bujold</i>	47
BOOK REVIEW: INTERNATIONAL LAW CHIEFLY AS INTERPRETED AND APPLIED IN CANADA, 3rd EDITION J.G. CARTEL .....	<i>Claude C. Emanuelli</i>	64
TELEPHONE RATE REGULATION IN NEW BRUNSWICK AND THE RATE REGULATION PROCESS .....	<i>Robert W. Kerr</i>	69

## THE UNIVERSITY

Visitor to the University on Behalf of Her Majesty  
THE HONOURABLE HEDARD J. ROBICHAUD, P.C., B.A., D.C.  
Lieutenant-Governor of the Province of New Brunswick

### CHANCELLOR

Sir Max Aitken, Bart., D.S.O., D.F.C., LL.D.

### PRESIDENT and VICE-CHANCELLOR

John M. Anderson, B. Sc. F., Ph. D.

## THE FACULTY OF LAW

Alan M. Sinclair	<i>Dean of the Faculty and Professor of Law</i>
LL.B. (Dal.), LL.M. (Mich & So. Meth.), S.J.D. (Mich.)	
Daniel M. Hurley	<i>Professor</i>
C.D., B.A. (St. Thomas), B.C.L. (U.N.B.) LL.M., Ph. D. (Lond.)	
Douglas G. Rouse	<i>Professor</i>
Q.C., B.A. (U.N.B.), LL.B. (Dal.)	
Karl M. Dore	<i>Professor</i>
B.B.A., B.C.L. (U.N.B.), LL.M. (Yale)	
Richard W. Bird	<i>Assistant Dean and Associate Professor</i>
B.B.A., B.C.L. (U.N.B.) LL.M. (Columbia)	
Alan D. Reid	<i>Associate Professor</i>
B.A., B.C.L. (U.N.B.) LL.M. (Yale)	
Basil D. Stapleton	<i>Associate Professor</i>
B.A., B.Comm. (Memorial), B.C.L. (U.N.B.)	
J. Paul Lordon	<i>Associate Professor</i>
B.A. (S.T.U.) LL.B. (Dal.), LL.M. (London)	
Brian D. Bruce	<i>Associate Professor</i>
B.A. (Mt. A.) LL.B. (Dal.), LL.M. (London)	
Claude C. Emanuelli	<i>Assistant Professor</i>
Bac., Lic. en Droit (Nice), LL.M. (Toronto), LL.M. (N.Y.U.) D.I. (Toronto)	
J. Fernand Landry	<i>Assistant Professor</i>
B.A.A. (Moncton), B. Soc. Sc. (Ottawa), LL.B. (U.N.B.), LL.B. (Harvard)	
John R. Williamson	<i>Assistant Professor</i>
B.B.A., LL.B. (U.N.B.), LL.M. (Harvard)	
Eric Colvin	<i>Assistant Professor</i>
B.A. (Oxon) M.A. (Reading)	
Ellis P. Craig	<i>Assistant Professor</i>
B.A., LL.B. (U.N.B.)	
Grant S. Garneau	<i>Assistant Professor</i>
C.D., B.A., M.A. (Bishop's), LL.B. (U.N.B.)	
Anne McLellan	<i>Assistant Professor</i>
B.A., LL.B. (Dal.), LL.M. (London)	
G. Keith Allen	<i>Lecturer</i>
B.A., B.C.L. (U.N.B.), LL.M. (York)	
Beverly G. Smith	<i>Lecturer</i>
B.C.L. (U.N.B.)	
Douglas C. Stanley	<i>Lecturer</i>
B.B.A., LL.B. (U.N.B.), LL.M. (York)	
Eugene J. Mockler	<i>Lecturer</i>
B.A., B.C.L. (U.N.B.), LL.M. (Michigan)	
Mel M. Hoyt	<i>Lecturer</i>
B.A., LL.B. (U.N.B.)	
Gerald F. Smith	<i>Lecturer</i>
B.A., LL.B. (U.N.B.), LL.M. (London)	

**UNIVERSITY OF NEW BRUNSWICK  
LAW JOURNAL**

**VOL. XXVI**

**NOV. 1977**

---

**EDITOR-IN-CHIEF**

**JAMES MacLEAN**

**EDITORIAL BOARD**

**JOSEPH ROBERTSON  
JULIAN DICKSON  
LINDA ST.-JEAN  
SHAUNA MacKENZIE**

**PUBLISHING**

**DAVINE ROACH**

**BUSINESS**

**JOSEPH ROBERTSON  
BASIL HOBBS  
H. J. FLEMMING**

**ADVERTISING**

**JAMES APPLETON**

**CIRCULATION**

**LINDA ST.-JEAN  
CONNIE GAMMON  
STEPHEN RING  
JANET STEEVES**

---

The University of New Brunswick Law Journal is an annual publication devoted to the collection and compilation of articles, papers, comments, case notes and book reviews in widely-ranging areas of the law. Submission may be made to **The Editor, University of New Brunswick Law Journal, Ludlow Hall, University of New Brunswick, Fredericton, New Brunswick**. Subscriptions should be directed to the **Carswell Company Limited, Subscription Department, 2330 Midland Avenue, Agincourt, Ontario, M1S 1P7**. The journal is distributed free of charge to all members of the New Brunswick Bar, students in the Faculty, and on exchange to law libraries throughout the continent and over-seas.