Unsettling translation:

Towards a sociolinguistics of translation in the pursuit of linguistic justice

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1. Introduction

Linguistic diversity and justice (Piller 2016; Rickford & King 2016; Baugh 2018; Avineri et al. 2019)

- DeGraff (2020: e300) "core universalist-uniformitarian-egalitarian credo" of linguistics
- Duranti (2011) language as a "non-neutral medium"
- Blommaert (2003: 615) "differences in the use of language are quickly, and quite systematically, translated into *inequalities* between speakers"

Translation as a potential remedy for linguistic injustice

- Police caution (e.g. Communication of Rights Group 2016; Eades & Pavlenko 2016)
- Communication in court (e.g. Haviland 2003; Rickford & King 2016)
- Health policy communication around Covid-19 (e.g. Piller, Zhang & Li 2020)

Sociolinguistics and translation

- Social identity of interpreters in language contact (Valdés & Angelelli 2003)
- Analysis of interpreter-mediated interaction (Davidson 2000; Vigouroux 2010; Jacquemet 2011; Maryns 2013)
- Translation of social meaning
 - e.g. representation of AAVE in German (Berthele 2000; Queen 2004) or Japanese (Inoue 2003; Hiramoto 2009)
 - Silverstein (2003: 86–87) "Transduction:" "source-text indexical values have to be reconstructed in indexical systems of another culture as these can be made relevant to shaping the target text to be doing effectively equivalent 'functional' work."
 - Blommaert (2006), Gal (2015)
- From translation to language change, via creation of new registers in context of Christian missionization (Schieffelin 2007; Hanks 2015; Mannheim 2015)
- Language ideologies of translation (Haviland 2003, Gal 2015)
 - "Referential transparency," translation viewed as "exotic costume for shared meaning" (Haviland 2003: 772)

¹ I recognize that many Indigenous Nations have longstanding relationships with the territories upon which York University campuses are located that precede the establishment of York University. The area known as Tkaronto has been care taken by the Anishinabek Nation, the Haudenosaunee Confederacy, and the Huron-Wendat. It is now home to many First Nation, Inuit and Métis communities. I acknowledge the current treaty holders, the Mississaugas of the Credit First Nation. This territory is subject of the Dish with One Spoon Wampum Belt Covenant, an agreement to peaceably share and care for the Great Lakes region

Two basic situations of translation in institutional settings

Translation into institutional language

- Other-language participant as principal (source)
- In face-to-face interpreting: Interpreter "giving voice"

Translation from institutional language

- Other-language participant as recipient (target)
- In face-to-face interpreting and written translation: Translator communicates institutional position ("giving information" or "giving orders")

Asymmetrical distribution, inequitable use

2. Court interpreting practices

Research on court interpreting and bilingualism in the law in Hong Kong (Cheung 2012; 2017; Leung 2019; Leung & Gibbons 2008; 2009; Ng 2009; Ng 2018)

Inequitable distribution of interpreting modes

Consecutive interpreting into institutional language prone to interruptions (D'hondt 2004), narrative fragmentation (Angermeyer 2021)

Simultaneous interpreting from institutional language (*chuchotage*) omissions likely, comprehension checking difficult (Angermeyer 2015)

Source-centered person deixis

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(1)
       Arbitrator:
                      {addressing the defendant} Do you have a lease with this lady?
  1
       Defendant:
                      (.) I have uh-
                      {for the benefit of the Polish-speaking claimant}
       Interpreter:
                      =Czy ma Pani umowę z ta pania?
  3
                      {'Do you, Ma'am, have a contract with this lady?'}
       Claimant:
                      No ja to nie [mam umowy-]
  4
                      {'But I don't have a contract.'}
                                   [Nie nie] nie, Pani. Ja tylko tłumaczę co pani pyta.
       Interpreter:
                      {'No no no, Ma'am. I'm only translating what the lady is asking'}
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- Insistence on source-centered interpreting style ("direct" or "verbatim" translation), see Angermeyer (2009; 2015); Wadensjö (1998) replaying vs. displaying;
- Systematic deictic shift for chuchotage in Hong Kong courts (Cheung 2012; Ng 2018)

Language boundaries

Translation contributes to construction of language boundaries (Blommaert 2006; Kothari 2018)

Codeswitching and translanguaging strongly discouraged in court, negating their functions in unified multilingual discourse (Angermeyer 2015)

(2) Claimant: La que está en el lease. {'The one who's on the lease.'} (1.3) Perdon? Interpreter: 2 {'Excuse me?'} Esa es la hija mía. Claimant: 3 {'That's my daughter.'} Interpreter: That's my daughter who is on the lease. 4 Claimant: (.6) ahum (.) ella está en el lease. {'she (=her name) is on the lease.'} Do you [have your lease] with you? Arbitrator: 6 [She's on the lease.] Interpreter: 7 Está [con su] contrato de arrendamiento? 8 {'Do you have your lease with you?'} [Yes.] Claimant: 9

Support for raciolinguistic status quo, "a mechanism for producing governable subjects" (Rosa & Flores 2017: 642)

[&]quot;lubricate and legitimize the wheels of bureaucracy itself, including its systematic and structural injustices" (Haviland 2019: 99)

3. Interpreting and colonial control

D → ↑ ↑ ↑ ↑ ↑ ↑ ↑ ↑ ↑ ↑ ↑ ↑ • • One Day in the Life of Noah Piugattuk Isuma TV (2019); director Zacharias Kunuk http://www.isuma.tv/movies/noah-piugattuk
See also archival footage of interviews with Noah Piugattuk



Figure 1: Still from One Day in the Life of Noah Piugattuk (2019)

On language shift, revitalization and linguistic justice for indigenous peoples in Canada, see e.g. Borrows (2018), on resistance to settler colonialism in Canada Manuel & Derrickson (2016). On Inuktitut-based contact pidgin varieties ("Eskima Pidgins"), see van der Voort (2013)

4. Translation in the linguistic landscape: Public order signs

Public order signs: "manufactured by a public authority with the intention of informing the public about an aspect of public order. such signs ... often specify what is legally appropriate (and consequently sanctionable in the event of transgression) ... they are legally binding both for the authority producing them and for the audiences consuming them." (Kroon, Jie & Blommaert 2015: 4)

directive signs (Mautner 2012), warning notices and prohibitions (Spolsky & Cooper 1991), top-down signage (Shohamy, Ben-Rafael & Barni 2010)



Figure 2: Sign from Prato, Italy, shown in Barni & Bagna (2010: 10)

Jaworski and Thurlow (2010: 11) "the presence or absence of a language on public signage" needs to be investigated "in combination with the type (or genre) of signs, their contents and style"

Dual indexicality of "no" (Kulick 2003) - rejecting deviant behavior while simultaneously affirming its existence

Punitive multilingualism (Angermeyer 2017: 167)

- Turkish in Germany (Hinnenkamp 1999)
- Spanish in US (Hill 1998; 2008; Troyer, Cáceda & Giménez Eguíbar 2015)
- Hungarian (for Roma addressees) in Toronto (Angermeyer 2017)



Figure 3: Punitive multilingualism in Bonn, Germany (warning about penalty for fare evasion on public transit)



Figure 4: Monolingual public order sign in Toronto, produced with Google Translate; intended to restrict access to gym space in community center (edited to remove the name of the institution)

Machine translation

- Ties to the discipline of linguistics (Heller & McElhinny 2017)
- Use in multilingual discourse (e.g. Jacquemet 2019a; 2019b)

Pym (2011: 4) "[t]he more technology, ... the less we tend to see translation as communicating between people."

5. Conclusion

Translation as part of a range of communicative practices; (Maryns, Angermeyer & van Herreweghe 2021), to be investigated in relation to second language acquisition and use (Tipton 2019), codeswitching, translanguaging, mock languages, language contact, language shift, language change, language differentiation & standardization,

Translation between **people**, rather than between **languages**

Justice in translation tied to justice overall

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References

- Angermeyer, Philipp Sebastian. 2009. Translation style and participant roles in court interpreting. *Journal of Sociolinguistics* 13(1). 3–28.
- Angermeyer, Philipp Sebastian. 2015. Speak English or What?: Codeswitching and Interpreter Use in New York City Courts (Oxford Studies in Language and Law). New York: Oxford University Press.
- Angermeyer, Philipp Sebastian. 2017. Controlling Roma refugees with "Google-Hungarian:" Indexing deviance, contempt, and belonging in Toronto's linguistic landscape. *Language in Society* 46(2). 159–183.
- Angermeyer, Philipp Sebastian. 2021. Beyond translation equivalence: Advocating pragmatic equality before the law. *Journal of Pragmatics* 174. 157–167. https://doi.org/10.1016/j.pragma.2020.12.022.
- Avineri, Netta, Laura R. Graham, Eric J. Johnson, Robin Conley & Jonathan Rosa (eds.). 2019. *Language and Social Justice in Practice*. New York: Routledge. https://www.routledge.com/Language-and-Social-Justice-in-Practice-1st-Edition/Avineri-Graham-Johnson-Conley-Riner-Rosa/p/book/9781138069459 (6 November, 2019).
- Barni, Monica & Carla Bagna. 2010. Linguistic landscape and language vitality. In Elana Shohamy, Eliezer Ben-Rafael & Monica Barni (eds.), *Linguistic Landscape in the City*, 3–18. Bristol: Multilingual Matters.
- Baugh, John. 2018. Linguistics in pursuit of justice. New York: Cambridge University Press.
- Berthele, Raphael. 2000. Translating African-American Vernacular English into German: The problem of 'Jim' in Mark Twain's Huckleberry Finn. *Journal of Sociolinguistics* 4(4). 588–614. https://doi.org/10.1111/1467-9481.00131.
- Blommaert, Jan. 2003. Commentary: A sociolinguistics of globalization. *Journal of Sociolinguistics* 7(4). 607–623.
- Blommaert, Jan. 2006. How legitimate is my voice?: A rejoinder. Target 18(1). 163–176.
- Borrows, Lindsay Keegitah. 2018. *Otter's Journey through Indigenous Language and Law*. Vancouver: UBC Press. https://www.ubcpress.ca/otters-journey-through-indigenous-language-and-law (15 August, 2020).
- Cheung, Andrew K. F. 2012. The use of reported speech by court interpreters in Hong Kong. *Interpreting: International Journal of Research & Practice in Interpreting* 14(1). 73–91.
- Cheung, Andrew K. F. 2017. Non-renditions in court interpreting. *Babel* 63(2). 174–199. https://doi.org/10.1075/babel.63.2.02che.
- Communication of Rights Group. 2016. Guidelines for communicating rights to non-native speakers of English in Australia, England and Wales, and the USA. http://www.aaal.org/?page=CommunicationRights.

- Davidson, Brad. 2000. The interpreter as institutional gatekeeper: The social-linguistic role of interpreters in Spanish-English medical discourse. *Journal of Sociolinguistics* 4. 379–405.
- DeGraff, Michel. 2020. Toward racial justice in linguistics: The case of Creole studies (Response to Charity Hudley et al.). *Language*. Linguistic Society of America 96(4). e292–e306. https://doi.org/10.1353/lan.2020.0080.
- D'hondt, Sigurd. 2004. Interculturele communicatie in rechtbanken. Brussels: Politeia.
- Duranti, Alessandro. 2011. Linguistic anthropology: The study of language as a non-neutral medium. In Rajend Mesthrie (ed.), *The Cambridge Handbook of Sociolinguistics*, 28–46. Cambridge; New York: Cambridge University Press.
- Eades, Diana & Aneta Pavlenko. 2016. Translating Research into Policy: New Guidelines for Communicating Rights to Non-Native Speakers. *Language and Law=Linguagem e Direito* 3(2). 45–64.
- Gal, Susan. 2015. Politics of Translation. *Annual Review of Anthropology* 44(1). 225–240. https://doi.org/10.1146/annurev-anthro-102214-013806.
- Hanks, William F. 2015. The space of translation. In Carlo Severi & William F. Hanks (eds.), *Translating worlds, The epistemological space of translation*, 21–49. Chicago: University of Chicago Press for Haubooks.
- Haviland, John B. 2003. Ideologies of language: Reflections on language and U.S. law. *American Anthropologist* 105. 764–774.
- Haviland, John B. 2019. A "politics of protection" aimed at Mayan immigrants in the Unites States. In Bridget M. Haas & Amy Shuman (eds.), *Technologies of suspicion and the ethics of obligation in political asylum*, 61–102. Athens, Ohio: Ohio University Press.
- Heller, Monica & Bonnie McElhinny. 2017. *Language, capitalism, colonialism: Toward a critical history*. Toronto: University of Toronto Press.
- Hill, Jane H. 1998. Language, race, and white public space. *American Anthropologist* 100. 680–689.
- Hill, Jane H. 2008. *The everyday language of white racism* (Blackwell Studies in Discourse and Culture;). Chichester, U.K.; Malden, MA: Wiley-Blackwell.
- Hinnenkamp, Volker. 1999. Rassismus und Diskriminierung in Alltagsdiskursen. Augsburg. https://www2005.hs-fulda.de/fileadmin/Fachbereich_SK/Professoren/Hinnenkamp/Hinnenkamp_Sprache_und Diskriminierung in Alltagsdiskursen.pdf.
- Hiramoto, Mie. 2009. Slaves speak pseudo-Toohoku-ben: The representation of minorities in the Japanese translation of Gone with the Wind. *Journal of Sociolinguistics* 13(2). 249–263. https://doi.org/10.1111/j.1467-9841.2009.00406.x.
- Inoue, Miyako. 2003. Speech without a speaking body: "Japanese women's language" in translation. *Language & Communication* 23. 315–330.
- Jacquemet, Marco. 2011. Crosstalk 2.0: Asylum and communicative breakdowns. *Text & Talk* 31(4). 475–497.
- Jacquemet, Marco. 2019a. The digitalization of the asylum process (and the digitizing of evidence). In Bridget M. Haas & Amy Shuman (eds.), *Technologies of suspicion and the ethics of obligation in political asylum*, 153–174. Athens, Ohio: Ohio University Press.
- Jacquemet, Marco. 2019b. Beyond the speech community: On belonging to a multilingual, diasporic, and digital social network. *Language & Communication* (Language, Mobility and Belonging) 68. 46–56. https://doi.org/10.1016/j.langcom.2018.10.010.

- Jaworski, Adam & Crispin Thurlow. 2010. Introducing Semiotic Landscapes. In Adam Jaworski & Crispin Thurlow (eds.), *Semiotic Landscapes: Language, Image, Space*, 1–40. London: Continuum.
- Kothari, Rita. 2018. Introductionn: When we are "multilingual", do we translate? In Rita Kothari (ed.), *A multilingual nation: Translation and language dynamic in India*, 1–23. Oxford: Oxford University Press.
- Kulick, Don. 2003. No. Language & Communication 23. 139–151.
- Leung, Ester & John Gibbons. 2009. Interpreting Cantonese utterance-final particles in bilingual courtroom discourse. *Interpreting* 11(2). 190–215.
- Leung, Ester S. M. & John Gibbons. 2008. Who is responsible? Participant roles in legal interpreting cases. Walter de Gruyter GmbH & Co. KG 27(3). 177–191. https://doi.org/10.1515/MULTI.2008.010.
- Leung, Janny H.C. 2019. *Shallow equality and symbolic jurisprudence in multilingual legal orders*. New York: Oxford University Press.
- Mannheim, Bruce. 2015. All translation is radical translation. In Carlo Severi & William F. Hanks (eds.), *Translating worlds, The epistemological space of translation*, 199–219. Chicago: University of Chicago Press for Haubooks.
- Manuel, Arthur & Grand Chief Ronald M. Derrickson. 2016. *Unsettling Canada: A national wake-up call*. Toronto: Between the Lines.
- Maryns, Katrijn. 2013. Disclosure and (re)performance of gender-based evidence in an interpreter-mediated asylum interview. *Journal of Sociolinguistics* 17(5). 661–686. https://doi.org/10.1111/josl.12056.
- Maryns, Katrijn, Philipp Angermeyer & Mieke van Herreweghe. 2021. Flexible multilingual strategies in asylum and migration encounters. *The Translator*.
- Mautner, Gerlinde. 2012. Language, Space and the Law: a Study of Directive Signs. *International Journal of Speech Language and the Law* 19(2). 189–217.
- Ng, Eva N.S. 2018. Common Law in an uncommon courtroom: Judicial interpreting in Hong Kong. Amsterdam/Philadelphia: John Benjamins.
- Ng, Kwai Hang. 2009. *The Common Law in two voices: Language, law, and the postcolonial dilemma in Hong Kong.* Stanford: Stanford University Press.
- Piller, Ingrid. 2016. *Linguistic Diversity and Social Justice: An Introduction to Applied Sociolinguistics*. Oxford University Press.
- Piller, Ingrid, Jie Zhang & Jia Li. 2020. Linguistic diversity in a time of crisis: Language challenges of the COVID-19 pandemic. *Multilingua*. De Gruyter 39(5). 503–515. https://doi.org/10.1515/multi-2020-0136.
- Pym, Anthony. 2011. What technology does to translating. *Translation & Interpreting* 3(1). 1–9. Queen, Robin. 2004. "Du hast jar keene Ahnung": African American English dubbed into
- German. Journal of Sociolinguistics 8(4). 515–537.
- Rickford, John R. & Sharese King. 2016. Language and linguistics on trial: Hearing Rachel Jeantel (and other vernacular speakers) in the courtroom and beyond. *Language* 92(4). 948–988. https://doi.org/10.1353/lan.2016.0078.
- Rosa, Jonathan & Nelson Flores. 2017. Unsettling race and language: Toward a raciolinguistic perspective. *Language in Society* 46(5). 621–647. https://doi.org/10.1017/S0047404517000562.

- Schieffelin, Bambi B. 2007. Found in Translating: Reflexive Language across Time and Texts in Bosavi, Papua New Guinea. In Miki Makihara & Bambi B. Schieffelin (eds.), *Consequences of Contact*. New York: Oxford University Press.
- Shohamy, Elana, Eliezer Ben-Rafael & Monica Barni (eds.). 2010. *Linguistic Landscape in the City*. Bristol: Multilingual Matters.
- Silverstein, Michael. 2003. Translation, transduction, transformation: Skating "glossando" on thin semiotic ice. In Paula G. Rubel & Abraham Rosman (eds.), *Translating cultures: Perspectives on translation and anthropology*, 75–105. Oxford & New York: Berg.
- Spolsky, Bernard & Robert L. Cooper. 1991. *The languages of Jerusalem*. Oxford: Clarendon Press.
- Tipton, Rebecca. 2019. Exploring the ESOL-PSIT relation: Interpellation, resistance and resilience. *Language & Communication* 67. 16–28. https://doi.org/10.1016/j.langcom.2018.12.004.
- Troyer, Robert A., Carmen Cáceda & Patricia Giménez Eguíbar. 2015. Unseen Spanish in smalltown America: A minority language in the linguistic landscape. In Rani Rubdy & Selim Ben Said (eds.), *Conflict, exclusion and dissent in the linguistic landscape*, 52–76. London & New York: Palgrave Macmillan.
- Valdés, Guadelupe & Claudia Angelelli. 2003. Interpreters, Interpreting, and the Study of Bilingualism. *Annual Review of Applied Linguistics* 23. 58–78.
- Vigouroux, Cécile B. 2010. Double-mouthed discourse: Interpreting, framing, and participant roles. *Journal of Sociolinguistics* 14(3). 341–369.
- Voort, Hein van der. 2013. Eskimo Pidgin. In Susanne Maria Michaelis, Philippe Maurer, Martin Haspelmath & Magnus Huber (eds.), *The survey of pidgin and creole languages. Vol. III:* Contact languages based on languages from Africa, Asia, Australia, and the Americas, 166–173. Oxford: Oxford University Press.
- Wadensjö, Cecilia. 1998. Interpreting as Interaction. London/New York: Longman.