

CRIMINAL JUSTICE 170
INTRODUCTION TO CANADIAN LAW AND LEGAL INSTITUTIONS

INSTRUCTOR: Randall GARRISON

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Office Hours: Monday 12:30- 13:30
Tuesday 10:30- 11:00, 13:00- 14:00
Wednesday 9:30- 10:30, 12:30-13:30
Thursday 10:30- 11:00
or by appointment

CRIM 170 Web page: Camosun Home-Schools-Arts and Science-Criminal Justice-Faculty

COURSE SCHEDULE: Monday and Wednesday, 13:30-14:50. (Y211)

REQUIRED TEXTS:

Yates, Richard. A., Ruth Whidden Yates, and Penny Bain. Introduction to Law in Canada.

2nd edition. Toronto: Prentice Hall, 2000.

Garrison, Randall. Ed. Readings for Crim 170. Victoria: Camosun College, 2004.

CALENDAR DESCRIPTION:

An introduction to the fundamental principles of law; the development of law and legal institutions; the process of law reform; the structure and system of Canadian courts; the philosophy of Canadian jurisprudence; judicial law-making; and exercise of judicial power. (T)
Prerequisites: C+ in English 12 or assessment.

INTENDED LEARNING OUTCOMES

At the conclusion of this course each student will be able to summarize and demonstrate comprehension of fundamentals of Canadian law, the Canadian legal system and legal institutions; articulate the fundamental concepts of Canadian law, of the framework within which legislative and judicial authority are exercised, of the roles of lawyers and judges in the Canadian legal system, and of the concept of human rights; distinguish clearly between criminal and civil law; critically evaluate the strengths and weaknesses of the Canadian system of law and legal institutions.

EVALUATION:

Students will be evaluated according to the normal procedures and standards set by Camosun College. If exams or assignment deadlines are missed documentation of medical or legal problems will be required in order to write make-up exams or have assignment deadlines extended.

Letter grades will be assigned according to the following distribution of marks:

A+	100-95	B+	84-80	C+	69-65	D	59-50
A	94-90	B	79-75	C	64-60	F	<50
A-	89-85	B-	74-70				

Marks will be determined on the basis of the following work:

1. First Examination- 15%

A preliminary exam will be held in class on **October 13th**. It will consist of Fill-In-the-Blanks, Short Answers, and one Essay question. This examination will serve as a preview of the other examinations in this course and the level of performance expected in the course. The format of the three examinations will be similar and this preliminary examination should be used as a guide in evaluating the effort and skills required for successful completion of this course. A review and exam preparation session will be held in class on October 6th.

2. Second Examination- 30%

A second examination will be given in class on **November 10th**. It will consist of three sections: Fill-In-the-Blanks, Short Answers, and Essay Questions. The exam will be based on material covered to date and will include material from lectures, discussions, and required readings. A review and exam preparation session will be held in class on November 8th.

3. Media Assignment- 15%

This assignment consists of collecting and annotating five articles from daily or weekly newspapers which show the relationship of criminal justice and the court system. A separate handout will be provided. The written portion of the assignment should be 500-750 words in length. The media assignment is due **November 29th**. Late assignments will be penalized. No assignments will be accepted after December 8th.

4. Final Examination- 40%

A final examination will be given during Final Examination Week, **December 13-21st**. The format will be the similar to the second examination. The exam will cover material presented in the course as a whole, though there will be extra emphasis on material presented since the second examination. A review and exam preparation session will be held in class on December 8th.

ORGANISATION OF THE COURSE:

This course is set up as a survey course taught through two lecture/seminar sessions per week. The course material is divided into three sections. The first will deal with the nature, sources and

origins of law. It will include a discussion of judicial decision-making and the role of lawyers. The second section will examine the divisions of law, including international law and domestic public and private law. The third section will deal primarily with the role of judges and questions of rights in Canada. The following schedule will provide a guide to lecture topics, reading assignments, and important dates:

September 8th INTRODUCTION

September 13th	THE NATURE OF LAW Yates, Preface.
September 15/ 20th	SOCIOLOGY OF LAW Reading #1: Brian Burtch.
September 22/ 27th	SOURCES OF LAW: The Common Law/ Quebec Civil Law Yates, Chapter 2.
September 29th	JUDICIAL DECISION-MAKING Reading #7: Roland Case.
October 4th	THE RULE OF PRECEDENT Yates, Chapter 1.
October 6th	ROLE OF LAWYERS/ REVIEW (no new reading)
October 13TH	FIRST EXAMINATION
October 18/20th	INTERNATIONAL LAW AND LEGAL INSTITUTIONS Reading #2: David Matas and United Nations.
October 25th	DIVISIONS OF PUBLIC Law: Constitutional Law Yates, Chapter 3.
October 27th	DIVISIONS OF PUBLIC LAW: Administrative Yates, Chapter 6.

November 1st DIVISIONS OF LAW: Criminal Law versus Tort Law
 Yates, Chapters 7 and 8.

November 3rd DIVISIONS OF PRIVATE LAW: Family
 Yates, Chapter 9.

November 8th DIVISIONS OF PRIVATE LAW: Contract / **Review**
 Yates, Chapter 10.

November 10TH SECOND EXAMINATION

November 15th ROLE AND AUTHORITY OF THE COURTS
 Yates, Chapter 5.

November 17/22nd ROLE OF JUDGES
 Reading #4: Ian Greene et al.

November 24th THE SUPREME COURT OF CANADA
 Reading #5: Bertha Wilson, Rob Martin, F.L. Morton & Ian
Hunter

November 29th MEDIA ASSIGNMENT DUE

Nov 29th/Dec 1st THE CHARTER OF RIGHTS
 Reading #6: A. Kim Campbell and Mark Tushnet.

December 6th HUMAN RIGHTS LAW IN CANADA
 Yates, Chapter 4.

December 8th ABORIGINAL LAW / **REVIEW**
 Reading #3: Kent McNeil.

DECEMBER 13TH-21ST FINAL EXAM WEEK