

	<p><b>School of Arts &amp; Science</b>  <b>CRIMINAL JUSTICE DEPARTMENT</b></p> <p><b>CRIM 270-01</b>  <b>Criminal Law</b>  <b>2006F</b></p>
-----------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------

## COURSE OUTLINE

The Approved Course Description is available on the web @ \_\_\_\_\_

Ω Please note: this outline will be electronically stored for five (5) years only.  
It is strongly recommended students keep this outline for your records.

### 1. Instructor Information

(a)	Instructor:	Brian D. Young		
(b)	Office Hours:	Office hours are posted outside of the office door. Appointments can be made for times outside office hours.		
(c)	Location:	Y205		
(d)	Phone:	370-3109	Alternative Phone:	
(e)	Email:	youngb@camosun.bc.ca		
(f)	Website:			

### 2. Intended Learning Outcomes

*(No changes are to be made to this section, unless the Approved Course Description has been forwarded through EDCO for approval.)*

Upon completion of this course the student will be able to:

1. Articulate the basic principles, procedures and substantive areas of criminal law.
2. Identify the various sources of criminal law and critique the criminal justice system, its offences and defences.
3. Explore by the use of papers and other activities areas of criminal law that are of interest.
4. Articulate an appreciation of criminal law in practice by participating in a mock trial that as closely as possible replicates a true criminal trial.

### 3. Required Materials

(a)	Texts	<p><i>Criminal Law in Canada, Cases Questions and the Code</i>  Fourth Edition, Simon N. Verdun Jones, Harcourt Brace  The third edition is still around so by all means grab that. Also, this book ain't cheap. Feel free to buy with a friend or two and share. But, it is a good book, and we use it, so you are not wasting your money.</p> <p><i>Crim 270 Annotated Casebook</i>  This casebook is required for this course. It is available in the bookstore. The cost of the book includes a \$2.00 per book donation to the Crim Justice program. The monies collected are used for scholarships for students in the program.</p>
-----	-------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

(b)	Other	A copy of the Criminal Code is helpful, but not required. Key sections of the Code will be provided in class
-----	-------	--------------------------------------------------------------------------------------------------------------

#### 4. Course Content and Schedule

(Can include: class hours, lab hours, out of class requirements and/or dates for quizzes, exams, lectures, labs, seminars, practicums, etc.)

#### COURSE OBJECTIVES

This course will closely follow the description in the Camosun Calendar.

*This is an examination of our criminal law, its ideologies and theories. It includes an examination of what constitutes a crime, the elements for conviction and common defenses used in criminal law. Students will examine criminal statutes and cases from superior courts of Canada and BC.*

This course is designed to give you an advanced framework of understanding of criminal law in Canada. The course examines in detail the theory behind some of the key concepts in our criminal law.

The course begins with a procedural review of criminal law. The next focus in the term will be an examination of the two main principles behind criminal offences: actus reus and mens rea. These principles will be examined through class lectures, a study of relevant case law, and sample fact patterns. After this, the remainder of the term will be studying the key defences to criminal offences – all of which relate back to the two main principles of actus reus and mens rea. This will also be undertaken through lectures, case law and fact patterns. For all of the term we will be using the textbook, casebook and Criminal Code of Canada.

#### DETAILED COURSE OUTLINE

	TOPIC	READING
First Class	Introduction Discussion of outline and course requirements	Preface and Chapter 1
Second Class	Review of Terms Discussion of textbook Discussion of casebook Background - types of offences Overview of justice system Sources of legislation	Chapter 1
Third – Fourth Class	Procedure Review - courts, players, trials - arrest and charge procedures - plea types - burdens	Chapter 1 - 2
Next 3 weeks	Actus Reus - elements of offences - history - application	Chapter 2
October	Causation Voluntariness Automatism	Chapter 2 - 3 Casebook
October	Mens Rea - the other element to an offence - history and application	Chapter 4 - 5

- significance in offences
- necessity of proof
- Mens Rea as a defence itself
- What is knowledge?
- Direct and Indirect knowledge
- What is intention?
- The different types of intents

November	<b>OBJECTIVE LIABILITY</b> - Criminal Negligence Causing Death - Manslaughter - Regulatory Offences - Strict Liability - Absolute Liability	Chapter 5 - 6
November	<b>DEFENCES PART 1</b> (not necessarily in this order) - duress - necessity - provocation - justification and excuse - immunity - children, crown, your spouse - internationally protected persons - military personnel - mental disorder - diseases of the mind - automatism - fitness to stand trial	Chapter 7,8,9 and casebook
November/December	<b>DEFENCES PART 2</b> - aiding and abetting - intoxication - defence of property and of others - self defence - necessary force - mistake of fact - mistake of law - Charter of Rights - procedural defence vs. defence to offences - entrapment - People in Authority - ship's captain, doctor, pilot, College Prof! - Alibi	Chapter 7,8,9, 10, 11

Dates are not provided for the specific topics. It is impossible to gauge the speed at which we will travel through this minefield, but you will always know where we just were and where we are about to go.

If there is a particular area or defence you wish to know about, just ask! Not all of the areas covered are in the textbook. Some defences we talk about are not in the cases or in the text and you only get those if you come to class. **WARNING:** if you miss a class you better get someone's notes. Be warned: you can not pass this class if you don't attend!

## 5. Basis of Student Assessment (Weighting)

*(Should be linked directly to learning outcomes.)*

### **COURSE ASSIGNMENTS:**

This course is pretty straight forward. There will be two exams – a mid-term and a final. Here is the marking breakdown:

Mid Term	35%
Final Exam	<u>65%</u>

The mid term and final exams will be true/false, multiple choice and short answer/fill in the blank questions. Anything covered in class, including the Casebook, can be on the exams. The final exam is cumulative (that means it covers the whole term). The mid term will be in class. The final is during exam week which is set by the college.

**Mock Trial** - bonus marks for participation

One of the highlights of the term (other than the scintillating lectures) is the mock trial. This takes place in a courtroom at the courthouse downtown and will as accurately as possible resemble a real murder trial. Students play the roles of judge, lawyers, accused, and all the seedy underworld witnesses. This has been a very popular event for Crim 270 students in previous years. More on this in class.

**6. Grading System**

*(No changes are to be made to this section, unless the Approved Course Description has been forwarded through EDCO for approval.)*

**Standard Grading System (GPA)**

Percentage	Grade	Description	Grade Point Equivalency
95-100	A+		9
90-94	A		8
85-89	A-		7
80-84	B+		6
75-79	B		5
70-74	B-		4
65-69	C+		3
60-64	C		2
50-59	D		1
0-49	F	Minimum level has not been achieved.	0

**Temporary Grades**

Temporary grades are assigned for specific circumstances and will convert to a final grade according to the grading scheme being used in the course. See Grading Policy at [camosun.ca](http://camosun.ca) or information on conversion to final grades, and for additional information on student record and transcript notations.

Temporary Grade	Description
<b>I</b>	<i>Incomplete:</i> A temporary grade assigned when the requirements of a course have not yet been completed due to hardship or extenuating circumstances, such as illness or death in the family.
<b>IP</b>	<i>In progress:</i> A temporary grade assigned for courses that are designed to have an anticipated enrollment that extends beyond one term. No more than two IP grades will be assigned for the same course.
<b>CW</b>	<i>Compulsory Withdrawal:</i> A temporary grade assigned by a Dean when an instructor, after documenting the prescriptive strategies applied and consulting with peers, deems that a student is unsafe to self or others and must be removed from the lab, practicum, worksite, or field placement.

Temporary grades are assigned for specific circumstances and will convert to a final grade according to the grading scheme being used in the course. See Grading Policy E-1.5 at [camosun.ca](http://camosun.ca) for information on conversion to final grades, and for additional information on student record and transcript notations.

## 7. Recommended Materials or Services to Assist Students to Succeed Throughout the Course

### LEARNING SUPPORT AND SERVICES FOR STUDENTS

There are a variety of services available for students to assist them throughout their learning. This information is available in the College calendar, at Student Services or the College web site at [camosun.ca](http://camosun.ca).

### STUDENT CONDUCT POLICY

There is a Student Conduct Policy **which includes plagiarism**. It is the student's responsibility to become familiar with the content of this policy. The policy is available in each School Administration Office, at Student Services and on the College web site in the Policy Section.