



## COURSE OUTLINE

The course description is online @ <http://camosun.ca/learn/calendar/current/web/crim.html>

- Please note: the College electronically stores this outline for five (5) years only.  
 It is **strongly recommended** you keep a copy of this outline with your academic records.  
 You will need this outline for any future application/s for transfer credit/s to other colleges/universities.

### 1. Instructor Information

(a)	Instructor:	BRIAN D YOUNG		
(b)	Office Hours:	As posted on office door (note limited hours due to office sharing)		
(c)	Location:	Y200		
(d)	Phone:	3109	Alternative Phone:	
(e)	Email:	youngb@camosun.bc.ca		
(f)	Website:			

### 2. Intended Learning Outcomes

(No changes are to be made to these Intended Learning Outcomes as approved by the Education Council of Camosun College.)

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

1. *Criminal Law in Canada, Cases Questions and the Code*  
 Simon N. Verdun Jones, Harcourt Brace

This fine book is available at your friendly bookstore. On the spot financing is available. Earlier editions are usable, but check with me. The text is carefully chosen to offer the best **supplementary readings** to the lectures.

2. A copy of a *Criminal Code* is helpful, but not needed. It doesn't have to be current as the Code doesn't change all that much. The library (that's the big building with all the books) has a few *Criminal Codes* that you can access with your handy library card.

3. *Crim 270 Annotated Casebook*

This casebook is required. It is available in the bookstore for a minimal charge – cheaper than you could photocopy one. It will be available by the third class. I update and annotate the casebook each summer - so do not get one from last year.

### 4. Course Content and Schedule

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

Discussion of outline and  
course requirements

Review of Terms Discussion of textbook Discussion of casebook Background - types of offences Overview of justice system Sources of legislation	Preface & C. 1
Procedure Review - courts, players, trials - arrest and charge procedures - plea types - burdens	C. 1 and 2
Actus Reus - elements of offences - history - application	C. 2
Causation Voluntariness Automatism	C. 2 - 3
Mens Rea - the other element to an offence - history and application - 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	C. 4 - 5
OBJECTIVE LIABILITY - Criminal Negligence Causing Death - Manslaughter - Regulatory Offences - Strict Liability - Absolute Liability	C. 5
DEFENCES PART 1 (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	C. 6, 7, 8
DEFENCES PART 2 - aiding and abetting - intoxication - defence of property and of others - self defence - necessary force - mistake of fact	C. 10

- mistake of law
- Charter of Rights
- procedural defence vs. defence to offences
- entrapment
- People in Authority - ship's captain, doctor, pilot, College Prof!
- Alibi

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.

## 5. Basis of Student Assessment (Weighting)

*(This section should be directly linked to the Intended Learning Outcomes.)*

**Exams** – There will be two. They will be true/false, multiple choice, and short answer. The dates are as follows and can not be changed. If you miss an exam, you fail... nice and simple.

**1<sup>st</sup> Exam – February 24<sup>th</sup> 30%**

**2<sup>nd</sup> Exam – During the final exam period 45%**

**Case Summary – 20%.** This is due on MARCH 23. You must find a partner – that means one person – then the two of you must write a case summary on a case that relates to the material we are doing in this class. For example, it can be a case from any level of court in Canada but it must relate to actus reus, mens rea, or one of the various defences we talk about in class. This summary CAN NOT be longer than 2 pages. It is a summary. Anything over two pages will not be marked. You need to find a case that is long enough that you can do a decent summary on, yet not too long that makes the two page rule difficult to comply with. And you must do this with a partner. The point of this assignment is to discuss the case between the two of you and do the summary.

**Peer Assessment – 5%.** Even more fun! You get to rip apart your partner. Okay, not so much rip apart but give constructive feedback. You are required to write a brief constructive assessment of your partner while doing the case summary. Please note, this assessment can move your overall mark by a letter grade... so put the effort in. The good assessments will be two paragraphs in length. Get the hint?

**Mock Trial** - bonus marks attributed for participation

One of the highlights of the term (other than the scintillating lectures) is the mock trial. This takes place at the courthouse or at the Maritime Museum in the oldest courthouse in B.C. Our mock trial will as accurately as possible resemble a real murder trial. Students will be the judge, lawyers, witnesses, jurors, and the accused. More details on this to follow. The mock trial will be outside of class time given our limited class schedule this term. We will discuss a date in class.

## 6. Grading System

*(No changes are to be made to this section unless the Approved Course Description has been forwarded through the Education Council of Camosun College for approval.)*

### Standard Grading System (GPA)

Percentage	Grade	Description	Grade Point Equivalency
90-100	A+		9
85-89	A		8
80-84	A-		7
77-79	B+		6
73-76	B		5

70-72	B-		4
65-69	C+		3
60-64	C		2
50-59	D	Minimum level of achievement for which credit is granted; a course with a "D" grade cannot be used as a prerequisite.	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 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.

Temporary Grade	Description
I	<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.
IP	<i>In progress:</i> A temporary grade assigned for courses that, due to design may require a further enrollment in the same course. No more than two IP grades will be assigned for the same course. <i>(For these courses a final grade will be assigned to either the 3<sup>rd</sup> course attempt or at the point of course completion.)</i>
CW	<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.

## 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 the College web site in the Policy Section.

ADDITIONAL COMMENTS AS APPROPRIATE OR AS REQUIRED