



CAMOSUN COLLEGE
School of Arts & Science
Department of Criminal Justice

CRIM-270-001
Criminal Law
Fall 2019

COURSE OUTLINE

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

Ω Please note: This outline will not be kept indefinitely. It is recommended students keep this outline for their records, especially to assist in transfer credit to post-secondary institutions.

1. Instructor Information

(a) Instructor	Brian D. Young
(b) Office hours	As posted on my office door and upon request
(c) Location	Y205
(d) Phone	3109 _____ Alternative: _____
(e) E-mail	youngb@camosun.bc.ca
(f) Website	_____

2. Intended Learning Outcomes

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 defenses.
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

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. And consider sharing the text with a friend. Cheaper and less nights alone. The text is carefully chosen to offer the best **supplementary readings** to the lectures.

Crim 270 Cases

The cases are mandatory reading for the course. They will be handed out or sold as a casebook through the bookstore. You will be given advance notice when a case will be

talked about in class. It is very important that you read the cases before you come to class.

4. Course Content and Schedule

DETAILED COURSE OUTLINE

	Introduction 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	C. 6, 7, 8

- 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

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 you are ever feeling lost either come and see me or call the SPCA.

5. Basis of Student Assessment (Weighting)

STUFF YOU HAVE TO DO TO PASS THE COURSE:

Each course takes countless hours of development by our Research and Development team at some seedy downtown bar. Consultation with thousands of former students helps me decide just how students in each term should be graded. Based on this, I then test-run assignments on laboratory mice to see how the assignments work and whether they are fair. This is not easy. Finding mice that are as lazy as students is tougher than it looks.

Each assignment must be completed. If you do not complete an assignment you do not pass the course. That means an "F". We have a number of laboratory mice that missed one assignment, and we had to execute them.

Mid Term Exam – October 15th 25%

In class. Pretty easy stuff. True false, multiple choice, and maybe some drawing. Just be caught up on readings and cases.

Final Exam – During the final exam period 40%

The college sets this and I have no control over the date.

Case Battle – 35%

One of the test mice suggested this during a debrief. She was drunk, but I think it's a good idea. Anyway, here's how it works....

The class is divided into teams of 6 – 3 Crown and 3 defence. If we have an extra student we'll kick them out of class. Once the teams are confirmed, the defence team must find a criminal case on point with the issues in this class. Defence provides the case, plus a synopsis of the case, to the Crown and to me. At the bottom of the synopsis, the defence provides their grounds for arguing in favor of the defence in the

case. Crown then writes a “reply” to the case and the defence points highlighting the Crown’s position. This part is handed in to me and delivered to the defence. Defence then writes a rebuttal and exchanges it with Crown and me. And then the battle begins. During the Case Battles in early November, each set of two teams will go head to head in front of the class arguing their case. The class will vote on the team with the best argument. The ground rules, order of argument, and the date of your group’s battle will be handed out. Note, on each Case Battle day you need to be ready to go – meaning you don’t know the exact date of your Battle ahead of time.

At the conclusion of the battles, each student must provide a written peer evaluation of their team. You are marked on this, and it can affect the mark of other students in your group. Which is say, slackers get nailed.

Due dates for each part of this assignment, the structure for each step, and other key bits will be handed out. This assignment starts early so be ready!

Mock Trial

One of the highlights of the term (other than the scintillating lectures) is the mock trial. This takes place in the courthouse on Burdett. So yeah, a trial in a real courtroom. Our mock trial will as accurately as possible resemble a murder trial (Liability Note: no student dies). Students will be the judge, lawyers, witnesses, jurors, and the accused. The class is divided into two teams: Crown and defence. This becomes a great class project and ends up with some wonderful moments of students fighting and catcalling. Warms my heart. More details on this to follow. It is held at the end of November.

6. Grading System

Standard Grading System (GPA)

Competency Based Grading System

7. Recommended Materials to Assist Students to Succeed Throughout the Course

Please see handouts.

8. College Supports, Services and Policies



Immediate, Urgent, or Emergency Support

If you or someone you know requires immediate, urgent, or emergency support (e.g. illness, injury, thoughts of suicide, sexual assault, etc.), **SEEK HELP**. Resource contacts @ <http://camosun.ca/about/mental-health/emergency.html> or <http://camosun.ca/services/sexual-violence/get-support.html#urgent>

College Services

Camosun offers a variety of health and academic support services, including counselling, dental, disability resource centre, help centre, learning skills, sexual violence support & education, library, and

writing centre. For more information on each of these services, visit the **STUDENT SERVICES** link on the College website at <http://camosun.ca/>

College Policies

Camosun strives to provide clear, transparent, and easily accessible policies that exemplify the college's commitment to life-changing learning. It is the student's responsibility to become familiar with the content of College policies. Policies are available on the College website at <http://camosun.ca/about/policies/>. Education and academic policies include, but are not limited to, Academic Progress, Admission, Course Withdrawals, Standards for Awarding Credentials, Involuntary Health and Safety Leave of Absence, Prior Learning Assessment, Medical/Compassionate Withdrawal, Sexual Violence and Misconduct, Student Ancillary Fees, Student Appeals, Student Conduct, and Student Penalties and Fines.

A. GRADING SYSTEMS <http://camosun.ca/about/policies/index.html>

The following two grading systems are used at Camosun College:

1. 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		1
0-49	F	Minimum level has not been achieved.	0

2. Competency Based Grading System (Non GPA)

This grading system is based on satisfactory acquisition of defined skills or successful completion of the course learning outcomes

Grade	Description
COM	The student has met the goals, criteria, or competencies established for this course, practicum or field placement.
DST	The student has met and exceeded, above and beyond expectation, the goals, criteria, or competencies established for this course, practicum or field placement.
NC	The student has not met the goals, criteria or competencies established for this course, practicum or field placement.

B. 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 <http://camosun.ca/about/policies/index.html> 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 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.
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.