

# COURSE SYLLABUS



COURSE TITLE: IST 136 Indigenous Justice and Law  
CLASS SECTION: IST136-X01 and IST136-X02  
TERM: Winter 2023  
COURSE CREDITS: 3  
DELIVERY METHOD(S): on campus, in community and on the land (Duncan)

Camosun College campuses are located on the traditional territories of the ɫəkʷəŋən and WSÁNEĆ peoples. We acknowledge their welcome and graciousness to the students who seek knowledge here.  
Learn more about Camosun's [Territorial Acknowledgement](#).

For COVID-19 updates please visit <https://camosun.ca/about/covid-19-updates>.

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*Camosun College requires mandatory attendance for the first class meeting of each course. If you do not attend, and do not provide your instructor with a reasonable explanation in advance, you will be removed from the course and the space offered to the next waitlisted student.*

## INSTRUCTOR DETAILS

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NAME: Daleen Thomas  
EMAIL: [lawoffice.daleenthomas@gmail.com](mailto:lawoffice.daleenthomas@gmail.com)  
OFFICE: By appointment, in person or virtual meetings available  
HOURS: By appointment

*As your course instructor, I endeavour to provide an inclusive learning environment. However, if you experience barriers to learning in this course, do not hesitate to discuss them with me. Camosun College is committed to identifying and removing institutional and social barriers that prevent access and impede success.*

## CALENDAR DESCRIPTION

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PREREQUISITE(S): One of:

- C+ in English 12
- C in Camosun Alternative

CO-REQUISITE(S): None

EQUIVALENCIES: None

## COURSE LEARNING OUTCOMES / OBJECTIVES

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Students will examine Indigenous legal traditions, forms of justice, and engage in discourse regarding Indigenous peoples' experiences in the Canadian legal system with a focus on the criminal law including: interactions with police, courts, corrections and colonial law. Using both experiential and theoretical learning processes, students will consider and assess opportunities for emerging approaches and initiatives to achieve reconciliation in relation to justice with Indigenous peoples.

The following are a list of intended learning outcomes for this course. By the end of the semester, students should be able to:

1. Identify and describe who are Indigenous peoples in Canada and British Columbia;
2. Identify and describe Indigenous approaches to justice within Indigenous traditions;
3. Describe the intersection of economic, structured, political, racial and social factors that impact indigenous people's involvement in the Canadian justice system;
4. Describe and compare the roles and practices of various Indigenous programs and multiple Canadian social control agencies in the treatment of Indigenous offenders; and
5. Describe emerging models of justice and practice that address the needs of Indigenous peoples and communities and explore pathways towards reconciliation.

## REQUIRED MATERIALS & RECOMMENDED PREPARATION / INFORMATION

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### Learning Materials

In an attempt to respect orality and different forms of teaching Indigenous peoples, the learning materials will include sound recordings, audio-visual documents, websites and texts.

You will be expected to access the following materials:

- Readings and other materials posted on D2L
- Additional material (powerpoints, interviews, etc.) may be added to D2L throughout the semester

\*Instructor reserves the right to amend readings, resources and outline from time to time, in consultation with the class(es).

## COURSE SCHEDULE, TOPICS, AND ASSOCIATED PREPARATION / ACTIVITY / EVALUATION

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The following schedule and course components are subject to change with reasonable advance notice, as deemed appropriate by the instructor.

All week day classes will be held in Room WT 234 (Wilma Thomas Room 234). In community and on the land teaching will have locations to be announced.

WEEK or DATE RANGE	ACTIVITY or TOPIC	OTHER NOTES
Week #1 Jan 9 – 13	Opening in a Good Way	01 – Wed Jan 11 3:30 pm to 6:20 pm 02 – Thurs Jan 12 3:30 pm to 6:20 pm
Week #2 Jan 16 - 20	Who are Indigenous people and What is Indigenous Law?	01 – Wed Jan 18 3:30 pm to 6:20 pm 02 – Thurs Jan 19 3:30 pm to 6:20 pm
Week #3 Jan 23 – 28	Application of Indigenous Laws – A Case Study	01 – Wed Jan 25 3:30 pm to 6:20 pm 02- Thurs Jan 26 3:30 pm to 6:20 pm
<b>Saturday, Jan 28**</b> <b>02 Class</b>	<b>Sweatlodge Ceremony and Coast Salish Laws (on the land)</b>	<b>Sat Jan 28 / 9am-5pm/On the Land (Duncan, BC)</b>
Week #4 Jan 30 – Feb 4	Indigenous Approaches to Justice within Indigenous Traditions	01 – Wed Feb1 3:30 pm to 6:20 pm 02 – Thurs Feb 2 3:30 pm to 6:20 pm
<b>Saturday, Feb 4<sup>th</sup> **</b> <b>01 Class</b>	<b>Sweatlodge Ceremony and Coast Salish Laws (on the land)</b>	<b>Sat Feb 4 / 9am-5pm/On the Land (Duncan, BC)</b>

WEEK or DATE RANGE	ACTIVITY or TOPIC	OTHER NOTES
Week #5 Feb 6 – 10	Background: A Brief Legal History of Settlers on Turtle Island	01 – Wed Feb 8 3:30 pm to 6:20 pm 02-Thurs Feb 9 3:30 pm to 6:20 pm
Week #6 Feb 13 - 17	<b>MID TERM PAPER DUE</b>	01 – Wed Feb 15 3:30 pm to 6:20 pm 02 – Thurs Feb 16 3:30 pm to 6:20 pm
Week #7 Feb 19 - 25	Reading Break – No Classes	
Week #8 Feb 27 <sup>th</sup> to Mar 3 <sup>rd</sup>	Background: A Brief Legal History of Indigenous People	01 – Wed Mar 1 3:30 pm to 6:20 pm 02 – Thurs Mar 2 3:30 pm to 6:20 pm
Week #9 Mar 6 to 10	Sentencing: Gladue and Itturiliqaq – Punishing Crime vs. Repairing Harm	01 – Wed Mar 8 3:30 pm to 6:20 pm 02 – Thurs Mar 9 3:30 pm to 6:20 pm
Week #10 Mar 13 to 17	Current Indigenous Legal Matter (news) ex. Colton Bushie	01 – Wed Mar 16 3:30 pm to 6:20 pm 02- Thurs Mar 17 3:30 pm to 6:20 pm
Week #11 Mar 20 to 24	Understanding Indigenous Inquiries & Commissions – Moving Forward	01 – Wed Mar 22 3:30 pm to 6:20 pm 02 – Thurs Mar 23 3:30 pm to 6:20 pm
Week #12 Mar 27 to 31	<b>No Classes – Final Paper Due March 27<sup>th</sup> 2023 at 11 pm</b>	<b>LATE ASSIGNMENTS RECEIVED AFTER MARCH 29<sup>th</sup> WILL NOT BE GRADED</b>

**\*\* On the land classes are mandatory. If you need a letter from the instructor to assist with rescheduling work times and obtaining childcare, please let me know as soon as possible.**

Students registered with the Centre for Accessible Learning (CAL) who complete quizzes, tests, and exams with academic accommodations have booking procedures and deadlines with CAL where advanced noticed is required. Deadlines can be reviewed on the [CAL exams page](http://camosun.ca/services/accessible-learning/exams.html). <http://camosun.ca/services/accessible-learning/exams.html>

## EVALUATION OF LEARNING

DESCRIPTION	WEIGHTING
<p>Mid Term Paper – This paper is a combination of personal reflection and critical analysis of 3-5 videos, audio clips, and/or class discussions (the “Materials”). Students will reflect on them, tie them to themes of the class, the impact on you, your learning and how you can apply these in your personal or professional lives.</p> <p>Guidelines: Paper will be times new roman font, 12 pt, double spaced, 6-8 pages. One page title page and one reference page for a total of 8 to 10 pages. (APA references)</p>	30%
<p>Forum Discussion Posts</p> <p>Students will participate in and answer two discussion questions following the requirements of the assignment. Each post will be at least 250 words and MUST use APA references to be complete.</p>	10% x 2 = 20%

DESCRIPTION	WEIGHTING
<p>Full marks for insightful analysis, strong writing skills and proper grammar. Using critical thinking skills, the student will demonstrate learning and insight. Additional information provided.</p>	
<p>Final Paper or Presentation (Advocacy) Students will choose between a in person advocacy presentation on an area of Indigenous Justice and Law of their choosing. Final papers will follow the requirements of the Mid Term paper but will require the student to advocate for one concept or practice of Indigenous justice. In person advocacy presentations will be of 15 minutes length each and will properly set out an Indigenous Justice and Law concept, teaching or practice that the student believes should exist in our system. Additional information on Presentation available. Students who wish to be creative may be creative. If a student wishes to propose a final assignment of another nature (series of artwork or other alternate assignment) they can be proposed to the instructor within the first two weeks of class. A short presentation to the class might also be required. The purpose of the final assignment is to work your advocacy muscles and learn how to (or practice) advocating in writing or in person.</p>	30%
<p>Attendance and Participation Student will participate in classes and engage with materials, including engaging with other students. Attendance is mandatory and non-attendance can be failing the class, irrespective of the percentage in the final mark.</p>	20%
<p>If you have a concern about a grade you have received for an evaluation, please come and see me as soon as possible. Refer to the <a href="http://camosun.ca/about/policies/education-academic/e-1-programming-and-instruction/e-1.14.pdf">Grade Review and Appeals</a> policy for more information. <a href="http://camosun.ca/about/policies/education-academic/e-1-programming-and-instruction/e-1.14.pdf">http://camosun.ca/about/policies/education-academic/e-1-programming-and-instruction/e-1.14.pdf</a></p>	<p style="text-align: right;"><b>TOTAL</b></p> <p style="text-align: center;">100%</p>

## COURSE GUIDELINES & EXPECTATIONS

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### A. Late Assignments

All assignments must be completed and handed in on the date assigned. Late assignments will be penalized 5% per day however after 10 days will not be accepted for marking. Please note that NO extensions will be granted for the final paper or assignment in this course due to deadlines.

### B. Plagiarism, Cheating and Academic Dishonesty

If plagiarism, cheating or academic dishonesty is found, the penalty may be an automatic zero on assignment in question. Please review Camosun's plagiarism policy for more information.

<http://camosun.ca/about/policies/education-academic/e-2-student-services-&-support/e-2.5.1.pdf>

## SCHOOL OR DEPARTMENTAL INFORMATION

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The Indigenous Education and Community Connections Department is a valuable resource for you. If you are having difficulty with course content, registration, course selection, funding issues or anything that would get in the way of you being successful in this program, there are Indigenous advisors and support people there for you to talk with. Please stop by the office or call 250-370-3299 to book an appointment.

## STUDENT RESPONSIBILITY

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Enrolment at Camosun assumes that the student will become a responsible member of the College community. As such, each student will display a positive work ethic, assist in the preservation of College property, and assume responsibility for their education by researching academic requirements and policies; demonstrating courtesy and respect toward others; and respecting expectations concerning attendance, assignments, deadlines, and appointments.

## SUPPORTS AND SERVICES FOR STUDENTS

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Camosun College offers a number of services to help you succeed in and out of the classroom. For a detailed overview of the supports and services visit <http://camosun.ca/students/>.

Support Service	Website
Academic Advising	<a href="http://camosun.ca/advising">http://camosun.ca/advising</a>
Accessible Learning	<a href="http://camosun.ca/accessible-learning">http://camosun.ca/accessible-learning</a>
Counselling	<a href="http://camosun.ca/counselling">http://camosun.ca/counselling</a>
Career Services	<a href="http://camosun.ca/coop">http://camosun.ca/coop</a>
Financial Aid and Awards	<a href="http://camosun.ca/financialaid">http://camosun.ca/financialaid</a>
Help Centres (Math/English/Science)	<a href="http://camosun.ca/help-centres">http://camosun.ca/help-centres</a>
Indigenous Student Support	<a href="http://camosun.ca/indigenous">http://camosun.ca/indigenous</a>
International Student Support	<a href="http://camosun.ca/international/">http://camosun.ca/international/</a>
Learning Skills	<a href="http://camosun.ca/learningskills">http://camosun.ca/learningskills</a>
Library	<a href="http://camosun.ca/services/library/">http://camosun.ca/services/library/</a>
Office of Student Support	<a href="http://camosun.ca/oss">http://camosun.ca/oss</a>
Ombudsperson	<a href="http://camosun.ca/ombuds">http://camosun.ca/ombuds</a>
Registration	<a href="http://camosun.ca/registration">http://camosun.ca/registration</a>
Technology Support	<a href="http://camosun.ca/its">http://camosun.ca/its</a>

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Support Service

Website

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Writing Centre

<http://camosun.ca/writing-centre>

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If you have a mental health concern, please contact Counselling to arrange an appointment as soon as possible. Counselling sessions are available at both campuses during business hours. If you need urgent support after-hours, please contact the Vancouver Island Crisis Line at 1-888-494-3888 or call 911.

Since I am a lawyer, if you have any issues at all that are causing you concern, please let me know. I will do my best to make sure your issues are resolved. The best way to reach me outside of class is to email me at [lawoffice.daleenthomas@gmail.com](mailto:lawoffice.daleenthomas@gmail.com) or call me at 778-679-5066. I don't answer my phone when I am in court and please do not leave me voicemails, they do not get checked regularly.

## COLLEGE-WIDE POLICIES, PROCEDURES, REQUIREMENTS, AND STANDARDS

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### Academic Integrity

Students are expected to comply with all College policy regarding academic integrity; which is about honest and ethical behaviour in your education journey. The following guide is designed to help you understand your responsibilities: <https://camosun.libguides.com/academicintegrity/welcome>  
Please visit <http://camosun.ca/about/policies/education-academic/e-1-programming-and-instruction/e-1.13.pdf> for Camosun's Academic Integrity policy and details for addressing and resolving matters of academic misconduct.

### Academic Accommodations for Students with Disabilities

The College is committed to providing appropriate and reasonable academic accommodations to students with disabilities (i.e. physical, depression, learning, etc.). If you have a disability, the [Centre for Accessible Learning](#) (CAL) can help you document your needs, and where disability-related barriers to access in your courses exist, create an accommodation plan. By making a plan through CAL, you can ensure you have the appropriate academic accommodations you need without disclosing your diagnosis or condition to course instructors. Please visit the CAL website for contacts and to learn how to get started: <http://camosun.ca/services/accessible-learning/>

### Academic Progress

Please visit [https://www.camosun.ca/sites/default/files/2021-05/e-1.1\\_0.pdf](https://www.camosun.ca/sites/default/files/2021-05/e-1.1_0.pdf) for further details on how Camosun College monitors students' academic progress and what steps can be taken if a student is at risk of not meeting the College's academic progress standards.

### Course Withdrawals Policy

Please visit <http://camosun.ca/about/policies/education-academic/e-2-student-services-and-support/e-2.2.pdf> for further details about course withdrawals. For deadline for fees, course drop dates, and tuition refund, please visit <http://camosun.ca/learn/fees/#deadlines>.

### Grading Policy

Please visit <http://camosun.ca/about/policies/education-academic/e-1-programming-and-instruction/e-1.5.pdf> for further details about grading.

### Grade Review and Appeals

Please visit <http://camosun.ca/about/policies/education-academic/e-1-programming-and-instruction/e-1.14.pdf> for policy relating to requests for review and appeal of grades.

### Mandatory Attendance for First Class Meeting of Each Course

Camosun College requires mandatory attendance for the first class meeting of each course. If you do not attend, and do not provide your instructor with a reasonable reason in advance, you will be removed from the course and the space offered to the next waitlisted student. For more information, please see the “Attendance” section under “Registration Policies and Procedures” (<https://camosun.ca/registration-records/policies-and-procedures-students/registration-policies-students>) and the Grading Policy at <http://camosun.ca/about/policies/education-academic/e-1-programming-and-instruction/e-1.5.pdf>.

### Medical / Compassionate Withdrawals

Students who are incapacitated and unable to complete or succeed in their studies by virtue of serious and demonstrated exceptional circumstances may be eligible for a medical/compassionate withdrawal. Please visit <http://camosun.ca/about/policies/education-academic/e-2-student-services-and-support/e-2.8.pdf> to learn more about the process involved in a medical/compassionate withdrawal.

### Sexual Violence and Misconduct

Camosun is committed to creating a campus culture of safety, respect, and consent. Camosun’s Office of Student Support is responsible for offering support to students impacted by sexual violence. Regardless of when or where the sexual violence or misconduct occurred, students can access support at Camosun. The Office of Student Support will make sure students have a safe and private place to talk and will help them understand what supports are available and their options for next steps. The Office of Student Support respects a student’s right to choose what is right for them. For more information see Camosun’s Sexualized Violence and Misconduct Policy: <http://www.camosun.ca/sites/default/files/2021-05/e-2.9.pdf> and [camosun.ca/sexual-violence](http://camosun.ca/sexual-violence). To contact the Office of Student Support: [oss@camosun.ca](mailto:oss@camosun.ca) or by phone: 250-370-3046 or 250-370-3841

### Student Misconduct (Non-Academic)

Camosun College is committed to building the academic competency of all students, seeks to empower students to become agents of their own learning, and promotes academic belonging for everyone. Camosun also expects that all students to conduct themselves in a manner that contributes to a positive, supportive, and safe learning environment. Please review Camosun College’s Student Misconduct Policy at <http://camosun.ca/about/policies/education-academic/e-2-student-services-and-support/e-2.5.pdf> to understand the College’s expectations of academic integrity and student behavioural conduct.

### Looking for other policies?

The full suite of College policies and directives can be found here: <https://camosun.ca/about/camosun-college-policies-and-directives>

**Changes to this Syllabus:** Every effort has been made to ensure that information in this syllabus is accurate at the time of publication. The College reserves the right to change courses if it becomes necessary so that course content remains relevant. In such cases, the instructor will give the students clear and timely notice of the changes.