

Course Outline

COURSE:	LAWS 1000B – Introduction to Legal Studies
TERM:	Fall/Winter 2008-09
LECTURES:	Day & Time: Fridays, 1:35 pm - 3:25 pm Room: 2000 MC
TUTORIALS:	Fridays, after lecture. (Check your course timetable on Carleton Central to confirm the time and location of the tutorial session you registered for)
INSTRUCTOR:	Dr. Vincent Kazmierski
CONTACT:	Office: D486 Loeb Office Hrs: Wednesdays, 1:00 pm-3:00pm (or by appointment) Telephone: 613-520-2600 x. 8297 Email: Use the email program on the WEBCT page for this class. If WEB-CT is not working, try: Vincent_Kazmierski@carleton.ca

"Students with disabilities requiring academic accommodations in this course must register with the Paul Menton Centre for Students with Disabilities for a formal evaluation of disability-related needs. Registered PMC students are required to contact the centre, 613-520-6608, every term to ensure that I receive your letter of accommodation, no later than two weeks before the first assignment is due or the first in-class test/midterm requiring accommodations. If you require accommodation for your formally scheduled exam(s) in this course, please submit your request for accommodation to PMC by November 7, 2008, for December examinations, and March 6, 2009, for April examinations." With regard to accommodations for religious obligations and pregnancy, please see http://www.carleton.ca/pmc/students/accom_policy.html

COURSE DESCRIPTION AND OBJECTIVES:

This course is designed as a basic introduction to the field of Canadian legal studies. As such, it has two basic objectives. The first objective is to provide a basic knowledge of the foundations of law and the legal system in Canada. Students will learn about the sources of law in Canada, the structure and function of legal institutions, the process of law-making and the various actors in the legal process. As well, students will be introduced to important areas of substantive law (such as criminal law, administrative law, contract law etc). The second objective of the course is to provide students with the tools to begin to think critically about the role of law in Canadian society. Students will be introduced to various theoretical perspectives concerning the role of law in shaping relationships between individuals and groups as well as relations between the state and society. The ways in which the law may be manipulated to serve particular societal interests will also be considered. Ultimately, students will consider whether law should be considered an effective or desirable method of achieving social change.

REQUIRED TEXTS: **Texts Available at the Carleton University Bookstore**

1. P. Fitzgerald and B. Wright, *Looking at Law: Canada's Legal System* 5th Edition (Toronto: Butterworths, 2000).
2. Carleton University Department of Law Casebook Group, *Introduction to Legal Studies*, 3rd Edition (Concord: Captus Press, 2001) – referred to as the Casebook in the outline of classes.

TUTORIALS

Attendance at tutorials is not mandatory, but is strongly recommended. Tutorials will be used to teach skills necessary for effectively completing the assignments as well as to deal with the substance of the course. Each tutorial group will consist of 30 students and will be led by a designated Teaching Assistant (T.A.). Assignments will be marked by the T.A. in charge of the student's designated tutorial. Office hours and email addresses for T.A.s will be posted on Web-CT.

Note: Students are eligible to receive bonus marks for attendance at designated tutorials. For more details see Evaluation Procedures section on next page

EVALUATION PROCEDURES AND DEADLINES:

There are four formal evaluation components in this course –two assignments and two multiple choice exams.

Assignment 1 - worth 15% **due Nov. 10, 2008 at 3pm – submitted to the Law Dept. drop slot at Loeb C473.**
This assignment will involve writing a short summary and analysis of a case that will be assigned by the instructor (btw 5-7 double-spaced pages). Students will be expected to apply the theoretical approaches discussed in the first two months of the class in their analysis.

Fall Exam – worth 30% **to be held during the formal fall exam period.**
The exam will consist of multiple choice questions only.

Assignment 2 – worth 15% **due Mar. 2, 2009 at 3pm – submitted to the Law Dept. drop slot at Loeb C473.**
This assignment will involve writing a short paper (5-7 double spaced pages) on a topic to be assigned by the instructor.

Winter Exam – worth 40% **to be held during the formal fall exam period.**
The exam will consist of multiple choice questions only.

Note: Students are eligible to receive upto 6 bonus marks (0.5 marks per tutorial with a maximum of 3 marks per semester) for attendance at designated tutorials. The instructor retains complete discretion to determine the allocation and awarding of bonus marks. Designation of tutorials may be reviewed and reallocated during the academic year if deemed necessary by the instructor. No bonus marks will be allotted to students achieving a final mark of 90 or above on the course.

Note: There will be no make-up assignments or “grade-booster” assignments under any circumstances. Failure to complete all assignments and exams in the course will result in the student receiving a failing grade for the course. Deferrals will not be granted unless all assignments have been handed in.

Standing in a course is determined by the course instructor subject to approval of the Faculty Dean. This means that grades submitted by the instructor may be subject to revision. No grades are final until they have been approved by the Dean.

LATE ASSIGNMENTS:

Late assignments will be marked down five percent for each day submitted after the due date (including week-end days). Extensions will only be given out in extreme circumstances, such as severe illness of the student or death of a family member. Appropriate documentation will be required to accompany requests for extensions. Computer failure, conflicts with work schedule or similar problems are not a valid excuse for failure to submit an assignment on time.

Students submitting late assignments must submit a hard copy of the assignment to the Department of Law drop-box and must email the instructor notifying him that the assignment has been left in the drop box.

APPEALING GRADES ON ASSIGNMENTS:

Students who have questions about the grade they receive on an assignment or who wish to challenge the grade must make an appointment with the T.A. who marked the assignment within two weeks of receiving the marked assignment. The instructor will not entertain appeals of grades that have not first been discussed with the T.A.

PLAGIARISM AND OTHER INSTRUCTIONAL OFFENCES:

The University's policy concerning plagiarism and other instructional offences is outlined in the Undergraduate Calendar (see particularly regulation 14 – Instructional Offences). In particular, students should note that a student commits an instructional offence if he or she “submits substantially the same piece of work to two or more courses without the prior written permission of the instructors from all courses involved. Minor modifications and amendments, such as changes of phraseology in an essay or paper, do not constitute a significant and acceptable reworking of an assignment”. Students should also note that it is an instructional offence to commit plagiarism, which is defined as “to use and pass off as one's own idea or product work of another without expressly giving credit to another”.

POLICY AND PROCEDURE STATEMENT:

The Department of Law's Policy and Procedure Statement is distributed with, and forms part of, this course outline. The statement contains important information on topics such as the submission of assignments, due dates in course outlines, offenses, writing skills and use of language, prerequisites, course selection, responsibility for ensuring enrolment in a class, and review of grades, among other information. **Please read the Policy and Procedure Statement carefully.**

WEB-CT:

Web-CT will be the primary method of electronic communication with students outside of class. It will be used to post marks, to post announcements, to host email communications and electronic discussion boards. Students should make sure that they sign-on to Web-CT in the first week of classes and should check the Web-CT page for this course on a weekly basis.

A FEW ADDITIONAL GUIDELINES AND SUGGESTIONS:

- Lectures in this course are designed to complement the texts, not just repeat the same material. As such, it is important to both attend lectures and complete the readings. Students who only complete the readings, but do not attend lectures and tutorials will find it very difficult to do well in this course. Material covered in lectures will be tested in the exams.
- Lectures will be designed to accommodate questions and discussion in class. Feel free to ask questions during the course of lectures. Please remember, however, that questions, comments and discussion in class must remain respectful of the other members of the class.
- This class has close to 350 students in it. As a result, it is very important that students not engage in disruptive behaviour during lectures. Please turn off your cell phones and computer games and put away your newspapers prior to the beginning of lectures.
- Students who keep informed of what's happening in the news will get more out of the content discussed in lectures and readings. The material covered in Laws 1000 will be reflected on a weekly basis in the news.
- If you are having trouble understanding the material in the course, speak to your T.A. or the instructor sooner rather than later. We are here to help you learn.
- Another important resource for helping you understand the course is our PASS facilitator. The PASS facilitator is an upper year student who has already taken the course and can help you with strategies to do well in the course. The facilitator's contact information will be posted on Web-CT.
- Students having difficulty with writing assignments should check-out the many resources available on campus to help students succeed. These include: The Writing Tutorial Service (Library 4th Floor); Student Academic Success Centre (302 Tory); and The Learning Commons (Library 4th Floor).

CLASS SCHEDULE AND READINGS – FALL TERM

<u>Lecture No.</u>	<u>Date</u>	<u>Lecture Topic and Readings</u>	<u>Tutorial Topic</u>
1	Sep. 5	Introduction to Legal Studies No Readings	No Tutorial
2	Sep. 12	What is Law and What Does It Do? Casebook, pp. 1-11	Intro to Legal Studies
3	Sep. 19.	Sources of Law in Canada Looking at Law, pp. 17-24 Casebook, pp. 13-33	Christie Article * Casebook, pp. 6-9
4	Sep. 26	Law, the State and the Constitution Looking at Law, pp. 35-49	Held and McGrew Article * Casebook, pp. 28-31
5	Oct. 3	Approaches to Law: Law, Morality and Justice Casebook, pp. 35-53 Looking at Law, pp. 2- 9	Devlin Article, * Casebook, pp. 42-46
N/A	Oct. 10	UNIVERSITY DAY – NO CLASS	
6	Oct.17	Approaches to Law: Legal Liberalism and Its Critics Casebook, pp. 64-85 Looking at Law, pp.11-16 Case: <i>Christie v. York</i> , [1940] S.C.R. 139-153 (Posted on WebCT)	Assignment Prep 1: Case Summary - Christie Case *
7	Oct. 24	Approaches to Law: Law and Sociology Looking at Law, pp. 11-16	Assignment Prep 2: Using Theory to Analyze a Case *
8	Oct. 31	Making Law I: Legislation, Administrative Decisions, Enforcement and Discretion Looking at Law, pp.25-28, 116-117	Assignment Prep 3: Drafting an Assignment *
9	Nov. 7	Making Law II: Judicial Decisions Casebook, pp. 55-64 Looking at Law, pp. 28-32, Looking at Law, pp. 95-104	To be announced
10	Nov. 14	Law, Citizenship and Human Rights I Casebook, pp. 85-108	Marshall Article, Casebook, pp. 89-95
11	Nov. 21	Law, Citizenship and Human Rights II – the Charter Casebook, pp. 109-134 Looking at Law, pp. 46-51, 122-126	Exam Prep: Writing a Multiple Choice Exam
12	Nov. 28	Catch-up Lecture and Exam Review	To be announced
EXAM	TBA	FALL EXAM TO BE HELD DURING OFFICIAL DECEMBER EXAM PERIOD	

Attendance at tutorials marked with an asterisk (*) is eligible for awarding of bonus marks in accordance with the procedure outlined in the Evaluation Procedures.

Note: Assignment 1 due Nov. 10, 2008 at 3pm. It must be submitted to the Law Dept. drop slot at Loeb C473.

CLASS SCHEDULE AND READINGS – WINTER TERM

<u>Lecture No.</u>	<u>Date</u>	<u>Lecture Topic and Readings</u>	<u>Tutorial Topic</u>
13	Jan. 9	Law, Regulation and Administration – Administrative Law Casebook, pp. 200-202 Looking at Law, pp. 60-62	No Tutorial
14	Jan. 16	Law, Crime and Social Order I Casebook, pp. 138-173 Looking at Law, pp.56-60	No Tutorial
15	Jan. 23	Law, Crime and Social Order II Looking at Law, pp. 78-83	Hunt Article, * Casebook, pp. 138-147
16	Jan. 30	Law, Economy and Society I – Contracts Casebook, pp. 175 – 187; Looking at Law, pp. 67-70	Trubek Article, * Casebook, pp. 175-178
17	Feb.6	Law, Economy and Society II – Torts Casebook, pp. 178 – 181 Looking at Law, pp. 64-67, 83-88	Assignment Prep Workshop*
18	Feb. 13	Law, Economy and Society III – Informal Regulation of Private Relationships Casebook, pp. 187-200. Looking at Law, pp.72-75	Assignment Prep Workshop*
N/A	Feb. 20	SPRING BREAK – NO CLASS	
19	Feb. 27	Dispute Resolution (Inside and Outside of Court) Casebook, pp. 212-225, 230-257. Looking at Law, pp.104-106	To be announced
20	Mar. 6	Access to Justice Casebook, pp. 259-289 and 290-297. Looking at Law, pp.106-108	Brooks Article, * Casebook, pp. 212-225
21	Mar. 13	Legal Actors I – Lawyers and Advocates Casebook, pp. 307-316; 324-340 Looking at Law, pp.108-110, 131-134	Brickey and Comack Article* Casebook, pp. 387-395
22	Mar. 20	Legal Actors II – Judges and Juries Casebook, pp. 340-376 Looking at Law, pp.110-114	To be announced
23	Mar. 27	Law and Social Transformation Casebook, pp. 379-412	Brodsky and Day Article Casebook, pp. 402-408
24	Apr. 3	Catch-up Lecture and Exam Review	To be announced
EXAM	TBA	WINTER EXAM TO BE HELD DURING OFFICIAL DECEMBER EXAM PERIOD	

Attendance at tutorials marked with an asterisk (*) is eligible for awarding of bonus marks in accordance with the procedure outlined in the Evaluation Procedures.

Note: Assignment 2 is due Mar. 2, 2009 at 3pm. It must be submitted to the Law Dept. drop slot at Loeb C473.