

Course Outline

COURSE:	LAWS 1000 C & V – Introduction to Legal Studies
TERM:	Fall/Winter 2009-10
DAY & TIME:	LECTURES: Fridays, 1405-1555 ROOM: Please check with Carleton Central for current room location
	TUTORIALS: Fridays, after lecture. (Check your course timetable on Carleton Central to confirm the time and location of the tutorial session you registered for)
	BROADCAST: Monday, 1500-1700
INSTRUCTOR:	Dr. Jane Dickson-Gilmore
CONTACT:	OFFICE: D592 Loeb OFFICE HRS: T.B.A. TELEPHONE: 520-2600, ext.3686 EMAIL: Jane_dickson-gilmore@carleton.ca

"Students with disabilities requiring academic accommodations in this course must contact a coordinator at the Paul Menton Centre for Students with Disabilities to complete the necessary Letters of Accommodation. After registering with the PMC, make an appointment to meet and discuss your needs with me in order to make the necessary arrangements as early in the term as possible, but no later than two weeks before the first assignment is due or the first test requiring accommodations. For further information, please see: http://www.carleton.ca/pmc/students/accom_policy.html . If you require accommodation for your formally scheduled exam(s) in this course, please submit your request for accommodation to PMC by **November 16, 2009 for December examinations** and **March 12, 2010 for April examinations**.

For Religious and Pregnancy accommodations, please contact Equity Services, x. 5622 or their website: www.carleton.ca/equity

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 (Please note: good quality, second-hand copies of these texts are often available at reduced prices at Haven Books, 43 Seneca Street, Ottawa (tel. 613-730-9888); please be certain you are purchasing the correct edition of the texts if you are purchasing second-hand copies).

1. Steven Vago & Adie Nelson, Law and Society (2nd Canadian Edition), (Toronto: Pearson Education Inc., 2003).
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

Laws 1000V Tutorials: Students enrolling in the CUTV section of the course are not required to attend tutorials, as this section of the course is designed to reach students who reside at a distance from the university and are unable to access courses on campus. Students in this section are strongly encouraged to maintain contact with the teaching assistant by telephone and email, and to attend tutorials where possible. Tutorials will be used to teach skills necessary for effectively completing the assignments as well as to deal with the substance of the course. Office hours and email addresses for T.A.s will be posted on Web-CT.

Laws 1000C Tutorials: Students enrolling in the on-campus section of the class are required to attend tutorials and will obtain marks for attendance and participation to a possible total of 20% of their final course grade. Assessment of this component of the course will be completed by the teaching assistant and, as with the tutorials offered in the CUTV section, tutorials in Laws 1000C Tutorials will be used to teach skills necessary for effectively completing the assignments as well as to deal with the substance of the course. Office hours and email addresses for T.A.s will be posted on Web-CT.

EVALUATION PROCEDURES AND DEADLINES:

Laws 1000V

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

Assignment 1 - worth 15% 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).

Due Nov.20, 2009 by 3:00 p.m. Assignments may be hand-delivered to the Law Department via the assignment drop chute adjacent to C473 Loeb bldg.; assignments which are submitted by mail must be post-marked no later than the due date. Assignments MAY NOT be submitted electronically.

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% This assignment will involve writing a short paper (5-7 double spaced pages) on a topic to be assigned by the instructor.

Due Mar. 12, 2010 at 3pm. Assignments may be hand-delivered to the Law Department via the assignment drop chute adjacent to C473 Loeb bldg.; assignments which are submitted by mail must be post-marked no later than the due date. Assignments MAY NOT be submitted electronically.

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

Note: 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.

Laws 1000C

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

Discussion Groups – worth 20% Attendance and participation in tutorials will be assessed by the teaching assistant.

Assignment 1 - worth 10% 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).

Due Nov.20, 2009 by 3:00 p.m. Assignments may be hand-delivered to the Law Department via the assignment drop chute adjacent to C473 Loeb bldg.; assignments which are submitted by mail must be post-marked no later than the due date. Assignments MAY NOT be submitted electronically.

Fall Exam – worth 25% **to be held during the formal fall exam period.** The exam will consist of multiple choice questions only.

Assignment 2 – worth 15% This assignment will involve writing a short paper (5-7 double spaced pages) on a topic to be assigned by the instructor.

Due Mar. 12, 2010 at 3pm. Assignments may be hand-delivered to the Law Department via the assignment drop chute adjacent to C473 Loeb bldg.; assignments which are submitted by mail must be post-marked no later than the due date. Assignments MAY NOT be submitted electronically.

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

Note: 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 and teaching assistant confirming 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.**

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 before lectures and use computers only to transcribe 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. 11	Introduction to Legal Studies No Readings	No Tutorial
2	Sep. 18	The Functions of Law in Social Life Casebook, pp. 1-9; Vago & Nelson, pp.16-18 (“Functions of Law”; Dysfunctions of Law”)	Intro to Legal Studies
N/A	Sep. 25	Lecture cancelled; Student Services will be holding a workshop relevant to the class (TBA)	“Conflicts as Property” Casebook, pp. 6-9
3	Oct. 2	What Should Law Do? Casebook, pp. 35-46; Vago & Nelson, pp.170-191 (“Crimes without Victims”).	“Crimes without Victims” Vago & Nelson, pp.170-191
N/A	Oct. 9	University Day – Undergraduate Classes Suspended	
4	Oct. 16	Theorizing about Law: The Basics Vago & Nelson, pp.31-58 (“Theories of Law and Society”)	“Crimes without Victims” con’t.; “Conflict and Marxist Approaches” , “The Critical Legal Studies Movement” , Vago and Nelson, pp.46-49.
5	Oct.23	Canadian Law: The Constitution and Charter Casebook, pp.13-22 (“The Environment of Canada’s Judicial System” , “Reference re the Secession of Quebec”); pp.109-115 (“The Legalization of Politics in Advanced Capitalism...”)	Assignment Preparation 1: dissecting the question
6	Oct. 30	Sources of Law Vago & Nelson, pp.123-135 (“Lawmaking”); Casebook, pp.55-64	Assignment Preparation 2: Researching and constructing a response
7	Nov. 6	The Organization and Structure of Canadian Law Vago & Nelson, pp.59-87 (“The Organization of Law”)	Assignment Preparation 3: Drafting an Assignment – referencing, bibliographies, etc.
8	Nov. 13	Public Law I: Criminal Law Vago & Nelson, pp.115-121 (“Law Enforcement Agencies” through “Police Discretion”); pp.155-267 (“Formal Social Controls” through “Discord over the Death Penalty”). Casebook, pp.147-158.	Lecture Review: Structure of Canadian Courts
9	Nov. 20	Public Law II: Administrative Law Vago & Nelson, pp.110-114 (“Administrative Agencies”); pp.196-200 (“Administrative Law and Social Control”)	Preparing for exams: notes, studying and strategies
10	Nov. 27	Private Law I: Civil Law – a sampler Vago & Nelson, pp.87-98 (“Civil Proceedings”)	How to Write a Multiple Choice Exam
11	Dec. 2	Catch-up Lecture and Exam Review	Review & Support
EXAM	TBA	FALL EXAM TO BE HELD DURING OFFICIAL EXAM PERIOD	

CLASS SCHEDULE AND READINGS – WINTER TERM

<u>Lecture No.</u>	<u>Date</u>	<u>Lecture Topic and Readings</u>	<u>Tutorial Topic</u>
12	Jan. 8	Citizenship and Rights Casebook, pp.89-101 (“Citizenship and Social Class”; “Return of the Citizen...”)	No Tutorial
13	Jan. 15	The Law: Regulation and Resolution Vago & Nelson, pp.201-245	No Tutorial
14	Jan. 22	Informal Regulation Casebook, pp.187-200 (“Informal Modes of Regulation”)	Hunt Article, Casebook, pp.138-147
15	Jan. 29	Formal Regulation Casebook, pp.138-147 (“Law, State and Class Struggle”); 175-178 (“Max Weber on Law and the Rise of Capitalism”)	Trubek Article Casebook, pp.175-178
16	Feb.5	Understanding Adjudication Casebook, pp.212-227 (“Adjudication”)	Assignment Prep Workshop
17	Feb. 12	Adjudication versus the Alternatives Casebook, pp.203-207 (“The Mediator and the Judge”); 238-248 (“Unpacking the ‘Rational Alternative’...”; “The ADR Explosion...”)	Assignment Prep Workshop
N/A	Feb. 19	SPRING BREAK – NO CLASS	
19	Feb. 26	Understanding the Alternatives Casebook, pp.167-173 (“Restorative Justice and Mediation...”);255-257 (“Understanding Critiques of Mediation”)	To be announced
20	Mar. 5	Accessing Adjudication Casebook, pp.290-304 (“Access to Justice for the Poor”)	Umbreit Article, Casebook, pp.167-173
21	Mar. 12	Lawyers and Advocacy Vago & Nelson, pp.283-326 (“The Legal Profession”); Casebook, pp.307-314 (“Lawyers: Education and Training”)	To be announced
22	Mar. 19	Judges and Judging Casebook, pp. 355-373 (“The Judges”)	To be announced
23	Mar. 26	Juries Casebook, pp.340-354 (“Juries”)	Examination preparation
24	Apr. 2	Catch-up Lecture and Exam Review	Examination preparation
EXAM	TBA	WINTER EXAM TO BE HELD DURING OFFICIAL EXAM PERIOD	

Note: Assignment 2 is due Mar. 12, 20910 at 3pm. Students in Laws 1000C must submitted their papers via the Assignment Drop Chute adjacent to the Law Office at Loeb C473.