

COURSE OUTLINE

COURSE NUMBER AND TITLE	LAWS 2201C Persons and Property
TERM	Fall 2015
LECTURES	Day & Time Tuesday 6:05 - 8:55 p.m. Room Please check with Carleton Central for current room locations
INSTRUCTOR	David Dwoskin Office B442 Loeb (by appointment only) Phone 613 696-1305 during business hours E-Mail ddwoskin@lmrlawyers.com

ACADEMIC ACCOMMODATION

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows:

Pregnancy Obligation: write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details visit the Equity Services Website: <http://ww2.carleton.ca/equity/>

Religious Obligation: write to me with any requests for academic accommodation during the first two weeks of class, or as soon as possible after the need for accommodation is known to exist. For more details visit the Equity Services website: <http://ww2.carleton.ca/equity/>

Academic Accommodations for Students with Disabilities: The **Paul Menton Centre** for Students with Disabilities (PMC) provides services to students with Learning Disabilities (LD), psychiatric/mental health disabilities, Attention Deficit Hyperactivity Disorder (ADHD), Autism Spectrum Disorders (ASD), chronic medical conditions, and impairments in mobility, hearing, and vision. If you have a disability requiring academic accommodations in this course, please contact PMC at 613-520-6608 or pmc@carleton.ca for a formal evaluation.

If you are already registered with the PMC, contact your PMC coordinator to send me your **Letter of Accommodation** at the beginning of the term, and no later than two weeks before the first in-class scheduled test or exam requiring accommodation (if applicable). After requesting accommodation from PMC, meet with me to ensure accommodation arrangements are made. Please consult the [PMC website](http://ww2.carleton.ca/pmc/new-and-current-students/dates-and-deadlines/) for the deadline to request accommodations for the formally-scheduled exam (*if applicable*) at

<http://ww2.carleton.ca/pmc/new-and-current-students/dates-and-deadlines/>

You can visit the Equity Services Website to view the policies and to obtain more detailed information on academic accommodation at: <http://www2.carleton.ca/equity/>

PLAGIARISM

Plagiarism is presenting, whether intentional or not, the ideas, expression of ideas or work of others as one's own. Plagiarism includes reproducing or paraphrasing portions of someone else's published or unpublished material, regardless of the source, and presenting these as one's own without proper citation or reference to the original source.

Examples of sources from which the ideas, expressions of ideas or works of others may be drawn from include but are not limited to: books, articles, papers, literacy compositions and phrases, performance compositions, chemical compounds, art works, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, and material on the internet. Plagiarism is a serious offence.

More information on the University's **Academic Integrity Policy** can be found at: <http://www.carleton.ca/studentaffairs/academic-integrity/>

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, a month other information. Please read the Policy and Procedure Statement carefully.

Department Policy

The Department of Law and Legal Studies operates in association with certain policies and procedures. Please review these documents to ensure that your practices meet our Department's expectations.

<http://www.carleton.ca/law/student-resources/department-policies/>

COURSE DESCRIPTION - OBJECTIVES & CONTENT

This course will provide an introduction to private law in Canada, specifically relating to the concept of legal entities, and the law of property as it relates to women, the disabled, the family, and, in addition examines the changing concept of the legal nature of property itself.

The law of Persons and Property will also examine how law works, what role courts, lawyers and judges play and why the law does what it does.

REQUIRED TEXT

Canadian Legal Studies Series – *Just between the Law and Us Vol 1: Persons and Property*, Neil Sargent, Logan Atkinson, eds. Toronto Captus Press, 2010 (Available from the Carleton University Book Store).

SUPPLEMENTARY TEXTS – SUGGESTED READING

Dawson, *Persons and Property in Private Law*, 2nd edition 2013

Logan Atkinson and Neil Sargent, *Private Law, Social Life*. Toronto: LexisNexis, Butterworth, 2d. Edition, 2007;
(Available from the Carleton University Book Store)

EVALUATION PROCEDURES AND DEADLINES

40% - Assignment - Midterm essay – October 20, 2015

40% - Final exam - Scheduled 3 hour exam - during Final Exam Period (December 9-21, 2015)

20% - Class Participation The mark awarded assesses participation in class discussion, and a roll book will be kept in order to keep track of participation.

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 Department and 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 Department and the Dean.

LATE ASSIGNMENT

A late assignment will be marked down five percent for each day submitted after the due date (including weekend days). Extensions will be only given out in extreme circumstances, such as severe illness of the student or death of a family member.

You must apply for an extension prior to the due date for the assignment. 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 and Legal Studies drop box and must e-mail the instructor notifying him that the assignment has been left in the drop box.** (*Please refer to the Department Dropbox Policy for clarification, as more specifically set out in the Department of Law and Legal Studies Policy and Procedure Statement, at Careton.ca.*)

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.

cuLearn

cuLearn will be the primary method of electronic communication with students outside of class. It will be used to post announcements, to host email communications and electronic discussion boards. Students should make sure that they sign-on to cuLearn in the first week of classes and should check the cuLearn 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 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.
- Students having difficulty with writing assignments should check-out: The Writing tutorial Service (Library 4th floor); Student Academic Success Centre (302 Tory).

CLASS SCHEDULE AND READINGS – FALL TERM - 2015

Lecture No	Date	Lecture Topic and Readings
1	Sep. 8	Private Law and the Social World Chapter 1
2	Sep. 15	Legal Individualism Chapter 2
3	Sep. 22	The Public/Private Distinction Chapter 3
4	Sep. 29	Legal Personality Chapter 4
5	Oct. 6	Women and Personhood Chapter 5
6	Oct. 13	Partial Personhood: Legal Construction of Disability Chapter 6
7	Oct. 20	The Legal Construction of Family Chapter 8
	Oct. 27	FALL BREAK
8	Nov. 3	Parenting, the Law and the State Chapter 9
9	Nov. 10	The Legal Construction and Justification of Property Chapter 10
10	Nov. 17	Rights Associated with Land Chapter 11
11	Nov. 24	Rights of Property and the Family Chapter 12, Changing Concepts of Property Chapter 14
12	Dec. 1	Review Class
	Dec. 9-21	FALL EXAM TO BE HELD DURING OFFICIAL DECEMBER EXAM PERIOD DEC 9 – 21