

Carleton University

Department of Law and Legal Studies

Course Outline

COURSE: LAWS 2301 D - CRIMINAL JUSTICE SYSEM

TERM: FALL 2015

PREREQUISITES: LAWS 1000

CLASS: Day & Time: MONDAY 18:05-20:55

Room: 342 TORY BUILDING

Please check with Carleton Central for current room location

INSTRUCTOR: MICHAEL A. SMITH

CONTACT: Office: B442 Loeb

Office Hrs: By Appointment

Telephone: 613-230-5787

Email: msmith@langevinmorris.com

Academic Accommodations:

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://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://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 for the deadline to request accommodations for the formally-scheduled exam (*if applicable*) at <http://carleton.ca/pmc/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://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, literary 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://carleton.ca/studentaffairs/academic-integrity/>

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://carleton.ca/law/current-students/>

GENERAL

This course is designed to provide a broad introduction to the Canadian Criminal Legal System and to the institution, processes, rules and actors. The goal is to situate the criminal law within its general social setting and to examine the interrelationship between the aspirations and practices of each.

A strong emphasis is placed on the practical aspect of the law and how the players within the legal system achieve justice. In the latter part of the course, the focus will be on the criminal law in its more traditional formulations as found in *The Criminal Code* of Canada and in the cases, along with specific current issues in Canada.

MATERIALS

- A. Required Text: Criminal Law in Canada: An Introduction to the Theoretical, Social and Legal Context **4th Edition** (Toronto: Carswell, 2002). The text is available at the University Bookstore, The Haven Bookstore and is on Reserve at the university Library.

- B. Recommended: Criminal Justice in Canada by Colin Goff 4TH edition.

MARKING SCHEME

Please note that standing in a course is determined by the course instructor subject to the approval of the Department and 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 Department and the Dean.

1. Midterm Examination 20% - In class(one and a half hours) will be **Oct 20/15**
2. Final Examination 35% - Will be during Dec 9th-21st, 2015
3. Essay Assignment 35% - Due date for assignment is **Nov 24/15**
4. Participation 10% - Based upon attendance and engagement

Both examinations will be closed book. The examinations will comprise multiple choice and/or short-answer questions. Students will be responsible for all of the required readings, information provided by guest speakers, supplementary material distributed in class as well as material covered in the lectures.

SYLLABUS/SCHEDULE – FALL TERM

Sep 8 Topic: Introduction and course overview/Assignment

Sep 15 Topic: Criminal Law and Government Regulation
Readings: Chapter 1

Sep 22 Topic: Perspectives on criminal law
Readings: Chapter 2

Sep 29 Topic: Perspectives on criminal law - (continued)
Readings: Chapter 2

Oct 6 Topic: Legislation and the role of Parliament
Readings: Chapter 3

Oct 13 Topic: The Role of the Courts
Readings: Chapter 3

Oct 20 MIDTERM EXAMINATION – IN CLASS – 20%

Oct 27 FALL BREAK – NO CLASSES

Nov 3 Topic: Criminal law- personnel, participants and powers

Readings: Chapter 4-section 4.1

Nov 10 Topic: Criminal law- personnel, participants and powers

Readings: Chapter 4.2 - **GUEST SPEAKERS TO ATTEND**

Nov 17 Topic: Criminal law- personnel, participants and powers

Readings: Chapter 4.3 – **GUEST SPEAKER TO ATTEND**

Nov 24 Topic: Criminal law- personnel, participants and powers

Readings: Chapter 4.4 – **Submission date for Assignment**

Dec 1 Topic: Criminal law – personnel, participants and powers

Readings: Chapter 4.5 – Exam Review