
COURSE:	LAWS 2302 C – Criminal Law
TERM:	Winter 2015
PREREQUISITES:	LAWS 1000
CLASS:	Day & Time: Tuesdays – 18:05 – 20:55 Room: University Centre Room 180 Please check with Carleton Central for current room location
INSTRUCTOR:	Paolo Giancaterino
CONTACT:	Office: CI office - B442 Loeb Building Office Hrs: By Appointment Telephone: 613-297-8745 Email: pgiancaterino@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://www2.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://www2.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://www2.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, 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://www.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://www.carleton.ca/law/student-resources/department-policies/>

COURSE DESCRIPTION

The course introduces students to the legal and social dimensions of criminal law in Canada within a theoretical and practical framework.

This course will examine the concepts of *mens rea*, *actus reus*, and the attachment of liability. We will then explore defences, justifications and excuses to criminal offences. The course will also have a section on *Charter* rights and protections. Finally, we will explore the many concepts and principles of sentencing in criminal law.

REQUIRED READING

Roach, Kent. *Criminal Law*, 5th edition. (Irwin Law: August 2012)

Students should also have a copy of the *Criminal Code* available for reference. Available online at <http://www.canlii.org/en/ca/laws/stat/rsc-1985-c-c-46/latest/rsc-1985-c-c-46.html>

The textbook will be placed on reserve at the Carleton University Library

EVALUATION

(All components must be completed in order to get a passing grade)

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.

Assignment: 25% - Criminal Law Paper (***Due Date: March 10, 2015 at 6:05pm***)

Midterm: 30% - ***February 10, 2015*** (In-class – 2 hours)

Final exam: 45% - During final examination period, ***April 11 – 23, 2015*** (2.5 hours)

SCHEDULE

The lectures are organized into various topic areas with assigned readings.

I will also post readings such as news articles, case law etc. on CULearn. I will try and give as much advance notice as possible when posting these items.

TOPICS:**January 6:**

Course Introduction

Chapter 1 - Overview

January 13:

Chapter 2 – The Criminal Law and the Constitution

January 20:

Chapter 3 – The Prohibited Act, or *Actus Reus*

January 27:

Chapter 4 – Unfulfilled Crimes and Participation in Crimes

February 3:

Chapter 5 – The Fault Element, or *Mens Rea*

February 10:

In-Class Midterm

February 17:

WINTER BREAK

February 24:

Chapter 6 – Regulatory offences and Corporate Crime

March 3:

Chapter 7 - Intoxication

March 10:

Chapter 8 – Mental Disorder and Automatism

March 17:

Chapter 9 – Self-defence, Necessity and Duress

March 24:

Chapter 10 – Homicide, Sexual, Property, and Terrorism Offences

March 31:

Chapter 11 - Sentencing

April 7:

Chapter 12 - Conclusion

Course Review and Exam Review/Preparation