

Course Outline

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| COURSE: | LAWS 2302E – Criminal Law in Context |
| TERM: | Winter 2012 |
| PREREQUISITES: | LAWS 1000 |
| CLASS: | Day & Time: Monday 18:05-20:55 Room: Please check with Carleton Central for current room location |
| INSTRUCTOR: (CONTRACT) | Michael A. Smith |
| CONTACT: | Office: B442 (Loeb Bldg.) Office Hrs: By Appointment Telephone: 613-230-5787 Email: msmith@langevinmorris.com |

"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://www2.carleton.ca/pmc/students/accommodations> . If you require accommodation for your formally scheduled exam(s) in this course, please submit your request for accommodation to PMC by 7 March 2012 for April exams. For Religious and Pregnancy accommodations, please contact Equity Services, x. 5622 or their website: www.carleton.ca/equity

GENERAL

This course is an extension of the theories and approaches that were covered in LAWS 2301 E. It is designed to provide a practical introduction to the Canadian Criminal Legal System and to the institution, processes and rules. The goal is to highlight the elements of criminal offences and to examine various legal defences and their effectiveness in the system.

Students will be provided with an opportunity to put their theoretical knowledge to use in formal practice through in class presentations. In this course, the focus will be on the legal jurisprudence and various sections *The Criminal Code* of Canada.

MATERIALS

- A. Required Text: Criminal Law in Canada: An Introduction to the Theoretical, Social and Legal Context **4th Edition** (Toronto: Carswell, 2002).
- B. Recommended: Criminal Justice in Canada by Colin Goff 4TH edition.
- C. Recommended: *The Criminal Code* (Martin's Annual *Criminal Code* or Tremeeear's). A pocket Edition of *The Criminal Code* of Canada is acceptable.

MARKING SCHEME

1. Midterm Examination 20% - In class exam will be held on **Feb 13/12**
2. Final Examination 40% - Will be held during the April exam period (**TBA**).
3. Class Assignment 30% - Assignments due Mar 12th, 2012
4. Participation 10% - Will be based upon attendance, participation/summaries

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

SYLLABUS – WINTER TERM

Jan 9 Topic: Course Introduction, Assignments Sentencing & Punishment–Sentencing
Readings: Chapter 5 – section 5.1

Jan 16 Topic: Sentencing and Punishment – Punishment
Readings: Chapter 5 – section 5.2

Jan 23 Topic: Criminal law and liability – Elements of an offence
Readings: Chapter 6 – section 6.1

Jan 30 Topic: Criminal law and liability- Incomplete offences
Readings: Chapter 6 – section 6.2

Feb 6 Topic: Criminal law and liability- Attaching liability
Reading: Chapter 6 – section 6.3

Feb 13 **IN CLASS MIDTERM EXAM – 20%**

FEBRUARY 20-24 READING WEEK – NO SCHEDULED CLASSES

Feb 27 Topic: Defences- Justification and Excuses
Readings: Chapter 7 – section 7.1

Mar 5 Topic: Defences- Absences of intent of knowledge

Readings: Chapter 7 – section 7.2

Mar 12 Topic: Defences- Policy Defences and Incapacity

Readings: Chapter 7 – section 7.3 and 7.4

Mar 19 Topic: Selected Topics in criminal justice – Sexual assault

Readings: Chapter 8- section 8.1 – **Guest Lecturer**

Mar 26 Topic: Selected Topics in criminal justice-Racism and the criminal justice system

Readings: Chapter 8 – section 8.2

April 2 Topic: Selected Topics in criminal justice/Course Conclusion/Exam Review

Readings: Chapter 8 – section 8.3

