

BANKING LAW

LAWS 3206

2012-2013

INSTRUCTOR: Professor M.H. Ogilvie  
Of the Bars of Ontario and Nova Scotia  
Department of Law and Legal Studies  
Loeb D596  
613-520-2600 Ext. 3672

OFFICE HOURS: Wednesday 11:30 - 2:30  
by appointment

REQUIRED TEXTS: M.H. Ogilvie, Banking Law: Cases and Materials, 4th ed., (Toronto: Captus Press, 2008).

M.H. Ogilvie, Bank and Customer Law in Canada, (Toronto: Irwin Law, 2007).

EVALUATION: Midterm Examination 50%

Final Examination 50%

Each examination will be two hours in length. Each examination will be closed book.

The Midterm Examination will be held in class in Week Seven.

The Final Examination will be held during the regular university final examination period as scheduled by the University.

ALL STUDENT WORK IS SUBJECT TO THE CONTRACTUAL PROVISIONS CONTAINED IN THE CURRENT CARLETON UNIVERSITY UNDERGRADUATE CALENDAR AND TO THIS COURSE OUTLINE.

SYLLABUS: The table of contents of Ogilvie's Banking Law Cases, as supplemented orally by the Instructor throughout the term.

CLASS READING SCHEDULE

<u>Week</u>	<u>Reading (Banking Law Cases)</u>
WEEK ONE	INTRODUCTION
WEEK TWO	Pp. 2-64
WEEK THREE	Pp. 66-81
WEEK FOUR	Pp. 90-123
WEEK FIVE	Pp. 124-140
WEEK SIX	Pp. 142-186
WEEK SEVEN	MIDTERM EXAMINATION
WEEK EIGHT	Pp. 187-252
WEEK NINE	Pp. 253-320
WEEK TEN	Pp. 328-354
WEEK ELEVEN	Pp. 355-395
WEEK TWELVE	Pp. 396-432

READING LIST

The following list contains a selection of the major textbooks about Banking Law and Banking Law journals which are available either at the MacOdrum Library or the University of Ottawa Law Library. Although not required reading, students may find these books of use in preparing research papers and in researching topics of particular interest.

## I. Textbooks:

## (a) Canadian:

- Ian F.G. Baxter, The Law of Banking, 4<sup>th</sup> ed., (Carswells, 1992).
- Crawford and Falconbridge, Banking and Bills of Exchange, 8<sup>th</sup> ed., (Canada Law Book, 1986).
- Bradley Crawford, Payment, Clearing and Settlement in Canada, (Canada Law Book, 2002).
- Bradley Crawford, The Law of Banking and Payment in Canada, (Canada Law Book, 2008).
- Benjamin Geva, Bank Collections and Payment Transactions, (O.U.P., 2001).
- Christopher C. Nicholls, Financial Institutions. The Regulatory Framework (Lexis Nexis, 2008).
- M.H. Ogilvie, Canadian Banking Law, 2<sup>nd</sup> ed. (Carswells, 1998).
- M.H. Ogilvie, Banking. Title 14, C.E.D. (Ontario) and C.E.D. (Western), 3<sup>rd</sup> ed., (Carswells).
- M.H. Ogilvie, Bank and Customer Law in Canada, (Irwin Law, 2007).

## (b) English:

- Ross Cranston, Principles of Banking Law, 3<sup>rd</sup> ed., (O.U.P., 2013).
- E.P. Ellinger, Modern Banking Law, 5<sup>th</sup> ed., (O.U.P., 2011).
- Mark Hapgood, Paget's Law of Banking, 14<sup>th</sup> ed., (Butterworths, 2011).

## II. Journals:

- Banking and Finance Law Review, 1986-
- Canadian Banker, 1893-2000
- Butterworths Encyclopedia of Banking Law, 1984-
- Butterworths Journal of International Banking and Financial Law, 1986-
- Canadian Business Law Journal, 1977-
- International Banking Law, 1990-
- International Financial Law Review, 1981-
- Journal of International Banking Law, 1986-
- Lloyds Maritime and Commercial Law Quarterly, 1984-
- National Banking Law Review, 1982-