

COURSE:	LAWS 3306 B – Crime, Law, Process & Politics
TERM:	Winter 2013
PREREQUISITES:	1.0 credit from LAWS 2004 [1.0] (no longer offered), LAWS 2301, LAWS 2302.
CLASS:	Day & Time: Thursdays – 18:05 – 20:55 Room: Please check with Carleton Central for current room location
INSTRUCTOR:	Paolo Giancaterino
CONTACT:	Office: B442 Loeb Office Hrs: By Appointment Telephone: 613-297-8745 Email: pgiancaterino@langevinmorris.com

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/>

COURSE DESCRIPTION

The aim of the course is to develop a critical understanding of the constant evolution of criminal law in Canada. The course will examine the way Canadians think, talk and act on criminal justice and how this has shaped the criminal justice system today.

The course will be taught from a legal-process perspective that will concern itself with legislative, administrative, judicial and private ordering and their interactions. This process is also rooted in a pragmatic approach to politics which attempts to understand competing perspectives and achieve some form of reconciliation between them.

The course will concentrate on the ongoing conflict and evolution of the due process vs. victims' rights perspective, the parties involved in said conflict (accused, victims, police, public and politicians) and the resulting debates on criminal law currently in the public domain. We will also focus in on specific offences and offenders to gain a better understanding of how the ongoing conflict affects criminal law today.

REQUIRED TEXTS (Coursepack)

Roach, Kent. *Due Process and Victims' Rights: The New Law and Politics of Criminal Justice*. Toronto: University of Toronto Press Incorporated, 1999

EVALUATION

Participation:	10% (will be based on attendance and active participation)
Mid-term exam:	35% (February 14, 2013. 18:05)
Final exam:	55% (Exam Week - TBD)

NB: All components must be completed in order to get a passing grade

SCHEDULE

The lectures are organized into various topic areas with assigned readings. Chapter number corresponds with chapter number in required textbook.

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

TOPICS:

January 10, 2013: Basic Introduction to the Course

- Course Outline
- Overview of Topics and Methodology

January 17: Models of the Criminal Process

Chapter 1 – pgs 11 to 50

January 24: Introduction to the Charter Application Process & The Police

Canadian Charter of Rights and Freedoms – Sections 7 to 24(2)
Chapter 2 – pgs 51 to 87

January 31: The Criminal Trial

Chapter 3 – pgs 88 - 114

February 7: Victimless Crimes?

Chapter 4 – pgs 115 - 150

February 14:

MID-TERM EXAMINATION

February 21:

WINTER BREAK

February 28: Women

Chapter 5 – pgs 151 to 190

March 7: Young People

Chapter 6 – pgs 191 - 220

March 14: Minorities

Chapter 7 – pgs 221 - 249

March 21: Aboriginal People

Chapter 8 – pgs 250 to 277

March 28: Crime Victims

Chapter 9 – pgs 278 to 309

April 4: Course Review and Exam Review/Preparation