

## Course Outline

<b>COURSE:</b>	<b>LAWS 3306 B – Crime, Law, Process &amp; Politics</b>
<b>TERM:</b>	<b>Winter 2010-11</b>
<b>PREREQUISITES:</b>	<b>1.0 credit from LAWS 2004 [1.0] (no longer offered), LAWS 2301, LAWS 2302</b>
<b>CLASS:</b>	<b>Day &amp; Time: Wednesday – 18:05 – 20:55</b> <b>Room: Please check with Carleton Central for current room location</b>
<b>INSTRUCTOR: (CONTRACT)</b>	<b>Paolo Giancaterino</b>
<b>CONTACT:</b>	<b>Office: C476 Loeb</b> <b>Office Hrs: By Appointment</b> <b>Telephone: 613-230-5787</b> <b>Email: <a href="mailto:pgiancaterino@langevinmorris.com">pgiancaterino@langevinmorris.com</a></b>

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"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://www.carleton.ca/pmc/students/accom\\_policy.html](http://www.carleton.ca/pmc/students/accom_policy.html) . If you require accommodation for your formally scheduled exam(s) in this course, please submit your request for accommodation to PMC by **March 12, 2010 for April examinations**.

For Religious and Pregnancy accommodations, please contact Equity Services, x. 5622 or their website: [www.carleton.ca/equity](http://www.carleton.ca/equity)

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### **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**

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

### **EVALUATION** - All components must be completed to pass this course

Participation:	10% (will be based on attendance and active participation)
Mid-term exam:	35%
Final exam:	55% (Exam Week - TBD)

**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:**

- Jan 5, 2010: Basic Introduction to the Course**
- Course Outline
  - Overview of Topics and Methodology
- Jan 12: Models of the Criminal Process**  
Chapter 1 – pgs 11 to 50
- Jan 19: 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
- Jan 26: The Criminal Trial**  
Chapter 3 – pgs 88 - 114
- Feb 2: Victimless Crimes?**  
Chapter 4 – pgs 115 - 150
- Feb 9: Women**  
Chapter 5 – pgs 151 to 190
- Feb 16: MID-TERM EXAMINATION**
- Feb 23: WINTER BREAK**
- Mar 2: Young People**  
Chapter 6 – pgs 191 - 220
- Mar 9: Minorities**  
Chapter 7 – pgs 221 - 249
- Mar 16: Aboriginal People**  
Chapter 8 – pgs 250 to 277
- Mar 23: Crime Victims**  
Chapter 9 – pgs 278 to 309
- Mar 30: Course Review and Exam Review/Preparation**