Carleton University

COURSE:		LAWS 3307 C - Youth and Criminal Law
COURSE.		LAWS 5507 C - Touth and Chininal Law
PREREQUISITE	ES:	LAWS 2004
TERM:		Winter 2009
CLASS: I	•	Wednesday 18:00-21:00 446 TB (Tory Bldg)
INSTRUCTOR: (CONTRACT)		Gary R. Barnes
CONTACT:	Office Hrs:	Sessional Office - C 476 LA (Loeb) By Appointment Office = 613-225-2529 Home = 613-225-1529
	Email:	barnesgary@rogers.com

Course Outline

"Students with documented disabilities requiring academic accommodations in this course must register with the Paul Menton Centre for Students with Disabilities (PMC) for a formal evaluation of disability-related needs. Documented disabilities include physical, mental, and learning disabilities, mental disorders, hearing or vision disabilities, epilepsy, drug and alcohol dependencies, environmental sensitivities, as well as other conditions. Registered PMC students are required to contact the PMC at 613-520-6608, early each term to ensure that your Instructor receives your Letter of Accommodation no later than two weeks before the first assignment is due or the first in-class test/midterm requiring accommodations. If you require accommodations for your formally scheduled exam(s) in this course, please submit your request for accommodations to PMC by March 6, 2009 for April exams." Also available at http://www.carleton.ca/pmc/faculty/acom_statement.html . For Religious and Pregnancy accommodations, please contact Equity Services, 613-520-2600 x. 5622 or their website: www.carleton.ca/equity

COURSE DESCRIPTION AND FORMAT:

This course is a sequel to Laws 2004 (Introduction to the Canadian criminal justice system). The instructor is a practicing criminal defence counsel with over 30 years experience as well as 5 years as a part time Assistant Crown Attorney. The perspective will be broader than these viewpoints alone. The course will deal with the procedural and substantive aspects of the involvement of young people and their families with the criminal justice system including institutions, bail, conduct of a case, and plea bargaining. The course will also deal with related topics including the Charter, sentencing and appeals. The focus will be on the Youth Criminal Justice Act, it's intentions contents and effects. The roles of the accused, victims, police, defence counsel, Crown attorney, judges, juries, media, politicians and the public will all be illustrated. Current issues before the Youth Courts, legislatures and the media will also be discussed. Students are encouraged to follow the media reports on current issues dealing with the Youth Court so that they can participate in class discussions.

Reference will be made to the text, specific readings, the Youth Criminal Justice Act, the Criminal Code and case law.

The course will be taught through lectures and discussions and guest lecturers. Students will be encouraged to participate by applying and critiquing the various institutions, concepts, and case law. A detailed course outline as well as weekly assigned readings will be given on the first day of class.

COURSE READING MATERIALS:

a) <u>Required Text</u>:

Bala, Nicolas, Youth Criminal Justice Law (Irwin Law Inc. 2003)

Any one of the following Criminal Codes: - 2008 edition of The Criminal Code

- Martin's Annotated Criminal Code 2008 (Canada Law Book)
- Tremeear's Annotated Criminal Code 2008 (Carswell)
- Carswell's pocket edition 2008 is acceptable

b) Supplementary Readings:

A list of readings will be given on the first day of class for those students who may wish to explore certain topics in more detail.

METHOD OF EVALUATION :

The grade in this course will be based on the following :

1.	50 %	Essay - Due 4 March	, 2009
2.	50 %	Final examination	2 hour examination, multiple-choice, closed book
			- to be held during formal exam period at the end of the term

The examination will cover the assigned readings and class lectures. Both components must be completed in order to get a passing grade.

COURSE SCHEDULE - Winter 2009

Date	Date	<u>Topic</u>	<u>Readings</u>
Jan. 7	1	Introduction History Of Youth And Criminal Law	Ch. 1 pp. 1 – 61
Jan. 14	2	Principles for Responding to Youth Offending	Ch. 2 pp. 62-98
Jan. 21	3	Restorative Justice	Ch. 2 pp. 98 – 144
Jan. 28	4	Jurisdiction Of The Youth Court	Ch. 3 pp. 145 – 183
Feb. 4	5	Arrest and Police Questioning	Ch. 4 pp. 184 – 235
Feb. 11	6	Pretrial Detention	Ch. 4 pp. 235 – 271
Feb. 18		Study Week	
Feb. 25	7	Lawyers In The Youth Justice Process	Ch. 6 pp. 318 – 352
Mar. 4	8	Diversion And Extrajudicial Measures ESSAY DUE	Ch. 5 pp. 272 – 317
Mar. 11	9	The Youth Justice Court Process	Ch. 7 pp. 353 – 399
Mar. 18	10	Sentencing Under The Y.C.J.A Non Custodial	Ch. 8 pp. 400 – 444
Mar. 25	11	Sentencing Under The Y.C.J.A. – Custodial	Ch. 8 pp. 444 – 499
Apr. 1	12	Adult Sentencing For Youths Review	Ch. 9 pp. 500 – 552
Apr. 8-27, 2009		End of Term Examinations	