

COURSE:	LAWS 3503 A – Equality and Discrimination
PREREQUISITES:	One of LAWS 2004 or LAWS 2005 or LAWS 2105
TERM:	Fall 2007
CLASS:	Day & Time: Fridays, 8:30 – 11:30 am Room: 214 CO
INSTRUCTOR:	Jayne Stoyles
TELEPHONE:	613-237-1884
EMAIL:	stoyles@wfm-igp.org
Office Hours:	Please email or call to book an appointment.

Students with disabilities needing academic accommodations in this course are required to contact a coordinator at the Paul Menton Centre to complete the necessary *letters of accommodation*. The student must then make an appointment to discuss their needs with the instructor at least two weeks prior to the first class or ITV test. This is to ensure sufficient time is available to make the necessary accommodation arrangement. Please note the deadline for submitting completed forms to the PMC for formally scheduled exam accommodations is November 9, 2007 for December examinations and March 14, 2008, for April examinations. With regard to accommodations for religious obligations and pregnancy, please see <http://www.carleton.ca/law/accommodations.htm>.

There are many great services available on campus that can also provide you with advice, for example there is the Writing Tutorial Service (Learning Support Services, Room 411 ML), the Student Academic Success Centre (SASC 302 Tory) and the Learning Commons (4th Floor of the Library).

COURSE DESCRIPTION

The course examines issues of discrimination in Canadian society and explores different ways of thinking about and responding to group-based inequalities. The goal of this course is to provide a basic understanding of the principal laws relating to equality and human rights in Canada and to encourage critical and creative thinking about the role of law and the legal system in furthering/inhibiting equality and in responding to issues of discrimination.

Through academic articles and personal accounts, we will look at the history of discrimination in Canada, the meaning(s) of equality and discrimination, and present day experiences of discrimination and inequality. We will explore the “rights debates” and different theoretical approaches to the conceptualization of human rights protection, both domestic and international. We will study human rights legislation and the Charter of Rights and Freedoms and cases decided under each, looking at both their potential and their limitations.

The focus of this course is an exploration of theories, issues and cases through discussion. There is a heavy reading load and, despite the size of the class, there is a major focus on discussion. You are expected to have read all of the material assigned for each class and to come to class prepared to discuss it.

EVALUATION PROCEDURES:

1. 30% Mid-term Exam (**Friday, 19 October**, 2 hours, in-class)
2. 10% Outline and Bibliography for Final Term Paper on one of three topics to be distributed at the beginning of term (due **Friday, November 2 by 8:30 am**, max 4 double-spaced pages, including bibliography). Late submission will be penalized by a deduction of 5% per day. After 7 days you will receive a mark of '0'.
3. 50% Final Term Paper with Bibliography (due **Friday, November 30 by 8:30 am** max 15 double-spaced pages, not including bibliography). Late submission will be penalized by a deduction of 5% per day. **After December 3rd you will need special permission from the Department of Law to submit your paper.**
4. 10% Class Participation, including self-evaluation

PLEASE NOTE that extensions with no penalty are NOT given out for any assignment except in very extreme circumstances and with supporting documentation such as a doctor's note.

All students are encouraged to commence their papers early and to book appointments with the free writing Tutorial Service available by calling 613-520-6632 or visiting Paterson Hall - Room 215.

Both the outline and final research paper are expected to be products of each student's individual effort. Evaluation will be based on the quality of research, its originality, quality of grammar, accuracy of spelling, and soundness of content. Throughout the course Canadian spellings and grammar are to be employed. The outline of the research paper is expected to provide a succinct overview of your paper, well organized in point form, and to list your sources of information, e.g. articles, books, Internet, government and / or interviews.

Citations should conform to the Carleton University Legal Style Sheet for Term Papers available at: http://www2.carleton.ca/law/current/Legal_Style_Sheet.pdf

Please note that the Departmental *Policy and Procedure Statement* indicates the following:

ASSIGNMENTS MUST BE FULLY ORIGINAL. Faculty regulations require that all cases of suspected plagiarism be referred to the Dean, i.e. these matters are so serious that neither the instructor nor the Department of Law are the authorities to address alleged infractions. This matter is taken very seriously within the University and punishment in past cases has been severe. The Carleton University Calendar states that instructional offences, including plagiarism, may result in failure in the course or expulsion from the University. An academic offence can affect lifelong educational and career opportunities.

It may constitute plagiarism if a student quotes or adopts ideas from any source, without appropriate attribution (such as through failure to properly utilize endnotes or footnotes). Similarly, direct quotations must be attributed and indicated by quotation marks. Students must obtain prior approval of the instructor if they intend to submit work which has been previously or is being concurrently submitted for credit in this and/or another course.

Moreover, it is an academic offence to copy or to allow someone else to copy your examination test or quiz, or otherwise communicate or attempt to communicate an answer during an examination test or quiz. Finally, sections 403 and 404 of the *Criminal Code* establish criminal offences for "personation", i.e. completing academic work in someone else's name or allowing someone else to complete their academic work in your name for academic or other advantage.

REQUIRED READING:

Materials on Equality and Anti-Discrimination Law, compiled by D. Majury, 2006. The course pack can be purchased at Octopus Books, 116 Third Avenue (just off Bank Street in the Glebe). The materials are not available anywhere else.

Additional required readings may be assigned and will be on reserve in the MacOdrum Library.

REFERENCES:

The *Ontario Human Rights Code*, at <http://www.ohrc.on.ca/en/resources/code>
 The *Canada Human Rights Act*, at <http://laws.justice.gc.ca/en/H-6/text.html>
 The *Canadian Bill of Rights*, at <http://www.efc.ca/pages/law/canada/BillofRights.html>
 The *Canadian Charter of Rights and Freedoms*, at <http://laws.justice.gc.ca/en/charter/>
 Overview of the *International Bill of Rights*, at <http://www.unhchr.ch/html/menu6/2/fs2.htm>

CLASS SCHEDULES:

Date	Topic	Readings
Sept 7	Introduction to Equality & Discrimination Law	Legislation listed in 'References'
Sept 14	Acknowledging Inequality	Chapter I
Sept 21	Conceptualizing Equality & Conceptualizing Rights	Chapter II
Sept 28	Human Rights & the Charter	Chapter III
Oct 5	NO CLASS – University Day at Carleton	
Oct 12	Understanding Inequality & Discrimination Review of course to date	Chapter IV pp. 1-58
Oct 19	MID-TERM EXAM, 2 hours, in class	
Oct 26	Understanding Inequality & Discrimination	Chapter IV pp. 59-105
Nov. 2	Grounds of Discrimination	Chapter V pp. 1-40
OUTLINE AND BIBLIOGRAPHY FOR FINAL PAPER DUE, 8:30 am		
Nov. 9	Grounds of Discrimination	Chapter V pp. 41-88
Nov. 16	Affirmative Action & Other Controversies	Chapter VI
Nov. 23	Duty to Accommodate	No readings
Nov. 30	Review and Recap	Lecture notes
FINAL TERM PAPER DUE, 8:30 am		