

**Course Outline**

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<b>COURSE:</b>	<b>LAWS 2301T – Criminal Justice System</b>
<b>TERM:</b>	<b>SUMMER 2019 (May – June)</b>
<b>PREREQUISITES:</b>	<b>LAWS 1001 and LAWS 1002 (Formerly LAWS 1000)</b>
<b>CLASS:</b>	<b>Day &amp; Time: Online</b>
	<b>Room: Room: N/A - there is no classroom; lectures will be viewable online; Further information here: <a href="#">CUOL</a></b>
<b>INSTRUCTOR:</b>	<b>Caglar Dolek</b>
<b>CONTACT:</b>	<b>Office: B442 Loeb Building (Contract Instructor's Office)</b>
	<b>Office Hrs: Mondays 10am - 12pm or by appointment</b>
	<b>Email: <a href="mailto:caglardolek@cmail.carleton.ca">caglardolek@cmail.carleton.ca</a></b>

Please use your Carleton account for all email communication. Note that questions will not be answered on the weekends, or 24 hours before the essay is due and the final exam date. Students are warmly encouraged to consult with the instructor and Teaching Assistant during regular business hours, and well in advance of the essay due date and final exam.

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**CALENDAR COURSE DESCRIPTION**

The institutional and social production of criminal law in Canada. Processes, personnel, and agencies in the criminal legal system. The role of discretion and mechanisms of accountability. The accused and the place of the victim. Issues and problems in sentencing and punishment.

**COURSE DESCRIPTION**

This course offers an interdisciplinary and critical introduction to the issues pertaining to the Canadian criminal justice system. It examines the institutions, processes, rules, and actors influencing the organization and operation of the criminal justice system. It takes a historical approach to the examination of the production and regulation of criminal law while providing an overview of the critical perspectives on the socio-legal sphere.

**LEARNING OUTCOMES**

At the end of the course, students are expected to be able to:

- Critically evaluate the processes and actors involved in the production of the formal discourses of the criminal law in the Canadian context,
- Develop an interdisciplinary and historical perspective on the socio-political context for the operation of criminal law,

- Critically reflect on dominant representations of criminal behavior in the legal sphere, and its social and political repercussions,
- Develop their skills for analytical and critical thinking, and academic writing.

### **REQUIRED TEXT**

R.P. Saunders and Rebecca Bromwich. *Criminal Law in Canada: An Introduction to the Theoretical, Social and Legal Contexts*, 5th ed. (Carswell, 2016).

This required textbook is available for purchase from the Carleton bookstore. It has also been placed on reserve at the university library.

### **SUPPLEMENTARY TEXTS**

The following texts provide valuable sources for supplementary information and additional theoretical perspectives on the course. The texts are available for purchase from the Carleton bookstore. They have also been placed on reserve at the library.

Curt Griffiths. *Canadian Criminal Justice: A Primer*, 5<sup>th</sup> ed. (Toronto, Nelson, 2015).

Karim Ismaili, Jane Sprott and Kim Varma. *Canadian Criminal Justice Policy: Contemporary Perspectives* (Toronto, Oxford University Press, 2012).

Kent Roach. *Criminal Law*, 6<sup>th</sup> ed. (Toronto, Irwin Law, 2015).

### **WEBSITE**

Further course information, lecture summary slides, updates and other important materials will be posted on the course website on CULearn. Announcements and grades will also be communicated this way. Students are strongly encouraged to regularly check the website.

Visit <https://culearn.carleton.ca>, and login using the same username and password that you use for your email or Connect accounts. You must be registered in the course to access the course website.

### **IMPORTANT DATES**

**May 6:** Classes begin

**May 13:** Last day for registration and course changes

**May 24:** Last day to withdraw from courses with a full fee adjustment.

**June 18:** Last day of early summer classes.

**June 21-27:** Final examinations (please check your exam schedule closer to the time for the exact date. An announcement will also be posted on CULearn)

For more details, please visit: <https://calendar.carleton.ca/academicyear/>

**COURSE EVALUATION**

**(All components must be completed in order to get a passing grade)**

Standing in a course is determined by the course instructor subject to the approval of the Department and of the Faculty Dean. This means that grades submitted by the instructor may be subject to revision. No grades are final until they have been approved by the Department and the Dean.

Research Essay 40% (due Friday May 31, 2019)  
 Final Exam 60% (during the exam period; June 21-27, 2019)

*Both evaluation components must be completed in order to be eligible to receive a passing grade.*

**Research Essay:** The research paper is worth 40% of the final grade. It will be up to 2,500 words long, not including footnotes and bibliography. Students will select one question from a list of three topics. This list will be posted to the course website on **May 10, 2019**. The essay will be due **by 12 pm on Friday May 31**, and submitted online through the course website.

The research paper shall follow the following formal rules: *Times New Roman, 12 font; double-spaced.*

A rigorous research essay shall include the following components:

- \* Demonstration of comprehensive, analytical understanding of the subject
- \* Developing a critical discussion informed by theoretical elaboration,
- \* Well-formulated argumentation with a solid structure,
- \* proper application of in-text citation and reference list as per the McGill Guide to Uniform Legal Citation, or other recognized citation style.

Further information about the substantive and formal details of the research essay and a marking rubric will be posted on **May 10, 2019**.

***Important Notice:*** *Students must provide a medical or other appropriate documentation for any request for deadline extension for the research essay. A late penalty of -10% per day or partial day, including weekends, will be applied to individual assignments submitted past the due date. Assignments submitted beyond one week late will be accepted towards course completion, but will receive a grade of 0.*

**Final Exam:** The final exam is worth 60% of the overall grade. It will be held during the examination period of June 21 to 27, 2019. The exact dates will be scheduled by Examination Services later in the term. The exam will be closed book, and will comprise multiple choice and short-answer questions.

***Important Notice:*** *Students will be responsible for all of the required readings and cases, as well as the material covered by pre-recorded lecture videos. Please note that these videos include lectures delivered by guest speakers as well. Further information about the exam will be provided later in the term.*

**COURSE SCHEDULE**

**Topic 1:** *Introduction: Course Overview, Evaluation and Key Concepts*

**Topic 2:** *Criminal Law and Government Regulation*  
 Required reading: Saunders and Bromwich, chapter 1 (pp. 1-49)

- Topic 3:** *Perspectives on Criminal Law*  
Required reading: Saunders and Bromwich, chapter 2 (pp. 51-86)
- Topic 4:** *Production of Criminal Law I: Legislation and the role of Parliament*  
Required reading: Saunders and Bromwich, chapter 3.1 (pp. 87-123)
- Topic 5:** *Production of Criminal Law II: The Role of the Courts*  
Required reading: Saunders and Bromwich, chapter 3.2 (pp. 123-173)
- Topic 6:** *Actors in the System: The police*  
Required reading: Saunders and Bromwich, chapter 4.1. (pp. 175-202)
- Topic 7:** *Actors in the System: Prosecutor/Defence*  
Required reading: Saunders and Bromwich, chapter 4.2 (pp. 203-237)
- Topic 8:** *Actors in the System: Judges*  
Required reading: Saunders and Bromwich, chapter 4.3 (pp. 239-254)
- Topic 9:** *Actors in the System: Victims*  
Required reading: Saunders and Bromwich, chapter 4.4. (pp. 255-285)
- Topic 10:** *Actors in the System: The Accused*  
Required reading: Saunders and Bromwich, chapter 4.5. (pp. (286-307)
- Topic 11:** *International Criminal Law in Canada*  
Required reading will be posted online on the course website
- Topic 12:** *Course Overview*

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## **ACADEMIC ACCOMMODATIONS**

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows:

**Pregnancy obligation:** Please contact 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: <https://carleton.ca/equity/accommodation/academic/students/>

**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: <https://carleton.ca/equity/accommodation/academic/students/>

**Academic Accommodations for Students with Disabilities:** If you have a documented disability requiring academic accommodations in this course, please contact The Paul Menton Centre (PMC) at 613-520-6608 or [pmc@carleton.ca](mailto: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 as soon as possible to ensure accommodation arrangements are made. Please consult the PMC Website for their deadline to request accommodations for the formally-scheduled exam (if applicable). <https://carleton.ca/pmc/students/accommodations/>

### **Plagiarism**

Plagiarism is presenting, whether intentional or not, the ideas, expression of ideas or work of others as one's own. Plagiarism includes reproducing or paraphrasing portions of someone else's published or unpublished material, regardless of the source, and presenting these as one's own without proper citation or reference to the original source. Examples of sources from which the ideas, expressions of ideas or works of others may be drawn from include but are not limited to: books, articles, papers, literary compositions and phrases, performance compositions, chemical compounds, art works, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, and material on the Internet. Plagiarism is a serious offence.

More information on the University's Academic Integrity Policy can be found at: <https://carleton.ca/registrar/academic-integrity/>

### **Survivors of Sexual Violence**

As a community, Carleton University is committed to maintaining a positive learning, working and living environment where sexual violence will not be tolerated, and survivors are supported through academic accommodations as per Carleton's Sexual Violence Policy. For more information about the services available at the university and to obtain information about sexual violence and/or support, visit: <https://carleton.ca/sexual-violence-support/>

### **Accommodation for Student Activities**

Carleton University recognizes the substantial benefits, both to the individual student and for the university, that result from a student participating in activities beyond the classroom experience. Reasonable accommodation must be provided to students who compete or perform at the national or international level. Please contact your instructor 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. <https://carleton.ca/senate/wp-content/uploads/Accommodation-for-Student-Activities-1.pdf>

For more information on academic accommodation, please contact the departmental administrator or visit: <https://carleton.ca/equity/accommodation/academic/>

### **Department Policy**

The Department of Law and Legal Studies operates in association with certain policies and procedures. Please review these documents to ensure that your practices meet our Department's expectations.

<http://carleton.ca/law/current-students/>