
COURSE:	LAWS 2302 C&V – Criminal Law
TERM:	WINTER 2021
PREREQUISITES:	LAWS 1101, LAWS 1102
CLASS:	Day & Time: Wednesdays – 18:05 – 20:55 Room: All Courses in the Winter 2021 term are offered online. Lectures in this course will include pre-recorded lectures and weekly “live” sessions held during our regular class time via Zoom conferencing platform.
INSTRUCTOR: (CONTRACT)	Paolo Giancaterino
CONTACT:	Office: Room B442 Loeb Building (Contract Instructor’s Office) Office Hrs: By Appointment – Via ZOOM Telephone: 613.297.8745 Email: Paolo.Giancaterino@Carleton.ca

CALENDAR COURSE DESCRIPTION

The legal and social dimensions of criminal liability and responsibility in Canada, including issues and problems surrounding mens rea, actus reus, and the attachment of liability. Excuses and justifications, the Canadian Criminal Code and the role of the Charter in the criminal legal system.

COURSE DESCRIPTION

This course is an extension of the theories and approaches that are typically deal with in first year law. It is designed to provide a practical introduction to Criminal Law in Canada and to the institutions, processes and rules. The goal is to highlight various crimes and their elements, while examining various legal defences and their effectiveness in the system.

REQUIRED TEXTS

Roach, Kent. *Criminal Law, 7th edition*. (Irwin Law: August 2018)

May also be purchased through the Carleton University Bookstore website:
<https://www.bkstr.com/carletonstore/home>

SUPPLEMENTARY TEXTS

Students should also have a copy of the *Criminal Code* available for reference. Available online at

Criminal Code: <http://www.canlii.org/en/ca/laws/stat/rsc-1985-c-c-46/latest/rsc-1985-c-c-46.html>

Charter: <https://www.canlii.org/en/ca/laws/stat/schedule-b-to-the-canada-act-1982-uk-1982-c-11/latest/schedule-b-to-the-canada-act-1982-uk-1982-c-11.html>

EVALUATION

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.

1. Paper Proposal: 10% (Due: February 19, 2021 at 5:00pm)

Students will be responsible for providing a short outline in regards to their topic of choice and related research. The outline of what is required will be posted on CULearn

2. Paper Assignment: 25% (Due March 26, 2021 at 5:00pm)

Students will be responsible for submitting a formal essay on their topic of choice. Requirements of the paper will be posted on CULearn

3. Quizzes: 30% (Feb 10, March 10 and March 31)

A quiz will be posted on the above dates on CULearn. The quiz will be based on the lecture material from the prior weeks. The quizzes will be multiple choice. Students will have a time-limit within which to complete the quiz once started. Quizzes will have to be submitted within 5 days of their posting on CULearn

4. Final exam: 35% (To be scheduled)

There will be a final exam scheduled during the formal exam period.

LATE PENALTIES AND REQUESTS FOR EXTENSIONS

The granting of extensions is determined by the instructor who will confirm whether an extension is granted and the length of the extension. For requests for extensions lasting less than 7 days, please complete the form at the following link and submit it to the instructor prior to the assignment due date: <https://carleton.ca/registrar/wp-content/uploads/self-declaration.pdf>.

Extensions for longer than 7 days will normally not be granted. In those extraordinary cases where extensions lasting longer than 7 days are granted, the student will be required to

provide additional information to justify the longer extension (up to a maximum of 14 days).

SCHEDULE

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

NB: I will also post readings such as news articles, case law etc. on cuLearn. These various items are considered to be "required reading"

TOPICS:

January 13: Basic Introduction to the Course

Text: Chapter 1

Video: Lecture 1 (entire video)

January 20: The Criminal Law and the Constitution (part 1)

Text: Chapter 2

Video: Lecture 2 (start to (01:45:00)

January 27: The Criminal Law and the Constitution (part 2)

Text: Chapter 2

Video: Lecture 2 (01:45:00 to end) and Lecture 3 (start to 01:23:30)

February 3: The Prohibited Act, or *Actus Reus*

Chapter 3

Video: Lecture 3 (01:23:30 to end) and Lecture 4 (start to 01:20:10)

February 10: Unfulfilled Crimes and Participation in Crimes

Chapter 4

Video: Lecture 4 (01:20:10 to end) and Lecture 5 (start to 00:55:50)

February 17:

Winter Break – No Classes

February 24: The Fault Element, or *Mens Rea*

Chapter 5

Video: Lecture 5 (00:55:50 to end)

March 3: Regulatory Offences and Corporate Crime

Chapter 6

Video: Lecture 6 (entire video)

March 10: Intoxication

Text: Chapter 7

Video: Lecture 7 (entire video)

March 17: Mental Disorder and Automatism

Text: Chapter 8

Video: Lecture 8 (entire video) and Lecture 9 (00:36:17 to 01:02:45)

March 24: Self-defence, Necessity and Duress

Text: Chapter 9

Video: Lecture 9 (01:02:45 to end) and Lecture 10 (start to 01:07:00)

March 31: Homicide, Sexual, Property and Terrorism Offences

Text: Chapter 10

Video: Lecture 10 (1:07:00 to end) and Lecture 11 (start to 00:34:10)

April 7: Sentencing

Text: Chapter 11

Video: Lecture 11 (00:34:10 to 2:07:00)

April 14: Conclusion and Exam Preparation

Text: Chapter 12

Course Review and Exam Review/Preparation

ACADEMIC ACCOMMODATIONS

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows: <https://carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf>

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 Department of Equity and Inclusive Communities (EIC): <https://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 Department of Equity and Inclusive Communities (EIC): <https://carleton.ca/equity/>

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 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>

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/studentsupport/svpolicy/>

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://students.carleton.ca/services/accommodation/>

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