

**Course Outline**

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<b>COURSE:</b>	<b>LAWS 2502C – Law, State, and Citizen</b>
<b>TERM:</b>	Winter 2021
<b>PREREQUISITES:</b>	1.0 credit from LAWS 1001, LAWS 1002 (Formerly LAWS 1000 no longer offered) PSCI 1100, PSCI 1200, or PAPM 1000
<b>CLASS:</b>	<b>Day &amp; Time:</b> N/A <b>Room:</b> All Courses in the Winter 2021 term are offered online. Pre-recorded video lectures will be available through the Media Space platform. Please see the release schedule provided in the outline below. Please see the course CU Learn page for full instructions on accessing the video lectures and receiving technical support.
<b>INSTRUCTOR:</b>	Dr. Philip Kaisary
<b>CONTACT:</b>	<b>Office Hrs:</b> By appointment via Zoom <b>Telephone:</b> N/A <b>Email:</b> philip.kaisary@carleton.ca

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**CALENDAR COURSE DESCRIPTION**

Law relating to the state and its relationship to individuals and groups in society, with a focus on the administrative process, basic values and the Charter.

**COURSE DESCRIPTION**

This online course provides an interdisciplinary introduction to the laws governing the relationship between the state and its citizens in a Canadian context. It will address some of the key theories, values and challenges associated with this relationship, and examine key topics such as the Charter of Rights and Freedoms, theories of the state, administrative law, and public international law. Throughout the video lectures, the role and limits of the law and the courts will be discussed from legal, political and historical perspectives.

At the end of the course, students should be able to: 1) demonstrate an introductory level of knowledge of key theories, questions, and debates on topics covered in the course; 2) identify basic legal issues, rules, and questions in relation to the assigned readings; 3) critically reflect on the political and historical context in which the Charter and the courts operate; and 4) construct arguments in support of particular positions related to the course topics, and show an awareness of alternative views to these positions.

**REQUIRED TEXTS**

Nick E. Milanovic (ed.), *Introduction to Public Law: Readings on the Law, State, and Citizen* (Captus Press, 2015).

May be purchased through the Carleton University Bookstore website:

<https://www.bkstr.com/carletonstore/home>

**SUPPLEMENTARY TEXTS**

For supplementary information and additional perspectives on the course topics, the following text is recommended:

Heather MacIvor, *Canadian Politics and Government in the Charter Era*, 2nd ed. (Oxford University Press, 2013).

Further required readings and cases will be uploaded to the course website on cuLearn or identified as available online.

**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.

Performance in the course will be evaluated as follows; detailed instructions and guidance follow below:

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|----|---|-----|
| 1. | Four 2-page reading response papers.<br>The due date for each response is specified in the schedule below.<br>Each reading response is worth 5% and will be graded as Pass / Fail.<br>Responses will receive either 5% or 0%. | 20% |
| 2. | Mid-term due Friday March 5 <sup>th</sup>   | 35% |
| 3. | Final exam to be held online during the winter term exam period   | 45% |

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

**Reading response papers:**

The reading response papers are designed to keep you engaged with the course materials throughout the semester.

Each response should be 2 pages in length, double-spaced in 12pt. Times New Roman. In each response paper you should provide a commentary on a single aspect of that week's assigned reading. You should not attempt to summarize the reading (2 pages would not be sufficient for a summary); instead, focus on commenting on one single aspect of the reading that you found particularly interesting or provocative: what was being conveyed, elaborated, or argued? Why did you find it interesting or provocative? Did you agree

or disagree? Why? What are the implications of what was being conveyed, elaborated, or argued? Reading responses should rely on your own reading, thinking, and analysis, not on outside research. Each response should clearly identify (in the title) which reading is being responded to; for example: "Response to Milanovich Chapter 1, Reading (e): Marx." You do not need to provide a bibliography or list of references and you do not need to use footnotes / citations. Reading responses should be submitted via cuLearn. Absent prior approval or medical certification, reading responses submitted past their relevant due date **will not be accepted**.

### **Mid-term:**

The mid-term assessment will be open book and will comprise short-answer and essay questions. Word limits will be employed, and students must work alone. Further information will be provided closer to the time. Absent prior approval or medical certification, mid-terms submitted past the due date **will not be accepted**.

### **Final exam:**

The final exam is worth 40% of the overall grade. It will be 2 hours long and will be held online during the examination period of April 16–27, 2021. The exam will be closed book and will comprise multiple choice questions.

### **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**

*Please note the following dates:*

January 11, 2021	Classes Begin
February 15 – 19, 2021	Winter Break, No Classes
April 14, 2021	Winter Term Ends
April 16 – 27, 2021	Formally Scheduled Final Exams

You are free to watch and re-watch the course video lectures as many times as you wish, however the scheduled release / broadcast date and time is listed below for your information.

### **Online Video Lecture 1**

Scheduled broadcast date and time: Tuesday January 12<sup>th</sup>, 9:00am

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

Required reading: read the course syllabus

**Online Video Lecture 2**

Scheduled broadcast date and time: Tuesday January 19<sup>th</sup>, 9:00am

*Theories of Law and the State – part 1 of 2*

Required reading: Milanovic, chapter 1

First reading response due: Friday January 22<sup>nd</sup>, 11:55pm

**Online Video Lecture 3**

Scheduled broadcast date and time: Tuesday January 26<sup>th</sup>, 9:00am

*Theories of Law and the State – part 2 of 2*

Required reading: Milanovic, chapter 6

**Online Video Lecture 4**

Scheduled broadcast date and time: Tuesday February 2<sup>nd</sup>, 9:00am

*Administrative Law*

Required reading: Milanovic, chapter 2

Second reading response due: Friday February 5<sup>th</sup>, 11:55pm

**Online Video Lecture 5**

Scheduled broadcast date and time: Tuesday February 9<sup>th</sup>, 9:00am

*Basic Values and Their Protection*

Required reading: Milanovic, chapter 7

**February 15<sup>th</sup>–19<sup>th</sup>, 2021: Winter Break, No Classes**

**Online Video Lecture 6**

Scheduled broadcast date and time: Tuesday February 23<sup>rd</sup>, 9:00am

*Scope and Interpretation of the Charter*

Required reading: Milanovic, chapter 8

Third reading response due: Friday February 26<sup>th</sup>, 11:55pm

**Online Video Lecture 7**

Scheduled broadcast date and time: Tuesday March 2<sup>nd</sup>, 9:00am

*Fundamental Freedoms and Fundamental Justice*

Required reading: Milanovic, chapter 9

**\*\* Mid-term due Friday March 5<sup>th</sup> by 23:55 \*\***

**Online Video Lecture 8**

Scheduled broadcast date and time: Tuesday March 9<sup>th</sup>, 9:00am

*Equality*

Required reading: Milanovic, chapter 10

**Online Video Lecture 9**

Scheduled broadcast date and time: Tuesday March 16<sup>th</sup>, 9:00am

*Group Rights*

Required reading: Milanovic, chapter 11

**Online Video Lecture 10**

Scheduled broadcast date and time: Tuesday March 23<sup>rd</sup>, 9:00am

*International Law*

Required reading: Milanovic, chapter 12

Fourth reading response due: Friday March 26<sup>th</sup>, 11:55pm

**Online Video Lecture 11**

Scheduled broadcast date and time: Tuesday March 30<sup>th</sup>, 9:00am

*Case Study: National Security*

Required reading: will be posted on the course website

**Online Video Lecture 12**

Scheduled broadcast date and time: Tuesday April 6<sup>th</sup>, 9:00am

*Conclusion and Course Review*

***Final Exam***

To be held online during the examination period of April 16<sup>th</sup> –27<sup>th</sup>, 2021.

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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: <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](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>

### **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/studentssupport/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/>