### Course Outline

<table>
<thead>
<tr>
<th><strong>Course:</strong></th>
<th>LAWS 2502 D – Law, State, and Citizen</th>
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<tr>
<td><strong>Term:</strong></td>
<td>Winter - 2017</td>
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<td><strong>Prerequisites:</strong></td>
<td>1.0 credit from LAWS 1000 [1.0], PAPM 1000 [1.0], PSCI 1001, PSCI 1100 and PSCI 1200.</td>
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<td><strong>Class:</strong></td>
<td>Day &amp; Time: Thursdays 14:35 – 17:25</td>
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<td></td>
<td>Room: Please check with Carleton Central for current room location</td>
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<tr>
<td><strong>Instructor:</strong></td>
<td>Philip Kaisary</td>
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<tr>
<td><strong>Contact:</strong></td>
<td>Office: D485</td>
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<td></td>
<td>Office Hrs: Tuesdays 15:30 – 17:30</td>
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<td></td>
<td>Telephone: XT. 4181</td>
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<tr>
<td></td>
<td>Email: <a href="mailto:Philip.Kaisary@carleton.ca">Philip.Kaisary@carleton.ca</a></td>
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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:** 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: [http://carleton.ca/equity/](http://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 Equity Services website: [http://carleton.ca/equity/](http://carleton.ca/equity/)

The Paul Menton Centre for Students with Disabilities (PMC) provides services to students with Learning Disabilities (LD), psychiatric/mental health disabilities, Attention Deficit Hyperactivity Disorder (ADHD), Autism Spectrum Disorders (ASD), chronic medical conditions, and impairments in mobility, hearing, and vision. If you have a disability requiring academic accommodations in this course, please contact 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*. **Requests made within two weeks will be reviewed on a case-by-case basis.** After requesting accommodation from PMC, meet with me to ensure accommodation arrangements are made. Please consult the PMC website ([www.carleton.ca/pmc](http://www.carleton.ca/pmc)) for the deadline to request accommodations for the formally-scheduled exam *if applicable*.

You can visit the Equity Services website to view the policies and to obtain more detailed information on academic accommodation at [http://carleton.ca/equity/](http://carleton.ca/equity/)

### 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: http://carleton.ca/studentaffairs/academic-integrity/

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/

COURSE DESCRIPTION

This course provides a comparative, critical, and interdisciplinary introduction to the key concepts of law, state, and citizen, their historical underpinnings, and their relations from the age of revolutions to today’s neoliberal order. We will begin by developing a theoretical framework for our investigation. Then, we will consider the relational aspects of law, state, and citizen in the context of the Haitian Revolution, the Soviet State, 20th century anti-colonialism, and as represented in Franz Kafka’s classic novel, The Trial. The final part of course will examine our theme in relation to the Canadian Charter of Rights and Freedoms, indigeneity in the Canadian context, and neoliberal legality. The course thus comprises a rigorous examination of the topic in theoretical terms and historical contexts.

REQUIRED TEXTS

1. Course Pack (Available at the University Bookstore)


SUPPLEMENTARY TEXTS


There are copies of both in the University Library. Used copies are usually available on Amazon and/or Abe Books.
EVALUATION

Attendance & Participation: 20%

Quiz: 20%
*In-class, week 7, February 16th*

First Writing Assignment (1,500 words): 20%
*Due in-class, week 8, March 2nd*

Final Essay: (2,500 words) 40%
*Due in-class, week 12, March 30th*

All components must be completed to receive 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.

COURSE SCHEDULE

<table>
<thead>
<tr>
<th>Week</th>
<th>Date</th>
<th>Lecture</th>
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<tbody>
<tr>
<td>1</td>
<td>January 5th</td>
<td>Introduction</td>
</tr>
<tr>
<td>2</td>
<td>January 12th</td>
<td>What is Law?</td>
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<tr>
<td>3</td>
<td>January 19th</td>
<td>What is the State?</td>
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<td>4</td>
<td>January 26th</td>
<td>What is a Citizen?</td>
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<tr>
<td>5</td>
<td>February 2nd</td>
<td>Law and the Haitian Revolution</td>
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<tr>
<td>6</td>
<td>February 9nd</td>
<td>Law and the Soviet State</td>
</tr>
<tr>
<td>7</td>
<td>February 16th</td>
<td>20th Century Anti-Colonialism</td>
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### COURSE OUTLINE

**Part I: Introduction, Theory, Concepts**

**Week 1: Introduction, January 5th**
No set reading this week

**Week 2: What is Law? January 12th**
Required Reading:

Further reading:


Week 3: What is the State? January 19th
Required Reading:


Further reading:

Week 4: What is a Citizen? January 26th
Required Reading:


Further reading:

Part II: Case Studies

Week 5: Law and the Haitian Revolution, February 2nd
In class viewing:
Sujewa Ekanayake (dir.) Egalité for All: Toussaint Louverture and the Haitian Revolution (PBS, 2009)

Required Reading:


Further reading:


**Week 6: The Soviet State, February 9th**

Required Reading:

Further reading:

**Week 7: 20th Century Anti-Colonialism, February 16th**

*Assessment: In-Class Quiz*

In class viewing:
Gillo Pontecorvo, dir. *The Battle of Algiers* (Italy/Algeria: Casbah Film, 1966)

Required Reading:

Further reading:

*** WINTER READING BREAK FEBRUARY 20TH – 24TH – NO CLASSES ***

**Week 8: Law, State, and Citizen with Franz Kafka, March 2nd**

*First Writing Assignment Due*

Required Reading:

**Week 9: The Canadian Charter of Rights and Freedoms, March 9th**

Required Reading:

Further reading:


Week 10: Indigeneity and the Canadian Charter, March 16th
Required Reading:

Attawapiskat First Nation v. Canada, 2012 FC 948. (30 pp.)

Further Reading:

Week 11: Post-Liberal / Socio-Economic Rights, March 23rd
Required Reading:
Tanudjaja v. Canada (Attorney General), 2014 (37 pp.)

Further reading:

Week 12: Citizenship, the State, and Neoliberal Legality, March 30th
*Final Essay Due*
Required reading:

Further reading:
