

**Course Outline**

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**COURSE:** LAWS 2502T Law, State, and Citizen

**TERM:** Early Summer 2019

**PREREQUISITES:** 1.0 credit from LAWS 1001, LAWS 1002 (Formerly LAWS 1000 no longer offered) PSCI 1100, PSCI 1200, or PAPM 1000

**CLASS:**           **Day & Time:** N/A  
                          **Room:** N/A

**INSTRUCTOR:**                   **Dr. Philip J. Kaisary**

**CONTACT:**                   **Office:** D485 Loeb Building  
                                  **Office Hrs:** TBC  
                                  **Telephone:** 613-520-2600 x. 4181  
                                  **Email:** [philip.kaisary@carleton.ca](mailto:philip.kaisary@carleton.ca)

Please use your Carleton account for all email communication. Please include the course code and your last name in the subject of the email. Please note that ordinarily emails will be replied to within 2 business days; weekends and public holidays are not business days. Serious illness or family or personal emergencies may result in delayed email response times.

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**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).

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

In addition to this book, further required readings and cases will be uploaded to the course website on cuLearn, or identified as available online.

### **SUPPLEMENTARY TEXTS**

For students seeking supplementary information and additional perspectives on the course topics, the following text is available for purchase from the Carleton bookstore. It has also been placed on reserve at the library.

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

### **WEBSITE**

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.

Visit <https://culearn.carleton.ca> and login using your Carleton University username and password. You must be registered in the course to access the course website.

### **PRE-RECORDED VIDEO LECTURES**

The pre-recorded course video lectures are available through the Carleton Video On Demand website, which you can access if you subscribe to Video On Demand, or they can be viewed for free in the CUOL Student Centre.

A link will be posted to the course CULearn webpage that will take you to the Video On Demand login page.

The first few lectures will be available as the term begins. The CUOL team will then add the remaining videos as the summer term progresses.

For further information, please see the Word document titled, “CUOL Basics”, which is available on the course CULearn webpage and also copied at the bottom of this outline.

### **TECHNICAL INFORMATION**

If you encounter technical difficulties please **do not** contact the course Professor or TA. For information and assistance please contact the CUOL team:

CUOL Student Centre: D299 Loeb, 613-520-4055

Email: [cuol@carleton.ca](mailto:cuol@carleton.ca) (general information)

Email: [vod@carleton.ca](mailto:vod@carleton.ca) (Video On Demand support and questions)

CUOL website: [www.carleton.ca/cuol](http://www.carleton.ca/cuol)

Video On Demand login page: <https://vod.cuol.ca/vod>

**EVALUATION**

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

Note: 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:

1. Mid-term due **Friday May 31 by 23:55** 40%
2. Final exam to be held during the early summer term final exam period 60%

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

**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 60% of the overall grade. It will be 2 hours long and will be held during the examination period of June 21–27. The date and time 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.

Local students write their exam at the scheduled time on campus. Distance students (living further than 100 km from campus) write midterms and exams at a distance from Carleton only if they apply for this service. Otherwise distance students are expected to write all exams at Carleton. For general information on exams, schedules, service charges and deadlines, and the Distance Exam application, see: [www.carleton.ca/cuol/examination-services/](http://www.carleton.ca/cuol/examination-services/)

**SCHEDULE**

Please note:

May 6: Early summer term begins.

May 20: Statutory holiday. University closed.

June 18: Early summer term ends.

June 21–27: Formally scheduled exam period. Examinations are normally held all seven days of the week.

You are free to watch and re-watch the course video lectures as many times as you wish.

**Online Video Lecture 1**

*Introduction: Course Overview, Evaluation and Key Concepts*

Required reading: read the course syllabus

**summerOnline Video Lecture 2**

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

Required reading: Milanovic, chapter 1

**Online Video Lecture 3**

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

Required reading: Milanovic, chapter 6

**Online Video Lecture 4**

*Administrative Law*

Required reading: Milanovic, chapter 2

**Online Video Lecture 5**

*Basic Values and Their Protection*

Required reading: Milanovic, chapter 7

**Online Video Lecture 6**

*Scope and Interpretation of the Charter*

Required reading: Milanovic, chapter 8

**Online Video Lecture 7**

*Fundamental Freedoms and Fundamental Justice*

Required reading: Milanovic, chapter 9

**Online Video Lecture 8**

*Equality*

Required reading: Milanovic, chapter 10

**Online Video Lecture 9**

*Group Rights*

Required reading: Milanovic, chapter 11

**Online Video Lecture 10**

*International Law*

Required reading: Milanovic, chapter 12

**Online Video Lecture 11**

*Case Study: National Security*

Required reading: will be posted on the course website

**Online Video Lecture 12**

*Conclusion and Course Review*

## **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/>

## **Carleton University OnLine (CUOL) Basics for Students**

### **Information and Assistance**

CUOL website: [www.carleton.ca/cuol](http://www.carleton.ca/cuol)

Video On Demand login page: <https://vod.cuol.ca/vod>

CUOL Student Centre: D299 Loeb, 613-520-4055

Email: [cuol@carleton.ca](mailto:cuol@carleton.ca) (general information)

Email: [vod@carleton.ca](mailto:vod@carleton.ca) (Video On Demand support and questions)

### **Accessing Lectures**

Lectures are recorded during the on-campus section of the class. CUOL course lectures can be accessed in the ways listed below.

- Video-On-Demand - online streaming/downloading of available lectures at any time (\$40 fee applies per course per term in the summer). To register, add the Video On Demand section to your current registration. See <http://carleton.ca/cuol/registration/> for more information on registering in Video On Demand. The day after you register in the Video On Demand service, log in [here](#) to view your lectures using your CuLearn login and password.
- CUOL Student Centre, D299 Loeb: free Viewing Kiosks where you can view lectures anytime. Open 24/7! Bring your own headphones if you come after office hours.
- [Pay per Lecture](#) – online rental of individual lectures, fee applies
- Web Channel - we offer a web-cast channel which will stream recorded classes at set times. <https://vod.cuol.ca/stream/web-channel>

For more information see: [www.carleton.ca/cuol/access-courses/](http://www.carleton.ca/cuol/access-courses/)

### **Exams**

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