

Course Outline

COURSE: LAWS 3307A – Youth and Criminal Law

TERM: FALL 2019

PREREQUISITES: LAWS 2301 and LAWS 2302

CLASS: **Day & Time:** Thursdays, 18:05pm – 20:55pm
 Room: Please check with Carleton Central for current room location

INSTRUCTOR: **Michael A. Smith**
(CONTRACT)

CONTACT: **Office:** Room B442 Loeb Building (Contract Instructor’s Office)
 Office Hrs: By appointment only
 Telephone: 613-230-5787
 Email: msmith@lmslawyers.com

CALENDAR COURSE DESCRIPTION

A review of the Youth Criminal Justice Act within the framework of the Canadian justice system, with particular emphasis on historical and philosophical developments and objectives. Current topics include: constitutional issues, procedure, confessions, transfers, sentencing options, alternative measures, reviews, and possible amendments.

COURSE DESCRIPTION

This course is an extension of the concepts and information that were covered in LAWS 2301 and 2302. It is designed to provide a practical introduction to Youth and Criminal Law in Canada and to the institution, processes and rules. The goal is to highlight the elements of criminal offences, the policies, procedures and foundation of law relating to young persons involved in the criminal justice system. This course will also examine the effectiveness of the various approaches taken when dealing with young persons. Students will be provided with an opportunity to put their theoretical knowledge to use through the completion of a class assignment.

REQUIRED TEXTS

Required Text: Youth Criminal Justice Law – Authored by Nicholas Bala and Sanjeev Anand.

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.

1. Midterm Examination 20% - In class exam (one and a half hours) will be **Oct 10th/19**
2. Final Examination 40% - Will be during the Dec 9th – 21st exam period
3. Class Assignment 30% - Assignments due **Nov 7th/19**
4. Participation 10% - Will be based upon attendance and participation

Both examinations will be closed book. The exams will comprise multiple choice and short-answer questions. Students will be responsible for all of the required readings, information provided by guest speakers as well as material covered in the lectures.

SCHEDULE

Sep 5	<u>Topic:</u>	Course Introduction, Overview and assignments
Sep 12	<u>Topic:</u> <u>Readings:</u>	Principles of youth law Chapter 1
Sep 19	<u>Topic:</u> <u>Readings:</u>	Jurisdiction of youth court Chapter 2
Sep 26	<u>Topic:</u> <u>Readings:</u>	Arrest, search and questioning youth + GUEST SPEAKER Chapter 3
Oct 3	<u>Topic:</u> <u>Readings:</u>	Diversion and Conferences/Lawyers in the youth justice process Chapter 4
Oct 10	<u>Topic:</u>	MIDTERM EXAMINATION
Oct 17	<u>Topic:</u> <u>Readings:</u>	Diversion and Conferences/Lawyers in the youth justice process Chapters 5 & 6
Oct 24		FALL BREAK – NO SCHEDULED CLASS
Oct 31	<u>Topic:</u> <u>Readings:</u>	The youth justice process Chapter 7
Nov 7	<u>Topic:</u> <u>Readings:</u>	Sentencing under the YCJA Chapter 8 – <u>ASSIGNMENT DUE</u>
Nov 14	<u>Topic:</u> <u>Readings:</u>	Sentencing under the YCJA Chapter 8
Nov 21	<u>Topic:</u> <u>Readings:</u>	Adult sentencing for youths Chapter 9

Nov 28	<u>Topic:</u>	Canadian youth justice in context
	<u>Readings:</u>	Chapter 10
Dec 5	<u>Topic:</u>	EXAM 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 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/>