

## Course Outline

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<b>COURSE:</b>	<b>LAWS 1001 C: Introduction to Legal Studies I</b>
<b>TERM:</b>	<b>Fall 2024</b>
<b>CLASS:</b>	<b>Day &amp; Time: Monday, 8:35am - 11:25am</b> <b>Room: This course is online and accessed via Brightspace</b>
<b>INSTRUCTOR:</b>	<b>Jane Dickson, PhD (Law)</b>
<b>CONTACT:</b>	<b>Office Hrs: Wednesdays, 13:00-14:00, D592 Loeb (in-person)</b> <b>Thursdays, 9:30-10:30 (via Zoom)</b> <b>Telephone: 613-520-2600, ex.3686</b> <b>Email: <a href="mailto:jane.dickson@carleton.ca">jane.dickson@carleton.ca</a></b> (please note that email is the most reliable way to contact the instructor; please use this email and NOT the Brightspace email system)
<b>BRIGHTSPACE:</b>	<b><a href="https://brightspace.carleton.ca/d2l/home/290220">https://brightspace.carleton.ca/d2l/home/290220</a></b>

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### Acknowledgement & Affirmation

#### Anishinaabemowin

Ni manàdjiyànànig Màmìwininì Anishinàbeg, ogoḡ kà nàḡadawàbandadjig iyo akì eko weshkad. Ako nongom ega wìkàd kì mìḡiwewàdj.

Ni manàdjiyànànig kakina Anishinàbeg ondaje kaye ogoḡ kakina eniyagizidjig enigokamigàḡ Kanadàng eji ondàpinangig endàwàdjìn Odàwàng.

Ninisidawinawànànig kenawendamòdjig kije kikenindamàwin; weshkinìḡidjig kaye kejejàdizidjig. Nigijeweninmànànig ogoḡ kà nìḡàni sòḡḡideyedjig; weshkad, nongom; kaye àyànikàdj.

*We pay respect to the Algonquin people, who are the traditional guardians of this land.*

*We acknowledge their longstanding relationship with this territory, which remains unceded.*

*We pay respect to all Indigenous people in this region, from all nations across Canada, who call Ottawa home.*

*We acknowledge the traditional knowledge keepers, both young and old. And we honour their courageous leaders: past, present.*

**CALENDAR COURSE DESCRIPTION**

Introduction to legal studies: concepts, sources, nature and functions of law; historical, cultural and constitutional foundations of Canadian legal system; common and civil law traditions; statutory interpretation; precedent; legal institutions; frameworks for analyzing formal and informal conceptions of law and its role in society.

Lectures and discussion three hours a week.

**COURSE DESCRIPTION**

This course is designed to provide an introduction to the field of Canadian legal studies. As such, it has two main objectives. A first objective is to provide a basic knowledge of the formal foundations of law and the legal system in Canada. Students will learn about the sources of formal law in Canada, the structure and function of legal institutions, the process of law-making and the various actors in the legal process. As well, students will be introduced to important areas of substantive law (such as criminal law, constitutional law, and contract law). A second objective of the course is to provide students with the tools to begin to think critically about the law and our legal system. Students will be introduced to various theoretical perspectives concerning what law is, how law is “made”, how we experience law, the role of law in shaping relationships between individuals and groups as well as relations between the state and society. The ways in which the law may be manipulated to serve particular societal interests will also be considered. Ultimately, students will consider the role that law plays in either advancing or inhibiting social justice and social change.

**LEARNING OUTCOMES**

Students who diligently attend lectures and complete the readings assignments should, upon completing the course, be able to:

- Identify and explain several different theoretical frameworks that can be used to examine the different forms and roles of law within Canadian society, including both formal and informal conceptions of “law.”
- Identify, explain and critically evaluate the roles and functions of institutions and actors involved in the formal legal system.
- Recognize, explain and critically evaluate the formal process of legal rulemaking, including the legislative process and judicial decision making.
- Recognize, explain and critically evaluate a cross-section of the formal legal rules and frameworks that directly affect the lives of Canadians.
- Recognize and critically evaluate the ways in which both formal and informal “law” may be used to affect the distribution of power in society and recognize different ways of assessing the relationship between law and justice and between law and social change.

## **REQUIRED TEXTS**

1. Stephen Tasson, Rebecca Bromwich, Jane Dickson, Vincent Kazmierski, Bettina Appel Kuzmarov, Sébastien Malette, Umut Öszu (eds.), Introduction to Legal Studies: Foundations and Rights Protection (vol.1) Canadian Legal Studies Series (Concord: Captus Press, 2080); ISBN 978-1-55322-375-7. This text will be also be available as an ebook through Captus at: <http://www.captus.com/information/ebook.htm>
2. Rick Ruddell, George Pavlich, Exploring Criminal Justice in Canada - Law and Society Redefined, Carleton University Custom Edition (Oxford University Press, 2016 & 2011); ISBN: 9780199015658.

Both of these texts are available at the Carleton University Bookstore Online. You may be able to purchase secondhand copies at (very) reduced prices the texts at Haven Books (43 Seneca Street, Ottawa (tel. 613-730-9888) or at the Carleton Bookstore, again via online ordering. Please be sure you are purchasing the correct books - checking the ISBN number is the best way to be certain.

## **EVALUATION**

There are four formal evaluation components in this course: two assignments, attendance at discussion groups, and a single multiple-choice examination held in the regular examination period in December 2024.

Assignments must be completed and submitted electronically to the appropriate Teaching Assistant via BS by 4:30 p.m. on the due date. Papers submitted in any other fashion will not be accepted. Details of the late submission policy are outlined below.

- **Assignment 1** (20%), due October 4, 2024, by 4:30 p.m. via Brightspace (full details of the assignment will be posted on BS).
- **Assignment 2** (20%), due November 1, 2024, by 4:30 p.m. via Brightspace (full details of the assignment will be posted on BS).
- **Final Examination** (35%), multiple choice format covering all topics/materials covered during the Fall Term, written during the formal examination period.

Please note that tests and examinations in this course will use a remote proctoring service provided by Scheduling and Examination Services. You can find more information at <https://carleton.ca/ses/e-proctoring>. The minimum computing requirements for this service are listed on the SES website (<https://carleton.ca/ses/online-exams/e-proctoring/e-proctoring-course-outline-template>)."

- Requests to defer the final exam must be made through the Registrar’s Office and will be accepted only (1) if the student has completed all course requirements and (2) the cumulative total marks on other course requirements exceeds 50%.
- **Discussion Group attendance and participation (25%).** A virtual discussion group will be held from 10:30-11:30 every Monday and will begin in the second week of term. As a general rule, discussion groups are graded at 2 marks per class – 1 mark for attendance; 1 mark for participation. The former cannot be determined if cameras are off, so please be advised that, save for the most exceptional circumstances, cameras must be on to receive marks for attendance. Participation marks can be secured by participating verbally in debates and discussions or posting in the chat. If you are concerned you are not participating adequately, please reach out to the TA sooner rather than later.

**Failure to complete all assignments and exams in the course will result in the student receiving a failing grade for the course. Deferrals will not be granted unless all other course requirements have been met and the total grade on work to date indicates passing the course is possible.**

**Late Submission Policy:** Deadlines for submission of assignments are set prior to the start of term and clearly communicated in class and in this course outline. It is expected that students will plan accordingly and endeavor to meet those deadlines. Where this is not possible, students may submit the paper late and their grade will be reduced by a late penalty that will accrue at a rate of 2 marks for each day elapsing between the deadline and their submission of the paper via Brightspace. Papers not received within 10 days of the deadline will be accepted but will receive a grade of zero.

Students are reminded that all course requirements must be met in order to pass the course.

### **SCHEDULE**

<b>Week:</b>	<b>Date:</b>	<b>Lecture Topic and Reading Assignment:</b>
<b>Law in Context</b>		
1	Sept 9	Course Introduction Readings: Course Outline
2	Sept 16	Law in Social Life Readings: <i>Foundations and Rights Protection</i> , 1(a)-(c); Ruddell & Pavlich, <i>Realizing Sociological Jurisprudence</i> , pp.149-164
3	Sept 23	Cultural Context Readings: <i>Foundations and Rights Protection</i> , 2(a)-(d)

4	Sept 30	The Constitutional Context Readings: Law, the State and the Constitution: <i>Foundations and Rights Protection</i> , 3(a) – (e)
<b>Looking at Law: Different Lens for Law and Legal Studies</b>		
5	Oct 7	Law, Morality and Justice Readings: <i>Foundations and Rights Protection</i> , 5(a)-(f); Ruddell & Pavlich, Natural Law: Morality and Law, pp.121-123
6	Oct 28	Law's Liberalism and its Critics Readings: <i>Foundations and Rights Protection</i> , 6(a)-(c)
7	Nov 4	Connecting Law and Society Readings: <i>Foundations and Rights Protection</i> , 7(a)-(c); Ruddell & Pavlich, <i>Positing Law</i> , 134-148
<b>Making Law: Judicial Decisions and Legislation</b>		
9	Nov 11	Judicial Decisions and the Common Law Readings: <i>Foundations and Rights Protection</i> , 8(a)-(b)
10	Nov 18	Interpreting Legislation Readings: <i>Foundations and Rights Protection</i> , 9(a)-(d)
<b>Law, the State and Citizens</b>		
11	Nov 25	Citizenship: Who Belongs? Who is Protected? Readings: <i>Foundations and Rights Protection</i> , 10(a)-(e)
12	Dec 2	Protecting Rights: Inside and Outside the Constitution Readings: <i>Foundations and Rights Protection</i> , 11(a) –(d)
13	Dec 6	Course Summary and Exam Preparation

<b>Fall 2024 Sessional Dates and University Closures</b>	
<i>Please find a full list of important academic dates on the calendar website:</i> <a href="https://calendar.carleton.ca/academicyear/">https://calendar.carleton.ca/academicyear/</a>	
<b>September 4, 2024</b>	Fall term begins.
<b>September 17, 2024</b>	Last day for registration and course changes (including auditing) for fall, and fall/winter courses.
<b>September 30, 2024</b>	Last day to withdraw from fall term and fall/winter courses with a full fee adjustment (financial withdrawal).
<b>October 14, 2024</b>	Statutory holiday. University closed.
<b>October 21-25, 2024</b>	Fall break. No classes.
<b>November 15, 2024</b>	Last day for academic withdrawal from fall courses.
	Last day to request formal exam accommodations for fall, and fall/winter examinations to the Paul Menton Centre for Students with Disabilities.
<b>November 22, 2024</b>	Last day for summative tests or examinations or formative tests or examinations totaling more than 15% of the final grade in the fall or fall/winter before the official examination period.
<b>December 6, 2024</b>	Fall term ends.
	Last day of fall term classes.
	Classes follow a Monday schedule.
	Last day for take home examinations to be assigned.
<b>December 7-8, 2024</b>	No classes or examinations take place.
<b>December 9-21, 2024</b>	Final examinations in fall term courses and mid-term examinations in fall/winter courses will be held.
<b>December 21, 2024</b>	All final take-home examinations are due on this day, with the exception of those conforming to the examination regulations in the Academic Regulations of the University section of the Undergraduate Calendar/General Regulations of the Graduate Calendar.
<b>December 24, 2024 – January 2, 2025</b>	University closed.

**DEPARTMENT POLICIES AND REGULATIONS****Plagiarism:**

The University Academic Integrity Policy defines plagiarism as “*presenting, whether intentionally or not, the ideas, expression of ideas or work of others as one’s own.*” This 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, artworks, laboratory reports, research results, calculations and the results of calculations, diagrams, constructions, computer reports, computer code/software, material on the internet and/or conversations.

Examples of plagiarism include, but are not limited to:

- any submission prepared in whole or in part, by someone else, including the unauthorized use of generative AI tools (e.g., ChatGPT);
- using ideas or direct, verbatim quotations, paraphrased material, algorithms, formulae, scientific or mathematical concepts, or ideas without appropriate acknowledgment in any academic assignment.
- using another’s data or research findings without appropriate acknowledgement.
- submitting a computer program developed in whole or in part by someone else, with or without modifications, as one’s own; and
- failing to acknowledge sources through the use of proper citations when using another’s work and/or failing to use quotations marks.

Plagiarism is a serious offence that cannot be resolved directly by the course’s instructor. The Associate Dean of the Faculty conducts a rigorous investigation, including an interview with the student, when an instructor suspects a piece of work has been plagiarized. Penalties are not trivial. They can include a final grade of “F” for the course and a notation on the student’s record.

**Statement of Mental Health:**

As a University student you may experience a range of mental health challenges that significantly impact your academic success and overall well-being. If you need help, please speak to someone. There are numerous resources available both on- and off-campus to support you. For more information, please consult <https://wellness.carleton.ca/>

Emergency Resources (on and off campus):

- <https://carleton.ca/health/emergencies-and-crisis/emergency-numbers/>

Carleton Resources:

- Mental Health and Wellbeing: <https://carleton.ca/wellness/>
- Health & Counselling Services: <https://carleton.ca/health/>
- Paul Menton Centre: <https://carleton.ca/pmc/>
- Academic Advising Centre (AAC): <https://carleton.ca/academicadvising/>
- Centre for Student Academic Support (CSAS): <https://carleton.ca/csas/>
- Equity & Inclusivity Communities: <https://carleton.ca/equity/>

#### Off Campus Resources:

- Distress Centre of Ottawa and Region: (613) 238-3311 or TEXT: 343-306-5550, <https://www.dcottawa.on.ca/>
- Mental Health Crisis Service: (613) 722-6914, 1-866-996-0991, <http://www.crisisline.ca/>
- Empower Me: 1-844-741-6389, [https://studentcare.ca/rte/en/IHaveAPlan\\_CarletonUniversityUndergraduateStudentsCUSA\\_EmpowerMe\\_EmpowerMe](https://studentcare.ca/rte/en/IHaveAPlan_CarletonUniversityUndergraduateStudentsCUSA_EmpowerMe_EmpowerMe)
- Good2Talk: 1-866-925-5454, <https://good2talk.ca/>
- The Walk-In Counselling Clinic: <https://walkincounselling.com>

### Academic Accommodations

The instructor recognizes that students may on occasion require accommodations to meet course requirements. As a general rule, the university oversees and ensures accommodations and it is not necessary to discuss these in detail with the Instructor. If you have a university-approved accommodation that requires Instructor support, please inform the Instructor via email within the first two weeks of the term or as soon as you are aware an accommodation may be required. For more information about academic accommodations, please consult the Equity Services website:

<https://carleton.ca/equity/accommodation/academic/students/>

#### 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/>.

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