

Course Outline

COURSE:	LAWS 3307B – Youth and Criminal Law
TERM:	FALL 2023
PREREQUISITES:	LAWS 2301 and LAWS 2302
CLASS:	Day & Time: Lectures will be held every Tuesday between 18:05 and 20:55 via ZOOM conferencing program Room: Please check Carleton Central for current Class Schedule. This is an “ONLINE” course
INSTRUCTOR:	Paolo Giancaterino
CONTACT:	Office: Room B442 Loeb Building (Contract Instructor’s Office) Office Hrs: By Appointment – Via ZOOM Telephone: 613.297.8745 Email: Paolo.Giancaterino@cunet.carleton.ca

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

Bala, Nicholas and Anand, Sanjeev. *Youth Criminal Justice Law* 3rd Edition (Irwin Law: 2012)

May also be purchased through the Carleton University Bookstore website:

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

SUPPLEMENTARY TEXTS

Youth Criminal Justice Act: <https://www.canlii.org/en/ca/laws/stat/sc-2002-c-1/latest/sc-2002-c-1.html>

Criminal Code: <http://www.canlii.org/en/ca/laws/stat/rsc-1985-c-c-46/latest/rsc-1985-c-c-46.html>

Charter: <https://www.canlii.org/en/ca/laws/stat/schedule-b-to-the-canada-act-1982-uk-1982-c-11/latest/schedule-b-to-the-canada-act-1982-uk-1982-c-11.html>

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.

1. Class Assignment: 35% (Due November 10, 2023 at 5:00pm)

Requirements of the assignment will be posted on Brightspace

2. Quizzes: 30% (September 29, October 27 and December 1, 2023)

A quiz will be posted on the above dates on Brightspace. The quiz will be based on the lecture material from the prior weeks.

3. Final exam: 35% (To be scheduled)

Exam to be scheduled during the formal exam period

All components must be successfully completed in order to get a passing grade.

LATE PENALTIES AND REQUESTS FOR EXTENSIONS

Please refer to the individual assignments for specifics on late submission penalties.

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

The lectures are organized into various topic areas with assigned readings. Chapter number corresponds with chapter number in required coursepack/textbook.

NB: I may also post readings such as news articles, case law etc. on Brightspace. These various items are considered to be "required reading"

TOPICS:

September 12:
Course Introduction, Overview and Assignments
Responding to Youth Crime in Canada

Chapter 1

September 19: Principles for Responding to Young Offenders

Chapter 2

September 26: Jurisdiction of the Youth Justice Court

Chapter 3

October 3: Arrest, Search and Questioning by Police & Pretrial Detention Part 1

Chapter 4

October 10: Arrest, Search and Questioning by Police & Pretrial Detention Part 2

Chapter 4

October 17: Diversion, Extrajudicial Measures and Conferences

Chapter 5

October 24:

Fall Break – No classes

October 31: Lawyers in the Youth Justice Process

Chapter 6

November 7: The Youth Justice Court Process

Chapter 7

November 14: Sentencing under the YCJA Part 1

Chapter 8

November 21: Sentencing under the YCJA Part 2

Chapter 8

November 28: Adult Sentencing for Youths

Chapter 9

December 5: Canadian Youth Justice in Context

Chapter 10

University and Departmental Policies**DEPARTMENT POLICIES AND REGULATIONS**

Please review the following webpage to ensure that your practices meet our Department's expectations, particularly regarding standard departmental protocols and academic integrity requirements: <https://carleton.ca/law/student-experience-resources/>.

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/>.

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 accommodation regarding a formally-scheduled final exam, you must complete the Pregnancy Accommodation Form that can be found at:

<https://carleton.ca/equity/contact/form-pregnancy-accommodation/>.

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, please go to: <https://carleton.ca/equity/focus/discrimination-harassment/religious-spiritual-observances/>

Academic Accommodations for Students with Disabilities

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 for a formal evaluation. You can find the Paul Menton Centre online at: <https://carleton.ca/pmc/>

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 where 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/equity/sexual-assault-support-services>

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. Read more here:

<https://carleton.ca/senate/wp-content/uploads/Accommodation-for-Student-Activities-1.pdf>.

For more information on academic accommodation, please visit:

<https://students.carleton.ca/services/accommodation/>.