

Course Outline

COURSE:	LAWS 2302E – Criminal Law
TERM:	WINTER 2020
PREREQUISITES:	LAWS 1001 and LAWS 1002
CLASS:	Day & Time: MONDAY 18:05pm – 20:55pm
	Room: Please check with Carleton Central for current room location
INSTRUCTOR: (CONTRACT)	Michael A. Smith
CONTACT:	Office: B442 Loeb Building (Contract Instructor’s Office)
	Office Hrs: By appointment only
	Telephone: 613-520-5787
	Email: msmith@lmslawyers.com

CALENDAR COURSE DESCRIPTION

The legal and social dimensions of criminal liability and responsibility in Canada, including issues and problems surrounding mens rea, actus reus, and the attachment of liability. Excuses and justifications, the Canadian Criminal Code and the role of the Charter in the criminal legal system.

COURSE DESCRIPTION

This course is an extension of the theories and approaches that are typically dealt with in LAWS 2301. It is designed to provide a practical introduction to Criminal Law in Canada and to the institutions, processes and rules. The goal is to highlight the elements of criminal offences and to examine various legal defenses and their effectiveness in the system.

Students will be provided with an opportunity to put their theoretical knowledge to use in formal practice through a class assignment. In this course, the focus will be on legal jurisprudence and various sections of *The Criminal Code* of Canada

REQUIRED TEXTS

Required Text: Criminal Law in Canada: An Introduction to the Theoretical, Social and Legal Context 5th Edition – Authored by Ron Saunders and Rebecca Bromwich.

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 hour and fifteen minutes) will be **FEB 10th/20**

2. Final Examination 35% - Will be held during the APR 13th-25th exam period
 3. Class Assignment 35% - Assignments due **MAR 2ND/20**
 4. Participation 10% - Will be based upon attendance and participation

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

SCHEDULE

JAN 6	<u>Topic:</u> <u>Readings:</u>	Course Introduction, Overview and assignments None required for this day
JAN 13	<u>Topic:</u> <u>Readings:</u>	Overview of Crime and Punishments Chapter 5
JAN 20	<u>Topic:</u> <u>Readings:</u>	Crime, Sentencing and Punishment Chapter 5 continued
JAN 27	<u>Topic:</u> <u>Readings:</u>	Criminal law and liability Chapter 6 – 6.1.1-6.1.2
FEB 3	<u>Topic:</u> <u>Readings:</u>	Criminal law and liability Chapter 6 – section 6.1.3 – 6.2.1
FEB 10	MIDTERM EXAMINATION (IN CLASS – one hour and 15 minutes)	
FEB 17	WINTER BREAK – NO SCHEDULED CLASS	
FEB 24	<u>Topic:</u> <u>Readings:</u>	Criminal Law Liability - Chapter 6 – section 6.2.1 – 6.3
MAR 2	<u>Topic:</u> <u>Readings:</u>	Defences Chapter 7 – section 7.1 7.2.1 - <u>ESSAY ASSIGNMENT DUE</u>
MAR 9	<u>Topic:</u> <u>Readings:</u>	Defences Chapter 7 – section 7.2.2- 7.3.2
MAR 16	<u>Topic:</u> <u>Readings:</u>	Defences Chapter 7 – section 7.4 – 7.4.2
MAR 23	<u>Topic:</u> <u>Readings:</u>	Defences Chapter 7 – section 7.4.3-7.4.4
MAR 30	<u>Topic:</u>	Chapter 7 – recap/ EXAM REVIEW

APR 6 Topic: **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: carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf

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: carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf

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) www.carleton.ca/pmc

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: 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: students.carleton.ca/course-outline

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/>