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| <b>COURSE:</b>                    | <b>LAWS 2502 B – Law, State and Citizen</b>  |
| <b>TERM:</b>                      | <b>FALL 2020</b>   |
| <b>PREREQUISITES:</b>             | <b>1.0 credit from LAWS 1001, LAWS 1002, PSCI 1100, PSCI 1200, or PAPM 1000 [1.0].</b>   |
| <b>CLASS:</b>                     | <b>Day &amp; Time: Lectures will be pre-recorded and made available for review each week by Tuesday at 2:35 pm and will be available for review at your convenience once posted.</b><br><b>Room: All Courses in the Fall 2020 term are offered online. Please check Carleton Central for current Class Schedule.</b> |
| <b>INSTRUCTOR:<br/>(CONTRACT)</b> | <b>Nick E. Milanovic</b>   |
| <b>CONTACT:</b>                   | <b>Office: B442 Loeb Building (Contract Instructor's Office)</b><br><b>Office Hrs: No in-person office hours (due to COVID 19)</b><br><b>Telephone: By appointment</b><br><b>Email: cuLearn only</b>   |

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### **CALENDAR COURSE DESCRIPTION**

Law relating to the state and its relationship to individuals and groups in society, with a focus on the administrative process, basic values and the Charter.

### **COURSE DESCRIPTION**

Law, State and Citizen reviews the law relating to the state and its relationship to individuals and groups in society, with a focus on the administrative process, basic values and the Charter. The course will first consider the theories of the state and then move to an evaluation of administrative law including judicial review. Finally, we will study basic constitutional rights including the Charter of Rights and Freedoms, and conclude by examining core concepts of public international law. This class will be delivered on the basis of interactive lectures. Students will be expected to regularly attend classes; attempt to answer questions put to them and discuss the topics under consideration in a respectful and courteous manner. Students should read the assigned materials before attending the relevant class. For more, please refer to the public schedule on Carleton Central.

### **REQUIRED TEXTS**

Nick E. Milanovic, ed., Introduction to Public Law: Readings on the Law, State, and Citizen (Concord: Captus Press, 2015).

Students can either opt for curbside pick-up at the University bookstore or order from the website ([www.carletonshop.ca](http://www.carletonshop.ca)) and will receive the textbook within two business days (anywhere in Canada). The text is also available in hardcopy (often 'used' copies) from multiple booksellers in Ottawa.

This core "course text" (as it is referenced on the weekly reading schedule) is available directly from the publisher, **Captus Press**, as an *ebook*. See the following link for more information (<http://www.captus.com/information/ebook.htm>). Follow the link to the '**Carleton University**' section. This will be the easiest way to get access to the text for the term.

## **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.

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

- (a) Four Quizzes on the readings (**held Sept. 30, Oct. 21, Nov. 18, Dec. 09** about 10 minutes each) 20%
- (b) Essay (**due on or before November 19, 2020** topics to be announced during class) 40%
- (c) Final Exam (During **December 12-23, 2020** , formally scheduled, up to 2 hours in length, open book) 40%

## **LATE PENALTIES AND REQUESTS FOR EXTENSIONS**

For each calendar day an assignment is late a 4 % deduction will be applied to the final grade.

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 topics generally correspond to the headings in the Table of Contents at the beginning of the required course textbook. The assigned readings are to be read before the relevant class. The number at the left side of the outline below indicates the date of each week of the course in the relevant term and "Ch." indicates the corresponding chapter(s) of the required reading to be completed prior to the lecture delivered each week.

**\* September 7, 2020 - Statutory Holiday, University Closed**

**\* September 9, 2020 - Fall Term Begins. Fall and Fall/Winter Classes Begin**

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|----|--------------|---|-------|
| 1. | September 15 | Intro & Law, State, and Social Goals and Techniques | Ch. 1 |
| 2. | September 22 | Administrative Law Structure & Action               | Ch. 2 |
| 3. | September 29 | Non-Judicial & Judicial Control                     | Ch. 3 |

**\*Reminder Reading Quiz on Sept. 30, 2020.**

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|----|------------|--|-------|
| 4. | October 06 | Judicial Review and Procedural Control | Ch. 4 |
|----|------------|--|-------|

**\*October 12, 2020 - Statutory Holiday, University Closed**

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|----|------------|------------------------------|-------|
| 5. | October 13 | Substantive Review           | Ch. 5 |
| 6. | October 20 | Theory, Problems, and Review | Ch. 6 |

**\*Reminder Reading Quiz on Oct. 21, 2020.**

**\*October 26 – 30, 2020 - Fall Break, No Classes**

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|----|-------------|-----------------------------------|-------|
| 7. | November 03 | Basic Values and Their Protection | Ch. 7 |
| 8. | November 10 | Scope of the Charter              | Ch. 8 |
| 9. | November 17 | Fundamental Justice & Equality    | Ch. 9 |

**\*Reminder Reading Quiz on Nov. 18, 2020.**

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|-----|-------------|--------------|--------|
| 10. | November 24 | Equality     | Ch. 10 |
| 11. | December 01 | Group Rights | Ch. 11 |

**12. December 08****Public International Law****Ch. 12****\*Reminder Reading Quiz on Dec. 09, 2020.**

**\*December 11, 2020 - Fall Term Ends Last Day of Fall Term Classes -Classes follow a Monday Schedule**

**\*December 12 – 23, 2020 - Formally Scheduled Final Exams May Be Held**

**\*December 25 – 31, 2020 - University Closed**

**\*January 1, 2021 - University Closed**

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## **ACADEMIC ACCOMMODATIONS**

You may need special arrangements to meet your academic obligations during the term. For an accommodation request the processes are as follows: <https://carleton.ca/equity/wp-content/uploads/Student-Guide-to-Academic-Accommodation.pdf>

### **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 Department of Equity and Inclusive Communities (EIC): <https://carleton.ca/equity/>

### **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 Department of Equity and Inclusive Communities (EIC): <https://carleton.ca/equity/>

### **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>

### **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/studentssupport/svpolicy/>

### **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://students.carleton.ca/services/accommodation/>

### **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/>