

Course Outline

COURSE: LAWS 2502 T – Law, State, and Citizen

TERM: SUMMER 2020

PREREQUISITES: 1.0 credit from LAWS 1001, LAWS 1002 (Formerly LAWS 1000 no longer offered) PSCI 1100, PSCI 1200, or PAPM 1000

CLASS: Day & Time: N/A
Room: N/A

INSTRUCTOR: Dr. Philip J. Kaisary

CONTACT: Office Hrs: By appointment
Telephone: N/A
Email: philip.kaisary@carleton.ca

Please use your Carleton account for all email communication. Please include the course code and your last name in the subject of the email. Please note that ordinarily emails will be replied to within 2 business days; weekends and public holidays are not business days. Serious illness or family or personal emergencies may result in delayed email response times.

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

This online course provides an interdisciplinary introduction to the laws governing the relationship between the state and its citizens in a Canadian context. It will address some of the key theories, values and challenges associated with this relationship, and examine key topics such as the Charter of Rights and Freedoms, theories of the state, administrative law, and public international law. Throughout the video lectures, the role and limits of the law and the courts will be discussed from legal, political and historical perspectives.

At the end of the course, students should be able to: 1) demonstrate an introductory level of knowledge of key theories, questions, and debates on topics covered in the course; 2) identify basic legal issues, rules, and questions in relation to the assigned readings; 3) critically reflect on the political and historical context in which the Charter and the courts operate; and 4) construct arguments in support of particular positions related to the course topics, and show an awareness of alternative views to these positions.

REQUIRED TEXTS

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

Please order from the CU Bookstore online: <https://www.bkstr.com/carletonstore>

Further required readings and cases will be uploaded to the course website on CU Learn, or identified as available online.

SUPPLEMENTARY TEXTS

For students seeking supplementary information and additional perspectives on the course topics, the following text is recommended:

Heather MacIvor, *Canadian Politics and Government in the Charter Era*, 2nd ed. (Oxford University Press, 2013).

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.

Performance in the course will be evaluated as follows; detailed instructions and guidance follow below:

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|----|---|-----|
| 1. | Five 2-page reading response papers.
The due date for each response is specified in the schedule below.
Each reading response is worth 4% and will be graded as Pass / Fail.
Responses will receive either 4% or 0%. | 20% |
| 2. | Mid-term due Friday May 29 by 23:55 | 35% |
| 3. | Final exam to be held online during the early summer term final exam period | 45% |

All evaluation components must be completed in order to be eligible to receive a passing grade.

Reading response papers:

The reading response papers are designed to keep you engaged with the course materials throughout the semester. Each response should be 2 pages, double-spaced in 12pt. Times New Roman. In each response paper you should provide a commentary on a single aspect of that week's assigned reading. You should not attempt to summarize the reading (2 pages would not be sufficient for a summary); instead, focus on commenting on one single aspect of the reading that you found particularly interesting or provocative: what was being conveyed, elaborated, or argued? Why did you find it interesting or provocative? Did you agree or disagree? Why? What are the implications of what was being conveyed, elaborated, or argued? Reading responses should rely on your own reading, thinking, and analysis, not on outside research. Each response should clearly identify (in the title) which reading is being responded to; for example: "Response to Milanovich Chapter 1, Reading (e): Marx." You do not need to provide a bibliography or list of

references and you do not need to use footnotes / citations. Reading responses should be submitted via CU Learn. Absent prior approval or medical certification, reading responses submitted past their relevant due date **will not be accepted**.

Mid-term:

The mid-term assessment will be open book and will comprise short-answer and essay questions. Word limits will be employed, and students must work alone. Further information will be provided closer to the time. Absent prior approval or medical certification, mid-terms submitted past the due date **will not be accepted**.

Final exam:

The final exam is worth 40% of the overall grade. It will be 2 hours long and will be held online during the examination period of June 19–25. The exam will be closed book and will comprise multiple choice and short-answer questions.

SCHEDULE

Please note the following dates:

May 4	Early summer and full summer classes begin
May 18	Statutory holiday - University closed
June 16	Last day of early summer classes
June 17 – 18	No classes or exams
June 19 – 25	Final exams in early summer courses

You are free to watch and re-watch the course video lectures as many times as you wish, however the scheduled release / broadcast date and time is listed below for your information.

Online Video Lecture 1

Scheduled broadcast date and time: Monday May 4, 9:00am
Introduction: Course Overview, Evaluation, and Key Concepts
 Required reading: read the course syllabus

Online Video Lecture 2

Scheduled broadcast date and time: Wednesday May 6, 9:00am
Theories of Law and the State – part 1 of 2
 Required reading: Milanovic, chapter 1
 First reading response due: Friday May 8, 11:55pm

Online Video Lecture 3

Scheduled broadcast date and time: Monday May 11, 9:00am
Theories of Law and the State – part 2 of 2
 Required reading: Milanovic, chapter 6

Online Video Lecture 4

Scheduled broadcast date and time: Wednesday May 13, 9:00am

Administrative Law

Required reading: Milanovic, chapter 2

Second reading response due: Friday May 15, 11:55pm

Online Video Lecture 5

Scheduled broadcast date and time: Tuesday May 19, 9:00am

Basic Values and Their Protection

Required reading: Milanovic, chapter 7

Online Video Lecture 6

Scheduled broadcast date and time: Wednesday May 20, 9:00am

Scope and Interpretation of the Charter

Required reading: Milanovic, chapter 8

Third reading response due: Friday May 22, 11:55pm

Online Video Lecture 7

Scheduled broadcast date and time: Monday May 25, 9:00am

Fundamental Freedoms and Fundamental Justice

Required reading: Milanovic, chapter 9

Online Video Lecture 8

Scheduled broadcast date and time: Wednesday May 27, 9:00am

Equality

Required reading: Milanovic, chapter 10

**** Mid-term due Friday May 29 by 23:55 ****

Online Video Lecture 9

Scheduled broadcast date and time: Monday June 1, 9:00am

Group Rights

Required reading: Milanovic, chapter 11

Online Video Lecture 10

Scheduled broadcast date and time: Wednesday June 3, 9:00am

International Law

Required reading: Milanovic, chapter 12

Fourth reading response due: Friday June 5, 11:55pm

Online Video Lecture 11

Scheduled broadcast date and time: Monday June 8, 9:00am

Case Study: National Security

Required reading: will be posted on the course website
Fifth reading response due: Friday June 12, 11:55pm

Online Video Lecture 12

Scheduled broadcast date and time: Monday June 15, 9:00am
Conclusion and Course Review

Carleton University OnLine (CUOL) Basics for Students

Information and Assistance

CUOL website: www.carleton.ca/cuol

Video On Demand login page: <https://vod.cuol.ca/vod>

CUOL Student Centre: D299 Loeb, 613-520-4055

Email: cuol@carleton.ca (general information)

Email: vod@carleton.ca (Video On Demand support and questions)

****Summer Session 2020 CUOL Course VOD Access****

Due to the COVID-19 precautions in place, CUOL will be waiving Video-on-Demand (VOD) fees for the 2020 Summer Sessions. All students registered in CUOL (T and V section) courses will be able to access their lectures from the CUOL VOD website. Login with your MCI password. <https://vod.cuol.ca/vod>

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 Services (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 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/studentsupport/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/>

COVID-19 Self-Declaration Form

Please note, the Registrar's office has provided a COVID-19 self-declaration form should you require it: https://carleton.ca/registrar/wp-content/uploads/COVID-19_Self-declaration.pdf
