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**Course Outline**

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**Course:** LAWS 2502B **Law, State and Citizen**

**Term:** Fall 2017

**Prerequisites:** 1.0 credit from LAWS 1000 [1.0], PAPM 1000 [1.0], PSCI 1100, PSCI 1200

**Class Time:** Wednesday 6-9pm

**Room:** Check **Carleton Central** for class location

**Instructor:** Stephen Tasson

**Contact:** **Office:** Loeb Building D599 (/w T. Purvis)  
**Office Hours:** Monday 10-12pm (or by appointment)  
**Email:** [steve\\_tasson@carleton.ca](mailto:steve_tasson@carleton.ca)

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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:

**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 more details visit the Equity Services website: <http://www2.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 Equity Services website: <http://www2.carleton.ca/equity/>

**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](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 to ensure accommodation arrangements are made. Please consult the PMC website for the deadline to request accommodations for the formally-scheduled exam (*if applicable*) at <http://www2.carleton.ca/pmc/new-and-current-students/dates-and-deadlines/>

You can visit the Equity Services website to view the policies and to obtain more detailed information on academic accommodation at <http://www2.carleton.ca/equity/>

**Student Services**

The Centre for Student Academic Support (CSAS) is a centralized collection of learning support services designed to help students achieve their goals and improve their learning both inside and outside the classroom. CSAS offers academic assistance with course content, academic writing and skills development. Visit CSAS on the 4<sup>th</sup> floor of MacOdrum Library or online at [carleton.ca/csas](http://carleton.ca/csas)

## **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:

<http://www.carleton.ca/studentaffairs/academic-integrity/>

## **Departmental 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://www.carleton.ca/law/student-resources/department-policies/>

## **Course Overview**

This course broadly examines the complex relationship between “the law”, the modern state, and citizenship. Students will investigate classic and contemporary justifications for particular types of states and citizenship, and are asked to consider a number of dominant critiques that challenge many of our assumptions about the nature and aims of contemporary states, like Canada. Has the liberal state's supposed balancing act between the security of the population and ensuring the legal rights of individual citizens been abandoned in favor of a different objective? What other relations are obscured or ignored if we focus our view of state-citizen relations only through the lens of liberal rights?

To take up some of these bigger questions we specifically focus our attention on select frameworks of the Canadian State, the *Canadian Charter of Rights and Freedoms* and the utility of administrative remedies for citizens in Canada. We devote considerable time to evaluating how the Canadian judiciary has sought to adapt to rapid social and political changes and to strike a “balance” between individual rights and state security and objectives.

Finally, the course considers whether we need new kinds of “states” or new forms of citizenship when classic liberal and legal touchstones such as privacy and security have been radically transformed over the last few decades. Do we need new forms of legal inclusion that better account for Canadian colonialism, the porousness of today's borders, and/or the precarity of contemporary work? How may law both enable and stifle such projects of reform?

## **Required Text**

Milanovic, N. (ed.) (2015) *Public Law: Readings on the State, the Administrative Process, and Basic Values*, 6<sup>th</sup> Edition. Toronto: Captus Press.

**\*There are a number of other required readings  
that will be made available on or through CULearn\***

**Note:** The text is available from [Octopus Books, 116 Third Ave., Ottawa](#) (located in “the Glebe”- a 20 minute walk from campus or a short ride on the #7).

## Course Evaluation

Participation	15%	(Due: Continuous)
Term Paper I	20%	(Due: 11pm Oct. 13 <sup>th</sup> )
Term Paper II	30%	(Due: 11pm Nov. 24 <sup>th</sup> )
Final Exam	35%	(Formally Scheduled)

## Course Components

You must complete all components of the course to receive a passing grade. All grades are subject to the approval of the Department and the Dean. Thus, grades (e.g. those on CULearn) are not “final” until they have been approved by the Dean.

### **Participation (15%)**

Despite the fact that this is primarily a lecture course, participation is still an important component of the course and your mark. Throughout the term we will engage in a number of group discussions. **You are expected to contribute to the class and come prepared to participate.** Your participation mark is comprised of your basic attendance and *actual* participation in discussions and any planned exercises.

### **Term Papers (20% & 30%)**

There are two term papers that ask you to summarize, synthesize and critique i.e. take a position on, some of the material we investigate in the course. These term papers provide you an opportunity to discuss a selection of the readings that we investigate in the course and draw connections to some of the broader questions and themes highlighted in the lectures. Depending on the assignment question chosen, they papers should afford an opportunity to connect some of the key debates we discuss in class within current issues and debates in Canadian society Each paper will be approximately **7-10 pages** in length. The specific length, questions, due dates and rubrics for evaluation will outlined in the assignment sheets and will also be discussed in more detail in the lecture.

**NOTE:** “Outside” research (other than course texts and lectures) is not normally required to complete these assignments

### **Final Exam (35%)**

The final exam for course will be sat during the formally scheduled exam period in December. The date, time and location are centrally scheduled by the university. The exams will likely consist of multiple-choice, short answer and essay style questions. For the most part, multiple-choice and short answer components aim to test the **breadth** of knowledge you have gained in

the course and the essay portions focus more on **depth**. The specifics of the exams and tips for studying will be discussed in class and especially closer to the end of the term.

## **Weekly Schedule**

The schedule for weekly required readings is available on CULearn.

**N.B.** There is no class scheduled on **October 26<sup>th</sup>** due to Carleton's **Fall Reading Week**.

## **Some General Guidelines on Assignments for This Course** (We will be discussing these requirements in more detail in class or the tutorial)

### **ASSIGNMENT FORMAT**

Any written work submitted in this course **must** be typewritten, double-spaced, 12pt Times New Roman or Arial font with standard 1-inch margins. Assignments need not include a title page but must still have a title and include your name and student number, the course code, and my name at the top of the page. Any title pages, bibliographies and/or extensive footnotes are not counted in determining an assignment's page length. Assignments for this course are to be submitted as PDF files through CULearn unless otherwise indicated on the assignment sheet. If you anticipate any problems with this process please contact me *well in advance of the deadline*. Final-hour technical problems with submission is not a valid excuse for a late assignment. A "Test Assignment Dropbox" has been provided on CULearn for you to work out any technical problems.

### **LATE ASSIGNMENTS POLICY**

Late assignments will be penalized **one grade point (~3% per day)** that they are late (unless otherwise specified on the assignment instructions). It is **your** responsibility to ensure that assignments are submitted on or before the deadline.

### **BACKUP COPIES**

Student must retain a secure copy of anything submitted for a grade in the class. This copy should be kept for at least 3 months following the end of the course in case there is any discrepancy in final grades. In the very unlikely event that a submitted assignment is mishandled, you must be able to produce another copy immediately upon request.

### **REFERENCING & PLAGARISM**

The assignments in the course must be properly referenced and include a bibliography of all sources used in the preparation of the assignment. We will discuss citation briefly in class in the lead-up to the assignments. **Failure to reference properly or attempting to pass someone else's ideas or work off as your own is considered plagiarism. I take it very seriously and so should you.** Plagiarism can lead to serious penalties that range from course failure to expulsion. Engaging in it is incredibly misguided.