

Course Outline

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COURSE:	LAWS 2301A – Criminal Justice System
TERM:	FALL 2014
PREREQUISITES:	LAWS 1000
CLASS:	Day & Time: Wednesday 18:05 – 20:55 Room: TB 208
INSTRUCTOR: (CONTRACT)	Leo Russomanno
CONTACT:	Office: 200-116 Lisgar Street Office Hrs: Flexible – please call for an appointment and one will be given within one week Telephone: 613-296-2551 Email: leo@agpllp.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/>

**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/>

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

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## **COURSE DESCRIPTION**

This course is designed to provide a broad introduction to the Canadian criminal legal system and to the institutions, processes, rules and actors. The goal is to situate the criminal law within its general social setting and to examine the interrelationship between the aspirations and practices of each.

A strong emphasis is placed on the practical aspect of the law and how the players within the legal system achieve justice. The class will be based on lectures, discussions and in-class activities. Each student is expected to do the background readings for each class and to be prepared to engage in discussion and analysis of the relevant issues.

## **REQUIRED TEXTS**

Criminal Law in Canada: An Introduction to the Theoretical, Social and Legal Contexts – by R.P. Saunders & J. McMunagle – 4<sup>th</sup> Edition

## **SUPPLEMENTARY TEXTS**

The Criminal Code (Martin's Annual Criminal Code or Gold's). A pocket Edition of The Criminal Code of Canada is acceptable.

## **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.

**40% - Paper (7 page limit) – Due Date: 6pm on October 15, 2014 via email to [leo@agpllp.ca](mailto:leo@agpllp.ca) – topic to be announced in class on September 10<sup>th</sup>.**

**60% - Final Exam – the material on the exam will be based on both the readings as well as the lectures. To achieve a good grade on the exam it is highly recommended that you attend class.**

**SCHEDULE****WEEK 1 - September 10<sup>th</sup>:**

Introduction & Review of Course Outline

Readings: Chapter 1

**WEEK 2 - September 17<sup>th</sup>**

Perspectives on Criminal Law

Readings: Chapter 2

**WEEK 3 - September 24<sup>th</sup>:**

The Production of Criminal Law – Legislation and the Role of Parliament

Readings: Chapter 3.1

**WEEK 4 – October 1<sup>st</sup>**

The Role of the Courts

Readings: Chapter 3.2

**WEEK 5 - October 8<sup>th</sup>**

Police

Readings: Chapter 4.1; Chapter 8.2; Interview with Kyle Kirkup online:  
<http://www.cbc.ca/player/Radio/Local+Shows/ID/2397960322/>

**WEEK 6 - October 15<sup>th</sup>:**

Crown/Defence Counsel

Readings: Chapter 4.2; *Boucher v. The Queen*, online at  
<http://canlii.org/en/ca/scc/doc/1954/1954canlii3/1954canlii3.pdf>; The Role of Defence Counsel, posted on CuLearn.

**WEEK 7 – October 22<sup>nd</sup>**

Victims

Readings: Chapter 4.4

**Fall Reading Week: October 27- 31 – no class**

**WEEK 8 - November 5<sup>th</sup>:**

The Accused and the *Charter of Rights and Freedoms*

Readings: Chapter 4.5; Chapter 7.3.2

**WEEK 9 - November 12<sup>th</sup>:**

*Actus Reus*

Readings: Chapter 6.1.1

**WEEK 10 – November 19<sup>th</sup>:**

*Mens Rea*

Readings: Chapter 6.1.2

**WEEK 11 – November 26<sup>th</sup>:**

Defences

Readings: TBA

**WEEK 12 – December 3<sup>rd</sup>**

Sentencing

Readings: Chapter 5