



aspects of criminal procedure, in order to prepare the learner for later courses that concern more advanced theory and practical applications of the material learned.

### **Course Outcomes:**

Upon successful completion of the course the learner will be able to:

1. Demonstrate an understanding of the structure of statutes, and the rules for locating definitions of words and phrases as part of statute interpretation.
2. Describe common law, statute law and case law as well as quasi criminal and regulatory law.
3. Classify offences as either indictable, summary conviction or dual procedure (hybrid).
4. Demonstrate an ability to utilize a legal database.
5. Describe the main purposes of the Constitution Act 1867 (B.N.A. Act) as the basis of constitutional law in Canada.
6. Locate various rights and freedoms in the Canadian Charter of Rights and Freedoms and express the manner in which those rights or freedoms can be limited by other Canadian laws.
7. List and explain the three basic facts that may require proof in any criminal trial.
8. Explain *actus reus* and *mens rea* and identify circumstances in which *mens rea* cannot exist.
9. Identify the various parties to an offence and the appropriate charge that is to be laid according to each role.
10. Classify all offences according to the judicial process for each through the criminal court system.
11. Explain the lawful use of force in various situations including the legal protection afforded peace officers under the Criminal Code.
12. Explain and apply to situations a citizen's and a peace officer's statutory powers of arrest of adults and young offenders, including release authorities and search and entry provisions.
13. Demonstrate an understanding of law pertaining to search and seizure and its significance due to the invasion of privacy that is involved.

### **Work Based Experience:**

- Experiential Learning
- Minimum 10 hours
- On-site
- Learners will be required to research current criminal case law through a legal database program.

### **Required Text(s) and Materials:**

- Course Manual (on Angel)
- Martin's Annual Criminal Code (latest annual edition is required)

**Note:** One outcome of this introductory procedural law course is learning proper use of the Criminal Code. To facilitate this learning, the majority, if not all, of the tests will permit use of Martin's Annual Criminal Code. **However, no notes, underlining, highlighting, etc. is permitted, and breach of this rule will result in the learner not being able to use the offending Martin's Annual Criminal Code for the test(s).**

**Assignment/Activity/Exam List, Due Dates and Value of Each:**

Assignments.....	15%
Exams .....	65%
Comprehensive Final .....	20%
Total .....	100%

Tests, quizzes and assignments for which marks will be earned, together with the sequence in which they will occur and the value of each as part of the overall course grade, are itemized in detail on the last page of this course outline. Learners are strongly encouraged to use the space provided to keep their own record of marks attained throughout the course term and for periodic comparison with instructor grades as may be required.

**The final exam will be comprehensive (i.e. covering the entire course) and will be written during final exam week. Other tests and quizzes will be written during normal class periods.**

**Other Learning Resources:**

Learners are required to obtain an account with Quicklaw, an extensive legal database with access through the Internet. This account will enable the learner, for the purposes of this course - as well as during the entire period of studies in any of the Policing or Correctional Studies programs - to research law for the purpose of assignments and general course requirements. This account will provide invaluable assistance in helping the learner become aware of the ease and advantage of remaining very current in all the many areas of criminal law.

**Instructor's Teaching and Learning Styles (Practices):**

The instructor holds as a primary teaching philosophy that learning is very much an active process. It is a process of the learner at times necessarily working alone, but most often working in the dynamic of the learner with other learners and with the instructor. This involves the learner as a very active participant and playing a very significant role in the learning process. It also involves the learner developing and applying skills of interactive and cooperative learning with peers. The learner will do more than simply learn or digest information. The learner will infuse thinking skills into the many subject matters of the course. The learner will at the same time learn "about" thinking, and develop an ability to recognize the effectiveness of a thinking or learning strategy, noting its differences from the learner's other learning strategies, and using the effective strategy in other learning situations. While remaining true to the content of the subject material of the course, learners will be encouraged to assist the instructor in choosing and applying various forms of learning of the material.

## Grading System:

GRADES	GRADE POINTS	INTERPRETATION
A+	4.0	Excellent Achievement.....(97-100%)
A	4.0	Excellent Achievement.....(93-96%)
A-	3.7	Excellent Achievement.....(90-92%)
B+	3.3	Above Average Achievement.....(87-89%)
B	3.0	Above Average Achievement.....(83-86%)
B-	2.7	Above Average Achievement.....(80-82%)
C+	2.3	Average Achievement.....(77-79%)
C	2.0	Average Achievement.....(73-76%)
C-	1.7	Average Achievement.....(70-72%)
D+	1.3	Minimum Achievement.....(65-69%)
D	1.0	Minimal Pass.....(60-64%)
F	0.0	(59% or less)

## Course Work Used as Examples:

Should your instructor wish to use your work in future educational purposes, you will be asked to complete and sign a Student Release Form, authorizing both the instructor and/or the College to use your course work. This form, along with a copy of your work, is retained in the official copyright files located in the College's Intellectual Property Office. If you have any questions regarding Copyright and/or Intellectual Property, please contact the Intellectual Property Office.

## Retention of Assignments and Exams:

Examinations / assignments NOT intended to be returned to students will be retained for at least one year from the end of the term. Examinations / assignments intended to be returned to students but are not picked up by students will be retained to the end of the final grade appeal period. After the appropriate retention period, records will be destroyed in a secure manner.

### **Attendance Policy:**

Attendance in this course is in accordance with the general attendance policy of the Justice Studies programs.

Failure to attend on dates of exams will result in a "0" grade for that exam. Discretion is allowed to the instructor IF the learner contacts the instructor PRIOR to the exam and alternate arrangements are made.

Assignments are due at commencement of class on date assigned. No assignments will be accepted after that time.

### **Supplemental Examination:**

This course is open to supplemental examination.

### **Academic Honesty:**

Academic Honesty is necessary to achieve excellence. Lethbridge College supports and demands academic honesty in all academic learning activities.

Plagiarism is a serious offence and will be handled in accordance with the Students Rights and Responsibilities Policy 3.12.

Lethbridge College uses plagiarism detection software such as Turnitin.com. Students should be aware that if their paper is submitted to a plagiarism detection service, a copy of their paper is retained as a source document in its reference database. As the author, the student retains ownership of the paper submitted.

Always turn in original work and be careful to cite sources for information derived from other writers. Even paraphrased text must credit the original author. You are accountable for furnishing upon request all sources and preliminary work (such as notes and rough drafts) as well as a list of all individuals you consulted in preparing assignments. If you cannot produce these written materials upon request, you cannot receive a satisfactory evaluation on the assignment.

As a member of the academic community, you have the ethical obligation to understand plagiarism and to be as honest as you can about using another person's writing or ideas. If you have any questions regarding plagiarism, please ask.

**Note: Students may not use any audio, video or telecommunication devices to record any portion of this course, including the instructors' lectures. The use of laptops in the class is restricted to taking notes only. If this policy is not adhered to, the instructor has the right to limit the student's accessibility to the device.**