



COURSE IMPLEMENTATION DATE: September 1992  
 COURSE REVISED IMPLEMENTATION DATE: September 2012  
 COURSE TO BE REVIEWED: December 2017  
*(six years after UEC approval) (month, year)*

**OFFICIAL UNDERGRADUATE COURSE OUTLINE INFORMATION**

Students are advised to keep course outlines in personal files for future use.  
 Shaded headings are subject to change at the discretion of the department – see course syllabus available from instructor

|                    |                                  |             |
|--------------------|----------------------------------|-------------|
| CRIM 330           | Criminology and Criminal Justice | 3           |
| COURSE NAME/NUMBER | FACULTY/DEPARTMENT               | UFV CREDITS |
|                    | Criminal Procedure and Evidence  |             |
|                    | COURSE DESCRIPTIVE TITLE         |             |

**CALENDAR DESCRIPTION:**

This course covers the major areas of criminal procedure and collection of evidence at the pre-trial stage of the Canadian criminal process. The question of how to achieve the appropriate balance between the need for effective law enforcement and the importance of protecting individual rights as enshrined by the *Charter of Rights and Freedoms* permeates the course. The course content is framed by a discussion of wrongful convictions and an analysis of how the rules of criminal procedure might lead to wrongful convictions. Students will critically examine the issues discussed in the course and look introspectively at their own views concerning where the balance should lie between efficient and effective criminal procedural rules and individual rights and liberties.

PREREQUISITES: Acceptance into the Criminal Justice degree program with a minimum of 45 university-level credits including nine credits of lower-level CRIM, to include CRIM 103 and 230; or permission of the School of Criminology and Criminal Justice.  
 COREQUISITES: None  
 PRE or COREQUISITES: None

**SYNONYMOUS COURSE(S):**  
 (a) Replaces: N/A  
 (b) Cross-listed with: N/A  
 (c) Cannot take: N/A for further credit.

**SERVICE COURSE TO:** *(department/program)*

**TOTAL HOURS PER TERM:** 45  
**STRUCTURE OF HOURS:**  
 Lectures: 45 Hrs  
 Seminar: \_\_\_\_\_ Hrs  
 Laboratory: \_\_\_\_\_ Hrs  
 Field experience: \_\_\_\_\_ Hrs  
 Student directed learning: \_\_\_\_\_ Hrs  
 Other (specify): \_\_\_\_\_ Hrs

TRAINING DAY-BASED INSTRUCTION:  
 Length of course: \_\_\_\_\_  
 Hours per day: \_\_\_\_\_

**OTHER:**  
 Maximum enrolment: 27  
 Expected frequency of course offerings: Winter  
*(every semester, annually, every other year, etc.)*

**WILL TRANSFER CREDIT BE REQUESTED?**  Yes  No  
**TRANSFER CREDIT EXISTS IN BCCAT TRANSFER GUIDE:**  Yes  No

|   |   |
|---|---|
| Course designer(s): <u>Ian Mackenzie</u>          | Date approved: <u>October 2011</u>        |
| Department Head: <u>Irwin Cohen</u>               | Date of meeting: <u>November 2011</u>     |
| Supporting area consultation (Pre-UEC)            | Date approved: <u>December 9, 2011</u>    |
| Curriculum Committee chair: <u>Tetsuomi Anzai</u> | Date approved: <u>December 9, 2011</u>    |
| Dean/Associate VP: <u>Jacqueline Nolte</u>        | Date of meeting: <u>December 16, 2011</u> |
| Undergraduate Education Committee (UEC) approval  |   |

**LEARNING OUTCOMES:**

Upon successful completion of this course, students will be able to:

1. Explain the major elements of criminal procedure and evidence at the pre-trial stage of the criminal process;
2. Describe the inter-relationship between the principles of the *Charter of Rights and Freedoms* and rules of criminal procedure and evidence;
3. Apply the legal principles learned to specific factual situations;
4. Articulate a reasoned position regarding the desired balance between effective criminal procedural rules and individual rights and liberties.

**METHODS:** (*Guest lecturers, presentations, online instruction, field trips, etc.*)

Lectures and class discussions

**METHODS OF OBTAINING PRIOR LEARNING ASSESSMENT RECOGNITION (PLAR):**

Examination(s)                       Portfolio assessment                       Interview(s)

Other (specify):

PLAR cannot be awarded for this course for the following reason(s):

**TEXTBOOKS, REFERENCES, MATERIALS:**

[*Textbook selection varies by instructor. An example of texts for this course might be:*]

Delisle and Stuart, *Learning Canadian Criminal Procedure*, Carswell, 2010

Criminal Code of Canada, 2007

**SUPPLIES / MATERIALS:**

**STUDENT EVALUATION:**

[*An example of student evaluation for this course might be:*]

|                     |     |
|---------------------|-----|
| Written Assignment  | 30% |
| Group Presentation  | 15% |
| Final Examination   | 45% |
| Class Participation | 10% |

**COURSE CONTENT:**

[*Course content varies by instructor. An example of course content might be:*]

|         |  |
|---------|--|
| WEEK 1  | Overview of course and discussion of context (wrongful conviction video)   |
| WEEK 2  | Jurisdiction and trial within a reasonable time                            |
| WEEK 3  | Search and seizure   |
| WEEK 4  | Arrest, detention, and bail  |
| WEEK 5  | Right to counsel   |
| WEEK 6  | Right to silence   |
| WEEK 7  | Remedies   |
| WEEK 8  | Adversarial system, plea bargaining, and role of Crown and defence counsel |
| WEEK 9  | Disclosure and preliminary hearings  |
| WEEK 10 | Wrongful convictions   |
| WEEK 11 | Critiques of the <i>Charter</i> and judicial decisions                     |
| WEEK 12 | Presentations  |
| WEEK 13 | Presentations  |