UNIVERSITY COLLEGE of the FRASER VALLEY

COURSE IMPLEMENTATION DATE: January 2000
COURSE REVISED IMPLEMENTATION DATE:
COURSE TO BE REVIEWED: December 2009
(Four years after UPAC final approval date) (MONTH YEAR)

OFFICIAL 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 and the material will vary - see course syllabus available from instructor

FACULTY/DEPARTMENT: **Philosophy & Political Science**

POSC 335	N/A	3
COURSE NAME/NUMBER	FORMER COURSE NUMBER	UCFV CREDITS

Civil Liberties and the Charter in Canada
COURSE DESCRIPTIVE TITLE

CALENDAR DESCRIPTION:

A study of the relationship between the government and individual liberty in Canada.
The focus is upon the Canadian Charter of Rights and Freedoms and its interpretation by our judiciary. Examination of the issues of equality before the law, freedom of speech, freedom of religion, hate literature and obscenity. Consideration of the rights of incarcerated individuals and the rights of individuals designated as mentally disordered.

PREREQUISITES: 45 credits from Arts, Science or Applied programs, including POSC 110

COREQUISITES: None

SYNONYMOUS COURSE(S)
(a) Replaces: _____ *(Course #)*
(b) Cannot take: **CRIM 335** *(Course #)* for further credit.

SERVICE COURSE TO: _____ *(Department/Program)*
_____ *(Department/Program)*

TOTAL HOURS PER TERM: **45**
STRUCTURE OF HOURS:

Lectures:	**15**	Hrs
Seminar:	**15**	Hrs
Laboratory:		Hrs
Field Experience:		Hrs
Student Directed Learning:	**15**	Hrs
Other (Specify):		Hrs

TRAINING DAY-BASED INSTRUCTION
LENGTH OF COURSE: _____
HOURS PER DAY: _____

MAXIMUM ENROLLMENT: **25**
EXPECTED FREQUENCY OF COURSE OFFERINGS:

WILL TRANSFER CREDIT BE REQUESTED? (lower-level courses only)	☐ Yes	☒ No
WILL TRANSFER CREDIT BE REQUESTED? (upper-level requested by department)	☐ Yes	☐ No
TRANSFER CREDIT EXISTS IN BCCAT TRANSFER GUIDE:	☐ Yes	☐ No

AUTHORIZATION SIGNATURES:

Course Designer(s): Scott Fast
Chairperson: E. Davis *(Curriculum Committee)*
Department Head: Jeffrey Morgan
Dean: J.D. Tunstall
UPAC Approval in Principle Date:
UPAC Final Approval Date: December 7, 2005

LEARNING OBJECTIVES / GOALS / OUTCOMES / LEARNING OUTCOMES:

1. to introduce students to the consideration of civil liberties and the Charter in Canada
2. to teach students the main themes of judicial interpretation of Canada's Charter of Rights and Freedoms
3. to teach students how to read Charter case law
4. to introduce students to the consideration of the role of law and judicial process in Canada

METHODS:

Lectures, discussion seminars, class presentations.

PRIOR LEARNING ASSESSMENT RECOGNITION (PLAR):

Credit can be awarded for this course through PLAR (Please check:) ☒ Yes ☐ No

METHODS OF OBTAINING PLAR:

Examination and/or paper

TEXTBOOKS, REFERENCES, MATERIALS:

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

Readings will vary from section to section, but will include a variety of sources:
1. Christopher P. Manfredi, Judicial Power and The Charter, M & S
2. John Stuart Mill, On Liberty, Penguin Books
3. Bayard Ressor, The Canadian Constitution in Historical Perspective, Prentice Hall
4. Criminology 335 Course Package - Volume I
5. Criminology 335 Course Package - Volume II
6. Criminology 335 Course Package - Volume III

SUPPLIES / MATERIALS:

STUDENT EVALUATION:

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

The procedure will vary, but a typical distribution is:
Take-home exam 1 30% (given out week #4; due week #5)
Class presentation 15%
Case analysis 15%
Final exam (in class) 40%

COURSE CONTENT:

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

Course content will vary, but a sample offering would be:
Week 1 Introduction to the course
Week 2 "Liberty" and Positive Civil Rights
Required Reading: J.S. Mill, On Liberty
Week 3 Constitutional Traditions and Civil Rights
Required Reading: Manfredi, Chapter 1
Week 4 The Canadian Constitutional Tradition and Civil Rights
Required Reading: Ressor, pgs. 204-251
Take Home Exam Out
Week 5 Dimensions and Theories of Judicial Interpretation
Take Home Exam Due
Required Reading: Manfredi, Chapter 2
Week 6 The Structure of the Charter of Rights and Freedoms
Required Reading: Charter of Rights and Freedoms
Required Reading: Ressor, pgs. 285-295; 377-382
Required Reading: Assigned Cases
Week 7 Fundamental Freedoms
Required Reading: Ressor, pgs. 295-315
Required Reading: Manfredi, Chapter 3

Required Reading: Assigned Cases
Week 8 Legal Rights I: Fundamental Justice
Required Reading: Ressor, pgs. 315-325
Required Reading: Manfredi, Chapter 4 to page 104
Required Reading: Assigned Cases
Week 9 Legal Rights II: Procedure
Required Reading: Ressor, pgs. 326-351
Required Reading: Manfredi, pgs. 104-111
Required Reading: Assigned Cases
Week 10 Legal Rights III: Enforcement
Required Reading: Ressor, pgs. 367-372
Required Reading: Manfredi, pgs. 111-119
Required Reading: Assigned Cases
Week 11 Equality Rights: Precedents and Remedies
Required Reading: Ressor, pgs. 351-358
Required Reading: Manfredi, Chapters 5 & 6
Required Reading: Assigned Cases
Week 12 Language and Aboriginal Rights
Required Reading: Ressor, pgs. 358-367; 382-386
Required Reading: Assigned Cases
Week 13 Application of the Charter
Required Reading: Ressor, pgs. 367-382
Required Reading: Manfredi, Chapter 7 and Conclusion
Required Reading: Assigned Cases