



FACULTY OF ARTS
DEPARTMENT OF PHILOSOPHY

PHIL 425 Lec 01 – “Philosophy of Law”

Winter Term 2011
Lectures: TTh 9:30 am SH 268

Course Outline

Instructor: Dr. Ann Levey

Office: SS 1230

Phone: 220-5536

Office Hours: T 11:00-11:45; R 2:00-3:00; or by appointment

Email: levey@ucalgary.ca

An investigation of philosophical accounts of the nature of law and legal systems. The focus of the course will be the Hart-Dworkin debate about the relation between law and morality, though we will start with a brief review of some historical background to that debate.

Texts:

John Austin, *The Province of Jurisprudence Determined*, 1882 , available free through Googlebooks (and also through other online sources)

H.L.A Hart, *The Concept of Law, Second Edition*, Oxford University Press, 1997

Ronald Dworkin, *Taking Rights Seriously*, Harvard University Press, 1978.

These will be supplemented by additional readings from journals or excerpts posted on Blackboard.

Course requirements:

Participation and Attendance 10%

In class midterm February 17 10%

Term paper in 2 drafts

- First draft 10 % Due March 24 by 4 pm.
- Second draft 40% Due April 18 by noon.

Group Presentation 30 % last two weeks of class

All term assignments are due in class or in the drop box in the philosophy by the time specified. Late assignments will be penalized at the rate of 3 % per day except where the student has adequate reason for being late.

The attendance and participation grade will be determined as follows. Students who attend 100 % of the time and are prepared to answer when called on or who contribute without being called on will receive 10 points. Students who attend 90% of the time and who are prepared to answer when called on or who contribute without being called on will receive 9 points. Students who attend 80% of the time and who are prepared to answer when called on or who contribute without being called on will receive 80% etc. Points will be given in .5 increments and will be rounded up or down as needed. For instance, a student who attended 94% of the time and was prepared to be called upon or who contributed without being called upon would receive 9.5 points and a student who attended 92 % of the time and who prepared to answer when called upon or who contributed without being called upon would receive 9 points out of 10. Any student signed in as present for a given class and but not called upon for that class will be counted as having been prepared to be called upon. Students must sign the attendance sheet each class in order to be counted as present for that class. In order to be counted as prepared to be called or contributing without being called upon, students must be either present and not called on, called on and able to respond, or contribute without being called on.

Grading scale: (%)

98-100	A+	65-69	C+
90-97	A	60-64	C
85-89	A-	56-59	C-
80-84	B+	53-55	D+
75-79	B	50-52	D
70-74	B-	Below 50	F

INTELLECTUAL HONESTY

Intellectual honesty is the cornerstone of the development and acquisition of knowledge and requires that the contribution of others be acknowledged. As a result, cheating or plagiarism on any assignment or examination is regarded as **an extremely serious academic offence**, the penalty for which may be an F on the assignment and possibly also an F in the course, academic probation, or requirement to withdraw. The University Calendar states that plagiarism exists when:

- *the work submitted or presented was done, in whole or in part, by an individual other than the one submitting or presenting the work (this includes having another impersonate the student or otherwise substituting the work of another for one's own in an examination or test);*
- *parts of the work are taken from another source without reference to the original author;*
- *the whole work (e.g., an essay) is copied from another source; and/or*
- *a student submits or presents work in one course which has also been submitted in another course (although it may be completely original with that student) without the knowledge of or prior agreement of the instructor involved.*

While it is recognized that scholarly work often involves reference to the ideas, data and conclusions of other scholars, intellectual honesty requires that such references be explicitly and clearly noted. Plagiarism occurs not only when direct quotations are taken from a source without specific acknowledgement, but also when original ideas or data from the source are not acknowledged. A bibliography is insufficient to establish which portions of the student's work are taken from external sources; footnotes or other recognized forms of citation must be used for this purpose.

ACADEMIC ACCOMMODATION

It is the student's responsibility to request academic accommodation. If you are a student with a documented disability who may require academic accommodation and have not registered with the Disability Resource Centre, contact their office at 220-8237. Students who have not registered with the Disability Resource Centre are not eligible for formal academic accommodation. You are also required to discuss your needs with your instructor no later than fourteen (14) days after the start of this course.

STUDENTS' UNION REPRESENTATIVES

The Faculty of Arts Representatives are Laura Golebiowski (arts1@su.ucalgary.ca), Bhuvana Sankaranarayanan (arts2@su.ucalgary.ca), Lara Schmitz (arts3@su.ucalgary.ca), and Vincent St. Pierre (arts4@su.ucalgary.ca).

FREEDOM OF INFORMATION AND PROTECTION OF PRIVACY (FOIP) ACT

The University of Calgary is under the jurisdiction of the provincial FOIP Act in all aspects of its operations as a publicly funded institution. The Department of Philosophy ensures the student's right to privacy by requiring all graded assignments be returned to the student directly from the instructor unless other arrangements have been made in writing and filed with the Department Administrator.

SAFEWALK: PROMOTING CAMPUS SAFETY AND AWARENESS

Twenty four hours a day, seven days a week, Safewalk volunteers walk people safely to their destination on campus. This service is free and available to students, staff, and campus visitors. Safewalks are done in male/female pairs. The volunteers walk anywhere on campus (including McMahon Stadium, Health Sciences, Student Family Housing, the Alberta Children's Hospital and the University LRT station). To request a Safewalk volunteer to walk with you, call 403-220-5333 (24 hours a day/7 days a week/365 days a year) or use one of the Help Phones located across campus (they are not just for emergencies).