



# UNIVERSITY OF CALGARY

Winter 2022

FACULTY OF ARTS

Department of Sociology

Department of Sociology Website: <https://soci.ucalgary.ca/>

COURSE TITLE:			
Course Number	LWSO 203: <i>Introduction to Legal Knowledge</i>		
Pre/Co-Requisites			
Instructor Name	Matt McManus	Email	Matthew.mcmanus@ucalgary.ca
Instructor Email Policy	Feel free to contact me over email at any time. Please put your course number and section in your email's subject line, and include a proper salutation, your full name, student ID, and a proper closing in the body of your email. I do not answer emails over the weekend. Please take that into account when emailing me questions pertaining to assignments or exams. If you have a course-related question, please check the course outline first. Please do not use e-mail as a replacement for a meeting, if there is something you want to discuss. Questions about the course content and readings, concerns about grades, or any other personal issues should be dealt with during my office hours.		
Office Location	NA	Office Hours	Wednesdays 1:00 PM-2:30 PM
Telephone No.	613-879-9371		
TA Name	Chetna Khandelwal	TA Email	Chetna.khandelwal@ucalgary.ca
TA Office Location	Online	TA Office Hours	TBD
Class Dates	January 10- April 29, 2022		
Class Times	Mondays, Wednesdays, Fridays 10:00 - 10:50 AM		
Class Location	Online		

## Course Description

This course is intended as an introduction to legal knowledge in a Canadian context. We will be examining both the historical roots of law in Canada, some of its philosophical justifications, and the way it is reflected in institutions and legal practices. The course will also examine some of the challenges to Canadian law by its critics and skeptics on all ends of the ideologically spectrum. It will conclude with a

brief discussion of the intersection between Canadian and international law. The course will be driven by weekly lectures introducing students to the topic, which will include slides, an audio-visual component, and ideally some discussion of the material.

### Course Objectives/Learning Outcomes

This course will introduce the production of Canadian legal knowledge and practice to students through major texts and authors. It will be mainly text driven, meaning there will be minimal assignments but quite a bit of weekly reading. We will also be applying these concepts to major controversies in the law, such as the nature of the Charter and renewed anxieties about toleration and cooperative federalism. By the end of the course students will be able to:

- Conceptualize what is meant by legal knowledge and practice in Canada
- Have a better understanding of some of the major theoretical and practical questions underpinning the nature of Canadian law
- Understand how these academic questions relate to very real issues of power and politics in society

The hope is that the class will provide a broad survey of what Canadian law as well as what its limitations and possibilities might be. Students will have a better sense of law and society in Canada by the conclusion.

### Course Format

This course will be online for the duration of the Winter Semester. It will consist of tri-weekly lectures, and an office hour session where I will make myself available to students for questions and assistance. Students are expected to attend all lectures and complete all assignments unless they are unable to do so for health or personal reasons. Course readings will be made available online or via the University of Calgary bookstore. Assignments will also be turned in and graded online.

### Learning Resources

The standard text book we will be using for this course is *Canadian Law: An Introduction* by Dr. Neil Boyd. Ideally students will use the Seventh Edition of this text. The text book will be supplemented by other course readings made available on D2L. Students are expected to come to class having completed the readings and being prepared to answer questions on them if prompted.

### Schedule of Lectures and Readings

#### **Week I Jan 10<sup>th</sup>-14<sup>th</sup>: Introduction-What is Law?**

Read Boyd, Chapter I: The Role of Law

#### **Week II Jan 17<sup>th</sup>-21<sup>st</sup>: Historical Roots of Canadian Law I**

Read Boyd, Chapter II: The Sources of Canadian Law

**Week III Jan 24<sup>th</sup>-28<sup>th</sup>: Historical Roots of Canadian Law II**

Continue Boyd, Chapter II: The Sources of Canadian Law

Read William Blackstone, *Selections from Commentaries on the Law of England*

**Week IV Jan 31<sup>st</sup>-Feb 4<sup>th</sup>: The Constitution of Canada (Federalism)**

Read Boyd, Chapter IV: The Constitution of Canada

**Week V Feb 7<sup>th</sup>-Feb 11<sup>th</sup>: The Constitution of Canada (The Charter)**

Continue Boyd, Chapter IV: The Constitution of Canada

Read *The Charter of Rights and Freedoms*

**Week VI Feb 14<sup>th</sup>-Feb 18<sup>th</sup>: Controversies Over the Charter (Left and Right Critiques)**

Read Andrew Petter, "Taking Dialogue Theory Much Too Seriously."

Read Peter Hogg and Allison "Charter Dialogue Revisited, or Much Ado About Metaphors."

**Week VII Feb 21<sup>st</sup>-25<sup>th</sup>: Reading Week (No Classes)**

No Readings

**Week VIII Feb 28<sup>th</sup>-March 4<sup>th</sup>: How Judges Interpret Law**

Read Boyd, Chapter III: How Do Judges Interpret Ambiguous Statutes?

**Week IX Mar 7<sup>th</sup>-11<sup>th</sup>: Alternatives to Courts**

Read Department of Justice, *Resolving Disputes: Think About Your Options*

**Week X Mar 14<sup>th</sup>-18<sup>th</sup>: What is Criminal Law?**

Read Boyd, Chapter X: Criminal Law

**Week XI Mar 21<sup>st</sup>-25<sup>th</sup>: What is Tort Law? (Guest Speaker Sam Jowett)**

Read Boyd, Chapter VII: Torts of Intention and Negligence

**Week XII Mar 28<sup>th</sup>-April 1<sup>st</sup>: Critics of Canadian Law**

Read Constance Backhouse, *Selections from Colour Coded: A Legal History of Racism in Canada*

**Week XIII April 4<sup>th</sup>-8<sup>th</sup>: International Law and Canadian Law**

Read Martti Koskeniemmi, "What Is International Law For?"

**Week XIV April 11<sup>th</sup>: Wrap Up**

Read Boyd, Chapter VI: The Study of Law, Lawyers, and Judges

## Methods of Assessment and Grading Weights

### Course Requirements and Evaluation

First Exam, Wednesday February 2<sup>nd</sup>: 30%

Second Exam, Wednesday March 9<sup>th</sup> : 30%

Final Exam, TBD: 40%

Exam Submission and Late Penalties: Exams are to be completed the day they are due. Students will complete them within the 24 period provided online. Once the exam is begun students must complete it within the allotted time. Late exams may be submitted in but will be penalized per day for lateness. Granting extensions this will be subject to Professor's discretion but might involve: unexpected tragedies, important personal events, and, in very rare cases, work related disruptions. The first exam will take place on Wednesday, February 2<sup>nd</sup> and will be worth 30 per cent of your grade. It will open at 12:01 am on Wednesday, Feb 2<sup>nd</sup> and be available for a 24 hour window, within which you will have two hours to complete it. The second exam will take place on Wednesday, March the 9<sup>th</sup> and will be worth 30 per cent of your grade. It will also open at 12:01 am on Wednesday, March 9<sup>th</sup> and be available for a 24 hour window, within which you will have two hours to complete it. The final exam will take place during the scheduled exam period as determined in advance and will be worth 40 per cent of your grade.

### Exam Information

The three exams will consist of multiple choice and short answer-long answer style questions.

### Grading Scale

Letter grades will be assigned and submitted to the registrar based on the following scale:

Grade	Percent range	Grade Point Value	Description
A+	96 – 100%	4.0	Outstanding performance
A	90 – 95.99%	4.0	Excellent performance
A-	85 – 89.99%	3.7	Approaching excellent performance
B+	80 – 84.99%	3.3	Exceeding good performance
B	75 – 79.99%	3.0	Good performance
B-	70 – 74.99%	2.7	Approaching good performance
C+	67 – 69.99%	2.3	Exceeding satisfactory performance
C	63 – 66.99%	2.0	Satisfactory performance
C-	59 – 62.99%	1.7	Approaching satisfactory performance
D+	55 – 58.99%	1.3	Marginal pass. Insufficient preparation for subsequent courses in the same subject

<b>D</b>	50 – 54.99%	1.0	Minimal Pass. Insufficient preparation for subsequent courses in the same subject.
<b>F</b>	<50%	0	Failure. Did not meet course requirements.

### Absences and Deferrals

Students who miss class assessments (tests, participation activities, or other assignments) should inform their instructor as soon as possible. If the reason provided for the absence is acceptable, the instructor may decide that any arrangements made can take forms other than make-up tests or assignments. For example, the weight of a missed grade may be added to another assignment or test.

**Deferred Final Exam Form:** Please note that requests to defer a Registrar scheduled final exam are dealt with through the Registrar's Office. Further information can be found at:

<https://www.ucalgary.ca/registrar/exams/deferred-exams>

**Deferred Term Work Form:** Deferral of term work past the end of a term also requires a form to be filled out. It's available at:

[https://live-ucalgary.ucalgary.ca/sites/default/files/teams/14/F21\\_deferral-of-term-work\\_weighting.pdf](https://live-ucalgary.ucalgary.ca/sites/default/files/teams/14/F21_deferral-of-term-work_weighting.pdf)

Once an extension date has been agreed between instructor and student, the instructor will email the form to the Faculty of Arts Program Information Centre ([ascarts@ucalgary.ca](mailto:ascarts@ucalgary.ca)) for approval by the Associate Dean.

### Grade Reappraisal

Within two weeks of the date the exam/assignment is returned, students seeking reappraisal of examinations or assignments must submit a written response to the instructor explaining the basis for reconsideration of one's mark. The instructor will reconsider the grade assigned and will then book a time with the student to discuss their own work and rationale. It should be noted that a re-assessed grade may be raised, lowered, or remain the same.

### Handing in Papers, Assignments

1. The main Sociology Department office does not deal with any course-related matters. Please speak directly to your instructor.
2. **Protection of Privacy:** The Freedom of Information and Protection of Privacy (FOIPP) legislation does not allow students to retrieve any course material from public places. Anything that requires handing back will be returned directly during class or office hours. If students are unable to pick up their assignments from the instructor, they can provide the instructor with a stamped, self-addressed envelope to be used for the return of the assignment. Private information related to the individual student is treated with the utmost regard by the faculty at the University of Calgary
3. Final grades are not posted by the Sociology Department. They are only available online.

## Guidelines for Zoom Sessions

Zoom is a video conferencing program that will allow us to meet at specific times for a “live” video conference, so that we can have the opportunity to meet each other virtually and discuss relevant course topics as a learning community.

To help ensure Zoom sessions are private, do not share the Zoom link or password with others, or on any social media platforms. Zoom links and passwords are only intended for students registered in the course. Zoom recordings and materials presented in Zoom, including any teaching materials, must not be shared, distributed or published without the instructor’s permission.

The use of video conferencing programs relies on participants to act ethically, honestly and with integrity; and in accordance with the principles of fairness, good faith, and respect (as per the [Code of Conduct](#)). When entering Zoom or other video conferencing sessions (such as MS Teams), you play a role in helping create an effective, safe and respectful learning environment. Please be mindful of how your behaviour in these sessions may affect others. Participants are required to use names officially associated with their UCID (legal or preferred names listed in the Student Centre) when engaging in these activities. Instructors/moderators can remove those whose names do not appear on class rosters. Non-compliance may be investigated under relevant University of Calgary conduct policies (e.g [Student Non-Academic Misconduct Policy](#)). If participants have difficulties complying with this requirement, they should email the instructor of the class explaining why, so the instructor may consider whether to grant an exception, and on what terms. For more information on how to get the most out of your zoom sessions visit: <https://elearn.ucalgary.ca/guidelines-for-zoom/>.

If you are unable to attend a Zoom session, please contact your instructor to arrange an alternative activity for the missed session (e.g., to review a recorded session). Please be prepared, as best as you are able, to join class in a quiet space that will allow you to be fully present and engaged in Zoom sessions. Students will be advised by their instructor when they are expected to turn on their webcam (for group work, presentations, etc.).

The instructor may record online Zoom class sessions for the purposes of supporting student learning in this class – such as making the recording available for review of the session or for students who miss a session. Students will be advised before the instructor initiates a recording of a Zoom session. These recordings will be used to support student learning only and will not be shared or used for any other purpose.

### **\*Media recording for lesson capture**

The instructor may use media recordings to capture the delivery of a lecture. These recordings are intended to be used for lecture capture only and will not be used for any other purpose. Although the recording device will be fixed on the Instructor, in the event that incidental student participation is recorded, the instructor will ensure that any identifiable content (video or audio) is masked, or will seek consent to include the identifiable student content to making the content available on University approved platforms.

### **\*Media recording for self-assessment of teaching practices**

The instructor may use media recordings as a tool for self-assessment of their teaching practices. Although the recording device will be fixed on the instructor, it is possible that student participation in the course may be inadvertently captured. These recordings will be used for instructor self-assessment only and will not be used for any other purpose.

### **\*Media recording for the assessment of student learning**

The instructor may use media recordings as part of the assessment of students. This may include but is not limited to classroom discussions, presentations, clinical practice, or skills testing that occur during the course. These recordings will be used for student assessment purposes only and will not be shared or used for any other purpose.

## **Research Ethics**

Students are advised that any research with human subjects – including any interviewing (even with friends and family), opinion polling, or unobtrusive observation – must have the approval of the Conjoint Faculties Research Ethics Board. In completing course requirements, students must not undertake any human subjects research without discussing their plans with the instructor, to determine if ethics approval is required.

## **Copyright Legislation**

All students are required to read the University of Calgary policy on Acceptable Use of Material Protected by Copyright ( <https://www.ucalgary.ca/legal-services/sites/default/files/teams/1/Policies-Acceptable-Use-of-Material-Protected-by-Copyright-Policy.pdf> ) and requirements of the Copyright Act ( <https://laws-lois.justice.gc.ca/eng/acts/C-42/index.html> ) to ensure they are aware of the consequences of unauthorized sharing of course materials (including instructor notes, electronic versions of textbooks etc.). Students who use material protected by copyright in violation of this policy may be disciplined under the Non-Academic Misconduct Policy.

## **Instructor Intellectual Property**

Course materials created by professor(s) (including course outlines, presentations and posted notes, labs, case studies, assignments and exams) remain the intellectual property of the professor(s). These materials may NOT be reproduced, redistributed or copied without the explicit consent of the professor. The posting of course materials to third party websites such as note-sharing sites without

permission is prohibited. Sharing of extracts of these course materials with other students enrolled in the course at the same time may be allowed under fair dealing.

### Recording of Lectures

The audio or video recording of lectures and taking screenshots of PowerPoint slides during the lecture are not permitted without explicit authorization. The non-authorized media recording of lectures is inconsistent with the Code of Conduct and may result in discipline in accordance with the Student Non-Academic Misconduct Policy and Procedure. For more information click here:

<https://www.ucalgary.ca/legal-services/university-policies-procedures/student-non-academic-misconduct-policy>

### Sharing of Lecture Notes and Exam Questions

Publicly sharing lecture notes and exam questions on 3rd party sites such as OneClass, StudyBlue, Quizlet, Course Hero, etc. is not permitted. If you wish to use these helpful studying tools, make sure you adjust your privacy settings accordingly. Any violations are subject to investigation under the UofC Student Non-Academic Misconduct Policy. For more information, click here:

<https://www.ucalgary.ca/legal-services/university-policies-procedures/student-non-academic-misconduct-policy>

### Academic Misconduct

Please refer to the website listed below for information on University of Calgary policies on Plagiarism/Cheating/Other Academic Misconduct:

<http://www.ucalgary.ca/pubs/calendar/current/k.html>

### Academic Accommodation

Students seeking an accommodation based on disability or medical concerns should contact Student Accessibility Services; SAS will process the request and issue letters of accommodation to instructors. For additional information on support services and accommodations for students with disabilities, visit [www.ucalgary.ca/access/](http://www.ucalgary.ca/access/). Students who require an accommodation in relation to their coursework based on a protected ground other than disability should communicate this need in writing to their Instructor. The full policy on Student Accommodation is available at:

<https://www.ucalgary.ca/legal-services/university-policies-procedures/student-accommodation-policy>

Students needing an Accommodation based on a Protected Ground other than Disability, should communicate this need, preferably in writing, to the course instructor.

### Libraries & Cultural Resources

To contact your librarian or find out about the resources and services available to sociology students go to the Sociology Library guide: <https://library.ucalgary.ca/guides/sociology>

To access the main Library website go to: <https://library.ucalgary.ca>

### Wellness and Mental Health Resources

The University of Calgary recognizes the pivotal role that mental health plays in physical health, social connectedness and academic success, and aspires to create a caring and supportive campus community where individuals can freely talk about mental health and receive support when needed. We encourage you to explore the excellent mental health resources available throughout the university community, such as counselling, self-help resources, peer support or skills-building available through Student Wellness Services (Room 370 MacEwan Student Centre,



<https://www.ucalgary.ca/wellness-services/services/mental-health-services>) and the Campus Mental Health Strategy (<http://www.ucalgary.ca/mentalhealth/>).

### Student Success Centre

The Student Success Centre provides services and programs to ensure students can make the most of their time at the University of Calgary. Our advisors, learning support staff, and writing support staff assist students in enhancing their skills and achieving their academic goals. They provide tailored learning support and advising programs, as well as one-on-one services, free of charge to all undergraduate and graduate students. For more information visit:

<https://www.ucalgary.ca/student-services/student-success>

### Student Ombuds Office

The Student Ombuds Office supports and provides a safe, neutral space for students. For more information, please visit [www.ucalgary.ca/ombuds/](http://www.ucalgary.ca/ombuds/) or email [ombuds@ucalgary.ca](mailto:ombuds@ucalgary.ca).

### Student Union (SU) Information

The SU Vice-President Academic can be reached at (403) 220-3911 or [suvpaca@ucalgary.ca](mailto:suvpaca@ucalgary.ca); Information about the SU, including elected Faculty Representatives, can be found here:

<https://www.su.ucalgary.ca>.

### Emergency Evacuation/Assembly Points

Assembly points for emergencies have been identified across campus. Assembly points are designed to establish a location for information updates from the emergency responders to the evacuees; from the evacuated population to the emergency responders. For more information, see the University of Calgary's Emergency Management website:

<https://live-risk.ucalgary.ca/risk/emergency-management/evac-drills-assembly-points/assembly-points>

### Safewalk

Campus security will escort individuals, day or night, anywhere on campus (including McMahon Stadium, Health Sciences Centre, Student Family Housing, the Alberta Children's Hospital and the University LRT station). Call 403-220-5333 or visit <http://www.ucalgary.ca/security/safewalk>. Use any campus phone, emergency phone or the yellow phone located at most parking lot pay booths. Please ensure your personal safety by taking advantage of this service.