

FLEMING

SIR SANDFORD FLEMING COLLEGE

ARTICULATION AGREEMENT

between

Sir Sandford Fleming College

and

Peterborough County Board
of Education

Peterborough-Victoria
Northumberland-Newcastle
Roman Catholic Separate
School Board

DATE: April 18, 1991

This agreement sets out the arrangements agreed upon by representatives of the College and the two Peterborough Area School Boards.

College department participating in the articulation:

Legal Administration

including the following programs:

the common first semester of:

Correctional Worker
Law and Security Administration
Law and Security Administration—Customs Administration
Law and Security Administration—Loss Prevention Management
Law and Security Administration—Police Education
Legal Assistant

Board of Education participating program:

Law and Community Studies (HSC 4G9)
Including: Society: Challenge and Change (HSC 3G0)
Law (HLW 4G0 or HLW 4A0)
Co-op (Double) (HGC 4G0)

This agreement consists of three main components: recommended preparation, course linkage, and advanced standing.

A) RECOMMENDED PREPARATION

To ensure the greatest possible success in a college program, the faculty of the secondary schools and the College have identified the best secondary school courses for each program. These are listed as "recommended" in addition to the courses "required" for admission.

Required: An Ontario Secondary School Diploma (OSSD) with the majority of credits at the general level including grade 12 general level English.

Recommended: Taking some or all of the following secondary school courses* will help prepare a student for success in the College Department participating in this agreement.

Strong performance in Grade 12 English is an asset

HSC 3G0 Society, Challenge and Change

PHE 3G0 Physical Education

PHE 4G0 Physical Education

DPC 3G0 Data Processing Concepts

DPC 4G0 Data Processing Concepts

BTB 3G0 Mathematics for Business & Consumers

BTB 4G0 Mathematics - Business & Consumers

MIT 3G0 Mathematics for Technology

MIT 4G0 Mathematics for Technology

HLW 4G0 Law

HLW 0A0 Law

HSC 4G9 Law and Community Studies Program

* Or any of these courses at the advanced level.

B) COURSE LINKAGE

Faculty from both the secondary schools and the College have agreed that the courses named below will be linked. This means that the teachers of the courses are co-ordinating their efforts. The content of the secondary school course is designed to be the best possible preparation for the college course. In addition, the college course will be a relevant continuation of the secondary school course. This will enhance the student's success in college.

Secondary School CourseFleming Course

1. Law (HLW 4G0 or BLW 4G0)

Introduction to Law (1240088)

(outlines of these courses are attached)

C) ADVANCED STANDING CREDIT

Where high school and college courses contain similar content, it is possible that credit may be given toward part or all of a college course, lab, or placement experience.

Applicants for advanced standing credit must apply to Fleming within two years of completing secondary school and must meet all college admission requirements.

Secondary School Course

Fleming Course

Students who successfully complete:

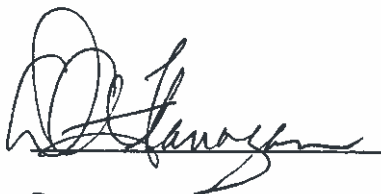
Law HLW 4G0 with a grade of not less than 75%, or OAO with a grade of not less than 70% will be eligible for exemption in:

Introduction to Law (1240088)

This agreement will be subject to the annual review and modification of either the School Boards or the College. When the curriculum at either is revised, it will be the responsibility of the school initiating the change to notify the other contracting school(s). Each school is responsible for keeping their instructional and administrative staff informed of any changes in this agreement.

Both agreeing School Boards and the College may publish information regarding this agreement and all schools are free to enter into similar agreements with other secondary or post secondary institutions.

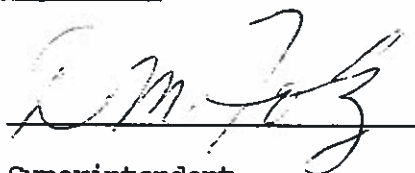
Authorized Signatures



Dean

April 29/91

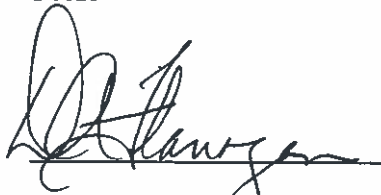
Date



Superintendent

May 6/91

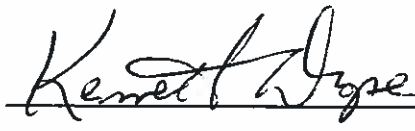
Date



for the Articulation Steering Committee

April 29/91

Date



Superintendent

May 9/91

Date

FLEMING

SIR SANDFORD FLEMING COLLEGE

COURSE OUTLINE

COURSE NAME: LAW I

COURSE NUMBER: 1240088

INSTRUCTOR: RANDY KNAPP

PROGRAM: LEGAL ADMINISTRATION

SEMESTER: I YEAR: I DATE: SEPTEMBER, 1991

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FOR OFFICE USE: CO.8; CO.0; 1240088-RK.1

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INTRODUCTION

"The lawmaker must not pursue a variety of purposes interchangeably, without a clear specification of the exact end to be reached by a particular role or institution, on the apparent assumption that if one purpose fails, another may perhaps be achieved."

Thomas, C. "Constituent Elements of Crime" from Crime and Its Treatment in Canada, W.T. McGrath ed., MacMillan-Hunter Press, Toronto, 1976.

This course is designed to provide those students enrolled in the first semester Legal Administration & International Trade Department with a conceptual framework in law and the Canadian Legal System.

The framework will focus on the nature of law and its function in a complex, industrial society. The course will also examine the relationship that exists between law and other social disciplines such as sociology, philosophy and psychology.

The framework will also include an introduction to the structure and operating philosophy of the Canadian Legal System plus a primary examination of crime and criminology.

GENERAL OBJECTIVES

1. The course will provide the student with the opportunity to appreciate/understand the nature of law as a mechanism of organized social control.
2. The course will challenge the traditional image of law as a social science.
3. The course will introduce the structures, names, institutions and individuals involved with the administration of justice in Canada (specifically) and Western industrialized society (generally).
4. The course will introduce the concept of crime as a social phenomena and examine the nature of crime plus methodologies utilized in an effort to control it.

SPECIFIC OBJECTIVES

The student will be able to:

1. Provide a conceptual definition of law including:
 - what it is
 - why does it exist
 - who makes law and why
2. Define jurisprudence and differentiate between the three (3) schools judicial thought (i.e.: positivist, naturalist, realist)
3. Provide a practical example which serves as an illustration of the fact that there may be differences in the interpretation of law ("The Speluncian Explorers")
4. Differentiate between the several sources of law
5. Illustrate an appreciation for the "nature of control" the law exerts over human affairs using the "Hohfeldian Analysis"
6. Comment on the primary divisions of law (i.e.: positive, private, public)
7. Define the Canadian Legal System as a function of the British Legal Tradition
8. Differentiate between criminal and civil law models
9. Trace the history of the acceptance of the common law in Canada

SPECIFIC OBJECTIVES (continued)

10. Define the concept of the "law of equity".
11. Outline the function of those institutions within the Canadian Legal System known as "courts".
12. Differentiate between accusatorial/adversarial/inquisitorial judicial systems.
13. Comment on the effectiveness of the courts as a vehicle by which justice is served within society.
14. Describe the judicial hierarchy of courts.
15. Comment on the role of judges and lawyers.
16. Differentiate between civil/criminal law and comment on the difference in terms of judicial procedures.
17. Apply the concept of stare decisis in terms of judicial decision making.
18. Describe statutes as formal, codified law.
19. Identify various problems with statutory interpretation including complexity and ambiguity with respect to judicial intent.
20. Describe a crime in terms of it's basic components.
21. Describe the Criminal Code as the "Doctrine" of Criminal Law in Canada.
22. Conceptualize an "accused" as a recipient of legislative control.
23. Define the trial process in terms of it's purpose and method.
24. Define sentencing and outline the various factors involved including deterrence, retribution and rehabilitation.
25. Describe the appeal process as a continuation of the judicial process.
26. Comment on the overall effectiveness of the Canadian Legal System in terms of it's intent and results.

METHODOLOGY

Two (2) lectures/week

Lectures will introduce new material as outlined in the lecture/reading schedule attached.

One (1) seminar/week.

Seminars will be an opportunity to discuss/apply lecture material, clarify problems that may periodically arise, discuss assigned readings, etc.

EVALUATION

Test #1	20%
Test #2	20%
Short Paper	10%
Research Assignment	20%
Final Exam	30%

REQUIRED READINGS

Gall, G. The Canadian Legal System, 2nd Ed., Carswell, Toronto, 1983.

* There will also be readings on reserve in the Brealey Library. It is the responsibility of each student to keep par with these readings in preparation for lectures.

** a lecture/reading schedule is attached to this outline.

- L1 (i) Course Introduction
(ii) The Nature of Social Control

L2 Law (Defined)

Gall: Introduction - p. 1-2
The Nature of Law - p. 3-6

- (r) Waddams, S., "What is Law" from Introduction to the Study of Law, 2nd ed., Carswell, Toronto, 1983
(h) Francis, D., "Are we Hurling towards a new Feudalism?" from The Toronto Star, 19 Sept 84

L3 Jurisprudence and Schools of Judicial Thought

Gall: p. 6-11

- (r) "The Nature of Jurisprudence" from Hampstead, L. Introduction to Jurisprudence, Carswell, Toronto, 1979
(h) "Sex Sells" from The Saturday Review; August 1985
(r) Connolly, L.W.; "Pornography" from Cragg, W., Contemporary Moral Issues, 2nd ed; McGraw, Hill, Ryerson, 1987, Toronto
(r) Keyser Lingk, E; "Sanctity of Life & Quality of Life Are They Compatible?", *ibid*

- L4 (i) Policy Implementation
(ii) Law (review)

Gall: p. 15-16

- (r) Bacherach & Baretz "A Model of the Political Process"
(r) Waddams, "Public Policy", *op cit*

L5 Legislative Process

- (r) "The Legislative Process in Parliament" from Politics in Canada; Culture, Institutions, Behaviour & Public Policy; Prentice-Hall, 1986, Toronto

L6 Divisions of Law

Gall: 18-25

- (r) Chapman, F., "Canadian Criminal Law" from The Administration of Criminal Justice in Canada, C. Boydell ed., Holt, Rhinehart & Winston, Toronto, 1974

L7 Sources of Law

Gall: 26-33, 36-40

- (r) Parker, G., "The History of Criminal Law" from An Introduction to Criminal Law, 2nd ed., Methuen, Toronto, 1983

L8 Precedent/Stare Decisis

Gall: 218-225
233-248

- (r) Waddams, S., "The Role of Judges", op cit

L9 Test #1

- L10 (i) Statutory Interpretation
(ii) Review

Gall: 249-279

- (r) Waddams, S., "Process of Interpretation" from ibid

- L11 (i) The British Legal Tradition
(ii) The Canadian Constitution

Gall: 41-100

L13 The Constitution/Charter of Rights (Cont'd)

L12 The Canadian Legal System
Structure: Operating Philosophy

Gall: 101-130
151-217

- (r) Griffiths, C., "The Criminal Court System" from Criminal Justice in Canada
Butterworths, Toronto, 1980

L14 L13 The Courts (Names/Functions)

as for L11

L15 Individual Roles (Judges/Lawyers/Police)

as for L11

L16 Civil vs Criminal Law

Handout

L17 Crime (defined)

Parker G., "Elements of the Offence". from An Introduction to Criminal Law, op cit

L18 Stratification

handout

(r) Clinard, M., "A Typology of Criminal Behaviour Systems" from Criminal Behaviour Systems, 2nd ed. Holt, Rhinehart & Winston, Toronto, 1973

L19 Test #2

L20 Judicial Procedure

handout

L21 Appeals

As required

L22 Sentencing

As required

L22 L22 Criminalistics

Pepinsky, H., "What Should we Control?" from Crime Control Strategies: An Introduction to the Study of Crime., Oxford University Press, N.Y., 1980

L24 Justice: Myth or Reality

As required

L25 L24 Course review

DEPARTMENT ADMINISTRATOR SIGNATURE:

DEAN:

DATE:

[Handwritten signatures and date]

Jan 20/90