

COURSE OFFERINGS 2013-2014

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FIRST YEAR UNDERGRADUATE MANDATORY COURSES

CIVIL LAW PROPERTY / DROIT DES BIENS

PRV1 144 D1, PRV1 144 D2

5 CREDITS, FALL & WINTER TERMS

Section 001: Professor Véronique Bélanger & Professor Robert Godin – English

Description: General theoretical context of Civil law Property. The concepts of patrimony, real rights, domain, the right of ownership and its limitations, including the relationship between neighbours (“voisinage”), special modes and dismemberments, possession and acquisitive prescription, publication of rights. Some introduction to property as the object of certain patrimonies by appropriation (trusts).

Method of Evaluation: Fall in-term assignment; December and April exams (TBC)

Section 002: Professor Lionel Smith – English

Description: This course is an introduction to the idea of property as it is understood in the civil law of Quebec. The first part of the course covers fundamental concepts in Quebec civil law, from a historical perspective, including the notions of patrimony and personality. Next, a series of fundamental civilian classifications are examined, including property and things, real rights and personal rights, patrimonial and extrapatrimonial rights, ownership and possession, movable and immovable property. More detailed study of the civil law of property leads to discussion of dismemberments of ownership, servitudes, and more modern developments including civil law trusts and intellectual property.

Method of Evaluation: December exam: 30%. Final exam: 60%. Class participation: 10%.

Section 003: Professor Pierre-Emmanuel Moyse – Français

Description: General theoretical and historical context of Civil law Property. The course reviews the fundamentals of Quebec Civil law. The following principal themes and codal classifications are examined: property and things, ownership and possession, dismemberments, modes of ownerships. It also questions the foundations of the law of property and presents its limits notably by introducing alternative institutions and property systems such as the trust, intellectual property and the Indian title.

Method of Evaluation: December exam: 25%. Final exam: 75%

CONSTITUTIONAL LAW / DROIT CONSTITUTIONNEL

PUB2 101 D1, PUB2 101 D
6 CREDITS, FALL & WINTER TERMS

Section 001: Professor Vrinda Narain – English

Description: An introduction to the basic framework of the Canadian Constitutional system. We will study key aspects of constitutionalism including: federalism, division of powers, Aboriginal peoples and the constitution, and the Canadian Charter of Rights and Freedoms.

Method of Evaluation: Two Mid-terms (December and February) (25% each), final exam (50%)

Section 002: Professor Colleen Sheppard – English

Description: This course provides an introduction to the Constitution of Canada through an analysis of fundamental constitutional principles and institutions, regarding democracy and the rule of law, federalism, relations with Aboriginal peoples, minority linguistic communities, and human rights and freedoms. The course is designed to provide students with a framework for understanding constitutional issues through a comparative lens, as well as thinking critically about the historical and social context of Canadian constitutional law.

Method of Evaluation: Take home exam: 25% (assist only); Written assignment: 25%; Final exam: 50%

Section 003: Professor Robert Leckey (003) – Français

Description: Un traitement de l'histoire, de la théorie, de la pratique et du droit constitutionnels. Les pouvoirs législatif, exécutif et judiciaire sont abordés à la lumière des grands principes tels le constitutionnalisme, l'État de droit, la démocratie, la protection des libertés fondamentales et des minorités, et le fédéralisme.

Method of Evaluation : Examens écrits (décembre et avril) et travaux écrits.

CONTRACTUAL OBLIGATIONS / OBLIGATIONS CONTRACTUELLES

LAWG 100 D1, LAWG 100 D2

6 CREDITS , FALL & WINTER TERMS

Section 001: Professor Helge Dedek – English

Description: Basic concepts of contractual obligations in the Civil and Common Law. Defining agreement; examining the kinds of agreements that are enforced; the content of contractual obligations; reasons for setting aside agreements; contractual remedies and rights of third parties.

Method of Evaluation: Midterm examination in December, final examination in April (25%, 75%), Optional Assignment (25%).

Section 002: Professor Fabien Gélinas – English

Description: Basic concepts of contractual obligations in the Civil and Common Law. Defining agreement; examining the kinds of agreements that are enforced; the content of contractual obligations; reasons for setting aside agreements; contractual remedies and rights of third parties.

Method of Evaluation: Midterm exam in December, final exam in April (30%, 70%)

Section 003: Professor Vincent Forray – Français

Description: Introduction to the transsystemic and critical analysis of contract law. Basic concepts of contractual obligations in the Civil and Common Law. Defining agreement; examining the kinds of agreements that are enforced; the content of contractual obligations; reasons for setting aside agreements; contractual remedies and rights of third parties.

Method of Evaluation: Term essay, oral presentation & commitment in the classroom, group activity, final examination.

EXTRA-CONTRACTUAL OBLIGATIONS OBLIGATIONS EXTRA- CONTRACTUELLES /TORTS

LAWG 101 D1, LAWG 101 D2

5 CREDITS , FALL & WINTER TERMS

Section 001: Professor Stephen Smith – English

Description: Basic concepts of extra-contractual obligations in the Civil Law and Common Law. Fault; causation; reasons for exoneration; apportionment of liability; forms of injury for which recovery can be obtained; limitations on damages; factual and legal presumptions; responsibility for the acts of others and for damage caused by property.

This document is subject to change.

Method of Evaluation: Mid-term examination in December; final examination; in-term assignment.

Section 002: Professor Shauna Van Praagh – English

Description: Basic concepts of extra-contractual obligations in the Civil Law and Common Law. Fault; causation; reasons for exoneration; apportionment of liability; forms of injury for which recovery can be obtained; limitations on damages; factual and legal presumptions; responsibility for the acts of others and for damage caused by property.

Method of Evaluation: Mid-term examination in December; final examination; in-term assignment.

Section 003: Professor Lara Khoury – French

Description: Ce cours vise à enseigner les principes de base de la responsabilité civile dans les deux grands systèmes de droit occidentaux que sont le droit civil et la Common law, leur mutation dans la foulée de la révolution industrielle et leur forme contemporaine dans le contentieux en Amérique du Nord. Seront principalement étudiés les concepts suivants: obligation de diligence, faute, causalité, préjudice et son évaluation, moyens de défenses, présomptions légales et de fait, responsabilité pour le fait d'autrui et pour le fait des choses

Method of Evaluation: Examen de mi-session, travail de session, examen final.

FOUNDATIONS OF CANADIAN LAW / FONDEMENTS DU DROIT CANADIEN

PUB3 116 D1, PUB3 116 D2
4 credits, FALL & WINTER TERMS

Section 001: Professor Kirsten Anker – English

Description: Overview of the spirit, history, sources, techniques and aspirations of law as reflected through Canadian and other experiences. The course explores issues of legal discourse, practice and institutions, comparative methodology and the transsystemic approach, legal theory, justice and ethics

Method of Evaluation: Multiple assessments, including class participation, a mid-term take-home examination and a final essay.

Section 002: Professor Victor M. Muniz-Fraticelli – English

Description: Overview of the spirit, history, sources, techniques and aspirations of law as reflected through Canadian and other experiences. The course explores issues of legal discourse, practice and institutions, comparative methodology and the transsystemic approach, legal theory, justice and ethics.

Method of Evaluation: Multiple assessments, including class participation, a mid-term take-home examination and a final essay.

Section 003 : Professor René Provost – Français

Description: Introduction au concept de normativité juridique, son esprit, son histoire, ses aspirations, ses limites. Étude de la notion de tradition juridique, en prenant pour exemples les traditions de droit civil, de common law, de droit autochtone, de droit talmudique et de droit islamique. Exploration de plusieurs approches critiques du droit, dont, les Critical Legal Studies, la Critical Race Theory, l'approche sociologique, l'approche anthropologique, les études postcoloniales, l'analyse économique du droit, etc. Éléments de réflexion sur la nature et la fonction de la formation en droit, y compris l'approche transsystémique.

Method of Evaluation: Test de compréhension; Examen maison; Essai final; Participation.

Section 004: Professor Daniel Weinstock – English

Description: The course will examine the concept of law, and the institutions and practices associated with the concept, from a variety of disciplinary vantage points. Law will be interrogated as a cultural, ethical, philosophical, political, sociological (and so on) set of phenomena. Accordingly, a wide range of different kinds of texts will be explored in order to illuminate law from as many different perspectives as possible.

Method of Evaluation: Students will write a number of short, essay-style questions throughout the term, and will produce a longer, synthetic work at the end of term.

INTRODUCTORY LEGAL RESEARCH INTRODUCTION À LA RECHERCHE JURIDIQUE

PRAC 147 D1, PRAC 147 D2
3 CREDITS, FALL & WINTER TERMS

Section 001: Professor Helena Lamed – English & French

Description: Introduction to legal method: sources of law, court structure, legislative process. Introduction to research, analysis and to expository and prescriptive legal writing. Teaching is in the class as a whole and in small groups.

Method of Evaluation: Various in-term assignments

SECOND YEAR MANDATORY COURSES

ADVANCED CIVIL LAW OBLIGATIONS

3 CREDITS, PROC 200

Section 001: Professor Daniel Jutras (001) – English

Term: Fall

Description: The first objective of this course is to allow students to have a deeper understanding of the civil law tradition, its methodology, evolution, adaptation to a changing society, and of the Civil Code and other main institutions. The course will also allow students to acquire some knowledge of certain subjects not covered in first year like unjust enrichment and the regime of obligations.

Method of Evaluation: Mid-term optional essay for 25% of the grade and final examination.

Section 003: Professor Vincent Forray (003) – French

Term: Fall

Description: This course has two overarching objectives. The first is to deepen your understanding of the Civil Law as a legal tradition, to underline the importance of legal history for such an understanding, and to highlight key elements of the civil law culture and methodology. Building on this insight, it is the second objective of this course to reflect on the development of the Civilian theory of obligations, and to examine certain advanced topics in the substantive law, as they are understood in modern manifestations of the Civil Law tradition. This course aim to develop a first approach of one could call “droit civil critique”: a self-questioning civilist perspective sustained by a constant preoccupation of “what lawyers do”.

Method of Evaluation: Commitment on the classroom, group activity, final examination.

Section 001: Professor Maxime Dea & Amélie Aubut – English

Term: Winter

Description: The first objective of this course is to allow students to have a deeper understanding of the civil law tradition, its methodology, evolution, adaptation to a changing society, and of the Civil Code and other main institutions. The course will also allow students to acquire some knowledge of certain subjects not covered in first year like unjust enrichment and the regime of obligations.

Method of Evaluation: TBD

ADVANCED COMMON LAW OBLIGATIONS

3 CREDITS, PRV3 200

Section 001: Professor Shauna Van Praagh – English

Term: Fall

Description: The objective of this course is to deepen students' knowledge and skills related to the study of private law obligations in common law. Students will explore the nature of common law tradition and methodology by examining selected issues and problems in tort, contract and fiduciary obligations. An overarching theme of the course is the way in which common law reasoning reconciles respect for precedent with the need for law to evolve in response to changing social and economic circumstances.

Method of Evaluation: 75%: Final Assignment, 25%: In-class short paper

Section 002: Professor David Lametti – English

Term: Fall

Description: This course develops participants' knowledge, appreciation, comprehension and skills related to the study of private law obligations in the common law tradition. We explore in tandem the nature of the common law and selected issues and problems in the substantive law of obligations. Proximity serves as an overarching theme for examining the contours of tort (negligent misrepresentations, economic loss), contract (problems of privity, overlap with negligence), and fiduciary obligations.

Method of Evaluation: Participation, including a short written component (20%) and Final end of term assignment (Specific time period to be confirmed) (80%).

Section 001: Professor Wendy Adams – English

Term: Winter

Description: Advanced Common Law Obligations develops knowledge, appreciation, comprehension, and skills related to the study of private law obligations in the common law tradition. The course explores both the nature of common law reasoning and selected issues and problems in the substantive law of obligations. Proximity serves as an overarching theme for examining the contours and reach of tort, contract and fiduciary obligations in specific contexts.

Method of Evaluation: Final examination and other in-term assessments

COMMON LAW PROPERTY

4 CREDITS, PRV4 144

Section 001: Professor William Foster (001) – English

Term: Fall

Description: The aim of this course is to introduce students to the basic principles of Canadian common law of property; and to provide a grounding for a number of advanced courses. As a basic course, it addresses a number of themes: classification of things as objects of property, the importance of “possession”, original and derivative acquisition of property interests, the role of “equity”, kinds of property interests, including sequential interests and concurrent interests, interests affecting the land of other persons, and so on. The emphasis will be on real property law, but the law of personal property will be considered as well. Although the course is structured around fairly broad themes, students will be expected to demonstrate that they can manipulate the detailed rules and doctrines of the law, in keeping with the traditional common law method, which emphasizes fact-sensitivity and careful attention to the similarities and differences between cases.

Method of Evaluation: Final Examination and other in-term assessments

Section 002: Professor Richard Gold – English

Term: Fall

Description: This course provides a survey of the concept of property within the common law system. Students examine the nature of property rights, how and why they are created and what can be done with them. By studying cases ranging from land to new technologies, students will investigate the nature of these concepts and how they apply in particular domains. In doing so, the course will cover such topics as the theory behind private property, the concept of possession, statutory and constitutional concepts of property, the doctrine of estates including determinable and defeasible estates, easements, licenses and leases, and expropriation.

Method of Evaluation: Final examination and other in-term assessments

Section 001: Professor David Lametti – English

Term: Winter

Description: This course provides a survey of the concept of property within the common law system. Students examine the nature of property rights, how and why they are created and what can be done with them. By examining cases ranging from land to cyberspace to biotechnology, students will examine the nature of these concepts and how they apply in particular domains. In doing so, the course will cover such topics as the theory behind private property, the concept of possession, statutory and constitutional concepts of property, the doctrine of estates including determinable and defeasible estates, easements, licenses and leases, and expropriation.

This document is subject to change.

Method of Evaluation: TBD

LEGAL ETHICS AND ADVOCACY

3 CREDITS, PRAC 155 D1, PRAC155 D2

Section 001: Professor Helena Lamed (001) – English & French

Term: Fall & Winter

Description: First term focuses on concepts in legal ethics, regulation of the legal profession, professionalism, and discipline. The written assignments will continue to develop research skills and will focus on persuasive writing skills. In the second term, students write an appeal factum and plead. Teaching alternates between the Class of the Whole and tutorial groups.

Method of Evaluation: Short Quiz, and in-term assignments written and oral. Factums will be written and pleaded in the second term.

OTHER MANDATORY COURSES

BUS2 365 Business Associations (001)

Professor Jakub Adamski – English

Fall, 4 Credits

Description: This course offers an introduction from a legal perspective to the most important ways by which individuals have structured their collaborative commercial activities. It will consider how essential questions associated with such activities are dealt with by several distinct legal structures. Attention is given to the basic legal features of agency and partnerships, the dominant legal business structures historically; and to the corporation, the predominant contemporary business form.

Format: Lecture

Method of Evaluation: In-class exercise (25%), final exam (75%).

BUS2 365 Business Associations

Professor Paul Miller – English

Winter, 4 credits

Description: This course offers an introduction, from a legal perspective, to the most important ways by which individuals have structured their commercial activities. It will consider how essential questions associated with collaborative business activity are dealt with by each mode of business structure. Attention is given to the basic legal features of agency and partnerships which historically constitute the fundamental legal business structures, and to the corporation, the predominant modern business form.

This document is subject to change.

Format: Lecture

Method of Evaluation: TBD

BUS2 365 Droit des affaires (003)

Professors Marc Barbeau & Jakub Adamski – Français
Winter, 4 credits

Description: This course offers an introduction from a legal perspective to the most important ways by which individuals have structured their collaborative commercial activities. It will consider how essential questions associated with such activities are dealt with by several distinct legal structures. Attention is given to the basic legal features of agency and partnerships, the dominant legal business structures historically; and to the corporation, the predominant contemporary business form.

Format: Lecture

Method of Evaluation: In-class exercise (25%), final exam (75%).

PUB2 111 Criminal Law (001)

Justice Patrick Healy – English
Fall, 3 credits

Description: An introduction to principles of liability in substantive criminal law, as found in the Constitution, statutes (notably the Criminal Code) and the common law.

Format: Lecture

Method of Evaluation: Option A – Examination 100%; Option B – Examination 75% and paper 25% (max. ten (10) pages).

PUB2 111 Criminal Law (002)

Professor Alana Klein – English
Winter, 3 credits

Description: An introduction to principles of liability in substantive criminal law, as found in the Constitution, statutes (notably the Criminal Code) and the common law.

Format: Lecture

Method of Evaluation: TBD

PUB2 111 Droit pénal (003)

Professor Marie Manikis – Français
Winter, 3 credits

Description: Ce cours constitue une introduction au droit criminel canadien, qui se veut en même temps généraliste, inter-disciplinaire et partiellement comparative. Le droit criminel général est l'armature conceptuelle du droit criminel: l'ensemble des principes et concepts qui structurent son ordonnancement. Le cours ne portera que sur le droit criminel substantif, et n'envisagera la procédure pénale que de manière très incidente.

On sera donc appelé à examiner les idées fondatrices du droit criminel moderne en ce qu'elles permettent de définir un certain nombre d'infractions, ainsi que les tensions auxquelles elles donnent nécessairement lieu dans la jurisprudence. Les notions clefs d'actus reus et de mens rea, l'imputation de la responsabilité pénale, ainsi que les principales défenses feront l'objet d'une attention détaillée. On verra en particulier comment l'adoption de la Charte des droits et libertés a amené les tribunaux à s'interroger sur des pans entiers du droit criminel. Le droit criminel, peut-être plus que toute autre branche du droit, ne saurait s'affranchir d'une compréhension des grands enjeux sociaux dans lesquels il s'insère.

Format: Lecture

Method of Evaluation: TBD

PROC 124 Judicial Institutions and Civil Procedure (001)

Professor Geneviève Saumier – English
Fall, 4 credits

Description: This course addresses the role of judicial institutions in the resolution of disputes in civil matters. The course deals with the legal profession, the judiciary, court structures, the scope of litigation (including class actions) and civil procedure down to trial.

Format: Lecture

Method of Evaluation: Final examination (open book) and one mid-term examination.

PROC 124 Judicial Institutions and Civil Procedure (001)

Professor Patrick Glenn – English
Winter, 4 credits

Description: An overview of the court structure in Canada as well as principles of the judicial system (independence, impartiality, open courts, accountability) and more generally the civil justice system and access to justice. Procedure: pre-trial civil procedure in Canada. Launching a civil action and pleadings; jurisdiction and standing; motions and interlocutory relief; pre-trial mediation and settlement; discovery, costs and class actions. Emphasis on Québec Code of Civil Procedure, Ontario Courts of Justice Act and Rules of Practice.

Format: Lecture

Method of Evaluation: Optional essay (33%) and Final Examination

This document is subject to change.

PROC 124 Droit judiciaire (003)

Professor Frédéric Bachand – Français
Winter, 4 credits

Description: Le droit judiciaire privé a essentiellement pour objet le rôle que jouent les tribunaux judiciaires dans la résolution de différends en matière civile. On peut diviser la matière en trois grands thèmes : *a)* le droit d’agir en justice (intérêt pour agir, capacité, renonciation au profit d’un tribunal arbitral ou d’un tribunal judiciaire étranger, limites dues à l’immunité de l’État étranger, etc.) et l’accès aux tribunaux judiciaires; *b)* l’organisation des tribunaux judiciaires (nomination, irresponsabilité, indépendance et impartialité des juges, compétence *rationae materiae* et *rationae personae*, etc.); *c)* le fonctionnement des tribunaux judiciaires, tant lorsqu’ils sont appelés à trancher eux-mêmes le fond du différend que lorsqu’ils sont appelés à intervenir afin de contrôler ou de prêter assistance à un autre mode de résolution de différends (négociation, médiation ou arbitrage, décision d’un tribunal administratif ou d’un tribunal judiciaire étranger, etc.). Ce cours transsystémique porte principalement, mais non exclusivement, sur le rôle que jouent et que devraient jouer les tribunaux judiciaires canadiens.

Format: Lecture

Method of Evaluation: Mid-term (33%) and Take-Home exam (67%)

COMPLEMENTARY & ELECTIVE COURSES

Please note that you must complete all program requirements in order to be granted the diplomas of B.C.L./LL.B. Consult the [program requirements](#) based on the year of admittance to the program. For courses that are part of the Complementary Requirements, the legend is as follows:

- A = Complementary Principles of [Canadian] Administrative Law
 - C = Complementary Civil Law course
 - CC = Complementary Common Law course
 - HR = Complementary Human Rights & Social Diversity course
 - T = Complementary Transsystemic course
-

CMPL 500 Aboriginal Peoples and the Law (001) (009) *HR*

Professor Kirsten Anker – English
Fall, 3 credits

Description: Introduction to legal relationships between indigenous and non-indigenous peoples (treaties and negotiated agreements); state regulation of aboriginal peoples in Canada (constitutional powers, the Indian Act, criminal law and sentencing); and claims made by indigenous peoples (aboriginal title and rights, residential schools). The premise is that both the European-derived legal traditions and indigenous legal traditions are relevant to discussions of “law” in this context, and there will be a focus on the diverse forms, institutions and processes of law used by indigenous peoples.

Format: Seminar

This document is subject to change.

Method of Evaluation: Class participation and exercises, quizzes, term paper

PUB2 400 The Administrative Process (001) *A*

Professor Richard Janda – English
Fall, 3 credits

Description: This course is about the processes by which policy is translated into law and applied by politically or socially responsible agencies in Canada. Most important, it considers ways in which the internal procedures and choices of administrators operating under statutory and consensual delegations of power are themselves governed by law. Following a thematic introduction to public processes of social ordering and value selection in Canada, several kinds of statutory decision-makers, and one consensual decision-maker, will be examined: a federal regulatory agency; a human rights commission; a criminal-injuries compensation board; a licensing/inspection agency; an ombudsman; a Crown corporation; and a voluntary association. These case studies are intended to demonstrate the allocative, rule-making, managerial, distributive, adjudicative, mediative, educational, and policy-making functions of government at work. Yet they also are designed to provide an introduction to such matters as statute interpretation, delegated legislation, administrative discretion, administrative procedures, judicial review, statutory appeals, and institutional design.

Format: Lecture

Method of Evaluation: TBD

***This course will also be offered during the Summer 2014 term.**

PRV4 548 Administration Property of Another & Trusts (001)(009) *C*

Professors Marilyn Piccini Roy & André Barette – English
Winter, 3 credits

Description: This course examines the principles and rules of the administration of property of others with particular focus on the law of trusts in Book Four of the *Civil Code of Québec*.

By means of lectures, the reading and analysis of case law and doctrine, students will be given the tools necessary to understand the many facets of the administration of the property of others, with a focus on areas of the law such as estate settlement, curatorship, tutorship and mandate in the event of incapacity.

Emphasis will be given to the Quebec civil law trust; the historical evolution, the concept of the trust patrimony, constitution of the trust, classification of trusts, powers and obligations of trustees, modification and termination of trusts.

Format: Lecture

Method of Evaluation: Assignment (25%), final exam (75%).

PUB2 501 Advanced Criminal Law (001) (009)

Me Robert Israel, Me Delphine Mauger, Me Carolyne Paquin – English & French
Fall, 3 credits

Description: How does our criminal justice system treat crimes of a sexual nature? How are they investigated? How are they prosecuted? How are they defended? What rules are put in place to best protect victims of sexual assault while ensuring the right to a full defence for the presumptively innocent accused? This dynamic bilingual course will examine these and other issues related to the judicial treatment of sexual crimes. The focus will extend to the various charges that can be brought in the area of sexual crimes, the challenges faced by both prosecution and defence, the treatment of child victims and the risk of wrongful accusations. Occasional guest presenters will be brought in to add a further dimension to the material. (Given the sensitivity of this subject, students should be aware that the issues discussed may raise personal emotional challenges. If you are interested in the course but concerned about this, please consult with the Faculty.)

Comment sont traités les crimes d'ordre sexuel au Canada? Comment sont-ils enquêtés? Comment les plaintes sont-elles autorisées par la poursuite? Comment le procès se déroule-t-il pour la défense et la poursuite? Quelles sont les règles de preuve mises en place pour protéger les victimes tout en assurant une défense pleine et entière et la présomption d'innocence? Sont-elles satisfaisantes? Ce cours bilingue et dynamique entend se pencher sur ces questions. Nous explorerons les différents crimes d'ordre sexuel qui existent dans le Code Criminel, les défis spécifiques à la couronne et à la défense, le traitement des témoins tels que les enfants ou les victimes de traite de personne, ainsi que les risques d'erreurs judiciaires. Nous aurons également l'opportunité de discuter avec divers intervenants du système judiciaire qui viendront partager leurs expériences et connaissances.

Prerequisites: Criminal Law (Criminal Procedure/Criminal Evidence recommended)

Format: Lecture

Method of Evaluation: 25% participation (including in-class exercises), 75% take-home examination.

PRV5 582 Advanced Torts (001) (009)*CC*

Professor Margaret Somerville – English
Winter, 2 credits

Description: Students in this seminar examine in-depth, undertake a class presentation, and write a paper on a selected problem in the law of torts such as protection of privacy, interference with economic and other relations, defamation, products liability, liability for mental injury, systems negligence, environmental torts, prenatal torts, new areas of tort liability, professional malpractice, strict liability, the future of tort law, liability of statutory authorities, statutory compensation schemes, etc.

Prerequisites: Extra-Contractual Obligations

Format: Seminar

Method of Evaluation: Seminar presentation, class participation, term paper.

BUS2 531 Banking Law (001) (009)

Professor Marc Lemieux – English
Fall, 3 credits

Description: This course focusses on the forms of payment that banks and other participants make available for use in Canada: cheques and drafts, letters of credit, credit, debit and prepaid cards, automated fund transfers (direct deposits and pre-authorized debits), electronic fund transfers and e-wallets. The main themes to be studied include: How is the payment industry regulated in Canada? What rules govern the various forms of payment? How are bank accounts and other payment and collection accounts instrumental in payment transactions? What legal relationships, statutory duties and other liabilities arise in payment transactions? Recent developments and emerging issues are discussed in a practical and trans-systemic manner. Class participation is encouraged.

Prerequisites: TBD

Format: TBD

Method of Evaluation: Two take-home assignments (each 25% of the final grade) and a final exam (50% of the final grade).

BUS1 432 Bankruptcy and Insolvency (001) *A*

Professor Kenneth Atlas – English
Winter, 3 credits

Description: Canadian federal bankruptcy and insolvency laws, including the Bankruptcy and Insolvency Act and the Companies' Creditors Arrangement Act. Contrasting Canadian and other laws. Purpose of bankruptcy and insolvency laws. Voluntary and involuntary bankruptcy. Nature of claims provable in bankruptcy. Priorities. Workouts and corporate restructuring, both as an alternative to and using insolvency laws (proposals and Plans of Arrangement). Effects on creditors, property, individual bankrupts. Avoidance powers. Discharges from bankruptcy. Current events and implications.

Prerequisites: Secured Transactions recommended

Format: Lecture

Method of Evaluation: TBD

CMPL 573 Civil Liberties (001) (009) *HR*

Professor Pearl Eliadis – English
Fall, 3 credits

Description: This course traces the evolution and practice of civil liberties through themes such as the right to life, freedom from torture and arbitrary detention, religious freedoms, peaceful assembly and free expression. Themes are illustrated using current events like the Montreal student protests, national security cases, and the regulation of hate speech. The course highlights how rights conflicts or conflicts between rights and other competing social values or laws are resolved. Finally, it examines critically the standard civil liberties narrative of “negative” rights by looking at rights that require “positive” action, as well as narratives from the struggles of people with disabilities, LGBT communities and racialized minorities to claim their civil and political rights.

Prerequisites: Criminal Law and Public International Law Recommended

Format: Seminar

Method of Evaluation: Research paper (75%) and a group presentation (25%). The research paper meets the Faculty Writing Requirement.

PROC 459 Civil Litigation Workshop (001)

Professors James Woods & Sarah Woods – English

Fall, 3 credits

Description: The course is designed to provide both the technical and practical tools necessary to the advocate in civil litigation including the techniques applicable in discovery, production of exhibits, the examination of expert and ordinary witnesses, legal argument and trial tactics, culminating in a full day long simulated trial.

Format: Lecture

Method of Evaluation: Practical exercises and simulations

LAWG 200 Commercial Law (001) *T*

Professor Jeffrey Edwards – English

Fall, 3 credits

Description: The contract of sale in the Civil Law and Common Law traditions; nature and scope of the contract of sale; conditions of formation; sale of property of another; obligations of the seller, including delivery, quality, title; obligations of the buyer, transfer of title; product liability; comparative reference made to the rules of the U.N. Convention on the International Sale of Goods and to American U.C.C. rules.

Format: Lecture

Method of Evaluation: Final examination for 100 % of the grade. Students also have the possibility to submit a paper on a subject to be agreed upon with the instructor. The paper will count for 40 % of the final grade. A student who submits a paper will be exempt from completing questions having a weight of 40 % on the final exam.

CMPL 577 Communications Law (001) (009) *A*

Professor Sunny Handa – English

Winter, 3 credits

Description: This course deals with both the carriage and content dimensions of communications law and with regulatory institutions and regimes. The central jurisdictional example used throughout the course will be Canada and the role of the CRTC (telecommunications and broadcasting), Industry Canada (telecommunications and radiocommunications) and the Department of Canadian Heritage (broadcasting). The course will track the tension between economic regulation in telecommunications and cultural policy in broadcasting and the new paradigm being brought forward by the Internet.

Technological and business convergence, rapid change in business organizations, international alliance structures and the role of the Internet will form the backdrop to the course.

Format: Seminar

Method of Evaluation: Class participation: 25%, Formal presentation (includes a written component): 15%, written paper: 30% and Quizzes 30 %.

CMPL 551 Comparative Medical Law (001) (009)

Professor Margaret Somerville – English
Fall, 2 credits

Description: Students in this seminar examine in-depth, undertake a class presentation, and write a paper on a topic of current interest in medical law. Such topics include euthanasia, aging population, genetics, patient's rights, psychiatry, medical malpractice, reproductive technology, medical research, liability of ethics committees, etc. All aspects of the problems selected must be dealt with from a comparative law point of view and include Canadian law. The class comprises both graduate and undergraduate students. This course is particularly suited for law students with a background in some other field of study such as environmental problems, religious studies, ethics, medicine or paramedical fields, psychology, etc. who wish to undertake some transdisciplinary work. This is not to say that there are not many problems in the area which can be dealt with simply from a legal basis.

Format: Seminar

Method of Evaluation: Seminar presentation, class participation, term paper.

PRV5 483 Consumer Law (001) *A, T*

Professor Geneviève Saumier – English
Winter, 3 credits

Description: Consumer protection will be considered in three of its dimensions: (i) protection of consumers' economic interests primarily through regulation of consumer contracts; (ii) protection of consumers' health and safety through regulation and products liability and (iii) protection of consumers' access to justice primarily through judicial and extra-judicial mechanisms. This course will be transsystemic across legal categories and jurisdictions, but with a special emphasis on Canadian approaches.

Prerequisites: JICP or equivalent (recommended)

Format: Seminar

Method of Evaluation: Participation (10%), group case study and presentation (50%), take-home final (50%)

BUS2 505 Corporate Finance (001) (009)

Professor Marc Barbeau – English
Fall, 3 credits

Description: This course focuses on advanced issues in business and corporate law. It provides the opportunity to understand how different areas of law interact in corporate capital structures and the core principles involved in designing these structures. Topics considered include the distinctive features of corporate securities, including shares and debt obligations, as well as their rights and protected expectations in transformative transactions. The course requires students to draw upon their entire legal studies to address practical issues in corporate law.

Prerequisites: Business Associations

Format: Lecture

Method of Evaluation: Participation and take-home examination (24 hours)

PUB2 517 Corporate Taxation (001) (009)

Professor Robert Raizenne – English
Fall, 3 credits

Description: An extensive treatment of the taxation of business entities with an emphasis on the corporation and its shareholders; incorporation; continuance; reorganizations; distributions; some elements of the taxation of corporate finance; specific tax avoidance doctrines and rules; the General Anti-Avoidance Rule; and some consideration of the taxation of partnerships and trusts

Prerequisites: Business Associations and Taxation

Format: Lecture

Method of Evaluation: TBD

PUB2 422 Criminal Procedure (001)

Professor Marie Manikis – English
Fall, 3 credits

Description: This course will provide students with an introduction to the Canadian criminal process, from police powers to detain, question, search, seize and arrest, through pre-trial procedures such as bail, disclosure, election and plea, and finally through the trial itself, including juries and trial procedure. The course will focus throughout on the effects of the Canadian Charter of Rights and Freedoms on criminal procedure. Critical perspectives of how the criminal process ought to be understood in light changing social, political and constitutional contexts will be explored.

Prerequisites: Criminal Law; Evidence (Civil Matters) or Evidence (Criminal Matters) recommended.

Format: Lecture

Method of Evaluation: TBD

LAWG 504 Death and Property (001) (009) *T*

Professor Angela Campbell – English
Winter, 3 credits

Description: An exploration, from a transsystemic perspective, of legal approaches to the transfer of property on death. Topics covered include: wills; estate administration; testamentary intention and its intersection with public order; survivorship; testamentary interpretation; intestacy; and family obligations and entitlements upon death, as these concepts arise within different legal traditions.

Prerequisites: Civil law and Common law Property

Format: Lecture

Method of Evaluation: Writing Assignment & final exam.

CMPL 575 Discrimination and the Law (001) (009) *A, HR*

Professor Mohsen Al-Attar – English
Winter, 3 credits

Description: Equality wears many hats. It is a concept with legal, sociological and, increasingly, ecumenical inclinations. It is an aspiration, promising – and occasionally pursuing – varied versions and levels of comparable treatment for incomparable people. It is a triumph, having created opportunities where they had been previously denied. And, perhaps most interestingly of all, it is a victim, having been bloodied by political machination, economic predation and, to a great extent over the past decade, moral degradation.

Indeed, future historians may one day grapple with one of the great ironies of contemporary society(ies): the resurgence of inequality and discrimination in an era when statutes, treaties and declarations that codify our alleged intrinsic / inherent / organic equality are globally ubiquitous. The question for which these historians may offer hypotheses – and the one that will dominate our deliberations – is what was wrong with the idea of equality? What was its fatal flaw? As we perform our autopsy, we will of course offer *equal* consideration to the (re)birth of privilege and entitlement as social forces for which society(ies) possess a remarkable appetite. Both phenomena must necessarily be tackled if those who still believe in the desirability of a radically equitable world are to rethink their campaign.

Format: Seminar

Method of Evaluation: A combination of in-term assignments (60%) and an oral or take-home exam (40%). Details to be provided at the commencement of the course.

LEEL 570 Employment Law (001) (009) *A, T*

Professor François Longpré – English
Fall, 3 credits

Description: This course proposes a pragmatic approach to the study of the individual contract of employment, beginning with an analysis of the relevant provisions of the *Civil Code of Quebec* and of the teachings of the Common Law. We will then turn our attention to employment standards, occupational injuries, workplace health and safety and human rights issues in the employment context. This course

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complements the Labour Law course.

Format: Lecture

Method of Evaluation: Paper (25%), final exam (75%)

PRV4 549 Equity and Trusts (001) (009) *CC*

Professor Lionel Smith – English

Winter, 3 credits

Description: This course examines the common law trust, which is a mode of holding property. Topics will include the historical foundations of the trust as a creature of equity; the nature of the trust; its many applications in the modern world; the creation and conditions of validity of the trust; powers and obligations of trustees; breach of trust and its consequences; trusts arising by operation of law; and the termination of trusts. A theme underlying the whole course is the practical and theoretical implications of the juridical nature of the common law trust as a relationship with respect to property.

Prerequisites: Common Law Property

Format: Lecture

Method of Evaluation: Mid-term assignment: 30%. Final examination: 60%. Class participation: 10%.

CMPL 536 European Union Law 1 (001) (009)

Professor Armand de Mestral – English

Fall, 3 credits

Description: An analysis of the institutional provisions of the Treaties establishing the European Union and current projects in creating a homogenous structure for commerce and competition within the Single Market. This course will stress the law governing the institutions, the relationship between community and domestic law and the process of judicial review by the Court of European Communities, external relations and the principles governing the free movement of goods, services, persons and capital. Comparisons are made with federal systems and free trade areas.

Prerequisites: Public International Law recommended

Format: Lecture

Method of Evaluation: Optional paper (33 1/3%) and examination

LAWG 415 Evidence (Civil Matters) (001) *T*

Professor Frédéric Bachand – English

Fall, 3 credits

Description: Basic principles of evidence as applied and developed in the context of civil litigation in Canadian jurisdictions and, more generally, in the French civil law and the Anglo-American common law traditions. Topics include theories of proof and evidence, adversarial and inquisitorial systems of proof, burden and standard of proof, relevance, the different kinds of evidence, i.e. notarial and documentary evidence, testimonial evidence (lay and opinion evidence), presumptions, admissions, demonstrative

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and autoptic evidence, the principal rules of admissibility, including the hearsay rule and its exceptions, and rules of extrinsic policy such as privileges and the exclusion of improperly obtained evidence.

Format: Lecture

Method of Evaluation: TBD

LAWG 415 Preuve civile (003) *T*

Professor Patrick Ferland - Français

Winter, 3 credits

Description: Basic principles of evidence as applied and developed in the context of civil litigation in Canadian jurisdictions, with occasional references to the French civil law and the Anglo-American common law traditions. Topics include historical roots of the law of evidence in Canada; theories of proof and evidence; the role of the judge in the administration of evidence; burden and standard of proof; relevance and probative value; the different kinds of evidence, i.e. documentary evidence, testimonial evidence (lay and expert evidence), presumptions, admissions, production of material things); judicial notice; the principal rules of admissibility, including the hearsay rule and specific rules relating to the proof of contracts; and rules of extrinsic policy such as privileges, professional secrecy and the exclusion of improperly obtained evidence.

Format: Lecture

Method of Evaluation: Take-home paper (30%) and final examination (70%)

LAWG 426 Evidence (Criminal Matters) (001)

Professor Alana Klein – English

Fall, 3 credits

Description: An introduction to principles of evidence with a focus on admissibility in criminal matters. Topics include burdens of proof, relevance, hearsay, opinion, character, similar facts, confessions and illegally-obtained evidence. Critical perspectives on the fact determination process and the impact of rules and principles of evidence on marginalized groups will be considered.

Prerequisites: Criminal Law (mandatory); Criminal Procedure and Evidence (Civil Matter) (recommended)

Format: Lecture

In-term assignments: 30%; final examination: 70%

CMPL 568 Evidence Extrajudicial Dispute Resolution (001)(009)

Professor Marc Gold – English

Winter, 3 credits

Description: TBD

Format: Lecture

This document is subject to change.

Method of Evaluation: Take-Home Exam or Final Assignments. TBD

LAWG 273 Family Law (001) *T*

Professor Angela Campbell – English
Fall, 3 credits

Description: This course examines legal conceptions of the family and the relationships that exist within it, in particular, those between spouses and persons in intimate personal relationships, between children and parents, and between children and persons having a quasi-parental role (e.g., grandparents, step-parents). Particular themes considered include the nature and effects of the parent-child relationship (including issues related to establishing parentage through biological, social and adoptive links; surrogacy; assisted reproduction; custody and access; and child support), and the nature and effects of conjugal relationships (including issues related to marriage and conjugality, separation, divorce, spousal support and domestic agreements). The course will examine how these issues are treated in the common law, civil law and Aboriginal customary law traditions of Canada. Reference to other jurisdictions may also be made where relevant.

Format: Lecture

Method of Evaluation: TBD

LAWG 273 Family Law (001) *T*

Professor Robert Leckey – English
Winter, 3 credits

Description: This course will study the status and extra-patrimonial effects of parent-child relationships and adult conjugal relationships in the common and civil law of Canada, contrasting formal, de jure relationships with informal, de facto ones. The course will contextualize these matters in relation to historical treatments and empirical data on current family practices. The course will also touch on different theoretical approaches to family law, e.g., feminist, queer, legal pluralist, and law and economics.

Format: Lecture

Method of Evaluation: 75% sit-down, open-book examination; 25% multi-step writing assignment involving drafting and revision of a short paper.

LAWG 273 Droit de la famille (001) *T*

Professor Marie Christine Kirouack – Français
Winter, 3 credits

Description: Family law attempts to cram our most intimate relationships into the lawyer's lexicon of civil status, rights, and obligations. This course examines legal conceptions of the family and family relationships. In particular, it will study the civil status consequences of marriage and other intimate adult relationships, parent-child relationships, and relations between children and other parental figures. The course will examine how these issues are currently treated in different jurisdictions, setting

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contemporary regulation against historical treatments as well as empirical data on current family practices.

Format: Lecture

Method of Evaluation: One in class quizz: 25% final open book exam: 75%.

CMPL 504 Feminist Legal Theory (001) (009) *HR*

Professor Aranza Recalde – English & French

Winter, 3 credits

Description: The course examines the increasing feminization of international migrations worldwide and the concomitant “privatization” or “transnationalization” of social reproduction. Through the analysis of diverse theoretical approaches and empirical research, students will critically examine: a) the strategies deployed by migrant women to care transnationally for their families while working in diverse precarious “domestic” and “care” jobs, b) the emotional and socio-economic implications of this phenomenon for migrant women and their families, and c) the impact of states’ migration law and public policy as well as of regional agreements on migrant rights on the circumstances of migrant women. Active participation in the course will allow students to acquire the necessary analytical and empirical knowledge to critically think of the increasing transnationalization of social reproduction worldwide and its consequences.

Format: Lecture

Method of Evaluation: Individual participation, in-class group/team work, oral presentation, mid-term exam and final research paper.

PUB2 551 Immigration and Refugee Law (001) (009) *A, HR*

Professor Evan Fox-Decent – English

Fall, 3 credits

Description: Immigration and refugee law concerns the fundamental question of who gets to be a member of a particular political community. This course deals with the central issues related to this question. We will examine the limits and promise of the Immigration and Refugee Protection Act as a framework for addressing these issues, which include: admissions categories, the refugee process, national security, the security certificate process, employment policy, applications based on humanitarian and compassionate considerations, judicial review of immigration decisions, the Safe Third Country Agreement with the U.S.A., the impact of the Charter and international human rights law, and the extent to which the rule of law generally can protect potential entrants who lack status as citizens or permanent residents.

Format: Lecture

Method of Evaluation: TBD

BUS2 502 Intellectual and Industrial Property (001) (009)

Professor David Lametti – English

Fall, 3 credits

Description: Intellectual property law provides a means through which to analyze the ways in which legal systems and markets seek to regulate aspects of innovation and creativity. The course will provide students with a general knowledge of the basic laws of copyright, trademark and patents, and a foundation upon which to build a deeper knowledge of intellectual property law.

Prerequisites: Common Law Property

Format: Lecture

Method of Evaluation: Final Exam and other in-term assessments

BUS2 502 Propriété intellectuelle (003) (010)

Professor Pierre-Emmanuel Moyse – Français

Fall, 3 credits

Description: Introductory course in intellectual property law with an emphasis on trademark and copyright law. It also provides basic coverage of patent law. The course focuses on the interface and tensions between commercial & competition law and the special regimes prescribed by intellectual property statutory laws. The course reflects upon the notion of monopoly in a technologically-driven but increasingly non-egalitarian society, providing an open forum to discuss culture, access to culture, technology, progress and innovation.

Prerequisites: Civil Law Property

Format: Lecture

Method of Evaluation: 25% mid-term assignment and 75% final

BUS2 502 Intellectual and Industrial Property (001) (009)

Professor Richard Gold – English

Winter, 3 credits

Description: Intellectual property (IP) law provides a means through which to analyze the ways in which legal systems and markets seek to regulate aspects of innovation and creativity. Taking both a transsystemic and interdisciplinary approach, this course will investigate not only IP legislation, but how common law and civil law systems interpret those laws, the politics around IP, especially at the international level, the history of different IP regimes, and other aspects of innovation and creativity. The course will cover patent, copyright and trademark law but will also briefly touch on trade secrets and plant variety protection. As patent law will provide a central focus in this course, students ought to be generally familiar with basic biology, genetics and information & communications technologies.

Prerequisites: Common Law Property

Format: Lecture

Method of Evaluation: Final Exam and other in-term assessments

This document is subject to change.

PUB2 502 International Criminal Law (001) (009) *HR*

Professor Payam Akhavan – English
Winter, 3 credits

Description: Pinochet, Milosevic, Hussein, Kambanda, Taylor, Habré, Lubanga... The worldwide trend which is bringing former heads of states to account for some of their crimes is one of the most noteworthy in the recent development of international law. Drug trafficking, Money laundering, corruption, organized crime, cybercrime... Simultaneously, there seems to be no end to the need for the criminal law to internationalize itself.

Together, these two trends – the criminalization of international law and the internationalization of criminal law – form part of the burgeoning discipline of international criminal law. This seminar proposes to discuss the main stakes begins the emergence of international criminal law. Both substantive international law (the actual crimes) and its enforcement mechanisms (domestic and international trials but also prevention and judicial cooperation) will be studied. The course will seek to provide a broad critical overview that merges the conceptual and the technical.

Prerequisites: Criminal Law and Public International Law (Recommended)

Format: Seminar

Method of Evaluation: Class assignments (50%); final exam (50%).

CMPL 515 International Carriage of Goods by Sea (001) (009)

Professor David Colford & Dr. Vanessa Rochester – English
Winter, 3 credits

Description: A study of the law governing carriage of goods by sea contracts in the context of the evolving framework of international conventions (Hague-Visby Rules, Hamburg Rules, Rotterdam Rules 2009) Substantive topics include the law governing marine transport contracts, bills of lading and waybills, the balancing of interests between carriers and shippers, mandatory obligations and exculpations, and commercial allocation of risk, exclusion, limitation and indemnity clauses

Format: Lecture

Method of Evaluation: Final Examination (sit-down)

CMPL 546 International Environmental Law and Politics (001)(009)

Professor Jaye Ellis – English
Fall, 3 credits

Description: This course addresses responses by legal and political systems to environmental degradation that transcends state borders (transnational, international or global). We will draw primarily on international relations and international law literature in analysing the actors, institutions, systems of expert knowledge, and processes that are implicated in global environmental governance. Students will take both internal and external perspectives on law. The internal perspective will involve

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an analysis of international legal rules and the processes through which they are created, interpreted and applied. The external perspective will involve examining international law's effectiveness, the channels through which legal rules influence behaviour, beliefs and attitudes, and interactions between law and other social systems. The course aims to give students tools for analysing any and all environmental issue areas but focuses on a few case studies: transboundary pollution, international watercourses, forests, and climate change.

Format: Lecture

Method of Evaluation: Written assignments, participation, and final exam

CMPL 571 International Law of Human Rights (001) (009) *HR*

Professor Frédéric Mégret – English
Winter, 3 credits

Description: Human rights have become the ubiquitous discourse of the international community. But what lies behind the rhetoric? Is there such a thing as international human rights law? How does it relate to state sovereignty? Are international human rights part of international law? Do they have special value? Do international human rights make a difference in the practice of states? Should international human rights law be different than it is? How is it enforced? Who benefits? What status, if any, does it have under domestic law?

This course seeks to provide an introduction to international human rights law. It will examine the birth of the international human rights regime, from minority protection in the inter-war to the drafting of the Universal Declaration and the Covenants, and various regional sources embodying human rights principles. It will provide an introductory analysis of different generations of rights, their content and relation to each other, as well as the impact of inter-civilizational dialogue on the formulation of the global human rights regime. It will assess the role of universal (United Nations) and regional (American, European and African) human rights mechanisms whether judicial or not, in promoting and protecting human rights as well as some of the tensions that may arise with states as a result. The course will also consider a selection of cross-cutting human rights issues (e.g.: terrorism, refugees, conditionality in development assistance, multinational corporations, transnational human rights litigation).

Prerequisites: Public International Law

Format: Lecture

Method of Evaluation: Class presentations and papers (50%); final exam (50%).

CMPL 539 International Taxation (001) (009)

Professor Allison Christians – English
Winter, 3 credits

Description: This course explores the principles and practice of international tax law under Canada's Income Tax Act and its tax treaties. The course includes a discussion of both inbound (the taxation of employees, businesses, and investment in Canada by non-residents) and outbound (the taxation of employees, businesses, and investment outside of Canada by Canadian residents) elements of international tax. It also includes a discussion of the underlying tax policy justifications for the current

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international tax regime. Students may also choose to explore the international tax regime adopted by other jurisdictions.

Prerequisites: Taxation

Format: Lecture

Method of Evaluation: Mid-semester paper (choice of topic) and final paper (directed topic)

PUB2 505 Interprétation juridique (003) (010)

Professor Frédéric Bachand – Français

Winter, 3 credits

Description: This transsystemic course will explore theoretical, doctrinal and practical questions relating to the interpretation of domestic and international normative instruments (codes, statutes, constitutional texts, international treaties, contracts, wills, etc.). In addition to reflecting on the nature and theories of legal interpretation, as well as on the effect of interpretive rules on courts and tribunals, students will be invited to undertake a critical analysis of traditional and contemporary interpretive approaches followed by domestic courts and international adjudicative bodies.

Format: Lecture

Method of Evaluation: Participation and Final Exam

PUB2 401 Judicial Review of Administrative Action (001) *A*

Professor Alexander Pless – English

Fall, 3 credits

Description: Can a judge order the Prime Minister to seek clemency for a Canadian on death row in the U.S.? Can the CRTC suspend the license of a radio station because the shock-jock makes defamatory remarks? Does the Barreau need to give you a copy of your exam if you fail the Bar admission course? There are the problems of administrative law. The course examines the theory and practice of judicial review of administrative action. The theoretical questions are the central ones to our democratic system and the separation of powers in Canada. The practice touches almost every area of substantive law where government action is present. If constitutional law is concerned with the making of law, administrative law concerns its application.

You are encouraged to take Administrative Process prior to or concurrently with this course, since the focus of that offering is the internal law developed by administrative agencies, and it is judicial review of the law and its outcomes that comprises the subject matter of the present course. Note as well that you should take this course, Judicial Review, if you wish to participate in the Laskin Moot. Having taken this course will count in your favour during the selection of McGill's Laskin team.

Prerequisites: Administrative Process (Recommended)

Format: Lecture

Method of Evaluation: Option 1: 90% 3 hour, open-book final exam, 10% class participation (likely based on reading responses to be posted weekly on web-ct). Option 2: 60% 3 hour, open-book final exam; 30%

6-7 page written assignment, 10% class participation (likely based on reading responses to be posted weekly on web-ct).

PUB2 401 Judicial Review of Administrative Action (001) *A*

Professor Evan Fox-Decent – English
Winter, 3 credits

Description: Can a judge order the Prime Minister to seek clemency for a Canadian on death row in the U.S.? Can the CRTC suspend the license of a radio station because the shock-jock makes defamatory remarks? Does the Barreau need to give you a copy of your exam if you fail the Bar admission course? There are the problems of administrative law. The course examines the theory and practice of judicial review of administrative action. The theoretical questions are the central ones to our democratic system and the separation of powers in Canada. The practice touches almost every area of substantive law where government action is present. If constitutional law is concerned with the making of law, administrative law concerns its application.

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Prerequisites: Administrative Process (Recommended)

Format: Lecture

Method of Evaluation: TBA

CMPL 501 Jurisprudence (001) (009)

Professor Evan Fox-Decent – English
Fall, 3 credits

Description: This is a course about the purpose, nature and legitimacy of law. The course's method will be to read closely and discuss critically selections from Hobbes's *Leviathan*. Hobbes is regarded as the greatest English-language political and legal philosopher of all time. *Leviathan* is his masterpiece. The arguments and ideas contained within it still resonate through disciplines such as law, philosophy, political science and economics. Over the term we will focus on Hobbes's discussion of law and the state. More specifically, we will explore Hobbes's views on the nature of authority, liberty, legal obligation, the duty to obey the law, the role of the judge, the role of legal institutions and legal principles within legal order, and the limits (if any) on the sovereign's authority to announce and enforce law. While the text is challenging, there will be no presupposition of familiarity with legal or political theory. We will work through the material at a pace seldom quicker than glacial.

Prerequisites: None

Format: Lecture

Method of Evaluation: In-class presentation + participation (F/P/HP), short essay (40%), ethics lab (10%), exam (50%). A high pass on the presentation will improve your essay mark a half letter grade (a B

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would become a B+), a pass will have no effect, a fail will decrease your essay mark a half letter grade (a B would become a B-).

LEEL 582 Law and Poverty (001) (009) *A, HR*

Professor Alana Klein – English
Winter, 3 credits

Description: This course investigates the law's relationship with poor and socially marginalized people. It examines the potential and limits of international law, constitutional law, and administrative law for addressing poverty related issues through case studies in areas that have a significant effect on poor and marginalized people, such as the criminal law, family law, and the law related to health care, housing, employment, and social welfare. Major themes include the meaning and usefulness of rights-based approaches; access to justice and participation in lawmaking; the relationship among international, domestic, local and community legal orders; problems of enforcement and accountability; and the impact of globalization, decentralization and privatization. Theoretical perspectives from critical legal studies, critical race theory, feminist approaches, and law and economics will be considered.

Prerequisites: Criminal Law; Administrative Law; International Law (recommended)

Format: Seminar

Method of Evaluation: In-term assignments (50%), final exam (50%)

CMPL 543 Law and Practice of International Trade (001)(009) *A*

Professor Andrea Bjorklund – English
Fall, 3 credits

Description: This course will concentrate on the fundamental aspects of the law governing international economic relations between states in the global economy. The course will be principally devoted to the study of the law governing international trade in goods and services (primarily focusing on the World Trade Organization Agreements and major regional trade agreements). Domestic trade law remedies as well as the international protection of foreign investments will also be considered. Attention will especially be paid to the implications of the rise of new actors (such as China and India) in the global economy and international economic law.

Prerequisites: Public International Law (recommended)

Format: Lecture

Method of Evaluation: Written assignments and final exam.

PUB2 500 Law and Psychiatry (001) (009) *A, HR*

Professor Derek Jones – English
Winter, 3 credits

Description: For centuries mental health conditions have bedeviled law and society. From the lunacy statutes and insanity defense of the 19th century, to the asylum laws and deinstitutionalization rulings of the 20th century, to human rights and therapeutic justice-inspired laws of the 21st century, the law

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has played a diversity of roles with psychiatry. This seminar explores the dynamic dimensions of law and mental health. We begin with an overview of evolving scientific knowledge and understanding, the social construction of mental “disorders,” and their treatment by institutionalization, surgical and shock therapy, drugs, counseling, etc. The overview is intended to advance critical reflection on the roles of law as its interfaces with psychiatry/mental health sciences and modern interdisciplinary thought. We then draw on diverse sources of mental health law – e.g., human rights, equality and disability law; health, torts and administrative law; criminal law -- to examine traditional and novel issues: informed consent and rights to treatment, provider-client relations, competency/capacity, civil commitment and community treatment, human research, medical liability, forensic psychiatry, stigmatization theory and disability discrimination. The analyses draw on international and comparative norms to contrast the strengths, limits and voids of Canadian law.

Format: TBD

Method of Evaluation: Students will be evaluated on the basis of class participation and two written assignments.

LAWG 525 Legal Education Seminar (001) (009)

Professor Shauna Van Praagh – English

Winter, 3 credits

Description: What does the meaningful teaching of law entail? And what do students of law learn, question, and experience? Participants in this seminar will engage in a discussion of the structures, institutions, objectives, and pedagogical possibilities connected to the learning and teaching of law. By delving into examples found across time and space, they will reflect on the ways in which legal education continues to be challenged, modified, and redefined. Written work for the seminar will explore different perspectives on the governance and pedagogical frameworks associated with the teaching of law. Opportunities for teaching experience and for providing constructive evaluation of pedagogical techniques will be incorporated into the classroom sessions, and participants will be encouraged to pursue publication of their papers.

Prerequisites: Note that the seminar will meet once a week for three hours, and is directed primarily, although not exclusively, to doctoral students in law. Students in the BCL/LLB and LLM programs who wish to take the seminar should have demonstrated substantial preparation in the form of relevant experience, writing, or study, and may wish to consult the professor or respective Associate Deans before registering.

Format: Seminar

Method of Evaluation: Paper/Project – equivalent of 8,000 words – 75%; In class participation – to be specified (may include short comments, teaching modules etc.) – 25%

CMPL 506 Legal Theory (001) (009)

Professor Helge Dedek – English
Winter, 3 credits

Description: The Western legal tradition is a tradition of individual rights. We define our relation to the State but also our relation to other individuals through the concept of “rights”. Rights, thus understood, appear to demarcate a sphere that is exclusively ours, a domain upon which neither the State nor any other entity must encroach. This seminar aims to explore why we think and talk about rights the way we do. To this end, we will first study some of the most influential theories of rights, asking the question: how can rights be defined, explained, and conceptualized? Secondly, we will trace the intellectual history of the concept of “rights” and its trajectory from “natural law” via “natural rights” to the modern idea of human rights.

Format: Seminar

Method of Evaluation: Multiple assessments, details TBA

BUS2 501 Patent Theory and Policy (001) (009)

Professor Richard Gold – English
Winter, 3 credits

Description: This seminar examines the theory and policy behind the awarding of patent rights. The seminar takes on a transdisciplinary approach to patent systems, examining them from not only a legal, but also an economic, philosophical and social perspective. Students should be prepared to engage in substantial reading and be prepared to actively participate in class discussions, bringing a critical perspective.

Prerequisites: Intellectual and Industrial Property

Format: Seminar

Method of Evaluation: Research paper and participation.

LAWG 316 Private International Law (001) *T*

Professor Patrick Glenn – English
Winter, 3 credits

Description: Choice of law, Jurisdiction, Recognition and Enforcement of Extra-Territorial Judgments and Orders in private law matters.

Prerequisites: Recommended though not required: completion of four terms of undergraduate law studies including completion of the Judicial Institutions and Civil Procedure course.

Format: Lecture

Method of Evaluation: TBD

LAWG 316 Droit international privé (003) *T*

Professor Geneviève Saumier – Français
Winter, 3 credits

Description: L'étude de la dimension internationale des relations de droit privé : le droit applicable aux relations juridiques internationales (e.g. la compétence internationales de tribunaux, la loi applicable, l'effet des jugements étrangers); l'examen de la source (e.g. diversité des systèmes, fédéralisme) et des solutions (droit uniforme formel, harmonisation) aux problèmes identifiés. L'approche sera trans-systémique et la documentation sera tirée des droits du Québec, de provinces de common law canadiennes, du droit européen, de traités et autres sources supranationales.

Prerequisites: Droit judiciaire (recommandé)

Format: Lecture

Method of Evaluation: Travaux pratiques durant le semestre et examen final

PUB2 105 Public International Law (001) *HR*

Professor René Provost – English
Fall, 3 credits

Description: An introduction to fundamental and important topics in Public International Law (especially from Canadian perspective on International Law), including nature and sources; subjects; recognition, territory; state jurisdiction; nationality; state immunity; responsibility of states; national application of International law; legal control of force and the U.N. Charter; and settlement of international disputes.

Format: Lecture

Method of Evaluation: Essay (40%) and Closed-Book Final Exam (60%)

PUB2 105 Public International Law (001) *HR*

Professor Payam Akhavan – English
Winter, 3 credits

Description: This course is an introduction to the public international legal order, focusing on the complex inter-relationship between normative aspirations, power realities, and the globalization process. The concept, viability, and discourse of legal authority in a decentralized system of sovereign States will be explored through the prism of diverse topics ranging from human rights to the use of force. The influence and practical consequences of this peculiar system on the emergence, content, and implementation of norms will also be examined. In addition, the transformation of the elements and attributes of State sovereignty will be assessed in light of the proliferation of diverse non-State actors such as liberation movements, non-governmental organizations, and transnational corporations. Beyond this distinct normative system, a significant part of the course is dedicated to understanding the interrelationship between international law and domestic law, and its far-reaching impact on Canadian constitutional law. Upon completion of the course, students should be (1) conversant with the basic principles, rules, processes and institutions of public international law; (2) capable of applying these to the analysis of legal issues; (3) proficient in international law research; (4) be able to critically evaluate various aspects of the public international legal system; and (5) develop an informed opinion about the relevance and viability of public international law.

This document is subject to change.

Format: Seminar

Method of Evaluation: 1. An open-book exam, worth 80% of the final grade; 2. A concise 500-word writing assignment on a selected topic worth 10% of the final grade (handed out October 16th and due October 23rd); and 3. Active participation in class throughout the course, worth 10% of the final grade. Students will be called upon to discuss the assigned readings and should prepare for classes accordingly. Familiarity with class discussions will also be necessary for parts of the final exam.

~~PRV4 451 Real Estate Transactions (001) *CC*~~

~~Professor William Foster – English~~

~~Fall, 3 credits~~

~~**Description:** The object of this course is to introduce students to the law relating to the purchase and sale of estates and interests in land. Covered will be the role of real estate brokers; the contract of purchase and sale; the relationship of vendor and purchaser between signing of the contract and the completion, including problems arising from the discovery of physical and title defects; the importance of time in these transactions; the conveyance and its legal consequences; and, if time permits, remedies both before and after conveyance.~~

~~**Prerequisites:** Common Law Property, Contractual Obligations~~

~~**Format:** Lecture~~

~~**Method of Evaluation:** In-term assessment worth 25-30% of course grade; and Final 3 hour open book examination worth 70-75% of course grade.~~

PRV3 534 Remedies (001) (009) *CC*

Professor Stephen Smith – English

Fall, 3 credits

Description: This course is a study of private law remedies, such as injunctions, specific performance, damages, and constructive trusts. Because the law of remedies cannot be understood separately from the substantive law, the course materials range across nearly the entirety of private law. The course could be called 'advanced advanced common law'. Thus the course examines both personal and proprietary remedies, and does so in the context of claims based not just on contract and tort, but also fiduciary obligations, unjust enrichments, and other sources of obligations. Special emphasis is given to understanding the role of remedial rights within the broader structure of private law. Other themes will include the appropriateness of proprietary remedies, the desirability of giving judges discretion when awarding remedies, and the (alleged) distinctiveness of both equitable remedies and remedies for the breach of equitable duties. Some reference will be made to the civil law.

Format: Lecture

Method of Evaluation: Take-home examination; possible other assignments TBA

CMPL 533 Resolution of International Disputes (001) (009)

Professor Fabien G  linas – English
Winter, 3 credits

Description: A seminar dealing with current methods of resolving international disputes, with an emphasis on international commercial arbitration. Alternative Dispute Resolution (ADR) mechanisms will also be examined in their international aspects. The course will address the issue of transnational rules of law and the interplay between rules of public and of private international law, notably in the context of dispute resolution between states and private parties. The programme will feature several high-profile speakers.

Prerequisites: Public International Law, Private International Law (recommended)

Format: Seminar

Method of Evaluation: BCL/LLB students: Participation, paper; LLM students: Participation, with class presentation, paper/oral exam option

CMPL 522 Responsabilit   m  dicale (003) (009) *T*

Professor Lara Khoury – Fran  ais
Fall, 3 credits

Description:   tude transsyst  mique et critique du droit de la responsabilit   m  dicale, notamment des th  mes suivants: la relation entre le patient, le m  decin et l'  tablissement de soins; l'obligation de diligence m  dicale; la faute et la causalit   m  dicales; le "b  b  -pr  judice" (wrongful life, birth & conception); le consentement aux soins et le refus de traitement; l'effet du manque de ressources; les infections associ  es aux soins de sant  ; l'interaction entre la science et le droit; la responsabilit   objective et l'indemnisation sans   gard    la responsabilit  .

Prerequisites: Aucun, mais *Contractual Obligations* et *Extra-contractual Obligations* fortement recommand  s.

Format: Lecture

Method of Evaluation: Examen de type "Take-home", rapport intra-semestriel, participation et travail   crit optionnel

PUB2 504 Sentencing in Canadian Law (001) (009)

Melsabel Schurman – English
Winter, 3 credits

Description: This course reviews general principles: aims of sentencing, procedure and evidence, and review by appellate courts. A detailed examination of selected topics includes, for example, participation of victims in sentencing, dangerous offenders, young offenders, aboriginal offenders, homicide cases and sentencing terrorism offences. Guest lecturers are invited to speak to specific subjects.

Prerequisites: Recommended, but not obligatory, one basic course in criminal law or evidence such as - Criminal Law, Criminal Procedure, Evidence (Civil Matters) or Evidence (Criminal Matters).

Format: Seminar

This document is subject to change.

Method of Evaluation: 100% final examination (open-book)

LAWG 400 Secured Transactions (001) *T*

Professor Catherine Walsh – English
Fall, 4 credits

Description: This course is about the legal institutions by which debtors deploy their assets to secure the payment of an obligation due to their creditors, and the relative rights of secured creditors as against other claimants, both outside of and within the context of insolvency. The course will focus primarily on security over movable property; only passing reference will be made to security over immovable property. Attention will be paid to the underlying economic and political logic of secured transaction regimes in market economies.

Prerequisites: Common Law Property

Format: Lecture

Method of Evaluation: At student's option: 100 % final examination, or 60% final examination and 40% (assist only) writing assignment.

BUS2 504 Securities Regulation (001) (009)

MeSébastien Roy & McNeil Kravitz – English
Winter, 3 credits

Description: After an introduction to the general structure of North America's capital markets, this course will focus on the principal objectives and features of securities regulation in Canada, with appropriate references to other jurisdictions including the United States. Areas of particular attention will be the distribution of securities, mergers and acquisitions, disclosure obligations of public issuers and registration of market participants. Current initiatives to reform securities laws to keep pace with rapidly changing capital markets will be examined.

Prerequisites: Business Associations (recommended)

Format: Lecture

Method of Evaluation: 25% optional assignment, 75%-100% final exam

CMPL 511 Social Diversity and the Law (001) (009) *HR*

Professor Kirsten Anker – English
Winter, 3 credits

Description: Social and cultural diversity poses significant challenges to our understandings of law. Informed by multidisciplinary work, participants in this seminar explore the relationship and interaction between law (in a variety of forms and contexts) and identity. We investigate a spectrum of approaches found in legal discourse to identity-related claims and practices, and the limits and potential of theories and institutions for incorporating and shaping social diversity. Intensive reading, participation, commentary and writing allow participants to grapple with multiple perspectives as applied to a range of concrete problems.

Format: Seminar

Method of Evaluation: Class presentation and research essay (75%).

LAWG 511 ST in Law 1: Images and the Law (001) (009)

Professor Desmond Manderson – English

Fall, 1 credit

Description: It is a puzzle why we seem to turn a blind eye to how law is imagined, represented, and challenged in other cultural forms. Very little attention has yet to be paid, for example, to law as it is represented or constituted in images. Law imagines itself to be resolutely hermetic, textual and linguistic. Yet our cultures are saturated in the images and icons of art – privileged forms for the transmission and interrogation of social and institutional norms for millennia. And visual media and mediations increasingly dominate our experience in the 21st century. The lawyers and jurists of the future will have to be sophisticated viewers and critics of all sorts of visual discourses. The course takes a first step at understanding important historical and conceptual aspects of law from just that point of view.

Format: Seminar

Method of Evaluation: Class participation (15%), Essay (85%)

Dates: Thursday Oct. 3, Monday Oct. 7, Thursday Oct. 10, Thursday Oct. 17, Monday Oct. 21

LAWG 512 ST in Law 2: Mode d'existence des objets juridiques, (001) (009)

Me Michel Vivant - Français

Fall, 1 credit

Description: TBC.

Prerequisites: TBC

Format: Seminar

Method of Evaluation: TBC

Dates: 22, 24, 25, 29 et 31 octobre de 8h00 à 10h00 et le 1er novembre de 8h00-11h00, salle 202

LAWG 513 ST in Law 3: Current Problems in Taxation (001) (009)

Me Robert Raich – English

Fall, 2 credits

Description: This course takes a practical approach to various issues in tax and more specifically explores some key areas in tax planning. A broad range of topics will be discussed from leading tax practitioners. Topics addressed include corporate tax planning, international tax planning, personal tax planning including estate planning, family tax planning, and the implications of anti-avoidance rules. Students will be exposed to some of the legislative nuances of the Income Tax Act as well as to the administrative practices of the Canada Revenue Agency.

Prerequisites: Income Taxation, Business Associations, and one of Corporate Taxation, International Taxation, or Estate Planning

Format: Seminar

Method of Evaluation: Participation (25%), Final examination (75%).

LAWG 513 ST in Law 3: Law and Embodiment (001) (009)

Professor David Howes – English

Winter, 2 credits

Description: This course is inspired by the “sensorial turn” in contemporary scholarship, which has foregrounded the significance of the body and senses in the creation and maintenance of social and legal order. Topics to be explored include: the social control of perceptibility - who is seen, who is heard, whose pain is recognized; courtroom aesthetics; embodied legal reasoning; the law of evidence; the trademarking of sensations; nuisance law; etc.

The overarching point is that the legal system is not just a matter of discourses and texts but of corporeal symbols and practices. The first two thirds of the course will be devoted to developing a framework for the study of the relationship between sensory and social ordering. The final third of the course will consist of student presentations on topics which fall within the purview of the course. The range of potential topics is quite vast.

Format: Lecture

Method of Evaluation: 25% reflection piece (2 pages) on assigned reading; 25% oral presentation on topic selected by the student; 40% research paper (12-15 pages) on same topic as the oral presentation; 10% class participation.

LAWG 515 ST in Law 5: Legal Anthropology (001) (009)

Professor Ronald Niezen – English

Winter, 3 credits

Description: The challenges of identifying and interpreting the controversies that follow from claims of difference and distinct rights alongside claims of equality and uniform standards of justice are central to the emerging field of legal anthropology. This course will introduce students to the key issues, concepts, and methods of the anthropology of law as a distinct field of research. This will include outlining the legacy of the most influential approaches to the comparative and ethnographic study of legal systems, with particular attention to the work of those concerned with the sources of social order, obedience, and dispute resolution in the absence of literacy and bureaucracy. The anthropology of law will also be approached as a sub-discipline with important things to say about contemporary cultural contests, activism, legal pluralism, and identity formation.

Format: TBD

Method of Evaluation: Take home midterm 20%, 6-7 page paper 40%, Final Exam 40% (TBC)

LAWG 516 ST in Law 6: Comparative Food Law (001) (009)

This document is subject to change.

Professor Yaw Nyampong – English
Fall, 3 credits

Description: This course aims at providing an introduction to food law through a comparative analysis of how the production, processing, transportation, storage and marketing of food are regulated in a selected number of countries. The increasing globalization of food trade and the harmonization of food standards and food safety measures across national borders have led to significant changes in international and national regulatory frameworks for food. Recent dramatic episodes of food borne disease accidents and outbreaks have raised concerns about the effectiveness of current food control systems in protecting consumers and have sparked increased attention to the regulatory frameworks that govern food safety and food trade. Food policies are also expanding to take account not only of food safety and food security but also nutrition and the human right to food. Yet, food law has emerged as a discrete subject of study only in recent years. In comparing the regulatory frameworks which have been developed to regulate food products in Europe and North America, this course will explore the social, economic and technological undercurrents that have driven (and continue to influence) the development and transformation of food law over the last few decades. Specific topics to be covered include: the historical development of food law; international dimensions of food law; different regulatory approaches for controlling food risks at the national level; the consumers' right to be informed (labeling, health claims, nutritional information); certification marks and geographical indications; the relationship between law, technology and food production; the increasing privatization of food controls through the expanding role of certifications; the control of alcohol consumption; and, the fight against obesity.

Format: Seminar

Method of Evaluation: Participation (25%), Term paper (75%). Class participation will be determined by: 1. Regular attendance in class; 2. Active participation in class discussions; 3. Seminar presentation on the basis of assigned readings.

LAWG 516 ST in Law 6: Law and Popular Culture (001) (009)

Professor Wendy Adams – English
Winter, 3 credits

Description: TBD

Format: Lecture

Method of Evaluation: TBD

LAWG 516 ST in Law 6: Intl Trade Law & Human Rights (002) (010)

Dr. Razavi
Winter, 3 credits

Description: Economists believe that liberalization of flow of goods and services is desirable and for this reason the World Trade Organization (WTO) has attracted a lot of attention. On the other hand economic sanctions and the economic countermeasures taken by states to restrict the cross-border movement of goods and services to the target country has raised concerns on the

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encroachment of international trade on the other areas of international law, questions on if the free movement of goods and services could go hand in hand with other social and international preferences such as protecting the fundamental human rights and how far economic sanctions could go with respect to wrongful acts of other states. This course covers studying the WTO and how it fits in the wider picture of international law, trade linkage issues and problem of jurisdictions, trade linkages with human rights, Core Labor Standards, TRIPS and access to medicine, differential treatment and right to development, multilateral and unilateral economic sanctions and restrictive measures and the impact of targeted and comprehensive sanctions on human rights.

Method of Evaluation: Class Presentations (40%); Class Participation (10%); Final Take-Home Exam (50%)

LAWG 517 ST in Law 7: Sports Law (001) (009)

Professor Benoit Girardin – English & French

Fall, 3 credits

Description: This course will consider the following themes: sports systems in Quebec, Canada and internationally (amateur and professional sport; institutions and membership; doping; sporting events); the intersection of the sports industry with various areas of law (labour, business, contract, civil liability, criminal, intellectual property, international law, etc); arbitration and mediation. Le cours sera offert en français et en anglais sous forme magistrale, par le biais d'exercices pratiques en groupe et individuellement, d'études de cas et par la simulation de cas reliés au droit sportif tels que la simulation d'un arbitrage en matière de sport et d'une séance de négociation et de médiation. Également, des invités de calibre international viendront présenter des thèmes reliés au droit sportif. L'étudiant aura donc un aperçu global des opportunités de carrières reliées à l'exercice du droit sportif.

Format: Lecture

Method of Evaluation: Arbitration Simulation (arbitration brief and oral presentation) or Paper and oral presentation (80%), Participation (20%)

LAWG 517 ST in Law 7: Mergers and Acquisitions (001) (009)

MeNiko Veilleux – English

Winter, 3 credits

Description: Mergers and acquisitions activity over the last 10 years has run at unprecedented levels. A merger or sizeable acquisition or disposition is often the most significant event in the life of a company and can have dramatic consequences for all of a company's stakeholders – from shareholders, directors and officers to employees, customers, suppliers, financing sources and communities. Lawyers and the law play central roles in how mergers and acquisitions are evaluated, structured and implemented. The principal focus of the course will be on contract, corporate and securities laws, the business incentives of the parties to the transactions and ancillary issues relevant to mergers and acquisitions of large companies, both public and private, including the *Investment Canada Act*, *Competition Act* (Canada),

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takeover rules, proxy rules, jurisprudence, and important forms of private agreements (such as shareholders rights plans (poison pills), lock-ups and voting agreements). A substantial portion of the coursework will include reviewing, analyzing and drafting deal documents. The approach is practical rather than theoretical, and the focus is on the law, not finance or accounting.

Prerequisites: Business Associations

Format: Lecture

Method of Evaluation: Students will work in assigned teams of 4 or 5, and grades will be based on team projects, including in-class participation, and a jointly written final paper as well as an in-class or take home exam.

LAWG 518 ST in Law 8: Anatomy of a Murder Trial (001) (009)

Justice Carol Cohen – English (Some presentations by students and guests will be in French only.)
Fall, 3 credits

Description: This course will cover jury trials as seen through the eyes of a Superior Court judge, using murder trials as a backdrop, and will include the following topics:

- getting to a jury trial
 - murder trials in Superior Court
 - judicial interim release and other pre-trial matters
 - jury selection
 - the *voir dire* (before and during trial)
 - questions of procedure and trial process
 - hearsay and other evidentiary issues
- There will be guest speakers, including lawyers and other judges.

Prerequisites: Criminal Law (Criminal Procedure/Criminal Evidence recommended)

Format: Seminar

Method of Evaluation: 10% class participation, 50% for a paper dealing with one of the topics discussed in class (including in-depth research) and 40% for a verbal presentation of each student's paper during the final weeks of the course.

LAWG 518 ST in Law 8: Seminar on Church and State (001) (009)

Professor Victor Muniz-Fratecelli – English
Winter, 3 credits

Description: This course will explore the legal, political, and normative relationship between religious organizations and the state. In particular, we will examine the two main arguments that justify the autonomy of religious organizations from the state: religious institutionalism (especially the pre-modern idea of *libertas ecclesiae*) and religious individualism (the modern idea of individual religious conscience). We will explore the historical origins of both ideas, evaluate the merits of the arguments in their favor, and consider their implications on legal doctrine. Our focus will be on comparative constitutional doctrine in Canada and the United States, but we will also consider cases from other jurisdictions (UK, France, EU). We will also look at the ways in which religious organizations use private

law (corporate, property, trust law, etc.) to secure their autonomy using both historical and contemporary examples.

Format: Seminar

Method of Evaluation: Class presentation and participation, final paper (meets the writing requirement).

LAWG 518 ST in Law 8: International Investment Dispute (002) (010)

Professor Andrea Bjorklund – English
Winter, 3 credits

Description: This seminar will examine the law of investor-State dispute resolution. We will focus on treaty law as reflected in regional trade agreements such as NAFTA and bilateral investment treaties (BITs), as well as on customary international law that protects investors from expropriation, denials of fair and equitable treatment, and discrimination on the basis of nationality. We will examine the actual mechanisms for investor-State dispute settlement under arbitral facilities such as the International Centre for Settlement of Investment Disputes as well as under ad hoc rules. We will also address the environmental and social issues surrounding international legal protection of foreign investment and proposals for modifying or even eliminating agreements due to concerns about regulatory “chill”.

Format: Seminar

Method of Evaluation: Participation and final paper

LAWG 519 ST in Law 9: Participants in the Int’l Legal System: States and Non-State Actors (001) (009)

Professor Cassandra Steer – English
Fall, 1 credits

Description: Underlying in this course is the difference between a static and a dynamic perspective of law, and the tension between objectivist and subjectivist perspectives. Law may be identified according to formal sources, or through law-making processes, depending on the perspective taken. The role of different actors in the international legal order also depends on the perspective taken. According to a traditional approach, non-State actors are not, strictly speaking, subjects of international law, however their role as law-makers, law-appliers and even law-enforcers is becoming increasingly prominent. And although the State remains the cornerstone of the international legal system, it has itself undergone a dramatic transformation, both as a result and a cause of changes in international law. Examining the status and impact of the various participants (State and non-State actors) in these processes will help a student to identify his or her own perspective on international law, and to gain a more complex understanding of contemporary international law.

Prerequisites: Public International Law

Format: Seminar

Method of Evaluation: Participation 25%, final paper 75%

LAWG 520 ST in Law 10: Economic Justice in a Globalized World: Role of State and Non-State Actors (001)(009)

Dr. Nandini Ramanujam
Fall, 1 credit

Description: A paradigm shift is taking place in the global discourse on social and economic rights. As traditional rights-based approaches have failed to deliver economic wellbeing to a large part of the global population, new stakeholders are exploring alternative approaches to the challenges of economic growth and its distribution within and across societies. These stakeholders seek to influence the course of global economic security, trade and development by asking how the state, the market, and civil society interact in an economically integrated yet politically divided world. The re-emergence of the State as a central player in pushing domestic and international economic agendas, now alongside a panoply of watchful, wary, and vocal non-state actors, challenge us to reimagine our conceptions of the roles played by the state, the market, the third sector and the fourth estate, in the allocation of the world's resources. This course will highlight some of the emerging themes in this emerging global economic order. The course is divided in 5 independent modules taught by 5 experts.

Dates of course: Sept. 23, Sept. 30, Oct. 7, Oct. 21, Oct. 28, Nov. 4, Nov. 11

*To view a preliminary syllabus, please contact sao.law@mcgill.ca

Format: Seminar

Method of Evaluation: TBD

LAWG 532 ST in Law 13: Financial and Corporate Law Sources (001) (009)

Me Marc Barbeau and Me Jakub Adamski – English
Winter, 2 credits

Description: Through a series of discrete units, this seminar will address a number of fundamental issues inherent in business activity. It will focus on the historical development of the corporate form, the restructuring of business entities, and the development of diverse financing techniques. The units will attempt to show how the same set of recurring social and economic concerns have led lawyers and legislators to create practical solutions to contemporary concerns. This latter feature seeks to illustrate the creative nature of corporate law practice and development.

Prerequisites: At least one corporate or business associations course.

Format: Seminar

Method of Evaluation: Class participation 20%; In-class presentation and written summary 80%

LAWG 535 ST in Law 16: Human Rights Internship: Critical Engagement with Discourse of Human Rights (001) (009)

Dr. Nandini Ramanujam – English
Fall, 3 credits

Description: The goal of this seminar is to create a space for students returning from human rights internship field placement, to critically reflect on their work and connect it to the board concepts and critical theories related to human rights. The seminar will be built upon the brief pre-departure session which briefly explored challenges of connecting critical approaches to human rights with the practical work on the ground. The seminar which would heavily draw upon the student experiences, and case studies presented by them, would explore theoretical, ethical and strategic issues related to human rights work. The first half of the course will consist of review of carefully selected literature on discourses in Human rights advocacy and activism, and on research methodology specific to human rights work such as fact finding, monitoring and reporting, grass roots mobilization, media engagement. The second half of the course is envisaged a writing workshop which would be structured on a peer review model and would lead up to the writing of the term paper.

Students who register in the course must have completed the International Human Rights Internship, unless permission is granted by the instructor.

Prerequisites: Human Rights Internship Field Placement

Format: Seminar

Method of Evaluation: The final grade will be based upon a final paper on a theme linked to the Internship (75%), and class participation (25%).

LAWG 535 ST in Law 16: Advanced Criminal Law Evidence (001)(009)

Justice Patrick Healy – English
Winter, 3 credits

Description: An introduction to the presentation of evidence at trial in criminal matters.

Prerequisites: Criminal Law, Evidence (Civil or Criminal Matters, preferably criminal).

Format: Lecture

Method of Evaluation: TBD

LAWG 536 ST in Law 17: Rule of Law and Development (001) (009)

Dr. Nandini Ramanujam – English
Winter, 3 credits

Description: The course will explore changing ideas about law's role in economic growth and development. The relationship between law and economic development has been one of the central concerns of both contemporary social theory and of the development profession. The aim of the course is to explore how, if at all, one might structure the legal system or implement particular policies so as to foster national economic growth. The course will be inter-disciplinary in nature, drawing upon literature from economic, cultural, and legal theories of development, contemporary literature on the concept of rule of law, case studies from countries which have undergone systemic transformation in the last 20-25 years.

This document is subject to change.

Format: Seminar

Method of Evaluation: The final grade will be based upon a final paper (75%), one seminar short-piece (15%), class participation and attendance (10%).

LAWG 537 ST in Law 18: Political Law

Dr. Gregory Tardi – English

Fall, 3 credits

Description: Political law is best defined as the study of democratic governing from a specifically legal perspective. It is the interdisciplinary study of the *role* of law in statecraft, laying emphasis on the fact that it is the *rule* of law that distinguishes Democracies from other types of government. This course deals with law in the milieu of its constant interaction with public administration and politics, and of its constant three-way dialogue among the legislature, the executive and the courts. In complement to traditional courses on constitutional law that emphasize federalism and the guaranteeing of human rights, and those on administrative law which focus on judicial review, the essence of this study is on the public institutions and the instruments of governing used by the state in the conduct of public affairs. The doctrine of accountability to law and its applications will be accorded great weight.

Format: Seminar

Method of Evaluation: TBD

LAWG 537 ST in Law 18: Rethinking International Law

Professor Mohsen Al-Attar – English

Winter, 3 credits

Description: The future of international law is up for grabs! Economic transnationalism is forcing the reconstitution of state sovereignty and flirting with the possibility of a global state (whether imperial or democratic is yet to be decided). Human rights discourse, once a shield against the depraved state, is now a sword against the depraved culture, government, religion, aspiration and individual. Article 2(4) of the UN Charter, with its prohibition on threats and force, has given way to pre-emptive strikes, right to protect and no-fly zones (save for drone attacks where the world is (y)our oyster). While the future may be up for grabs, the reach of some appears troublingly longer than the reach of most.

Throughout this course, we will try to anticipate what this future might look like by tackling a foundational question about international law: what is its social function? While many suggest it is the same as other forms of law – the self-constitution of a society for the promotion of the common interest – the absence of any international society to begin with seems to throw a wrench in the works. Can international law overcome this deficiency or will the various social processes identified above persist in faking a society for purposes of perpetuating what increasingly appears as a rhetorical feel-good exercise?

Format: Seminar

Method of Evaluation: A combination of in-term assignments (60%) and an oral or take-home exam (40%). Details to be provided at the commencement of the course.

LAWG 538 ST in Law 19: International Civil Litigation

Professor Andrea Bjorklund – English
Winter, 3 credits

Description: The course takes a comparative approach to transnational litigation. It covers current developments in both public and private international law, including Alien Tort Statute litigation in the United States; jurisdiction to prescribe; jurisdiction to adjudicate; choice of law; the enforcement of judgments; specific concerns involved in litigation with governments, including sovereign immunity and the act-of-state doctrine; and procedural matters such as international evidence production, service of process, and provisional measures.

Format: Seminar

Method of Evaluation: Written Assignment and Final Examination

LAWG 539 ST in Law 20: Private Law Theory (001) (009)

Professor Paul Miller – English
Winter, 3 credits

Description: This course addresses philosophical questions about private law in common law jurisdictions. The thematic focus of the course varies from year to year. But the kinds of questions that may be addressed include: the structure and function of, and values served by, private law; the nature of core private law concepts (right, duty, wrong, and remedy); the relationship between private law and public law; the relationship between legal and moral concepts of rights, wrongs and responsibility; the nature of, and justification for, particular private law obligations and remedies; and the connection between wrongs, remedies and causes of action in private law.

Format: Seminar

Method of Evaluation: Participation (30%), Presentation (20%), Final Paper (50%)

LAWG 502 Sustainable Development Law (001) (009)

Professor Richard Janda – English
Fall, 3 credits

Description: This course will focus on the conceptual foundations of sustainable development as a justice claim. The idea of sustainable development emerged as the ideology wars between left and right were being re-oriented with the demise of communist states. The working hypothesis of the course is that sustainable development is a post-Marxist emancipatory justice claim that has come to legitimate much of contemporary law and politics. The first part of the course will seek to situate sustainable development within a selection of post-Marxist theories of justice. The second part of the course will

test examples of contemporary legal deployment of the concept against these theories of justice so as to evaluate what in fact we mean when we erect sustainable development as a norm. Practical exercises will be staged allowing students to test the use of the concept in public and private normative regimes.

Format: Seminar

Method of Evaluation: TBD

CMPL 513 Talmudic Law (001) (009)

Rabbi Michael Whitman – English

Winter, 3 credits

Description: This course will introduce students to the Jewish legal system and decision-making process, leading to a Moot Bet Din (Rabbinical Court) Competition. The course will begin with several lectures on the history, methodology, and evolution of Jewish law, including Bet Din Procedure, Oral Advocacy, and research skills in Classic Jewish Legal sources. We will then cover the sources relating to the Case – a dispute between heirs over whether their father’s estate should be divided according to Biblical Law or according to the provisions of the father’s civil will. A basic theme students will grapple with is living within more than one legal system, and how Jewish Law can live alongside civil law.

For the remainder of the semester, students will be paired into teams of two, drafting briefs and participating in oral arguments in front of a panel of judges. The two winning teams will compete before distinguished judges in a final Moot Bet Din event to which the community will be invited.

Format: Parts of the course will be lecture and parts of the course will be seminar.

Method of Evaluation: Trial Brief (35%), Independent Research for Brief (15%), Class Participation (30%), Oral Argument (20%)

PUB2 420 Trial Advocacy

Me P. Kalichman – English

Winter, 3 credits

Description: The purpose of this course is to analyze and instruct on the methods and techniques of court room advocacy at the trial and appellate level in written and oral pleadings. The course will investigate how evidence, law and jurisprudence can be organized and structured into legal arguments. Examples of pleadings and Court room orations will be studied. The role and conduct of plaintiff, Crown and defense counsel as pleaders will be examined. The ethics of trial advocacy will be studied. Secondary aspects of pleading such as the pleading of objections to evidence and motions will also be examined. Class time will be used in theoretical lectures, practical exercises and demonstrations. The emphasis will be on student participation.

Method of Evaluation: A combination of oral presentation/pleading, written assignment, class participation and final examination. The oral submission will be based on the presentation of an argument. The written aspect will be based on a written pleading such as notes and authorities or a factum.

Prerequisites: Judicial Institutions and Civil Procedure

PUB2 515 Tax Policy (001) (009)

Professor Allison Christians – English

Fall, 3 credits

Description: This course examines the foundations of tax policy in Canada and around the world, with a focus on both classical and contemporary writing. The course will integrate a colloquium with invited speakers, who will present works in progress on current issues of national and international tax policy.

Prerequisites: Taxation

Format: Seminar

Method of Evaluation: Weekly papers

PUB2 313 Taxation (001)

Professor Allison Christians – English

Fall, 4 credits

Description: This course covers the basic principles of income taxation, including residence of taxpayers (individual and entity), sources of income and deductions, and the political and technical construction of the tax system.

Format: Lecture

Method of Evaluation: Participation, writing assignments, and final take-home exam

PUB2 313 Taxation (001)

Me Claudette Allard – English

Winter, 4 credits

Description: This course covers the basic principles of Canadian Income Tax Law as they apply to individuals resident in Canada, including the significance and determination of residence; the classification of income by source, such as office and employment, business and property, and taxable capital gains, and the distinctive sets of rules governing each.

Format: Lecture

Method of Evaluation: 30% mid-term take home exam, group work, 3 to 4 members group chosen at random by lecturer, to assist only; 70% final exam, open book

CMPL 512 Theories of Justice (001) (009)

Professor Daniel Weinstock – English

Fall, 3 credits

Description: The course will focus on developments in post-Rawlsian analytical theories of distributive justice. The particular focus of the course this year will be on the application of theories of distributive

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justice to issues surrounding health equity and the just distribution of health resources. Among the authors whose works will be covered in the course: Norman Daniels, Thomas Pogge, Shlomi Segal, Allen Buchanan, Dan Wikler, Dan Brock.

Format: Seminar

Method of Evaluation: Students will at regular intervals write three "take-home" exams, and will produce a synthetic essay for the end of term.

CMPL 521 Trade Regulation (001) (009)

Professor Alberto Alvarez – English and French
Winter, 3 credits

Description: The course deals with the interface between domestic and international trade law and focuses on domestic regulation of trade. Main concepts of international trade will be evaluated as well as trade remedies in domestic context.

Format: Lecture

Method of Evaluation: Midterm exam (open book) (40%). Class participation (10%). Final take home exam (50%).

STUDENT-INITIATED SEMINARS

LAWG 521 Student Led Seminar: Cyberspace (001) (009)

Supervisor: Professor David Lametti
Fall, 3 credits

Description: TBD

Method of Evaluation: Pass/Fail

LAWG 521 Student Initiated Seminar: Restorative Justice (001)

Supervisor: Prof. Ronald Neizen
Fall, 3 credits

Description: TBD

Method of Evaluation: Pass/Fail

LAWG 521 Student Led Seminar: Critical Race Theory (001) (009)

Supervisor: Professor Vrinda Narain – English

Student Instructors: Lillian Boctor and Alyssa Clutterbuck

Winter, 3 credits

Description: Throughout Canadian history, race has profoundly affected the lives and political, social and economic realities of individuals, the structuring of society, the substance of culture, and the workings of the political economy. This impact has been substantially mediated through the law and legal institutions. Critical Race Theory (CRT) emerged during the 1980s in U.S. law schools, framed within scholars' assertions that racial inequality suffused U.S. law and society, that structural racial subordination remained endemic, and that both liberal and critical legal theories marginalized the voices of racial minorities. CRT recasts the role of law as historically central to and complicit in upholding racial hierarchy as well hierarchies of gender, class, and sexual orientation, among others, and grounds racial literacy, racial subordination, and structural analyses of discrimination in legal education. A growing field of Critical Race scholarship in Canada demonstrates the centrality of race and racial discrimination in the Canadian legal systems. Recognizing the need to incorporate a more critical dialogue about structural racism in our work and classrooms, this interactive seminar course surveys major themes in legal scholarship on Critical Race Theory (CRT) and analyzes the role of race in Canadian law. Students will examine the socio-historical contexts that have constructed racial differences alongside the development of legal instruments aimed at targeting deficiencies in racial equality to the detriment of nonwhite communities, and will explore the processes by which law has both corrected and created deficits for racialized Canadian communities.

Method of Evaluation : Pass/Fail. Evaluation methods include group projects/presentations, written assignments, and problem-based learning.

GRADUATE COURSES

ASPL 614 Airline Business and the Law (001) (009)

Professor Paul Dempsey – English

Fall, 3 credits

Description: This course provides an interdisciplinary analysis of the legal, business, and managerial issues confronting airlines in such areas as economics, finance, securities, bankruptcy, pricing, marketing, distribution, planning, operations, alliances, joint-ventures and competition. *Airline Business and Law* focuses on such legal issues as: Safety Regulation; Security Regulation; Environmental Regulation; Air Traffic Rights; Carrier Licensing; Aircraft Finance; Aircraft Certification; Nationality and Cabotage Restrictions; Airline Alliances; Carrier Liability; Liability Insurance; Predation, Monopolization and Competition Law; Airline and Airport Privatization; Bankruptcy; Labour Law.

Format: Seminar

Method of Evaluation: Examination

ASPL 632 Comparative Air Law (001) (009)

Adjunct Professor Ludwig Weber – English
Winter, 3 credits

Description: The first part of the course provides a general introduction to the comparative law approach and applies some basic concepts of the civil and common law traditions to the field of air law. The second part of the course deals with selected topics where applicable law has not, or only partially, been unified by private international air law conventions and where a comparative approach, based on national laws, must be used to find solutions. The selected topics include: the nature of the contract of carriage, aircraft manufacturers' liability, State liability for negligent certification of aircraft, air traffic controllers' liability, and liability for damage caused by aircraft on the ground.

Format: TBD

Method of Evaluation: In-term assignments (20%) and final examination (80%)

ASPL 613 Government Regulation of Air Transport (001) (009)

Professor Paul Dempsey - English
Winter, 3 credits

Description: This course focuses on the domestic and international economic regulation of air transport and also discusses safety and security regulation. Key subjects are: economic regulation of domestic and international air transport, licensing and designation of air transport operators, open sky agreements, economic and regulatory theories, competition, anti-trust regulation, and consumer protection regulation. It also examines the status, negotiation, and implementation of bilateral and multilateral air services agreements. Why do Governments regulate or deregulate markets for air transport? How do the economics of the aviation sector impact regulatory policies? What are the legal regimes governing key issues of the aviation business, such as market access, pricing and capacity? The present challenges and trends in the regulatory regime of air transport also are discussed.

Format: Lecture

Method of Evaluation: Examination

ASPL 639 Government Regulation of Space Activities (001) (009)

Professor Ram Jakhu - English
Winter, 3 credits

Description: The course will focus on the national regulatory frameworks governing space activities, particularly those that are carried out by private entities for commercial purposes. Specific topics include: rationale for government regulation; licensing requirements for launch activities, licensing requirements for satellites for telecommunications and remote sensing purposes; introduction of competition into domestic and international satellite telecommunication services as well as launch services; human space travel; intellectual property rights under domestic laws; national export controls on space hardware, products and services; laws related to satellite procurement contracts, launch

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services, leasing of capacity, financing of space ventures, risk management and space insurance, as well as contractual relationships between national space agencies and space industry, etc. The relevant laws and appropriate regulations of a number of selected countries will be discussed (e.g., Australia, Canada, France, Russian Federation, South Africa, Sweden, the United Kingdom and the United States).

Format: Seminar

Method of Evaluation: Class participation and seminar presentation (25%) and term paper (75%)

LAWG 659 Interdisciplinary Seminar on European Studies (001)(009)

Professor Constance Semmelmann - English

Fall, 3 credits

Description: The objective of the course is to provide for a deeper understanding of selected issues relating to European Integration by looking at various legal aspects from the perspective of economic theories, social and political science or legal philosophy. The course will address the economic foundations of the EU internal market and EU competition law. In this context, the application of the free trade philosophy in the EU law context will be compared to its role in relation to other regional or global free trade agreements. Moreover, the ongoing Eurozone crisis will be discussed. In particular, we will address the uneasy relationship between monetary and economic policy and the role of central banking that has gained unprecedented significance and that has uncovered tensions between the law on the one hand and widely accepted principles of fiscal and monetary policy on the other. Taking the absence of a European people as a starting point which is by many observers considered as an obstacle to further integration and to an effective solution of the Eurozone crisis, the course will throw light upon the democratic foundations of European Integration from the perspective of political theory and legal philosophy. We will discuss various conceptions of democracy beyond the state and their potential to strengthen the links between European Integration and the citizens.

Prerequisites: EU integration or European Union Law recommended

Format: Seminar

Method of Evaluation: Final exam (take home) and optional paper (33.3%)

CMPL 604 International Business Law (001) (009)

Professor Catherine Walsh - English

Winter, 4 credits

Description: This seminar will explore, through assigned readings for in-class discussion, a series of private and commercial law substantive issues of particular relevance to the business and financial communities that have been the object of international harmonizing initiatives, both formal and informal.

Prerequisites: Open to graduate students and to undergraduate students who have completed four terms in the Faculty of Law.

Format: Seminar

Method of Evaluation: 60% research essay; 10% oral presentation of research topic; 30% 6-hour take-home examination based on seminar readings and discussions; the exam may be taken at any time during the examination period.

CMPL 642 Law and Health Care (001) (009)

Professor Lara Khoury - English
Winter, 3 credits

Description: The course explores various points of intersection between law and health care. Students will examine ethical and legal dilemmas that arise at these points of convergence and the principles and institutions that have been developed to address them. Particular topics covered may include: bioethical principles that ground and challenge legal responses to health care issues; the delivery of health care services and the allocation of health care resources; the regulation of health care professionals; the law of consent and substituted consent; the law pertaining to minors and incapable adults; privacy issues arising in the medical context; legal and ethical questions related to biomedical research; the regulation of assisted human reproduction; and end of life decision-making.

Format: Seminar

Method of Evaluation: Three take-home assignments.

ASPL 638 Law of Space Applications (001) (009)

Professor Ram Jakhu - English
Winter, 3 credits

Description: This course deals with the international legal aspects of various space applications. In particular, the course examines the international law related to satellite telecommunications (including satellite broadcasting) and the role therein of various international organizations; navigational services by satellites; remote sensing by satellites; space stations; space travel; space safety; space-based solar power; international space technology transfers; military uses of outer space; and trade in space products as well as in satellite telecommunications and launch services.

Prerequisites: None (although some knowledge of Public International Law is assumed)

Format: Lecture

Method of Evaluation: Examination (100%) (or 50% and optional paper 50%)

CMPL 610 Legal Research Methodology (009)

Professor Angela Campbell - English
Fall & Winter, 4 credits

Description: Graduate students develop their legal research and writing skills within this course, and are provided with a framework for working on their research agenda. The course provides graduate

students with a forum for sharing their ideas about their research projects, practicing synthesis and critique in writing, and exploring scholarly methodologies in law.

Format: Seminar

Method of Evaluation: Assignments and final research project proposal

CMPL 600 Legal Traditions (009)

Professor René Provost - English
Winter, 4 credits

Description: The concept of a legal tradition. Nature of particular legal traditions, both secular and religious, including the civil and common law. Philosophical foundations of different traditions. Comparative method. Relations between traditions (colonialism, legal pluralism, cross-cultural jurisprudence).

Format: Seminar

Method of Evaluation: Class participation; short reflection pieces; seminar presentation; end of term essay.

ASPL 636 Private International Air Law (001) (009)

Professor Catherine Walsh - English
Fall, 3 credits

Description: This course examines the unification of private international air law through the adoption of international conventions. In particular, it reviews the liability of the air carrier towards passengers and shippers under the Montreal Convention 1999 and the preceding Warsaw Convention system. The course also examines the basic framework of several other conventions, such as the Rome Convention on surface damage done by aircraft, and ICAO's recent initiatives to revise the 1952 Rome Convention. Attention will also be paid to the legal framework for aircraft financing under the Cape Town Convention/Aircraft Protocol.

Format: Lecture

Method of Evaluation: In term assignment (25%) and final exam (75%).

ASPL 633 Public International Air Law (001) (009)

Professor Armand de Mestral – English
Fall, 3 credits

Description: A study of the relevant principles and rules of international law that affect the use of air space and aeronautics. Principles of the Chicago Convention and other major public international air law conventions. The following topics are included: sources of international air law; the law-making process affecting the regime of air space and international air navigation and air transport. The study will include the legal regime of national and international air space, the concept of civil and state aircraft, certification and licensing by international standards, exchange of traffic rights, aircraft accident

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investigation, etc. A case study of international aviation organizations (ICAO, IATA, regional bodies) and their law-making functions will be presented. The legal management of aviation security and dispute resolution will be addressed.

Prerequisites: Public International Law recommended

Format: Lecture

Method of Evaluation: Optional paper (33 1/3%) and examination

ASPL 637 Space Law & Institutions (General Principles) (001) (009)

Professor Ram Jakhu – English

Fall, 3 credits

Description: The objective of the course is to examine the role of international law in the regulation of outer space activities. The course covers the following topics: current and potential future uses of outer space; the law-making process relating to space activities and the international institutions that are involved in this process; the legal regime of outer space and celestial bodies including the exploitation of their natural resources; the legal status of spacecraft including their registration; liability for damage caused by space activities; assistance to astronauts and spacecraft in distress, settlement of space-related disputes etc.

Prerequisites: None (however some knowledge of Public International Law is assumed)

Format: Lecture

Method of Evaluation: Examination (100%) (or 50% and optional paper 50%)

CMPL 641 Theoretical Approaches to Law* (009)

Professor Daniel Weinstock - English

Fall, 4 credits

Description: This seminar will consist of an in-depth examination of a set of theoretical accounts of concepts that are central to the practice of law, such as responsibility, property, punishment, and so forth. Each concept will be studied from a variety of disciplinary vantage points including, but not limited to, philosophy, sociology, history, anthropology, and political science.

Format: Seminar

Method of Evaluation: Students will at regular intervals write three "take-home" exams, and will produce a synthetic essay for the end of term.

*Please note: This section of Theoretical Approaches to Law is reserved for students admitted into the D.C.L. program.

CMPL 641 Theoretical Approaches to Law* (010)

Professor Tina Piper – English

Fall, 4 credits

Description: This seminar will consist of an in-depth examination of a set of theoretical accounts of concepts that are central to the practice of law, such as responsibility, property, punishment, and so forth. Each concept will be studied from a variety of disciplinary vantage points including, but not limited to, philosophy, sociology, history, anthropology, and political science.

Format: Seminar

Method of Evaluation: TBD

*Please note: This section of Theoretical Approaches to Law is reserved for students admitted into the LL.M. program.

WRITING COURSES

WRIT 491 Term Essay 1 (001)

Summer, Fall or Winter, 3 credits

Description: See description below.

WRIT 492 Term Essay 2 (001)

Summer, Fall or Winter, 3 credits

Description: See description below.

WRIT 493 Term Essay 3 (001)

Summer, Fall or Winter, 3 credits

Description: See description below.

WRIT 494 Term Essay 4 (001)

Summer, Fall or Winter, 3 credits

Description: See description below.

WRIT 495 Term Essay 5 (001)

Summer, Fall or Winter, 3 credits

Description: See description below.

WRIT 496 Term Essay 6 (001)

Summer, Fall or Winter, 3 credits

Description: Students who have completed one year in the program may elect, with the permission of the Associate Dean (Academic), to write an essay for credit. It is the responsibility of applicants to arrange with a full-time member of the Faculty to act as a Supervisor for their essays (see below for a list of the subject areas which individual professors have indicated an interest in supervising). Supervisory resources are limited, so it is best to approach potential supervisors as early as possible.

[Application forms](#) are available on the SAO website. A proposed table of contents, a clear statement of the essay thesis, and a preliminary bibliography of sources must be appended to the application form and approved by the supervisor before the application is submitted. Applications are to be submitted to the SAO **on or before September 13, 2013 for the Fall Term, January 17, 2014 for the Winter Term and May 8, 2014 for the Summer Term.**

Registration: Students must register in the appropriate term essay course on Minerva. The SAO will only contact should the application be refused or additional information required.

Essays are due on or before the fifth working day prior to the last working day of the examination period for the term in which the essay is being written. Final essays are due **December 12, 2013** (Fall term), **April 23, 2014** (Winter term) and **August 18, 2014** (Summer term).

Students may not register for more than two Term Essays in any given term. If two term essays are completed in the same term, they must be supervised by two different professors.

WRIT 400 D1 & WRIT 400 D2 Senior Essay (001)

Any two consecutive terms, 6 credits

Description: Students may, with the permission of the Associate Dean (Academic), and on conditions set from time to time by the Faculty, elect to write a senior essay. **This essay must have a scope and ambition sufficient to constitute a major element in the student's legal education.** It is expected that the senior essay will focus on an area in which the student already has acquired significant training. To be eligible to write a senior essay, a student must have completed at least two years in the program; a student will normally have written at least one independent term essay before undertaking to write a senior essay. Only one such essay may be submitted for credit throughout a student's law studies. It is the responsibility of applicants to arrange with a full-time member of Faculty to act as supervisors for their essays (see below for a list of the subject areas for which individual professors have indicated an interest in supervising).

[Application forms](#) are available on the web. Applications must include a proposed table of contents, a detailed research proposal of 750-1000 words, and a preliminary bibliography of sources.

Registration: Students must register in the appropriate term essay course on Minerva. The SAO will only contact should the application be refused or additional information required.

Term: **Senior essays must be written over a period of two terms (fall-winter, winter-summer, or summer-fall).** Applications must be submitted to the SAO **on or before September 13, 2013 for the Fall Term, January 17 2014 for the Winter Term and May 8, 2014 for the Summer Term.**

This is a Full-year course. Students must register for BOTH parts of the course. No credit will be granted unless all parts of the course are completed.

Essays are due on or before the fifth working day prior to the last working day of the examination period for the term in which the essay is being written. Final essays are due December 12, 2013 (Fall term), April 23, 2014 (Winter term) and August 18, 2014 (Summer term).

WRIT 520 Writing and Drafting Project (001)

Summer, Fall or Winter, 1 credits

Description: A one-credit add-on to existing substantive courses in the Faculty of Law. Students undertake one or more writing exercises, e.g. drafting opinion letters or research memoranda. This add-on may be used once only, **in the final year of study**, with the permission of the Associate Dean (Academic). For undergraduate students, the project must relate to a course successfully completed **in a previous term** and must be supervised by a Faculty instructor with expertise in the area.

Applications are to be submitted to the SAO on or before **September 13, 2013 for the Fall Term, January 17, 2014 for the Winter Term and May 8, 2014 for the Summer Term.**

Registration: Selected students will be assigned a “Permit to Register” that will allow registration on Minerva. The permit is assigned by the SAO.

Essays are due on or before the fifth working day prior to the last working day of the examination period for the term in which the essay is being written. Final essays are due December 12, 2013 (Fall term), April 23, 2014 (Winter term) and August 18, 2014 (Summer term).

Please note that the following professors have expressed an interest in supervising essays in the following areas:

Professor Wendy Adams: Intellectual property, animal law, law and popular culture.

Professor Kirsten Anker: Aboriginal peoples and the law; property theory; law and society studies.

Professor Frédéric Bachand (Winter term only): Domestic and international arbitration; civil procedure; evidence; private international law; legal interpretation.

M^e Daniel Boyer: Legal research and writing; computer assisted legal research; heritage preservation; legal bibliography

Professor Angela Campbell: Health Law (especially topics related to public health, women’s health, children’s health, reproductive technologies and surrogacy, social and economic determinants of health), Family Law, Criminal Law, Children and the Law, Feminist Legal Theory, Wills and Successions.

Professor Armand de Mestral: International Trade Law; Public International Law; Law of the Sea; International Environmental Law; Constitutional Law and Comparative Constitutional Law; European Community Law; The Law of International Economic Integration; International Humanitarian Law.

Professor Helge Dedek: Private law, particularly the law of (contractual) obligations; European private law; private law theory; legal history; legal traditions; Roman law; legal education

Professor Jaye Ellis: International environmental law; public international law; international legal theory; international law/international relations theory

Professor Fabien Gélinas: Constitutional law, constitutional and legal theory, law of international business contracts, transnational law and international arbitration.

Professor H. Patrick Glenn (Winter term only): Legal Profession; the Judiciary; Civil Procedure; Private International Law; Legal Traditions

Professor Robert Godin: Civil law of property, some areas of Environmental Law

Professor E. Richard Gold: Common law property; intellectual property; international intellectual property; patents; biotechnology

Professor Ram Jakhu: Air and Space Law, International Telecommunication Law, Public International Law, Canadian Communications Law, Canadian Immigration Law

Professor Richard Janda: Public Goods, Corporate Social Responsibility, Theories of Justice

Professor Daniel Jutras: Tout le droit des obligations, en droit civil et en common law (Contrats, responsabilité civile, enrichissement injustifié); Procédure civile, (y compris accès à la justice, recours collectifs, etc); Institutions judiciaires (Cour suprême, indépendance, éthique des juges, etc); Aspects comparatifs ou sociologiques du droit des obligations et de la procédure civile. In French or in English.

Professor Lara Khoury: Extra-contractual obligations, medical liability and health law.

Professor Alana Klein: Domestic and international human rights (particularly social and economic rights); health law (particularly public health and HIV/AIDS), comparative constitutional law; law and poverty; criminal law.

Professor David Lametti: Intellectual Property, Copyright and Trademarks; Civil Law Property; Private Law Theory (Common Law and Civil Law); Legal Theory and Legal Philosophy

Professor Robert Leckey: Family law, especially marriage and same-sex relationships; constitutional law

Professor Frédéric Mégret: International Law of Human Rights, International Criminal Law.

Professor Pierre-Emmanuel Moyse: Property law, history of property law, intellectual and industrial property law, competition & commercial law

Professor Victor Muñoz-Fraticelli: Legal political, and moral theory, legal philosophy and jurisprudence, theories of justice; legal pluralism, religion and the law; history of legal and political thought.

Professor Vrinda Narain: Constitutional law, Feminist Legal Theory, Social Diversity and Law, Post Colonial Studies and Law, Critical Race Theory, Muslim Family Law, Multiculturalism, Topics/Laws related to India.

Professor René Provost: Public International Law; International Human Rights Law; Humanitarian Law of Armed Conflict; International Criminal Law; International Environmental Law; Legal Pluralism; Legal Anthropology

Professor Geneviève Saumier: Private International Law; International Litigation and Civil Procedure; Class Actions; Civil Liability; International Family Law; Products Liability; Consumer Law; Arbitration

Professor Colleen Sheppard: Constitutional law, Human rights (especially equality rights), Labour Law (workplace discrimination issues), Feminist legal theory; Comparative Constitutional Law (especially Canada-U.S.), Indigenous rights.

Professor Lionel Smith: Private law, especially the law governing unjust enrichment, corporations, loyalty and trusts, and gifts, including the philosophical foundations of private law.

Professor Stephen Smith: Commercial Transactions, Contracts, Legal Theory, Private Law generally, the law of Remedies

Professor Margaret Somerville: Science, Medicine, Ethics and Law

Professor Shauna Van Praagh: Children and Law; Extra-contractual Obligations/Tort Law; Religion and Law; Feminist Legal Theory; Legal Education

Professor Catherine Walsh: Secured Transactions, Conflict of Laws or Private International Law, International Unification of Private Commercial Law.

GROUP ASSISTANTS & TUTORIAL LEADERS

WRIT 048 Group Assistants (001)

Various professors

Fall and/or Winter, 2 credits

Description: A limited number of candidates who have completed two years in the program may elect once only, with the permission of the Associate Dean (Academic), to serve as Group Assistants in an approved course. Group assistants must submit a written report on their work by the last day of classes in the term for which they receive credit.

Prerequisites: Two years in the program

Method of Evaluation: Pass/Fail. The instructor will appraise the quality of assignments performed by each group assistant.

Teaching Hours: As arranged.

Registration: Positions will be advertised by individual professors in the Faculty starting in April. If selected, students must fill out a Group Assistant Application form (available on SAO website) and they will be issued a permit to register on Minerva.

WRIT 016 D1 & WRIT 016 D2 Legal Methodology Teaching Group I (First Year) (001)

Faculty Supervisor: Me Helena Lamed – English & French

Fall & Winter, 4 credits

Description: **Not open to students who have taken WRIT 017.** Twelve upper year students who have completed at least two years in the program may register in this course, with the permission of the Associate Dean (Academic). Students registered in *Legal Methodology Teaching Group 1 (first-year)* are responsible for a significant portion of the instructional component of the *Introductory Legal Research* course.

In addition to the teaching component of the course, students are also responsible for assisting first-year students in adapting to their studies in the Faculty of Law and for drafting research and writing assignments, under the supervision of the course instructor. Their responsibilities therefore include encouraging the creation of a supportive environment between first-year student members of each small group and detecting and addressing emotional or academic difficulties in adapting to law school.

Prerequisites: Completion of at least two years in the program, fluency in English and French, academic achievement in the Faculty of Law, leadership qualities, strong interpersonal skills, demonstrated ability in legal research and writing, and teaching experience. Persons interested in serving as members of the Teaching Group must apply to the Faculty Director in the winter preceding service. Selection is based on the applicants' resume, grades and an interview.

Seminar: Tutors will meet every week as a group

Method of Evaluation: Graded evaluation based on overall performance in the course

This is a Full-year course. Students must register for both parts of the course. No credit will be granted unless all parts of the course are completed.

WRIT 017 D1 & WRIT 017 D2 Legal Methodology Teaching Group II (Second Year)

Faculty Supervisor: Me Helena Lamed – English & French

Fall & Winter, 4 credits

Description: **Not open to students who have taken WRIT 016.** A minimum of eight upper-year students who have completed at least two years in the program may register in this course, with the permission of the Associate Dean (Academic). Students registered in *Legal Methodology Teaching Group 2 (Second Year)* are responsible for a significant portion of the instructional component of the *Legal Ethics & Advocacy* course. The tutors will meet with their group of second-year students for one hour on a regular basis. They will also meet periodically with the Instructor. All second-year groups are taught in both English and French.

Prerequisites: Completion of at least two years in the program, fluency in English and French, academic achievement in the Faculty of Law, interpersonal and organisational skills, demonstrated ability in legal research and writing, and teaching experience. Persons interested in serving as members of the Teaching Group must apply to the Faculty Director in the winter preceding service. Selection is based on the applicants' resume, grades and an interview.

Format: Tutors will meet every week as a group

Method of Evaluation: Graded evaluation based on overall performance in the course

LEGAL CLINIC

Legal Clinic I (001)

Faculty Supervisor: Me Helena Lamed (001)

WRIT 433 D1 & WRIT 433 D2: Fall and Winter, OR Summer and Fall, 6 credits

WRIT 433: Summer session, 6 credits

Description: A limited number of candidates who have completed two years in the program may elect, only once, with the permission of the Dean or the Dean's delegate, to work for credit in an approved clinic related activity. Applications are made in the Winter term preceding the academic year in which the clinic is undertaken. **Not open to students who have taken Legal Clinic II or Legal Clinic III.**

The Legal Clinic course gives students an opportunity to enrich their legal education through practical work experience in law. Students work in various community organizations and legal clinics providing legal information and assistance to socially disadvantaged individuals and groups. The course promotes a deeper understanding of the legal system's response to poverty and inequality. Students are confronted with the social reality of access to justice and the interrelationship between legal concerns and economic, psychological, ethical and other social problems. The course also allows students to pursue work in organizations devoted to promoting and researching public interest law.

Students principally provide legal assistance in areas of the law affecting the lives of economically and socially disadvantaged individuals and groups. These areas typically include family, consumer, income security and social welfare, landlord-tenant, workers' compensation, unemployment insurance, immigration, environmental and human rights law.

Method of Evaluation: Grading will be on a Pass/Fail basis, based on evaluation by supervising lawyer and written reports by the student.

Registration: Selected students will be assigned a "Permit to Register" will allow registration on Minerva. The permit is assigned by the SAO.

WRIT 434 LEGAL CLINIC II (001)

Faculty Supervisor: Me Helena Lamed

Summer, Fall or Winter, 3 credits

Description: See Legal Clinic I. Not open to students who have taken Legal Clinic I.

WRIT 435 LEGAL CLINIC III (001)

Faculty Supervisor: Me Helena Lamed

Summer, Fall or Winter, 3 credits

Description: See Legal Clinic I. Not open to students who have taken Legal Clinic I.

LAW JOURNALS

Supervising Instructor: TBD

Description: Students who have been recommended for the various positions on the *McGill Law Journal*, the *McGill Journal of Law and Health* and the *McGill International Journal of Sustainable Development Law and Policy* are granted credits on an equivalence basis upon approval by the Associate Dean (Academic). Credits are awarded for the position listed below.

All of the journal positions below are full-year courses. Students must register for both parts of the course. **No credit will be granted unless all parts of the course are completed.**

Registration: Selected students will be assigned a “Permit to Register” that will allow registration on Minerva. The permit is assigned by the SAO.

WRIT 330D1 & WRIT 330D2 Editor-in-Chief 1 (001)

Fall and Winter, 4 credits

WRIT 001D1 & WRIT 001D2 Editor-in-Chief 2 (001)

Fall and Winter, 6 credits

WRIT 331D1 & WRIT 331D2 Executive Editor 1 (001)

Fall and Winter, 4 credits

WRIT 002D1 & WRIT 002D2 Executive Editor 2 (001)

Fall and Winter, 5 credits

WRIT 332D1 & WRIT 332D2 Managing Editor 1 (001)

Fall and Winter, 4 credits

WRIT 003D1 & WRIT 003D2 Managing Editor 2 (001)

Fall and Winter, 6 credits

WRIT 334D1 & WRIT 334D2 Specialized Editor 1 (001)

Fall and Winter, 2 credits

WRIT 009D1 & WRIT 009D2 Specialized Editor 2 (001)

Fall and Winter, 4 credits

WRIT 004D1 & WRIT 004D2 Senior Editor 2 (001)

Fall and Winter, 3 credits

WRIT 011D1 & WRIT 011D2 Junior Editor (001)

Fall and Winter, 3 credits

WRIT 333D1 & WRIT 333D2 Senior Editor 1 (001)

Fall and Winter, 2 credits

WRIT 005D1 & WRIT 005D2 Senior Manager (001)

Fall and Winter, 2 credits

WRIT 010D1 & WRIT 010D2 Junior Manager (001)

Fall and Winter, 2 credits

MOOT COMPETITIONS

PRAC 510 Advanced Mooting I (001)

Faculty Supervisor: Assistant Dean Aisha Topsakal

Fall or Winter, 3 credits

Description: Participation, under Faculty supervision, in an advanced moot competition approved for this purpose by the Dean. Students may register for *Advanced Mooting* a maximum of twice.

Method of Evaluation: Pass/Fail, Factum and oral presentations

Registration: Selected students will be assigned a “Permit to Register” that will allow registration on Minerva. The permit is assigned by the SAO.

PRAC 511 Advanced Mooting II (001)

Faculty Supervisor: Assistant Dean Aisha Topsakal

Fall or Winter, 3 credits

Description: Participation, under Faculty supervision, in an advanced moot competition approved for this purpose by the Dean. Students may register for *Advanced Mooting* a maximum of twice.

Method of Evaluation: Pass/Fail, Factum and oral presentations

Registration: Selected students will be assigned a “Permit to Register” that will allow registration on Minerva. The permit is assigned by the SAO.

NOTE: The courses *Advanced Mooting I* and *II* apply to approved moot competitions, which may include the Philip Jessup International Moot, Tribunal-École Pierre-Basile Mignault, Concours Charles-Rousseau, Laskin Moot Court Competition, the Sopinka Cup, the Wilson Moot, the Vis Moot and the Kawaskimhon Moot. The selection of the candidates takes place in the Spring preceding the academic year in which the competition takes place.

COURT AND ADMINISTRATIVE TRIBUNAL CLERKSHIPS

WRIT 440 D1 & WRIT 440 D2 Clerkship A (001)

Faculty Supervisor: Assistant Dean Aisha Topsakal

Fall and Winter, 6 credits

Description: Students having completed four terms in the Law Faculty and not having taken *Clerkship B*, may complete a clerkship under general Faculty supervision. Clerkships provide an opportunity to work as a research assistant for a judge or a member of an administrative tribunal from September to early April, with an interruption for examinations.

Clerkships are prestigious positions that will be awarded to the best applicants by the Dean or Dean's delegate. The courses entail doing a minimum of eight hours of research and memorandum writing per week with periodic meetings with the judge (total 200 hours). Evaluation will be made on a pass/fail basis by the Dean or Dean's delegate in consultation with the judge. Halfway through the clerkship and at the end, the students must report to the Faculty supervisor (report forms available on the SAO website).

Applications are usually made in the spring before the academic year in which the clerkship is undertaken. Students forego their right to drop the course at the beginning of first and second term. Students undertake, if selected, to complete all enrolment requirements. They will have to take an oath to maintain the confidentiality of information acquired as court clerks and must avoid conflicts of interest, in particular with law firms

Prerequisites: Two years in the program

Method of Evaluation: Pass/Fail

Registration: Selected students will be assigned a "Permit to Register" that will allow registration on Minerva. The permit is assigned by the SAO.

WRIT 441 Clerkship B (001)

Faculty Supervisor: Assistant Dean Aisha Topsakal

Summer, Fall or Winter, 3 credits

Description: See Clerkship A, above. In exceptional cases, students may be selected to complete a one-semester clerkship with a local court or administrative tribunal during the Fall or Winter semester. The courses entail doing a minimum of eight hours of research and memorandum writing per week with periodic meetings with the judge (total 100 hours).

Ad hoc clerkships: Students may propose a self-organized clerkship at a court or administrative tribunal outside Montreal, to take place during the summer term. Students must complete a minimum of 200 hours during the summer term.

Prerequisites: Two years in the program

Method of Evaluation: Pass/Fail

Registration: Selected students will be assigned a “Permit to Register” that will allow registration on Minerva. The permit is assigned by the SAO.

HUMAN RIGHTS INTERSHIP

LAWG 517 International Human Rights Internship (001)

Faculty Supervisor: Professor Nandini Ramanujam

Summer 2014, 3 credits

Description: Participation in an international human rights internship approved by the Faculty. This internship provides dedicated students with exposure to the law and practice of international human rights, encouraging them to reflect on the relationship between that experience and their studies. Students must obtain the approval of the Dean or Dean's delegate for their participation and for the terms of the internship.

Selection of Interns: Students will be invited to submit an application for designated human rights internships in early Fall. Candidates will be chosen on the basis of superior writing skills, ability to work in a difficult environment, and demonstrated interest in international human rights. Students intending to return as full-time students in the following Fall term will be given preference, in order that the experience of interns can be brought back to the classrooms and generally enrich the life of the Faculty. Selected students must register for this course through Minerva.

Field Work Component: Interns must spend a minimum of twelve weeks in the field with the partner organization. The partner organizations are asked to allow interns one day a week to work on their own research project. Students complete the internship in the summer term only.

Internship Report: Interns must submit a written detailed report to the Human Rights Internship Program Coordinator by September 30, 2014. Students must register for the course “**Human Rights Internship – Critical engagement with Discourse of Human Rights**” (LAWG 535) in the Fall semester following their internship.

Method of Evaluation: Pass/Fail

Registration: Selected students will be assigned a “Permit to Register” that will allow registration on Minerva. The permit is assigned by the SAO. Course numbers may vary from year to year.

HONOURS COURSES

WRIT 450 Honours Thesis 1 (001)

Fall or Winter, 3 credits

Description: Preparation of honours thesis proposal and literature review.

Restrictions: Students must be accepted into the Honours program.

Method of Evaluation: The thesis supervisor will appraise the quality of the work performed by the student. Grading will be on a Pass/Fail basis.

WRIT 451 Honours Thesis 2 (001)

Various professors (001)

Fall or Winter, 6 credits

Description: Thesis research report.

Restrictions: Students must be accepted into the Honours program.

Prerequisite: *Honours Thesis 1*

Method of Evaluation: The thesis supervisor will appraise the quality of the work performed by the student. Grading will be on a Pass/Fail basis.

WRIT 452 Honours Thesis 3 (001)

Various professors

Fall or Winter, 6 credits

Description: Completion of Honours thesis.

Restrictions: Students must be accepted into Honours program.

Prerequisites: *Honours Thesis 1* and *Honours Thesis 2*

Method of Evaluation: The thesis supervisor and another examiner will appraise the quality of the work performed by the student. Grading will be on a Pass/Fail basis. The standard for obtaining a Pass reflects the goal of the Honours program: the thesis must qualify as a substantial work of publishable quality.

Registration: Selected students will be assigned a “Permit to Register” that will allow registration on Minerva. The permit is assigned by the SAO.

MAJOR INTERNSHIPS

The Major internships give students enrolled in a Major program an opportunity to enrich their legal education through practical work experience in the field of study of their Major. Students work in

various organizations, under the guidance of an on-site supervisor. Each internship entails doing a minimum of 200 hours, with periodic meetings with the on-site supervisor. Evaluation is made on a pass/fail basis by the Faculty supervisor in consultation with the on-site supervisor. Halfway through the internship and at the end, students must report to the Faculty supervisor (report forms are available on the SAO website).

Applications are usually made in the summer preceding the academic year in which the internship is undertaken. Students who have been selected for an internship must register in the appropriate course on Minerva. For further information, contact the Assistant Dean (Student Life and Learning).

WRIT 300 Major Internship (001)

Faculty Supervisor: Asst. Dean Aisha Topsakal
Summer, Fall and/or Winter, 6 credits

Description: A limited number of students who have completed four terms in the Faculty may, with permission of the Assistant Dean (Student Life and Learning), work once as an intern in an approved internship relating to their Major concentration. Internships take place in the final summer or academic year of the program.

Restrictions: Students must be enrolled in a Major program.

Method of Evaluation: Grading is on a Pass/Fail basis, based on evaluation by supervisors and written reports by the student.

Registration: Selected students will be assigned a “Permit to Register” that will allow registration on Minerva. The permit is assigned by the SAO.

COURSE OFFERINGS 2013-2014

FIRST YEAR UNDERGRADUATE MANDATORY COURSES

Civil Law Property
Constitutional Law
Contractual Obligations
Extra-Contractual Obligations
Foundations of Canadian Law
Introductory Legal Research

SECOND YEAR UNDERGRADUATE MANDATORY COURSES

Advanced Civil Law Obligations
Advanced Common Law Obligations
Common Law Property
Legal Ethics and Advocacy

OTHER UNDERGRADUATE MANDATORY COURSES

Business Associations
Criminal Law
Judicial Institutions and Civil Procedure

UNDERGRADUATE COMPLEMENTARY COURSES

Aboriginal Peoples & the Law
Administrative Process (The)
Administrative Property of Another & Trusts
Advanced Criminal Law
Advanced Torts
Banking Law
Bankruptcy & Insolvency
Civil Liberties
Civil Litigation Workshop
Commercial Law
Communications Law
Comparative Medical Law
Complex Legal Transactions 1
Consumer Law
Corporate Finance
Corporate Taxation
Criminal Procedure
Death & Property
Employment Law
Equity and Trusts
European Union Law I
Evidence (Civil Matters)

Evidence (Criminal Matters)
Extrajudicial Dispute Resolution
Family Law
Feminist Legal Theory
Immigration & Refugee Law
Intellectual and Industrial Property
International Carriage of Goods by Sea
International Criminal Law
International Environmental Law & Politics
International Law of Human Rights
International Taxation
Judicial Review of Administrative Action
Jurisprudence
Law and Poverty
Law and Practice of International Trade
Law & Psychiatry
Legal Education Seminar
Legal Theory
Medical Liability
Private International Law
Public International Law
Remedies
Resolution of International Disputes
Secured Transactions
Securities Regulation
Sentencing in Canadian Law
Social Diversity & the Law
Specialized Topics in Law 1: Images & the Law
Specialized Topics in Law 2: Mode d'existence des objets juridiques
Specialized Topics in Law 3: Law & Embodiment
Specialized Topics in Law 5: Legal Anthropology
Specialized Topics in Law 6: Law & Popular Culture
Specialized Topics in Law 6: Comparative Food Law
Specialized Topics in Law 7: Mergers & Acquisitions
Specialized Topics in Law 7: Sports Law
Specialized Topics in Law 8: Anatomy of a Murder Trial
Specialized Topics in Law 8: Church & State
Specialized Topics in Law 9: International Investment Disputes
Specialized Topics in Law 9: Participants in the International Legal System: State & Non-State Actors

Specialized Topics in Law 10: Economic Justice
in a Globalize World: Role of State & Non-State
Actors
Specialized Topics in Law 10: International Civil
Litigation
Specialized Topics in Law 13: Financial &
Corporate Law Sources
Specialized Topics in Law 13: Current Problems
in Taxation
Specialized Topics in Law 16: Human Rights
Internship: Critical Engagement & Discourse of
Human Rights
Specialized Topics in Law 16: Advanced Criminal
Evidence
Specialized Topics in Law 17: Rule of Law &
Development
Specialized Topics in Law 18: Political Law
Specialized Topics in Law 18: Rethinking
International Law
Specialized Topics in Law 20: Private Law Theory
Statutory Interpretation
Sustainable Development Law
Talmudic Law
Tax Policy
Taxation
Theories of Justice
Trade Regulation

GRADUATE COURSES

Airline Business and Law
Comparative Air Law
Government Regulation of Air Transport
Government Regulation of Space Activities
Interdisciplinary Seminar on European Studies
International Business Law
Law and Health Care
Law of Space Applications
Legal Research Methodology
Legal Traditions
Private International Air Law
Public International Air Law
Space Law: General Principles
Theoretical Approaches to Law

WRITING COURSES

Term Essay 1-6

Senior Essay
Writing and Drafting Project

GROUP ASSISTANTS & TUTORIAL LEADERS

Group Assistants
Legal Methodology Teaching Group 1 (First-
Year)
Legal Methodology Teaching Group 2 (Second-
Year)

STUDENT-INITIATED SEMINARS

Critical Race Theory
Cyberspace
Restorative Justice

LEGAL CLINIC

Legal Clinic 1
Legal Clinic 2
Legal Clinic 3

LAW JOURNALS

Editor-in-Chief 1
Editor-in-Chief 2
Executive Editor 1
Executive Editor 2
Managing Editor 1
Managing Editor 2
Specialized Editor 1
Specialized Editor 2
Senior Editor 1
Senior Editor 2
Senior Manager
Junior Manager

MOOT COMPETITIONS

Advanced Mooting 1
Advanced Mooting 2

COURT AND ADMINISTRATIVE TRIBUNALS CLERKSHIP

Clerkship A
Clerkship B

HUMAN RIGHTS INTERNSHIPS

International Human Rights Internships

XIV: HONOURS COURSES

Honours Thesis 1

Honours Thesis 2

Honours Thesis 3

MAJOR INTERNSHIPS

Major Internships

Important Notes

The following courses may be taken only twice during a student's law program: Legal Clinic (3 credits) and Research Seminars.

The following courses can be taken only once: Group Assistants, Legal Methodology Teaching Groups, Clerkships, Legal Clinic (6 credits) and Student-Initiated Seminars.

The following courses, offered in 2013-14, may not be offered in 2014-15:

- Law and Health Care CMPL 642
- Administration of the Property of Another and Trusts PRV4 548
- Real Estate Transactions PRV4 451
- International Carriage of Goods by Sea CMPL 515
- ST Church and State
- ST Private Law Theory
- ST Participants in the International Legal System

Les cours suivants, pas offerts en 2013-14, seront probablement offerts en 2014-15:

- Law of Persons PRV2 270
- European Union Law II CMPL 527
- Roman Law CMPL 510
- ST Comparative Corporate Governance
- Restitution PRV4 500
- Canadian Legal History CMPL 547
- Complex Legal Transactions I LAWG 500
- ST Energy and the Environment
- Family Property Law LAWG 300
- Constitutional Law of the United States PUB2 102
- Entertainment Law CMPL 524
- International Maritime Conventions CMPL 553
- Linguistic and Literary Approaches to Law CMPL 507
- **Environment and the Law**

Veillez noter que les cours ayant une inscription de moins de 10 étudiants risquent d'être annulés. Les cours ayant une inscription de douze ou moins juste avant le début de la session seront très probablement annulés.

Enrolment numbers will be looked at early in the semester; courses with enrolment of less than 10 will very likely be cancelled. We will not cancel courses less than three full working days prior to the end of the add-drop period.