The following is a list of courses that 1L students may register for in the Winter 2016 term, in addition to the six 1L required courses. Students may register for one of the following courses. This option to take an additional course in the Winter term is generally used by students who are planning to compete their BCL/LLB program in 3 years.

Please see the BCL/LLB program requirements to see how each course fits into the program.

If you are unsure whether or not you would like to take an additional course in the Winter 2016 term and would like to speak with an advisor, please email your availability to SAO.law@mcgill.ca.

Criminal Law
PUB2 111
3 credits, Winter 2016

Section 005: Professor Payam Akhavan – English

Description: This course is an introduction to general principles of substantive criminal law as interpreted and applied in Canada, and a broader reflection on the distinctive nature and purposes of criminal punishment. Although the focus will be the roots and evolution of Canada’s common law tradition, a comparative analysis of global developments in other legal traditions and international criminal law will be integral to understanding the broader context within which principles of criminal liability operate. This course addresses the distinct subjects of criminal procedure and evidence, and the principles of punishment and sentencing, only to the extent that they influence the scope and contours of substantive criminal law. Furthermore, the course will focus on the general principles of criminal liability – categorized as the “General Part” because they constitute the necessary overall link between perpetrators and particular crimes – and not on particular crimes or clusters of crimes against physical integrity of persons or against rights in property. Given the breadth and complexity of the General Part, particular crimes such as culpable homicide and sexual assault – categorized as belonging to the “Special Part” – will only be analyzed as illustrations of how general principles are applied to specific offences.

Format: Lecture
Method of Evaluation: Participation, mid-term and final exam

Section 006: Justice Patrick Healy – English

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).

Criminal Law is a required course that must be completed at some point during the BCL/LLB program.
**The Administrative Process**

**PUB2 400**

3 credits, Winter 2016

**Section 005:** Professor Richard Janda – English

**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:** In term assignment, take home exam and participation.

Section 005: Professor Angela Campbell – English

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: TBA

Family Law is a transsystemic course. Half the credits for this course count toward the Civil Law basket, and half the credits for this course count toward the Common Law basket.
Section 005: Professor Payam Akhavan – English

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.

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; 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.

Section 006: Professor Frédéric Mégret – French

Description: Ce cours envisagera l'émergence historique d'un droit international entre États ainsi que la théorie qui sous-tend le droit international. Le cours couvrira un certain nombre de grandes questions telles que la théorie des sujets, la nature des obligations internationales, ou le rôle des institutions internationales. Il sera aussi l'occasion, à travers l'étude d'un certain nombre de crises et de grandes affaires internationales, de s'interroger sur les possibilités de l'ordre international. Quelques grands thèmes seront envisagés tels que le droit de lamer, le droit des délimitations territoriales, le droit des immunités, la Charte des Nations Unies, la responsabilité internationale, etc.

Format: Seminar
Method of Evaluation: 25% class participation, and 75% final exam

Public International Law/Droit international public fulfills the Human Rights and Social Diversity complementary course requirement.