

## FACULTY OF LAW – SUMMER 2022 COURSE OFFERINGS\*

*\*Please note this list is subject to change and more courses may be added*

- Les étudiants en droit peuvent prendre un maximum de 12 crédits pendant la session d'été.
- **En raison de la pandémie, et en fonction de la demande de cours d'été, nous prévoyons de limiter à huit (8) le nombre de crédits de cours d'été de droit auxquels un(e) étudiant(e) peut s'inscrire.**
- More information on Summer Programs is available on the [Exchange, Study Away & Summer Programs website](#).
- Consult our website for the Calendar of Dates <http://www.mcgill.ca/law-studies/courses-registration-exams> and for more Information on [Non-course credits and outside credits](#).

### IMPORTANT DATES

- Registration will open on Minerva at **9:00 am** as follows:
  - **March 1, 2022** → registration opens on Minerva for all Law undergraduate students.
  - **March 10, 2022** → summer registration opens on Minerva for all graduate students.

***Veillez prendre note qu'il n'y a pas de cours le lundi 23 mai 2022 (jour férié)***

Last day to <b>add/drop</b> a course (with refund)*	<b>4th SCHEDULED CLASS</b>  *The add/drop deadline might differ for intensive courses; please consult the course description for details.
Last day to <b>withdraw</b> from a course (no refund)**	<b>9th SCHEDULED CLASS</b>  **The withdrawal deadline might differ for intensive courses; please consult the course description for details.

- Due to the intensive nature of Focus Week Workshop courses, the standard add/drop and withdrawal deadlines do not apply. Add/drop is the first lecture day and withdrawal is the second lecture day.

### COURSE OFFERINGS

<u>Course Title:</u>	<b>Business Associations</b>	<u>Course Number:</u>	<b>BUS2 365</b>
		<u>Section(s):</u>	001
<u>Instructor:</u>	Jakub Adamski	<u>Term(s):</u>	Summer

<u>Language of Instruction:</u>	English	<u>Credits:</u>	4
<u>Description:</u>	An introduction to agency or mandate, partnership and co-operatives. The nature of corporate personality; the two systems of incorporation; constitutional problems; the raising and maintenance of a company's capital; the organs of the company; and protection of investors and minority shareholders.		
<u>Prerequisites:</u>	No		
<u>Seminar:</u>	No		
<u>Method of Evaluation:</u>	TBD		
<u>Maximum Enrolment:</u>	60		
<u>Teaching Dates:</u>	May 9, 10, 12, 16, 17, 19, 25, 27, 28, 30, 31, June 2, 6, 7, 9, 10		
<u>Teaching Hours:</u>	10:00am-1:00pm		
<u>Final Exam Date:</u>	TBD		
<u>NOTE:</u>	<i>Students taking Business Associations in summer may not take JICP at the same time.</i>		

<u>Course Title:</u>	<b>Judicial Institutions &amp; Civil Procedure</b>	<u>Course Number:</u>	<b>PROC 124</b>
		<u>Section(s):</u>	001
<u>Instructor:</u>	Amanda Gibeault	<u>Term(s):</u>	Summer
<u>Language of Instruction:</u>	English	<u>Credits:</u>	4
<u>Description:</u>	Fundamental questions of judicial organization and authority; Values and obligations of civil procedure; Steps of pre-trial civil procedure and applications for appeal in Canada; Alternatives to litigation; Civil procedure in an unequal society; Emphasis on Quebec Code of Civil Procedure, Ontario Courts of Justice Act and Rules of Practice.		
<u>Prerequisites:</u>	No		
<u>Seminar:</u>	No		
<u>Method of Evaluation:</u>	Participation (synchronous or asynchronous), short essay, exam Remote Recorded		
<u>Maximum Enrolment:</u>	45		
<u>Teaching Dates:</u>	May 3, 5, 6, 10, 12, 13, 17, 19, 20, 24, 26, 31, June 2, 3, 7, 9		
<u>Teaching Hours:</u>	9:00am-12:00pm		
<u>Final Exam Date:</u>	TBD		
<u>NOTE:</u>	<i>Students taking JICP in summer may not take Business Associations at the same time.</i>		

<u>Course Title:</u>	<b>Specialized Topics in Law 5: Law of Indigenous Peoples</b>	<u>Course Number:</u>	<b>LAWG 515</b>
		<u>Section(s):</u>	001/009
<u>Instructor:</u>	Christine Zuni-Cruz	<u>Term(s):</u>	Summer
<u>Language of Instruction:</u>	English	<u>Credits:</u>	3

<u>Description:</u>	This course provides a historical and contemporary perspective on the legal tradition of Indigenous Peoples. The chthonic, or Indigenous, legal tradition provides the focal point from which students will explore interaction with dominant legal traditions. This interaction will be examined at the nation state, and comparatively, at the international level. Students will consider legal history and law (both the Indigenous legal tradition and contemporary law) of a selected Indigenous Peoples. The course requires students to share in high-level dialogue based on assigned readings and research. Dialogue protocol will be employed to promote nuanced understanding and deeper consideration of the development and effect of the Indigenous legal tradition. Tremendous pressure is exerted by outside forces on the legal tradition of Indigenous Peoples. This will be considered in a critical manner. Contemporary challenges and diversity of the law of Indigenous Peoples will be explored at a global level. Students will develop an analytical frame which situates and considers the Indigenous legal tradition in relation to dominant legal traditions.
<u>Prerequisites:</u>	No
<u>Seminar:</u>	Yes
<u>Method of Evaluation:</u>	TBC
<u>Maximum Enrolment:</u>	24
<u>Teaching Dates:</u>	May 30, June 1, 3, 6, 8, 10, 13, 15, 17, 20, 22, 23
<u>Teaching Hours:</u>	2:00pm-5:00pm
<u>Final Paper Due:</u>	TBD

<u>Course Title:</u>	<b>Indigenous Peoples and the State</b>	<u>Course Number:</u>	<b>CMPL 500</b>
		<u>Section(s):</u>	001//009
<u>Instructor:</u>	Kerry Sloan	<u>Term(s):</u>	Summer
<u>Language of Instruction:</u>	English	<u>Credits:</u>	3
<u>Description:</u>	This course will explore dialogues between European-derived legal traditions and Indigenous legal traditions in "Canada" in four contexts: 1) legal philosophies and critical legal theories; 2) treaties, diplomacy and inter-cultural law; 3) Indigenous title and rights in domestic and international law (including consultation and FPIC); and 4) Indigenous governance: colonial impositions (Indian Act, Canadian constitutional powers) and resurgence. Students will have the opportunity to reflect on the way Indigenous and non-Indigenous legal traditions have been shaped both by colonial relationships and by specific legal cultures.		
<u>Prerequisites:</u>	None		
<u>Seminar:</u>	Yes		
<u>Method of Evaluation:</u>	Optional short reflection piece (10%), report/presentation (20%), term paper (70 or 80%)		
<u>Maximum Enrolment:</u>	30		
<u>Teaching Dates:</u>	May 2, 4, 6, 9, 11, 13, 16, 18, 20, 24, 25, 27		

<u>Teaching Hours:</u>	2:00pm-5:00pm
<u>Final Exam Date:</u>	None

<u>Course Title:</u>	<b>Focus Week Workshop 1: Strategy and Advocacy in International Arbitration</b>	<u>Course Number:</u>	<b>LAWG 550</b>
		<u>Section(s):</u>	001/009
<u>Instructor:</u>	Andrea Bjorklund & Ema Vidak Gojkovic	<u>Term(s):</u>	Summer
<u>Language of Instruction:</u>	English	<u>Credits:</u>	1
<u>Description:</u>	<p>Strategy and advocacy in international arbitration entail a unique set of legal, business and psychological considerations. These considerations underpin every aspect of an advocate’s work, from the early stages of choosing and appointing a tribunal, negotiating the procedure with the opposing counsel, and drafting compelling arbitration pleadings, to the reinforcement of the case with fact and expert evidence, effective relief design, and advantageous quantum calculations.</p> <p>This course will walk you through each procedural phase that is typical of international arbitration and shed light on strategic and advocacy considerations that are usually at play. Using real-life case examples and materials, you will discuss and understand how an arbitration lawyer chooses the best arbitral institution and arbitrators for the case, the most effective procedure, and the most impactful techniques for managing dispute-ancillary issues such as reputation, public relationships, and ongoing projects. You will also learn about tips and tricks of persuasive advocacy – both in written and in oral submissions to the tribunal, as well as through the effective use of witnesses and experts.</p> <p>In the second half of the course, we will focus on the design of effective interim and final relief, including quantification of damages. We will look at real-life examples of procedural orders, pleadings, and interim and final relief requests, and analyze how and why they were ordered.</p>		
<u>Prerequisites:</u>	None		
<u>Seminar:</u>	Yes		
<u>Method of Evaluation:</u>	<p>Short essay assignment (35%)</p> <p>General participation and activity in the course, assessed based on (i) student’s general participation in the class (regardless of their discussion leading); and (ii) quality of observations and questions during their discussion leading. (65%)</p>		
<u>Maximum Enrolment:</u>	25		
<u>Teaching Dates:</u>	June 13-15		
<u>Teaching Hours:</u>	10-12 & 2:30-4:30pm		
<u>Final Exam Date:</u>	None		

<u>Course Title:</u>	<b>Specialized Topics in Law 6: Anishinaabe Law Field School</b>	<u>Course Number:</u>	<b>LAWG 516</b>
		<u>Section(s):</u>	001/009
<u>Instructor:</u>	Aaron Mills	<u>Term(s):</u>	Summer
<u>Language of Instruction:</u>	English	<u>Credits:</u>	3
<u>Description:</u>	<p>McGill Law has partnered with the Treaty Relations Commission of Manitoba to offer a month-long field school that explores Anishinaabe law on its own terms: with Anishinaabe community, on the land, guided by respected elders, engaging ceremony, and shaped by Anishinaabemowin. Our classroom is at the Forks (Winnipeg, MB) and includes regional travel. Students form part of a cohort with local Anishinaabeg: we will learn, eat, and travel together. Community-centred learning using sharing circles. <b>Students registered for this course must also register for the 1-credit Specialized Topics in Law: Indigenous Law in Settler Practice (details in the following section).</b></p> <p>Students are asked to cover their own flight and accommodation costs, estimated to be between \$2300 and \$2800, depending on whether a single or double occupancy accommodation option is chosen. The Faculty of Law has secured funding to make this extraordinary experience accessible to the broad range of McGill Law students. All students accepted will receive a stipend of \$1000. Beyond that, students whose participation in the course would require further funding may apply to the SAO (ATTN to Brittany Williams) for further financial support, up to the total of economy roundtrip flight and single-room accommodation. Students cover their own food costs, and all rooms are equipped with refrigerator and stove.</p> <p>Before registering, students must submit a one-page statement indicating their interests in the course and what they bring to it. Applications are due at <b>3pm on Friday March 4</b> and should be sent to: <a href="mailto:aaron.mills@mcgill.ca">aaron.mills@mcgill.ca</a> and copy <a href="mailto:sao.law@mcgill.ca">sao.law@mcgill.ca</a>. Finally, students who need a childcare option should say so.</p>		
<u>Prerequisites:</u>	None		
<u>Method of Evaluation:</u>	Weekly reflective writing assignments, participation, and final project		
<u>Maximum Enrolment:</u>	15		
<u>Teaching Dates:</u>	July 25, 2022 to August 19, 2022		
<u>Teaching Hours:</u>			
<u>Final Exam Date:</u>			

<u>Course Title:</u>	<b>Specialized Topics in Law 1: Indigenous Law in Settler Practice</b>	<u>Course Number:</u>	<b>LAWG 511</b>
		<u>Section(s):</u>	001/009
<u>Instructor:</u>	TBD	<u>Term(s):</u>	Summer
<u>Language of Instruction:</u>	English	<u>Credits:</u>	1

<u>Description:</u>	The decolonization of law requires engagement with indigenous legal orders. However, the more we learn, the more we discover the tension between them and the settler/Canadian legal system. These two kinds of legal systems are not only <i>different</i> , but also are often <i>contradictory</i> in their deepest commitments and values, underlying structures, and the legal principles that arise therefrom. From this position, it follows that bringing indigenous law into the settler legal system is not a project of decolonization. What use, then, can meaningfully be made of indigenous legal orders in a settler legal practice? This course confronts that question directly. Beginning with a historic overview of how Indigenous law has been engaged by judges in Canadian legal decisions, it will engage legal ethics, professional responsibility and the experience of practitioners to provide an answer to the use of indigenous law in a settler legal practice.
<u>Prerequisites:</u>	This course has as a pre-requisite the Anishinaabe Law Field School, and will be held simultaneously and in the same location. Admission to the Anishinaabe Law Field School guarantees admission in this course.
<u>Method of Evaluation:</u>	This is a graded course. The final grade is divided between class participation 20%, and class project, 80%. The class project will be a 1000 word written assignment.
<u>Maximum Enrolment:</u>	15
<u>Teaching Dates:</u>	July 25, 2022 to August 19, 2022
<u>Teaching Hours:</u>	
<u>Final Exam Date:</u>	

<u>Course Title:</u>	<b>Specialized Topics in Law 7: Cooperative Federalism, Intergovernmental Relations and Public Policy</b>	<u>Course Number:</u>	<b>LAWG 517</b>
		<u>Section(s):</u>	001/009
<u>Instructor:</u>	Johanne Poirier	<u>Term(s):</u>	Summer
<u>Language of Instruction:</u>	English	<u>Credits:</u>	3
<u>Description:</u>	The course will start by reviewing the basics of federalism, types of federal models, modes of division of powers. It will then survey a range of cooperative techniques used to structure interaction between orders of government (including Executive level conferences, intergovernmental agreements, conditional legislation, interdelegation of administrative functions etc.). Finally, we will attempt to decipher how specific policy challenges are addressed in a federal (or MLG) regime. Partly depending on students' interests, topics may include immigration; health care, education, environmental protection, vaccine roll-out, emergency measures, management, off-shore resource management, social housing, etc.		
<u>Prerequisites:</u>	Constitutional Law		
<u>Seminar:</u>	Yes		

<u>Method of Evaluation:</u>	Class participation (20%), Discussion forum (10%), Research paper (70%)
<u>Maximum Enrolment:</u>	24
<u>Teaching Dates:</u>	May 9, 10, 11, 12, 16, 17, 18, 19, 24, 25, 26, 31
<u>Teaching Hours:</u>	1:30-4:30pm
<u>Final Paper Due:</u>	June 14, 2022

## TERM ESSAYS

- En plus des cours énumérés, pendant la session d'été les étudiants peuvent choisir de compléter un essai de recherche de 8 000 à 10 000 mots (ceci inclut les notes de bas de page « footnotes » et exclut la bibliographie). C'est la responsabilité des candidats de s'arranger avec un membre de la Faculté à temps plein pour agir en tant que superviseur de leurs essais. Les ressources de supervision sont limitées, il est donc préférable d'approcher les superviseurs potentiels le plus tôt possible. De plus amples informations sur les essais trimestriels peuvent être trouvées sur le site web du Service des affaires étudiantes.
- 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 **no later than May 9, 2022 by 3:00 p.m., for the Summer Term 2022**. Students must register in the appropriate term essay course on Minerva. Summer Term Essays are due on **August 15, 2022\* at 3:00 p.m.**, via e-submission to both the instructor and [SAOassignments.Law@mcgill.ca](mailto:SAOassignments.Law@mcgill.ca). (*\*Students starting l'école du barreau in September will need to submit by 3:00pm on August 1, 2022.*)
- Les étudiants ne peuvent pas s'inscrire pour plus que deux « term essay » dans n'importe quelles sessions, incluant la session d'été. Si vous désirez compléter deux « term essays » dans la même session, ils doivent être supervisés par deux professeurs différents.

## NON-LAW COURSES

- Des cours d'été sont offerts par d'autres facultés de McGill. Plus d'informations sur les cours d'été sont offerts sur le site des études d'été de McGill à <http://www.mcgill.ca/summer/>.

### Total Number of Outside Credits Permitted (Law and Non-Law Credits)

- Unless they are participating in an approved exchange or study abroad program, students may obtain a maximum of 12 outside credits to count towards their BCL/LLB: 6 outside law credits and 6 outside non-law credits. Students who do not wish to complete non-law credits may choose to take an additional 6 outside law credits (for a total of 12 outside law credits).

## NON-LAW FIELD COURSE

**IDFC 500 - INDIGENOUS FIELD STUDIES**  
**May 2022**

**IDFC 500 - Indigenous Field Studies** (3 credits) - open to students in: Social Work (MSW & BSW U2 and higher); Anthropology; Education; Law; Medicine; Nursing and the Indigenous Studies Minor, or by permission of the instructor (\*students who have taken IDFC 380 may not register for this course). Starts May 2, 2022 - May 30, 2022 with 6 day field component (Mon 16 – Sat 21).

NB: this counts as a “Law” credit for law students.

Student Fee:

There is a student fee for this course, which covers food, activities, land use, and other site expenses for Week 3 in Kanehsatake (approx. \$421 per student).

Course Description:

This course provides an opportunity for students from Social Work, Law, Medicine, Anthropology, Nursing and Education to learn about Indigenous cultures and worldviews, with a particular emphasis on Haudenosaunee (Iroquoian) teachings and their connection to the students' areas of concentration. During this **four-week intensive course** (including one week in Kanehsatake, Mohawk Territory), students are introduced to Kanien'kehá:ka customs, values and ways of life through daily activities/workshops led by an Kanien'kehá:ka Elder and other community members, with support from McGill instructors. Attention will also be given to the intergenerational effects of colonization and Canadian policies on contemporary Indigenous society.

The objective of this course is to provide a holistic approach to learning about Indigenous cultures. The course contains physical, emotional, intellectual and spiritual components, with the intent that the students will be immersed in cultural activities throughout the course. In Kanehsatake, students will camp and will participate in activities, workshops, ceremonies and hands-on learning led by community Elders and facilitators. **Interdisciplinary group work is at the core of the field week experience.** Activities are held both at the campsite and at various Kanehsatake locations. The field portion of the course may involve rugged field conditions and varying weather for which students must be prepared and equipped. On-campus sessions prior to the field portion will provide background information and context from each of the participating disciplines, while on-campus sessions afterwards provide an opportunity to debrief.

Applying:

Students should apply to Prof. Kirsten Anker (email application to [sao.law@mcgill.ca](mailto:sao.law@mcgill.ca)) by January 12, 2022. **Please submit one single pdf file** containing:

- (1) a **one-page statement** describing your reasons for wanting to take the course, what you hope to get out of it, and any experiences you may have had working with Indigenous communities. Please include your student number and year in the McGill law program (1L, 2L etc).
- (2) a **cv**
- (3) a **transcript** (unofficial for McGill is acceptable)

For more information, contact Pamela Weightman ([pamela.weightman@mcgill.ca](mailto:pamela.weightman@mcgill.ca)) or Prof. Nicole Ives ([Nicole.ives@mcgill.ca](mailto:Nicole.ives@mcgill.ca))

Watch a video of the inaugural field course on the McGill YouTube channel:

<http://www.youtube.com/watch?v=8nWO76m9PK8>