



NATURAL RESOURCES LAW

NRT240

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COURSE NAME

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CODE NO.**I. COURSE DESCRIPTION:**

This course will acquaint natural resource students with pertinent issues in the Canadian and Ontario justice systems and enforcement procedures. Students will be required to have a working knowledge of the content and significance of legislation related to forest resource use. A section will be devoted to aboriginal rights related to natural resources. Compliance, monitoring and enforcement protocols will be emphasized.

**II. LEARNING OUTCOMES & ELEMENTS OF THE PERFORMANCE:****A. Learning Outcomes:**

1. Distinguish between the roles of Federal, Provincial and Municipal governments (designated by the BNA Act) as they apply to officer power and procedure.
2. Access and interpret Provincial & Federal natural resource legislation related to:
  - Use of forests and forest resources
  - Use and protection of the environment
  - Use of park lands and wild lands
  - Conservation of fish and game
  - Safety in the natural resource workplace
3. Demonstrate the ability to perform the duties of a natural resources enforcement officer with respect to preparation and participation in courtroom activities based on the violation of any natural resource legislation.
4. Demonstrate an awareness of current events in Natural Resources Law.
5. Describe the evolution of treaty and aboriginal rights in Ontario as they apply to Natural Resources Law.

**B. Learning Outcomes and elements of the Performance:**

Upon successful completion of this course, the student will demonstrate the ability to:

1. Distinguish between the roles of Federal, Provincial and Municipal governments (designated by the BNA Act) as they apply to officer power and procedure.

Potential elements of the performance:

- Read a summation of the BNA Act
- Collect information from reference material
- Distinguish between Federal/Provincial/Municipal statutes
- Summarize key points in chart format based on enforcement duties, courts responsible, types of resources

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This learning outcome will constitute 10% of the course's final grades.

2. Access and interpret Provincial and Federal natural resource legislation related to:

- Use of forests and forest resources
- Use and protection of the environment
- Use of park lands and wild lands
- Conservation of fish and game
- Safety in the natural resource workplace

Potential elements of the performance:

- Use Media Services and L.R.C. to locate and collect pertinent legislation that applies to Natural Resources
- Evaluate material for inclusion
- Summarize the intent and key sections of important Acts, Statutes or policies
- Demonstrate the ability to display correct protocol for compliance monitoring in field situations
- Interpret and Solve case studies and scenarios that deal with the following legislation:
  - The Provincial Offenses Act
  - The Criminal Code of Canada
  - The Young Offenders Act
  - The Crown Forest Sustainability Act
  - The Woodlands Improvement Act
  - The Forestry Act
  - The Trees Act
  - The Forest Fire Prevention Act
  - The Forest Tree Pest Control Act
  - The Fisheries Act
  - The Ontario Fishery Regulations
  - The Migratory Birds Convention Act and Regulations
  - The Endangered Species Act
  - The Fish & Wildlife Conservation Act
  - The National Parks Act
  - WAPPRITTA

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- C.I.T.E.S.
- C.O.S.E.W.I.C.
- The Environmental Protection Act
- The Environmental Assessment Act
- Public Lands Act
- The Lakes & Rivers Improvement Act
- The Fisheries Act
- Environmental Bill of Rights
- The Trespass to Property Act
- The Occupiers Liability Act
- The Environmental Protection Act
- The Off-road Vehicles Act
- The Motorized Snow Vehicles Act
- The Livestock, Poultry and Honeybee Protection Act
- The Provincial Parks Act and Regulations
- The Wilderness Areas Act
- The Beds of Navigable Waters Act
- The Public Lands Act
- The Lakes & Rivers Improvement Act
- The Wild Rice Harvesting Act
- The Conservation Authorities Act
- The Aggregate Resources Act
- The Occupational Health & Safety Act

This learning outcome will constitute 40% of the course's grade.

3. Demonstrate the ability to describe the basic duties of a natural resources enforcement officer with respect to preparation and participation in courtroom activities based on the violation of any natural resource legislation.

Potential elements of the performance:

- Review officer procedures to initiate charges re: violation
- Conduct field investigations re: compliance
- Select proper documents in preparation for courtroom appearance
- Serve defendant with appropriate offense notice, summons or appearance notice
- Attend a courtroom in progress to observe protocol and procedures
- Act out the prosecution of a natural resource case where the student will be the Crown witness.

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This learning outcome will constitute 20% of the course's grade.

4. Demonstrate an awareness of current events in Natural Resources Law.

Potential elements of the performance:

- Read and collect a wide variety of current written material related to natural resources law
- Select significant articles that are directly related to the natural resources law course
- Provide brief critical comments on each of the collected articles
- Arrange the article in an indexed format to describe current events in law.

This learning outcome will constitute 10% of the course's grade.

5. Describe the evolution of treaty and aboriginal rights in Ontario as they apply to Natural Resources Law.

Potential elements of the performance.

- Identify historical documents related to aboriginal law
- Collect information describing treaty areas and treaty rights
- Review case law from various sources and identify significant cases for natural resource use
- Summarize and comment on the "Ontario Interim Enforcement Guidelines for Aboriginal people"

This learning outcome will constitute 20% of the course's grade.

### **III. TOPICS:**

1. The History of Natural Resource Law
2. The application of Native Legislation in the context of the BNA and the Constitution Act 1982
3. Laws and Their Application
4. Statutes and Regulations That Protect Our Forests.
5. Statutes and Regulations That Protect Our Parks and Public Lands
6. Statutes and Regulations That Protect the Environment
7. Statutes and Regulations That Protect Our Fish & Wildlife
8. Statutes and Regulations That Protect People (Related to Natural Resources).
9. Integrated Field Monitoring.

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\*Note: These topics sometimes overlap several areas of skill development and are not necessarily intended to be explored in isolated learning units or in the order below.

#### IV. REQUIRED RESOURCES/TEXTS/MATERIALS:

1. Study Guide for Natural Resources Law
2. The Fish & Wildlife Conservation Act and Regulations
3. The Forest Fire Prevention Act
4. Ontario Hunting/Fishing Regulation
5. The Charter of Rights (hand-out)
6. The Crown Forest Sustainability Act
7. Others as supplied

#### V. EVALUATION PROCESS/GRADING SYSTEM:

Students will be evaluated on the basis of achievement of learning outcomes. These will be determined by:

- |   |             |
|---|-------------|
| 1. Three term tests of equal value based on theory material | 60%         |
| 2. Four assignments of equal value                          | 20%         |
| 3. Impromptu quizzes of equal value                         | <u>20%</u>  |
|   | <b>100%</b> |

Regular attendance is considered essential and will be monitored through the use of impromptu quizzes. There will be no opportunity to make up missed quizzes. Some assignments require oral presentations and failure to attend when scheduled will result in a "0" grade for that assignment.

The following semester grades will be assigned to students in postsecondary courses:

<u>Grade</u>	<u>Definition</u>	<u>Grade Point Equivalent</u>
A+	90 - 100%	4.00
A	80 - 89%	3.75
B	70 - 79%	3.00
C	60 - 69%	2.00
R (Repeat)	59% or below	0.00
CR (Credit)	Credit for diploma requirements has been awarded.	
S	Satisfactory achievement in field placement or non-graded subject areas.	

U	Unsatisfactory achievement in field placement or non-graded subject areas.
X	A temporary grade. This is used in limited situations with extenuating circumstances giving a student additional time to complete the requirements for a course (see <i>Policies &amp; Procedures Manual – Deferred Grades and Make-up</i> ).
NR	Grade not reported to Registrar's office. This is used to facilitate transcript preparation when, for extenuating circumstances, it has been impossible for the faculty member to report grades.

## VI. SPECIAL NOTES:

### Special Needs:

If you are a student with special needs (e.g. physical limitations, visual impairments, hearing impairments, or learning disabilities), you are encouraged to discuss required accommodations with your instructor and/or the Special Needs office. Visit Room E1204 or call Extension 493, 717, or 491 so that support services can be arranged for you.

### Retention of course outlines:

It is the responsibility of the student to retain all course outlines for possible future use in acquiring advanced standing at other postsecondary institutions.

The Professor reserves the right to change the information contained in this course outline depending on the needs of the learner and the availability of resources.

Substitute course information is available in the Registrar's office.

## VII. PRIOR LEARNING ASSESSMENT:

Students who wish to apply for advanced credit in the course should consult the instructor. Credit for prior learning will be given upon successful completion of the following:

## VIII. DIRECT CREDIT TRANSFERS:

Students who wish to apply for direct credit transfer (advanced standing) should obtain a direct credit transfer form from the Dean's secretary. Students will be required to provide a transcript and course outline related to the course in question.