

SAULT COLLEGE OF APPLIED ARTS AND TECHNOLOGY

SAULT STE. MARIE, ONTARIO



Sault College

COURSE OUTLINE

COURSE TITLE: Compliance / Conflict Resolution

CODE NO. : NRT320 **SEMESTER:** 6

PROGRAM: INTEGRATED RESOURCE MANAGEMENT
TECHNOLOGY

AUTHOR: HAROLD COOPER, PAT BROWN

DATE: JAN 2001 **PREVIOUS OUTLINE DATED:** New

APPROVED:

DEAN

DATE

TOTAL CREDITS: 3

PREREQUISITE(S): NRT 240 or equivalent

HOURS/WEEK: 3

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*For additional information, please contact Joe Fruchter, Dean
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I. COURSE DESCRIPTION:

This course will expand on previous studies of major statutes, regulations and policy. Students will learn enforcement techniques for compliance monitoring, investigating offences, collecting evidence, and laying charges for Provincial and Federal violations. The role of negotiating skills and conflict resolution in resource management will be emphasized. Methods of instruction will include role-playing, case studies, scenarios and guest speakers.

II. LEARNING OUTCOMES AND ELEMENTS OF THE PERFORMANCE:

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

1. **Prepare a historical review of law enforcement powers and procedures in Canada in a chart format.**

Potential Elements of the Performance:

- Collect information from libraries, provided reference material
- Summarize the following information in a chart:
 - Federal and Provincial jurisdiction in natural resources
 - Powers of officers under each jurisdiction
 - Officer procedures and responsibilities
 - Levels of court frequently utilized
 - Describe the historical basis for native natural resource rights and land claims
 - Complete an assignment based on aboriginal rights, treaty rights and case law related to these issues

(This outcome will constitute 10% of the course grade)

2. **Access the most current editions of assigned Federal and Provincial legislation and interpret their intent and significant sections.**

Potential Elements of the Performance:

- Use Media services, the LRC , Federal or Provincial libraries or Internet search to locate and retrieve the most recent up-dates to statutes, revised regulations and policies Investigate the intent and key sections from the following:

- The Fish and Wildlife Conservation Act and revised regs
- The Fisheries Act and Ontario Fisheries Regulations
- The Migratory Birds convention Act and regulations
- The Provincial Parks Act and regulations
- Sections of the following that are related to compliance monitoring:
 - The Lakes and Rivers Improvement Act
 - The Public Lands Act
 - The Forest Fires Prevention Act
 - The Crown Forests Sustainability Act

(This outcome will constitute 25 % of the course grade)

3. Demonstrate the ability to interpret and solve simple case studies and scenarios dealing with natural resource law and compliance monitoring.

Potential Elements of the Performance:

- Read scenarios and case studies assigned for each statute or revised regulation
- Summarize elements of the offence and facts in issue
- Using legislation, lecture notes, study guide or advice from legal advisors, identify violations and summarize the correct course of action for an officer.

(This outcome will constitute 15% of the course grade)

4. Demonstrate the ability to successfully perform all duties Of a natural resource enforcement officer by preparing a solid case against a violator of natural resource legislation.

Potential Elements of the Performance:

- Review officer procedures to initiate charges.
- Prepare a complete case for a mock trial exercise, based on a scenario drawn at random. For this mock trial, students must
 - Collect and preserve evidence of the offence, and ensure continuity is established
 - Select and complete correctly the proper legal forms and documents such as the Certificate of Offence, Information, Summons, or Appearance Notice.

- Complete comprehensive field notes to assist the officer in Court
- Complete a Crown Brief to be used by a Crown prosecutor in Court
- Participate in the mock court to present your case (as the officer) with guest attorneys and justice of peace to judge your case.

(This outcome will constitute 20% of the course grade)

5. Demonstrate the ability to negotiate successfully to resolve conflicting demands from different resource users

Potential Elements of the Performance:

- Complete a case study of an actual resource allocation conflict
- Use negotiating skills to bring a conflict to a successful resolution
- Demonstrate an understanding of the differing views of a variety of resource users

(This outcome will constitute 15% of the course grade)

6. Demonstrate the investigative techniques used in resource management and compliance monitoring.

Potential Elements of the Performance:

- Maintain a notebook in proper fashion
- Complete the required compliance inspection report
- Preserve and record a crime scene
- Collect, record and preserve evidence required to successfully prosecute a resource violator
- Successfully apply the rules of evidence and statement taking

(This outcome will constitute 15% of the course grade)

III. TOPICS:

1. Introduction to the Course and review of law concepts
2. Historical aspects of Law Enforcement

3. Powers of Enforcement Officers
4. Procedures for Investigating and Prosecuting Natural Resource offences
5. The Fish and Wildlife Conservation Act and regulations
6. The Fisheries Act and Ontario Fishery Regulation
The Migratory Birds Convention Act and regulations
7. The Provincial Parks Act and regulations / The Occupiers Liability Act
, Trespass to Property Act
8. Environmental Field Monitoring and Compliance
9. Negotiating skills and Conflict resolution
10. Tactical Communications

IV. REQUIRED RESOURCES/TEXTS/MATERIALS:

1. NRT 320 Handout package
2. Compendium of selected statutes (hard copy or on-line)
 - The Fish and Wildlife Conservation Act and Regulations
 - The Fisheries Act and Ont. Fishery Regulations
 - The Migratory Birds Convention Act and Regulations
 - The Provincial Parks Act and Regulations
 - The Crown Forest Sustainability Act and Regulations
3. Regulations binder (Made and maintained by the student)
4. Officer Notebook

V. EVALUATION PROCESS/GRADING SYSTEM:

Assignments:

1. Career profile interview (5%)
2. Native Law Review (5%)
3. Scenario and case studies (15% - all equal value)
 - FWCA
 - MBCA
 - Fisheries Act
 - Provincial Parks Act/ Trespass to Property Act
 - CFSA
4. Conflict Resolution case study (15%)

Assignments total value 40%

Mock trial

1. Proper paperwork, forms (10%)
2. Presentation in court before a guest panel (10%)

Mock trial total value 20%

Quizzes and tests

1. Firearm quiz (4%)
2. Canine Detection Unit (3%)
3. Stop search and arrest quiz (4%)
4. Ticket test (4%)
5. Final test (25%)

Total test/quiz value 40%

All assignments must be completed to pass the course. Late assignments will be devalued at the rate of 10% per school day late. **Attendance** is mandatory at each class. There will be no rewrites for quizzes, tests missed without valid excuse. You are required to notify the instructor or Liane if you have an excused absence(e-mails will be provided).

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 & 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 not been possible 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.

Plagiarism:

Students should refer to the definition of “academic dishonesty” in *Student Rights and Responsibilities*. Students who engage in “academic dishonesty” will receive an automatic failure for that submission and/or such other penalty, up to and including expulsion from the course/program, as may be decided by the professor/dean. In order to protect students from inadvertent plagiarism, to protect the copyright of the material referenced, and to credit the author of the material, it is the policy of the department to employ a documentation format for referencing source material.

Course outline amendments:

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 professor. Credit for prior learning will be given upon successful completion of a challenge exam or portfolio.

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.