

SAULT COLLEGE OF APPLIED ARTS & TECHNOLOGY  
SAULT STE. MARIE, ONTARIO

COURSE OUTLINE

Course Title: EVIDENCE

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Course No.: LAS 400

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Program: LAW & SECURITY ADMINISTRATION

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Semester: THREE

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Date: SEPTEMBER 1992 Previous Date: SEPTEMBER 1991

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Author: BOB TULLOCH

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NEW

REVISION X

APPROVED:

*Kitty DeRosario*  
Kitty DeRosario, Dean  
Human Sciences and Teacher Ed,

DATE

*Bob Tulloch*  
~~Bob Tulloch~~ *Bob Tulloch*

Evidence  
Instructor: B. Tulloch  
Credit Hours: 45

LAS 400

### **PHILOSOPHY**

This course will provide the students with a history of the development of the rules of evidence and an understanding of the process by which evidence is admitted in Court and weighed by the Trial Judges on determining criminal liability. Also, the course will help the students understand the protection provided to accused persons and the responsibilities of the crown to prove the case in question.

### **OBJECTIVES**

Upon completion of the course, the student will:

- a. have a working knowledge of the basic rules of evidence
- b. have an understanding of the basic terms relating to evidence
- c. have a working knowledge of the law concerning admissibility of evidence
- d. have an understanding of the responsibility of the Crown in proving the case and how the Crown goes about it
- e. have a working knowledge of the court process as it pertains to evidence

### **TOPICS TO BE COVERED**

1. Introduction to Evidence
2. Classification of Evidence
3. Competency and Compellability
4. Privileged Communications
5. Facts in Issue
6. Burden of Proof
7. Direct Evidence
8. Circumstantial Evidence
9. Best Evidence Rule
10. Presumptions
11. Corroboration
12. Relevancy and Admissibility
13. Character Evidence
14. Similar Acts and Facts
15. Opinion Evidence
16. Hearsay
17. Statements in Presence and Hearing of Accused
18. Res Gestae
19. Voir Dire
20. Judge's Rules

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### EVALUATION

Class:	Quizzes	
	Assignments	40%
	Case Studies	
	Other T.B.A.	
Midterm:		30%
Final Exam:		30%

### RESOURCES

A Basic Guide to Evidence in Criminal Cases, Salhany

Criminal Code of Canada

### COLLEGE GRADING POLICY

A+	=	90 - 100%
A	=	80 - 89%
B	=	70 - 79%
C	=	60 - 69%
R	=	Below 60 (Repeat Course)

### ADDITIONAL NOTES

1. All assignments must be completed by **due date**. In the case of late assignments, marks will be docked by 10% each day for four (4) days; after four(4) days a 0% grade will be recorded.
2. All assignments must be **TYPED**. If an assignment is not typed, the mark will be docked by 15%. If an assignment is not legible a 0% grade will be recorded.
3. Also, marks on assignments will be docked for spelling and grammar, up to 15% maximum.
4. Attendance will be taken at each class. Although no specific grade will be assigned. Attendance will be an important factor, especially in cases where a student may be close to attaining a higher grade point.
5. If a student misses a test for an **important** reason, the student must notify this instructor A.S.A.P. of the reason in writing. Furthermore, the student must make arrangements with this instructor within seven (7) days for a make-up test.

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**SPECIAL NEEDS NOTE**

Students with special needs (eg. physical limitations, visual impairments, hearing impairments, learning disabilities) are encouraged to discuss required accommodations confidentially with the instructor.

Your instructor reserves the right to modify the course as he/she deems necessary to meet the needs of students.