



# COURSE OUTLINE

## PFP301

Prepared: Frank Caputo    Approved: Martha Irwin, Chair, Community Services and Interdisciplinary Studies

<b>Course Code: Title</b>	PFP301: CRIMINAL AND CIVIL LAW
<b>Program Number: Name</b>	1202: POLICE FOUNDATIONS
<b>Department:</b>	CRIMINAL JUSTICE
<b>Semester/Term:</b>	17F
<b>Course Description:</b>	This course deals with the fundamentals of criminal law, including: analyzing the elements of an offence, classification of offences, and the identification of defenses used in criminal cases. The course will also introduce the student to the rights of citizens in contracts, landlord and tenant situations, labour, and family law. Charter implications, as well as liability under tort law, will be reviewed and discussed. It is also designed to help the student develop research and analysis skills so that they can locate, interpret, and apply both statute and case law to investigations.
<b>Total Credits:</b>	3
<b>Hours/Week:</b>	3
<b>Total Hours:</b>	45
<b>Substitutes:</b>	OEL283
<b>This course is a pre-requisite for:</b>	OEL1040, OEL175
<b>Vocational Learning Outcomes (VLO's):</b>  Please refer to program web page for a complete listing of program outcomes where applicable.	<p>#1. Complete all tasks in compliance with pertinent legislation, as well as policing standards, regulations and guidelines.</p> <p>#2. Analyze all relevant information and make effective and legally defensible decisions in accordance with ethical and professional standards.</p> <p>#3. Be accountable for ones actions when carrying out all tasks.</p> <p>#5. Ensure the respect of human rights and freedoms in all interactions.</p> <p>#8. Monitor, evaluate and document behaviours, situations and events accurately and discreetly in compliance with legal, professional, ethical and organizational requirements.</p> <p>#11. Conduct investigations by collecting, documenting, preserving and presenting admissible evidence</p>
<b>Essential Employability Skills (EES):</b>	<p>#1. Communicate clearly, concisely and correctly in the written, spoken, and visual form that fulfills the purpose and meets the needs of the audience.</p> <p>#2. Respond to written, spoken, or visual messages in a manner that ensures effective communication.</p>



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#7. Analyze, evaluate, and apply relevant information from a variety of sources.  
#11. Take responsibility for ones own actions, decisions, and consequences.

**General Education Themes:**

Civic Life

**Course Evaluation:**

Passing Grade: 60%,

**Evaluation Process and Grading System:**

Evaluation Type	Evaluation Weight
Test #1	35%
Test #2	35%
Test #3	30%

**Books and Required Resources:**

Criminal Code of Canada by Martins  
Publisher: Edmond Montgomery

**Course Outcomes and Learning Objectives:**

### Course Outcome 1.

Locate, interpret and apply Canadian Statute and case law.

### Learning Objectives 1.

- i) Define terms as set out by the course instructor,
  - Law
  - Procedural law
  - Substantive law
- ii) Discuss the sources of Canadian Law
  - Legislation
  - Common Law
  - Case Law
  - Church Law
- iii) Identify functions of law
- iv) Identify law making areas of jurisdiction of the various levels of governments
  - Federal
  - Provincial
  - Municipal
- v) Locate Federal and Provincial statutes using print and online sources
- vi) Describe typical layout of statutes including the breakdown of sections



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- vii) Locate case law using print and online sources
- viii) Explain the system of precedent

### **Course Outcome 2.**

Identify basic rights under the Charter of Rights and Freedoms under the Canadian Constitution:

### **Learning Objectives 2.**

- i) Sec. 2: Fundamental Freedoms,
- ii) Sec 3: Democratic Rights,
- iii) Sec 6: Mobility Rights,
- iv) Sec 7: Legal Rights,
- v) Sec 8: Unreasonable Search and Seizure,
- vi) Sec 9: Arbitrary Detention or Imprisonment,
- vii) Sec 10: Rights on Arrest or Detention,
- viii) Sec 11: Rights Related to Criminal and Penal Matters,
- ix) Sec 12: Cruel and Unusual Treatment or Punishment,
- x) Sec 13: Right Against Self Incrimination,
- xi) Sec 15: Equality Rights,
- xii) Sec 24: Charter Remedies

### **Course Outcome 3.**

Apply the basic principles of criminal law to given factual situations.

### **Learning Objectives 3.**

- i) Define terms as set out by the course instructor:
  - Indictable
  - Summary Conviction
  - Hybrid or Dual Procedure
  - Mens Rea
  - Actus Reus
  - Facts in Issue
- ii) Identify the most common criminal and quasi-criminal offenses in Federal and Provincial



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Statutes that influence the law enforcement process

iii) From a given list, classify offenses as indictable, summary conviction or dual procedure

iv) Explain the reasons for the classification of offenses

v) Describe the role of the police and the Crown Prosecution in proving the elements of a crime (Facts in Issue)

vi) Identify the "Actus Reus" elements of an offense

Conduct

Act

Omission

State of being

Circumstances

Consequences

vii) Apply the legal principles of actus reus by describing types of actus reus, causation, and voluntariness

viii) Identify the "Mens Rea" in a given offense

Made a choice

Made choice of own free will

Made choice with knowledge that it was wrong

ix) Apply the legal principles of mens rea by describing the types of mens rea and the methods of logical proof of the same

x) Describe the differences between absolute and strict liability offences

xi) Identify the various participants to a crime

Committer

Aider

Abettor

Counselor

xii) Explain the role and criminal liability of the aider and abettor, counselor, accessory after the fact and conspirator,

xiii) Compare the commission of an offense to attempts and conspiracies,

xiv) Identify the most commonly used defences in criminal cases and describe the elements of each:

Automatism

Drunkenness

Consent

Self Defence

Mistake of fact

Mistake of law

Duress



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### **Course Outcome 4.**

Apply civil law with respect to the rights and obligations of citizens in specific law enforcement areas.

### **Learning Objectives 4.**

- i) Classify issues in specific civil law areas of torts, contracts, and property
- ii) Determine liability by applying the principles of the law of torts of assault, battery, and trespass
- iii) Apply the principles of the tort law of false imprisonment
- iv) Apply the principles of tort law to the doctrines of negligence
- v) Recognize property ownership by applying basic law of property
- vi) Identify basic landlord and tenant contract elements and related legislation
- vii) Identify basic elements of contracts
  - Employment contract
  - Insurance contract
- viii) Identify issues in family law with respect to custody, property and support and related legislation
- ix) Identify labor law as it relates to labor disputes

### **Course Outcome 5.**

Students will demonstrate their learning achievement of course learning outcomes by completions of:

### **Learning Objectives 5.**

- Application level tests (open and closed book)
- Application assignments
- Case Studies

**Date:**

Wednesday, August 30, 2017

Please refer to the course outline addendum on the Learning Management System for further information.