

SAULT COLLEGE OF APPLIED ARTS AND TECHNOLOGY

SAULT STE. MARIE, ONTARIO



Sault College

COURSE OUTLINE

COURSE TITLE: CRIMINAL CODE AND FEDERAL STATUTES

CODE NO. : PFP402 **SEMESTER:** 4

PROGRAM: POLICE FOUNDATIONS PROGRAM

AUTHOR: Ugo Capy

DATE: Jan/2000 **PREVIOUS OUTLINE DATED:** Jan/99

APPROVED:

Donna Tremblay, Dean

DATE

TOTAL CREDITS: 3

PREREQUISITE(S):

LENGTH OF 15 Weeks

COURSE: 3 HPW **TOTAL CREDIT HOURS:** 45

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I. COURSE DESCRIPTION:

This course is a continuation of PFP 302, Criminal Code. In this course students will analyze specific elements of selected criminal code offenses. These include, offences related to weapons and firearms, to the Controlled Drugs and Substances Act, and to hate and bias crime. Students will research case law and assess its impact on criminal offences and use case law to argue or defend decisions and to assist in proving elements of offences. Provisions of other Federal Statutes and their relationship with the Criminal Code will also be examined.

RELATIONSHIP TO PROGRAM LEARNING OUTCOMES	
Police Foundations Vocational Outcomes	Generic Skills
<ol style="list-style-type: none">1. Act in a manner consistent with all relevant law and legislation, and professional, organizational, and ethical standards.2. Communicate accurately, persuasively, and credibly to develop effective working relationships with individuals, groups, and multi-disciplinary teams in order to achieve goals.3. Apply knowledge of fundamental concepts of psychology, sociology, and criminology when interacting with peers, supervisors. Other professionals, victims, suspects/offenders, and the public.8. Make sound decisions based on an evaluation of situations.10. Apply fundamental concepts of political science, law and legislative policy making, and public administration to the provision of police services.11. Assess information gathering skills use in basic investigative techniques.13. Develop strategies to assist crime victims to meet their needs.	<ol style="list-style-type: none">2. Reframe information, ideas, and concepts using the narrative, visual, numerical, and symbolic representations which demonstrate understanding.3. Use a variety of computer hardware and software and other technological tools appropriate and necessary to the performance of tasks.6. Evaluate her or his own thinking throughout the steps and processes used in problem solving and decision making.7. Collect, analyze, and organize relevant and necessary information from a variety of sources.8. Evaluate the validity of arguments based on qualitative and quantitative information in order to accept or challenge the findings of others.

II. LEARNING OUTCOMES AND ELEMENTS OF THE PERFORMANCE:

Students who receive credit for this course will have demonstrated their ability to:

- 1 Locate, interpret and apply Statute and Case Law related to selected provisions and offences related to weapons and Firearms:
 - 1.1 Define selected terms
 - 1.2 Locate, in the Criminal Code, pertinent sections related to offences involving weapons and firearms;
 - 1.3 Interpret offences, punishment and definitions related to offences involving weapons and firearms;
 - 1.4 Locate in the Criminal Code and Reported Cases, case law related to offences involving weapons and firearms;
 - 1.5 Assess the impact of Case Law related to offences involving weapons and firearms on the police process related to the investigation of these types of occurrences
 - 1.6 Identify possible defences applicable in given situations;
 - 1.7 State the licensing requirements contained in the new Firearms Act.

- 2 Analyze offences related to weapons and firearms by applying the basic principles of Criminal Law:
 - 2.1 From a given factual situation, (case study)
 - a) Identify the offence(s);
 - b) List the facts in issue of the offence(s);
 - c) Describe the investigative procedures used to assist in the proving of the facts in issue,
 - d) Apply case law decisions;
 - e) Complete all required documentation required for arrest, release, search, and compelling appearance in court;
 - f) Apply any defence that may be applicable to the situation.
 - 2.2 Defend or argue a decision to charge, using statute and case law to support your stance.
 - 2.3 Develop and apply crime prevention strategies to prevent or reduce violent crime involving weapons or firearms.

3. Locate, interpret and apply Statute and Case Law related to selected provisions and offences related to the Controlled Drugs and Substances Act:
 - 3.1 Define selected terms;
 - 3.2 Identify commonly abused drugs and substances by schedule, description and street names;
 - 3.3 Describe the physical and psychological effects of the commonly abused drugs and substances;
 - 3.4 Locate, in the Criminal Code, pertinent sections related to offences involving drugs and substances;
 - 3.5 Interpret offences, punishment and definitions related to offences involving drugs and substances ;
 - 3.6 Locate in the Criminal Code and Reported Cases, case law related to offences involving Controlled drugs and substances;
 - 3.7 Assess the impact of Case Law related to offences involving drugs and substances on the police process related to the investigation of these types of occurrences;
 - 3.8 Identify possible defences applicable in given situations;

4. Analyze offences related to controlled drugs and substances by applying the basic principles of Criminal Law:
 - 4.1 From a given factual situation, (case study)
 - a) identify the offence(s);
 - b) list the facts in issue of the offence(s);
 - g) describe the investigative procedures used to assist in the proving of the facts in issue,
 - h) apply case law decisions;
 - i) complete all required documentation required for arrest, release, search, and compelling appearance in court;
 - j) apply any defence that may be applicable to the situation.

 - 4.2 Defend or argue a decision to charge, using statute and case law to support your stance;

 - 4.3 Develop and apply crime prevention strategies to prevent or reduce drugs and substance abuses in our community.

5. Locate, interpret and apply Statute and Case Law related to hate and bias crimes:
 - 5.1 Define selected terms;
 - 5.2 Describe the causes of hate and bias crimes;
 - 5.3 Locate, in the Criminal Code, pertinent sections related to hate and bias crimes;
 - 5.4 Interpret offences, punishment and definitions related to hate and bias crimes;
 - 5.5 Locate in the Criminal Code and Reported Cases, case law related to hate and bias crimes;
 - 5.6 Assess the impact of Case Law related to hate and bias crimes;
 - 5.7 Identify possible defences applicable in given situations involving hate and bias crimes;

6. Analyze offences related to hate and bias crimes
 - 6.1 From a given factual situation, (case study)
 - a) identify the offence(s);
 - b) list the facts in issue of the offence(s);
 - k) describe the investigative procedures used to assist in the proving of the facts in issue,
 - l) apply case law decisions;
 - m) complete all required documentation required for arrest, release, search, and compelling appearance in court;
 - n) apply any defence that may be applicable to the situation.

 - 6.2 Defend or argue a decision to charge, using statute and case law to support your stance.
 - 6.3 Develop and apply crime prevention strategies to prevent or reduce violent crime involving weapons or firearms.

7. Explain the relationships between the Criminal Code and other selected Federal Statutes such as:
 - 7.2 The Young Offenders Act;
 - 7.3 The Identification of Criminals Act;
 - 7.4 The Interpretation Act;
 - 7.5 The Indian Act;
 - 7.6 The Charter of Rights and Freedoms

COURSE LEARNING OUTCOMES

1. Locate, interpret and apply Statute and Case Law related to weapons and firearms offences and other provisions of the Criminal Code and the Firearms Act

Critical Knowledge and Skills	Suggested Resources	Suggested Learning Activities
<ul style="list-style-type: none"> • Interpretation skills to interpret statute and case law • Research skills to locate statute and case law • communication skills to report findings • knowledge of investigative techniques • knowledge of police powers • knowledge of defences to criminal prosecutions 	Annotated Criminal Code Library Resources Canadian Criminal Cases or similar resource	Open book exercises Group exercises Practical activities

2. Analyze offences related to weapons and firearms offences and other provisions of the Criminal Code and the Firearms Act

Critical Knowledge and Skills	Suggested Resources	Suggested Learning Activities
<ul style="list-style-type: none"> • knowledge of basic concepts in Canadian Criminal and civil law • knowledge of Police powers • knowledge of investigative techniques • knowledge of crime prevention practices • knowledge of ethical behaviour and practices • research skills • communication skills • analytical and problem solving skills 	Annotated Criminal Code Library Resources Canadian Criminal Cases or similar resource	Case Studies Group Activities Role Playing Reporting

3. Locate, interpret and apply Statute and Case Law related to selected provisions and offences related to the Controlled Drugs and substances Act:

Critical Knowledge and Skills	Suggested Resources	Suggested Learning Act.
<ul style="list-style-type: none"> • interpretation skills to interpret statute and case law • research skills to locate statute and case law • knowledge of basic concepts in Canadian Criminal and civil law • knowledge of Police powers • knowledge of investigative techniques • knowledge of crime prevention practices • knowledge of ethical behaviour and practices • communication skills • analytical and problem solving skills 	<p>Controlled Drugs and Substances Act</p> <p>Library Resources</p> <p>Canadian Criminal Cases or similar resource</p>	<p>Case Studies</p> <p>Assignment</p> <p>Presentation</p>

4. Analyze offences related the Controlled Drugs and Substances Act and other provisions of the Criminal Code

Critical Knowledge and Skills	Suggested Resources	Suggested Learning Activities
<ul style="list-style-type: none"> • knowledge of basic concepts in Canadian Criminal and civil law • knowledge of Police powers • knowledge of investigative techniques • knowledge of crime prevention practices • knowledge of ethical behaviour and practices • research skills • communication skills • analytical and problem solving skills 	<p>Annotated Criminal Code</p> <p>Library Resources</p> <p>Canadian Criminal Cases or similar resource</p>	<p>Case Studies</p> <p>Group Activities</p> <p>Role Playing</p> <p>Reporting</p>

5. Locate, interpret and apply Statute and Case Law related hate and bias crimes.

Critical Knowledge and Skills	Suggested Resources	Suggested Learning Activities
<ul style="list-style-type: none"> • Interpretation skills to interpret statute and case law • Research skills to locate statute and case law • communication skills to report findings • knowledge of investigative techniques • knowledge of police powers • knowledge of defences to criminal prosecutions 	Annotated Criminal Code Library Resources Canadian Criminal Cases or similar resource Internet	Open book exercises Group exercises Practical activities

6. Analyze offences related to hate and bias crimes.

Critical Knowledge and Skills	Suggested Resources	Suggested Learning Activities
<ul style="list-style-type: none"> • knowledge of basic concepts in Canadian Criminal and civil law • knowledge of Police powers • knowledge of investigative techniques • knowledge of crime prevention practices • knowledge of ethical behaviour and practices • research skills • communication skills • analytical and problem solving skills 	Annotated Criminal Code Library Resources Canadian Criminal Cases or similar resource	Case Studies Group Activities Reporting

III. REQUIRED RESOURCES/TEXTS AND MATERIALS:

Martin's Annotated Criminal Code 1999 or 2000 edition, Canada Law Book

Instructor hand outs

IV. EVALUATION PROCESS AND GRADING SYSTEM:

How learners might demonstrate their learning achievement of course learning outcomes:

Written Tests:

Questions to test learner's understanding of terms, offences, points of law, and case law (course learning outcomes 1, 2,3,4and 5)

Case Studies

Using real (role play) or simulated situations, students will identify any offences and analyze those offences to establish a *prima facie* case. Knowledge and skills acquired in other Police Foundations classes, that is relevant to this course will also be utilized and re-enforced. Students will prepare a written report as well as presenting their findings to the class. (course learning outcomes 1, 2,3 and 4)

Students will be evaluated in the following manner:

Assignments	20%
Mid Term	40%
Final Exam	40%
TOTAL	100%

Students are responsible for attending and writing mid term and final exams on the scheduled dates.

Re-writes will not be permitted unless accompanied by a doctor's note.

COLLEGE GRADING POLICY

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 been impossible for the faculty member to report grades.	

V. 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, as may be decided by the professor. 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.

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.

There is no specific grade assigned to attendance, however, it has been demonstrated year after year that students who do not attend classes on a regular basis will have a very difficult time in being successful.

VI. PRIOR LEARNING ASSESSMENT:

Experience documented in a portfolio with and interview

OR

Challenge test involving a case studies that requires the applicant to demonstrate the three outcomes related to this course

VII. 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.