

**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:** Frank Caputo

**DATE:** JAN. 2009 **PREVIOUS OUTLINE DATED:** JAN. 2008

**APPROVED:** “Angelique Lemay”

|  | <b>CHAIR, COMMUNITY SERVICES</b> | <b>DATE</b> |
|--|----------------------------------|-------------|
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**TOTAL CREDITS:** 3

**PREREQUISITE(S):** PFP302

**LENGTH OF COURSE:** 3 HPW

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*For additional information, please contact Chair, Community Services*  
*School of Health and Community Services (Criminal Justice)*  
*(705) 759-2554, Ext.2603*

## 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 the police process. They will 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.

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

## II. COURSE LEARNING OUTCOMES

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 From a given List and/or picture, identify and classify firearms and weapons by the correct name and category;
  - 1.3 Explain the licensing and registration of Firearms in Canada
  - 1.4 Locate, in the Criminal Code and Firearms Act, pertinent sections related to offences involving weapons and firearms;
  - 1.5 Locate, in the Firearms Act and regulations, pertinent sections related to:
    - Licensing and Registration of Firearms and Weapons;
    - Storage and handling of Firearms and Weapons
  - 1.6 Interpret offences, punishment and definitions related to offences involving weapons and firearms;
  - 1.7 Locate in the Criminal Code and Reported Cases, case law related to offences involving weapons and firearms;
  - 1.8 Assess the impact of Case Law related to offences involving weapons and firearms on the police process.
  - 1.9 Identify possible defenses applicable in given situations;
- 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.
- 3.0 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 Controlled Drugs and Substances Act, 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 Controlled Drugs and Substances Act 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;
  - 3.8 Identify possible defences applicable in given situations;
- 4.0 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);
    - 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.
- 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"> <li>• Interpretation skills to interpret statute and case law</li> <li>• Research skills to locate statute and case law</li> <li>• communication skills to report findings</li> <li>• knowledge of investigative techniques</li> <li>• knowledge of police powers</li> <li>• knowledge of defences to criminal prosecutions</li> </ul> | Annotated Criminal Code<br><br>Library Resources<br><br>Canadian Criminal Cases or similar resource | Open book exercises<br><br>Group exercises<br><br>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"> <li>• knowledge of basic concepts in Canadian Criminal and civil law</li> <li>• knowledge of Police powers</li> <li>• knowledge of investigative techniques</li> <li>• knowledge of crime prevention practices</li> </ul> | Annotated Criminal Code<br>Firearms Act<br><br>Library Resources<br><br>Canadian Criminal Cases or similar resource | Case Studies<br><br>Group Activities<br><br>Role Playing<br><br>Reporting |

|  |  |  |
|--|--|--|
| <ul style="list-style-type: none"> <li>• knowledge of ethical behaviour and practices</li> <li>• research skills</li> <li>• communication skills</li> <li>• analytical and problem solving skills</li> </ul> |  |  |
|--|--|--|

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

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

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

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

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

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

6. Analyze offences related to hate and bias crimes.

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

### **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)

### 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)

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

Martin's Annotated Criminal Code

### IV. EVALUATION PROCESS / GRADING SYSTEM:

Students will be evaluated in the following manner:

|                        |             |
|------------------------|-------------|
| Crown Brief Assignment | 20%         |
| Mid Term               | 40%         |
| Final Exam             | 40%         |
| <b>TOTAL</b>           | <b>100%</b> |

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 post-secondary courses:***

| <u>Grade</u> | <u>Definition</u>                                 | <u>Grade Point Equivalent</u> |
|--------------|---|-------------------------------|
| A+           | 90 – 100%   | 4.00                          |
| A            | 80 – 89%  | 3.00                          |
| B            | 70 - 79%  | 2.00                          |
| C            | 60 - 69%  | 1.00                          |
| D            | 50 – 59%  | 0.00                          |
| F (Fail)     | 49% and below                                     |                               |
| CR (Credit)  | Credit for diploma requirements has been awarded. |                               |

|    |  |
|----|--|
| S  | Satisfactory achievement in field /clinical placement or non-graded subject area.  |
| U  | Unsatisfactory achievement in field/clinical placement or non-graded subject area.   |
| X  | A temporary grade limited to situations with extenuating circumstances giving a student additional time to complete the requirements for a course. |
| NR | Grade not reported to Registrar's office.  |
| W  | Student has withdrawn from the course without academic penalty.  |

**Note:** For such reasons as program certification or program articulation, certain courses require minimums of greater than 50% and/or have mandatory components to achieve a passing grade.

**Students enrolled in Police Foundations or Law and Security Administration will require a minimum of 60% (C) as a passing grade in each course.**

It is also important to note, that the minimum overall GPA required in order to graduate from a Sault College program remains 2.0.

#### V. **SPECIAL NOTES:**

**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.**

##### Disability Services:

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 professor and/or the Disability Services office. Visit Room E1101 or call Extension 2703 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 post-secondary institutions.

Plagiarism:

Students should refer to the definition of “academic dishonesty” in the *Student Code of Conduct*. 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.

"Communication: The College considers **WebCT/LMS** as the primary channel of communication for each course. Regularly checking this software platform is critical as it will keep you directly connected with faculty and current course information. Success in this course may be directly related to your willingness to take advantage of the **Learning Management System** communication tool."

**VI. PRIOR LEARNING ASSESSMENT:**

Students who wish to apply for advance credit transfer (advanced standing) should obtain an Application for Advance Credit from the program coordinator (or the course coordinator regarding a general education transfer request) or academic assistant. Students will be required to provide an unofficial transcript and course outline related to the course in question.

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