



EFFECTIVE: JANUARY 2010
CURRICULUM GUIDELINES

A: Division: **EDUCATION** Effective Date: **JANUARY 2010**

B: Department / **CRIMINOLOGY** Revision New Course
 Program Area: **FACULTY OF HUMANITIES & SOCIAL SCIENCES**

If Revision, Section(s) Revised: **P, Q, R**

Date of Previous Revision: **September 2004**

Date of Current Revision: **September 2009**

C: CRIM 2262 D: CRIMINAL PROCEDURES & EVIDENCE E: 3

Subject & Course No.	Descriptive Title	Semester Credits
F:	Calendar Description: This course is an introduction to the law of criminal procedure and evidence in the criminal process of Canada. It is designed to explain and critique the legal rules pertaining to the gathering of evidence, the court process, the admissibility of evidence at trial and post-conviction sentencing, appeals, and other remedies.	
G:	Allocation of Contact Hours to Type of Instruction / Learning Settings Primary Methods of Instructional Delivery and/or Learning Settings: Lecture Number of Contact Hours: (per week /semester for each descriptor) Lecture: 4 hrs. per week / semester Number of Weeks per Semester: 15	H: Course Prerequisites: CRIM 1160
		I: Course Corequisites: NONE
		J: Course for which this Course is a Prerequisite NONE
		K: Maximum Class Size: 35
L:	PLEASE INDICATE: <input type="checkbox"/> Non-Credit <input type="checkbox"/> College Credit Non-Transfer <input checked="" type="checkbox"/> College Credit Transfer: SEE BC TRANSFER GUIDE FOR TRANSFER DETAILS (www.bctransferguide.ca)	

M: Course Objectives / Learning Outcomes:

At the conclusion of the course the successful student will be able to:

1. Explain the general rules governing the criminal investigative process in Canada.
2. Discuss the general matters relating to criminal procedure.
3. Explain the major laws of evidence in Canada.
4. Discuss the evidentiary issues in a Criminal trial.
5. Explain the significance and purpose of the laws of procedure and evidence in the search for truth and the protection of civil liberties.
6. Explain the importance of compliance with the laws of procedure and evidence.
7. Critically evaluate components of the investigative, trial and post-conviction process and the procedure and evidentiary rules that govern them.
8. Research matters relating to criminal procedure and evidence on on-line data bases.

N: Course Content:

During the semester the following topics will be studied:

1. Introduction
 - Constitution Act, 1867
 - Charter Rights
 - Case Law and Research
2. Offence Classification
 - Classification of Offences
 - Elections
 - Jurisdiction of the Court
 - Trial Delays
3. Pretrial Procedures
 - Compelling Appearance of the Accused
 - Judicial Interim Release
 - Information and Indictments
 - Arraignment and Plea
 - Crown Disclosure
 - Preliminary Inquiry
 - Juries and Procedure at Trial
4. Post Trial Issues
 - Sentencing and Appeals
5. Charter Issues
 - Evidence and the *Charter*
 - Search and Seizure
6. Rules of Evidence
 - Electronic Surveillance and Interception of Private Communications
 - Admissions and Confessions
 - Types of Evidence
 - Exclusionary Rules
 - Judicial Notice
 - Opinion Evidence
 - Secondary Sources

<p>O: Methods of Instruction:</p> <p>The course will employ a variety of instructional methods to accomplish its objectives. The instructor will primarily use lectures and may use audio-visual material, guest lectures, seminars, discussions and assignments to cover the material.</p>								
<p>P: Textbooks and Materials to be Purchased by Students:</p> <p>Textbooks will be updated periodically. Typical examples are:</p> <p>Brockman, J. & Rose, G. (2006). <u>An Introduction to Canadian Criminal Procedure and Evidence</u>, (3rd ed.). Toronto: Nelson.</p> <p><u>The Pocket Criminal Code</u>. (updated annually). Toronto: Carswell.</p> <p>Assigned readings of reported cases and library references will serve as reference material for the course.</p>								
<p>Q: Means of Assessment:</p> <p>Evaluation will be based on course objectives and carried out in accordance with Douglas College policy. The instructor will provide a written course outline with specific evaluation criteria at the beginning of the semester. An example of one possible evaluation scheme would be:</p> <table style="margin-left: 40px;"> <tr> <td>Mid Term Exam</td> <td style="text-align: right;">35%</td> </tr> <tr> <td>Final Exam</td> <td style="text-align: right;">35%</td> </tr> <tr> <td>Research Paper</td> <td style="text-align: right;"><u>30%</u></td> </tr> <tr> <td></td> <td style="text-align: right;">100%</td> </tr> </table>	Mid Term Exam	35%	Final Exam	35%	Research Paper	<u>30%</u>		100%
Mid Term Exam	35%							
Final Exam	35%							
Research Paper	<u>30%</u>							
	100%							
<p>R: Prior Learning Assessment and Recognition: specify whether course is open for PLAR</p> <p>No.</p>								

Course Designer(s): Graeme Bowbrick

Education Council / Curriculum Committee Representative

Dean / Director: Kathy Denton, Ph.D.

Acting Registrar: Brenda Walton