

Faculty of Law

2023 – 2024

Course Book

The information in this book may change before or during the 2023-24 academic year. For complete and accurate information about any course, please read the course outline that you will receive at the beginning of the course.

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1L Courses

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There are two sections of each course every year.

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2L or 3L Required Courses

Students must take these courses but can choose whether to take them in 2L or 3L. Priority for registration is given to 3L students. There are two sections of each course every year.

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Students may choose to take these courses in 2L or 3L. Priority for registration is given to 3L students.

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Welcome

Welcome to our annual Course Book. It contains important information about our JD program and the courses we offer. It does not contain everything you need to know about the JD. Other information, such as course timetables and exam schedules, can be found on our web site:

<https://www.tru.ca/law.html>

If you have any suggestions for improving the Course Book, I would be happy to receive them.

With best wishes,
Rob

Robert Chambers
Professor and Department Chair
rchambers@tru.ca

Juris Doctor (JD) Program

for students who began in 2021 or later

Our JD program was amended in 2021. If you began the program in 2021 or later, you are in the amended program described here. If you began the program before 2021, you are in the original program described below on page 98.

The JD program consists of 96 credits of courses in three years of full-time study. There are 36 credits of required courses in the first year followed by 21 credits of required courses and 39 credits of elective courses in the upper two years. One elective must satisfy the perspectives requirement and one must satisfy the writing requirement (as explained below). A single elective course may satisfy both requirements.

All courses are three credits each unless otherwise stated. Most three-credit courses run in a single semester for 150 minutes per week, either in two 75-minute classes or in one 170-minute class with breaks. The six-credit courses in first year run for two semesters in two classes per week. All classes are held in person except for a few elective courses that have online classes held live on Zoom because they are taught by sessional lecturers who do not live in Kamloops. Clinical practice courses, moots, and directed research courses do not have regularly scheduled classes but have activities taking place at variable times.

In upper years, students normally take 15 credits per semester, but they may take as few as nine credits and as many as 18 credits in a single semester.

1L Required Courses 36 credits	Constitutional Law (6 credits) Contracts (6 credits) Crime: Law and Procedure (6 credits) Fundamental Legal Skills (FLS) Law, Administration and Policy (LAP) Property (6 credits) Torts (6 credits)
2L Required Courses 9 credits	Administrative Law Evidence Truth and Rebuilding Canadian Indigenous Legal Relations (TRC)
2L or 3L Required Courses 12 credits	Business Associations Civil Procedure Dispute Resolution (DR) Ethical Lawyering
2L or 3L Elective Courses 39 credits	includes a perspectives requirement and a writing requirement

Perspectives Requirement

for students who began the program in 2021 or later

You must complete at least one elective course in 2L or 3L that fulfils legal theory, philosophy, or perspectives-related learning objectives. The following courses offered in 2023-24 will satisfy this requirement:

- Advanced Advocacy
- Animals and the Law
- Charter in Criminal Law
- Clinical Practice
- Community Lawyering
- Comparative and International Indigenous Rights
- Directed Research (depending on the subject)
- Elder Law
- Employment Law
- First Nations Business and Taxation
- First Nations Governance and Economic Development
- Health Law
- Human Rights Law
- Immigration and Refugee Law
- Immigration, Refugee, and Citizenship Law Moot
- International Dispute Resolution
- International Law
- Jurisprudence
- Kawaskimhon National Aboriginal Moot
- Law and Film
- Law and Religion
- Mental Health Law and Policy in Canada
- Sentencing Law
- Sports and Human Rights
- Wilson Moot

When you have completed the perspectives and writing requirements, please complete and submit the “Confirmation of Perspectives and Writing Requirements” form (which is in this Course Book).

Writing Requirement

for students who began the program in 2021 or later

You must either (a) write a paper, case comment, memo, moot factum, or similar piece of work that is at least 4,500 words and worth at least 50% of the grade in an elective course, or (b) take Advanced Legal Research and Writing (LAWF 3950). The following courses offered in 2023-24 will or may satisfy this requirement:

- Advanced Legal Research and Writing (ALRW)
- Animals and the Law
- BC Law Schools Moot
- Charter in Criminal Law
- Community Lawyering
- Comparative and International Indigenous Rights
- Corporate Governance
- Directed Research
- Elder Law
- First Nations Governance and Economic Development
- Health Law
- Human Rights Law
- Immigration, Refugee, and Citizenship Law Moot
- In-House and Corporate Counsel
- International Dispute Resolution
- Jessup Moot
- Jurisprudence
- Law and Religion
- Mental Health Law and Policy in Canada
- Sports and Human Rights
- Sports Law: Professional Leagues and International Sports Organisations
- Wilson Moot
- Video Gaming Law

When you have completed the perspectives and writing requirements, please complete and submit the “Confirmation of Perspectives and Writing Requirements” form (which is in this Course Book).

Constitutional Law			
Course Code	LAWF 3010	Section Number	90
Instructor	Professor Craig Jones KC		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	fall: Tuesday at 10:00 to 11:20 a.m. and Friday at 8:30 to 9:50 a.m. winter: Tuesday and Friday at 8:30 to 9:50 a.m.		
Assessment Method	mid-term exam: 30% or 0% (counts only if better than final exam) final exam: 70% or 100%		
Materials	<p>The Constitutional Law Group, eds, <i>Canadian Constitutional Law</i> (Emond Montgomery, 2022) 6th edn. This book comes with an access code and instructions for accessing these materials electronically. Copies are also available in the library on reserve.</p> <p>The <i>Constitution Acts, 1867 to 1982</i> (Department of Justice, Canada). Available online: http://laws.justice.gc.ca/eng/Const/</p> <p>Additional materials are provided through Moodle.</p>		
Calendar Description	<p>Students are introduced to the basic elements of Canadian constitutional law. Topics include the nature of constitutions and constitutional processes; principles of constitutional interpretation; constitutional amendment; and Federal/Provincial distribution of legislative powers including the federal general power, natural resources and public property, provincial property and civil rights, trade and commerce, provincial taxation, transportation, communications, and criminal law. Students also examine the Canadian Charter of Rights and Freedoms including principles of limitations, remedies, interpretation, application, fundamental freedoms, democratic and language rights, mobility rights, legal rights, equality rights, and Aboriginal rights.</p>		
Other Information	<p>Topics are covered in the following sequence: Division of Powers, Aboriginal Rights and Title, and the Charter of Rights and Freedoms. After a general introduction and overview, the Federal/Provincial distribution of legislative powers is taught in the fall semester, followed by a section on Aboriginal rights and title under the Constitution. The Charter of Rights and Freedoms will be taught in the winter semester.</p>		

Constitutional Law			
Course Code	LAWF 3010	Section Number	91
Instructor	Professor Nicole Schabus		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	Monday and Wednesday at 8:30 to 9:50 a.m.		
Assessment Method	TBC: 30% final exam: 70%		
Materials	<p>The Constitutional Law Group, eds, Canadian Constitutional Law (Emond Montgomery, 2022) 6th edition. This book comes with an access code and instructions for accessing these materials electronically. Copies are also available in the library on reserve.</p> <p>The Constitution Acts, 1867 to 1982 (Department of Justice, Canada). Available online: http://laws.justice.gc.ca/eng/Const/</p> <p>Additional materials are provided through Moodle.</p>		
Calendar Description	<p>Students are introduced to the basic elements of Canadian constitutional law. Topics include the nature of constitutions and constitutional processes; principles of constitutional interpretation; constitutional amendment; and Federal/Provincial distribution of legislative powers including the federal general power, natural resources and public property, provincial property and civil rights, trade and commerce, provincial taxation, transportation, communications, and criminal law. Students also examine the Canadian Charter of Rights and Freedoms including principles of limitations, remedies, interpretation, application, fundamental freedoms, democratic and language rights, mobility rights, legal rights, equality rights, and Aboriginal rights.</p>		
Other Information	<p>Topics are covered in the following sequence: fundamental principles of constitutional law, division of powers, Aboriginal rights, and the Charter of Rights and Freedoms. After a general introduction and overview, the federal/provincial distribution of legislative powers is taught in the fall semester. Aboriginal rights under the constitution and an introduction to the duty to consult and accommodate, followed by the Charter of Rights and Freedoms will be taught in the winter semester.</p>		

Contracts			
Course Code	LAWF 3030	Section Number	90
Instructor	Dr Krish Maharaj		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	fall: Tuesday and Thursday at 8:30 to 9:50 a.m. winter: Monday at 10:00 to 11:20 a.m. and Thursday at 8:30 to 9:50 a.m.		
Assessment Method	20 Moodle quizzes: 20% (1% each) 2-hour mid-term exam: 30% or 0% (mid-term counts only if better than final exam) 3-hour final exam: 50% or 80%		
Materials	provided through Moodle		
Calendar Description	Students undertake a legal and policy analysis of the basic principles and fundamental concepts of the law of contracts as they relate to commercial and consumer transactions. Students explore the following: the formation of contracts including offer, acceptance and consideration; estoppel; privity; terms of contract, including exemption clauses; standard form contracts; bailment; mistake, misrepresentation and unconscionability; termination, including the doctrine of frustration; breach and remedies for breach; and dispute resolution processes. Emphasis is placed not only on knowledge of rules and principles, their historical derivation, rationale, efficacy and social validity, but also upon the creative use of contracts to both avoid and resolve disputes.		
Other Information	The purpose of this course is to introduce students to the fundamental principles of Canadian contract law. Students will learn the basic rules of contract law, and how to apply these rules to novel situations. Emphasis is placed on developing the analytical skills necessary to identify contractual problems and propose reasoned solutions. Attention is also paid to the fundamental premises and policy rationales animating the various rules we shall encounter throughout this course.		

Contracts			
Course Code	LAWF 3030	Section Number	91
Instructor	Dr Chris Hunt		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	Wednesday and Friday at 10:00 to 11:20 a.m.		
Assessment Method	2-hour closed-book mid-term exam: 30% or 0% (mid-term counts only if better than final exam) 3-hour closed-book final exam: 70% or 100%		
Materials	Stephanie Ben-Ishai and David Percy, <i>Contracts: Cases and Commentaries</i> , 10th edn (Toronto: Carswell, 2018)		
Calendar Description	Students undertake a legal and policy analysis of the basic principles and fundamental concepts of the law of contracts as they relate to commercial and consumer transactions. Students explore the following: the formation of contracts including offer, acceptance and consideration; estoppel; privity; terms of contract, including exemption clauses; standard form contracts; bailment; mistake, misrepresentation and unconscionability; termination, including the doctrine of frustration; breach and remedies for breach; and dispute resolution processes. Emphasis is placed not only on knowledge of rules and principles, their historical derivation, rationale, efficacy and social validity, but also upon the creative use of contracts to both avoid and resolve disputes.		
Other Information			

Crime: Law and Procedure			
Course Code	LAWF 3080	Section Number	90
Instructor	Dr Colton Fehr (fall) and Dr Robert Diab (winter)		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	fall: Monday and Thursday at 10:00 to 11:20 a.m. winter: Tuesday and Thursday at 11:30 a.m. to 12:50 p.m.		
Assessment Method	mid-term exam: 40% or 0% (counts only if better than final exam) final exam: 60% or 100%		
Materials	Kent Roach et al, <i>Criminal Law and Procedure: Cases and Materials</i> , 12th edn (Toronto: Emond Montgomery, 2020)		
Calendar Description	This course provides an anatomy of criminal conduct and its legal treatment, utilizing a limited range of criminal offences. Students examine the designation of human conduct as criminal and consider the social, cultural and political forces involved. Other topics include: the development of the criminal process in English common law, its translation to Canada and embodiment in the Criminal Code; the substantive elements of a criminal offence, including both physical and mental elements; the common law and code defences; procedural, tactical, ethical and evidential problems associated with criminal prosecution at both the pre-trial and trial stages; the sentencing process; and the position at law of the victim.		
Other Information			

Crime: Law and Procedure			
Course Code	LAWF 3080	Section Number	91
Instructor	Dr Robert Diab		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	Tuesday and Thursday at 8:30 to 9:50 a.m.		
Assessment Method	mid-term exam: 40% or 0% (counts only if better than final exam) final exam: 60% or 100%		
Materials	Materials are provided through Moodle. Cases are available online at canlii.org or scc-csc.lexum.com .		
Calendar Description	This course provides an anatomy of criminal conduct and its legal treatment, utilizing a limited range of criminal offences. Students examine the designation of human conduct as criminal and consider the social, cultural and political forces involved. Other topics include: the development of the criminal process in English common law, its translation to Canada and embodiment in the Criminal Code; the substantive elements of a criminal offence, including both physical and mental elements; the common law and code defences; procedural, tactical, ethical and evidential problems associated with criminal prosecution at both the pre-trial and trial stages; the sentencing process; and the position at law of the victim.		
Other Information			

Fundamental Legal Skills (FLS)			
Course Code	LAWF 3060	Section Numbers	01A and 01B
Instructor	Professor Matt Malone		
Course is open to	1L	Course is	required
Semester	winter	Credits	3
Days and Times	Monday and Wednesday at 2:30 to 3:50 p.m. (section 01A) Tuesday and Thursday at 2:30 to 3:50 p.m. (section 01B)		
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail)		
Materials	TBC		
Calendar Description	Students are introduced to the following: legal analysis; legal writing and communication, including memoranda and facta; oral advocacy, including mooted; research databases and legal research skills. Emphasis is placed on skill development in oral advocacy and drafting both legislation and private law documents.		
Other Information			

Fundamental Legal Skills (FLS)			
Course Code	LAWF 3060	Section Numbers	02A and 02B
Instructor	Dr Seán Donlan		
Course is open to	1L	Course is	required
Semester	winter	Credits	3
Days and Times	Monday and Wednesday at 2:30 to 3:50 p.m. (section 02A) Tuesday and Thursday at 2:30 to 3:50 p.m. (section 02B)		
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail)		
Materials	TBC		
Calendar Description	Students are introduced to the following: legal analysis; legal writing and communication, including memoranda and facta; oral advocacy, including mooted; research databases and legal research skills. Emphasis is placed on skill development in oral advocacy and drafting both legislation and private law documents.		
Other Information			

Law, Administration and Policy (LAP)			
Course Code	LAWF 3040	Section Number	01
Instructor	Dr Blair Major		
Course is open to	1L	Course is	required
Semester	fall	Credits	3
Days and Times	Tuesday and Thursday at 2:30 to 3:50 p.m.		
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail) In-class group activities: 20% Case analysis memo: 30% Legislative interpretation memo: 30% Journal: 20% All components will be evaluated on a pass/fail basis.		
Materials	Craig Forcese et al, <i>Public Law: Cases, Materials, and Commentary</i> , 4th edn (Toronto: Emond Montgomery, 2020) Additional materials are provided through Moodle.		
Calendar Description	Students are introduced to the following: systems and institutions; sources of law; case analysis and problem-solving skills; court systems; precedent, stare decisis. Students examine the fundamentals of the legislative process: policy development, legislative drafting, public bill process, and statutory interpretation. The interaction of law and policy in the development of legislation, statutory interpretation and the work of administrative tribunals are discussed, along with the fundamentals of the administrative process: subordinate legislation, administrative institutions, forms of dispute resolution, delegation, discretion, process and judicial review. Students make substantive law connections with other first year courses. The functions of the lawyer within these processes are examined, including issues of professional responsibility. Emphasis is placed on skill development in oral advocacy and drafting both legislation and private law documents.		
Other Information	This course introduces students to the Canadian legal system. This includes learning about key legal actors and the relationship between the executive, legislative, and judicial branches of government. It also includes learning about the main sources of law: statutory and case law. In terms of common law, students will learn about the analytic method of case analysis and problem-solving. In terms of statutory law, students will learn about legislative process and the rules of statutory interpretation.		

Law, Administration and Policy (LAP)			
Course Code	LAWF 3040	Section Number	02
Instructor	Dr Seán Donlan		
Course is open to	1L	Course is	required
Semester	fall	Credits	3
Days and Times	Monday and Wednesday at 2:30 to 3:50 p.m.		
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail) In-class group activities: 20% Case analysis memo: 30% Legislative interpretation memo: 30% Journal: 20% All components will be evaluated on a pass/fail basis.		
Materials	Craig Forcese et al, <i>Public Law: Cases, Materials, and Commentary</i> , 4th edn (Toronto: Emond Montgomery, 2020) Additional materials are provided through Moodle.		
Calendar Description	Students are introduced to the following: systems and institutions; sources of law; case analysis and problem-solving skills; court systems; precedent, stare decisis. Students examine the fundamentals of the legislative process: policy development, legislative drafting, public bill process, and statutory interpretation. The interaction of law and policy in the development of legislation, statutory interpretation and the work of administrative tribunals are discussed, along with the fundamentals of the administrative process: subordinate legislation, administrative institutions, forms of dispute resolution, delegation, discretion, process and judicial review. Students make substantive law connections with other first year courses. The functions of the lawyer within these processes are examined, including issues of professional responsibility. Emphasis is placed on skill development in oral advocacy and drafting both legislation and private law documents.		
Other Information	This course introduces students to the Canadian legal system. This includes learning about key legal actors and the relationship between the executive, legislative, and judicial branches of government. It also includes learning about the main sources of law: statutory and case law. In terms of common law, students will learn about the analytic method of case analysis and problem-solving. In terms of statutory law, students will learn about legislative process and the rules of statutory interpretation.		

Property			
Course Code	LAWF 3050	Section Number	90
Instructor	Professor Brad Morse		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	Wednesday and Friday at 10:00 to 11:20 a.m.		
Assessment Method	mid-term exam: 30% or 0% (counts only if better than final exam) written assignment in March: 25% final exam: 45% or 75%		
Materials	Robert Chambers, <i>The Law of Property</i> (Irwin Law, Toronto, 2021) is available online from the TRU Library. Other materials are provided through Moodle.		
Calendar Description	This course is an examination of the fundamental concepts of property law and the types of property interest recognized by Anglo-Canadian law. Topics include the historical evolution of property concepts; the basic concepts of possession, ownership and title; estates and other interests in land such as joint and concurrent ownership, easements, covenants, licenses, mortgages, future interests and perpetuities; the landlord and tenant relationship; the land titles system of registration of title to land; the social constraints upon property use and disposition; and property rights of aboriginal peoples.		
Other Information	<p>Upon completing this course, you should understand and be able to explain:</p> <ul style="list-style-type: none"> • the basic principles of property law in Canada, • justifications for those principles as well as possible criticisms, • what property is, and how property rights differ from personal rights, • the different kinds of property rights recognised in Canadian law through legislation and judicial decisions, • how property rights can be created or transferred, • how to resolve disputes involving competing property rights, and • aspects of property law that are uncertain or inconsistent and in possible need of reform, including addressing the interaction between Indigenous laws of property and 'mainstream' property law. 		

Property			
Course Code	LAWF 3050	Section Number	91
Instructor	Dr Rob Chambers		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	Tuesday at 10:00 to 11:20 a.m. and Friday at 8:30 to 9:50 a.m.		
Assessment Method	mid-term exam: 50% or 0% (counts only if better than final exam) written assignment in March: 25% final exam: 25% or 75%		
Materials	Robert Chambers, <i>The Law of Property</i> (Irwin Law, Toronto, 2021) is available online from the TRU Library. Other materials are provided through Moodle.		
Calendar Description	This course is an examination of the fundamental concepts of property law and the types of property interest recognized by Anglo-Canadian law. Topics include the historical evolution of property concepts; the basic concepts of possession, ownership and title; estates and other interests in land such as joint and concurrent ownership, easements, covenants, licenses, mortgages, future interests and perpetuities; the landlord and tenant relationship; the land titles system of registration of title to land; the social constraints upon property use and disposition; and property rights of aboriginal peoples.		
Other Information	Upon completing this course, you should understand and be able to explain: <ul style="list-style-type: none"> • the basic principles of property law in Canada, • justifications for those principles, • what property is, • how property rights differ from personal rights, • the different kinds of property rights recognised in Canadian law, • how property rights can be created or transferred, • how to resolve disputes involving competing property rights, and • aspects of property law that are uncertain or inconsistent and in possible need of reform. 		

Torts			
Course Code	LAWF 3070	Section Number	90
Instructor	Dr Katie Sykes		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	Monday and Wednesday at 8:30 to 9:50 a.m.		
Assessment Method	TBC		
Materials	Samuel Beswick, <i>Tort Law: Cases and Commentaries</i> , Peter A. Allard School of Law, UBC, 2021 CanLII Docs 1859, https://canlii.ca/t/t9st Additional materials are provided through Moodle		
Calendar Description	Students analyze and critique the law of torts, primarily the law of negligence, with personal injury as the main focus, although other torts are also introduced. Topics include the nature of tort law and its process; an anatomy of the law of negligence, including the nature and extent of liability, defenses, remedies, and the assessment of damages; intentional torts; economic torts; strict liability; bailment; the impact of private insurance on the tort system; alternative forms of compensation.		
Other Information	An introduction to the Canadian law of torts. Students learn the basic idea of a tort as a non-contractual civil wrong, as well as topics including nuisance, negligence, damages, defences, and vicarious liability. Students examine the role of tort law in modern Canadian society, including in important political and moral questions such as environmental harm, the meaning of consent, and decolonization and reconciliation with Indigenous peoples.		

Torts			
Course Code	LAWF 3070	Section Number	91
Instructor	Dr Ryan Gauthier		
Course is open to	1L	Course is	required
Semesters	fall and winter	Credits	6
Days and Times	Monday and Thursday at 10:00 to 11:20 a.m.		
Assessment Method	assignments, mid-term exam, and final exam (mid-term exam counts only if better than final exam)		
Materials	Samuel Beswick, <i>Tort Law: Cases and Commentaries</i> , Peter A. Allard School of Law, UBC, 2021 CanLII Docs 1859, https://canlii.ca/t/t9st Additional materials are provided through Moodle		
Calendar Description	Students analyze and critique the law of torts, primarily the law of negligence, with personal injury as the main focus, although other torts are also introduced. Topics include the nature of tort law and its process; an anatomy of the law of negligence, including the nature and extent of liability, defenses, remedies, and the assessment of damages; intentional torts; economic torts; strict liability; bailment; the impact of private insurance on the tort system; alternative forms of compensation.		
Other Information	An introduction to the Canadian law of torts. Students learn the basic idea of a tort as a non-contractual civil wrong, as well as topics including nuisance, negligence, damages, defences, and vicarious liability. Students examine the role of tort law in modern Canadian society, including in important political and moral questions such as environmental harm, the meaning of consent, and decolonization and reconciliation with Indigenous peoples.		

Administrative Law			
Course Code	LAWF 3900	Section Number	01
Instructor	Professor Jon Festinger KC		
Course is open to	2L	Course is	required
Semester	fall	Credits	3
Days and Times	Tuesday and Thursday at 11:30 a.m. to 12:50 p.m.		
Assessment Method	participation: 10% in-term assignments: 40% final exam: 50%		
Materials	TBC Additional materials may be provided through Moodle.		
Calendar Description	Students are introduced to the general structure of administrative decision-making in Canada: how public administrators obtain power and how that power is exercised both at the level of individual adjudication and at the level of the establishment of public policy. This course also provides an introduction to the checks which courts place on the exercise of administrative power. Students discuss the procedures that courts require of administrative agencies and public officials as well as the substantive grounds on which courts may review the decisions of administrative agencies and public officials.		
Other Information	Administrative agencies are a significant part of government. They make decisions that affect all of us in diverse areas such as immigration, human rights, communications, social benefits, environmental protection, labour relations, access to natural resources, freedom of information, and licensing. This course will examine the constraints on and judicial oversight of administrative decision-makers. The course focuses on procedural and substantive grounds for judicial review. Classes on Tuesdays will be held live on-line.		

Administrative Law			
Course Code	LAWF 3900	Section Number	01
Instructor	Dr Blair Major		
Course is open to	2L	Course is	required
Semester	winter	Credits	3
Days and Times	Monday and Wednesday at 11:30 a.m. to 12:50 p.m.		
Assessment Method	in-term assignments: 50% final exam: 50%		
Materials	Heckman, et al, eds, <i>Administrative Law: Cases, Text and Materials</i> , 8th edn (Toronto: Emond Montgomery, 2022) Additional materials may be provided through Moodle		
Calendar Description	Students are introduced to the general structure of administrative decision-making in Canada: how public administrators obtain power and how that power is exercised both at the level of individual adjudication and at the level of the establishment of public policy. This course also provides an introduction to the checks which courts place on the exercise of administrative power. Students discuss the procedures that courts require of administrative agencies and public officials as well as the substantive grounds on which courts may review the decisions of administrative agencies and public officials.		
Other Information	Administrative agencies are a significant part of government. They make decisions that affect all of us in diverse areas such as immigration, human rights, communications, social benefits, environmental protection, labour relations, access to natural resources, freedom of information, and licensing. This course will examine the constraints on and judicial oversight of administrative decision-makers. The course focuses on procedural and substantive grounds for judicial review.		

Evidence			
Course Code	LAWF 3920	Section Number	01
Instructor	Dr Chris Hunt		
Course is open to	2L	Course is	required
Semester	fall or winter	Credits	3
Days and Times	fall: Tuesday and Thursday at 10:00 to 11:20 a.m. winter: Tuesday and Thursday at 11:30 a.m. to 12:50 p.m.		
Assessment Method	3-hour open-book final exam: 100%		
Materials	Stewart et al, <i>Evidence: A Canadian Casebook</i> , 5th edn (Toronto: Emond Montgomery, 2020)		
Calendar Description	This course is an examination of the fundamental concepts of evidence law, including the traditional rules as compared to the emerging principled approach, and such core and primary topics as the adversary system; relevance and discretionary exclusion; privilege; burdens of proof; character evidence; judicial notice; competence and compellability; examination of witnesses; hearsay; and opinion evidence.		
Other Information			

Truth and Rebuilding Canadian Indigenous Legal Relations (TRC)			
Course Code	LAWF 3890	Section Number	01
Instructor	Professor Nicole Schabus		
Course is open to	2L	Course is	required
Semester	fall or winter	Credits	3
Days and Times	Tuesday at 2:30 to 5:20 p.m.		
Assessment Method	class participation and assignment: 30% analytical/legal problem paper: 45% solution/self-actualization piece: 25%		
Materials	provided through Moodle		
Calendar Description	<p>The course focuses on the substantive elements of the law-school specific TRC Call to Action #28, especially Indigenous Laws, Crown-Aboriginal relations, Treaties and Aboriginal Rights. To ground the learning on Indigenous Laws, land-based learning will be a central experiential learning element of the course. The course also elaborates on the history and legacy of residential school building and the colonial foundations of the legal system. The course will build on indigenous teachings and include skill-based training in inter-cultural competence, anti-racism, human rights and conflict resolution. In addition, it will integrate the international element of TRC Call to Action #28. It refers to the UN Declaration on the Rights of Indigenous Peoples (UNDRIP) and the course will further introduce other international legal obligations that Canada is bound by in regard to Indigenous Peoples.</p>		
Other Information			

Business Associations			
Course Code	LAWF 3800	Section Number	01
Instructor	Dr Krish Maharaj		
Course is open to	2L or 3L	Course is	required
Semester	fall or winter	Credits	3
Days and Times	Tuesday and Thursday at 11:30 a.m. to 12:50 p.m.		
Assessment Method	10 Moodle quizzes: 10% (1% each) 3-hour final exam: 90%		
Materials	J Anthony VanDuzer, <i>The Law of Partnerships and Corporations</i> , 4th edn (Toronto: Irwin Law, 2018) is available online from the TRU Library. Other materials provided through Moodle.		
Calendar Description	This course is a detailed survey of the common forms of business organization, including the law of agency, partnerships, limited partnerships, and societies and corporations, with a focus on the corporation and the rights and responsibilities of shareholders and directors.		
Other Information			

Civil Procedure			
Course Code	LAWF 3910	Section Number	01
Instructor	Professor Matt Malone		
Course is open to	2L or 3L	Course is	required
Semester	fall or winter	Credits	3
Days and Times	Monday and Wednesday at 11:30 a.m. to 12:50 p.m.		
Assessment Method	class participation: 20% simulation: 40% essay or oral exam: 40%		
Materials	The readings are taken from the bar exam materials for the PLTC Qualification Examination. The course reader is the Barrister's Civil examination materials, which are freely available online.		
Calendar Description	<p>This course is a detailed examination of issues which arise in the progress of a civil action from first meeting the client through to judgment in the Supreme Court of British Columbia. The British Columbia Rules of Court are set in the context of the values underlying them. What sort of civil litigation system do we want? What sort of system do we in fact have? Particular attention is paid to the linkages between the apparently discrete components of the process as set out in the Rules, linkages at the levels of both the underlying values and the actual practice. The use of procedures under the Rules to anticipate and resolve evidence problems that might arise at trial is emphasized. Interprovincial and international aspects of the civil litigation process are also considered.</p>		
Other Information	<p>The course is intended to:</p> <ul style="list-style-type: none"> • Introduce the fundamentals of civil procedure and familiarize students with the structures of a civil action. • Provide a theoretical framework for the rules of civil procedure and identify the values and policies on which the rules are based. • Place the rules in practical context to encourage future practitioners to use the rules in a responsible, strategic, and cost-effective manner. • Encourage students to follow and adhere to established instructions regarding procedure. 		

Dispute Resolution (DR)			
Course Code	LAWF 3940	Section Number	01
Instructor	Chrystie Stewart		
Course is open to	2L or 3L	Course is	required
Semester	fall or winter	Credits	3
Days and Times	Wednesday at 4:00 to 6:50 p.m.		
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail) Participation: 50% 5 assignments: 5 x 10% = 50%		
Materials	There is no required textbook for the course, but the following book is recommended: Roger Fisher and William Ury, <i>Getting to Yes</i> (3rd edn, Penguin Books, 2011).		
Calendar Description	This course provides an overview of the spectrum of the consensual dispute resolution process, including negotiation, collaborative lawyering, mediation, and judicial dispute resolution (JDR). Interest-based bargaining and mediation are emphasized.		
Other Information	<p>This course used to be called Dispute Resolution 2 (DR2). It is required in both the original and amended JD programs.</p> <p>By the end of the course, students should be able to:</p> <ol style="list-style-type: none"> 1. identify the difference between positional bargaining and interest based negotiations; 2. demonstrate a working knowledge of value based negotiations; 3. articulately express their thoughts verbally while engaging in debate; 4. identify legal issues and potential remedies in order to create a negotiation map; 5. draft a mediation brief; 6. conduct a mediation; 7. orally advocate for their client in a multi-party negotiation; 8. draft a settlement agreement. 		

Ethical Lawyering			
Course Code	LAWF 3930	Section Number	01
Instructors	Kathy Kendall KC and Kerri Priddle		
Course is open to	2L or 3L	Course is	required
Semester	fall or winter	Credits	3
Days and Times	Tuesday at 5:30 to 6:50 p.m. and Thursday at 9:30 to 10:50 a.m.		
Assessment Method	15%: class participation 15%: student presentations 70%: final exam The participation portion of your grade will be based on regular attendance and the quality of your contributions in class.		
Materials	Legal Profession Act Law Society Rules and Code of Professional Conduct for BC Additional materials provided through Moodle		
Calendar Description	This course is an introduction to issues of legal ethics and professional responsibility. Students become competent at ethical reasoning in the context of legal practice. To achieve this goal, the course covers selected topics in the 'law of lawyering' (for example, the Law Society of British Columbia's Code of Professional Conduct), but also addresses the general question of what it means to be an ethical lawyer. Students are expected to develop their awareness of the various moral values underlying the legal system, and to practice how to weigh and apply those values, and the law of lawyering, to ethical problems. Selected topics relating to the regulation of lawyers' ethics are also addressed.		
Other Information	This course is designed to prepare those who plan to enter the practice of law and to bring an appreciation and understanding of the highly regulated nature of the legal profession. Sessions will consist of a mixture of lecture, text readings, and discussions including student case and topic briefings. Throughout the course, we will refer to the materials and within that context discuss the ethical issues facing lawyers. Some of these issues include: <ul style="list-style-type: none"> • ethics and the adversarial system; • the balance between effective client representation and a commitment to the public interest; • the professional obligations associated with specific practice roles (undertakings, conflicts, trust accounts, privilege, ID, money laundering, and capacity) and working with vulnerable clients. 		

Advanced Advocacy			
Course Code	LAWF 3580	Section Number	01
Instructor	Iain Currie		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Thursday at 6:00 to 8:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	class participation: 40% final assignment: 60%		
Materials	are provided through Moodle		
Calendar Description	Students examine how legal decisions are made and influenced. They draw upon extensive research in fields as diverse as product marketing and modern neuroscience, and structure those discoveries into a framework of classical rhetoric as developed in Ancient Greece and Rome. Students expand their perspective of the student-advocate, and obtain advanced knowledge upon which to base the development of practical skills throughout a career in practice.		
Other Information	<p>This course believes that advocacy can be learned but not taught.</p> <p>The first half of each class will involve an examination of the tools of legal persuasion focusing on their efficacy and the ethics of their use. The second half will involve a combination of hands-on exercises and critical observation of legal argument and trial skills in practice. The goal motivating both halves is not to teach the practice of advocacy but rather to provide an opportunity for students to learn how to find their own way toward mastering the art.</p>		

Advanced Criminal Law			
Course Code	LAWF 3570	Section Number	01
Instructor	Dr Robert Diab		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Tuesday and Thursday at 2:30 to 3:50 p.m.		
meets international requirement	no	meets old writing requirement	no
meets perspectives requirement	no	meets new writing requirement	no
Assessment Method	final exam: 100%		
Materials	are provided through Moodle		
Calendar Description	Examination of selected substantive areas of criminal law. Topics may include double jeopardy, police entrapment, conspiracy, corporate crime, theft, impaired driving and breathalyzer offences, plea negotiations, ethical issues, mistake of law as a defence, and juveniles and the criminal process.		
Other Information			

Advanced Legal Research and Writing (ALRW)			
Course Code	LAWF 3950	Section Number	01
Instructor	Michelle Terriss		
Course is open to	2L or 3L	Course is	an elective
Semester	fall or winter	Credits	3
Days and Times	Monday and Wednesday at 10:00 to 11:20 a.m.		
meets perspectives requirement	no	meets writing requirement	yes
Assessment Method	TBC		
Materials	<i>Canadian Guide to Uniform Legal Citation</i> , 9th edn (Toronto: Thomson Reuters, 2018) (100 copies in the library) Other materials are provided on Moodle.		
Calendar Description	This course builds on legal research instruction in the first year of the program and affords further opportunities to learn and practice research skills. Students are provided with instruction in research methodology, citation, print and electronic research/databases, covering case law, statute law, texts, periodicals and web-based materials.		
Other Information	This course is required for students who began the JD program before 2021.		

Animals and the Law			
Course Code	LAWF 3180	Section Number	01
Instructor	Dr Katie Sykes		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Monday and Wednesday at 11:30 a.m. to 12:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	one main writing assignment and additional assignments		
Materials	are provided through Moodle		
Calendar Description	<p>Students analyze and engage with conceptual questions and legal and philosophical debates about the place of nonhuman animals in the legal system. Students learn the key legal doctrines, statutory regimes, case law, and industry guidelines that regulate human interaction with animals in Canada, in other countries and internationally, and practice using these legal tools in advocacy and scholarship. Students research, analyze and discuss topics in various areas of law as they pertain to animals. Students develop skills in advocacy for reform of animal protection law by using evidence and effective arguments in support of their proposals.</p>		
Other Information	This course will not be offered in 2024-25.		

Bankruptcy and Restructuring Law			
Course Code	LAWF 3620	Section Number	01
Instructor	Jeff Coulter		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Tuesday and Thursday at 4:00 to 5:20 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	participation: 10% take-home mid-term exam: 40% 3-hour open-book exam: 50%		
Materials	Houlden, Morawetz, and Sarra, <i>The Annotated Bankruptcy and Insolvency Act</i> . Any recent edition would be suitable. It is available online through TRU Library. Purchase is not required. Other materials are provided on Moodle.		
Calendar Description	Topics in this course include receivership, consumer and commercial arrangements, and bankruptcy under the <i>Bankruptcy Act</i> (BIA) and the <i>Company Creditors Arrangements Act</i> (CCAA).		
Other Information			

Basic Tax Law			
Course Code	LAWF 3830	Section Number	01
Instructor	Karen Perry		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Thursday at 5:30 to 8:20 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	tax assignment: 15% final exam: 85%		
Materials	<p>Arthur Cockfield, Martha O'Brien, and Catherine Brown, <i>Materials on Canadian Income Tax</i>, 16th edn (Toronto: Thomson Reuters, 2020).</p> <p>Li, Magee, and Wilkie, <i>Principles of Canadian Income Tax Law</i>, 9th edn (Toronto: Carswell, 2017). This text can be accessed through Taxnet Pro, which will be provided to students during the course.</p> <p>Case law that is not included in the texts is available through hyperlinks included in the Reading Guide, or can be accessed using Taxnet Pro or CanLII.</p> <p>Additional materials may be provided through Moodle.</p>		
Calendar Description	<p>Students study the basic language and concepts of taxation and learn to identify taxation issues. Topics include the unit of taxation; the meaning and taxation of income; taxation of benefits; the type and scope of deductions available for business income; and the taxation of capital gains including gains (and losses) on taxpayer assets.</p>		
Other Information	This course will include online classes live on Zoom.		

Basic Tax Law			
Course Code	LAWF 3830	Section Number	01
Instructor	David Ross		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Monday and Wednesday at 11:30 to 12:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	written assignment due in February: 15% three-hour final exam in April: 85%		
Materials	Arthur Cockfield, Martha O'Brien, and Catherine Brown, <i>Material on Canadian Income Tax</i> , 16th edn (Toronto: Thomson Reuters, 2020) Free online resources through CanLII or TaxNetPro		
Calendar Description	Students study the basic language and concepts of taxation and learn to identify taxation issues. Topics include the unit of taxation; the meaning and taxation of income; taxation of benefits; the type and scope of deductions available for business income; and the taxation of capital gains including gains (and losses) on taxpayer assets.		
Other Information			

Charter in Criminal Law			
Course Code	LAWF 3780	Section Number	01
Instructor	Dr Colton Fehr		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Monday at 1:00 to 3:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	may*
Assessment Method	Participation: 10% Presentation: 10% Mid-term exam: 20% Final exam OR paper (5,000 to 8,000 words): 60%		
Materials	Colton Fehr, <i>Constitutionalizing Criminal Law</i> (Vancouver: UBC Press, 2022) Additional materials provided through Moodle		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	Students will develop an understanding of the philosophy underlying terms such as <i>actus reus</i> , <i>mens rea</i> , justification, excuse, and various sentencing principles. Students will also come to appreciate the complex relationship between criminal and constitutional law in Canada and other jurisdictions. In addition to understanding why judges should (or ought not) be allowed to strike down criminal laws, students will consider which categories of rights courts should use to develop the criminal law in a coherent and legitimate manner. * Students may write a paper (instead of the final exam) to satisfy the writing requirement.		

Clinical Practice			
Course Code	LAWF 3420	Section Number	01
Course is open to	2L or 3L	Course is	an elective
Semester	fall or winter	Credits	3
Days and Times	as arranged with the Executive Director of the TRU CLC		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail)		
Materials	are provided		
Calendar Description	<p>Students work in a Community Legal Clinic administered by the TRU Faculty of Law. Students develop and practice lawyering skills including: client interviewing and counseling; file management; legal research; the preparation of legal documents, letters and memoranda; representing clients in administrative law hearings and provincial court trials and public education and law reform. Students work with real clients to develop these skills and are exposed to access to justice issues in context and specific areas of practice. Students handle legal matters for individual clients, depending on the complexity and duration of the case.</p>		
Other Information	<p>pre- or corequisite: Community Lawyering (LAWF 3410)</p> <p>Students are selected for this course through an application process. Questions about this course should be addressed to the Chair of the Clinical Adjudication Committee: Dr Ruby Dhand.</p>		

Clinical Practice 2			
Course Code	LAWF 3422	Section Number	01
Course is open to	2L or 3L	Course is	an elective
Semester	fall, winter, or summer	Credits	6
Days and Times	as arranged with the Executive Director of the TRU CLC		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail)		
Materials	are provided		
Calendar Description	<p>In the Clinical Practice Course, students have the opportunity to work in the TRU Community Legal Clinic (“TRU CLC”) under the supervision of TRU CLC’s team of supervising lawyers. Students develop these skills in the process of assisting real clients with their legal issues. Students work on approximately 10 to 20 legal matters for individual clients, depending on the complexity and duration of each case.</p>		
Other Information	<p>pre- or corequisite: Community Lawyering (LAWF 3410)</p> <p>Students are selected for this course through an application process. Questions about this course should be addressed to the Chair of the Clinical Adjudication Committee: Dr Ruby Dhand.</p>		

Clinical Practice 3			
Course Code	LAWF 3424	Section Number	01
Course is open to	2L or 3L	Course is	an elective
Semester	fall, winter, or summer	Credits	9
Days and Times	as arranged with the Executive Director of the TRU CLC		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail)		
Materials	are provided		
Calendar Description	<p>In the Clinical Practice Course, students have the opportunity to work in the TRU Community Legal Clinic (“TRU CLC”) under the supervision of TRU CLC’s team of supervising lawyers. During the course students develop and practice lawyering skills including: 1) client interviewing and counseling; 2) file management; 3) legal research; 4) the drafting of letters, memoranda and other legal documents such as wills or pleadings; 5) providing summary advice; and 6) advocating on behalf of clients. Students develop these skills in the process of assisting real clients with their legal issues. Students also engage in public education and law reform projects. Students work on approximately 24 to 32 legal matters for individual clients, depending on the complexity and duration of each case.</p>		
Other Information	<p>pre- or corequisite: Community Lawyering (LAWF 3410)</p> <p>Students are selected for this course through an application process. Questions about this course should be addressed to the Chair of the Clinical Adjudication Committee: Dr Ruby Dhand.</p>		

Clinical Practice 4			
Course Code	LAWF 3426	Section Number	01
Course is open to	2L or 3L	Course is	an elective
Semester	fall, winter, or summer	Credits	12
Days and Times	as arranged with the Executive Director of the TRU CLC		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	CR (credit) or NCG (no credit given) (i.e. pass/fail)		
Materials	are provided		
Calendar Description	<p>In the Clinical Practice Course, students have the opportunity to work in the TRU Community Legal Clinic (“TRU CLC”) under the supervision of TRU CLC’s team of supervising lawyers. During the course students develop and practice lawyering skills including: 1) client interviewing and counseling; 2) file management; 3) legal research; 4) the drafting of letters, memoranda and other legal documents such as wills or pleadings; 5) providing summary advice; and 6) advocating on behalf of clients. Students develop these skills in the process of assisting real clients with their legal issues. Students also engage in public education and law reform projects. Students work on approximately 32 to 40 legal matters for individual clients, depending on the complexity and duration of each case.</p>		
Other Information	<p>pre- or corequisite: Community Lawyering (LAWF 3410)</p> <p>Students are selected for this course through an application process. Questions about this course should be addressed to the Chair of the Clinical Adjudication Committee: Dr Ruby Dhand.</p>		

Community Lawyering			
Course Code	LAWF 3410	Section Number	01
Instructor	Dr Ruby Dhand		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Friday at 10 a.m. to 12:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	workshop presentation: 25% research paper (4,500 to 5,500 words): 75%		
Materials	are provided through Moodle		
Calendar Description	Students gain practical skills in community lawyering such as client interviewing, strategic litigation, legal research, and ethical issues. They have the opportunity to examine and to be exposed to access to justice issues in context and specific areas of practice such as residential tenancy law, public legal education and law reform in British Columbia. This course shall be a pre-requisite for participation in the Legal Information Service and clinical legal education programs at TRU Faculty of Law.		
Other Information	This course is a pre- or corequisite for the Clinical Practice courses.		

Community Lawyering			
Course Code	LAWF 3410	Section Number	01
Instructor	Odette Dempsey-Caputo		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Monday at 3:00 to 5:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	workshop presentation: 25% research paper (4,500 to 5,500 words): 75%		
Materials	are provided through Moodle		
Calendar Description	Students gain practical skills in community lawyering such as client interviewing, strategic litigation, legal research, and ethical issues. They have the opportunity to examine and to be exposed to access to justice issues in context and specific areas of practice such as residential tenancy law, public legal education and law reform in British Columbia. This course shall be a pre-requisite for participation in the Legal Information Service and clinical legal education programs at TRU Faculty of Law.		
Other Information	This course is a pre- or corequisite for the Clinical Practice courses.		

Comparative and International Indigenous Rights			
Course Code	LAWF 3460	Section Number	01
Instructor	Professor Brad Morse		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Wednesday at 3:00 to 5:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	outline and literature review for research paper: 10% class participation: 10% oral presentation of research results: 10% research paper (minimum 5,000 words): 70%		
Materials	are provided through Moodle		
Calendar Description	Students comparatively examine the construction and development of the relationship expressed in law, history and politics between Indigenous Peoples and the nation-states of Canada, Australia, New Zealand and the United States of America (the “CANZUS” states). They examine the position of Europeans and Indigenous Peoples prior to First Contact and then at the point of that contact in the Americas and Australasia. Students explore the following topics in each CANZUS country: History and Demography, the Discovery Doctrine and Aboriginal Title, Land Holdings, the Separation of Powers Issues, Indigenous Jurisdiction, and Treaty or Agreement Making.		
Other Information	Two hours of every class involve a video conference with the University of Oklahoma College of Law, and Curtin University Law School in Western Australia.		

Conflict of Laws			
Course Code	LAWF 3600	Section Number	01
Instructor	Lisa Peters KC		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Tuesday and Thursday at 4:00 to 5:20 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	memorandum of law: 30% final exam: 70%		
Materials	TBC		
Calendar Description	This course is a discourse of the doctrines and rules governing legal disputes cutting across provincial or national boundaries. Topics include jurisdiction; distinctions between substantive and procedural rules; the recognition and enforcement of foreign judgements; domicile; proof of foreign law; and the choice of law rules relating to private law (torts, contracts, property, succession and family law).		
Other Information	Family law is discussed only briefly in this course. This course will include online classes live on Zoom.		

Corporate Governance			
Course Code	LAWF 3560	Section Number	01
Instructor	Dr Katie Sykes		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Monday and Wednesday at 11:30 a.m. to 12:50 p.m.		
meets perspectives requirement	no	meets writing requirement	may*
Assessment Method	assignments and a final memo		
Materials	are provided through Moodle (no book purchase)		
Calendar Description	Students analyze, at an advanced level, contemporary debates in corporate governance particularly in light of recent North American and international developments. Particular attention is paid to how these developments are situated both within corporate governance theory and within the history of corporate governance laws and norms in Canada and internationally.		
Other Information	<p>Corporate governance is about the relationships and conflicts between different stakeholders who have a say in the way corporations are run and are affected by what corporations do: directors, executives, shareholders, investment managers, creditors, customers, workers, and the wider community. Students analyze key topics in contemporary corporate governance debates, including how executive pay should be set and how companies should lead (or at least not impede progress) on issues like climate change and human rights abuses. The focus is on publicly traded companies.</p> <p>pre- or corequisite: Business Associations (LAWF 3800)</p> <p>* If students want to use the memo assignment in this class to meet the writing requirement, they can do so with the adjustments (e.g. word count) needed to meet Faculty rules.</p>		

Corporate Tax			
Course Code	LAWF 3670	Section Number	01
Instructors	Derrick Hosanna and Monica Cheng		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Monday at 4:00 to 6:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	class participation: 10% final exam: 90%		
Materials	Students will be provided with access to Taxnet Pro for the duration of the course. It can be used to access the two main texts: <ul style="list-style-type: none"> • <i>Income Tax Act (Canada)</i> and <i>Income Tax Regulations</i> • Krishna, <i>Fundamentals of Canadian Income Tax, Volume 2: Corporate Tax</i> (Toronto: Carswell, 2018) 		
Calendar Description	Students examine the provisions of the Income Tax Act applicable to corporations and their stakeholders. Topics include the classification of corporations for tax purposes; the taxation of corporate income; the taxation of corporate distributions; and the taxation of various types of corporate reorganizations.		
Other Information	pre-requisite: Basic Tax Law (LAWF 3830) pre- or co-requisite: Business Associations (LAWF 3800) This course is a survey of key issues relating to the tax treatment of corporations and their shareholders including: corporate integration; the small business deduction; the rules relating to the taxation of active business income and investment income; related and associated corporations; the use of corporations to hold portfolio investments; the taxation of corporate distributions; transferring assets to a corporation; reorganizations of capital; winding-up of a corporation; and certain tax considerations in buying and selling a business. The course is a review of the basic statutory provisions and lays the groundwork for transactional tax planning. This course will be taught by video conference.		

Criminal Process			
Course Code	LAWF 3810	Section Number	01
Instructor	Marshall Putnam		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Wednesday at 6:00 to 8:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	3-hour exam: 100%		
Materials	TBC		
Calendar Description	This course is a survey and critical examination of the core aspects of criminal process law. Students focus on legislation relating to jurisdiction and modes of trial including obligations of and options available to prosecution and accused. Other topics include arrest, search and seizure, investigative detention, and right to counsel and silence, all within the context of the Charter of Rights and Freedoms.		
Other Information	Also included are investigative methods, pre-trial processes, sentencing, and appeals.		

Directed Research			
Course Code	LAWF 3760	Section Number	01
Instructor	supervision by a member of the Faculty of Law		
Course is open to	2L or 3L	Course is	an elective
Semester	fall or winter	Credits	3
Days and Times	to be arranged with the supervisor		
meets perspectives requirement	may*	meets writing requirement	yes
Assessment Method	research and writing project: 100%		
Materials	are available online and from the TRU Library		
Calendar Description	<p>Students complete a supervised research project involving the in-depth examination of a legal problem or area of concern not normally covered in a substantive or procedural course and which provides the basis for an article, research paper, brief, memorial, or draft legislation. Admission to this course depends on the availability of supervising faculty. This course may be repeated for credit.</p>		
Other Information	<p>A student may take this course twice in the JD program but only once per semester. The course runs in the fall or winter semester with the student meeting with their supervisor regularly during the semester. The final paper of 8,000 to 10,000 words (including footnotes and headings) is due by the last day of the exam period for that semester.</p> <p>A student who wishes to take this course requires approvals from a member of the Faculty of Law who is willing to act as their supervisor and from the Department Chair. The student should approach a potential supervisor in the semester before the course begins to discuss possible research topics and (with the supervisor's approval) apply to the Department Chair for approval at least one month before the course begins. The application form is in this Course Book.</p> <p>* Depending on the subject of the research project, this course might satisfy the perspectives requirement.</p>		

Elder Law			
Course Code	LAWF 3150	Section Number	01
Instructor	Kelly Melnyk		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Thursday at 5:30 to 8:20 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes*
Assessment Method	10%: participation in role 2 playing exercises (5% each) 10%: statement of issues for research paper or podcast 20%: annotated bibliography and list of cases and legislation for research paper or podcast 60%: research paper (minimum 5,000 words) or podcast (minimum 20 minutes)		
Materials	are provided through Moodle		
Calendar Description	Students will engage with legal issues likely to arise when working with an aging client. Students will learn about legal issues surrounding representing aging clients including doctrines of equity including undue influence, unconscionability, and care agreements, aging clients in the litigation process, use of medical experts in both litigation and planning, predatory marriages, supported decision-making, exploitation and elder abuse, and medical assistance in dying.		
Other Information	Throughout the course students will have an opportunity to work with the law through experiential learning exercises. * The research paper satisfies the writing requirement, but the podcast does not.		

Employment Law			
Course Code	LAWF 3850	Section Number	01
Instructor	Ted Murray		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Wednesday at 6:00 to 8:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	2 writing assignments: 2 x 20% = 40% final exam: 60% The final grade may be reduced if a student fails to meet reasonable expectations for class participation.		
Materials	are provided through Moodle or otherwise online		
Calendar Description	Students examine the law governing non-unionized workplaces in Canada. Topics include constitutional jurisdiction; defining the employment relationship and employer/employee status; the employment contract; implied rights and obligations; termination; reasonable notice of dismissal; constructive dismissal; cause for summary dismissal; human rights; and employment standards legislation.		
Other Information	By the end of the course, students should be able to: <ol style="list-style-type: none"> 1. describe and apply the main legal principles of employment law, including appropriate forum(s) in which to adjudicate employment law disputes; 2. recall and apply the most important statutory provisions, jurisprudence and administrative precedents covered in the course; 3. be familiar with the content of a typical executive employment contract; 4. explain and evaluate practice and procedure relevant to employment law; and 5. critically assess the effectiveness of our current employment law regime. 		

Family Law			
Course Code	LAWF 3820	Section Number	01
Instructor	Judge Stella Frame		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Monday at 5:30 to 8:20 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	research paper: 100%		
Materials	are drawn from online sources		
Calendar Description	This course is an analysis of the legal principles affecting the rights and responsibilities of the members of the family. Topics include constitutional issues, marriage, marriage contracts, common law marriage, child neglect and abuse, custody and access, guardianship, adoption, separation, divorce, nullity, spousal and child maintenance, and matrimonial property. Emphasis is placed on the process of family law and the appropriate role for lawyers and judges.		
Other Information	This course is a practical approach to the practice of family law from beginning to end. We discuss the various approaches available to clients in both provincial and supreme court, with a focus on provincial court. Students completing this course should be capable of conducting files in family law in practice.		

Family Law			
Course Code	LAWF 3820	Section Number	01
Instructor	Dr Daleen Millard		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Monday and Wednesday at 1:00 to 2:20 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	Participation in small-group discussions in class: 10% Assignment: 30% or 0% (counts only if better than final exam) Final open-book exam: 60% or 90%		
Materials	The recommended books are: - MJ Mossman et al, <i>Families and the Law: Cases and Commentary</i> , 3rd edn (Captus 2019) and - JP Boyd on Family Law — <i>Resolving Family Law Disputes in British Columbia</i> (available for free on-line).		
Calendar Description	This course is an analysis of the legal principles affecting the rights and responsibilities of the members of the family. Topics include constitutional issues, marriage, marriage contracts, common law marriage, child neglect and abuse, custody and access, guardianship, adoption, separation, divorce, nullity, spousal and child maintenance, and matrimonial property. Emphasis is placed on the process of family law and the appropriate role for lawyers and judges.		
Other Information	This course explores family law in a way that equips the engaged learner with the skills needed to apply their theoretical knowledge of family law in practice.		

First Nations Business and Taxation			
Course Code	LAWF 3780	Section Number	11
Instructor	Murray Sholty		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Monday and Wednesday at 10:00 to 11:20 a.m.		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	<p>2 assignments: 2 x 40% = 80%</p> <p>class participation: 20%</p> <p>The grade for class participation is based on attendance and general participation in class discussions. Constructive and thoughtful contributions are expected. Students will be graded for quality over quantity.</p>		
Materials	<p>Darwin Hanna, <i>Legal Issues on Indigenous Economic Development</i> 2nd edition (Toronto, LexisNexis Canada, 2023)</p> <p>Other materials are provided through Moodle.</p>		
Calendar Description	<p>Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.</p>		
Other Information	<p>This course is an overview of First Nations business enterprises, both on and off Reserve, including taxation implications and strategy. Particular attention is paid to some unique aspects of First Nations business culture. It is geared towards preparing students for practice in areas where commercial dealings with First Nations and other stakeholders will be encountered.</p> <p>The instructor is a member of the Hagwilget First Nation with extensive experience consulting in these areas.</p> <p>There are no prerequisites for this course.</p>		

First Nations Governance and Economic Development			
Course Code	LAWF 3780	Section Number	05
Instructor	Murray Sholty		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Monday and Wednesday at 10:00 to 11:20 a.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	<p>paper (5,000 to 8,000 words): 80%</p> <p>class participation: 20%</p> <p>The grade for class participation is based on attendance and general participation in class discussions. Constructive and thoughtful contributions are expected. Students will be graded for quality over quantity.</p>		
Materials	<p>Darwin Hanna, <i>Legal Issues on Indigenous Economic Development</i> 2nd edition (Toronto, LexisNexis Canada, 2023)</p> <p>Jody Wilson-Raybould & Tim Raybould, <i>Governance Toolkit: A Guide to Nation Building</i>, 2nd ed (Vancouver: BC Assembly of First Nations, 2014): https://www.bcafn.ca/sites/default/files/docs/Governance-Toolkit.pdf</p> <p>Other materials are provided online or through Moodle.</p>		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	<p>This course canvasses the evolution of First Nations governance from the <i>Indian Act</i> model of elected Chiefs and Councils to the re-emergence of diverse systems based on pre-contact systems. The course also covers the revolutionary developments in First Nations economies and the relationships among First Nations, industry, and governments. The instructor is a member of the Hagwilget First Nation with extensive experience consulting in these areas.</p> <p>There are no prerequisites for this course.</p>		

Health Law			
Course Code	LAWF 3660	Section Number	01
Instructor	Dr Ruby Dhand		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Tuesday at 10:00 a.m. to 12:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	virtual presentation: 25% research paper (4,500 to 5,500 words): 75%		
Materials	are provided through Moodle		
Calendar Description	Students evaluate the regulation, structure, and financing of the health care system. Topics include licensing and regulation of health care professionals (including medical malpractice claims as a form of regulation); regulation of biomedical research; approval processes for drugs, complementary therapies, and medical devices; resource allocation and access to health care; market considerations; privatization and deregulation of health care; and consent and confidentiality.		
Other Information	<p>Throughout this course, students will be given the opportunity to:</p> <ol style="list-style-type: none"> 1. examine the legal framework governing the regulation, structure, and financing of the Canadian health care system; 2. examine and engage in the legal and political debates surrounding the constitutional dimensions of health care in Canada, mental health laws, privatization and deregulation of medical services, consent to health care treatment, privacy and confidentiality, medical malpractice and negligence, access to health care services, reproduction, genetics and emerging technologies, end of life decision making, and the legal and ethical obligations of health care providers; 3. critically analyze and evaluate problems and legal health care reform proposals in Canadian health law and policy; 4. be exposed to effective lawyering and advocacy techniques in the health care context. 		

Human Rights Law			
Course Code	LAWF 3730	Section Number	01
Instructor	Dr Ruby Dhand		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Friday at 10:00 a.m. to 12:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	virtual presentation: 25% research paper (4,500 to 5,500 words): 75%		
Materials	are provided through Moodle		
Calendar Description	This course is a survey of national and provincial human rights laws and practice as distinct from the Charter of Rights and Freedoms, and an introduction to the main international and transnational human rights instruments and standards.		
Other Information			

In-House and Corporate Counsel			
Course Code	LAWF 3780	Section Number	05
Instructor	Professor Jon Festinger KC		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Thursday at 10:00 a.m. to 12:50 p.m.		
meets perspectives requirement	no	meets writing requirement	yes
Assessment Method	Group presentation: 25% Class participation: 15% Term paper (minimum 5,000 words): 60%		
Materials	are provided through Moodle		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	<p>This issues-based case-study course is based on the recognition that a significant number of law graduates will become in-house counsel during their careers and the emerging reality that the roles of General Counsel and In-House Counsel have some different “rules of the road” and pressures as compared to lawyers in private practice. As such this course will explore the fundamental roles of General Counsel and in-house lawyers as legal advisors, ethical adjudicators, and business leaders.</p> <p>The methodology of the course will be rooted in examining problems faced by counsel in private and public companies. In-house counsels have risen in power and status within the legal profession, becoming core members of top management intimately involved in complex problem solving and strategy determination. The “cases” in this course involve questions of ethical decision making and conduct that go beyond purely skillful legal determinations. Specific illustrations drawn from the recent history of the business world will be used.</p> <p>Each class will center around a real problem dealing with a fundamental challenge faced by General Counsel’s and their teams in a rich context involving institutional dynamics, psychology, management policies, culture, history and many other factors.</p> <p>This course will include online classes live on Zoom.</p>		

Insurance Law			
Course Code	LAWF 3500	Section Number	01
Instructor	Ted Murray		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Wednesday at 6:00 to 8:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	Coverage opinion memorandum: 30% Final exam (closed book): 70%		
Materials	are provided through Moodle		
Calendar Description	Students are introduced to various types of insurance (e.g. fire, life, sickness and accident, motor vehicle, and liability). Topics include the nature and formation of the insurance contract; the role of insurance agents; insurable interest; misrepresentation and non-disclosure; and the rights of third parties against the insurer.		
Other Information			

Intellectual Property Law			
Course Code	LAWF 3440	Section Number	01
Instructor	Dr Tesh Dagne		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Monday and Wednesday at 10:00 to 11:20 a.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	take-home assignment: 15% 3-hour open-book final exam: 85%		
Materials	Gregory Hagen et al, <i>Canadian Intellectual Property Law: Cases and Materials</i> (3rd edn, Emond Montgomery, 2022)		
Calendar Description	Intellectual property, including the law of patents, copyrights, and trade-marks.		
Other Information	<p>Intellectual Property Law holds prominent ground in today's "information age," where intangible assets play a central role in wealth creation and property acquisition in a comparable degree to land in the previous eras. This course covers black-letter statutory and common law rules in the significant statutory law areas of patent, trademark, and copyright, as well as the common-law area of passing off. Confidential information and industrial design are also covered. We will also discuss leading cases and analyze their contribution to the current and future development of Canadian Intellectual Property Law.</p> <p>In the law of patents, students will be familiarized with objects and criteria of patent protection, owners' rights and remedies, and infringement and defences of rights, among others. The topics covered in copyrights are:- subject matters of copyright, criteria for copyright protection, ownership rights, moral rights, infringements and defences to infringement. The course also covers topics in trade-marks law, including unregistered marks and the law of passing off. The registration, validity, ownership and infringement of trademark rights are among the topics that will be explored. Confidential information and industrial design are also treated.</p> <p>Throughout the course, we will broach emerging issues and continuing controversies in all areas of intellectual property law raised by new technologies in the fields of biotechnology, digitalization, and the Internet.</p> <p>This course will include online classes live on Zoom.</p>		

International Dispute Resolution			
Course Code	LAWF 3780	Section Number	01
Instructor	Dr Ashley Barnes		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Monday at 2:30 to 5:20 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	participation: 15% simulation exercise: 10% research paper: 75%		
Materials	TBC		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	<p>Many disputes arise globally between states and increasingly with multinational corporations and individuals. This course examines the growing range of mechanisms available for the resolution of these international disputes – from negotiations to formal international courts and tribunals. Students will critically assess how the different mechanisms function, their limitations, and opportunities for innovation. Content will include the role of the International Court of Justice along with varying dispute resolution bodies in more specialized international legal areas such as trade, investment, and human rights. Class discussions will also engage with contentious disputes as they emerge, particularly those of relevance to Canada, and provide opportunities through group exercises to further build skills relevant to dispute resolution. Students will gain an appreciation of the unique challenges inherent to addressing legal disputes with international dimensions.</p>		

International Law			
Course Code	LAWF 3740	Section Number	01
Instructor	Dr Ryan Gauthier		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Tuesday and Thursday at 2:30 to 3:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	Moodle quizzes: 5% Reflection assignment: 10% Presentation: 20% Final exam: 65%		
Materials	Phillip M Saunders, et al, <i>Kindred's International Law: Chiefly as Interpreted and Applied in Canada</i> , 9th edn (Toronto: Emond, 2019).		
Calendar Description	Students examine the elements of public international law, including sources, the role of customary law, the law of treaties, recognition, state responsibility, and the roles and powers of international organizations.		
Other Information	By the end of the course, you will be able to: <ol style="list-style-type: none"> 1. Describe the basic structure of the international legal system, including the sources of international law, the principal actors in international law, and the rights and duties of these actors; 2. Discuss the substantive international law regimes (e.g., human rights, environmental law, law of the sea); 3. Apply the fundamental principles of international law to particular issues; 4. Critically evaluate the challenges facing international law as a construct/system; 5. Express your reflections and opinions on international law, in a professional manner, using legal sources and arguments. 		

Jurisprudence			
Course Code	LAWF 3510	Section Number	01
Instructor	Dr Robert Diab		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Tuesday and Thursday at 11:30 a.m. to 12:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	class participation: 20% weekly commentaries / reflections: 20% seminar presentation: 10% research paper (4,500 words): 50%		
Materials	James Penner and Emmanuel Melissaris, <i>McCoubrey & White's Textbook on Jurisprudence</i> (OUP 2012) 5th edition (ISBN 9780199584345)		
Calendar Description	This course is a critical inquiry into the nature and functions of law and justice, including natural law, legal positivism, sociological jurisprudence, legal realism, and contemporary theorists.		
Other Information	This course will not be offered in 2024-25.		

Labour Law			
Course Code	LAWF 3860	Section Number	01
Instructor	Carolyn Janusz		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Monday at 4:00 to 6:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	participation: 10% assignment: 30% open-book final exam: 70%		
Materials	TBC		
Calendar Description	Students analyze the law governing unionized workplaces in Canada. Topics include freedom of association; the status of participants; union organization and certification; unfair labour practices; collective bargaining; the collective agreement and arbitration; industrial conflict; the duty of fair representation; and interaction between the labour law regime and the common-law of employment.		
Other Information			

Law and Film			
Course Code	LAWF 3780	Section Number	02
Instructor	Dr Seán Donlan		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Tuesday at 2:30 to 5:20 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	<p>participation: 50%</p> <p>written assignment on an approved topic: 50%</p> <p>Assignment topics may include Canadian law, class, comparative law, constitutional developments, courtroom dramas, criminal justice procedures, ethnicity, gender, indigenous peoples and the law, justice and law in various film genres, law and emotion, law firms, legal history, legal philosophy, legal pluralism, miscarriages of justice, military law, race, sexuality, vigilantism, etc.</p>		
Materials	TBC		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	<p>The course will explore law and/in film. Students will analyse and assess a number of genres: eg, courtroom dramas, detective films, police procedurals, prison films, and westerns. They'll consider how films represent, or often misrepresent, law, including legal actors, ideas, and institutions; they'll also explore cinema as a cultural artefact and an entrée into wider social issues: eg, law and justice, truth, class, race, gender, and social change. As a result, the course will touch on, among other things, law and non-legal norms, jurisprudence (legal philosophy), other legal-normative traditions, and the ethical and professional challenges of legal practice. Students will also necessarily engage with, and bring to the course, other disciplines (eg, history and politics). Where appropriate, Canadian law and films will be examined.</p> <p>This course might not be offered in 2024-25.</p>		

Law and Religion			
Course Code	LAWF 3190	Section Number	01
Instructor	Dr Blair Major		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Tuesday and Thursday at 11:30 a.m. to 12:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	paper abstract (500 words) and bibliography: 5% paper presentation: 15% participation: 10% final paper (5,000-5,500 words): 70%		
Materials	are provided through Moodle		
Calendar Description	Students explore and examine the complex interaction between law and religion and how this has shaped and continues to shape the modern world. Students learn about some of the central theoretical questions and debates regarding the nature of the relationship between law and religion, in the historical and contemporary contexts of the Western legal tradition. Students will examine primary and secondary legal sources that address various issues regarding religion, religious communities, religious freedoms, secularism, state neutrality, and religious matters more broadly. Students will learn to work with materials from multiple disciplines to examine legal institutions and doctrines. Students will engage with a broad range of public and private law topics in the course, including constitutional law, the Charter of Rights and Freedoms, administrative law, multiculturalism, and professional ethics.		
Other Information	This course will not be offered in 2024-25.		

Mental Health Law and Policy in Canada			
Course Code	LAWF 3662	Section Number	01
Instructor	Dr Ruby Dhand		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Tuesday at 10:00 a.m. to 12:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	Virtual presentation: 25% Research paper (4,500 to 5,500 words): 75%		
Materials	are provided through Moodle		
Calendar Description	<p>Through an examination of mental health law and policy in the civil, criminal and human rights contexts, this course will grapple with the unique barriers faced by people with mental health disabilities in the justice system. First, students will examine civil mental health laws and policies in Canada including involuntary psychiatric admission procedures; consent and capacity issues in relation to treatment; substitute-decision making; the use of restraints and forced treatment. The second portion of the course addresses the legal responses to mental health in the criminal justice system; findings of “not criminally responsible”; issues arising in policing and corrections; Mental Health Courts; the criminalization of persons with mental health disabilities; the provision of mental health services in the correctional system; administrative proceedings before forensic mental health review boards.</p>		
Other Information			

Mergers & Acquisitions			
Course Code	LAWF 3130	Section Number	01
Instructor	Dale Skinner		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Friday at 10:00 a.m. to 12:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	Draft long form share purchase agreement: 50% Short paper (2,500 to 3,500 words): 50%		
Materials	are provided through Moodle		
Calendar Description	<p>Students will be introduced to the practice of mergers and acquisitions including the process and documentation involved. Students will learn in class about the components of an agreement applicable to the purchase and sale of a privately held business and how those components function, not only in agreements for the purchase and sale of a business, but in business contracts generally. The course will build on concepts learned in contract law and will be a bridge from contract law in theory to contract law in practice. In addition to covering the purchase and sale of privately held businesses, this course will also cover, at a high level, take-over bids (i.e., transactions involving the acquisition of shares issued by public companies), plans of arrangement (i.e., court approved transactions involving the acquisition of shares or assets of public companies) and amalgamations (i.e., transactions involving the combination two corporations under a statutory process).</p>		
Other Information	This course will include online classes live on Zoom.		

BC Law Schools Moot			
Course Code	LAWF 3780	Section Number	TBC
Coach	Danielle Ching McNamee		
Course is open to	2L or 3L	Course is	an elective
Semesters	fall and winter	Credits	3
Days and Times	to be arranged with the instructor		
meets perspectives requirement	no	meets writing requirement	yes
Assessment Method	TBC		
Materials	are available online and from the TRU Library		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	<p>Students develop appellate advocacy and other lawyering skills in the context of preparing for and participating in the British Columbia Law Schools Competitive Moot. Students generally argue a civil law (e.g., contract, property, or tort law) problem, but may argue problems in other areas of law.</p> <p>The moot team consists of 5 students who are selected through a competitive process. Questions about this moot should be addressed to the chair of the mooted committee: Dr Ryan Gauthier.</p>		

Davies Corporate/Securities Moot			
Course Code	LAWF 4060	Section Number	01
Coaches	Chelsea Hunter and James Reid		
Course is open to	2L or 3L	Course is	an elective
Semesters	fall and winter	Credits	3
Days and Times	to be arranged with the instructor		
meets perspectives requirement	no	meets writing requirement	yes
Assessment Method	TBC		
Materials	are available online and from the TRU Library		
Calendar Description	Students develop appellate advocacy and other lawyering skills in the context of preparing for and participating in the Davies Corporate/Securities Moot. Students argue a problem related to corporate and securities law.		
Other Information	The moot team consists of 5 students who are selected through a competitive process. Questions about this moot should be addressed to the chair of the moot committee: Dr Ryan Gauthier.		

Immigration, Refugee, and Citizenship Law Moot			
Course Code	LAWF 4080	Section Number	01
Coach	David Knapp		
Course is open to	2L or 3L	Course is	an elective
Semesters	fall and winter	Credits	3
Days and Times	to be arranged with the instructor		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	TBC		
Materials	are available online and from the TRU Library		
Calendar Description	Students develop appellate advocacy and other lawyering skills in the context of preparing for and participating in the Immigration, Refugee, and Citizenship Law Moot. Students argue problems related to the fields of immigration, refugee, and citizenship law and address related issues of administrative law.		
Other Information	The moot team consists of 5 students who are selected through a competitive process. Questions about this moot should be addressed to the chair of the mooting committee: Dr Ryan Gauthier.		

Jessup Moot			
Course Code	LAWF 4050	Section Number	01
Coaches	Dr Ryan Gauthier, Greg Pun KC, Alex Devitt, and Natasha Little		
Course is open to	2L or 3L	Course is	an elective
Semesters	fall and winter	Credits	3
Days and Times	to be arranged with the instructor		
meets perspectives requirement	no	meets writing requirement	yes
Assessment Method	is explained in the course outline and syllabus		
Materials	are available online and from the TRU Library		
Calendar Description	The development of appellate advocacy and other lawyering skills in the context of preparation for and participation in the Philip C. Jessup International Law Moot Court Competition. The Competition focuses on international public law, and related areas of law.		
Other Information	<p>The moot team consists of 5 students who are selected through a competitive process. Questions about this moot should be addressed to the chair of the mooting committee: Dr Ryan Gauthier.</p> <p>pre- or corequisite: International Law (LAWF 3740)</p> <p>This moot will consist of written and oral argument in relation to public international law topics. The precise topics will be set out by the moot organizers through this year's Competition problem. In addition to the substantive areas of law, this moot will provide instruction on good practices for written advocacy and oral advocacy suitable to the practice of law in Canada.</p>		

Kawaskimhon National Aboriginal Moot			
Course Code	LAWF 4010	Section Number	01
Coach	Chrystie Stewart		
Course is open to	2L or 3L	Course is	an elective
Semesters	fall and winter	Credits	3
Days and Times	to be arranged with the instructor		
meets perspectives requirement	yes	meets writing requirement	no
Assessment Method	TBC		
Materials	are available online and from the TRU Library		
Calendar Description	Students develop lawyering skills such as advocacy and consensus building, in the context of a non-competitive moot, and conducted in a circle arrangement. Students use a moot problem based on selected contemporary issues in Aboriginal-Government relations.		
Other Information	The moot team consists of 5 students.		

National Family Law Negotiation Moot			
Course Code	LAWF 4070	Section Number	01
Coach	Amanda Winters		
Course is open to	2L or 3L	Course is	an elective
Semesters	fall and winter	Credits	3
Days and Times	to be arranged with the instructor		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	TBC		
Materials	are available online and from the TRU Library		
Calendar Description	Students develop lawyering skills, such as advocacy, negotiation, and consensus building, in the context of a negotiation competition. Students negotiate issues related to family law, such as the division of assets and child custody.		
Other Information	The moot team consists of 4 students who are selected through a competitive process. Questions about this moot should be addressed to the chair of the mooting committee: Dr Ryan Gauthier.		

Western Canada Macintyre Cup Trial Moot			
Course Code	LAWF 4130	Section Number	01
Coaches	Kelly Melnyk and Iain Currie		
Course is open to	2L or 3L	Course is	an elective
Semesters	fall and winter	Credits	3
Days and Times	to be arranged with the instructor		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	TBC		
Materials	are available online and from the TRU Library		
Calendar Description	Students further develop trial advocacy and other lawyering skills in the context of preparation for and participation in the Western Canada Trial Competition.		
Other Information	The moot team consists of 2 students who are selected through a competitive process. Questions about this moot should be addressed to the chair of the mooting committee: Dr Ryan Gauthier.		

Wilson Moot			
Course Code	LAWF 4020	Section Number	01
Coaches	Brodie Noga and Sergio Ortega		
Course is open to	2L or 3L	Course is	an elective
Semesters	fall and winter	Credits	3
Days and Times	to be arranged with the instructor		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	TBC		
Materials	are available online and from the TRU Library		
Calendar Description	The Wilson Moot was founded in 1992 and was conceived to honour the outstanding contribution to Canadian law made by the late Honourable Bertha Wilson. Students participate in this national moot court competition devoted to Equality Law and the Charter of Rights and Freedoms. Students form a team and prepare an appeal to a fictitious appellate court of last resort.		
Other Information	The moot team consists of 5 students who are selected through a competitive process. Questions about this moot should be addressed to the chair of the mooting committee: Dr Ryan Gauthier.		

Municipal Law			
Course Code	LAWF 3780	Section Number	06
Instructors	Philip Huynh, Allan Wu, and Benjie Lee		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Friday at 1:00 to 3:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	3-hour open-book final exam: 100%		
Materials	<i>Community Charter, SBC 2003, c 26</i> <i>Local Government Act, RSBC 2015, c 1</i> Additional materials provided through Moodle		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	This course will introduce students to the law pertaining to local governments in British Columbia, and related issues such as the sources and scope of municipal powers, local government regulation of land, buildings, and businesses. The course will also introduce students to issues relating to conflict of interest, free expression on municipal property, municipal taxation, bylaw enforcement, and municipal liability. This course will include online classes live on Zoom.		

Real Estate Transactions			
Course Code	LAWF 3610	Section Number	01
Instructor	Professor John O'Fee KC		
Course is open to	2L or 3L	Course is	an elective
Semester	fall or winter	Credits	3
Days and Times	Monday and Wednesday at 1:00 to 2:20 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	final exam: 100%		
Materials	are provided through Moodle		
Calendar Description	This course is an examination of estate transactions. Topics include the purchase and sale of property; mortgaging and other ways to finance land transactions; commercial leasing arrangements; and the Land Titles Act as it relates to land development.		
Other Information	<p>On completion of this course students will be able to:</p> <ol style="list-style-type: none"> 1. identify common title issues that could affect a purchase decision; 2. understand the role and fiduciary duties of the real estate agent; 3. identify common clauses and pitfalls in constructing a purchase contract; 4. understand and explain the mortgage transaction; 5. recognize and explain common real estate purchase transaction documents; 6. identify protective measures a party may take in the event of a collapsing real estate transaction. 		

Remedies			
Course Code	LAWF 3710	Section Number	01
Instructor	Dr Blair Major		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Monday and Wednesday at 2:30 to 3:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	written assignment: 25% final exam: 75%		
Materials	J Berryman et al, <i>Remedies: Cases and Materials</i> , 8th edn (Toronto: Emond Montgomery, 2020) J Berryman, <i>The Law of Equitable Remedies</i> , 2nd edn (Toronto: Irwin Law, 2013) J Cassels and E Adjin-Tettey, <i>Remedies: The Law of Damages</i> , 3rd edn (Toronto: Irwin Law, 2014)		
Calendar Description	Students assess judicial remedies at common law and equity for tort and breach of contract, including personal injury and property damage. Themes include compensating loss, disgorging gain, and punishing civil wrong; prohibiting and compelling defendant behaviour; loss-based, gain-based, and punitive damages; and injunctions and specific performance.		
Other Information	<p>When parties go before a court of law, the court has two primary tasks: (1) to determine the legal rights and obligations existing between the parties; and (2) to issue an order to resolve the dispute between the parties. Much of what is studied in law school has to do with the first task: learning the legal rights and obligations that exist between persons. The focus of this course is on the second task: the remedy awarded by the court to resolve the dispute.</p> <p>A remedy is the ultimate output of a legal dispute that is decided upon by a court of law—it is the order that the court makes as a final resolution to the matter. The study of the law of remedies has to do with the rules and principles that guide courts of law when they issue orders.</p> <p>This course will not be offered in 2024-25.</p>		

Securities Law			
Course Code	LAWF 3140	Section Number	01
Instructor	Dale Skinner		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Thursday at 2:30 to 5:20 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	final exam: 100%		
Materials	<p>Materials are provided through Moodle.</p> <p>Recommended casebook and text (purchase not required): Christopher C Nicholls, <i>Securities Law</i>, 2nd edn (Irwin Law)</p>		
Calendar Description	<p>Students will explore the principles and practice of securities law in Canada. Students will learn how corporations sell their shares to investors by way of public offerings and private placements and about the rules applicable to such transactions. Students will also learn about the ongoing disclosure obligations of public companies, insider reporting and trading rules applicable to insiders of public companies, the process relating to communicating with shareholders of public companies and the process and law relating to takeovers of public companies.</p>		
Other Information	<p>The course will also touch on civil and criminal liability under securities laws and the role of the securities commissions and stock exchanges in Canada as regulators. While the theoretical underpinnings of the rules will be covered in order to facilitate a better understanding of securities regulation, the emphasis in this course will be on securities law in practice.</p> <p>This course will include online classes live on Zoom.</p>		

Sentencing Law			
Course Code	LAWF 3812	Section Number	01
Instructor	Judge Greg Koturbash		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Thursday at 6:00 to 8:50 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	class participation: 20% sentencing submissions: 30% final paper: 50%		
Materials	TBC		
Calendar Description	Sentencing is one of the most significant components of the criminal justice process. Despite its importance, sentencing is frequently an overlooked aspect of an accused person's walk through the criminal justice system. Sentencing Law aims to prepare students for this crucial area of practice. This course considers core principles of sentencing such as denunciation, deterrence, rehabilitation and retribution. The historical development of statute and common law impacting an offender's sentence are studied. Current trends in the common law are discussed, with particular attention to the sentencing of youth and indigenous offenders. Students will apply salient legal principles through oral and written coursework. Students should, on completion, be comfortable speaking to sentence on minor matters in provincial court and in providing meaningful assistance to experienced counsel on serious matters.		
Other Information	recommended pre- or corequisites: Advocacy, Ethical Lawyering, and Evidence Sentencing, is a crucial phase in the criminal justice process. Acknowledging its pivotal role, the study of Sentencing Law aims to equip students with the essential skills required to adeptly navigate this critical area of legal practice. This comprehensive course delves deep into the fundamental objectives and principles that underpin the process of sentencing. By engaging range of guest speakers, field trips, oral and written coursework, students will gain valuable insights on how to effectively research, prepare for, and conduct sentencing hearings. Enrolment in this course is limited to 18 students.		

Sports and Human Rights			
Course Code	LAWF 3780	Section Number	04
Instructor	Dr Ryan Gauthier		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Wednesday at 2:30 to 5:20 p.m.		
meets perspectives requirement	yes	meets writing requirement	yes
Assessment Method	Class participation: 10% Reflection paper: 10% Presentation on a topic: 20% Final paper outline: 10% (completion basis) Final paper: 50%		
Materials	TBC		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	This course will review the fundamental structures of both the international human rights law regime and the international sports law regime. This course will then examine various thematic human rights issues of particular importance to sport, including: gender equity, LGBTQ+ rights, anti-racism, rights of children, freedom of expression, environment and climate change, anti-corruption, and sport organization governance and integrity.		

Sports Law: Professional Leagues and International Sports Organisations			
Course Code	LAWF 3980	Section Number	01
Instructor	Professor Jon Festinger KC		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Thursday at 2:30 to 5:20 p.m.		
meets perspectives requirement	no	meets writing requirement	yes
Assessment Method	Group presentation: 25% Class participation: 15% Term paper (minimum 5,000 words): 60%		
Materials	are provided through Moodle		
Calendar Description	Students examine and evaluate the effectiveness of the legal framework and policies governing professional sports leagues and international sports governing bodies. Students also compare approaches to governing sport in Canada, the U.S., and Europe. Topics include the monopoly structure of sport; the intersection of competition law and labour law; issues free agency and salary caps; franchise movement and stadium subsidies; and dispute resolution mechanisms.		
Other Information	This course will include online classes live on Zoom.		

Trusts			
Course Code	LAWF 3720	Section Number	01
Instructor	Professor Brad Morse		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Tuesday and Thursday at 11:30 a.m. to 12:50 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	optional written assignment: 25% open-book final exam: 75% or 100%		
Materials	are provided through Moodle		
Calendar Description	Students explore the concept of the trust, its development in equity, and its relationship to other legal concepts. Topics include various types of trusts; constituting, administering and terminating the trust; trustee duties and powers; variation of trusts; breach of trust; and the doctrine of tracing.		
Other Information	This section will not be offered in 2024-25.		

Unjust Enrichment			
Course Code	LAWF 3650	Section Number	01
Instructor	Dr Chris Hunt		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Tuesday and Thursday at 10:00 to 11:20 a.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	3-hour open-book final exam: 100%		
Materials	are provided through Moodle		
Calendar Description	Students assess unjust enrichment as an independent source of legal obligation. Topics include elements of the right of action and defences; restitution as the remedy, with particular emphasis on personal versus proprietary restitution; and disgorgement of wrongful gain, distinguished from restitution using breach of fiduciary obligation as the primary example.		
Other Information	This course is designed to provide an overview of key areas of the law of unjust enrichment. We will examine the nature of and rationale underpinning this ancient cause of action, and explore how it applies in very diverse circumstances. Toward the end of the term, we will examine other restitutionary causes of action, including breach of fiduciary duty and breach of confidence. Throughout the class, emphasis is placed on applying settled law to novel situations.		

Video Gaming Law			
Course Code	LAWF 3780	Section Number	02
Instructor	Professor Jon Festinger KC		
Course is open to	2L or 3L	Course is	an elective
Semester	winter	Credits	3
Days and Times	Thursday at 2:30 to 5:20 p.m.		
meets perspectives requirement	no	meets writing requirement	yes
Assessment Method	Group presentation: 25% Class participation: 15% Term paper (minimum 5,000 words): 60%		
Materials	Jon Festinger, Chris Metcalfe and Roch Ripley, <i>Video Game Law</i> , 2nd edn (LexisNexis, 2012) is an optional text. Other materials are provided through Moodle.		
Calendar Description	Selected Topics 2: Students focus on a variety of subject areas, either doctrinal or theoretical.		
Other Information	<p>Video games create virtual worlds that players physically interact with. In so doing video games upset the traditional media apple cart. The gamer becomes the controller of a responsive virtual world, rather than simply a passive “receiver” of images and sound.</p> <p>The creation, dissemination, and enjoyment of interactive entertainment is governed by a multi-dimensional grid of international and domestic laws relating to intellectual property, communications, contracts, torts, privacy, obscenity, antitrust, and freedom of expression. The myriad legal issues currently manifest in digital media often originated in games. That is because games have consistently led the technological, interactive, and creative advancements of the digital age.</p> <p>Accordingly the processes of creating and playing games constitute a useful proving ground for legal constructs applying to all media and mediums. That all of this occurs with a core demographic that includes very large numbers of children considerably complicates the resulting analysis.</p> <p>This course will include online classes live on Zoom.</p>		

Wills and Estates			
Course Code	LAWF 3870	Section Number	01
Instructor	Kelly Melnyk		
Course is open to	2L or 3L	Course is	an elective
Semester	fall	Credits	3
Days and Times	Tuesday at 5:30 to 8:20 p.m.		
meets perspectives requirement	no	meets writing requirement	no
Assessment Method	Three distinct writing assignments: <ol style="list-style-type: none"> 1. Draft an advance planning document and short memorandum to supervising lawyer – 30%; 2. Draft a will and short memorandum to supervising lawyer – 30%; and 3. Draft a pleading (either a Notice of Civil Claim or Petition) relying upon relevant case law – 40%. 		
Materials	CLE Online: https://online.cle.bc.ca/ <ul style="list-style-type: none"> • Annotated Estates Practice • Wills and Personal Planning Precedents Other materials available online and on Moodle		
Calendar Description	Students examine the preparation, execution, interpretation, and administration of wills; testamentary capacity; alteration, revocation and republication of wills; intestate succession; dependant's relief; and estate administration.		
Other Information	This course provides a comprehensive overview of the law relating to wills, estate litigation, and the related area of advance planning, including powers of attorney, representation agreements, advanced directives, guardianship/committeeship, and interplay with family law.		

Courses not offered in 2023-24

The following elective courses will not be offered in 2023-24:

- Access to Justice (LAWF 3160) *
- Advanced Public Law (LAWF 3630)
- Advanced Torts (LAWF 3590)
- The Business of Practicing Law (LAWF 3170) *
- Canadian Legal History (LAWF 3750)
- Charter Civil Liberties (LAWF 3540)
- Class Actions (LAWF 3780)
- Communications Law (LAWF 3490)
- Comparative Law (LAWF 3550)
- Creditors Remedies (LAWF 3430)
- Designing Legal Expert Systems (LAWF 3120) *
- Digital Media Law (LAWF 3480)
- Entertainment Law (LAWF 3100)
- Environmental Law (LAWF 3840) *
- Immigration and Refugee Law (LAWF 3680)
- Indigenous Peoples and Canadian Law (LAWF 3780) *
- International Intellectual Property Law and Policy (LAWF 3470)
- International Trade Law (LAWF 3450)
- Law and Economics (LAWF 3690)
- Privacy Law (LAWF 3530) *
- Public Lands and Natural Resources (LAWF 3700)
- Sale of Goods (LAWF 3880)
- Secured Transactions (LAWF 3640)
- Sports Law: High Performance (LAWF 3970)
- Tax Policy (LAWF 3520)
- Transnational Lawyering (LAWF 3702)

The courses marked with * will be offered in 2024-25.

For information about these courses, please see the TRU Academic Calendar at:

<https://www.tru.ca/current/enrolment-services/calendar.html>

Courses not offered in 2024-25

The following elective courses will not be offered in 2024-25:

- Advanced Public Law (LAWF 3630)
- Advanced Torts (LAWF 3590)
- Animals and the Law (LAWF 3180) *
- Canadian Legal History (LAWF 3750)
- Charter Civil Liberties (LAWF 3540)
- Class Actions (LAWF 3780)
- Communications Law (LAWF 3490)
- Comparative Law (LAWF 3550)
- Entertainment Law (LAWF 3100)
- International Intellectual Property Law and Policy (LAWF 3470)
- International Trade Law (LAWF 3450)
- Law and Economics (LAWF 3690)
- Law and Religion (LAWF 3190) *
- Privacy Law (LAWF 3530)
- Sale of Goods (LAWF 3880)
- Secured Transactions (LAWF 3640)
- Sports Law: High Performance (LAWF 3970)
- Tax Policy (LAWF 3520)

The courses marked with * are offered in 2023-24.

For information about these courses, please see the TRU Academic Calendar at:

<https://www.tru.ca/current/enrolment-services/calendar.html>

Study at Another University

It is possible for some of our JD students to study at another university and obtain course credits for their JD from TRU. Opportunities to do this are limited. For more information, please contact Leanne Walker (our Admissions and Records Officer):

<https://www.tru.ca/law/faculty-staff/staff/leanne-walker.html>

Study Abroad

TRU has international exchange programs with five European universities located in the Czech Republic, France, Germany, and Poland. Each university normally accepts one or two of our JD students to study there during one of our fall or winter semesters. Course credits earned at these universities can be accepted for credit towards our JD. For more information, please see:

<https://www.tru.ca/law/jd-program/student-learning-opportunities/international-connections/international-partners.html>

Visit Another Canadian Law School

It is possible for a TRU JD student to visit another Canadian law school and earn course credits towards their JD from TRU. This requires a letter of permission from the Dean and to be accepted by the other law school as a visiting student. This arrangement is intended to allow a 3L student to participate in an educational opportunity that is not available at TRU and is normally restricted to one or two students.

Original Juris Doctor (JD) Program

for students who began before 2021

Our JD program was amended in 2021. If you began the program in 2021 or later, you are in the amended program described above on pages 6 to 8. If you began the program before 2021, you are in the original program described here.

The JD program consists of 96 credits of courses in three years of full-time study. There are 36 credits of required courses in the first year followed by 24 credits of required courses and 36 credits of elective courses in the upper two years. One elective must satisfy the international requirement and one must satisfy the writing requirement (as explained below). It is possible for a single elective course to satisfy both requirements.

All courses are three credits each unless otherwise stated. Most three-credit courses run in a single semester for 150 minutes per week, either in two 75-minute classes or in one 170-minute class with breaks. Clinical practice courses, moots, and directed research courses have variable times. The six-credit courses in first year run for two semesters in two classes per week.

In upper years, students normally take 15 credits per semester, but they may take as few as nine credits and as many as 18 credits in a single semester.

1L Required Courses 36 credits	Constitutional Law (5 credits) Contracts (5 credits) Crime: Law and Procedure (5 credits) Dispute Resolution 1 (DR1) (1 credit) Fundamental Legal Skills (4 credits) Legal Perspectives Legislation, Administration and Policy (LAP) Property (5 Credits) Torts (5 credits)
2L Required Courses 15 credits	Administrative Law Civil Procedure Dispute Resolution 2 (DR2) Ethical Lawyering Evidence
2L or 3L Required Courses 6 credits	Advanced Legal Research and Writing (ALRW) Business Associations
3L Required Course 3 credits	Dispute Resolution 3 (DR3)
2L or 3L Elective Courses 36 credits	includes an international requirement and a writing requirement

International Requirement

for students who began the program before 2021

You must either (a) complete at least one elective course in 2L or 3L that satisfies the international requirement or (b) complete the Study Abroad program. The following courses offered in 2023-24 will satisfy this requirement:

- Comparative and International Indigenous Rights
- Conflict of Laws
- Corporate Governance
- Directed Research (depending on the subject)
- Human Rights Law
- International Dispute Resolution
- International Law
- Moots: Immigration, Refugee, and Citizenship Law; Jessup
- Sports Law: Professional Leagues and International Sports Organizations

Writing Requirement

for students who began the program before 2021

You must satisfy the writing requirement by either (a) writing a paper, case comment, or similar piece of work that involves significant research, is at least 7,500 words, and is worth at least 50% of the grade in an elective course, or (b) taking the Directed Research course (LAWF 3760). The following courses offered in 2023-24 will or may satisfy this requirement:

- Charter in Criminal Law
- Community Lawyering
- Comparative and International Indigenous Rights
- Corporate Governance
- Directed Research
- Elder Law
- Entertainment Law
- First Nations Governance and Economic Development
- Health Law
- Human Rights Law
- In-House and Corporate Counsel
- Mental Health Law and Policy in Canada

Please note that the course descriptions in this book indicate whether a course can satisfy the shorter writing requirement that applies to students who began the JD program in 2021 or later. That might not satisfy your writing requirement. When you have completed the international and writing requirements, please complete and submit the "Confirmation of International and Writing Requirements" form (which is in this Course Book).

Policies and Other Useful Information

Academic Awards

Please see our web site for information about awards and prizes from the Faculty of Law, TRU, and other organizations.¹

Dean's Course Prizes

The student who achieves the highest marks in a course receives a Dean's Course Prize. For courses that are taught in two sections each year, there is a prize for the top student in each section.

Dean's List

The students with the highest GPAs over a single academic year are placed on the Dean's List. There is a Dean's List for each year of the JD program (1L, 2L, and 3L) and the top 10% of the students in each year are placed on the list. Each student on the Dean's List receives a letter of congratulations from the Dean and a notation on their TRU transcript.²

Law Society Gold Medal

The student who achieves the highest cumulative GPA over all three years of the JD program is awarded the Law Society Gold Medal by the Law Society of BC. Three medals are awarded each year: one each to the top graduating JD student at TRU, UBC, and U Vic.³

Academic Integrity

Honesty and integrity are essential qualities for anyone wishing to practice law.⁴ Our JD students are expected to behave honestly and with integrity at all times. They should be familiar with TRU's policy on Student Academic Integrity and understand the different forms of academic dishonesty: cheating, academic misconduct, fabrication, and plagiarism.⁵ This policy applies to every course in the JD program.

Accommodation

The Faculty of Law will provide reasonable accommodation for students who have difficulty attending classes or exams or completing assignments on time because of illness, disability, religious observances, family or personal emergencies, or similar special needs. They should

¹ <https://www.tru.ca/law/students/awards.html>

² https://www.tru.ca/__shared/assets/ed03-45645.pdf

³ <https://www.lawsociety.bc.ca/about-us/awards-and-scholarships/law-society-gold-medal/>

⁴ <https://www.lawsociety.bc.ca/support-and-resources-for-lawyers/act-rules-and-code/code-of-professional-conduct-for-british-columbia/>

⁵ https://www.tru.ca/__shared/assets/ED_05-0_Student_Academic_Integrity36334.pdf

consult the Assistant Dean about these issues. Students facing long-term or recurring barriers should read TRU's policy on Academic Accommodations for Students with Disabilities and confer with Accessibility Services.⁶

Exams

Final Exams

Final exams normally take place during the examination periods in December and April. The typical final exam is three hours long and written on computer in an examination hall or room. Students use their own lap-top computers (or borrow one from TRU) with special exam software that is configured for closed-book or open-book exams. A final exam can count for up to 100% of the grade in a course, but most courses also involve other forms of assessment.

Mid-term Exams in 1L

Most of the six-credit courses in 1L have a mid-term exam in December and a final exam in April. These mid-terms are “help not hurt” which means that they count towards the final grade only if the mark on the mid-term is better than the mark on the final exam.

Deferred Exams

If a student has a valid reason for missing an exam, they can have a deferred exam. Valid reasons for missing an exam are illness, acute medical condition, domestic affliction, and the Wolf Pack travel schedule.⁷ Deferred exams are held in early January and early May.

Supplemental Exams

If a student fails a required course because of their poor performance on the final exam, they can have a supplemental exam to attempt to obtain the minimum passing grade of C-. Supplemental exams are held in April and May. Supplemental exams are not available for elective courses (for which the minimum passing grade is D) nor are they available for required courses that are not assessed by final exam (such as DR, FLS, and LAP).

Grading Policy

Title and Effective Date

1. This policy is known as the Thompson Rivers University Faculty of Law Grading Policy (the “Policy”) and is effective as of September 1, 2023 (the “Effective Date”).

⁶ https://www.tru.ca/__shared/assets/BRD_10-0_Academic_Accommodations42574.pdf

⁷ https://www.tru.ca/__shared/assets/ED_03-09_Examinations43315.pdf

Definitions

2. In this Policy, the following words and phrases have the following meanings:

“A-Range Grades” means A-, A, or A+.

“Academic Recognition Policy” means Thompson Rivers University Senate Policy ED 03-4.

“B-Median Rule” means a requirement that the median grade in a course must be a B.

“Chair” means the Department Chair of the Faculty within the meaning of the Collective Agreement.

“Collective Agreement” means the Collective Agreement between Thompson Rivers University and the Thompson Rivers University Faculty Association in force from April 1, 2019, or such successor agreement as may be in force from time to time.

“CR/NCG Course” means any course offered by the Faculty that has been designated as a Credit Granted/No Credit Granted course.

“Dean’s Course Prize” means the prize awarded to the student with the highest grade in a course, as set forth in Sections 10-12.

“Dean’s List” has the meaning given to that term in the Academic Recognition Policy.

“Effective Date” has the meaning assigned in Section 1.

“Exemption” has the meaning assigned in Section 13.

“Faculty” means the Thompson Rivers University Faculty of Law.

“Faculty Council” means the Faculty Council of the Thompson Rivers University Faculty of Law.

“Gold Medal” means the prize awarded in accordance with Section 23.

“Graded Course” means any course offered by the Faculty that is not a CR/NCG Course.

“Graded Course Rules” means Sections 7-12 of this Policy.

Purpose

3. The purpose of this Policy is to ensure that the Faculty awards grades based on the following principles:

- (i) Consistent distribution of grades across courses;
- (ii) Accurate communication regarding where students stand academically in relation to one another;
- (iii) Fair reflection of the quality of students’ academic performance;
- (iv) Integrity and transparency, including the avoidance of inflated grades; and
- (v) Autonomy and individual judgment of instructors.

4. For Graded Courses that are exempt from the Graded Course Rules, and to the extent that instructors have discretion to determine the distribution of grades within the constraints set out in Section 7, instructors should assign grades in a way that reflects the purposes of this Policy.

Graded and CR/NCG Courses

5. In Graded Courses, instructors shall use the 12-band system of letter grades under the matrix established for the Faculty in TRU Policy ED 03-5 on Grading Systems,⁸ or, if a successor policy adopted by Thompson Rivers University modifies the letter grade system for the Faculty, the system established under the policy in effect at the applicable time.
6. In CR/NCG Courses, instructors shall assess each student as either “credit granted,” for satisfactory performance, or “no credit granted,” for unsatisfactory performance.

Graded Course Categories and Rules

7. Except as otherwise provided in this Policy, the following rules respecting the distribution of grades apply to all Graded Courses, based on the number of students enrolled in the course on the date on which the Chair requires grades to be submitted:

4-9 students	No more than 75% of grades may be A-Range Grades.
10-19 students	No more than 50% of grades may be A-Range Grades.
20-29 students	B-Median Rule applies. No more than 25% of grades may be A-Range Grades.
30 or more students	B-Median Rule applies. No more than 15% of grades may be A-Range Grades. At least 15% of grades must be B- or lower.

8. Section 7 applies only to (i) final grades and (ii) mid-term grades in full-year 1L courses.
9. For the purpose of applying the requirements of Section 7, all fractions equal to 0.5 or more will be rounded up to the nearest whole number and all fractions less than 0.5 will be rounded down to the nearest whole number.⁹

Dean’s Course Prize

10. When submitting grades for a Graded Course, the instructor shall identify the student with the highest numerical mark in the course, who will be awarded the Dean’s Course Prize.
11. Where a Graded Course is offered in multiple sections in the same academic year, the instructor of each section shall identify the winner of the Dean’s Course Prize for that section.

⁸ https://www.tru.ca/__shared/assets/Grading_Systems5647.pdf

⁹ For example, 15.7% will be rounded up to 16% (and would exceed a 15% upper limit), and 15.2% will be rounded down to 15% (and would comply with a 15% upper limit).

12. Where a Graded Course is offered for a full year, the instructor shall identify the winner of the Dean's Course Prize at the end of the year.

Applying for Exemptions

13. An instructor may apply in advance to the Chair for permission to treat a course as exempt from all or part of the Graded Course Rules (an "Exemption").
14. An Exemption must be requested and granted before the first day of the semester in which the course is offered.
15. A request for an Exemption must be justified with reasons why the course in question is suitable for assessment without the application (in whole or in part) of the Graded Course Rules.
16. The reasons given for a requested Exemption should be relevant to the manner in which, and should reflect to the extent to which, the requested Exemption would depart from the Graded Course Rules.
17. A request for a significant or complete Exemption from the Graded Course Rules should generally be justified with evidence that the course is to be assessed based on experiential work or work equivalent to professional work product, rather than traditional academic assessments such as exams and essays.
18. The decision on whether to grant an Exemption is at the discretion of the Chair.
19. An Exemption applies for one time that the course is offered, and if an instructor wishes to be granted an Exemption for a subsequent offering of the course, the instructor must make a new application.

Exempt Courses

20. Directed research courses, moots, journal, clinical courses, and courses with fewer than four students are exempt from the Graded Course Rules without requiring an application for an Exemption.

Submission of Grades

21. Each instructor shall submit grades after the completion of the course at the time and in the manner directed by the Chair.

Dean's List

22. The Dean's List is determined in accordance with the Academic Recognition Policy.

Gold Medal

23. The Gold Medal is awarded to the graduating student ranking first overall during the entirety that student's enrollment in the Juris Doctor degree.

Prior Policies Rescinded

24. All prior versions of the Faculty Grading and Ranking Policy are rescinded and have no force or effect as of the Effective Date.

Grade Reappraisals

If a student believes that their final grade in a course may be incorrect, they should arrange to meet the instructor to discuss the issue. If the instructor discovers that the grade is incorrect due to a calculation or data-entry error, they can arrange to get the grade corrected. If the instructor believes that the grade is correct, but the student still believes that it is incorrect, the student can apply to the Department Chair for a grade reappraisal.

The Department Chair will arrange for another instructor to review the relevant materials and provide their opinion whether the original grade can be justified. If the other instructor believes that the original grade is not justified, they can recommend that the grade be raised or lowered. The review process can take a month or more after the application deadlines.

The form to apply for a grade reappraisal is in this Course Book. The deadlines to apply are 15 February for fall semester grades and 15 June for winter semester grades.

Minimum Passing Grades

The minimum grades needed to pass are:

- C- for required courses,
- D for elective courses, or
- CR for courses assessed on a CR/NCG (credit/no credit given) (i.e. pass/fail) basis.

Satisfactory Academic Progress

Students must maintain a minimum cumulative grade point average (GPA) of 1.67 (C-).¹⁰ If their GPA is below the minimum for two semesters, they are not in good standing and will be placed on academic probation. If they fail to achieve the minimum GPA over the next two semesters, they will be required to withdraw from the JD program for 12 months.

¹⁰ https://www.tru.ca/__shared/assets/Satisfactory_Academic_Progress5642.pdf

TRU Policies

TRU has many policies which may be of interest to students in the JD program, including:

- Academic Accommodations for Students with Disabilities (BRD 10-0)
- Academic Achievement Awards (ED 09-1)
- Academic Recognition (ED 03-4)
- Annual Academic Schedule (BRD 26-0)
- Confidentiality of Student Information (ADM 2-2)
- Convocation (ED 17-0)
- Examinations (ED 03-9)
- Grading Systems (ED 03-5)
- Integrity in Research and Scholarship (ED 15-2)
- Satisfactory Academic Progress (ED 3-2)
- Student Academic Appeals (ED 4-0)
- Student Academic Integrity (ED 05-0)
- Student Attendance (ED 3-1)
- Visiting Student Status (ED 1-3)
- Withdrawals (ED 03-0)

These and other TRU policies are available online.¹¹

¹¹ <https://www.tru.ca/policy/all-policy.html>

Application to do Directed Research

Use this form to apply to take the Directed Research course (LAWF 3760).

Please see the Course Book for information about this course.

PROPOSED RESEARCH PROJECT

Title	
Semester	

STUDENT

Student's Name	
Student's ID Number	
Student's Signature	
Date	

SUPERVISOR'S APPROVAL

Supervisor's Name	
Supervisor's Signature	
Date	

DEPARTMENT CHAIR'S APPROVAL

Chair's Signature	
Date	

Graduation Requirements Checklist

for students who began the JD program in 2021 or later

To graduate, you must have all of the following:

a minimum overall GPA of 1.67	
a grade of at least C- (or CR for pass/fail courses) in all required courses	
successfully completed a total of at least 96 credits of courses	

Required first-year courses (36 credits)

Constitutional Law (LAWF 3010)	
Contracts (LAWF 3030)	
Crime: Law and Procedure (LAWF 3080)	
Fundamental Legal Skills (LAWF 3060)	
Law, Administration, and Policy (LAWF 3040)	
Property (LAWF 3050)	
Torts (LAWF 3070)	

Required upper-year courses (21 credits)

Administrative Law (LAWF 3900)	
Business Associations (LAWF 3800)	
Civil Procedure (LAWF 3910)	
Dispute Resolution (LAWF 3940)	
Ethical Lawyering (LAWF 3930)	
Evidence (LAWF 3920)	
Truth and Rebuilding Canadian Indigenous Legal Relations (LAWF 3890)	

Elective courses (39 credits)

39 credits of elective courses in 2L and 3L including ...	
... at least one course that satisfies the Perspectives Requirement	
... at least one course that satisfies the Writing Requirement	

You must apply to graduate

see https://www.tru.ca/current/enrolment-services/graduation.html	
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Graduation Requirements Checklist

for students who began the JD program before 2021

To graduate, you must have all of the following:

a minimum overall GPA of 1.67	
a grade of at least C- (or CR for pass/fail courses) in all required courses	
successfully completed a total of at least 96 credits of courses	

Required first-year courses (36 credits)

Constitutional Law (LAWF 3010)	
Contracts (LAWF 3030)	
Crime: Law and Procedure (LAWF 3080)	
Dispute Resolution 1 (LAWF 3090)	
Fundamental Legal Skills (LAWF 3060)	
Legal Perspectives (LAWF 3020)	
Legislation, Administration, and Policy (LAWF 3040)	
Property (LAWF 3050)	
Torts (LAWF 3070)	

Required upper-year courses (24 credits)

Administrative Law (LAWF 3900)	
Advanced Legal Research and Writing (LAWF 3950)	
Business Associations (LAWF 3800)	
Civil Procedure (LAWF 3910)	
Dispute Resolution 2 (LAWF 3940)	
Dispute Resolution 3 (LAWF 3960)	
Ethical Lawyering (LAWF 3930)	
Evidence (LAWF 3920)	

Elective courses (36 credits)

36 credits of elective courses in 2L and 3L including ...	
... at least one course that satisfies the International Requirement	
... at least one course that satisfies the Writing Requirement	

You must apply to graduate

see https://www.tru.ca/current/enrolment-services/graduation.html	
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Confirmation of International and Writing Requirements

by a student who began the JD program before 2021

Student's Name	
Student's ID Number	

I confirm that I have satisfied the JD program's international requirement and writing requirement by successfully completing the following elective courses:

International Requirement

Course Code	Course Name	Semester Completed
LAWF		

Writing Requirement

Course Code	Course Name	Semester Completed
LAWF		

Student's Signature	
Date	

Please see the Course Book for information about these requirements.

Please send the completed form to the Faculty of Law's Admissions and Records Officer, Leanne Walker at OM 4655 or by email to lwalker@tru.ca.

Confirmation of Perspectives and Writing Requirements

by a student who began the JD program in 2021 or later

Student's Name	
Student's ID Number	

I confirm that I have satisfied the JD program's perspectives requirement and writing requirement by successfully completing the following elective courses:

Perspectives Requirement

Course Code	Course Name	Semester Completed
LAWF		

Writing Requirement

Course Code	Course Name	Semester Completed
LAWF		

Student's Signature	
Date	

Please see the Course Book for information about these requirements.

Please send the completed form to the Faculty of Law's Admissions and Records Officer, Leanne Walker at OM 4655 or by email to lwalker@tru.ca.

Request for Grade Reappraisal

Use this form to apply for a reappraisal of a final grade. Send the completed form to the Department Chair at rchambers@tru.ca by 15 February for fall semester grades or by 15 June for winter semester grades.

Student's Name	
Student's ID Number	

Course Code	Course Name	Semester Completed
LAWF		
Instructor's Name		

Why do you believe that your grade is incorrect?

Attach additional pages of explanation, if needed.

Student's Signature	
Date	

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