

FACULTY OF LAW, UNIVERSITY OF VICTORIA
2023-24 COURSE REGISTRATION – PRELIMINARY COURSE INFORMATION¹

COURSE	LAW 359 Civil Liberties and the Charter
UNIT VALUE	1.5 Units (3 hours per week)
INSTRUCTOR	Raji Mangat
TERM OFFERED	Fall 2023
CLASS TIMES	See Schedule
PREREQUITES/COREQUISITES	None

OBJECTIVES AND COURSE DESCRIPTION

This course explores the structure, meaning and impact of the *Canadian Charter of Rights and Freedoms* by focusing on the evolution of *Charter* jurisprudence in respect of specific rights and fundamental freedoms. We will consider the nature and legitimacy of judicial review, the limitations and consequences of litigating *Charter* claims, the roles of courts and legislatures in changing social mores, as well as understanding constitutional remedies and the justification of *Charter* infringements. We will look closely at, among others, the development of ss. 7 and 15 rights under the *Charter*, as well as the notion of positive rights and the potential for the *Charter* to secure social and economic rights. The course will familiarize students with some of the foundational and theoretical jurisprudential issues that impact the interpretation of the *Charter* and its role in Canadian society.

METHODOLOGY

To the extent possible, the course will be run as an advanced seminar course. Instruction will be comprised of lectures, class discussion and student presentations.

EXPECTED EVALUATION METHODOLOGY

Evaluation will be based on class participation including student generated class discussion and presentations (30%) and a choice of a longer research paper or two shorter written assignments (such as a case comment, intervener factum, or Charter compliance memo) (70%).

Students may not write their Major Research Paper in this course.

June 2023

¹ The information in this document is provided for course registration purposes only and is **subject to change**. More detailed course information about course content and evaluation will be provided upon the commencement of the course. Students seeking additional information about the course prior to its commencement may contact the instructor or, if no instructor is listed, Law Student Services (law.studentservices@uvic.ca).