

FACULTY OF LAW, UNIVERSITY OF VICTORIA
2023-24 COURSE REGISTRATION - PRELIMINARY COURSE INFORMATION (PCIS)¹

COURSE	LAW 343E Climate Litigation Workshop
UNIT VALUE	1.5 Units (3 hours of instruction per week)
INSTRUCTORS	Chris Tollefson, Anthony Ho & David Wu
TERM OFFERED	Spring 2024
CLASS TIMES	See Schedule
PREREQUISITES/COREQUISITE	LAW 309 Evidence is a required pre- or corequisite for this course LAW 329 Environment Law is a required prerequisite for this course

COURSE DESCRIPTION

Climate Litigation Workshop (“CLW”) provides students with opportunities to develop the legal toolkit necessary to be effective advocates in climate litigation before regulatory and judicial bodies. Running litigation of this kind requires a solid understanding of substantive legal theory as well as litigation strategy, evidence, and procedure. To equip students with these competencies, CLW will use actual climate litigation cases as the platform for situated learning. This approach has been piloted previously at UVic Law in Law 343: Litigation Skills Workshop.

CLW has both a strong substantive law and skills-focus. Its substantive grounding in the emerging practice area of climate law supports this skills-focus with a robust instructional platform that will enable CLW to impart a bundle of skills distinct from those delivered in other skills courses. Like Law 343 -- Litigation Skills Workshop, this course employs a teaching methodology in which instructors, students and practitioner guests collaborate closely in a team-like, “workshop” setting. This models and mirrors the highly collaborative nature of most litigation work, and certainly climate litigation.

Course objectives include instilling an understanding of:

- the skills necessary for a lawyer to develop and practice climate litigation;
- the legal theories underlying different types of climate litigation;
- the evidentiary issues in climate litigation before regulatory bodies and in the courtroom;
- the procedural issues for climate litigation in different regulatory and judicial venues;
- the strategic considerations that arise at various stages of climate litigation;
- the ethics and professional responsibility issues associated with climate litigation; and,
- the role of science in the climate litigation process.

This is a pass/fail course. Each student is expected to complete assignments in the following areas to achieve “pass” standing; in particular, each student is expected to complete:

- oral cross-examination exercise
- written factum for a moot hearing
- oral submissions in a moot hearing

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 (lawstudentservices@uvic.ca).