COURSE OBJECTIVES/ BRIEF COURSE DESCRIPTION

This course explores legal and equitable remedies in the area of private law, focusing on torts, property and contract law. Emphasis will be on principles relating to remedial selection and creative ways for meeting clients’ needs. The major educational goals for this course include:

- Relationship between rights and remedies;
- Understanding how remedies give meaning to legal rights;
- Explore the method of remedial choice, emphasizing factors that influence various choices;
- Explore principles governing assessment of damages and the rationale – what is included in a particular remedy and why;
- Consider public policy considerations that influence courts’ choice of remedies, including corrective, distributive, social justice and economic considerations;
- Identify areas in need of law reform and possible ways in which the remedies may be more responsive to societal interests.

METHODOLOGY

This is principally a lecture course. There will also be class discussions to give students the opportunity to critically reflect on the readings and apply skills and knowledge acquired in the course to solve practical problems. There is no mark for class participation. However, students are encouraged to participate in class discussions to help the instructor gauge students’ understanding of the materials and to address potential concerns, if any.

EXPECTED EVALUATION METHODOLOGY (SUBJECT TO CHANGE)

1. Mid-term examination: 40%

   OR

   A research paper /critical reflection essay (requires instructor’s approval): 40%

2. Final examination (open book exam): 60%

May 2018

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1 The information in this document is provided for course registration purposes only and is subject to change. More detailed 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, the Associate Dean (lawassoc@uvic.ca).