COURSE OBJECTIVES

1. To provide a brief overview of the historical development of punishment and sentencing.
2. To provide a sound theoretical basis for understanding the aims, purposes and justifications for punishment.
3. To examine in detail the various sentencing options and the basic principles and rules of sentencing, including the rules governing sentencing hearings.

COURSE CONTENT

1. A brief history of punishment and sentencing
2. Justifications for punishment
3. Judicial discretion and the methodology of sentencing
4. Principles of sentencing
5. Rules of sentencing
6. Sentencing hearings
7. Restorative Justice
8. Aggravating and mitigating factors
10. Plea Discussions and Joint Sentencing Submissions
11. Victim Participation in Sentencing

METHODOLOGY

Both lecture and discussion methods will be used. Students are expected to:

1. Have reviewed the assignment materials prior to class;
2. Be able to identify and state the issues presented by the assigned materials; and
3. Participate in class discussion of the assigned materials and any exercises relating to the assigned materials. The purpose of the discussion is to develop an understanding of the issues presented by the materials; to develop the student’s ability to analyze, synthesize, and present legal material; and to enable the instructor to gain a sense of the student’s understanding of the materials and the abilities referred to above.

EXPECTED EVALUATION METHODOLOGY

- Mock Sentencing Hearing – 10-20%
- Final examination (Open Book Exam) – 80-90%
- Major Paper requirement can be completed with Professor’s consent - 50%

May 2019

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, the Manager of Academic Administration and Student Services (lawmaass@uvic.ca).