COURSE OBJECTIVES / BRIEF COURSE DESCRIPTION

Administrative structures are a pervasive and essential element of the organization of our society and the means by which our governments achieve important collective values and goals. This course is a study of the nature of and rationales for these structures, and the legal rules and limits within which they function. Thus, the primary objectives of this course are to provide students with a theoretical, practical and critical understanding of

- the scope and nature of administrative decision making, and
- the primary principles of administrative law in Canada and the rationales that underlie these principles.

The central concerns of the course are

- the nature and rationale of administrative structures and decision making;
- an examination of the inter-relationship between the judicial, legislative and executive branches of government with respect to regulatory and administrative action;
- the constitutional foundations of administrative law; and
- judicial oversight of administrative decisions on both substantive and procedural grounds.

Consideration will also be given to structural problems in the design and operation of administrative decision-making processes.

The course serves as a foundation for specialized study in numerous other areas of public law such as immigration, labour, environmental, financial regulation, freedom of information, social welfare and human rights law, to name only a few. Students should gain an ability to recognize and analyze administrative law problems using appropriate legal principles, relevant case law, and applicable statutory provisions.

Specific subject matters to be covered are:

1. The nature and scope of administrative decision making in Canada.
2. Judicial supervision of administrative decision-making through judicial review of administrative action, including:
   - substantive review of administrative decisions on the basis of errors of in the decision including on fact, law, and jurisdiction or errors in the exercise of discretion;
   - procedural requirements for administrative decision making and the grounds for judicial review of administrative decisions on the basis of failure to meet the requisite standards of procedural fairness, including review on the basis of bias and lack of independence; and

EXPECTED EVALUATION METHODOLOGY (SUBJECT TO CHANGE)

Students will likely be evaluated through the following assignments and exams.

<table>
<thead>
<tr>
<th>Assignment Type</th>
<th>Percentage</th>
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<tbody>
<tr>
<td>Short Written Assignments</td>
<td>5%</td>
</tr>
<tr>
<td>Research Assignment</td>
<td>20%</td>
</tr>
<tr>
<td>Take Home Final Exam</td>
<td>75%</td>
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<tr>
<td>Total</td>
<td>100%</td>
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</tbody>
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March 2018

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).