



## Upper Year Law Classes - Subject Areas for Student Advising Purposes

This document broadly classifies law courses into subject interest areas. Some classes fit within multiple subject areas. Where applicable, some courses are marked with an asterisk (“\*”) to identify them as foundational classes within the given subject area. For instance, those with a particular interest in subject/practice of criminal law may note that Criminal Procedure is marked as a class that is foundational in this area, and thus likely useful as a base for other classes in this area.

**Note:** Courses listed under Indigenous Peoples & Law do not necessarily fulfill the Indigenous Law course requirement. For a list of courses that do, please refer to the Program requirements section of the [Current students webpage](#).

Subject Area: Business Law

Subject Area: Commercial Law

Subject Area: Criminal Law

Subject Area: Environmental Law & Natural Resources

Subject Area: Family Law

Subject Area: Health Law

Subject Area: Human Rights

Subject Area: Indigenous Peoples & Law

Subject Area: International Law

Subject Area: Labour & Employment

Sub-group: Moots

Subject Area: Legal Practice, Advocacy and Dispute Resolution

Subject Area: Legal Theory

Subject Area: Property Law, Succession

Subject Area: Public Law

Subject Area: Taxation

Subject Area: Other

### Subject Area: Business Law

**\*LAW 361.3 BUSINESS ORGANIZATIONS I 1/2 (3L)**

Examination of the basic features of business corporations. Topics include corporate personality, the process of incorporation, the powers and duties of directors and officers, shareholder rights and remedies.

**LAW 363.3 AGRICULTURAL LAW I 1/2 (3L)**

Agriculture is a highly regulated industry in most jurisdictions; Canada and Saskatchewan are no exception. Historically governments have intervened in agriculture under the pretext of ensuring

stability in both the agriculture and consumer communities. It is because of this intervention that Agricultural Law is often considered the law of exceptions. Reviews specific legislation designed to regulate agriculture, such as the Saskatchewan Farm Security Act, as well as agricultural exceptions in general legislation. Case law and other legal analysis will be included when necessary.

**Prerequisite(s):** Successful completion of first year law.

**LAW 401.3 SECURITIES REGULATION 1/2 (3L)**

An introduction to the principles of securities regulation in Canada. The course will provide an overview of the regulatory system, including registration and prospectus requirements (and exceptions thereto), continuous disclosure, insider trading and reporting and control transactions. Special emphasis will be given to the regulatory aspects of advising a public company, including corporate finance, disclosure and governance matters.

**Prerequisite(s) or Co-requisite:** LAW 361

**LAW 419.3 REMEDIES I 2 (3L)**

Examination of the principles and rules for remedying breaches of contract, tortious wrongs, and invasions of property rights. It will consider issues arising in the assessment of compensatory and non-compensatory damages, as well as equitable remedies like injunctions and specific performance.

**LAW 461.3 BUSINESS ORGANIZATION II 1/2 (3L)**

An examination of the different vehicles that may be employed as alternatives to the corporation for the purpose of carrying on a business. The structures examined include sole proprietorships, agency relationships, employer/employee relationships, partnerships, co-ownerships, joint ventures, nonprofit corporations, limited partnerships, business trusts, co-operative corporations, limited liability partnerships and franchises. The characteristics of these structures and other factors that influence the choice of business vehicle are explored in detail.

**Prerequisite(s):** LAW 361

**LAW 463.3 FIDUCIARY OBLIGATIONS 1/2 (2S-1R)**

The seminar introduces students to the law regulating the actions of fiduciaries. The content of fiduciary accountability is addressed in detail.

**LAW 470.3 BUSINESS FINANCE 1/2(2S-1R)**

The seminar introduces the legal considerations involved in financing the operations of business undertakings. Topics include types of securities, debt versus equity, covenant patterns, dividends, asset securitization, and income trusts and securities markets.

**Prerequisite(s):** LAW 361

**LAW 472.3 CORPORATE RESTRUCTURING 1/2 (2S-1R)**

A commercial reorganization is a court sanctioned scheme under which a financially distressed business is restructured so as to permit it to continue in business through the compromise of the claims of creditors and others. There has been a fundamental shift in Canadian insolvency over the past 30 years, in that there has recently emerged effective systems that actively facilitate restructuring and rescue of insolvent businesses as an alternative to their liquidation.

**LAW 481.3 BUSINESS REGULATION 1/2 (2S-1R)**

Students will investigate the norms and principles that inform the public and private regulation of business activity. Issues of legitimacy, scope, efficacy and enforceability are addressed.

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**Subject Area: Commercial Law**

**\* LAW 302.3 COMMERCIAL RELATIONSHIPS 1/2 (3L)**

The course examines the law applicable to a range of relationships that arise in a variety of commercial transactions: sale of goods, leasing and suretyship. While the course occasionally focuses on consumer issues, its primary focus is commercial transactions and the various relationships established thereunder.

**\*LAW 404.3 JUDGMENT ENFORCEMENT LAW 1/2 (3L)**

The issuance of a judgment does not, in itself, enable a successful claimant to reach the financial resources or property of the judgment debtor for purposes of satisfaction of the successful plaintiff's claim. The enforcement of a judgement for the payment of money entails resorting to the specialized system of law that constitutes the subject of this course. The various methods of judgement enforcement are examined. In addition the law applicable to fraudulent conveyances and preferences is examined in detail.

**LAW 303.3 SECURED TRANSACTIONS – PERSONAL PROPERTY 1/2 (3L)**

The course canvasses secured financing practices in Canada involving collateral in the form of personal property, with a primary focus on commercial secured transactions. The subjects addressed include the policy and economic implications of secured financing law, including the history, doctrinal basis and specific provisions of the primary sources of secured financing law in Canada – the provincial Personal Property Security Acts and the secured financing regime of the federal Bank Act.

**LAW 307.3 SECURED TRANSACTIONS – REAL PROPERTY 1/2 (3L)**

This course has been designed to give student the opportunity to examine in detail the historic background, conceptual structure and operation of an area of law is of great practical significance in contemporary society. Almost all large scale construction and most acquisitions of homes and commercial buildings are financed under mortgage law.

**LAW 310.3 INFORMATION AND PRIVACY LAW 1/2 (3L)**

This course examines the law relating to collection, use, and disclosure of information in the public and private sectors in Canada.

**LAW 311.3 CONSTRUCTION LAW 1/2 (3L)**

This course is intended to provide students with a general introduction to construction law in Canada. Building on basic concepts learned in contract and tort law, students will gain an understanding as to how contracts for work are awarded; what construction contracts look like, including which clauses are typically the source of litigation; how performance of the work is secured by owners; what rights, obligations, and remedies parties can access through The Builders' Lien Act, in contract or in tort; and how to use arbitration effectively to resolve construction disputes.

**LAW 312.3 BANKING, PAYMENT AND TRANSFER SYSTEMS 1/2 (3L)**

The course explores the law governing a variety of payment and transfer systems including those furnished under the statutory regimes of the federal Bills of Exchange Act (BEA) (which pertains to the transfer of payment rights in bills of exchange, promissory notes and cheques) and the provincial Securities Transfer Act (STA) (which pertains to the transfer of rights in financial assets including share certificates, bearer bonds, and electronically held securities). Beyond these two statutes, students will learn about the basic features of the bank-customer relationship along with numerous modern payment systems and mechanisms (e.g. PayPal, Bitcoin, Interac, Credit Card), gaining familiarity with the general infrastructure and processes underlying such systems and mechanisms.

**LAW 407.3 BANKRUPTCY, INSOLVENCY AND RECEIVERSHIPS 1/2 (3L)**

This course has been designed to permit close examination of central features of the law of bankruptcy, insolvency and equitable receiverships. Recent changes to bankruptcy and insolvency law will be considered and comparisons will be made with the law of other jurisdictions which have recently enacted reforms in this area of the law.

**LAW 417.3 INSURANCE LAW 1/2 (3L)**

An examination of general topics of insurance law and how legislation and common law deal with these topics in relation to property, life and automobile insurance. Considered topics include classifications of insurance, the legal position of brokers and agents and concepts of indemnity, insurable interest, non-disclosure and misrepresentation, the rights of third parties to recover insurance proceeds, warranties and conditions, valuation, subrogation and contribution.

**LAW 420.3 CURRENT ISSUES IN INSOLVENCY 1/2 (2S-1R)**

This seminar will examine new and emerging legal issues that today's companies face when they reorganize under the Companies' Creditors Arrangement Act in Canada by comparing it to how the United States treats similar issues under Chapter 11 of the Bankruptcy Code. The various areas of law that will be discussed include debtor in-possession financing, critical suppliers, how mass tort claims can

be included in the reorganization process (ie. the Red Cross tainted blood scandal), cross-border insolvencies of multinational corporations, the treatment of environmental claims, the treatment of intellectual property as 'property', employment law and the treatment of employee benefits and pensions in a reorganizations as well as the use of the CCAA and Chapter 11 to liquidate companies. The focus of the course will be to not only examine now the legislation in each country deals with these issues but also how the legislation has evolved over time to meet the needs of the current debtors and creditors of today.

**LAW 426.3 ADVANCED SECURED TRANSACTIONS 1/2 (2S-1R)**

In this seminar, students are given the opportunity to explore in depth features of personal property security law and real property security law that are not addressed or only superficially addressed in first level courses in these areas.

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**Subject Area: Criminal Law**

**\*LAW 351.3 EVIDENCE I 1/2 (3L)**

This course examines the common law foundations of the law of evidence in Canada – principally rules and standards of admissibility. The topics examined include judicial notice, presumptions and burdens/standards of proof, relevance and materiality, receivability, character evidence, opinion evidence, privilege, and hearsay.

**\*LAW 423.3 CRIMINAL PROCEDURE 1/2 (3L)**

Jurisdiction, including classification of offences, time limitations, jurisdiction under the Charter; pre-trial procedure and practices, including search and seizure, arrest and detention, right to counsel; judicial interim release (bail); the preliminary inquiry and the process of discovery; the charging process, including stays and withdrawals; pleas; trials; trial by jury.

**Recommended:** LAW 351 (Evidence I)

**LAW 405.3 ADVANCED CRIMINAL LAW 1/2 (2S-IR)**

Seminars on criminal Law, legal theory, and public policy; substantive content varies.

**Prerequisite(s):** LAW 204.6

**Note:** Students with credit for LAW 805 cannot receive credit for this course.

**LAW 411.3 DRINKING AND DRIVING IN THE CRIMINAL JUSTICE SYSTEM 1/2 (3L)**

The course will provide an overview and introduction to the law of drinking and driving in Canada. Emphasis will be placed on the statutory requirements of drinking and driving, as well as the Charter-protected interest of the accused including, but not limited to, right to counsel (section 10(b)), search and seizure (section 8) and arbitrary detention (section 9). The various Charter remedies available pursuant to sections 24(1) and 24(2) will also be explored. The course will be considered in both an academic and practical context. Discussion will include balancing the interests of the accused versus the

protection of the public from drunk drivers. The course will also examine the sentencing regime for both occasional and chronic offenders.

**Prerequisite(s):** LAW 351 or LAW 423

**LAW 418.3 SEXUAL ASSAULT 1/2 (2S-IR)**

The seminar examines sexual assault in domestic and international criminal and civil law; the primary focus is on legal theory and domestic criminal law and policy.

**Note:** LAW 351 (Evidence I) and LAW 423 (Criminal Procedure) strongly recommended. Students with credit for LAW 818 will not receive credit for this course.

**LAW 425.3 SENTENCING IN THE CRIMINAL JUSTICE SYSTEM 1/2 (3L)**

Selected topics relevant to sentencing in the criminal justice system combining theory, doctrine and practice. Theoretical aims of punishment and their translation into current legal doctrine and practice will be discussed, with particular emphasis on the Canadian and Saskatchewan context.

**LAW 466.3 YOUTH CRIMINAL JUSTICE 1/2 (2S-1R)**

This course would examine the Youth Criminal Justice Act (YCJA). It would examine the YCJA and how it fits within Canadian criminal law, how it corresponds to international practices, how it has responded to the inherent challenges of adolescence especially for those described as marginalized, and how successfully (or unsuccessfully) has it achieved its goal of reducing crime through a multi-disciplinary approach.

**LAW 482.3/484.12 CRIMINAL INTENSIVE PROGRAM 2 (2S – 1R/12CL)**

Students enrolled in this intensive 15-credit criminal law program will be provided with real-world practical exposure to the practice of criminal law. In addition to working on at least 1 major actual criminal file jointly (usually with the program coordinator's law firm), students will also be placed in the office of a criminal lawyer for 32 hours a week (Monday to Thursday), for ten weeks, where the students will become intimately involved in the practice of criminal law under the supervision of a practicing criminal lawyer. In some situations, students may also be placed under the supervision of a judge for part of the placement.

**Prerequisite(s):** LAW 351 and LAW 423

**LAW 482.3 - Co-requisite(s):** LAW 484.12

**LAW 484.12 – Co-requisite(s):** LAW 482.3

**LAW 485.3 INTERNATIONAL CRIMINAL LAW 1/2 (2S-1R)**

Will engage with the dynamically-evolving field of international and transnational criminal law, with participants critically analyzing doctrine and mechanisms for individual accountability for international crimes. Although participants will also examine other topics related to the evolving concepts of transnational and international crime, one particular emphasis will be on statutory materials, case law, and writing related to the international criminal tribunals in Rwanda and Yugoslavia and the International Criminal Court.

**Note:** Previous knowledge from criminal law, international law, human rights, and other related areas will be helpful but is not mandatory.

**LAW 486.3 LAW AND PSYCHIATRY 1/2 (2S-1R)**

Introduction to psychiatric theory; the methodology of psychiatric diagnosis and modern psychiatric treatment; the role of psychiatrists in the legal process. Psychiatry and the criminal process: remand for mental examination, fitness to stand trial, sentencing, automatism, insanity and dangerous offenders. The concept of competency: contractual and testamentary capacity. Civil commitment of the mentally ill: a comparative study. The psychiatrist as expert witness. Selected problems.

**Prerequisite(s):** LAW 351 (Evidence I)

**Note:** LAW 314 is recommended.

**LAW 491.3/492.12 INTENSIVE CLINICAL LAW PROGRAM 1/2 (2S – 1R)**

Students enrolled in this intensive 15-credit clinical law program are immersed full-time in the real-life context of a busy poverty law clinic at Community Legal Assistance Services for Saskatoon Inner City (CLASSIC), a community based legal clinic in Saskatoon. Students will be exposed to criminal law practice in the provincial court context, and will represent clients (under close supervision) in summary criminal law matters. Students have the opportunity to negotiate with Crown counsel, and prepare for and appear at docket court, sentencing hearings and trials.

**LAW 491.3 - Co-requisite(s):** LAW 492.12

**LAW 492.12 – Co-requisite(s):** LAW 491.3

**LAW 494.3 PRISON LAW AND HUMAN RIGHTS 1/2 (2S-1R)**

This seminar course is designed to orient future lawyers to key issues related to incarceration and the correctional and criminal justice systems.

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**Subject Area: Environmental Law & Natural Resources**

**\*LAW 444.3 ENVIRONMENTAL LAW 1/2 (3L)**

A course description surveying the actual and potential role of the law in protecting the integrity of the environment from threats posed by scientific and technological advances over exploitation of resources, rapid development and population growth.

**LAW 308.3 GLOBAL INDIGENOUS RIGHTS AND RESOURCE DEVELOPMENT 1/2 (3L)**

This course will explore a series of key topics related to how Indigenous rights interact with natural resource development and expose students to current scholarly research on related topics.

**Prerequisite(s):** Completion of first-year of JD (or permission of instructor)

**LAW 363.3 AGRICULTURAL LAW I 1/2 (3L)**

Agriculture is a highly regulated industry in most jurisdictions; Canada and Saskatchewan are no exception. Historically governments have intervened in agriculture under the pretext of ensuring stability in both the agriculture and consumer communities. It is because of this intervention that Agricultural Law is often considered the law of exceptions. Reviews specific legislation designed to regulate agriculture, such as the Saskatchewan Farm Security Act, as well as agricultural exceptions in general legislation. Case law and other legal analysis will be included when necessary.

**Prerequisite(s):** Successful completion of first year law.

**LAW 400.3 WILDLIFE LAW 1/2 (2S-1R)**

The regulation of human interaction with wildlife and wildlife habitat often receives limited attention in courses on environmental or natural resource law. The significant relationship between the health of wildlife and health of humans, broadly defined to include economic health, justifies focused study of the regulation of wildlife.

**LAW 446.3 NATURAL RESOURCES LAW 1/2 (2S-1R)**

Seminar introducing the legal regulation of natural resources. Explores a variety of legal and policy considerations involved in the exploitation of natural resources. Subjects addressed include sustainable development of natural resources, the ownership and disposition of natural resources, and social and environmental considerations.

**LAW 455.3 OIL AND GAS LAW 1/2 (3L)**

This course introduces students to oil and gas law. Topics addressed will include: the nature of interests in oil and gas; rights of mineral interest holders inter se and the operation of the rule of capture; acquisition of freehold interests in oil and gas; the freehold oil and gas lease; estoppel, waiver and involuntary termination; disposition of minerals by the Crown; oil and gas conservation (pooling unitization and shut-in wells); and, surface rights.

**LAW 498.3 (s.37) SPECIAL TOPICS: CANADIAN ENVIRONMENTAL REGULATION 1/2 (2S-1R)**

This seminar course will look at the Canadian environmental regulatory framework. Students will look at federal and provincial environmental laws and how those laws fit together.

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**Subject Area: Family Law**

**\*LAW 372.3 FAMILY LAW I 1/2 (3L)**

Introduction to trends in families and family law, the constitutional and statutory framework for the regulation of families and the role of process issues in family law practice. The course also provides a detailed examination of maintenance and property rights as between spouses, both married and common law.



**LAW 405.3 ADVANCED CRIMINAL LAW 1/2 (2S-IR)**

Seminars on criminal Law, legal theory, and public policy; substantive content varies.

**Prerequisite(s):** LAW 204.6

**Note:** Students with credit for LAW 805 cannot receive credit for this course.

**LAW 418.3 SEXUAL ASSAULT 1/2 (2S-IR)**

The seminar examines sexual assault in domestic and international criminal and civil law; primary focus is legal theory and domestic criminal law and policy.

**Note:** LAW 351 (Evidence I) and LAW 423 (Criminal Procedure) strongly recommended.

**LAW 430.3 NEGOTIATION AND DISPUTE RESOLUTION 1/2 (3L) [especially Family Law section]**

This course examines the form and function of negotiation as a problem-solving process. Negotiation is critical to lawyers and others concerned with preventing or resolving disputes. We study effective negotiation from theoretical, critical and practical perspectives, placing emphasis on the lawyer's role in negotiation.

**LAW 471.3 FAMILY LAW II 1/2 (3L)**

Examination of rights to child support, custody and access, determinations of paternity, child protection and adoption and the enforcement of support and custody orders.

**Prerequisite or Co-requisite:** LAW 372

**LAW 474 CHILDREN AND THE LAW 1/2 (2S-1R)**

This seminar explores the legal status and treatment of children from a historical, cross-cultural and multi-disciplinary perspective.

**LAW 498.3 (s. 41) SPECIAL TOPICS: ADVANCED FAMILY LAW 1/2 (2S-1R)**

This seminar course will allow those students who have taken one or more classes in Family Law to expand upon and research many current trends and themes relating to law and the family.

**Prerequisite:** LAW 372

**LAW 498.3 (s. 79) SPECIAL TOPICS: ADVANCED NEGOTIATION AND DISPUTE RESOLUTION IN FAMILY LAW**

This is an advanced DR course which builds on the basic skills introduced in Negotiation LAW 430, and focuses on the area of family conflict. The course will allow students to study emerging DR models in family law, and will focus on advanced skill development. Topics will include inter-disciplinary approaches and adaptive processes that allow lawyers to better understand and address the dynamics of family conflict.

**Prerequisite:** At a minimum, students will have taken LAW 430 AND one family law course such as LAW 372. For a complete understanding of family law issues, before taking this course, students will have also taken LAW 471 or would be registered in 471 at the same time.

**LAW 498.3 (s. 81) SPECIAL TOPICS: CHILD PROTECTION 1/2 (3L)**

Child Protection Law and Practice focuses on child protection law in Canada and the legal, policy and practices, with the aim of helping students to develop a legal framework consistent with the theory, values and skills of practice in this area of law. The course will critically examine a range of contemporary legal, social policy and practice issues that impact the lives of children, caregivers, and their communities. The course examines the quasi-criminal and quasi-family law nature of child protection law in Canada. The main goal of the course is to provide a foundation for child protection law and practice within a social justice framework, by examining a range of issues pertinent to the practice of child protection law.

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**Subject Area: Health Law**

**LAW 310.3 INFORMATION AND PRIVACY LAW 1/2 (3L)**

This course examines the law relating to collection, use, and disclosure of information in the public and private sectors in Canada.

**LAW 314.3 HEALTH LAW 1/2 (3L)**

This course introduces students to the basic principles of medical law and their application to common issues in health care. It also explores the legal framework for the health professions and the health care system.

**LAW 416.3 ELDER LAW 1/2 (2S-1R)**

Examines the way in which the law impacts elders in our society. We will examine topics such as the concept of aging, considerations in representing elders, housing, concepts of guardianship and substitute decision making, capacity and consent, healthcare directives, elder neglect and abuse and the role of the Public Trustee.

**LAW 418.3 SEXUAL ASSAULT 1/2 (2S-1R)**

The seminar examines sexual assault in domestic and international criminal and civil law and policy; primary focus is legal theory and domestic criminal law and policy from an inter-disciplinary perspective.

**Note:** LAW 351 (Evidence I) and LAW 423 (Criminal Procedure) strongly recommended.

**LAW 424.3 SPORTS LAW 1/2 (2L-1R)**

This course examines the application of various aspects of law to the field of sports.

**LAW 429.3 LAW AND DISABILITY 1/2 (2S-1R)**

This seminar examines the way in which the law defines who a person with a disability is, and then both facilitates and hinders those individuals in their journey to achieve full participatory citizenship. Some areas we examine, such as disability theory, will be primarily applicable to the disabled communities. Other areas including human rights, employment, housing, decision making and so-called 'right to die'

issues will be of wider application. These areas will be examined with respect to their application to people with disabilities.

**LAW 458.3 ADVANCED HEALTH LAW 1/2 (2S-1R)**

Students will develop and apply their knowledge of health law to specific topics in the areas of health care and medical research.

**Prerequisite(s):** LAW 314

**LAW 486.3 LAW AND PSYCHIATRY 1/2 (2S-1R)**

Introduction to psychiatric theory; the methodology of psychiatric diagnosis and modern psychiatric treatment; the role of psychiatrists in the legal process. Psychiatry and the criminal process: remand for mental examination, fitness to stand trial, sentencing, automatism, insanity and dangerous offenders. The concept of competency: contractual and testamentary capacity. Civil commitment of the mentally ill: a comparative study. The psychiatrist as expert witness. Selected problems.

**Prerequisite(s):** LAW 351

**Note:** LAW 314 is recommended.

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**Subject Area: Human Rights**

**\* LAW 432.3 HUMAN RIGHTS 1/2 (2S-1R)**

An understanding of contemporary debates about universalism and of the meaning of human rights with attention to political theory and international underpinnings. The concept of discrimination and the constitutional position of human rights and fundamental freedoms in Canada. Detailed analysis of the concept of equality as it is embedded in the domestic anti-discrimination law and enshrined in section 15 of the Charter.

**LAW 304.3 IMMIGRATION LAW 1/2 (3L)**

This course examines the policies, laws, regulations, guidelines, procedures, and cases that illustrate how Canada defines membership in the Canadian community.

**LAW 345.3 LANGUAGE RIGHTS 1/2 (3L)**

This course will examine language rights in Canada. The 'Official Languages of Canada' sections (16-22) and the 'Minority Language Educational Rights' section (23) of the Canadian Charter of Rights and Freedoms will be examined. The course will also examine manifestations of language policy at the federal and provincial levels, including its impact on courts and court cases, education and the provision of services generally. Examples of language regulation including Quebec's official language legislation and its regulation of commercial signs, and New Brunswick's position, as Canada's only bilingual province, will be examined.

**LAW 405.3 ADVANCED CRIMINAL LAW 1/2 (2S-IR)**

Seminar on criminal law, legal theory, and public policy; substantive content varies.

**Prerequisites(s):** LAW 204.6

**Note:** Students with credit for LAW 805 cannot receive credit for this course.

**LAW 414.3 ACCESS TO JUSTICE AND THE INSTITUTIONS OF JUSTICE 1/2 (2S-1R)**

This 3-credit seminar explores the topic of access to justice. The seminar will address definitions and theoretical debates concerning access to justice, and will critically examine the role of legal institutions, governments, communities, the legal profession and individual lawyers in addressing the issue of access to justice in our society.

**Restriction(s):** Restricted to Upper-Year Law Students

**LAW 418.3 SEXUAL ASSAULT 1/2 (2S-IR)**

The seminar examines sexual assault in domestic and international criminal and civil law; primary focus is on domestic criminal law, legal theory, and public policy.

**Note:** LAW 351 and Law 423 strongly recommended. Students with credit for LAW 818 will not receive credit for this course.

**LAW 429.3 LAW AND DISABILITY 1/2 (2S-1R)**

This seminar examines the way in which the law defines who a person with a disability is, and then both facilitates and hinders those individuals in their journey to achieve full participatory citizenship. Some areas we examine, such as disability theory, will be primarily applicable to the disabled communities. Other areas including human rights, employment, housing, decision making and so-called 'right to die' issues will be of wider application. These areas will be examined with respect to their application to people with disabilities.

**LAW 433.3 SALLOWS HUMAN RIGHTS SEMINAR 1/2 (2S-1R)**

The Sallows Seminar in Human Rights will be offered once a year, usually in the first term. It will be led by the visiting Sallows Professor in Human Rights and have a varied content, depending upon the incumbent's experience and interest. The seminar may be interdisciplinary.

**LAW 438.3 ECONOMIC INEQUALITY, POVERTY AND THE LAW 1/2 (2S-1R)**

Examines the social, economic and legal conditions affecting people who live in poverty in Canada. Consideration of various definitions of poverty and the relationship between poverty and race, gender and class inequality. Explores the role of law in regulating and/or alleviating poverty.

**LAW 442.3 REFUGEE LAW 1/2 (2S-1R)**

Refugee Law is a seminar class which will examine the essential principles and process as related to refugee law both in Canada and internationally.

**Note:** Completion of LAW 304 "Immigration Law" would be beneficial.

**LAW 486.3 LAW AND PSYCHIATRY 1/2 (2S-1R)**

Introduction to psychiatric theory; the methodology of psychiatric diagnosis and modern psychiatric treatment; the role of psychiatrists in the legal process. Psychiatry and the criminal process: remand for mental examination, fitness to stand trial, sentencing, automatism, insanity and dangerous offenders. The concept of competency: contractual and testamentary capacity. Civil commitment of the mentally ill: a comparative study. The psychiatrist as expert witness. Selected problems.

**Prerequisite(s):** LAW 351

**Note:** LAW 314 is recommended.

**INTENSIVE CLINICAL LAW PROGRAM**

**LAW 491.3 INTENSIVE CLINICAL LAW SEMINAR 1/2 (2S-1R)**

The seminar is designed as an opportunity for students to critically reflect upon their clinical experiences, the law, the legal system, and their roles as legal advocates. The seminar attempts to create a balance between substantive content and more critical reflective discussions about the relevant clinical literature and its application to the experiences of the students. Critical questions relating to professional responsibility, the legal system, and the limits and possibilities of legal practice in situations of social injustice will be examined throughout the term. In many classes, the “case rounds” model will be used, wherein students discuss and analyze their files and clinical work as a group, and learn from each other’s experiences.

**Co-requisite:** LAW 492.12 INTENSIVE CLINICAL LAW PRACTICUM

**Note:** Students with credit for LAW 482.3 may not take this course for credit.

**LAW 492.12 INTENSIVE CLINICAL LAW PRACTICUM 1/2 (CL12)**

A 12 credit unit one-semester (13 week) practicum. Students will be placed at Community Legal Assistance Services for Saskatoon Inner City (CLASSIC) where they will take on the role of legal advocates under the close supervision of the clinic’s supervising lawyers and the course instructor. Students will assume carriage of client files in a wide variety of substantive law areas. They will learn, through experience, supervision and ongoing skills and substantive law training, about all aspects of legal practice in a poverty law context, including client interviewing and counseling, file management, legal research, the preparation of legal documents, letters and memoranda, and representing clients in administrative law hearings and provincial court trials. Students may also have opportunities to conduct public legal education sessions in the community and be involved in community based projects and law reform initiatives. The practicum will provide students an opportunity to engage the law more deeply, to explore the various real-life contexts in which it works, and to build relationships with the people whose lives it affects. Students will experience the dynamics of lawyer-client relationships, develop professional identities, grapple with ethical issues, and develop lawyering skills. The practicum will be graded on a pass-fail basis. However, a detailed letter of explanation and evaluation of the student’s performance can be provided upon request. The practicum will provide extensive exposure to criminal, civil and administrative law procedure, evidence law, trial advocacy, negotiation, legal research and writing, and professional responsibility.

**Co-requisite:** LAW 491.3 INTENSIVE CLINICAL LAW SEMINAR

**Note:** Students with credit for LAW 305.6 may not take this course for credit.

**LAW 493.6 SYSTEMIC JUSTICE 1&2 (2S-1R)**

This 6-credit unit course will examine the root causes of injustice. We will seek an understanding of power and how it aligns along the hegemonic structures. We will observe how social hierarchies play out in institutions as well as in the lives of individuals. We will learn how sociological, psychological and economic forces perpetuate hegemonic structures, even by the oppressed themselves. We will consider the causal connection between hegemonic power dynamics and the incidence of injustice/creation of legal problems experienced by marginalized peoples. We will examine specific instances of injustice and legal problems which have systemic origin and propagation. Understanding how these power dynamics are created and are perpetuated allows us to understand how they can be changed and a more just world pursued. We will look at the role of the law in pursuing equitable systemic changes and then at the role of the lawyer seeking greater social equity. Students enrolled in this year-long course will attend weekly seminars and be engaged in experiential learning outside the seminar, placed with CLASSIC's Systemic Initiatives Program (SIP). Student will work on SIP projects which address systemic barriers facing marginalized people by engaging in policy and legislative advocacy, community based education and research to support advocacy efforts.

**LAW 494.3 PRISON LAW AND HUMAN RIGHTS 1/2 (2S-1R)**

This seminar course is designed to orient future lawyers to key issues related to incarceration and the correctional and criminal justice systems.

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**Subject Area: Indigenous Peoples & Law**

**\*LAW 422.3 INDIGENOUS LEGAL PROCESSES: Circle Teachings Seminar 1/2 (2S-1R)**

This course explores Indigenous traditional law within the cultural paradigm of Circle Teachings methodology. Using the four circles Cree teachings as a starting place and teaching tool, the students will be given an understanding of traditional family structure, governance and an overview of history. Using stories, songs and dance as well as invited guests the class will discuss the laws of wahkotowin which demonstrates the traditional roles, responsibilities and obligations of family, community, land and creation

**\* LAW 436.3 ABORIGINAL LAW 1/2 (3L)**

The Aboriginal peoples of Canada; Aboriginal title and Aboriginal rights, treaties and the treaty-making process, including hunting and fishing rights, Natural Resources Transfer Agreements; the Metis; land claims; federal and provincial jurisdiction over Aboriginal peoples and lands; Indian Act, including membership and Bill C-31; constitutional recognition and protection of the rights of Aboriginal peoples; Aboriginal self-determination.

**LAW 308.3 GLOBAL INDIGENOUS RIGHTS AND RESOURCE DEVELOPMENT 1/2 (3L)**

This course will explore a series of key topics related to how Indigenous rights interact with natural resource development and expose students to current scholarly research on related topics.

**Prerequisite(s):** Completion of first year of JD degree (or permission of the instructor)

**LAW 313.3 SELECTED TOPICS IN INDIGENOUS LEGAL STUDIES 1/2 (3L)**

This course will be offered when an opportunity arises for an instructor to offer an additional course in the area of Indigenous Law that upper year JD students may take to fulfill their program requirement of successfully completing 3 credit units in senior-level Indigenous Law courses. The course will have varied content, depending upon the instructor's experience and interest. The course may be interdisciplinary.

**Prerequisite(s):** LAW 232

**LAW 341.3 FIRST NATIONS' ECONOMIC DEVELOPMENT 1/2 (2S-1R)**

The seminar examines the evolution of First Nations economic development. There will be a brief overview of historical economic activities by First Nations, a review of government legislation and policy that impacted First Nations economies and a review of legal developments including First Nations-led legislative initiatives that have created the environment for renewed economic development activities by First Nations.

**LAW 443.3 INDIGENOUS PEOPLES AND THE CRIMINAL PROCESS 1/2 (2S-1R)**

This seminar will be designed to give exposure to a myriad of subtopics relating generally to the relationship between the criminal process of Canadian law and Indigenous peoples living within Turtle Island. The seminar will be designed to explore the myriad of reasons for the alienation of Indigenous peoples and search for solutions thereto.

**Note:** LAW 423 and LAW 425 are recommended.

**LAW 447.3 KAWASKIMHON ABORIGINAL RIGHTS MOOT 1/2 [Oct.-Mar.] (3S)**

The Aboriginal Rights Moot is a moot structured on the traditional Aboriginal circle consensus-building process. It is designed to allow law students to debate and discuss Aboriginal rights issues vital to the Aboriginal Peoples.

**Prerequisite or Co-requisite:** LAW 436.

**LAW 453.3 ABORIGINAL LAW AND POLICY IN CANADA 1/2 (2S-1R)**

An overview of historical and contemporary legal and policy developments affecting Aboriginal people and their interests in Canada, and an examination of the relationship between colonialism and law and policy in this area. The emphasis will be on developments since the second half of the 20th century.

**Note:** LAW 436 recommended.

**LAW 463.3 FIDUCIARY OBLIGATIONS 1/2 (2S-1R)**

The seminar introduces students to the law regulating the actions of fiduciaries. The content of fiduciary accountability is addressed in detail.

**LAW 473.3 INDIGENOUS SELF GOVERNMENT IN CANADA 1/2 (2S-1R)**

Will examine theoretical, constitutional, legal and policy aspects of Aboriginal self-government, drawing upon international, comparative and domestic sources, including the reports of the Royal Commission on Aboriginal Peoples of Canada.

**LAW 479.3 SELECTED TOPICS IN INDIGENOUS LEGAL STUDIES SEMINAR 1/2 (2S-1R)**

This seminar will be offered when an opportunity arises for an instructor to offer an additional seminar in the area of Indigenous Law that upper year JD students may take to fulfill their program requirement of successfully completing 3 credit units in senior-level Indigenous Law courses. The seminar will have varied content, depending upon the instructor's experience and interest. The seminar may be interdisciplinary.

**Prerequisite:** LAW 232

**LAW 480.3 INDIGENOUS PEOPLES IN INTERNATIONAL AND COMPARATIVE LAW 1/2 (2S -1R)**

The question of the legal rights of Indigenous peoples has emerged in a number of states since the last half of the twentieth century, and has influenced developments in the United Nations and the Organization of the American States, and also in their constituent organizations. This course will examine these developments. A major focus of the course will be on a comparative examination of the legal and policy developments pertaining to indigenous peoples in selected states.

**Note:** LAW 436 recommended. Students with credit for LAW 819 will not receive credit for this course.

**LAW 491.3 INTENSIVE CLINICAL LAW SEMINAR 1/2 (2S-1R)**

The seminar is designed as an opportunity for students to critically reflect upon their clinical experiences, the law, the legal system, and their roles as legal advocates. The seminar attempts to create a balance between substantive content and more critical reflective discussions about the relevant clinical literature and its application to the experiences of the students. Critical questions relating to professional responsibility, the legal system, and the limits and possibilities of legal practice in situations of social injustice will be examined throughout the term. In many classes, the "case rounds" model will be used, wherein students discuss and analyze their files and clinical work as a group, and learn from each other's experiences.

**Co-requisite:** LAW 492.12 INTENSIVE CLINICAL LAW PRACTICUM

**LAW 492.12 INTENSIVE CLINICAL LAW PRACTICUM 1/2 (CL12)**

A 12 credit unit one-semester (13 week) practicum. Students will be placed at Community Legal Assistance Services for Saskatoon Inner City (CLASSIC) where they will take on the role of legal advocates under the close supervision of the clinic's supervising lawyers and the course instructor. Students will assume carriage of client files in a wide variety of substantive law areas. They will learn, through experience, supervision and ongoing skills and substantive law training, about all aspects of legal practice in a poverty law context, including client interviewing and counseling, file management, legal research, the preparation of legal documents, letters and memoranda, and representing clients in administrative law hearings and provincial court trials. Students may also have opportunities to conduct public legal education sessions in the community and be involved in community based projects and law



reform initiatives. The practicum will provide students an opportunity to engage the law more deeply, to explore the various real-life contexts in which it works, and to build relationships with the people whose lives it affects. Students will experience the dynamics of lawyer-client relationships, develop professional identities, grapple with ethical issues, and develop lawyering skills. The practicum will be graded on a pass-fail basis. However, a detailed letter of explanation and evaluation of the student's performance can be provided upon request. The practicum will provide extensive exposure to criminal, civil and administrative law procedure, evidence law, trial advocacy, negotiation, legal research and writing, and professional responsibility.

**Co-requisite:** LAW 491.3 INTENSIVE CLINICAL LAW SEMINAR

**LAW 498.3 (s.84) INDIGENOUS NATION BUILDING 1/2 (2S-1R)**

This course explores critical nation-building issues of Indigenous peoples in North America. It will primarily focus on the Harvard Project on American Indian Economic Development (HPAIED) theory. Discussion will be on the issues surrounding the assertion of self-determination by Indigenous Nations. Students will examine current Indigenous institutions of self-government; and assess policies of Indigenous and non-Indigenous governments, and capacity building methods for effective governance.

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**Subject Area: International Law**

**\*LAW 457.3 INTERNATIONAL LAW 1/2 (3L)**

An examination of the legal principles governing the conduct of states and other subjects of international law. Topics studied will include the creation and ascertainment of international law, application of international law in domestic and international tribunals, sovereign immunity, diplomatic relations, law of armed conflict, international protection of human rights, and international environmental protection.

**LAW 402.3 INTERNATIONAL COMMERCIAL TRANSACTIONS 1/2 (3L)**

Addresses a variety of issues that arise in the context of international private sales transactions and the law that is applicable to their solution. Introduction to basic conflict of laws (private international law) rules that determine how the law applicable to a particular contractual issue is determined. The United Nations Convention on Contracts for the International Sale of Goods is examined and the effect of its application to central features of an international sale of goods contract are explored. The law applicable to digital communications in contract formation is examined. Examines methods of payment and security mechanisms such as letters of credit (governed by the Uniform Customs and Practices for Documentary Credits), security agreements, financing leasing, factoring, forfaiting, standby letters of credit and export credit insurance. International instruments such as the Convention on International Interests in Mobile Equipment, 2001 and the Convention on Assignments in Receivable Financing, 2002 are examined. Litigation in domestic courts arising out of disputes between parties is examined with focus on jurisdiction and foreign judgement recognition. Since dispute settlement through international arbitration is a common feature of modern international contracting, both domestic arbitration law (The Arbitration Act) and international arbitration law (International Commercial Arbitration Act) are considered in detail.

**LAW 456.3 CONFLICT OF LAWS 1/2 (3L)**

Conflict of Laws, or Private International Law as it is also widely known, deals with the analysis and resolution of legal problems involving more than one jurisdiction. Using cases primarily from tort, contract, property and family law, the student learns how to characterize a legal issue, how to determine which jurisdiction is the most appropriate forum, and which jurisdiction's law governs the issue, and how to evaluate the significance of factors that influence recognition and enforcement of the foreign judgment.

**LAW 460.3 INTERNATIONAL TRADE LAW 1/2 (3L)**

This course examines principles and obligations contained in international and regional trade agreements and the use of dispute resolution to uphold and enforce such commitments. The agreements to be addressed are World Trade Organization Agreements, including the GATT 1994, the North American Free Trade Agreement and the Canadian Agreement on Internal Trade.

**LAW 465.3 LAW DEVELOPMENT AND THE INTERNATIONAL SYSTEM 1/2 (2S-1R)**

This seminar explores the interaction between law and socio-economic development (with some emphasis on international law). The seminar engages the theoretical underpinnings of the law and development discourse as well as practical aspects of the development enterprise. It explores the meaning and the historical ascendance of the development concept; its continued metamorphosis into good governance and other related concepts; and the differing approaches to effecting development and the place of law there in. While the seminar includes consideration of the roles of international organizations like the World Bank and the International Monetary Fund in fostering development, students will also be introduced to some of the alternatives to the approaches of these international institutions that scholars, activists, grassroots movements and civil society organizations have advocated in recent times.

**LAW 480.3 INDIGENOUS PEOPLES IN INTERNATIONAL AND COMPARATIVE LAW 1/2 (2S-1R)**

The question of the legal rights of Indigenous peoples has emerged in a number of states since the last half of the twentieth century, and has influenced developments in the United Nations and the Organization of the American States, and also in their constituent organizations. This course will examine these developments. A major focus of the course will be on a comparative examination of the legal and policy developments pertaining to indigenous peoples in selected states.

**Note:** LAW 436 recommended. Students with credit for LAW 819 will not receive credit for this course.

**LAW 485.3 INTERNATIONAL CRIMINAL LAW 1/2 (2S-1R)**

Will engage with the dynamically-evolving field of international and transnational criminal law, with participants critically analysing doctrine and mechanisms for individual accountability for international crimes. Although participants will also examine other topics related to the evolving concepts of transnational and international crime, one particular emphasis will be on statutory materials, case law, and writing related to the international criminal tribunals in Rwanda and Yugoslavia and the International Criminal Court.

**LAW 498.3 SPECIAL TOPICS: USE OF FORCE AND THE LAW OF ARMED CONFLICT 1/2 (3L)**

This course will examine two distinct, but related, bodies of international law: (i) *jus ad bellum* (the law regulating the use of force) and (ii) *jus in bello* (the law of armed conflict, which is also known as international humanitarian law).

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**Subject Area: Labour & Employment**

**\*LAW 467.3 LABOUR AND EMPLOYMENT LAW 1/2 (3L)**

A study of the legal concepts, institutions and procedures concerning the employment relationship in Canada, including the contract of employment at common law; legal protection of the right to organize; status under collective bargaining legislation; the concept of the exclusive bargaining agent; the role of labour relations tribunals; the legal principles relating to industrial disputes; and statutory regimes concerning employment.

**LAW 310.3 INFORMATION AND PRIVACY LAW 1/2 (3L)**

This course examines the law relating to collection, use, and disclosure of information in the public and private sectors in Canada.

**LAW 363.3 AGRICULTURAL LAW I 1/2 (3L)**

Agriculture is a highly regulated industry in most jurisdictions; Canada and Saskatchewan are no exception. Historically governments have intervened in agriculture under the pretext of ensuring stability in both the agriculture and consumer communities. It is because of this intervention that Agricultural Law is often considered the law of exceptions. Reviews specific legislation designed to regulate agriculture, such as the Saskatchewan Farm Security Act, as well as agricultural exceptions in general legislation. Case law and other legal analysis will be included when necessary.

**Prerequisite(s):** Successful completion of first year law.

**LAW 432.3 HUMAN RIGHTS 1/2 (2S-1R)**

An understanding of contemporary debates about universalism and of the meaning of human rights with attention to political theory and international underpinnings. The concept of discrimination and the constitutional position of human rights and fundamental freedoms in Canada. Detailed analysis of the concept of equality as it is embedded in the domestic anti-discrimination law and enshrined in section 15 of the Charter.

**LAW 487.3 LABOUR ARBITRATION 1/2 (3L)**

Arbitration is an alternative dispute resolution (ADR) method that is a substitute (or alternative) to court. In a private process, an arbitrator selected by mutual agreement conducts a hearing and renders a binding, written decision. Arbitration is used to settle many kinds of disputes in labour and employment, commercial and social activities, insurance and financial agreements, international treaties and sports. Taking a hands on approach, the course will teach students how arbitration works, its

advantages and disadvantages, and how to research, prepare and argue cases. Simulations, case analysis, searchable data bases, outside experts, and lectures will be used. Issues covered include dismissal, drug testing, contract interpretation, surveillance and privacy, and discrimination. Acquired skills will be applicable to most employment and commercial settings. Final grades are based on the ability of students to apply what they have learned. In the last class students argue a case in front of experienced arbitrators and then prepare a written arbitration decision.

**Prerequisite(s):** LAW 467 or permission of the instructor.

**Restriction(s):** Restricted to Upper-Year students.

**Note:** Students with credit for COMM 487 may not receive credit for this course.

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### **Subject Area: Legal Practice, Advocacy and Dispute Resolution**

#### **\*LAW 351.3 EVIDENCE I 1/2 (3L)**

This course examines the common law foundations of the law of evidence in Canada – principally rules and standards of admissibility. The topics examined include judicial notice, presumptions and burdens/standards of proof, relevance and materiality, receivability, character evidence, opinion evidence, privilege, and hearsay.

#### **\*LAW 384.3 CIVIL PROCEDURE 1/2 (3L)**

A chronological study of the procedural steps, rules and related substantive law in a civil action from the moment of the decision to sue to the trial of the matter. The context of the adversarial process in an action is examined by reference to the policies underlying civil procedure, the role and authority of the lawyer, the organization and jurisdiction of the courts, limitations of actions and costs. The civil action is examined through a focus on principles of jurisdiction and venue, type and manner of commencement of proceedings, pleadings, multiple claims and parties, and discovery. The course will involve the drafting of documents.

#### **\*LAW 421.3 LEGAL ETHICS AND PROFESSIONALISM 1/2 (3L)**

This course introduces students to i) the roles, responsibilities and authority of the legal profession and ii) the legal and ethical duties of lawyers in the practice of law. The regulation of various aspects of the profession – admission, regulation of the practice of law, lawyer discipline, etc. are critically examined. As well students will learn the elements of a lawyer's duties to client, the court and others, including himself or herself. This involves an understanding of the lawyer's role in the adversary system, the nature of lawyer-client confidentiality, integrity and conflicts of interest in various roles performed by lawyers.

#### **LAW 305.6 CLINICAL LAW 1&2 (2S-4CL)**

A full-year course designed to provide students with practical, real-life legal experience and the tools to reflect critically upon this experience. Students enrolled in the course take on client files at Community Legal Assistance Services for Saskatoon Inner City Inc. CLASSIC is a not-for-profit community legal clinic located at 123 20th Street East. Students provide front-line legal services in many areas of law,

including criminal law, social assistance law, immigration and refugee law, residential tenancies law, human rights law, prison law and more. Students will gain skills and understanding in the areas of client interviewing and counseling, legal writing and research, file management, professional responsibility and advocacy before courts and administrative tribunals. Students are exposed to the complexities and demands of a real-life legal clinic and engage with the legal system on the level at which it actually operates. Students will also be exposed to issues and critical literature pertaining to poverty law, access to justice and the lawyering process.

**LAW 342.3 APPELLATE ADVOCACY 1/2 (3S)**

This seminar is a theory and practice course, combining the study of legal principles unique to appellate litigation and the work of appellate courts, with practical written exercises, and a mock appeal in the Saskatchewan Court of Appeal. The objective of this seminar is to increase a student's understanding of the appellate process in both civil and criminal matters, and to provide practical exposure to the practice of litigation.

**LAW 404.3 JUDGMENT ENFORCEMENT LAW 1/2 (3L)**

The issuance of a judgment does not, in itself, enable a successful claimant to reach the financial resources or property of the judgment debtor for purposes of satisfaction of the successful plaintiff's claim. The enforcement of a judgement for the payment of money entails resorting to the specialized system of law that constitutes the subject of this course. The various methods of judgement enforcement are examined. In addition the law applicable to fraudulent conveyances and preferences is examined in detail.

**LAW 430.3 NEGOTIATION AND DISPUTE RESOLUTION 1/2 (3L)**

This course examines the form and function of negotiation as a problem-solving process. Negotiation is critical to lawyers and others concerned with preventing or resolving disputes. We study effective negotiation from theoretical, critical and practical perspectives, placing emphasis on the lawyer's role in negotiation.

**LAW 439.3 MEDIATION 1/2 (3L)**

Mediation—broadly speaking, the process of assisting the negotiations of others—is being increasingly used to resolve legal disputes. This course explores mediation from both theoretical and practical perspectives. As well as examining the structure and different approaches to mediation, students will develop skills for engaging the mediation process effectively in every role. While students will experience and study mediation from a variety of perspectives, it is the implication for their role as lawyers that forms the common theme.

**Prerequisite or Co-requisite:** LAW 430

**LAW 452.3 TRIAL ADVOCACY 1/2 (3L)**

Advocacy techniques, practice and tactics in trial fora. Topics covered will include: the essentials of direct examination and cross examination, chambers advocacy, examinations for discovery,

impeachment of witnesses, occurrence witness testimony, expert witnesses, the use of exhibits, closing arguments and addresses.

**LAW 491.3 INTENSIVE CLINICAL LAW PROGRAM 1/2 (2S-1R)**

Students enrolled in this intensive 15-credit clinical law program are immersed full-time in the real-life context of a busy poverty law clinic at Community Legal Assistance Services for Saskatoon Inner City (CLASSIC), a community based legal clinic in Saskatoon. They take on client files in a broad range of legal areas under close lawyer supervision, and take an academic seminar to critically reflect about their clinical experiences.

**Co-requisite(s):** LAW 492.12

**LAW 498.3 (s. 82) SPECIAL TOPICS: ADVANCED LEGAL RESEARCH AND ADVISING 1/2 (3L)**

This course focuses on advanced application of practical legal research and writing skills, including locating and updating relevant case law, legislation and commentaries, for the purpose of providing professional support to client decision-making. Building on skills students acquired in their introductory research and writing instruction, this course focuses on application of legal research and analysis to solve problems and support client decision-making. Students will formulate and use research plans, find and select relevant primary law sources using a variety of strategies, use secondary sources efficiently, interpret and work with legislation, and identify and analyze options using professional decision-making processes and strategies. This course will be a hands-on and experiential learning class.

**Prerequisite(s):** LAW 243

**LAW 498.3 (s. 72) SPECIAL TOPICS: TRANSFORMATION IN PRACTICE: RECONSTRUCTING THE FUTURE LAWYER 1/2 (2S-1R)**

This course combines online presentations and resources, group activities and hands-on training, including design thinking principles, for students to manage and exploit current and future challenges affecting the legal profession.

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**Sub-group: Moots**

**LAW 346.3 ENVIRONMENTAL LAW MOOT 1/2 (3S)**

Students selected for the Environmental Law Moot Competition will receive 3 credit units for the course in either term one or term two. Information and selection processes for the 2021-2022 competition will be announced in the fall. Accommodation, meals and travel expenses associated with the Environmental Moot Competition are paid by the moot sponsors.

**LAW 347.3 BOWMAN NATIONAL TAX MOOT 1/2 [Nov.-Feb.] (3S)**

Up to five students will be selected annually to participate in the Donald G. H. Bowman National Tax Moot held in Toronto. The moot will involve research and advocacy, both oral and written, and will allow students from Canadian law schools to debate current legal issues in taxation law with senior tax

practitioners and with justices of the Tax Court and Federal Court of Appeal. The moot is recommended to those with an interest in advocacy, exacting research and taxation issues. Calendar Description: This seminar is designed for students who wish to participate in the Donald G.H. Bowman National Tax Moot held in Toronto. The moot will involve research and advocacy, both oral and written, and will allow students from Canadian law schools to debate current legal issues in taxation law with senior practitioners and with justices of the Tax Court and Federal Court of Appeal. The seminar is recommended to those with an interest in advocacy, exacting research and taxation issues. A team of up to five students (four oralists and up to one additional participant) will be selected to represent the College at the forthcoming Moot. The seminar is recommended mainly for those with an aptitude for public speaking and exacting research.

**Prerequisite/Co-requisite:** NONE

**LAW 427.3 GALE MOOT      1/2 [Nov.-Feb] (3S)**

Participation in the Gale Moot Competition held annually in Toronto is required. It will involve research and advocacy, both oral and written, on a complex case or problem in the field of criminal and/or constitutional law. Students are responsible for the preparation of both an Appellant's and a Respondent's factum, and will participate in at least three practice moots at the College prior to the competition. Recommended for students with an interest in public speaking and exacting research. Course Content a) outline: This seminar is for students of the College of Law who wish to take part in the Gale Moot Competition. The Gale Moot is held annually at Osgoode Hall in Toronto and attracts teams from law schools across Canada. The case argued by the students is a recent Supreme Court decision in the criminal/constitutional law area. The students are responsible for the preparation of both an Appellant's factum and a Respondent's factum, and will participate in at least three practice moots at the College prior to the competition. The number of moots participated in at Osgoode Hall will depend on how far the team advanced in the competition. The final two rounds will be judged by three judges from the Supreme Court of Canada. Every fourth year the winner of the Gale Moot is Canada's representative in the Commonwealth Moot which is held once every four years. b) objective: To provide students with an opportunity to perform in-depth research, analysis, writing and advocacy in the criminal/constitutional law area, as well as developing their appellate advocacy skills through argument and presentation to actual appellate court judges. Means of Evaluation The means of evaluation will be the same as for the Laskin Moot (LAW 441.3). Additional Information There are four students on the College Gale Moot team.

**LAW 441.3 LASKIN MOOT      1/2 [Oct.-Mar.] (3S)**

The Laskin Moot is a bilingual (French/English) competition where a minimum of one of the four team members participates in French. It is designed to provide academic supervision and credit for the four students who are members of the College team in the Laskin Memorial Moot Court competition. Participants do research and written and oral advocacy on a complex problem in administrative and constitutional law. The seminar is recommended for those with an interest in advocacy, exacting research, and public law issues.

**Prerequisite/Co-requisite:** NONE. Administrative Law is recommended.

**LAW 447.3 KAWASKIMHON ABORIGINAL RIGHTS MOOT 1/2 [Oct.-Mar.] (3S)**

The Aboriginal Rights Moot is a moot structured on the traditional Aboriginal circle consensus-building process. It is designed to allow law students to debate and discuss Aboriginal rights issues vital to the Aboriginal Peoples.

**Prerequisite or Co-requisite:** LAW 436.

**LAW 448.3 DISPUTE RESOLUTION MOOT 1&2 (3S)**

Lawyers use dispute resolution skills in various procedural settings, and often advocate for their clients in the mediation process. This course offers students an opportunity for intensive skill development in dispute resolution and mediation advocacy through a competitive moot experience.

**Prerequisite:** LAW 430

**LAW 450.3 WESTERN CANADA MOOT\SOPINKA CUP 1/2 [Oct.-Mar.] (3S)**

This moot involves preparation and participation in a trial advocacy moot initially involving the six western Canadian law schools followed by a national competition. Participants are involved in juried trial relating to a problem in evidence, criminal procedure and/or criminal law. Participants are expected to prepare opening juror addresses, examinations-in-chief and cross examinations and closing arguments. In addition, there is research on various evidentiary points which arise during the course of argument.

**Note:** there are no prerequisites for this course although it is desirable that students will have completed a course in either evidence or criminal procedure.

**LAW 459.3 GERDA BLOEMRAAD JESSUP MOOT 1/2 [Nov.-Feb.] (3S)**

This moot is designed for students who wish to compete in the Jessup International Law Moot Court Competition. Students will receive three course credits to be designated for term one or two. The seminar takes place over first and second semester, with the former designed to prepare students for written submissions to the International Court of Justice and the latter emphasizing on preparation for the oral rounds of the competition. The seminar involves; discussion of contemporary issues in public international law matters relevant to the Jessup Moot problem; instruction and focus on the necessary research tools related to public international law to solve the Jessup Moot problem; and extensive oral advocacy training. A team of five students encompassing four oralists and one designated research counsel will be selected to represent the College at the competition. The seminar is recommended mainly for those with an aptitude for public speaking, exacting research and interest in international law matters.

**Prerequisite/Co-requisite:** NONE

**LAW 464.3 DAVIES CORPORATE/SECURITIES MOOT 1/2 [Oct.-Mar.] (3S)**

The College will once again participate in the annual Davies Canadian Corporate/Securities Law Moot. Work on the problem begins in early January 2022, with factums to be submitted by early February and oral argument in Toronto in late February/early March. Thus, the moot involves intensive work in the first part of the second semester. As with other competitive moots in which the College participates, the



Corporate/Securities Moot is a 3-credit course with travel costs covered to promote equal access. Five students will be selected to participate in the moot, four of whom will act as oralists and one of whom will act as a researcher and participate fully in the drafting of factums and the critiquing oral arguments. All team members will attend the moot in Toronto. Students in both 2nd and 3rd year are eligible to apply. Recognized as the leading event of its kind in Canada, the annual Davies' Corporate/Securities Law Moot provides an opportunity for top students from Canadian law schools to debate current legal issues in corporate and securities law with senior practitioners from Toronto law firms and corporations, regulators from the Ontario Securities Commission and judges. In addition to the formal moot competition, students have the opportunity to meet and socialize with other participants as well as many of the senior lawyers, regulators and judges who sit as justices for the competition.

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### **Subject Area: Legal Theory**

#### **\* LAW 394.3 JURISPRUDENCE 2 (3L)**

This course examines the nature and function of the law, focusing particularly on the relationship between the law and society, law and morality, and law and political theory.

#### **LAW 393.3 GENDER AND THE LAW 1/2 (2S-1R)**

Examines the social construction of gender, and critical and feminist perspectives on law.

#### **LAW 405.3 ADVANCED CRIMINAL LAW 1/2 (2S-1R)**

Seminar on criminal law, legal theory, and public policy; the substantive content used to focus analysis varies.

**Prerequisite(s):** LAW 204.6

**Note:** Students with credit for LAW 805 cannot receive credit for this course.

#### **LAW 406.3 LAW AND CULTURE 1/2 (2S-1R)**

This interdisciplinary seminar explores legal culture within the larger cultural contexts that it shapes and is shaped by. In studying the ways in which law and cultures intersect in history, theory, and practice, students will enhance their critical understanding of the independence and interdependence of law and justice; the value of cultural theory in reading legal texts; the challenges and opportunities of inter-cultural perspectives; the role of media images of the law and lawyers; issues of race, gender, class, commodification, and sexuality; the construction of public and private spheres; censorship and intellectual property; agency and accountability; cultural myths and narrative powers.

#### **LAW 418.3 SEXUAL ASSAULT 1/2 (2S-1R)**

The seminar examines the regulation of sexual assault by domestic and international criminal and civil law; primary focus is on domestic criminal law, legal theory, and public policy from an inter-disciplinary perspective.

**Co-requisite(s) or Prerequisite(s):** LAW 351 (Evidence I) and LAW 423 (Criminal Procedure) recommended.

**LAW 435.3 LAW AND ECONOMICS 1/2 (2S-1R)**

This seminar will apply economic principles to analyze legal principles. Topics covered will include the economic analysis of major areas of the common law, namely, property law, tort law and contract law. Other topics include (i) the economic approach to corporate law, (ii) bankruptcy, and (iii) competition law. As the various topics are covered, students will see how the law might be addressing certain kinds of recurring economic problems, including prisoners' dilemmas, transactions costs, externalities, asymmetric information, principal-agent problems, and free-rider problems. A previous background in economics is not required.

**LAW 456.3 CONFLICT OF LAWS 1/2 (3L)**

Conflict of Laws, or Private International Law as it is also widely known, deals with the analysis and resolution of legal problems involving more than one jurisdiction. Using cases primarily from tort, contract, property and family law, the student learns how to characterize a legal issue, how to determine which jurisdiction is the most appropriate forum, and which jurisdiction's law governs the issue, and how to evaluate the significance of factors that influence recognition and enforcement of the foreign judgment.

**LAW 463.3 FIDUCIARY OBLIGATIONS 1/2 (2S-1R)**

The seminar introduces students to the law regulating the actions of fiduciaries. The content of fiduciary accountability is addressed in detail.

**LAW 498.3 SPECIAL TOPICS: ADMINISTRATION OF JUSTICE: THEORY AND PRACTICE 1/2 (2S-1R)**

This seminar on the administration of justice examines the institutional arrangements used to administer justice from theoretical and practical perspectives. Conflicts between the rule of law, discretion, legality, and morality as debated in the theoretical literature and seen in the operation of justice institutions provide the basic conceptual framework for the seminar. Choices that arise when designing and re-designing legal institutions for specific purposes are considered. The legal, political, and social implications of alternate approaches and models for the regulation or supervision of the exercise of discretion will be examined. Contexts examined may include: the establishment and enforcement of labour standards; securities regulation and white collar crime; self-regulation by professional disciplinary bodies; police regulation and discipline; provincial welfare legislation and regulations; environmental regulation; and public responses to domestic and sexual violence. Comparisons with approaches used in non-Canadian jurisdictions will be made. Resource persons and speakers will be utilized for enrichment purposes to the extent this proves to be helpful and feasible. For the purpose of the major research paper, students will be encouraged to examine issues related to the exercise of discretion in an area in which they have particular interest or experience.

**Co-requisite or Prerequisite:** LAW 340.3

**LAW 498.3 SPECIAL TOPICS: LAW REFORM COMMISSION OF SK INTERNSHIP 1&2**

This internship will give students an opportunity to learn about the process of law reform and to develop their research and writing skills by working with the Commission and its Director on law reform projects in which the Commission is engaged.

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### **Subject Area: Property Law, Succession**

#### **LAW 315.3 ENTERTAINMENT LAW 1/2 (3L)**

This course provides an overview of the key areas relevant to entertainment law, including: artist rights, copyright infringement, fair dealing, negotiation, trade-marks in entertainment, talent and guild agreements, collective bargaining, publicity rights, defamation, entertainment contracts, and emerging

#### **LAW 326.3 TRUSTS 1/2 (3L)**

The course covers the creation, administration, variation and breach of express trusts. Resulting and constructive trusts are also examined.

#### **LAW 410.3 INTELLECTUAL AND INDUSTRIAL PROPERTY I 1/2 (3L)**

This course will comprise a survey of substantive elements of some areas of intellectual and industrial property law and the current legal frameworks respecting copyright, industrial design, trademarks, patents and plant breeders' rights. Approximately one quarter of the course will be devoted to each of copyright, trademarks and patents. Industrial design and plant breeder's rights laws will be treated only with sufficient detail to familiarize students with their scope. Some time will be allocated to considering the development of current Canadian and international intellectual property regimes. An examination of developments and problems caused by internationalization and by new technologies and demands on the law in a post-industrial, information-age society will be included.

#### **LAW 428.3 WILLS 1/2 (3L)**

This course examines: the law surrounding the execution, construction and revocation of wills, powers of attorney, and advanced health care directives; issues of probate, survivorship, intestate succession, dependants' relief, and family issues as they relate to wills and estates, including a discussion of the law surrounding adult guardianship applications; pre- and post-mortem tax planning opportunities relating to wills and estates.

#### **LAW 463.3 FIDUCIARY OBLIGATIONS 1/2 (2S-1R)**

The seminar introduces students to the law regulating the actions of fiduciaries. The content of fiduciary accountability is addressed in detail.

entertainment law issues in the digital age. The course will provide examples from film, television, music, visual art, live performance and other areas. Some classes may involve guest speakers. Students will have an opportunity to consider and discuss both practical and theoretical issues regarding entertainment law.

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## **Subject Area: Public Law**

### **\*LAW 340.3 ADMINISTRATIVE LAW I 1/2 (3L)**

A survey of the role of administrative agencies within the Anglo-Canadian legal system focusing primarily on consideration of the extent to which agency and executive action is subject to judicial review and control.

### **LAW 310.3 INFORMATION AND PRIVACY LAW 1/2 (3L)**

This course examines the law relating to collection, use, and disclosure of information in the public and private sectors in Canada.

### **LAW 320.3 REGULATION OF PROFESSIONS 1/2 (3L)**

This course will provide in-depth coverage of legal issues that arise in context to professional regulation in Canada. Topics will include unauthorized practice, registration, investigation, quality assurance, marketing, mobility, and discipline. The course will address how professional regulation intersects with other areas of the law, including administrative law, human rights, and the Charter.

### **LAW 413.3 CURRENT ISSUES IN LAW REFORM 1/2 (2S-1R)**

This Seminar will introduce students to the principles and process that guide the reform of the law. The seminar will use selected readings and presentations by guest lecturers and the professor to provide the foundation for a consideration of the processes, machinery and potential for law reform initiatives in areas of provincial jurisdiction. Students will be introduced to approaches to law reform, interact with the Law Reform Commission of Saskatchewan and will learn about the successes and failures of a number of recent provincial law reform initiatives.

### **LAW 415.3 MUNICIPAL LAW 1/2 (3L)**

This course examines the scope and exercise of municipal authority, municipal liability in tort, as well as planning, subdivision, zoning and other means of land use regulation.

### **LAW 431.3 ADVANCED CONSTITUTIONAL LAW 1/2 (2S-1R)**

This seminar will engage in examination of current issues in constitutional law, including issues of constitutional theory, federalism and the constitutional protection of individual and group rights.

### **LAW 440.3 INNOVATION IN JUSTICE: THE DEAN'S FORUM 1/2 (3S)**

The Dean's Forum on Dispute Resolution and Access to Justice (the Dean's Forum) is an important initiative that engages justice community stakeholders in Saskatchewan in a dialogue about access to

justice and the future of the legal system. This course offers law students a unique opportunity to meaningfully, and actively, contribute to this consultation and policy development exercise.

**LAW 449.3 CANADIAN LEGAL HISTORY 1/2 (3L/S)**

Introduces students to fundamental developments in Canadian legal history, and uses a historical perspective to enhance understanding of Canadian legal institutions and principles. The course will survey the ingredients of the Canadian legal heritage: English, European and American influences; the legacy of civil, common and customary law. There will also be discussion of the impact of Canadian historical events on specific areas of Canadian law, such as immigration law, family law, criminal and constitutional law.

**Note:** Students with credit for LAW 839 will not receive credit for this course.

**LAW 463.3 FIDUCIARY OBLIGATIONS 1/2 (2S-1R)**

The seminar introduces students to the law regulating the actions of fiduciaries. The content of fiduciary accountability is addressed in detail.

**LAW 498.3 SPECIAL TOPICS: ADMINISTRATION OF JUSTICE: THEORY AND PRACTICE 1/2 (2S-1R)**

This seminar on the administration of justice examines the institutional arrangements used to administer justice from theoretical and practical perspectives. Conflicts between the rule of law, discretion, legality, and morality as debated in the theoretical literature and seen in the operation of justice institutions provide the basic conceptual framework for the seminar. Choices that arise when designing and re-designing legal institutions for specific purposes are considered. The legal, political, and social implications of alternate approaches and models for the regulation or supervision of the exercise of discretion will be examined. Contexts examined may include: the establishment and enforcement of labour standards; securities regulation and white collar crime; self-regulation by professional disciplinary bodies; police regulation and discipline; provincial welfare legislation and regulations; environmental regulation; and public responses to domestic and sexual violence. Comparisons with approaches used in non-Canadian jurisdictions will be made. Resource persons and speakers will be incorporated into the seminar schedule for enrichment purposes to the extent this proves to be helpful and feasible. For the purpose of the major research paper, students will be encouraged to examine issues related to the exercise of discretion in an area of law in which they have particular interest or experience.

**Prerequisite(s):** LAW 340

**LAW 498.3 SPECIAL TOPICS: LAW REFORM COMMISSION OF SK INTERNSHIP 1&2**

This internship will give students an opportunity to learn about the process of law reform and to develop their research and writing skills by working with the Commission and its Director on law reform projects in which the Commission is engaged.

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## Subject Area: Taxation

### **\*LAW 477.3 TAXATION I 1/2 (3L)**

This course deals with federal income taxation, which focuses on basic tax principles and underlying theoretical concepts. The taxation unit concentrated upon is the individual. Topics normally covered in the course include procedure, statutory interpretation, the tax base, measurement of income, deductions, exemptions, and capital gains.

### **LAW 478.3 TAXATION II 1/2 (3L)**

Focuses on taxation of business entities including corporations, trusts, and partnerships. Since this course builds on concepts introduced in Taxation I 477.3 knowledge of the basic concepts covered in that course is essential.

**Prerequisite(s):** LAW 477

### **LAW 488.3 TAX POLICY 1/2 (2S-1R)**

This seminar will focus on evaluating tax policies by examining their tax equity implications, social and economic consequences, and administrative feasibility. This seminar will provide students with the opportunity to engage in tax policy issues, resulting in a heightened appreciation of the social and economic implications of tax policy, an increased ability to evaluate tax policies, and a deeper understanding of technical tax law rules. (Note: LAW 477 is a co-requisite/prerequisite.).

**Prerequisite(s)/Co-requisite:** LAW 477

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## Subject Area: Other

### **LAW 490.3 LAW REVIEW 1/2 (3S)**

This course publishes the Saskatchewan Law Review. The work involves selecting and editing material submitted for publication, participating in policy decisions, proofreading, and other miscellaneous tasks. Each student also undertakes written work for possible publication in the Review.

### **LAW 495.3 INDIVIDUAL DIRECTED RESEARCH (IDR) 1/2 (3S)**

This seminar allows interested students to undertake a substantial research project. Enrolment is limited to two students for each of the professors willing to take on student(s). The course is not timetabled as a convenient meeting time can be arranged to suit the instructors and students concerned. Students must approach individual professors with a research proposal. All proposals must be approved by the Studies Committee.

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