SOC 3740 T02: Selected Topics in Criminology

Law, Justice, and Indigenous Peoples

The University of Manitoba • Department of Sociology and Criminology

Winter 2020 (3 cr. hrs.)

Professor: Dr. Jeremy Patzer
Time: M/W/F 11:30am - 12:20pm
Location: TBA
Final Exam: In-class test

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Email: jeremy.patzer@umanitoba.ca
Office: 309 Isbister
Office Hours: In abundance, by appointment.

The most effective way to get in touch with me is by email. I try to respond within 24 to 48 hours, barring periods of travel, conferences, unbearable mountains of marking and emails, etc. Always include the course and section in the subject line or body of the message.

REQUIRED READING

There is no textbook for this course. The articles and chapters that form the reading list can be found on the course web site on UM Learn.

- Materials which do not appear on the official reading list may be supplied in class, uploaded to UM Learn, or even assigned for home viewing (streaming documentaries, etc.) throughout the course. Students are just as responsible for keeping up with this content, as it will also appear on the tests.

COURSE OBJECTIVES

In the context of settler-colonial relations, should the law be seen as an avenue for rectifying historical wrongs against Indigenous peoples, to be used in the search for justice? Or is it better seen as an instrument of dispossession and domination in the service of the settler state? To further raise the stakes, generations of Indigenous peoples in Canada have been subject to forms of legal regulation, legal control, and outcomes of legal policy and practice (whether intended or not) in ways which non-Indigenous peoples have not. To further complicate the issue, to speak of “the law” in a singular fashion is somewhat of a misnomer in that it is vast and multi-faceted. We will therefore straddle the divisions between areas such as criminal law, constitutional law, parliamentary legislation, and transitional justice. Ultimately, this course will reveal the law’s role as much more complex and equivocal than the initial question would suggest.

GRADE DISTRIBUTION

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EVALUATION AND ASSESSMENT

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<tr>
<td>Test 1</td>
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<td>Paper 1</td>
<td>(25%)</td>
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<td>Paper 2</td>
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<td>Test 2</td>
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<td>Participation</td>
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Failure to complete any portion of the required coursework will result in a grade of zero for that portion.
IMPORTANT DATES

Jan 6: Fall term begins  Mar 18: Voluntary withdrawal deadline
Feb 17-21: Fall term break, no classes  Apr 7: Last day of classes for fall term

About the Forms of Assessment

PARTICIPATION (10%)

Class participation is a key component of the course. Students are expected to have completed the pertinent readings prior to the lectures. This will allow you to incorporate the lecture material quickly, make connections to the readings and your prior knowledge, and engage actively in class discussions. Students are also expected to be present for each class, participate in class discussion, and be a non-disruptive member of the class (e.g., avoid non-class-related internet use, non-class-related chatting, cell phone calls, texting, early departures). Participation scores are based upon all of these factors, along with small in-class activities and written responses. Attendance will be taken on a regular basis. Students who regularly miss class without a valid reason will receive 0% for participation. Please be aware of the University’s policy on unexcused absences from the calendar’s General Academic Regulations:

1. Attendance at Class and Debarment

Regular attendance is expected of all students in all courses. An instructor may initiate procedures to debar a student from attending classes and from final examinations and/or from receiving credit where unexcused absences exceed those permitted by the faculty or school regulations.

A student may be debarred from class, laboratories, and examinations by action of the dean/director for persistent non-attendance, failure to produce assignments to the satisfaction of the instructor, and/or unsafe clinical practice or practicum. Students so debarred will have failed that course.

TESTS

There will be two tests consisting of written answer questions, and perhaps some multiple choice or true/false questions.

SMALL PAPERS

Students will write two short papers during the term. I will give the topic for each in class along with further guidelines, expectations, and advice. The papers must be typed, formatted according to the requisite style guide, and stapled.

Things You Should Know

MISSING DEADLINES AND TESTS

Assignment deadlines and tests can only be missed for legitimate medical reasons or family emergencies. If you are in a situation where you are likely to miss a deadline or test for a compelling reason, contact me beforehand so that we can discuss it, and please work on securing appropriate documentation from a legitimate source. Students who miss a test must provide proper documentation to be considered for re-scheduling.
“When will we get our tests/essays back?”
You have chosen to study one of the more popular disciplines in the social sciences and humanities, and thus you will find that our classroom is very full. Depending upon class size and evaluation methods for the course, marking student work in a timely fashion can sometimes be a challenge. My guideline in the past was to strive to have student work marked within two weeks. During most parts of the term—and especially with the written work that you will be doing—I find that this is often stretching into three weeks. Nevertheless, in looking at the due dates you will notice that you will have written and received a grade for the first test and the first paper prior to the VW date.

Academic Integrity
Students should acquaint themselves with the university’s policy on plagiarism, cheating, exam personation, (“Personation at Examinations” [Section 5.2.9] and “Plagiarism and Cheating” [Section 8.1]) and duplicate submission by reading documentation provided at the Arts Student Resources site: http://umanitoba.ca/faculties/arts/student_resources/student_responsibilities_integrity.html. Ignorance of the regulations and policies regarding academic integrity is not a valid excuse for violating them.

Copyrighted Material & Recording Class Lectures
Jeremy Patzer and the University of Manitoba hold copyright over the course materials, presentations and lectures which form part of this course. No audio or video recording of lectures or presentations is allowed in any format, openly or surreptitiously, in whole or in part without permission from Jeremy Patzer. Copyrighted works, including those created by me (i.e. course materials), are for private study and research and must not be distributed in any format without permission.

Unclaimed Term Work Disposal
Any term work that has not been claimed by students will be held for four (4) months from the end of the final examination period for the term in which the work was assigned. At the conclusion of this time, all unclaimed term work will become property of the Faculty of Arts and be destroyed according to FIPPA guidelines and using confidential measures for disposal.

Special Learning Needs & Accessibility
Students with special learning needs (who for legitimate reasons require extra time to write a test, or who require aids or other supports) should identify themselves to me at the beginning of term in order to arrange suitable accommodation, and contact Student Accessibility Services.

Disruption
Disruptions due to excessive talking or early departures from the classroom are especially distracting to large classes. Please be considerate and respectful of the needs and rights of others in the class. Students should be aware that persistent disruption may result in disbarment from the course. Any student who has a legitimate reason for leaving class early should inform the instructor at the beginning of class. Students should also be aware that use of electronic devices for purposes other than taking notes and searching information/images related to the lecture is a distraction both to them, the students around them, and potentially the professor. Disruptive use of electronic devices may result in a ban against their use or, in extreme cases, disbarment from the course.
Reading List & Tentative Schedule

*These assigned readings will be posted on UM Learn, while other supplemental materials may be handed out in class or posted on UM Learn.

**Setting the Context (~1 week)**


**Law's Management of Colonial Dispossession (~2.5 weeks)**


**Securitization and the Settler State (~1 week)**


CRIME AND CRIMINAL LAW (~3.5 weeks)


UNDRIP, RESIDENTIAL SCHOOLING, & THE SIXTIES SCOOP (~2.5 weeks)


